

COMPARISON DOCUMENT

(Including Both Language & Appropriation Changes)

**House Bill 487
129th General Assembly**

**Mid-Biennium Review
(FY 2012-FY 2013)**

**In House Finance and Appropriations
(LSC 129 2171-3)**

**Legislative Service Commission
March 20, 2012**

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Executive

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ADJCD1 Land Conveyance – Certain Adjutant General Property in Marion and Preble Counties

Section: 753.10

(1) Authorizes the Governor to execute a deed in the name of the state conveying to a purchaser or purchasers, and the purchaser or purchaser's successors and assigns or heirs and assigns, all of the state's right, title, and interest in certain parcels of real estate associated with the Marion Armory property, the Eaton Armory property, and the Eaton MVSB property.

(2) Requires the purchaser of the real estate located at the Marion Armory to pay for and maintain all existing utility lines that traverse the property and service the Marion Engineer Depot.

(3) Requires a political subdivision that purchases and resells a parcel noted in provision (1) above within two years to pay to the state, for deposit into the state treasury to the credit of the existing Armory Improvements Fund (Fund 5340), an amount representing one-half of any net profit derived from the subsequent sale.

(4) Requires the Adjutant General's Department to appraise the parcels, or have them appraised by one or more disinterested persons for a fee to be determined by the Adjutant General.

(5) Specifies that the parcels are to be offered at the appraised value first to the municipal corporation or township in which the parcels are located, followed by the county in which they are located, and lastly, if not purchased by the county, sold at public auction to the highest bidder.

(6) Requires the Adjutant General's Department to pay all advertising costs, appraisal fees, and other costs of the

Section: 753.10

(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.

Executive

In House Finance and Appropriations

sale of the parcels.

(7) Specifies that the net proceeds of the sale of the parcels be deposited into the state treasury to the credit of the Armory Improvements Fund.

(8) Expires the Governor's authority to sell these parcels five years after the provision's effective date.

Fiscal effect: The sale of such real estate will generate a onetime revenue gain for the Armory Improvements Fund.

(7) Same as the Executive.

(8) Same as the Executive.

Fiscal effect: Same as the Executive.

ADJCD2

Land Conveyance – Certain Adjutant General Property to City of Defiance

Section: 753.20

(1) Authorizes the Governor to execute a deed in the name of the state conveying to the City of Defiance, and its successors and assigns, all of the state's right, title, and interest in certain real estate located in Defiance County.

(2) States that the consideration for conveyance of the real estate is \$90,000.

(3) Specifies that the real estate will be sold as an entire tract.

(4) Requires the City of Defiance to pay the costs of the conveyance, including recordation costs of the deed.

(5) Specifies that net proceeds of the sale be deposited in the state treasury to the credit of the existing Armory Improvements Fund (Fund 5340).

(6) Expires the Governor's authority to sell this parcel one year after the provision's effective date.

Fiscal effect: The sale of such real estate will generate a onetime revenue gain of \$90,000 for the Armory Improvements Fund.

Section: 753.20

(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.

(6) Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

DASCD11 Long-Term Lease-Purchase and Lease-Leaseback Agreements

R.C. 123.01

Modifies existing law governing lease-purchase agreements that the Department of Administrative Services (DAS) may enter into by: (1) expressly allowing DAS to make such agreements with any person or political subdivision of the state; (2) requiring that improvements under a lease-purchase agreement be for any public purpose or private use for the benefit of the state, instead of just any public purpose as required under existing law; and (3) eliminating the public bidding process requirements for leasing buildings, structures, and other improvements to state agencies.

Establishes new law that grants DAS authority to enter into a lease-leaseback agreement under which the state leases real property to provide for the construction of buildings, structures, and other improvements for the use of the state under terms similar to those required for lease-purchase agreements.

Requires any person or political subdivision entering into a lease-purchase or lease-leaseback agreement with DAS to provide plans for improvements that are satisfactory to DAS.

Fiscal effect: The provision allows for another method for acquiring and building or improving facilities for the use of the state.

R.C. 123.01

Same as the Executive.

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

DASCD18 Conveyance and Easement Authority

R.C. 123.01, 127.27

Modifies existing authority to lease or grant easements or licenses for unproductive and unused lands or other property under the control of a state agency by removing the requirement for the conveyances to be executed for the state by both the Director of DAS and the Governor, and instead specifies that conveyances need only be executed by the Director of DAS or the Director's designee.

Expressly provides that the leases, easements, or licenses may be made to any person or entity.

Removes the existing provision applicable to federal agencies, political subdivisions, and taxing districts, allowing for the agency, political subdivision, or taxing district to have the exclusive use of property without the right of sublease or assignment.

Provides that the existing authority DAS has to exercise general custodial care of all real property of the state includes the sale and conveyance of real estate not needed by the state.

Requires the approval of the Controlling Board for all conveyances of land not needed by the state.

R.C. 123.01, 127.27

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

In House Finance and Appropriations

DASCD19 Ohio Facilities Construction Commission

R.C. 123.20, 123,201, 123.21, 3318.30; Renumbers existing sections and enacts new sections under Chapter 123.; Amends various other RC sections; Section 701.70.10

Creates the Ohio Facilities Construction Commission to replace the Office of the State Architect and Engineer and the Office of Energy Services.

Provides authority for the consolidation of most of the state's building construction and energy operations management by combining the Office of the State Architect and Engineer and the Ohio School Facilities Commission, and possibly the Department of Natural Resources Engineering Division.

Maintains the Ohio School Facilities Commission as an independent agency within the Ohio Facilities Construction Commission.

Provides for the Ohio Facilities Construction Commission to assume the powers and obligations of, and to continue the operations and management of, the State Architect and Engineer's Office as provided in continuing law or in any agreements relating to capital expenditures for construction operations functions to which the State Architect and Engineer's Office is a party.

Specifies that the Ohio Facilities Construction Commission must complete any activities related to operations functions that are not completed by the Office of the State Architect and Engineer on the date of transfer with the same effect as if completed by the Office of the State Architect and Engineer.

R.C. 123.20, 123,201, 123.21, 3318.30; Renumbers existing sections and enacts new sections under Chapter 123.; Amends various other RC sections; Section 701.70.10

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

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Specifies that all employees of the Office of the State Architect and Engineer are to be transferred to the Ohio Facilities Construction Commission as the Commission determines to be necessary.

Same as the Executive.

Specifies that all employees of the School Facilities Commission remain in their current classification unless the Ohio Facilities Construction Commission determines otherwise.

Same as the Executive.

Specifies that judicial and administrative actions will proceed with the Ohio Facilities Construction Commission being substituted as a party for the Office of State Architect and Engineer.

Same as the Executive.

Appropriates established encumbrances plus any additional amounts determined to be necessary for the Ohio Facilities Construction Commission to perform the construction, energy, and capital funding operation functions of the Office of State Architect and Engineer. Creates the Ohio Facilities Construction Commission Fund to be used by the Commission to pay its operating expenses.

Same as the Executive.

Authorizes the Director of OBM to make all budget changes necessitated by this reorganization, including administrative organization, program transfers, the creation of new funds as well as the transfer and consolidation of state funds.

Same as the Executive.

Requires the Ohio Facilities Construction Commission and the Department of Natural Resources to cooperate in a study to determine which operation functions, if any, of the DNR Division of Engineering should be integrated and consolidated into the Commission.

Same as the Executive.

Fiscal effect: In the short-run, there may be some one-time costs for the reorganization. In the long-run, there could be some administrative savings.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

DASCD12 Alternative Sale and Leaseback Requirements

R.C. 123.51, 307.093

Authorizes the state and boards of county commissioners to enter into agreements for the sale and leaseback of state-owned buildings and county-owned buildings, respectively. Specifies that under such an agreement, the purchaser is obligated, immediately upon closing, to lease the building back to the state or county. Specifies, further, that the agreement obligate the lessor to make improvements to the building, including renovations, energy conservation measures, and other measures that are necessary to improve the functionality and reduce the operating costs of the building.

Fiscal effect: Provides the state and counties with another way to finance the cost of public improvements, essentially in the form of a long-term lease.

R.C. 123.51, 307.093

Same as the Executive.

Fiscal effect: Same as the Executive.

DASCD9 DAS Role in County Personnel Administration

R.C. 124.14, 124.04, 124.06, 124.11, 124.12

Modifies the authority of DAS with respect to certain provisions of civil service law, generally regarding the authority over the examination and classification of positions, to clarify that DAS's authority extends only to positions in the classified service of the state. (Under current law, DAS's authority extends to counties and general health districts.)

Modifies the authority for county agencies to contract with DAS for human resources services, including but not limited to establishment and modification of job classification plans, competitive testing services, and periodic audits and reviews, and other related functions.

R.C. 124.14, 124.04, 124.06, 124.11, 124.12

Same as the Executive.

Same as the Executive.

Executive

In House Finance and Appropriations

Eliminates the authority of DAS to, by rule, require county personnel departments to adhere to merit system principles with regard to certain county agencies so that there is no loss of federal funding for the agencies. Requires, instead, that counties expressly adhere to such principles and be liable to the state for the loss of federal funding.

Same as the Executive.

Specifies that any appointing authority rather than the Director of Administrative Services possesses the authority to make a determination that it is impracticable, for certain positions, to determine fitness by competitive examination.

Same as the Executive.

Specifies that only classified employees in the service of the state have the right to request that the Director of Administrative Services perform a job audit to review the classification of the employee's position.

Same as the Executive.

Fiscal effect: The provision could result in administrative savings for DAS.

Fiscal effect: Same as the Executive.

DASCD7

Application of Civil Service Act

R.C. 124.27, 124.231, 124.241, 124.25, 124.26, 124.30, 124.31

R.C. 124.27, 124.231, 124.241, 124.25, 124.26, 124.30, 124.31

Clarifies that the following provisions of the Civil Service Act are applicable only with respect to positions in the state classified service: (1) Formal application requirements, (2) Preparation of eligible lists from the returns of civil service examinations, (3) Protocols for appointments from an eligible list, and original and promotional appointments, (4) Protocols for filling positions without competitive examination, (5) The requirement for special examinations to be administered to legally blind or legally deaf persons.

Same as the Executive.

Authorizes an additional protocol for appointment from an eligible list that permits an appointing authority to select from a name in the top 10 of the eligible list when the top

Same as the Executive.

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25% of the eligible list contains 10 or fewer names.
 (Continuing law generally requires such a selection from a name that ranks in the top 25% of the eligible list or from any name on the list if the entire list is 10 or fewer.)

DASCD1 Cash Transfer From the Workforce Development Fund to the Human Resources Services Fund

Section: 601.40
Amends Section 207.10.80 of H.B. 153

Requires the Director of OBM, upon the request of the Director of DAS, to transfer up to \$975,000 in cash in FY 2013 from the Workforce Development Fund (Fund 5D70) to the Human Resources Services Fund (Fund 1250) to support one-time human resources administration activities for state agencies.

Section: 601.40
Amends Section 207.10.80 of H.B. 153

Same as the Executive.

DASCD2 Leveraged Enterprise Purchases

Section: 601.40
Amends Section 207.20.30 of H.B. 153

Specifies that GSF Fund 2290 appropriation item 100640, Leveraged Enterprises Purchases, is to be used by DAS to make information technology purchases for the benefit of government agencies. Requires the Director of DAS to seek approval from the Director of OBM if additional appropriations are needed to make timely purchases, and upon approval of the Director of OBM, appropriates the additional amounts requested.

Section: 601.40
Amends Section 207.20.30 of H.B. 153

Same as the Executive.

Executive

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DASCD3 Cash Transfers to the Major IT Purchases Fund

Section: 601.40
Amends Section 207.20.90 of H.B. 153

Authorizes the Director of OBM, upon request of the Director of DAS, to transfer up to \$4,000,000 in cash from the OAKS Support Organization Fund (5EB0) to the Major IT Purchases Fund (4N60). States that this amount represents the cash transferred from Fund 4N60 to Fund 5EB0 in FY 2010 under Section 207.30.80 of H.B.1, the FY 2010-FY2011 biennial main operating budget.

Reappropriates the unencumbered and unexpended portion of GSF Fund 4N60 appropriation item 100617, Major IT Purchases, at the end of FY 2012 to the same appropriation item in FY 2013.

Eliminates the two cash transfers to Fund 4N60 that were authorized under Section 207.20.90 of H.B. 153: (1) \$2.8 million in each fiscal year of the FY 2012-FY 2013 biennium from the State Architect's Fund (Fund 1310) and (2) \$310,276 in FY 2012 and \$305,921 in FY 2013 from the Director's Office Fund (Fund 1120).

Section: 601.40
Amends Section 207.20.90 of H.B. 153

Same as the Executive.

Same as the Executive.

Same as the Executive.

DASCD4 DAS - Building Operating Payments

Section: 601.40
Amends Section 207.10.80 of H.B. 153

Allows GRF appropriation item 100449, DAS-Building Operating Payments, in addition to existing purposes, to be used to pay other costs associated with the Voinovich Center in Youngstown, Ohio

Section: 601.40
Amends Section 207.10.80 of H.B. 153

Same as the Executive.

Executive

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DASCD5

State IT Services, Equal Opportunity, and Construction Management Services Funding

Section: 601.40
Amends Section 207.10.80 of H.B. 153

(1) Specifies that GRF appropriation item 100456, State IT Services, be used to pay certain costs formerly paid from GRF appropriation items 100418, Web Sites and Business Gateway, and 100419, IT Security Infrastructure. Requires the Director of Budget and Management to cancel existing encumbrances against the latter three items and reestablish them against item 100456. Appropriates those reestablished encumbrances.

(2) Specifies that GRF appropriation item 100457, Equal Opportunity Services, be used to pay certain costs formerly paid from GRF appropriation items 100439, Equal Opportunity Certification Programs, 100451, Minority Affairs, and 102321, Construction Compliance. Requires the Director of Budget and Management to cancel existing encumbrances against the latter three items and reestablish them against item 100457. Appropriates those reestablished encumbrances.

(3) Specifies that GRF appropriation item 100458, State Construction Management Services, be used to pay costs of statewide shared construction-related services and capital improvement project management services provided through the state's enterprise resource planning system.

Section: 601.40
Amends Section 207.10.80 of H.B. 153

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

Executive

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DASCD14 Online Clearinghouse to Identify Available Joint Purchasing Opportunities

Section: 701.30

Requires DAS, by itself or by contract with another entity, to establish, operate, and maintain a state web site to serve as an online clearinghouse of information about existing joint purchasing programs between or among political subdivisions.

Requires DAS to: (1) use a domain name that will be easily recognized, remembered, and understood by users, (2) maintain the web site so it is fully accessible to and searchable by members of the public, (3) not charge a fee to a person who uses the web site, (4) compile information provided by political subdivisions on the web site about joint purchasing arrangements they are involved in that DAS verifies, through statewide associations and others, have resulted in verifiable cost savings, (5) enable political subdivisions to register and request inclusion of their submitted information, (6) enable information to be accessed by key word, by program name, by county, by type of product or service, and by other useful identifiers, (7) maintain adequate systemic security and back-up features, and develop and maintain a contingency plan for coping with and recovering from unforeseen disruptions in service, and (8) maintain the web site in such a manner that it will not infringe legally protected interests, so that vulnerability of the web site to interruption because of litigation or the threat of litigation is reduced.

Requires DAS to bear the expense of establishing, operating, and maintaining the online clearinghouse web site.

Fiscal effect: DAS would incur new costs for developing and maintaining this web site.

Section: 701.30

Same as the Executive.

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

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DASCD13 Enterprise Services Improvements and Efficiencies

Section: 701.40

Provides authority for the directors of Budget and Management and Administrative Services to determine ways to improve efficiencies of "enterprise services," including the areas of procurement, human resources, and information technology.

Allows the consolidation and transfer of services and to make budget and program changes as necessary to implement enterprise improvements and efficiencies.

Allows the Director of Budget and Management, upon agreement with the Director of Administrative Services, to establish any new funds, appropriations, full or partial encumbrances, and consolidate funds and transfer cash, employees, assets and liabilities, including, but not limited to, records and contracts and agreements, to facilitate the improvements authorized by the section.

Fiscal effect: Could result in changes to various centralized business functions of state government, including procurement, human resources, and information technology, overseen by DAS and OBM. Many of these centralized services are supported by fees charged to state agencies.

Section: 701.40

Same as the Executive.

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

DASCD6 State Fire Marshal Added to the Multi-Agency Radio Communications System Steering Committee

Section: 701.50

Adds the State Fire Marshal, or the State Fire Marshal's designee, to the Multi-Agency Radio Communications System Steering Committee.

Fiscal effect: None.

Section: 701.50

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

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DASCD15 Land Conveyance to the Spanish War Veteran Association

Section: 753.30

Authorizes the return of title of real estate on Lake Erie to the Spanish War Veteran Association that was originally conveyed to the State of Ohio in 1934 to qualify for a federal Works Projects Administration erosion and tidal wave mediation project, and that was originally to have been returned to the Association when the project was completed.

Specifies that the consideration for the conveyance is \$10.

Requires grantee to pay all costs associated with the conveyance, including recordation costs of the deed.

Section: 753.30

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

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AGECD3 Legal Representation for State and Regional Long-Term Care Ombudsperson Programs

R.C. 173.23

Requires the Attorney General to provide legal counsel to the Office of the State Long-Term Care Ombudsperson Program and to represent any representative of the Office against whom any legal action is brought in connection with the representative's duties, in place of ODA's existing duty to ensure that legal counsel is available and legal representation is provided for these purposes.

Requires the Attorney General to provide legal counsel to the regional long-term care ombudsperson programs and to represent any representative of a regional program against whom any action is brought in connection with the representative's official duties.

Fiscal effect: No fiscal impact to the Attorney General. The Attorney General is already providing legal representation to the Office of the State Long-Term Care Ombudsperson Program.

R.C. 173.23

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

AGECD4 Department of Aging-Related Criminal Records Checks

**R.C. 173.27, 109.57, 109.572, 173.391,173.394,
 Sections 610.10, 610.11, 751.20**

Revises the law governing criminal records checks for employment positions with the Office of the State Long-Term Care Ombudsperson Program and with community-based long-term care agencies as follows:

- (1) Establishes a database review system to precede a criminal records check;
- (2) Permits the ODA Director to adopt rules requiring employees to undergo database reviews and criminal records checks as a condition of continuing employment;

**R.C. 173.27, 109.57, 109.572, 173.391,173.394,
 Sections 610.10, 610.11, 751.20**

Same as the Executive.

(1) Same as the Executive.

(2) Same as the Executive.

Executive

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(3) Provides that a criminal records check is not required when an applicant cannot be employed or employee cannot continue employment due to the results of a database review;

(3) Same as the Executive.

(4) Revises the list of disqualifying offenses for which a criminal records check is to search;

(4) Same as the Executive.

(5) Permits the results of a criminal records check to be made available to a court, hearing officer, or other necessary individual involved in a case dealing with a civil or criminal action regarding the Medicaid program or a program ODA administers.

(5) Same as the Executive.

Fiscal effect: Minimal increase in administrative costs.

Fiscal effect: Same as the Executive.

AGECD2

State-Funded Component of the PASSPORT Program

R.C. 173.40

Limits to 90 days, rather than three months, the amount of time that an individual may participate in the state-funded component of the PASSPORT Program on the basis that the individual's application for the Medicaid-funded component of PASSPORT is pending while a determination is being made of whether the individual meets the financial eligibility requirements.

R.C. 173.40

Same as the Executive.

Fiscal effect: None.

Fiscal effect: Same as the Executive.

Executive

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AGECD1 Assisted Living Program's Home First Component

R.C. 5111.894

Provides that an individual no longer may potentially qualify for the Assisted Living Program's Home First component on the basis that the individual resided in a residential care facility for at least six months immediately before applying for the Assisted Living Program and is at risk of imminent admission to a nursing facility because the costs of residing in the residential care facility have depleted the individual's resources such that the individual is unable to continue to afford the cost of residing in a residential care facility.

Fiscal effect: None.

R.C. 5111.894

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

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AGRCD1 Elimination of Dormant Funds

R.C. 901.54, Section 601.40
Amends Section 211.10 of H.B. 153

Eliminates the statutory creation of the Pilot Farmland Preservation Fund (Fund 5GS0), which consists of money received by the Office of Farmland Preservation in the Department of Agriculture and is to be used to leverage or match other farmland preservation funds provided from federal, local, or private sources.

Abolishes the twelve dormant funds listed below and transfers the cash balances and encumbrances against the funds to the Indirect Cost Fund (Fund 5GH0):

- (1) the Federal Grants Fund (Fund 3X60)
- (2) the Specialty Crops Support Fund (Fund 3X70)
- (3) the Fruits and Vegetables Fund (Fund 4930)
- (4) the Dairy Fund (Fund 4V00)
- (5) the Animal Industry Fund (Fund 4VS0)
- (6) the Scale Certification Fund (Fund 5790)
- (7) the Weights and Measures Permits Fund (Fund 58F0)
- (8) the Food Policy Council Fund (Fund 5FD0)
- (9) the Sustainable Agriculture Fund (Fund 5FE0)
- (10) the Pilot Farmland Preservation Fund (Fund 5GS0)
- (11) the Farm Service Electronic Filing Fund (Fund SY70)
- (12) the Seed Fund (Fund SZ40)

R.C. 901.54, Section 601.40
Amends Section 211.10 of H.B. 153

Same as the Executive.

Same as the Executive.

Executive

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ADACD1 Gambling Addiction Services Planning

R.C. 3793.041, 3793.04, 3793.09

Requires ODADAS to develop, administer, and revise as necessary a comprehensive statewide gambling addiction services plan.

Renames the Council on Alcohol and Drug Addiction Services the Council on Alcohol, Drug, and Gambling Addiction Services and adds the following as members: (1) an individual who has received or is receiving gambling addiction services, and (2) the executive directors of the Casino Control Commission, the Lottery Commission, and the State Racing Commission.

Includes veterans among the other examples of underserved groups to be addressed when ODADAS fulfills its existing duty to develop a comprehensive statewide alcohol and drug addiction service program.

Fiscal effect: Increase in administrative costs related to the services plan. Potential negligible increase in costs if the additional member on the council is reimbursed for necessary expenses.

R.C. 3793.041, 3793.04, 3793.09

Same as the Executive.

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

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AGOCD3

Continuing Professional Training for Peace Officers and Troopers

R.C. 109.802, 109.803

- (1) Changes the required number of hours of continuing professional training for peace officers and troopers each calendar year from "up to twenty-four hours" to a "four hours," and eliminates the restriction that the training can only be required if there is state funding available for reimbursement of training costs.
- (2) Eliminates the Law Enforcement Assistance Fund (Fund 5L50), which is used by the Attorney General to provide state reimbursement to appointing authorities for such training.
- (3) Eliminates requirements that the Attorney General adopt rules regarding the reimbursement of public appointing authorities for the cost of continuing professional training programs.
- (4) Eliminates requirements that the Ohio Peace Officer Training Commission administer a program for reimbursement of these costs and eliminates the ability of an appointing agency to apply for reimbursement.

R.C. 109.802, 109.803

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

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Fiscal effect: State and local law enforcement agencies will likely experience an increase in annual costs associated with continuing professional training, the magnitude of which will depend upon the amount of similar training that is being completed by certain law enforcement personnel to meet other legal, contractual, or professional requirements. Under current law, the Peace Officer Training Commission sets the required minimum number of hours (up to 24) based upon available state reimbursement funding, with no training required if there is no state funding. As a result of these provisions, the state reimbursement program will no longer exist and 4 hours of continuing professional training is mandated annually. The Law Enforcement Assistance Fund, which funds the eliminated state reimbursement program, is effectively depleted; it has no statutorily designated revenue stream and has subsisted on one-time cash transfers that took place in FY 2007.

Fiscal effect: Same as the Executive.

AGOCD1 Consumer Sales Practices Act Annual Report Date Change

R.C. 1345.05

Changes the date by which the Attorney General is required to report to the Governor and the General Assembly on its operations regarding the Consumer Sales Practices Act from January 1st to January 31st of each year.

Fiscal effect: None.

R.C. 1345.05

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

AG OCD2

Law Enforcement Agency Reports – Seized or Forfeited Property

R.C. 2981.11

(1) Eliminates the requirement that a law enforcement agency that has any seized or forfeited property during any calendar year prepare and send to the Attorney General an annual report with respect to the agency's acquisition and disposition of that property.

(2) Eliminates the requirement that the Attorney General send a notice to the President of the Senate and Speaker of the House of Representatives of the receipt of the reports described above.

Fiscal effect: State and local law enforcement agencies may experience a minimal annual decrease in administrative costs as a result of no longer being required to produce and send an annual report detailing any seized or forfeited property to the Attorney General. Additionally, the Attorney General may experience a negligible decrease in administrative costs associated with collecting these reports and sending notices to the President of the Senate and Speaker of the House of Representatives.

R.C. 2981.11

(1) Same as the Executive.

(2) Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

AUDCD1 Councils of Government Notifications**R.C. 167.04, Section 701.60**

Requires the officers of regional councils of government to inform the Auditor of State of their existence within 30 days of the effective date of this act, or within 10 days of formation if the Council is formed after the effective date of this act, on forms prescribed by the Auditor of State.

Requires the Auditor of State, within one year of the effective date of this act, to review and report to the Governor and General Assembly how many such Councils are operating, and whether regional councils continue to meet the objectives for which they were first authorized, and whether they are an efficient and effective way for local governments to share services or participate in cooperative arrangements.

Fiscal effect: Regional councils and the Auditor of State could incur some additional administrative burden for complying with these requirements.

R.C. 167.04, Section 701.60

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

AUDCD2 Streamlining Government Web Site**R.C. 701.20**

Requires the Auditor of State to establish, operate, and maintain one or more web sites to serve as an online clearinghouse of information about streamlining government operations, collaboration, and shared services to reduce the cost of government in the state. Allows other existing web sites to be used to fulfill these requirements as long as they meet the eight criteria listed below.

Requires the Auditor of State, in implementing the web site, to do the following: (1) use a domain name that will be easily recognized, remembered, and understood by users;

R.C. 701.20

Same as the Executive.

Same as the Executive.

Executive

In House Finance and Appropriations

(2) maintain the web site so it is fully accessible to and searchable by members of the public at all times; (3) not charge a fee to a person who accesses, searches, or otherwise uses the web site; (4) enable information to be accessed by key word or other useful identifiers; (5) compile information provided by political subdivisions that includes savings recommendations from performance audits, examples of shared services among communities, shared services agreements to use as templates, and other tools; (6) enable political subdivisions to register and request inclusion of their submitted information on the web site, as well as to report state and local barriers to collaboration; (7) maintain adequate systemic security and back-up features, and develop and maintain a contingency plan for coping with and recovering from power outages, systemic failures, and other unforeseeable difficulties; and (8) maintain the web site in such a manner that it will not infringe upon legally protected interests.

Permits the Auditor of State to develop the web site internally or use vendors to design and implement the web site.

Fiscal effect: The Auditor of State may incur new costs for developing and operating the web site clearinghouse, whether the task is accomplished internally or by an IT vendor.

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

OBMCD2 Pre-Securitization Tobacco Payments**Section: 512.20**

(1) Specifies that all moneys received by the state in connection with releases from disputed payment accounts or amounts previously withheld under the Tobacco Master Settlement Agreement that do not constitute pledged receipts for the Buckeye Tobacco Settlement Financing Authority Tobacco Settlement Bonds, Series 2007, are to be deposited into the Pre-Securitization Tobacco Payments Fund (Fund 5LS0), which the bill creates.

(2) Requires the Director of OBM to determine, in consultation with the Attorney General, the amounts needed to fund tobacco enforcement-related activities and allows the Director to transfer cash in those amounts from Fund 5LS0 to the Tobacco Oversight Administration and Enforcement Fund (Fund U087).

(3) Permits all amounts determined to be in excess of the tobacco enforcement needs of the Attorney General to be transferred from Fund 5LS0 to the GRF. Abolishes Fund 5LS0 once all pre-securitization Tobacco Master Settlement Agreement payments have been received and transferred to either Fund U087 or the GRF.

(4) Permits the Director of OBM, upon the request of the Attorney General, to transfer up to \$3.0 million cash from the General Reimbursement Fund (Fund 1060) to Fund U087 in FY 2013.

Fiscal effect: According to OBM, up to \$60 million could be deposited into Fund 5LS0 for distribution to Fund U087 or the GRF, based on the aggregate amount of disputed or withheld payments. However, any payments are likely to be received over the course of the next several fiscal years.

Section: 512.20

(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 and Appropriations

OBMCD1 Oversight of Federal Stimulus Funds

Section: 601.40
Amends Section 521.70 of H.B. 153

Repeals a requirement that the Office of Internal Auditing (OIA) within OBM submit a report regarding the effectiveness and expenditure of federal stimulus funds to legislative leaders on August 1, 2012, February 1, 2013, and August 1, 2013.

Fiscal effect: None. OIA planned no further federal stimulus audit activities in FY 2012 and beyond. OIA already submitted a report recapping its work on federal stimulus moneys by the February 1, 2012 deadline described in the bill.

Section: 601.40
Amends Section 521.70 of H.B. 153

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

CSRCD1 Change in Capitol Square Review and Advisory Board (CSRAB) Membership

R.C. 105.41, Section 701.10.30

Replaces the current member of the CSRAB who represents the Ohio Building Authority (OBA) with a member who represents the Department of Administrative Services (DAS). Specifies that the representative of OBA will continue to serve on the Board until the expiration of the member's current term, at which point the Governor is required to appoint the member representing DAS.

R.C. 105.41, Section 701.10.30

Same as the Executive.

CSRCD2 Holocaust Memorial on Capitol Square Grounds

Section: 701.10.20

Requires CSRAB to designate a place on the Statehouse grounds for the construction of a memorial to the victims of the European Holocaust and to the Ohioans who participated in the liberation of death camps during World War II. Requires CSRAB to invite, accept, and evaluate proposals for the memorial, and to select a design from among the proposals received.

Requires the planning, design, and construction of the memorial to be paid for using only private funds, and creates the Capitol Square Holocaust Memorial Fund as a custodial fund outside the state treasury to receive donations and investment earnings for this purpose. Requires CSRAB to maintain a thorough and accurate accounting of expenditures from the fund, and specifies that such accounts are a public record. Specifies that the only costs to be paid for with public funds are the costs of site preparation, utility placement, and other preliminary construction activities.

Section: 701.10.20

Same as the Executive.

Same as the Executive.

Executive**In House Finance and Appropriations**

Fiscal effect: If CSRAB incurs any costs for site preparation, utility placement, and other preliminary construction costs for the memorial, these would be paid for out of CSRAB's state-appropriated capital budget. All other costs would be supported by private donations to the Capitol Square Holocaust Memorial Fund, which is created as a custodial fund outside the state treasury and which will not receive appropriations from the General Assembly.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

CACCD1

Cash Transfers between GRF and Casino Control Commission Operating Fund

Section: 512.10

Permits the Director of Budget and Management to transfer cash in FY 2013 from the GRF to the Casino Control Commission Operating Fund (Fund 5HS0) and to reimburse the GRF from Fund 5HS0 when funds become available.

Section: 512.10

Same as the Executive.

Executive

In House Finance and Appropriations

COMCD2 Division of Labor Name Changed to Division of Industrial Compliance

R.C. 121.08, 121.04, 124.11, 3301.55, 3703.03-3703.08, 3713.01-3713.10, 3721.071, 3743.04, 3781.03, 3783.05, 3791.02, 4104.06-4104.101, 4105.02-4105.06, 4115.10, 4169.02-4169.04, 4171.04, 4740.03, 5104.051, 5119.71, and other sections of the Revised Code; Sections 701.70.20 and 815.20

Changes the name of the Division of Labor, under the Department of Commerce, to the Division of Industrial Compliance, and transfers all powers, appropriations, real and personal property, duties, obligations, and rules of the Superintendent and Division of Labor to the Superintendent and Division of Industrial Compliance.

Fiscal effect: None.

R.C. 121.08, 121.04, 124.11, 3301.55, 3703.03-3703.08, 3713.01-3713.10, 3721.071, 3743.04, 3781.03, 3783.05, 3791.02, 4104.06-4104.101, 4105.02-4105.06, 4115.10, 4169.02-4169.04, 4171.04, 4740.03, 5104.051, 5119.71, and other sections of the Revised Code; Sections 701.70.20 and 815.20

Same as the Executive.

Fiscal effect: Same as the Executive.

COMCD1 Registration of Securities

R.C. 1707.08, 1707.391

Eliminates the \$50 filing fee for the registration of securities by description for an offering of \$50,000 or less. Provides that the penalty fee for failure to submit required filings regarding certain sales of securities to the Department of Commerce due to excusable neglect is equal to the greater of the required filing fee or \$100, rather than the required filing fee alone.

Fiscal effect: This could result in a revenue loss to the Division of Securities Fund (Fund 5500), some of which might be offset by a gain in penalty fees.

R.C. 1707.08, 1707.391

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

COMCD3 Creation of the State Liquor Regulatory Fund and Liquor Operating Services Fund

R.C. 4301.30, 4313.02

Requires 45% of the money in the Undivided Liquor Permit Fund to be distributed to the State Liquor Regulatory Fund, created by the bill, rather than the GRF as in existing law.

Requires the State Liquor Regulatory Fund to be used to pay for the operating expenses of the Division of Liquor Control within the Department of Commerce and the Liquor Control Commission.

Requires the Director of Budget and Management, whenever the Director determines that amounts in the State Liquor Regulatory Fund are in excess of the sums needed to pay for the operating expenses of the Division of Liquor Control and the Liquor Control Commission, to credit the surplus to the GRF.

Requires all B-2a and S liquor permit fees to be credited to the State Liquor Regulatory Fund rather than the existing Liquor Control Fund as in current law.

Requires that payments from JobsOhio for the Division of Liquor Control's operation of the state's spirituous liquor merchandising functions be credited to the Liquor Operating Services Fund, created by the bill, rather than to the existing Liquor Control Fund as in current law.

R.C. 4301.30, 4313.02

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

In House Finance and Appropriations

Fiscal effect: This will result in a loss of Undivided Liquor Permit Fund (Fund 7066) distributions to the GRF and a corresponding gain to the State Liquor Regulatory Fund (Fund 5LP0). The initial loss in the amount transferred to the GRF could be offset by surplus Fund 5LP0 revenues that the Director of Budget and Management determines can be credited to the GRF after Division of Liquor Control and Liquor Control Commission operating expenses are paid for. The provision also directs payments from JobsOhio originally planned for deposit into the existing Liquor Control Fund (Fund 7043) instead to the Liquor Operating Services Fund (5LN0) created by the bill.

Fiscal effect: Same as the Executive.

COMCD4 Liquor Control Fund Transfer

Section: 601.40
Amends Section 243.10 of H.B. 153

Requires the Director of Budget and Management to transfer \$500,000 in cash from the Liquor Control Fund to the State Liquor Regulatory Fund on July 1, 2012, or as soon as possible thereafter.

Fiscal effect: The \$500,000 will serve as start up funding for the State Liquor Control Regulatory Fund (Fund 5LP0) that is to be used to pay for the operating expenses of the Division of Liquor Control within the Department of Commerce and the Liquor Control Commission.

Section: 601.40
Amends Section 243.10 of H.B. 153

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

CEBCD1 Blanchard River Flood Mitigation

Section: 601.40
Amends Section 247.10 of H.B. 153

Provides for the release of up to \$3 million, at the request of the Department of Public Safety, for Blanchard River flood mitigation projects.

Section: 601.40
Amends Section 247.10 of H.B. 153

Same as the Executive.

Executive

In House Finance and Appropriations

CLACD2

Wrongful Imprisonment Claims

R.C. 309.09, 2305.02, 2743.48, 2953.32

- (1) Provides that a determination that a person is a wrongfully imprisoned individual must be made in a separate civil action in the court of common pleas associated with the person's conviction.
- (2) Requires the prosecuting attorney to defend those civil actions.
- (3) Removes the right for a wrongfully imprisoned individual to have counsel of that individual's choice in the civil action in the Court of Claims to recover damages from the state.
- (4) Removes the phrase "an error in procedure that resulted in the individual's release" from the possible criteria a person must satisfy to be considered a wrongfully imprisoned individual.
- (5) Provides that if the individual at the time of the wrongful imprisonment was serving concurrent sentences on other convictions that were not vacated, dismissed, or reversed on appeal, then the individual is not eligible for compensation for any portion of wrongful imprisonment that occurred during such a concurrent sentence.
- (6) Provides that in order for a wrongfully imprisoned individual to be eligible to recover, the individual cannot have been convicted of a felony, other than the felony that is the subject of the civil action, or a misdemeanor offense of violence within 10 years prior to the filing of the civil action to be declared a wrongfully imprisoned individual or be convicted of a felony during the pendency of that action or the civil action in the Court of Claims.

R.C. 309.09, 2305.02, 2743.48, 2953.32

- (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.

Executive

In House Finance and Appropriations

(7) Provides that a prosecuting attorney or the Attorney General, or their assistants, may inspect sealed records for the purpose of defending a civil action to determine if a person is a wrongfully imprisoned individual.

(7) Same as the Executive.

Fiscal effect: Courts of common pleas may experience an increase in costs related to the provision described in (1) above. County prosecutors could experience an increase in costs related to the provision described in (2) above. As a result of the provisions described in (3), (4), (5) and (6) above, the state could experience a decrease in annual GRF expenditures related to compensation payments to wrongfully imprisoned individuals. The potential magnitude of these savings however is unknown as such claims, both in number and award amount, vary greatly from year to year. Provision (7) described above may give prosecutors or the Attorney General access to pertinent information more quickly than might have otherwise been the case under current law and practice.

Fiscal effect: Same as the Executive.

CLACD1 Administrative Decisions under \$10,000

R.C. 2743.02, 2743.10

R.C. 2743.02, 2743.10

Increases the threshold below which a civil action against the state must be determined administratively by the Clerk of the Court of Claims from \$2,500 to \$10,000.

Same as the Executive.

Fiscal effect: This change will have no effect on the number of cases filed annually with the Court of Claims. However, it may decrease the time needed to adjudicate certain cases, thus creating efficiencies for the Court.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

DEVCD1 Contractual Agreements for Tourism Promotion

R.C. 122.07

Authorizes the Director of Development to enter into cooperative or contractual agreements with individuals, organizations, or businesses to create and administer promotional programs that provide Ohio tourism-related information to consumers, and permits the Director to authorize payment, including deferred compensation, under the agreements, with excess revenue remitted to the Travel and Tourism Cooperative Projects Fund.

Fiscal effect: The provision could result in more revenue available for tourism marketing in the Travel and Tourism Cooperative Projects Fund (Fund 5W50).

R.C. 122.07

Same as the Executive.

Fiscal effect: Same as the Executive.

DEVCD3 Ohio Coal Development Office

R.C. 1555.02, 1551.33, 1555.03-1555.06

Requires approval by the Director of Development for duties and functions regarding project funding that are carried out by the Ohio Coal Development Office and its director.

Fiscal effect: None.

R.C. 1555.02, 1551.33, 1555.03-1555.06

Same as the Executive.

Fiscal effect: Same as the Executive.

DEVCD2 Metropolitan Housing Authority Reports

R.C. 3735.37

Requires a metropolitan housing authority to make publicly available an annual report that is an accurate account of its activities, receipts, and expenditures, and removes the requirement that the annual report be submitted directly to the Director of Development.

Fiscal effect: None.

R.C. 3735.37

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

DDDCD21 Funds Used for the ICF/MR Franchise Permit Fees

R.C. 5112.37, 5112.31, 5112.371, 5112.39; Section 263.10.80 of H.B. 153 (Repealed)

Revises the law governing the funds into which money raised by the franchise permit fees on ICFs/MR is deposited as follows:

(1) Provides for all of the installment payments and penalties paid by ICFs/MR regarding the franchise permit fees to be deposited into the Home and Community-Based Services for the Mentally Retarded and Developmentally Disabled Fund (Fund 4K10) rather than 82.2% of the payments and penalties;

(2) Rather than requiring the Ohio Department of Job and Family Services (ODJFS) to distribute money in Fund 4K10 in accordance with rules and requiring ODJFS and ODODD to use the money for Medicaid and home and community-based services to persons with mental retardation or developmental disabilities, requires ODJFS to certify quarterly to the OBM Director the amount in Fund 4K10 as of the last day of each quarter and requires the OBM Director to transfer the amount certified to the Operating and Services Fund (Fund 5GE0) used by ODODD.

(3) Provides for Fund 5GE0 to consist of money that the OBM Director transfers to it from Fund 4K10 rather than the percentage of installment payments and penalties not deposited into Fund 4K10.

Repeals provisions of H.B.153 regarding:

(1) Transfers of funds resulting from the ODODD Director certifying to the OBM Director the estimated amount

R.C. 5112.37, 5112.31, 5112.371, 5112.39; Section 263.10.80 of H.B. 153 (Repealed)

Same as the Executive.

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

Same as the Executive.

(1) Same as the Executive.

Executive

In House Finance and Appropriations

needed to fund slots for home and community-based services provided under ODODD-administered Medicaid waivers made available by the conversion of certain ICFs/MR into home and community-based services and the revocation or suspension of ICF/MR licenses;

(2) Allows the OBM Director to authorize expenditures from the Medicaid Waiver Fund (Fund 3G60), which is used by ODODD, and the Interagency Reimbursement (Fund 3G50), which is used by ODJFS, when receipts credited to those funds exceed the amounts appropriated from them.

Fiscal effect: Simplifies the transfer of ICF/MR franchise fee revenue from ODJFS to ODODD.

(2) Same as the Executive.

Fiscal effect: Same as the Executive.

DDDCD4 Fees Charged County DD Boards for Home and Community-Based Services

R.C. 5123.0412, 5123.01

Prohibits ODODD from charging a county DD board a fee for Medicaid paid claims for home and community-based services provided under the Medicaid waiver program known as the Transitions Developmental Disabilities Waiver.

Fiscal effect: Decrease in expenditures for county DD boards. Loss of revenue for ODODD.

R.C. 5123.0412, 5123.01

Same as the Executive.

Fiscal effect: Same as the Executive.

DDDCD16 Plans for Residential Services

R.C. 5123.042, 5123.19

Eliminates the role of county DD boards regarding recommendations for plans for development of residential services for persons with mental retardation or developmental disabilities.

R.C. 5123.042, 5123.19

Same as the Executive.

Executive

In House Finance and Appropriations

Requires each person or government entity seeking to develop new or modify existing residential services to submit a plan for development or modification to ODODD.

Same as the Executive.

Fiscal effect: Potential decrease in costs for county DD boards from not receiving and reviewing residential service plans, and potential increase in costs for ODODD to receive and review plans.

Fiscal effect: Same as the Executive.

DDDCD22

ODODD-Related Criminal Records Checks

R.C. *5123.081, 109.57, 109.572, 5123.033, 5123.082, 5123.16, 5123.161, 5123.162, 5123.163, 5123.164, 5123.166, 5123.169, 5123.1610, 5123.542, 5126.0221, 5126.0222, 5126.25, 5126.28 (Repealed), and 5126.281 (Repealed), Sections 620.10, 620.11, 751.20*

R.C. *5123.081, 109.57, 109.572, 5123.033, 5123.082, 5123.16, 5123.161, 5123.162, 5123.163, 5123.164, 5123.166, 5123.169, 5123.1610, 5123.542, 5126.0221, 5126.0222, 5126.25, 5126.28 (Repealed), and 5126.281 (Repealed), Sections 620.10, 620.11, 751.20*

Revises the law governing criminal records checks for employment positions with ODODD, county DD boards, and providers of specialized services as follows:

Same as the Executive.

- (1) Subjects a subcontractor that contracts with a provider or another subcontractor to the criminal records checks requirements if the subcontractor employs a person in a direct services position;
- (2) Permits the ODODD Director to adopt rules requiring employees to undergo criminal records checks and requiring ODODD, county DD boards, providers, and subcontractors to obtain the driving records of employees;
- (3) Provides that the requirements do not apply to a person who applies to a provider for a position in which the person would have physical contact with one or more individuals with mental retardation or a developmental disability unless the person would have the opportunity to be alone with or would exercise supervision or control over such individuals;

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

Executive

In House Finance and Appropriations

(4) Eliminates a requirement that ODODD or a county DD board inform a job applicant about the criminal records check requirements at the time of the applicant's initial application for employment;

(5) Revises the list of disqualifying offenses for which a criminal records check is to search;

(6) Requires ODODD, county DD boards, providers, and subcontractors to request certain applicants' or (if rules so require) employees' driving records from the Bureau of Motor Vehicles rather than requiring ODODD, county DD boards, and providers to request the Registrar of Motor Vehicles to provide certified abstracts regarding certain applicants' violations of motor vehicle laws;

(7) Permits a criminal records check or driving record report to be made available to a court, hearing officer, or other necessary individual involved in a case dealing with the denial, suspension, or revocation of a supported living certificate; a certificate for MR/DD personnel to administer prescribed medications, perform health-related activities, and perform tube feedings; or a certificate for a registered nurse to provide MR/DD personnel training courses rather than a case dealing with the denial, suspension, or revocation of a certificate or evidence of registration related to certain employment positions regarding individuals with mental retardation or developmental disabilities;

(8) Permits a criminal records check or driving record report to be made available to a court, hearing officer, or other necessary individual involved in a case dealing with a civil or criminal action regarding the Medicaid program or a program ODODD administers;

(9) Eliminates a requirement for a county DD board to assist a provider who requests help in obtaining a report.

(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 and Appropriations

Establishes criminal records check requirements for the chief executive officers of businesses and independent providers seeking initial or renewed supported living certificates.

Same as the Executive.

Fiscal effect: Potential minimal increase in administrative costs.

Fiscal effect: Same as the Executive.

DDDCD3

Licensure of ICF/MR as Residential Facilities

R.C. 5123.192, (Repealed and New Enactment), 3702.62, 3721.01, 3721.21, 3721.50, 5123.171, 5123.19, 5123.41, and 5126.51, Section 751.10

R.C. 5123.192, (Repealed and New Enactment), 3702.62, 3721.01, 3721.21, 3721.50, 5123.171, 5123.19, 5123.41, and 5126.51, Section 751.10

Repeals a law that makes an ICF/MR subject to licensure by the Department of Health as a nursing home rather than by ODODD as a residential facility if the ICF/MR was certified before June 30, 1987, or had an application to convert intermediate care facility beds to ICF/MR beds pending on that date.

Same as the Executive.

Requires a person or government agency that is operating an ICF/MR pursuant to a nursing home license to do the following as a condition of continuing to operate the ICF/MR on and after July 1, 2013:

Same as the Executive.

(1) Apply to the ODODD Director for a residential facility license not later than February 1, 2013.

Same as the Executive.

(2) Obtain the residential facility license not later than July 1, 2013.

Same as the Executive.

Fiscal effect: Potential increase in administrative costs for ODODD to license additional ICF/MR beds. Potential gain of license revenue. Corresponding potential decrease in administrative costs for the Department of Health and potential loss of license revenue.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

DDDCD7 Records of DD Institutions to be Deposited with the Ohio Historical Society

R.C. 5123.31, 5123.89, 5123.166

Permits records on institution residents kept by ODODD to be deposited (after a period of time determined by ODODD) with the Ohio Historical Society.

Generally prohibits the records or information in them from being disclosed, except that they may be disclosed to the closest living relative of an identified person on that person's request.

Fiscal effect: Potential increase in costs for the Ohio Historical Society to retain the records and corresponding decrease for ODODD. Potential increase in costs for ODODD to deposit records with the Ohio Historical Society.

R.C. 5123.31, 5123.89, 5123.166

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

DDDCD6 County DD Board Responsibility for Certain Medicaid Costs

R.C. 5123.38

Revises the law governing a county DD board's responsibility under certain circumstances to pay the nonfederal share of Medicaid expenditures for an individual's care in a state-operated ICF/MR by (1) giving ODODD the option of collecting the amount the county DD board owes by submitting an invoice for payment of that amount to the county DD board rather than using funds otherwise allocated to the county DD board and (2) authorizing the ODODD Director to grant to a county DD board a waiver that exempts the county DD board from responsibility for the nonfederal share in an individual's case.

Fiscal effect: None, permissive.

R.C. 5123.38

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

DDDCD20

Registry of MR/DD Employee Abuse, Neglect, or Misappropriation

R.C. 5123.50, 5123.51, 5123.542

Adds to the list of offenses for which an MR/DD employee is to be included in the MR/DD employee abuse registry (1) misappropriation of prescribed medication of an individual with mental retardation or developmental disability and (2) conviction of or guilty plea to certain offenses when the victim is an individual with mental retardation or developmental disability, including any violent offenses, sex offenses, theft offenses, failing to provide for a functionally impaired person, patient abuse or neglect, patient endangerment, and endangering children.

Provides that independent providers of Supported Living are MR/DD employees for the purpose of the law governing the registry of MR/DD employees.

Requires ODODD or a county DD board to provide to an MR/DD employee who is an independent provider an annual notice regarding the conduct for which an MR/DD employee may be included in the registry of MR/DD employees.

Fiscal effect: None.

R.C. 5123.50, 5123.51, 5123.542

Same as the Executive.

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

DDDCD19 County DD Board Employees as Members of Governing Board

R.C. 5126.0222, (Repealed)

Eliminates provisions specifying (1) that an employee of a county DD board may be a member of the governing board of either a political subdivision, including a board of education, or an agency that does not provide specialized services to persons with developmental disabilities, and (2) that the county DD board may contract with that governing board even though its membership includes a county DD board employee.

Fiscal effect: None.

R.C. 5126.0222, (Repealed)

Same as the Executive.

Fiscal effect: Same as the Executive.

DDDCD12 Members of County DD Boards

R.C. 5126.023

Clarifies that the following may not serve as a member of a county DD board: (1) an employee of any county DD board, (2) an immediate family member of an employee of the same county DD board, and (3) an immediate family member of a member of the same county DD board.

Prohibits a former county DD board employee from serving as a member of the same county DD board within four (rather than one) years of the date that employment ceases.

Prohibits a former county DD board employee from serving as a member of a different county DD board within two years of the date that employment ceases.

Eliminates a provision that prohibits (unless there is no conflict of interest) a person from serving as a county DD board member if the person is, or has an immediate family member who is, an employee or board member of a contracting agency that is not licensed or certified by the

R.C. 5126.023

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

In House Finance and Appropriations

ODODD to provide services.

Fiscal effect: None.

Fiscal effect: Same as the Executive.

DDDCD14 Decision-making Authority for Individuals with Mental Retardation or Another Developmental Disability

R.C. 5126.043

Eliminates a provision authorizing only the guardian of an individual with mental retardation or another developmental disability, and who has been adjudicated incompetent, to make decisions regarding the individual's receipt of services from a county DD board.

Replaces the provision described above with provisions that:

- (1) Require an individual with mental retardation or another developmental disability to make the decision, if the individual has the capacity to do so, regarding the individual's receipt of a service or participation in a program provided for or funded by ODODD or a county DD board;
- (2) Permit such an individual to seek support and guidance from a family member or trusted friend without jeopardizing the individual's authority to make decisions;
- (3) Specify a priority list of persons who must make a decision on an individual's behalf when the individual lacks the capacity to make the decision.

Fiscal effect: None.

R.C. 5126.043

Same as the Executive.

Same as the Executive.

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

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DDDCD17 Choosing Providers of Certain ODODD Programs

R.C. 5126.046, 5123.044, 5126.055

Eliminates a requirement that county DD boards with Medicaid local administrative authority create lists of all persons and government entities eligible to provide habilitation, vocational, or community employment services under a Medicaid waiver administered by ODODD.

Eliminates a requirement that ODODD monthly create a list of all persons and government entities eligible to provide residential services and supported living.

Revises the law governing the rights of individuals with mental retardation and developmental disabilities to choose service providers by:

(1) providing that such an individual who is eligible for home and community-based services provided under an ODODD-administered Medicaid waiver has, except as otherwise provided by a federal Medicaid regulation, the right to obtain the services from a qualified and willing provider; and,

(2) providing that such an individual who is eligible for non-Medicaid residential services or supported living has the right to obtain the residential services or supported living from any qualified and willing provider.

Fiscal effect: Potential reduction in administrative costs to county DD boards and ODODD.

R.C. 5126.046, 5123.044, 5126.055

Same as the Executive.

Same as the Executive.

Same as the Executive.

(1) Same as the Executive.

(2) Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

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DDDCD2 Distribution of Funds for County DD Boards in Regional Councils of Government

R.C. 5126.13

Eliminates a provision requiring ODODD, when directed to do so by a county DD board that is part of a regional council of governments, to distribute funds for that county DD board to the regional council's fiscal officer.

Fiscal effect: None.

R.C. 5126.13

Same as the Executive.

Fiscal effect: Same as the Executive.

DDDCD13 Service and Support Administration

R.C. 5126.15

Eliminates a requirement that a county DD board's service and support administrators ensure that each recipient of services have a designated person responsible for providing continuous representation, advocacy, advice, and assistance regarding the daily coordination of services.

Fiscal effect: Potential decrease in costs from not requiring each recipient of services to have a designated person.

R.C. 5126.15

Same as the Executive.

Fiscal effect: Same as the Executive.

DDDCD10 Management Employees of a County DD Board

R.C. 5126.20, 5126.21

Eliminates a requirement that a county DD board reemploy a management employee for one year if the board superintendent fails to notify the employee 90 days before the expiration of the employee's contract that the board does not intend to rehire the employee (but maintains the notification requirement).

Eliminates a provision specifying that a management employee's benefits include sick leave, vacation leave, holiday pay, and such other benefits.

R.C. 5126.20, 5126.21

Same as the Executive.

Same as the Executive.

Executive

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Eliminates provisions referring to procedures for retention of management employees who were under contract or in probationary periods at the time the statutes for contracting with management employees were modified in 1988.

Same as the Executive.

Fiscal effect: Potential reduction in county DD board payroll costs.

Fiscal effect: Same as the Executive.

DDDCD8

Certification or Registration of Employees Providing Services to Individuals with Mental Retardation or Developmental Disabilities

R.C. 5126.25, 5123.033, 5123.0414, 5123.0415, 5123.081, 5126.0220, 5126.20, 5126.22, 5126.251, Repealed: R.C. 5123.082, 5123.083, 5126.252, and 5126.26-5126.29

R.C. 5126.25, 5123.033, 5123.0414, 5123.0415, 5123.081, 5126.0220, 5126.20, 5126.22, 5126.251, Repealed: R.C. 5123.082, 5123.083, 5126.252, and 5126.26-5126.29

Transfers to superintendents of county DD boards the responsibility, currently held by the ODODD Director, for the certification or registration of persons to be employed, either by a county DD board or an entity contracting with a county DD board, in positions serving individuals with mental retardation or developmental disabilities.

Same as the Executive.

Maintains the ODODD Director's responsibility to take such actions relative to the position of county DD board superintendent.

Same as the Executive.

Eliminates most of the statutory provisions establishing specific standards and procedures for the certification or registration of employees and instead requires the standards and procedures to be established by the ODODD Director through the adoption of rules, which must include (1) the employment positions that will require certification or registration and (2) the training, education, and experience requirements that must be met.

Same as the Executive.

Eliminates provisions regarding fees to be charged for certification or registration, including the use of the fees for the Supported Living Program, residential facility licensing, and continuing education and professional training for

Same as the Executive.

Executive

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providers of services to individuals with mental retardation or developmental disabilities.

Fiscal effect: Minimal increase in costs to adopt rules. Potential increase in county DD board costs to maintain records of employees' certification and registration requirements. Potential loss of revenue to ODODD from eliminating fees.

Fiscal effect: Same as the Executive.

DDDCD18 Professional Employees of County DD Boards

R.C. 5126.26, 5126.27 (Repealed)

Eliminates provisions referring to procedures for retention of professional employees who were employed by a county DD board at the time the statutes for certification of employees were modified in 1990.

Fiscal effect: None.

R.C. 5126.26, 5126.27 (Repealed)

Same as the Executive.

Fiscal effect: Same as the Executive.

DDDCD9 Termination of Contracts by County DD Board Employees

R.C. 5126.29, (Repealed)

Eliminates a provision prohibiting a teacher, professional employee, or management employee from terminating an employment contract with a county DD board without either receiving the board's consent or giving 30 days' notice.

Fiscal effect: None.

R.C. 5126.29, (Repealed)

Same as the Executive.

Fiscal effect: Same as the Executive.

DDDCD1 Screening and Early Intervention

**Section: 601.40
Amends Section 263.10.30 of H.B. 153**

Requires that new GRF line item 322420, Screening and Early Intervention, be used for screening and early intervention programs for children with autism selected by the ODODD Director.

**Section: 601.40
Amends Section 263.10.30 of H.B. 153**

Same as the Executive.

Executive

In House Finance and Appropriations

DDDCD15 Rate Increase for Individual Options Waiver Providers Serving Residents of Converted Facilities

Section: 601.40
Amends Section 263.20.70 of H.B. 153

Requires, subject to approval by the U.S. Centers for Medicare and Medicaid Services, the Department of Job and Family Services to increase the Medicaid rate paid to a provider under the Individual Options waiver by 52¢ for each 15 minutes of routine homemaker/personal care provided to an individual for up to a year if all of the following apply:

- (1) The individual was a resident of an ICF/MR, or former ICF/MR, that converted some or all of its beds to providing services under the Individual Options waiver immediately prior to enrollment in the waiver;
- (2) The provider begins serving the individual on or after July 1, 2011; and,
- (3) The ODODD Director determines that the increased rate is warranted by the individual's special circumstances and that serving the individual through the Individual Options waiver is fiscally prudent for the Medicaid program.

Fiscal effect: Potential increase in Medicaid expenditures for services provided under the Individual Options waiver to individuals who had resided in an ICF/MR facility.

Section: 601.40
Amends Section 263.20.70 of H.B. 153

Same as the Executive.

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

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Early Childhood

EDUCD1 Step Up to Quality Program - Early Childhood Education Programs

Section: 601.40
Amends Section 267.10.10 of H.B. 153
 Requires each early childhood education program that receives state funding through GRF appropriation item, 200408, Early Childhood Education, to participate in the Step Up to Quality Program administered by the Department of Job and Family Services, and to be rated in the Program by July 1, 2016.
Fiscal effect: May increase administrative costs for the early childhood education programs and the Department of Job and Family Services.

Section: 601.40
Amends Section 267.10.10 of H.B. 153
 Same as the Executive.
Fiscal effect: Same as the Executive.

EDUCD2 Step Up to Quality Program - Special Education

Section: 601.40
Amends Section 267.30.20 of H.B. 153
 Requires school districts, educational service centers, and county DD boards serving preschool children with disabilities to participate in the Step Up to Quality Program administered by the Department of Job and Family Services, and to be rated in the Program by July 1, 2018.
Fiscal effect: May increase administrative costs for school districts, educational service centers, county DD boards, and the Department of Job and Family Services.

Section: 601.40
Amends Section 267.30.20 of H.B. 153
 Same as the Executive.
Fiscal effect: Same as the Executive.

Executive

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Other Education Provisions

EDUCD5 Digital Learning Task Force

Section: 601.40
Amends Section 371.60.80 of H.B. 153

Extends from March 1, 2012 to June 30, 2013 the existence of the Digital Learning Task Force.

Specifies that the Task Force must monitor the implementation of its recommendations submitted in a March 1, 2012 report until the Task Force ceases to exist on June 30, 2013.

Requires the Task Force by June 30, 2013 to report on the progress of digital learning in Ohio schools and to provide recommendations for enhancing digital learning.

Fiscal effect: Probable increase in administrative costs for issuing the report and for continuing the general operations of the task force. Task force members serve without compensation.

Section: 601.40
Amends Section 371.60.80 of H.B. 153

Same as the Executive.

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

Appropriation Language

EDUCD3 School Management Assistance

Section: 601.40
Amends Section 267.10.40 of H.B. 153

Reduces an earmark to be used by the Auditor of State for school district auditing in GRF appropriation item 200422, School Management Assistance, from \$1,300,000 to \$1,000,000 in FY 2013. Under continuing law, the remaining appropriation in this line item is to be used by ODE to provide fiscal technical assistance to school district management personnel.

Section: 601.40
Amends Section 267.10.40 of H.B. 153

Same as the Executive.

Executive

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EDUCD4 Foundation Funding

Section: 601.40
Amends Section 267.30.40 of H.B. 153
 Permits a \$12,522,860 earmark for GRF appropriation item 200550, Foundation Funding, to be used for school choice programs, rather than the Cleveland school choice program.

Section: 601.40
Amends Section 267.30.40 of H.B. 153
 Same as the Executive.

EDUCD6 GRF Line Item Consolidation

Section: 601.40
Amends Sections 267.10.10 and 267.10.20 of H.B. 153
 (1) Requires new GRF appropriation item 200321, Operating Expenses, to be used to support the same activities as are supported prior to July 1, 2012, by GRF appropriation items 200100, Personal Services, and 200320, Maintenance and Equipment. Requires a portion of the new appropriation item to also be used to provide matching funds under 20 U.S.C. 2321 (pertains to federal career and technical education assistance to the states), which are provided by GRF appropriation item 200416, Career-Technical Education Match, prior to July 1, 2012. Specifies that GRF appropriation item 200416, Career-Technical Education Match, is to be used by ODE to provide matching funds under 20 U.S.C. 2321 for FY 2012 only. Corrects an errant reference to 20 U.S.C. 2311, which no longer exists.
 (2) Requires the Director of OBM to cancel any existing encumbrances against appropriation items 200100, 200320, and 200416 and to reestablish them against appropriation item 200321, Operating Expenses. Appropriates the reestablished encumbrance amounts.

Section: 601.40
Amends Sections 267.10.10 and 267.10.20 of H.B. 153
 (1) Same as the Executive.
 (2) Same as the Executive.

Executive**In House Finance and Appropriations**

(3) Repeals a requirement that the Director of OBM transfer any remaining appropriation from GRF appropriation item 200416, Career-Technical Education Match, to GRF appropriation item 200426, Ohio Educational Computer Network, to support the Ohio Educational Computer Network.

(3) Same as the Executive.

Executive

In House Finance and Appropriations

EPACD6 Transfer of Functions and Responsibilities of Division of Recycling and Litter Prevention to Environmental Protection Agency; Scrap Tire Grant Fund

**R.C. 121.04, 125.082, 125.14, 1501.04, 1502.01
 (3736.01), 1502.02 (3736.03), 1502.03
 (3736.02), 1502.04 (3736.04), 1502.05
 (3736.05), 1502.06 (3736.06), 1502.07
 (3736.07), 1502.12 (3734.822), 1502.99
 (3736.99), 3714.073, 3734.51, 3734.55,
 3734.82, 5733.064, Sections 601.40, 737.20,
 737.30
 Amends Sections 279.10 and 343.10 of H.B.
 153**

- (1) Abolishes the Division of Recycling and Litter Prevention in the Department of Natural Resources, transfers its functions and responsibilities to the Environmental Protection Agency, and transfers applicable appropriations from the Division of Recycling and Litter Prevention to the Environmental Protection Agency.
- (2) Generally prohibits information that is submitted to, acquired by, or exchanged with employees of the Environmental Protection Agency in order to obtain a grant from the continuing Recycling and Litter Prevention Fund (Fund 5320) from being used in any manner for the purpose of enforcement of any requirement established in an environmental law or used as evidence in any judicial or administrative enforcement proceeding.
- (3) States that the above provision does not confer immunity on persons from enforcement that is based on information that is obtained by the Director of Environmental Protection or the Director's authorized representatives who are not employees of the Agency who administer or provide services under the grant program.

**R.C. 121.04, 125.082, 125.14, 1501.04, 1502.01
 (3736.01), 1502.02 (3736.03), 1502.03
 (3736.02), 1502.04 (3736.04), 1502.05
 (3736.05), 1502.06 (3736.06), 1502.07
 (3736.07), 1502.12 (3734.822), 1502.99
 (3736.99), 3714.073, 3734.51, 3734.55,
 3734.82, 5733.064, Sections 601.40, 737.20,
 737.30
 Amends Sections 279.10 and 343.10 of H.B.
 153**

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

Executive

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(4) Transfers the authority to make grants from the Scrap Tire Grant Fund (Fund 4R50) from the Chief of the Division of Recycling and Litter Prevention with the approval of the Director of Natural Resources to the Director of Environmental Protection.

(4) Same as the Executive.

(5) Removes the chairperson of the Recycling and Litter Prevention Advisory Council from the Recreation and Resources Commission in the Department of Natural Resources.

(5) Same as the Executive.

(6) Removes the Director of Natural Resources from the Solid Waste Management Advisory Council in the Environmental Protection Agency.

(6) Same as the Executive.

Fiscal effect: These provisions will transfer recycling and litter prevention duties and responsibilities including six full-time employees and \$6.5 million in FY 2013 appropriations to the Ohio Environmental Protection Agency from the Department of Natural Resources.

Fiscal effect: Same as the Executive.

EPACD1

Separate Title V Clean Air Fund and Non-Title V Clean Air Fund

R.C. 3704.035, 3706.19, 3734.05, 3734.79, 3737.14, 3745.11, 3745.111, 3745.112, 5709.212, 6109.07, 6109.21, 6111.01, 6111.04, 6111.14

R.C. 3704.035, 3706.19, 3734.05, 3734.79, 3737.14, 3745.11, 3745.111, 3745.112, 5709.212, 6109.07, 6109.21, 6111.01, 6111.04, 6111.14

(1) Eliminates the Clean Air Fund, which is used by the Environmental Protection Agency to administer Title V and non-Title V air pollution control programs, and replaces it with the Title V Clean Air Fund and the Non-Title V Clean Air Fund.

(1) Same as the Executive.

(2) Retains the existing fee structure that provides money to the Clean Air Fund, but distributes the proceeds of those fees to either the new Title V Clean Air Fund or the new Non-Title V Clean Air Fund.

(2) Same as the Executive.

Executive**In House Finance and Appropriations**

(3) Requires fees related to emissions from a Title V air contaminant source to be credited to the Title V Clean Air Fund and certain fees related to non-Title V air contaminant sources to be credited to the Non-Title V Clean Air Fund.

(3) Same as the Executive.

(4) Requires money in the Title V Clean Air Fund generally to be used to administer and enforce the Title V permit program.

(4) Same as the Executive.

(5) Requires money in the Non-Title V Clean Air Fund generally to be used to administer and enforce laws pertaining to the prevention, control, and abatement of air pollution other than the Title V program and, as in current law, other than motor vehicle inspection and maintenance programs.

(5) Same as the Executive.

(6) Specifies that an existing transfer from the Clean Air Fund to the Small Business Assistance Fund be transferred instead from the Title V Clean Air Fund and that it be transferred via an interstate transfer voucher.

(6) Same as the Executive.

(7) Requires that, annually, money in the Title V Clean Air Fund be transferred to the Small Business Ombudsperson Fund in an amount that is necessary for the operation of the Office of Ombudsperson.

(7) Same as the Executive.

(8) Makes technical changes, including the repeal of statutory authority for certain fees that have expired.

(8) Same as the Executive.

Fiscal effect: None.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

EPACD5 Consensual Administrative Order Agreements

R.C. 3745.01

Authorizes the Director of Environmental Protection to: (1) enter into consensual administrative order agreements in furtherance of the purposes of the state's environmental laws, and (2) advise, consult, cooperate, and enter into contracts or agreements with persons, in addition to governmental entities, affected groups, and industries as in current law, in furtherance of those purposes.

Fiscal effect: None.

R.C. 3745.01

Same as the Executive.

Fiscal effect: Same as the Executive.

EPACD2 Public Water System Licenses

R.C. 3745.11, 6109.21

(1) Requires the Director of Environmental Protection to adopt rules governing the issuance, conditioning, and denial of public water system licenses and license renewals in addition to rules governing the suspension and revocation of licenses as in current law.

(2) Allows the Director to add conditions to a license or license renewal in addition to suspending or revoking a license or license renewal as in current law.

(3) Clarifies that the Director has the authority to issue, issue with terms and conditions, or deny the license.

(4) Requires applications for initial licenses to be submitted at least 45 days prior to the commencement of the operation of a public water system.

(5) Makes additional organizational and technical changes to the law governing public water system licenses and license renewals.

Fiscal effect: None.

R.C. 3745.11, 6109.21

(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.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

EPACD3 Water Supply System and Wastewater System Operator Certification Fees

R.C. 3745.11

- (1) Establishes a new fee schedule for certification of operators of water supply and wastewater systems by consolidating the current application fee of \$45 with the current fee schedule for examinations administered by the Director of Environmental Protection for each class of operator of a water supply system or a wastewater system.
- (2) Establishes a \$45 fee for certification as an operator of a water supply system or wastewater system for a person who has passed an examination administered by an approved examination provider.
- (3) Establishes a \$500 fee for an application to be a water supply system or wastewater system operator examination provider.
- (4) Establishes an annual fee for water supply system or wastewater system operator examination providers of 10% of the fees annually assessed and collected for providing examinations to persons seeking certification.

Fiscal effect: These changes are expected to reduce fee revenue to the Drinking Water Protection Fund (Fund 4K50) by \$50,000 to \$75,000 annually.

R.C. 3745.11

- (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.

EPACD4 Automobile Emissions Testing Program Operation and Oversight

Section: 601.40
Amends Section 279.10 of H.B. 153

Reduces the cash transfer from the General Revenue Fund to the Auto Emissions Test Fund (SSR Fund 5BY0) for FY 2013 by \$2 million, from "up to \$13,242,762" to "up to \$11,242,762."

Section: 601.40
Amends Section 279.10 of H.B. 153

Same as the Executive.

Executive

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Fiscal effect: This reduced cash transfer reflects an expectation that the EPA's costs of running what is known as the E-Check program will be less than originally budgeted.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

ETHCD1

Ethics Disclosure Statements

R.C. 102.02

Makes the following changes to financial disclosure statement filing fees:

- (1) Increases the fee for public offices not specifically identified and assigned a special dollar amount by \$20, from \$40 to \$60;
- (2) Increases the fee for State Board of Education members by \$10, from \$25 to \$35; and
- (3) Removes the Ohio Livestock Care Standards Board filing fee for which a special dollar amount was not specifically assigned.

Fiscal effect: Projected annual increase of \$85,000 in revenues deposited into the Ohio Ethics Commission Fund (Fund 4M60).

R.C. 102.02

Same as the Executive.

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

Fiscal effect: Same as the Executive.

Executive

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EXPCD1 Director of Natural Resources or Designee Added to Expositions Commission**R.C. 991.02**

Adds the Director of Natural Resources, or the Director's designated representative, as a member of the Expositions Commission, bringing the total membership of the Commission to 14 members.

R.C. 991.02

Same as the Executive.

Executive

In House Finance and Appropriations

DOHCD3 Informed Consent Brochures Published on ODH's Web Site

R.C. 2317.56

Requires ODH to publish materials that inform a pregnant woman seeking an abortion about family planning, pregnancy and childbirth assistance, adoption agencies, and probable anatomical and physiological characteristics of the zygote, blastocyte, embryo, or fetus at certain points during the pregnancy on ODH's web site.

Eliminates ODH's duty to produce more than one copy of the materials described above to any person, hospital, physician, or medical facility that requests more than one copy.

Eliminates the affirmative defense available to a physician or agent of the physician in a civil action that the physician or agent of the physician requested hard copies of the materials from ODH and ODH failed to produce them.

Fiscal effect: Potential decrease in costs of approximately \$10,000 to ODH related to the printing and distribution of materials.

R.C. 2317.56

Same as the Executive.

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

DOHCD2 Abolishment of the Public Health Council

R.C. 3701.02, (Repealed); Repealed: 3701.12, 3701.33 - 3701.35, Makes conforming changes to various other R.C. sections, Sections 601.50, 601.51, and 737.10

Abolishes the Public Health Council and transfers the Council's responsibilities to the ODH Director. Specifies how the transfer is to take place.

R.C. 3701.02, (Repealed); Repealed: 3701.12, 3701.33 - 3701.35, Makes conforming changes to various other R.C. sections, Sections 601.50, 601.51, and 737.10

Same as the Executive.

Executive

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Fiscal effect: Decrease in costs for Council operating expenses since Council members receive pay and reimbursements for expenses related to carrying out their duties.

Fiscal effect: Same as the Executive.

DOHCD7 Home Health Agency Criminal Records Checks

R.C. 3701.181, 109.57, 109.572, 1121.23, 1155.03, 1163.05, 1315.141, 1321.37, 1321.53, 1321.531, 1322.03, 1322.031, 1733.47, 1761.26, 2151.86, 3712.09, 3721.121, 4763.05, 5104.012, 5104.013, 5104.09, Sections 610.10, 610.11, 620.10, 620.11, 751.20

R.C. 3701.181, 109.57, 109.572, 1121.23, 1155.03, 1163.05, 1315.141, 1321.37, 1321.53, 1321.531, 1322.03, 1322.031, 1733.47, 1761.26, 2151.86, 3712.09, 3721.121, 4763.05, 5104.012, 5104.013, 5104.09, Sections 610.10, 610.11, 620.10, 620.11, 751.20

Revises the law governing criminal records checks for employment positions with home health agencies as follows:

Same as the Executive.

- (1) Establishes a database review system to precede a criminal records check;
- (2) Permits the ODH Director to adopt rules requiring employees to undergo database reviews and criminal records checks as a condition of continuing employment;
- (3) Provides that a criminal records check is not required when an applicant cannot be employed or employee cannot continue employment due to the results of a database review;
- (4) Revises the list of disqualifying offenses for which a criminal records check is to search;
- (5) Permits the results of a criminal records check to be made available to a court, hearing officer, or other necessary individual involved in a case dealing with a civil or criminal action regarding the Medicaid program;

- (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

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(6) Specifies that the database review and criminal records check requirements are to apply to employment positions that involve providing direct care to individuals;

(6) Same as the Executive.

(7) Makes the database review and criminal records check requirements uniform for applicants and employees who will serve patients of any age rather than different for and applicable only to positions in which a person is responsible for the care, custody, or control of a child and positions that involve providing direct care to older adults.

(7) Same as the Executive.

Fiscal effect: Minimal increase in administrative costs.

Fiscal effect: Same as the Executive.

DOHCD5

Patient Centered Medical Home Education Program

R.C. 3701.921, 3701.922, Repealed: 185.04, 185.08, 185.10, 185.11, and 3701.032, Renumbers various sections in Chapter 185. to Chapter 3701.

R.C. 3701.921, 3701.922, Repealed: 185.04, 185.08, 185.10, 185.11, and 3701.032, Renumbers various sections in Chapter 185. to Chapter 3701.

Establishes the Patient Centered Medical Home Education Program within ODH.

Same as the Executive.

Requires the ODH Director, to the extent funds are available, to implement the existing Patient Centered Medical Home Education Pilot Project.

Same as the Executive.

Removes a cap on physician practices that may be permitted to participate in the Pilot Project and provides that a practice is ineligible to participate in the Pilot Project unless the practice submitted an application not later than April 15, 2011.

Same as the Executive.

Maintains, in part, the existing Patient Centered Medical Home Education Advisory Group, but specifies that the Advisory Group is to provide recommendations to the ODH Director rather than serve as a decision-making body.

Same as the Executive.

Eliminates the authority of the Advisory Group to appoint an executive director and employ other necessary staff and

Same as the Executive.

Executive

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a requirement that, upon securing funding, the Advisory Group provide participating practices in the Pilot Project reimbursement for up to 75% of the cost incurred in purchasing health information technology.

Includes curricula for physician assistants in the patient centered medical home model of care curricula development program required by existing law.

Authorizes the ODH Director to adopt rules defining what constitutes a "patient centered medical home" for purposes of identifying an entity authorized to provide care coordination services, rather than defining a "health home" as provided under current law.

Fiscal effect: Increase in administrative costs to ODH to implement and administer the program.

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

DOHCD4 Ohio Violent Death Reporting System

R.C. 3701.93, 3701.931 - 3701.938, 3701.9310 - 3701.9312, and 3701.9314

Requires, subject to the availability of funds, the ODH Director to establish and maintain the Ohio Violent Death Reporting System to monitor the incidence and causes of various types of violent deaths in Ohio. Requires the ODH Director to adopt rules necessary to establish, maintain, and carry out the purposes of the system.

Creates an advisory group of interested parties and stakeholders to recommend actions to relevant entities to prevent violent deaths, and other necessary recommendations.

Establishes confidentiality requirements for information, data, and records collected for use and maintained by, and all work products created in carrying out the purposes of, the Reporting System.

R.C. 3701.93, 3701.931 - 3701.938, 3701.9310 - 3701.9312, and 3701.9314

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

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Fiscal effect: None.

Fiscal effect: Same as the Executive.

DOHCD6 Certificate of Need Program

R.C. 3702.51, 3702.511, 3702.52, 3702.526, and 3702.527, Repealed: 3702.521, 3702.5210 - 3702.5212, 3702.5123, 3702.58, and 3702.591, Renumbers various sections in Chapter 3702., and Makes conforming changes in various sections

R.C. 3702.51, 3702.511, 3702.52, 3702.526, and 3702.527, Repealed: 3702.521, 3702.5210 - 3702.5212, 3702.5123, 3702.58, and 3702.591, Renumbers various sections in Chapter 3702., and Makes conforming changes in various sections

Modifies the certificate of need (CON) law to reflect current practices and clarify certain provisions. Makes various changes to CON law including the following:

Same as the Executive.

With respect to a CON application, specifies that (1) the application fee is nonrefundable unless the ODH Director determines that the application cannot be accepted and (2) the ODH Director's determination that a CON application is not complete is final and not subject to appeal.

Same as the Executive.

Eliminates a provision allowing, and in some cases, requiring, a community public informational hearing on a CON application. Eliminates a requirement that the ODH Director invite interested parties to a meeting requested by one or more people about a CON application. Requires the ODH Director to consider all written comments received regarding a CON application, but eliminates the requirement that a hearing be conducted when written comments are received.

Same as the Executive.

Eliminates requirements that the ODH Director regularly conduct health system data collection and analysis for the CON Program and that the ODH Director issue and annually review a state health resources plan. Eliminates the requirement that the Public Health Council is to authorize the creation of one or more nursing home placement clearing houses. Eliminates the requirement that the ODH Director designate health service areas and

Same as the Executive.

Executive

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health service agencies for each area and all requirements related to health service areas and agencies.

Provides that the ODH Director's determination that a CON has expired is final and not subject to appeal.

Modifies the process for reviewing applications for replacement or relocation of long-term beds from a county with excess beds to a county with fewer beds than needed. Modifies requirements for the review of applications for an increase in beds in an existing nursing home to limit the increase to a total of no more than 30 beds for all applications combined. Requires the ODH Director to accept applications for replacement CONs under certain conditions.

Fiscal effect: Potential minimal decrease in administrative costs relating to the CON Program. There is an application fee charged for CON applications, so the program is paid for with these fee revenues.

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

DOHCD8

Nursing Homes' Social Worker Staff Requirements

R.C. 3721.04

Provides that rules governing nursing homes (1) cannot prescribe the number of social workers that nursing homes with 120 or fewer beds must employ; (2) must require each nursing home with more than 120 beds to employ one social worker on a full-time basis; and (3) must require each nursing home to offer its residents medically related social services that assist the residents in attaining or maintaining their highest practicable physical, mental, and psychosocial well-being.

Fiscal effect: None. Complies with federal requirements.

R.C. 3721.04

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

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DOHCD1 Late Fees under the Radiation Control Program

R.C. 3748.04, 3748.07, 3748.12, and 3748.13

Decreases the penalty for late payment of a fee charged by ODH under the Radiation Control Program to an additional 10% of the original fee, when the fee remains unpaid on the 91st day after the invoice date. Currently, fees that are paid late are assessed at two times the original fee if not paid within 90 days and five times the original fee if not paid within 180 days.

Fiscal effect: Potential loss of fine revenue deposited into the Quality Monitoring and Inspection Fund (Fund 5B50).

R.C. 3748.04, 3748.07, 3748.12, and 3748.13

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

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OHSCD3 Land Conveyance - Seip Mound Property in Ross County**Section: 753.100**

Authorizes the conveyance of the Seip Mound property containing approximately 122 acres in Ross County from the Ohio Historical Society to the National Park Service. States that the consideration for the conveyance is the mutual benefit to the Ohio Historical Society and the National Park Service. Assigns maintenance and historical preservation responsibilities to the National Park Service. Requires the National Park Service to pay to costs of the conveyance.

Section: 753.100

Same as the Executive.

OHSCD2 Land Conveyance - Property Adjacent to Harrison Tomb in Hamilton County**Section: 753.90**

Authorizes conveyance of .223 acres adjacent to the Harrison Tomb property in Hamilton County to Robert and Nancy Olson for \$1,200 to cure title to the Olson's property to allow access to Cliff Road after it was relocated. Requires the grantees to pay the conveyance costs, including recordation fees. States that the section expires one year after its effective date.

Section: 753.90

Same as the Executive.

Executive

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INSCD1 Cafeteria Plans and Health Insurance Coverage by Salary Reduction

R.C. 4113.11, (repealed)

Eliminates a requirement that employers who employ more than ten workers establish cafeteria plans to allow employees to pay for health insurance coverage by a salary reduction arrangement.

Fiscal effect: None. The requirement in existing law is contingent on the Superintendent of Insurance receiving written confirmation from the federal government that the rules adopted by the Superintendent pursuant to this provision would permit employers to establish cafeteria plans in accordance with federal law; it appears that this confirmation has not been received.

R.C. 4113.11, (repealed)

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

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General

JFSCD24 Joint County Departments of Job and Family Services

R.C. 329.40, 329.01, 329.41, 329.42, 329.43, 329.44, 329.45, 329.46, 330.04, 5101.01

Permits the boards of county commissioners of any two or more counties (rather than only Hocking, Ross, and Vinton counties) to enter into a written agreement to form a joint CDJFS.

Fiscal effect: Potential decrease in administrative costs for counties that form a joint CDJFS.

R.C. 329.40, 329.01, 329.41, 329.42, 329.43, 329.44, 329.45, 329.46, 330.04, 5101.01

Same as the Executive.

Fiscal effect: Same as the Executive.

JFSCD25 Rules Governing Ohio Works First Erroneous Payments

R.C. 5107.05

Permits ODJFS to adopt rules providing that a CDJFS is not required to take action to recover erroneous payments made under Ohio Works First (rather than rules under which a CDJFS is not required to recover erroneous Ohio Works First payments that are below an amount ODJFS specifies).

Fiscal effect: None.

R.C. 5107.05

Same as the Executive.

Fiscal effect: Same as the Executive.

Child Care

JFSCD26 Suspension of Publicly Funded Child Care Contracts

R.C. 5104.37

Requires ODJFS to suspend a contract to provide publicly funded child care if (1) the provider receives an improper payment, or (2) ODJFS receives notice that the provider has been charged with certain criminal offenses.

R.C. 5104.37

Same as the Executive.

Executive

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Requires that the suspension continue until the investigation or criminal proceedings are completed or, if ODJFS seeks to terminate the suspended contract, until the termination process is completed.

Same as the Executive.

Prohibits a suspended provider from providing publicly funded child care.

Same as the Executive.

Requires ODJFS to withhold payment for publicly funded child care provided by a suspended provider.

Same as the Executive.

Requires ODJFS to notify an eligible provider within five days that the provider's contract has been suspended.

Same as the Executive.

Fiscal effect: None. ODJFS currently has authority to withhold any money due to publicly funded child care providers and recover through any appropriate method any money erroneously paid if evidence exists of less than full compliance with state laws and rules.

Fiscal effect: Same as the Executive.

Child Welfare and Adoption

JFSCD28

Title XX State Plan and Reporting

R.C. 5101.46

Requires ODJFS prepare an annual, rather than a biennial, Title XX social services plan and that ODJFS report on the use of Title XX funds each federal fiscal year, rather than each state fiscal year.

R.C. 5101.46

Same as the Executive.

Makes corresponding changes for other state departments and local agencies that are required to submit information needed to prepare the annual plan and report.

Same as the Executive.

Fiscal effect: None. Brings Ohio's reporting practices into compliance with federal requirements.

Fiscal effect: Same as the Executive.

Executive

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Medicaid

JFSCD9

Uniform Eligibility Standards and Procedures

R.C. 121.35

Requires the Departments of Aging, Alcohol and Drug Addiction Services, Development, Developmental Disabilities, Education, Health, Job and Family Services, Mental Health, and Rehabilitation Services Commission to collaborate to revise eligibility standards and eligibility determination procedures of programs they administer for the purpose of making the standards and procedures more uniform.

Fiscal effect: None.

R.C. 121.35

Same as the Executive.

Fiscal effect: Same as the Executive.

JFSCD12

Identification of Health Transformation Initiatives and Adoption of Operating Protocols for State Agencies

R.C. 191.06

Authorizes the OHT Executive Director or the Director's designee to facilitate the coordination of operations and exchange of information between certain state agencies.
 Requires the OHT Executive Director or the Director's designee to identify each health transformation initiative in Ohio that involves the participation of two or more state agencies and that permits or requires an interagency agreement to be entered into for purposes of specifying each participating agency's role in the initiative or facilitating the exchange of data or other information for the initiative.
 Requires the OHT Executive Director or the Director's designee to adopt, in consultation with each participating agency, one or more operating protocols for each health transformation initiative identified as described above.

R.C. 191.06

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive	In House Finance and Appropriations
Specifies that provisions in an operating protocol supersede any conflicting provisions in an interagency agreement.	Same as the Executive.
Specifies certain terms an operating protocol is required and permitted to include.	Same as the Executive.
Specifies that an operating protocol has the same force and effect as an interagency agreement or data sharing agreement, and requires each participating agency to comply with it.	Same as the Executive.
Requires the ODJFS Director to determine whether a waiver of federal Medicaid requirements or a Medicaid state plan amendment is necessary to fulfill the bill's requirements and to apply for such a waiver or amendment if necessary.	Same as the Executive.
Fiscal effect: Potential increase in administrative costs if a waiver of federal Medicaid requirements or a Medicaid state plan amendment are needed.	Fiscal effect: Same as the Executive.

Executive

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JFSCD13

Exchange of Protected Health Information and Personally Identifiable Information Related to and in Support of Health Transformation Initiatives

R.C. 191.06

Authorizes, in accordance with federal laws governing the confidentiality of individually identifiable information, certain state agencies (participating agencies) to exchange "protected health information" (as that term is defined in regulations promulgated under the Health Insurance Portability and Accountability Act of 1996 (HIPAA)) with each other relating to eligibility for or enrollment in a health plan or relating to participation in a government program providing public benefits if the exchange of information is necessary for (1) operating a "health plan" (as defined in HIPAA regulations) or (2) coordinating, or improving the administration or management of, the health care-related functions of at least one government program providing public benefits.

Authorizes, only for FY 2013, a participating state agency to exchange "personally identifiable information" (as defined by the bill) for purposes related to and in support of a health transformation initiative identified by the OHT Executive Director.

Imposes certain conditions on a participating agency's use or disclosure of personally identifiable information, including:

- (1) Requires each participating agency to use or disclose the information as permitted or required by state and federal law;
- (2) Requires the use or disclosure to be in accordance with all applicable operating protocols for health transformation initiatives adopted by the OHT Executive Director or the Director's designee, if the information is obtained during FY

R.C. 191.06

Same as the Executive.

Same as the Executive.

Same as the Executive.

(1) Same as the Executive.

(2) Same as the Executive.

Executive

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2013 from an exchange of information between participating agencies.

(3) Requires a participating agency (other than ODJFS) that uses or discloses protected health information relating to Medicaid recipients to comply with all state and federal laws that apply to ODJFS when ODJFS uses or discloses protected health information.

(3) Same as the Executive.

(4) Requires a participating agency to implement administrative, physical, and technical safeguards for purposes of protecting the confidentiality, integrity, and availability of personally identifiable information the creation, receipt, maintenance, or transmittal of which is affected or governed by an operating protocol for a health transformation initiative.

(4) Same as the Executive.

(5) Specifies steps a participating agency must take when it discovers an unauthorized use or disclosure of unsecured individually identifiable health information.

(5) Same as the Executive.

(6) Requires a participating agency to make available to the OHT Executive Director or the Director's designee, and to any other state or federal governmental entity required by law to have access on that entity's request, all internal practices, records, and documentation relating to personally identifiable information it receives, uses, or discloses that is affected or governed by an operating protocol for a health transformation initiative.

(6) Same as the Executive.

(7) Requires a participating agency to return or destroy all personally identifiable information received directly from or on behalf of another participating agency when an operating protocol for a health transformation initiative terminates or expires if the return or destruction is feasible.

(7) Same as the Executive.

(8) Requires, if a participating agency enters into a business associate agreement or subcontract, the business associate or subcontractor to comply with the

(8) Same as the Executive.

Executive

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bill's provisions governing the use or disclosure of personally identifiable information as if the business associate or subcontractor were a state agency.

Fiscal effect: None. Generally brings Ohio law into compliance with federal law.

Fiscal effect: Same as the Executive.

JFSCD8

Indirect Guarantee Test Regarding Franchise Permit Fees

R.C. 3721.51, 5112.31

Requires ODJFS to recalculate franchise permit fees when conditions of existing law are met and 75% or more of the total number of nursing homes, hospital long-term care units, and intermediate care facilities for the mentally retarded receive enhanced Medicaid payments or other state payments equal to 75% or more of their franchise permit fees.

Fiscal effect: None.

R.C. 3721.51, 5112.31

Same as the Executive.

Fiscal effect: Same as the Executive.

JFSCD14

Use and Disclosure of Protected Health Information by Covered Entities

R.C. 3798.01, 3798.02, 3798.03, 3798.04, 3798.06, 3798.08, 3798.12, 3798.13

Enacts, into state law, federal requirements for a covered entity's (as defined by the HIPAA Privacy Rule) use and disclosure of protected health information.

Specifies that any state or local requirement that conflicts with the state law requirements referenced above, or that conflicts with other provisions of the bill pertaining to the confidentiality, privacy, security, or privileged status of protected health information, is generally unenforceable.

Restricts the circumstances under which a covered entity may disclose protected health information to an "approved health information exchange" (see section titled "Approved Health Information Exchanges") without valid authorization

R.C. 3798.01, 3798.02, 3798.03, 3798.04, 3798.06, 3798.08, 3798.12, 3798.13

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

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from the individual who is the subject of the information or the individual's personal representative.

Specifies that a covered entity that accesses or discloses protected health information in conformance with the bill is immune from civil liability, criminal prosecution, and professional disciplinary action arising out of or relating to the access or disclosure.

Fiscal effect: None. Generally brings Ohio law into compliance with federal law.

Same as the Executive.

Fiscal effect: Same as the Executive.

JFSCD15

Standard Authorization Form - Use and Disclosure of Protected Health Information and Substance Abuse Records in Ohio

R.C. 3798.10

Requires the ODJFS Director, in consultation with OHT, to adopt rules prescribing a standard authorization form meeting federal requirements for the use and disclosure of protected health information and substance abuse records.

Requires a standard authorization form adopted by the ODJFS Director to be accepted by any person or governmental entity in Ohio as valid authorization for the use or disclosure of protected health information and substance abuse records to the persons or governmental entities specified in the form.

Specifies that the bill does not preclude a different form from being accepted as valid authorization for the use or disclosure of protected health information and substance abuse records in Ohio if the other form meets all federal requirements.

Fiscal effect: None. Generally brings Ohio law into compliance with federal law.

R.C. 3798.10

Same as the Executive.

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

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JFSCD16 Approved Health Information Exchanges

R.C. 3798.14, 3798.16

Authorizes the ODJFS Director, in consultation with OHT, to adopt rules to do the following:

- (1) Establish standards the ODJFS Director must use to approve regional and statewide health information exchanges operating in Ohio.
- (2) Establish processes for (a) a health information exchange to apply to the ODJFS Director for approval to operate as an approved health information exchange, (b) the ODJFS Director to investigate and resolve concerns and complaints regarding an approved health information exchange, (c) a health information exchange to apply for reconsideration of a decision the ODJFS Director makes under a process described in (a) or (b), above, and (d) covered entities and approved health information exchanges to enter into participation agreements and enforce the terms of such agreements.
- (3) Specify the contents of participation agreements.

Fiscal effect: Minimal increase in costs to adopt rules.

R.C. 3798.14, 3798.16

Same as the Executive.

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

Fiscal effect: Same as the Executive.

JFSCD23 Reports on ODJFS Programs

R.C. 5101.97 (repealed)

Eliminates the requirement that ODJFS report twice a year on the characteristics of individuals participating in or receiving services from programs ODJFS operates.

Eliminates provisions specifying certain procedures ODJFS is permitted or required to follow in preparing and submitting reports on its programs.

R.C. 5101.97 (repealed)

Same as the Executive.

Same as the Executive.

Executive

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Fiscal effect: Savings in administrative costs.

Fiscal effect: Same as the Executive.

JFSCD6

Collection of Long-Term Care Facility Medicaid Debts

R.C. 5111.651 (repealed)

Repeals an obsolete law that exempted a nursing facility or ICF/MR from laws regarding the collection of Medicaid debts if the facility underwent a facility closure, voluntary termination, voluntary withdrawal of participation, or change of operator on or before September 30, 2005, and provided written notice of the action not later than June 30, 2005.

R.C. 5111.651 (repealed)

Same as the Executive.

Fiscal effect: None.

Fiscal effect: Same as the Executive.

JFSCD30

ODJFS-Related Medicaid Criminal Records Checks

R.C. 5111.032, 109.57, 109.572, 5111.031, 5111.033, 5111.034

Revises the law governing criminal records checks of non-waiver Medicaid providers, certain applicants for non-waiver Medicaid provider agreements, and owners and prospective owners, officers and prospective officers, board members and prospective board members, and employees and prospective employees of the providers and applicants as follows:

(1) Revises the list of disqualifying offenses;

(2) Permits ODJFS to require a non-waiver Medicaid provider or applicant to determine whether an employee or prospective employee is included in databases specified in rules before requiring the provider or applicant to require the employee or prospective employee to undergo the criminal records check;

R.C. 5111.032, 109.57, 109.572, 5111.031, 5111.033, 5111.034

Same as the Executive.

(1) Same as the Executive.

(2) Same as the Executive.

Executive

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- (3) Authorizes ODJFS to adopt rules specifying the circumstances under which a provider or applicant is prohibited from employing a person who is found by a database review to be included in a database;
 - (4) Permits the criminal records check to be made available to a provider or applicant that requires the criminal records check and a court, hearing officer, or other necessary individual involved in a case dealing with a civil or criminal action regarding the Medicaid program;
 - (5) Clarifies when a designee of ODJFS may take an action related to the criminal records check for ODJFS.
- Revises the law governing criminal records checks for employment positions involving home and community-based services provided by waiver agencies under ODJFS-administered Medicaid waiver programs as follows:
- (1) Revises the definition of "waiver agency" to limit this law's application to an agency (not an independent provider) that provides home and community-based services under an ODJFS-administered Medicaid waiver program, other than such an agency that is certified under Medicare;
 - (2) Establishes a database review system to precede a criminal records check;
 - (3) Permits the ODJFS Director to adopt rules requiring employees to undergo database reviews and criminal records checks as a condition of continuing employment;
 - (4) Revises the list of disqualifying offenses for which a criminal records check is to search;
 - (5) Permits the results of the criminal records check to be made available to a court, hearing officer, or other necessary individual involved in a case dealing with a civil or criminal action regarding the Medicaid program;

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

Executive

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(6) Eliminates obsolete provisions regarding existing employees but provides that the elimination does not preclude ODJFS from taking action against a person who failed to comply with the provisions.

Revises the law governing criminal records checks of persons seeking or holding Medicaid provider agreements as independent providers under ODJFS-administered Medicaid waiver programs as follows:

(1) Revises the list of disqualifying offenses;

(2) Clarifies when a designee of ODJFS may take an action related to the criminal records check for ODJFS;

(3) Provides that the criminal records check may be made available to an individual who receives home and community-based services from the subject of the criminal records check;

(4) Permits the results of the criminal records check to be made available to a court, hearing officer, or other necessary individual involved in a case dealing with a civil or criminal action regarding the Medicaid program.

Fiscal effect: Minimal increase in administrative costs.

(6) 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.

Fiscal effect: Same as the Executive.

Executive

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JFSCD5 Medicaid Managed Care Contract Decisions Excluded from Administrative Hearings

R.C. 5111.06

Eliminates a provision that generally excludes the Medicaid managed care system from a requirement that ODJFS issue orders regarding provider agreements and final fiscal audits by conducting an adjudication under the Administrative Procedure Act (R.C. Chapter 119.). Provides, instead, that the adjudication requirement does not apply to any action or decision by ODJFS regarding whether to contract with a managed care organization for purposes of the Medicaid managed care system.

Fiscal effect: None.

R.C. 5111.06

Same as the Executive.

Fiscal effect: Same as the Executive.

JFSCD17 Medicaid Cost Containment Reports

R.C. 5111.091

Requires the ODJFS Director to submit Medicaid reports to the General Assembly semi-annually, rather than quarterly, on programs for cost containment, efficiency, and health promotion.

Eliminates provisions requiring that each report include information on specified topics, including provider network management, electronic claims, performance-based payments, third-party liability enforcement, implementation of computerized data systems, and policies for electronic health records.

Fiscal effect: Minimal savings in administrative costs.

R.C. 5111.091

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

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JFSCD10 Nursing Facilities' Wheelchair, Resident Transportation, and Tax Costs

R.C. 5111.20, 5111.242, 5111.254

Makes a nursing facility's wheelchair and resident transportation costs reimbursable under Medicaid as part of direct care costs rather than ancillary and support costs. Clarifies that certain tax costs are a separate category for purposes of nursing facilities' Medicaid rates.

Fiscal effect: None.

R.C. 5111.20, 5111.242, 5111.254

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

JFSCD11 Medicaid Payments to Reserve Beds in ICFs/MR and Nursing Facilities

R.C. 5111.20, 3721.50, 5111.23

Provides that all days for which payment is made under the Medicaid program to reserve a bed in an (ICF/MR during a Medicaid recipient's temporary absence are considered inpatient days and Medicaid days for the purpose of the formulas used to determine Medicaid rates for ICFs/MR.

Provides that 50% of the days for which payment is made under the Medicaid program to reserve a bed in a nursing facility during a Medicaid recipient's temporary absence are considered inpatient days and Medicaid days for the purpose of the formulas used to determine nursing facilities' Medicaid rates.

Fiscal effect: None.

R.C. 5111.20, 3721.50, 5111.23

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

JFSCD19 Critical Access Incentive Payments

R.C. 5111.246, 5111.222

Provides for qualifying nursing facilities to receive critical access incentive payments as part of their Medicaid rates.

R.C. 5111.246, 5111.222

Same as the Executive.

Executive

In House Finance and Appropriations

Fiscal effect: Increase in Medicaid costs of \$1,784,734 (\$650,000 state share).

Fiscal effect: Same as the Executive.

JFSCD31 Ohio Home Care Program's Home First Component

R.C. 5111.862

Provides that an individual participating in the Money Follows the Person demonstration project may potentially qualify for the Home First component of the Ohio Home Care Program by residing, at the time the individual applies for the Program, in an institution for children certified by ODJFS.

R.C. 5111.862

Same as the Executive.

Fiscal effect: Potential Medicaid savings. It is estimated that an additional 200 children per year will have the opportunity to transition from an institutions into community settings.

Fiscal effect: Same as the Executive.

JFSCD29 Conversion of ICF/MR Beds

R.C. 5111.877, 5111.878, 5111.874

Permits the ODJFS Director to seek federal approval for up to 500 (rather than 200) slots for home and community-based services provided for the purpose of beds that convert from providing ICF/MR services to home and community-based services.

R.C. 5111.877, 5111.878, 5111.874

Same as the Executive.

Prohibits the conversion of more than 500 (rather than 100) ICF/MR beds.

Same as the Executive.

Eliminates the requirement that the ODJFS Director approve the conversion of ICF/MR beds and maintains the requirement that the ODODD Director approve the conversion.

Same as the Executive.

Executive

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Fiscal effect: Potential decrease in Medicaid costs assuming that home and community-based services are generally less expensive than institutional care.

Fiscal effect: Same as the Executive.

JFSCD1 Health Care/Medicaid Support and Recoveries Fund and Medicaid Program Support State Fund

R.C. 5111.941, Section 601.40 Amends Sections 263.10.90, 263.20.40, 309.37.30 (Repealed), and 309.37.40 (Repealed) of H.B. 153

R.C. 5111.941, Section 601.40 Amends Sections 263.10.90, 263.20.40, 309.37.30 (Repealed), and 309.37.40 (Repealed) of H.B. 153

Renames the Medicaid Revenue and Collections Fund (Fund 5DL0) the Health Care/Medicaid Support and Recoveries Fund.

Same as the Executive.

Provides for the following to be credited to the Health Care/Medicaid Support and Recoveries Fund:
 (1) Federal reimbursement received for disproportionate share hospital payment adjustments made to the Department of Mental Health's hospitals;
 (2) Revenues ODJFS receives for Medicaid services from another state agency pursuant to an interagency agreement, other than such revenues required to be deposited into the Health Care Services Administration Fund.

Same as the Executive.

Requires the OBM Director to transfer any remaining cash balance in the Medicaid Program Support State Fund (Fund 5C90) to Fund 5DL0 and abolishes Fund 5C90 once the transfer is complete.

Same as the Executive.

Provides for ODODD to transfer certain funds to Fund 5DL0, rather than Fund 5C90.

Same as the Executive.

Executive

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JFSCD20 ODJFS Revenue from Eligibility Verification Services

R.C. 5111.941, 5111.171, 5111.946, Section 601.40 Amends Sections 309.30.33 and 309.35.73 of H.B. 153

Provides for money that ODJFS receives in a fiscal year for performing eligibility verification services necessary for compliance with a federal regulation regarding independent, certified audits for disproportionate share hospital payments to be credited as follows:
 (1) The first \$750,000 of such money received in a fiscal year is to be credited to the Health Care/Medicaid Support and Recoveries Fund (Fund 5DL0);
 (2) The remainder of such money received in a fiscal year is to be credited to the Health Care Compliance Fund (Fund 4Z10).

R.C. 5111.941, 5111.171, 5111.946, Section 601.40 Amends Sections 309.30.33 and 309.35.73 of H.B. 153

Same as the Executive.

JFSCD3 HOME Choice Demonstration Component of Medicaid

R.C. 5111.96
 Expresses in statute the authority of the ODJFS Director to operate the existing HOME Choice demonstration component of the Medicaid program to the extent that funds are available under a federal Money Follows the Person demonstration project and authorizes the ODJFS Director to adopt rules for administration and operation of the component.

Fiscal effect: Minimal cost to adopt rules.

R.C. 5111.96
 Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

JFSCD7 Ohio Access Success Project

R.C. 5111.97

Permits a contract between ODJFS and an entity regarding Ohio Access Success Project fiscal management services to provide for the contract entity to receive a portion of a project participant's benefits.

Fiscal effect: None.

R.C. 5111.97

Same as the Executive.

Fiscal effect: Same as the Executive.

JFSCD27 Redetermining a Converted ICF/MR's Franchise Permit Fee

R.C. 5112.331, 5112.31, 5112.33, 5112.341

Requires ODJFS, on receipt of a notice from the ODH Director that an ICF/MR has converted one or more of its beds to providing home and community-based services, to (1) terminate the ICF/MR's franchise permit fee if the Director's notice indicates that the ICF/MR's Medicaid certification has been terminated or (2) redetermine the ICF/MR's franchise permit fee if the Director's notice indicates that the ICF/MR's Medicaid-certified capacity has been reduced.

Fiscal effect: Decreases in the ICF/MR's franchise permit fee revenue if there is termination in ICF/MR's Medicaid certification or reduction in the ICF/MR's Medicaid-certified capacity.

R.C. 5112.331, 5112.31, 5112.33, 5112.341

Same as the Executive.

Fiscal effect: Same as the Executive.

JFSCD2 OHP Health Care Grants Fund

Section: 506.10

Permits ODJFS, for FY 2012 and FY 2013, to deposit into the OHP Health Care Grants Fund (Fund 3FA0) federal grants for the administration of health care programs that ODJFS receives under the federal health care reform laws enacted in 2010.

Section: 506.10

Same as the Executive.

Executive

In House Finance and Appropriations

Requires ODJFS to use the money in the Fund 3FA0 to pay for expenses incurred in carrying out duties ODJFS assumes by accepting such federal grants, including expenses for the administration of health care programs.

Same as the Executive.

JFSCD4

Hospital Quality Factors and Incentive Payments Under Medicaid

Section: 601.40
Amends Section 309.30.30 of H.B. 153

Requires the ODJFS Director to include quality factors and quality-based incentive payments in rules to be adopted under the Medicaid program that modify the inpatient capital reimbursement methodology, establish new diagnosis-related groups, and implement other changes to hospital inpatient and outpatient reimbursement methodologies.

Fiscal effect: It is assumed that these changes will be budget neutral.

Section: 601.40
Amends Section 309.30.30 of H.B. 153

Same as the Executive.

Fiscal effect: Same as the Executive.

JFSCD18

Designation of Agency to Perform Level Of Care Assessments

Section: 601.40
Amends Section 209.20 of H.B. 153

Permits, rather than requires, ODJFS to designate the Department of Aging to perform assessments of whether Medicaid applicants and recipients need the level of care provided by nursing facilities.

Fiscal effect: None.

Section: 601.40
Amends Section 209.20 of H.B. 153

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

JFSCD21 Health Care Compliance Fund Used for Consultant Contracts

Section: 601.40
Amends Section 309.35.73 of H.B. 153

Permits amounts appropriated for FY 2012 and FY 2013 from the Health Care Compliance Fund (Fund 4Z10) to be used for contracts for consultants regarding Medicaid in addition to other purposes currently permitted by law.

Section: 601.40
Amends Section 309.35.73 of H.B. 153

Same as the Executive.

Executive

In House Finance and Appropriations

JSCCD1 Modernization of Language in Court Reporter Statutes

R.C. *1509.36, 571.14, 2301.03, 2301.18, 2301.19, 2301.20, 2301.21, 2301.22, 2301.23, 2301.24, 2301.25, 2301.26, 2319.27, 2501.16, 2501.17, 2743.09, 2746.03, 2746.04, 2939.11, 3745.05*

Eliminates references to shorthand reporter and stenographic records and adds references to electronic records in statutes relating to court reporters.

Fiscal effect: None.

R.C. *1509.36, 571.14, 2301.03, 2301.18, 2301.19, 2301.20, 2301.21, 2301.22, 2301.23, 2301.24, 2301.25, 2301.26, 2319.27, 2501.16, 2501.17, 2743.09, 2746.03, 2746.04, 2939.11, 3745.05*

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

LRSCD1 Ohio Legal Rights Service Employees

R.C. 145.01, 145.012

Provides that employees of OLRS on September 30, 2012 (the day before OLRS is abolished) who continue as employees of the nonprofit entity established effective October 1, 2012, to provide advocacy services and a client assistance program for people with disabilities continue as members of the Public Employees Retirement System (PERS).

Specifies that employees of the nonprofit entity whose employment begins on or after October 1, 2012, are not members of PERS.

Fiscal effect: None. Clarifies existing law.

R.C. 145.01, 145.012

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

LOTCD1 Transfer of State Lottery Fund Excesses or Net Proceeds**R.C. 3770.06**

Changes from the Director of Budget and Management to the Director of the State Lottery Commission, the person who determines whether there are excess proceeds and net proceeds in the State Lottery Fund (Fund 7044) that are to be transferred to the Lottery Profits Education Fund (7017).

Requires the Director of the State Lottery Commission to recommend the amount to be transferred, but no longer requires the Director of Budget and Management to transfer the excess proceeds or net proceeds to Fund 7017, as is required by current law.

Eliminates the crediting of loan repayments to the Educational Excellence Investment Fund.

Fiscal effect: None.

R.C. 3770.06

Same as the Executive.

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

MHCCD1 Licensing of Manufactured Homes

R.C. 4781.01, Renumbers various existing sections under Chapter 3733. under Chapter 4718.; Sections 747.10.10, 747.10.20, 747.10.30; Repealed: 3733.01, 3733.031

- (1) Transfers authority over the licensure and inspection of manufactured home parks from the Public Health Council (Department of Health) to the Manufactured Homes Commission.
- (2) Replaces the member of the Commission that represents the Department of Health with a member who is a registered sanitarian, has experience with the regulation of manufactured homes, and is an employee of a health district.
- (3) Specifies a procedure for the Commission to follow when a person violates manufactured homes law.
- (4) Makes a violation of the regulation of manufactured homes parks a fourth degree misdemeanor.
- (5) Creates the Manufactured Homes Commission Regulatory Fund and requires licensing fees and certain other fees to be deposited into the fund.
- (6) Allows boards of health to transfer prior manufactured home park licensing and inspection fees in the amount of \$2,000 or less to the general fund of the local board of health and requires funds in excess of \$2,000 to be transferred to the Manufactured Homes Commission Regulatory Fund.
- (7) Allows the Commission to enter into contracts for the inspection of manufactured home parks and gives the boards of health of city or general health districts the right of first refusal for those contracts.

R.C. 4781.01, Renumbers various existing sections under Chapter 3733. under Chapter 4781.; Sections 747.10.10, 747.10.20, 747.10.30; Repealed: 3733.01, 3733.031

- (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 and Appropriations

(8) Requires a board of health to issue to the Commission a report of an inspection of a manufactured home park that was completed in response to a flood event within ten days after the inspection is completed.

(8) Same as the Executive.

Fiscal effect: This will increase MHC's regulatory costs, but these will be recouped by license fees collected from manufactured home park operators. There are approximately 1,800 manufactured homes parks operating in the state. Under the provision, these fees and other related to the regulation of manufactured homes are to be deposited into the Manufactured Homes Commission Regulatory Fund created by the provision, as opposed to the Occupational Licensing and Regulatory Fund (Fund 4K90) that currently supports MHC's operations.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

DMHCD3 Contract Dispute Process Regarding ADAMHS Boards and Providers

R.C. 340.03

Restores law eliminated by H.B. 153 regarding ODMH's involvement in a contract dispute between a board of alcohol, drug addiction, and mental health services and a community mental health agency or facility.

Fiscal effect: Potential increase in costs.

R.C. 340.03

Same as the Executive.

Fiscal effect: Same as the Executive.

DMHCD5 Incompetency to Stand Trial; Not Guilty by Reason of Insanity

R.C. 2945.38, 2945.39, 2945.40, 2945.401

Allows the commitment of a defendant found incompetent to stand trial to specified types of facilities for treatment or evaluation upon court approval following a hearing.

Eliminates the requirement that an examiner of a defendant who may be incompetent to stand trial or not guilty by reason of insanity and is charged with a nonviolent misdemeanor give a recommendation regarding the defendant's amenability to engagement in mental health treatment or developmental disability services.

Eliminates a prosecutor's authority to hold in abeyance non-violent misdemeanor charges against a defendant found incompetent to stand trial while the defendant engages in mental health treatment or developmental disability services.

Allows the commitment of a defendant found by clear and convincing evidence to have committed the charged offense and to be mentally ill or mentally retarded and subject to hospitalization or institutionalization by court order to specified types of facilities and requires reports by the facility on the defendant's condition.

R.C. 2945.38, 2945.39, 2945.40, 2945.401

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

In House Finance and Appropriations

Allows commitment of a defendant who is not guilty by reason of insanity and is found by clear and convincing evidence to be mentally ill or mentally retarded and subject to hospitalization or institutionalization by court order to specified types of facilities upon court approval and requires reports by the facility on the defendant's condition; and provides for input of the community mental health or ADAMH board into a plan for a defendant who is recommended for termination of commitment.

Same as the Executive.

Fiscal effect: Potential savings in administrative and court costs.

Fiscal effect: Same as the Executive.

DMHCD4

Adult Care Facilities and Residential Facilities

R.C. 5119.22, Repealed: R.C. 340.05, 3781.183, 5119.614, 5119.70-5119.88, 5119.99. Makes conforming changes in various other R.C. sections; Section 751.10.10

R.C. 5119.22, Repealed: R.C. 340.05, 3781.183, 5119.614, 5119.70-5119.88, 5119.99. Makes conforming changes in various other R.C. sections; Section 751.10.10

Eliminates separate licensing procedures that apply to ODMH's licensure of adult care facilities and residential facilities for persons with mental illness, and makes adult care facilities a type of ODMH-licensed residential facility.

Same as the Executive.

Specifies that ODMH licensure is required to operate a residential facility serving: (1) children with serious emotional disturbances or in need of mental health services, and (2) adults who are recipients under the Residential State Supplement program.

Same as the Executive.

Adds provisions to the law governing ODMH-licensed residential facilities that are based on existing provisions in the adult care facilities law, including authority for ODMH to: (1) issue an order suspending the admission of residents if a facility is violating any licensing requirement, (2) inspect facilities operating without a license, and (3) charge nonrefundable license and renewal fees.

Same as the Executive.

Executive

In House Finance and Appropriations

Adds provisions that pertain to matters of local zoning.

Same as the Executive.

Permits, rather than requires, ODMH to impose a monetary penalty against a person for violating the residential facility licensing laws, increases the penalty to \$500 (from \$100) for a first offense and to \$1,000 (from \$500) for each subsequent offense, and eliminates a provision specifying the state fund that receives the amounts collected.

Same as the Executive.

Grants qualified immunity from civil liability and criminal prosecution to a person making a complaint regarding a residential facility.

Same as the Executive.

Requires the ODMH Director to adopt rules establishing: (1) procedures for conducting criminal records checks of prospective operators of a residential facility/staff, (2) procedures for notify the ADAMHS board when a facility is serving residents with mental illness or severe mental disability, and (3) standards and procedures permitting the ODMH Director to waive any of the residential facility licensure rules.

Same as the Executive.

Fiscal effect: Potential minimal decrease in administrative costs. Potential gain in revenue for violating the residential facility licensing laws.

Fiscal effect: Same as the Executive.

DMHCD1

Residential State Supplement Program Administrative Agency

R.C. 5119.69, 340.091, 5119.61, 5119.691

Specifies that if ODMH does not designate an entity to serve as an area's residential state supplement administrative agency, ODMH is responsible for administering the Residential State Supplement (RSS) Program in that area.

R.C. 5119.69, 340.091, 5119.61, 5119.691

Same as the Executive.

Makes clarifying changes regarding the process for approval of living arrangements under the RSS Program

Same as the Executive.

Executive

In House Finance and Appropriations

for persons with mental disabilities.

Fiscal effect: None.

Fiscal effect: Same as the Executive.

DMHCD2

Exchange of Confidential Health Information by ODMH

R.C. 5122.31

Authorizes ODMH to exchange psychiatric hospitalization records, other mental health treatment records, and other pertinent information with boards of alcohol, drug addiction, and mental health services and community mental health agencies to ensure continuity of care for inmates or offenders who are receiving mental health services in a Department of Rehabilitation and Correction institution and are scheduled for release within six months.

Eliminates ODMH's duty to notify an inmate and receive his/her consent before disclosing psychiatric hospitalization records, other mental health treatment records, and other pertinent information to the Department of Rehabilitation and Correction for purposes of ensuring the inmate's continuity of mental health care.

Eliminates a requirement that the custodian of records in an ODMH hospital, institution, or facility, a community mental health agency, or an ODMH-licensed hospital attempt to obtain patient consent before disclosing the patient's records to a payer or health care provider if the purpose of the exchange is to facilitate continuity of care.

Fiscal effect: Potential savings.

R.C. 5122.31

Same as the Executive.

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

DNRCD2 Authority to Transfer Funds from the Forestry Mineral Royalties Fund to the Parks Mineral Royalties Fund

R.C. 1503.012, 1541.26

Authorizes the Director of Natural Resources to request the Director of Budget and Management to transfer money from the Forestry Mineral Royalties Fund to the Parks Mineral Royalties Fund, and requires the Director of Budget and Management to execute the transfer if the Director consents to it.

Fiscal effect: This provision potentially increases the amount available in the Parks Mineral Royalties Fund for eligible land acquisition and capital costs at state parks, while potentially decreasing the amount available in Forestry Mineral Royalties Fund for the same purposes in state forests.

R.C. 1503.012, 1541.26

Same as the Executive.

Fiscal effect: Same as the Executive.

DNRCD4 Use of Power Equipment in Certain Parts of Shawnee State Forest

R.C. 1503.43

Exempts certain hiking and bridle trails in the Shawnee Wilderness Area from the existing prohibition against the operation of certain motorized vehicles and equipment in the Area for trail maintenance purposes; specifies that the exemption no longer applies if the Chief of the Division of Forestry determines that it is no longer necessary for the administration of the Shawnee State Forest or the state forest system; and subjects the Twin Creek Fire Tower to the existing prohibition against conducting specified activities in the Shawnee Wilderness Area.

Fiscal effect: None.

R.C. 1503.43

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

DNRCD3

Exemption from Competitive Bidding Requirements for Emergency Situations at Idle and Orphaned Wells

R.C. 1509.071

Specifies that competitive bidding does not apply to idle and orphaned well expenditures from the Oil and Gas Well Fund (Fund 5180) if the Chief of the Division of Oil and Gas Resources Management reasonably determines that there is an emergency situation that requires immediate action for the correction of a health or safety risk, rather than if the Chief reasonably determines that such a risk requires immediate action as in current law; and specifies that certain competitive bidding requirements do not apply to contracts related to such an emergency situation.

Specifies that the current requirement for the inspection of projects by a licensed professional engineer or professional surveyor does not apply to expenditures made from Fund 5180 under contracts for plugging idle and orphaned wells or addressing imminent health or safety risks at such wells.

Allows the Chief to engage in cooperative projects involving idle and orphaned wells with any agency of Ohio, another state, or the United States; any other governmental agency; or any state university or college; and exempts contracts entered into for the purposes such cooperative projects from certain competitive bidding requirements.

R.C. 1509.071

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

In House Finance and Appropriations

Fiscal effect: The potential effect on the Oil and Gas Well Fund (Fund 5180) due to the exemptions from competitive bidding requirements will depend on the nature of emergency situations or cooperative projects entered into under this provision. Additionally, if the use of licensed professional engineers and surveyors for inspections under certain contracts resulted in additional costs to Fund 5180, the bill's exemption from this requirement could result in savings.

Fiscal effect: Same as the Executive.

DNRCD1

Permits for Taking Wild Animals Interfering with Energy Facilities

R.C. 1533.081

Requires a person who wishes to take a wild animal that is interfering or may interfere with the operation of an energy facility to obtain a permit from the Division of Wildlife, and requires the Chief of the Division of Wildlife to adopt rules to administer the permitting program.

Fiscal effect: This could result in additional administrative costs paid from the Wildlife Fund (Fund 7015). These costs could be offset by permitting fees if such fees are included in the rules adopted by the Division of Wildlife.

R.C. 1533.081

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

PUBCD2 Distribution of the Indigent Defense Support Fund**R.C. 120.08**

(1) Modifies the distribution of the Indigent Defense Support Fund (Fund 5DY0) by providing that at least 88% (rather than 90%) of the fund must be used to reimburse county governments and that not more than 12% (rather than 10%) may be used by the State Public Defender to appoint assistant public defenders or for providing other necessary personnel, equipment, and facilities.

(2) Expands the list of the State Public Defender's permissible uses of Fund 5DY0 to include providing training, developing and implementing electronic forms, or establishing and maintaining an information technology system.

Fiscal effect: This provision may reduce the reimbursement of counties for expenses related to the provision of indigent defense services by approximately \$1 million in FY 2013, and increase the funding available for administrative operations by a commensurate amount.

R.C. 120.08

(1) Same as the Executive.

(2) Same as the Executive.

Fiscal effect: Same as the Executive.

PUBCD3 Branch Office Funding**R.C. 120.08**

Allows the State Public Defender to use some of the money in the Indigent Defense Support Fund (Fund 5DY0) that currently is used only to reimburse a county government for the purpose of operating the system under which the state provides legal representation to indigent persons pursuant to a contract between a board of county commissioners and the State Public Defender.

R.C. 120.08

Same as the Executive.

Executive**In House Finance and Appropriations**

Fiscal effect: Potential decrease in the amount of GRF that might otherwise have been appropriated to fund certain contractual relationships between the State Public Defender and boards of county commissioners.

Fiscal effect: Same as the Executive.

PUBCD4**Allocation of Funds from the Legal Aid Fund****R.C. 120.53**

Specifies that for the purpose of allocating financial assistance from the Ohio Legal Aid Fund (Fund 5740) to legal aid societies that the source of data for identifying the number of indigent persons residing in a county must be selected by the Ohio Legal Assistance Foundation from the best available figures maintained by the U.S. Census Bureau.

Fiscal effect: None.

R.C. 120.53

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

DPSCD10 Regulations Pertaining to a Person with Ties to a Terrorist Organization

**R.C. 2909.21, 2909.28, and 5502.011, Repealed:
R.C. 2909.32, 2909.33, 2909.34**

Repeals laws that: (1) require the Director of Public Safety to develop a "declaration of material assistance/nonassistance to a terrorist organization" to be used for the licensing, business, and employment purposes described in (2) to (5) below; (2) require the state to identify state-issued licenses for which a holder with terrorist connections presents a potential risk; (3) generally require the denial of a state-issued license to a person who discloses material assistance to a terrorist organization; (4) generally prohibit the state and political subdivisions from doing business with a person or entity unless it is certified as not providing material assistance to a terrorist organization; (5) generally prohibit the state, state instrumentalities, and political subdivisions from employing a person who discloses the provision of material assistance to a terrorist organization; and (6) require the Director of Public Safety to adopt rules that specify substances and agents used in the illegal manufacture of a chemical, biological, radiological, or nuclear weapon or an explosive device.

Fiscal effect: Decrease in administrative burden for the Department of Public Safety.

**R.C. 2909.21, 2909.28, and 5502.011, Repealed:
R.C. 2909.32, 2909.33, 2909.34**

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

DPSCD2 Law Enforcement Funds for Property Forfeitures under Federal Law

R.C. 2981.14

Codifies the existing Highway Patrol Treasury Contraband Fund (Fund 83T0) and the Highway Patrol Justice Contraband Fund (Fund 83J0) and creates the Investigative Unit Treasury Contraband Fund and the Investigative Unit Justice Contraband Fund. Specifies that the funds receive moneys from property forfeited under federal law to the Highway Patrol or the Investigative Unit of the Department of Public Safety and that the moneys in the funds be used in accordance with any federal or other requirements associated with the moneys received.

Fiscal effect: None.

R.C. 2981.14

Same as the Executive.

Fiscal effect: Same as the Executive.

DPSCD1 Responsibility for Driver Examinations

R.C. 4503.031, 4507.01, 4507.011, and 4507.12, Renumbers various sections in Chapter 5503. to Chapter 5502.

Transfers the driver's license examination function from the State Highway Patrol (a division of the Department of Public Safety) to the Department of Public Safety and makes the Director of Public Safety, rather than the Superintendent of the Highway Patrol, responsible for appointing examiners and clerical personnel and conducting training schools for prospective driver's license examiners.

Fiscal effect: None.

R.C. 4503.031, 4507.01, 4507.011, and 4507.12, Renumbers various sections in Chapter 5503. to Chapter 5502.

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

DPSCD9 State Board of Emergency Medical and Transportation Services

R.C. 4765.02, 4765.03 - 4766.13, and other sections, various sections repealed, Sections 601.10, 610.40, 512.30, 512.40, 747.20.10, and 747.20.20 Amends Section 335.10 of H.B. 153 and Section 205.10 of H.B. 114

Changes the name of the State Board of Emergency Medical Services to the State Board of Emergency Medical and Transportation Services.

Eliminates the Ohio Medical Transportation Board and assigns the duties of that board to the renamed State Board of Emergency Medical and Transportation Services.

Provides that the renamed State Board of Emergency Medical and Transportation Services be composed of 12 members of the former State Board of Emergency Medical Services and six former members of the Ohio Medical Transportation Board.

Requires the Director of Budget and Management to take action with respect to budget changes made necessary by the transfer, including transferring cash balances between funds and cancelling encumbrances and reestablishing them, as needed, in the appropriate fund and appropriation item.

Provides that 100% of the fines from seatbelt violations be deposited into the Trauma and Emergency Medical Services Fund (Fund 83M0), instead of 36% as under current law.

Eliminates the Elementary School Program Fund (Fund 83N0), which currently receives 8% of the fines from seatbelt violations. Requires the Director of Budget and Management to transfer the cash balance in Fund 83N0 to

R.C. 4765.02, 4765.03 - 4766.13, and other sections, various sections repealed, Sections 601.10, 610.40, 512.30, 512.40, 747.20.10, and 747.20.20 Amends Section 335.10 of H.B. 153 and Section 205.10 of H.B. 114

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

In House Finance and Appropriations

Fund 83M0. Requires the Director to cancel any existing encumbrances against appropriation item 761611, Elementary School Seat Belt Program, and reestablish them against appropriation item 765624, Operating Expense - Trauma and EMS. Appropriates the reestablished encumbrance amounts.

Eliminates the 2% of the fines from seatbelt violations that are currently deposited into the Occupational Licensing and Regulatory Fund (Fund 4K90).

Eliminates the Trauma and Emergency Medical Services Grants Fund (Fund 83P0), which currently receives 54% of the fines from seatbelt violations. Requires the Director of Budget and Management to transfer the cash balance in Fund 83P0 to Fund 83M0. Requires the Director to cancel any existing encumbrances against appropriation item 765637, EMS Grants, and reestablish them against appropriation item 765640, EMS - Grants. Appropriates the reestablished encumbrance amounts. Provides that the existing grant program of the State Board of Emergency Medical Services, which is currently funded by Fund 83P0, instead be funded by Fund 83M0.

Adds Fund 83M0 to the list of funds from which the Director of Budget and Management, upon the written request of the Director of Public Safety, may approve transfers of cash to the Security, Investigations, and Policing Fund (Fund 8400).

Fiscal effect: Annual gain in revenues to Fund 83M0 of approximately \$2.4 million and annual losses in revenues to (1) Fund 4K90 of approximately \$70,000, (2) Fund 83N0 of approximately \$300,000, and (3) Fund 83P0 of approximately \$2.0 million.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

DPSCD7 State Highway Patrol Authority in Private Prisons

R.C. 5503.02

Clarifies that the State Highway Patrol has authority to enforce criminal laws in privately owned correctional institutions operated under agreement with the Department of Rehabilitation and Correction.

Fiscal effect: None.

R.C. 5503.02

Same as the Executive.

Fiscal effect: Same as the Executive.

DPSCD6 Ohio Statehouse Safety and Security Study

Section: 701.10.10

Requires the Department of Public Safety to conduct a study of the safety and security of the Ohio Statehouse complex and to submit the completed report to the Capitol Square Review and Advisory Board for adoption not later than December 1, 2012.

Fiscal effect: Potential minimal increase in expenditures to complete the study and report.

Section: 701.10.10

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

PUCCD1 **Changes to Motor-Carrier Regulations**

R.C. 4905.81
Amends sections in R.C. 4905., 4907., 4909., 4921., 4923., and various other sections; Repealed: sections in R.C. 4905., 4919., 4921., 4923., and various other sections

Revises and reorganizes regulations governing motor carriers, including changing provisions in existing law that have been cited by the Federal Motor Carrier Safety Administration as being out of compliance with federal requirements for federal funding under the Motor Carrier Safety Assistance Program, including the following changes:

(1) Clarifies that motor carriers operated in connection with non-public-utility entities are still subject to regulations that apply to public utilities and motor carriers;

(2) Restricts regulatory exemptions to apply only to intrastate commerce, such as the transportation of farm supplies, and clarifies that the regulatory exemptions do not exempt motor carriers from compliance with hazardous-material regulation or registration under the federal Unified Carrier Registration Plan;

(3) Eliminates a regulatory exemption for operation exclusively within the territorial limits of a municipal corporation, or the territorial limits of municipal corporations immediately contiguous;

Eliminates a requirement that notice be given to railroads of applications for certificates of convenience and necessity by motor carriers, and eliminates references to the motor-carrier laws in sections exclusively governing railroads.

Fiscal effect: None.

R.C. 4905.81
Amends sections in R.C. 4905., 4907., 4909., 4921., 4923., and various other sections; Repealed: sections in R.C. 4905., 4919., 4921., 4923., and various other sections

Same as the Executive.

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

PUCCD3 Public Utilities Transportation Safety Fund**R.C. 4921.21**

Establishes the Public Utilities Transportation Safety Fund (Fund 5LT0) in the state treasury, to receive receipts from certain taxes and fees levied on motor carriers. Specifies that any receipts exceeding the total appropriations from the fund be credited to the GRF to the fullest extent permissible by federal guidelines.

Fiscal effect: Fund 5LT0 will receive receipts previously deposited into other PUCO funds. Some of the excess revenues directed to the GRF are currently deposited into the State Highway Safety Fund (Fund 7036), meaning there will be a minimal gain in revenue to the GRF and a minimal loss in revenue to Fund 7036.

R.C. 4921.21

Same as the Executive.

Fiscal effect: Same as the Executive.

PUCCD4 Motor Carrier Taxes, Fees, and Forfeitures**R.C. 4923.11, (Repealed), and 4923.99**

Repeals the annual taxes paid by private motor carriers or contract carriers by motor vehicle operating in this state. Increases the maximum forfeiture amount from \$10,000 per day per violation to \$25,000 per day per violation for anyone that violates the laws in R.C. Chapters 4921 and 4923.

R.C. 4923.11, (Repealed), and 4923.99

Same as the Executive.

Executive

In House Finance and Appropriations

Fiscal effect: Eliminating the annual tax reduces revenues to the Transportation Safety Fund (Fund 5LT0), but the revenue loss is partially, perhaps fully, offset by the increased forfeiture amounts, which would be deposited into Fund 5LT0 until the fund balance equals the sum of its corresponding appropriations. The forfeiture amounts deposited annually into Fund 5LT0 will vary depending on the nature and frequency of motor carrier violations. Other motor carrier taxes and fees generally remain unchanged by the bill.

Fiscal effect: Same as the Executive.

PUCCD2

Reorganization of Funds, Appropriation Line Items

Section: 601.40***Amends Section 365.10 of H.B. 153***

Requires the OBM Director to make fund adjustments on or after July 1, 2012 by transferring cash from the Base State Registration Fund (Fund 4G40), the Hazardous Materials Registration Fund (Fund 4S60), the Transportation Enforcement Fund (Fund 4U80), the Radioactive Waste Transportation Fund (Fund 5HD0), the Hazardous Materials Transportation Fund (Fund 6610), and the Public Utilities Fund (Fund 5F60, up to \$21 million) into the Public Utilities Transportation Safety Fund (Fund 5LT0), which is established by the bill. Authorizes the OBM Director to reestablish encumbrances or parts of encumbrances as needed in the appropriate fund and appropriation item for the same purpose and to the same vendor. Transfers existing FY 2013 appropriations to six new SSR appropriation items supported by Fund 5LT0. Abolishes Funds 4G40, 4S60, 4U80, 5HD0, and 6610 once transfers are completed.

Section: 601.40***Amends Section 365.10 of H.B. 153***

Same as the Executive.

Executive**In House Finance and Appropriations**

Fiscal effect: The reorganization is accompanied by a reduction in aggregate PUCO appropriations of 1%; details may be found in the List of ALI Name and Appropriation Changes, which can be found at the end of this document.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

BORCD1 **Reports from the Chancellor of the Board of Regents**

R.C. *3333.041, various other sections in R.C. chapters 3333 and 3334, including several repeals*

Eliminates the reports currently required of the Chancellor of the Ohio Board of Regents on the following topics:

- (1) Goals and timetables for programs designed to accomplish job training, adult literacy, research, excellence in higher education, increased access to higher education, and reduced redundancy of graduate programs;
- (2) Quality of institutions that offer teacher preparation programs;
- (3) Performance of current Ohio Academic Scholars and the effectiveness of the formula to select scholars for the Ohio Academic Scholarship;
- (4) Evaluation of the pilot program for displaced homemakers at Cuyahoga Community College.

Consolidates reporting requirements on the following topics, currently separate, into one Revised Code section, with the report or reports due not later than December 31 each year to the Governor and General Assembly:

- (1) Aggregate academic growth data for students assigned to graduates of teacher preparation programs;
- (2) Use of minority and women investment managers in programs of the Ohio Tuition Trust Authority;
- (3) Status of implementation of faculty improvement programs, particularly regarding professional leave;

R.C. *3333.041, various other sections in R.C. chapters 3333 and 3334, including several repeals*

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.

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

Executive

(4) The number and types of biobased products purchased by state institutions of higher education and the amount spent on such purchases;

(5) A description of dual enrollment programs offered by school districts, community schools, and chartered nonpublic high schools, which the Chancellor also must post on the Chancellor's website. Expands this report to cover programs offered by STEM schools and the newly authorized college preparatory boarding schools.

(6) The academic and economic impact of the Ohio Innovation Partnership; and

(7) The academic and economic impact of the Ohio Co-op/Internship Program.

Fiscal effect: Possible decrease in administrative expenditures from the elimination of reporting requirements.

In House Finance and Appropriations

(4) Same as the Executive.

(5) Same as the Executive.

(6) Same as the Executive.

(7) Same as the Executive.

Fiscal effect: Same as the Executive.

BORCD4**In-state Tuition for Veterans' Dependents**

R.C. 3333.31

Clarifies that nonresident spouses and dependents of veterans who died after military discharge still may qualify for in-state tuition.

Fiscal effect: None.

R.C. 3333.31

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

BORCD2 Institutional Leases of Campus Auxiliary Facilities**R.C. 3345.54**

Expands the definition of "conduit entity" to include any appropriate legal entity selected by an institution of higher education (instead of only charitable entities as under current law), for state institutions of higher education that enter into an auxiliary facilities lease/leaseback arrangement with a conduit entity and an independent funding source.

Fiscal effect: May increase financial flexibility for state institutions by allowing them to use legal entities other than charitable entities to finance the operation of auxiliary facilities.

R.C. 3345.54

Same as the Executive.

Fiscal effect: Same as the Executive.

BORCD3 Correction of Accounting Errors by Institutions

Section: 601.40
Amends Section 503.50 of H.B. 153

Permits the Director of Budget and Management to correct accounting errors committed by the staff of state institutions of higher education, such as reestablishing inadvertently cancelled or modified capital encumbrances.

Fiscal effect: None.

Section: 601.40
Amends Section 503.50 of H.B. 153

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

Criminal Sentencing Reforms

DRCCD4

Risk Reduction Sentencing

R.C. 2929.01, 2929.19, 2967.28, 5120.036

Requires that a prisoner who is released from prison early under a risk reduction sentence be placed under post-release control sanctions (instead of on "supervised release") and specifies that the Criminal Sentencing Law definition of "stated prison term" includes any period of time by which an offender's prison term is shortened under a risk reduction sentence.

Fiscal effect: Uncertain.

R.C. 2929.01, 2929.19, 2967.28, 5120.036

Same as the Executive.

Fiscal effect: Same as the Executive.

DRCCD11

Determination of Credit for Time Served

R.C. 2929.19, 2967.191

Clarifies the procedure requiring a sentencing court to determine the days of credit an offender receives for time served in relation to the offense by which DRC must reduce the stated prison term in order to reflect this time credit, and provides that the sentencing court retains jurisdiction for the correction of errors in the determination of any time served credit.

Fiscal effect: Under current law, it appears that the court already includes a statement on time served in relation to an offender's sentence. The clarification and revision of this process is unlikely to generate any discernible costs for the court or DRC.

R.C. 2929.19, 2967.191

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

DRCCD6 Certificates of Achievement and Employability

R.C. 2961.22

Specifies that the Department of Rehabilitation and Correction and the Adult Parole Authority are not liable for any claim for damages arising from the issuance, denial, or revocation of a certificate of achievement and employability or for the failure to revoke a certificate under required circumstances.

Fiscal effect: Any elimination or reduction of liability may reduce expenditures related to the adjudication of claims or the satisfaction of any judgments or penalties stemming from such claims. The magnitude of any such expenditure reduction is uncertain.

R.C. 2961.22

Same as the Executive.

Fiscal effect: Same as the Executive.

DRCCD5 Recommendation for the Medical Release of a Prisoner

R.C. 2967.03, 2967.05

Eliminates the requirement that the Adult Parole Authority (APA) follow certain procedures prior to making a recommendation to the Governor for the medical release of a prisoner.

Fiscal effect: Potential savings effect for the APA, as it may require less time and effort be expended in making medical release determinations.

R.C. 2967.03, 2967.05

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

DRCCD9 Halfway House Nonresidential Services

R.C. 2967.14

Requires the Director of Rehabilitation and Correction to adopt rules providing for the use of up to 15% (rather than 10% under current law) of appropriations for the halfway house, reentry center, and community residential center program to pay for contracts with licensed halfway houses for specified nonresidential services for offenders supervised by the Adult Parole Authority.

Fiscal effect: This provision may increase the amount of money that would otherwise have been allocated annually from GRF line item 501405, Halfway House, for nonresidential services.

R.C. 2967.14

Same as the Executive.

Fiscal effect: Same as the Executive.

DRCCD10 80% Early Release Mechanism

R.C. 2967.19, 5120.66

Revises the procedures under which the Department of Rehabilitation and Correction implements the sentencing reform mechanism in H.B. 86 of the 129th G.A. allowing for the possible release of certain prisoners who serve 80% of their stated prison term and corrects erroneous cross-references.

Fiscal effect: None.

R.C. 2967.19, 5120.66

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

DRCCD3 Earned Credits for Department of Rehabilitation and Correction Prisoners

R.C. 2967.193, Section 729.10

Provides that, if a Department of Rehabilitation and Correction (DRC) prisoner is eligible to earn credits for productive participation in a DRC program or activity and if other specified provisions do not limit the prisoner to earning one day of credit for each month of such participation, the date of the prisoner's offense is irrelevant in determining the number of days of credit the prisoner may earn for each month of such participation, and the prisoner may earn five days of credit for each month of such participation regardless of the date of the offense.

Fiscal effect: To the extent that this provision increases the number of earned credit days for certain prisoners and reduces their length of stay in prison, DRC would presumably incur some incarceration cost savings.

R.C. 2967.193, Section 729.10

Same as the Executive.

Fiscal effect: Same as the Executive.

DRCCD8 Transitional Control Program

R.C. 2967.26

Specifies that the Division of Parole and Community Services of the Department of Rehabilitation and Correction, instead of the Division's Adult Parole Authority, must notify the sentencing court of the pendency of a prisoner's transfer to transitional control and of the fact that the court may disapprove of the transfer.

Fiscal effect: None.

R.C. 2967.26

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

DRCCD7 Probation Improvement and Incentive Grants

R.C. 5149.311

Makes probation departments that supervise offenders sentenced by municipal courts eligible for probation improvement and probation incentive grants.

Fiscal effect: This provision expands the pool of potential grant recipients to include counties and municipalities that operate municipal courts, and may generate a minimal annual increase in the Department of Rehabilitation and Correction's administrative costs to process and evaluate any related increase in the number of grant applications.

R.C. 5149.311

Same as the Executive.

Fiscal effect: Same as the Executive.

Other Provisions

DRCCD12 Responsibility for Medical Expenses in a Community Based Correctional Facility

R.C. 2301.571

Provides that a person serving a term in a community-based correctional facility (CBCF) is responsible for the person's medical and other health care expenses.

Fiscal effect: This provision appears to reduce a CBCF's liability for medical and other health care services provided to persons confined in the facility. Current law, however, already requires a CBCF to establish a policy requiring that any non-indigent person pay for any medical treatment or service requested by and provided to that person.

R.C. 2301.571

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

DRCCD2 Deposits to Prisoner Program Fund

R.C. 5120.132

Requires the Director of Rehabilitation and Correction to deposit all money received by the Department from services provided to inmates in relation to electronic mail, inmate trust fund deposits, and the purchase of music, digital music players, and other electronic devices into the Prisoner Programs Fund (GSF Fund 4D40).

Fiscal effect: The provision will increase revenue deposited into the Prisoner Program Funds, which is used to used to pay for various programs operated for the benefit of prisoners.

R.C. 5120.132

Same as the Executive.

Fiscal effect: Same as the Executive.

Appropriation Language

DRCCD1 Institutional Services

Section: 601.40
Amends Section 373.10 of H.B. 153

Authorizes a cash transfer of up to \$4 million in FY 2013 from the Institutional Services Fund (Fund 1480) to the Ohio Penal Industries Fund (Fund 2000).

Section: 601.40
Amends Section 373.10 of H.B. 153

Same as the Executive.

Executive

In House Finance and Appropriations

RSCCD3 Rehabilitation Services Commission Administrator

R.C. 3304.14, 3304.16

Grants the RSC administrator exclusive authority to administer the daily operation and provision of vocation rehabilitation services.
Requires the RSC administrator to establish a fee schedule for vocational rehabilitation services.

Fiscal effect: Minimal increase in costs to establish a fee schedule. The impact on vocational rehabilitation service costs cannot be determined until the fee schedule is set.

R.C. 3304.14, 3304.16

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

RSCCD1 Solicitation of Funds by the Rehabilitation Services Commission

R.C. 3304.16, 3304.181

Authorizes, rather than requires, RSC to solicit funds from private or public entities for the purpose of receiving the maximum amount of federal funds possible to support RSC's activities.

Fiscal effect: None.

R.C. 3304.16, 3304.181

Same as the Executive.

Fiscal effect: Same as the Executive.

RSCCD2 Rehabilitation Services Commission Funding Agreements with Third Parties

R.C. 3304.182

Replaces current law permitting RSC to terminate a funding agreement with a third-party only with good cause and three months' notice with a provision permitting RSC to terminate such an agreement as follows: (1) for just cause at any time or (2) for any other reason with 30 days' notice. Eliminates a requirement that the duration of each funding agreement be at least six months.

Fiscal effect: None.

R.C. 3304.182

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

BTACD1 Board of Tax Appeals Small Claims Division**R.C. 5703.021**

Creates a small claims division of the Board of Tax Appeals, with authority to hear appeals from county boards of revision involving nonbusiness real property, appeals from municipal boards of appeal involving municipal income taxes if the amount in controversy is \$10,000 or less, and appeals from final determinations of the Tax Commissioner, the Director of Development, or the Director of Job and Family Services if the amount in controversy is \$10,000 or less. Requires consent of all involved parties for an appeal to be heard by the small claims division. Specifies that a decision or order of the small claims division may not be appealed.

Fiscal effect: Establishment of the small claims division, with rules for informal review of appeals, may result in cost savings calculated on a per case basis, and may expedite hearings on the Board's large backlog of cases.

R.C. 5703.021

Same as the Executive.

Fiscal effect: Same as the Executive.

BTACD2 Procedures to Control and Manage Appeals**R.C. 5717.02**

Requires the Board of Tax Appeals to institute procedures to control and manage appeals. Requires the procedures to include establishment of a case management schedule for each case.

Fiscal effect: The Tax Commissioner's review of the operations of the Board of Tax Appeals, published November 15, 2011, suggests that establishment of a case management schedule may reduce delays by putting all parties on notice regarding the anticipated timeline of a case.

R.C. 5717.02

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

Commercial Activity Tax

TAXCD43

Motion Picture Tax Credits against the Commercial Activity Tax, Financial Institution Tax

R.C. 122.85, 5726.55, 5726.98, 5751.54, 5751.98

Authorizes CAT taxpayers and Financial Institution Tax taxpayers to claim the motion picture production tax credit against the tax if they otherwise qualify for the credit.

Fiscal effect: Currently the refundable motion picture production tax credit may be claimed under the personal income tax and the corporate franchise tax. The credit amount is based on a tax credit certificate issued by the Ohio Tax Credit Authority, and the aggregate amount of credits issued per biennium is limited to \$20 million. Based on that existing limitation, making the motion picture production credit available against the CAT and the new financial institution tax is unlikely to expand overall GRF revenue losses from the tax credits. (Credits against the CAT may reduce the share of those receipts that are distributed to the School District Tangible Property Tax Replacement Fund (Fund 7047) and the Local Government Tangible Property Tax Replacement Fund (Fund 7081). In FY 2013 50% of CAT receipts are to be credited to the GRF, with the remainder credited to Fund 7047 (35%) and Fund 7081 (15%). However, current law requires a GRF subsidy for any shortfall in the two funds.)

R.C. 122.85, 5726.55, 5726.98, 5751.54, 5751.98

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

TAXCD6 Commercial Activity Tax Exclusion for Financial Institution and Insurance Company Affiliates

R.C. 5751.01

Clarifies that the existing commercial activity tax exclusion for certain financial institution affiliates applies when the affiliate (rather than the financial institution itself) engages in activities that a financial holding company may engage in under federal law.

Clarifies that the existing commercial activity tax exclusion for certain insurance company affiliates applies when the affiliate (rather than the insurance company itself) is authorized to conduct an insurance business in the state.

Fiscal effect: None. Codifies existing departmental practice.

R.C. 5751.01

Same as the Executive.

Fiscal effect: Same as the Executive.

TAXCD8 CAT Gross Receipts, Exclusion Amount, and Rate Adjustment

R.C. 5751.01, 5751.03, 5751.032 (repealed)

(1) Removes the reference to gross income within the definition of gross receipts for purposes of the Commercial Activity Tax.

(2) Repeals the law that required the Tax Commissioner to reduce the CAT rate if, during any of the three "test" periods, the revenue actually collected exceeded projected receipts by more than 10%.

(3) Provides that CAT quarterly taxpayers may apply the full \$1 million exclusion from gross receipts in current law to the first quarter of a calendar year. Permits the taxpayer to then carry forward unused exclusion amounts to subsequent quarters within the same year. (Under current law, such taxpayers apply \$250,000 of the exclusion amount to each calendar quarter and may carry forward unused amounts to three subsequent quarters, regardless of whether subsequent quarter is in the same calendar

R.C. 5751.01, 5751.03, 5751.032 (repealed)

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

Executive

In House Finance and Appropriations

year).

Fiscal effect: None. The final test period ended on June 30, 2011. No adjustments were made to the rate.

Fiscal effect: Same as the Executive.

TAXCD23

Changes to CAT Registration Information and Fees; Revenue Enhancement Fund

R.C. 5751.01, 5751.011, 5751.012, 5751.04, 5751.051, 5751.20; *Sections 803.10, 815.20*

Requires that, instead of being remitted separately, commercial activity tax registration fees will be deducted from the tax due on the first return the taxpayer files. Renames the Tax Reform System Implementation Fund (Fund 2280) the Revenue Enhancement Fund to which 0.85% of CAT receipts, and registration fees, are to be credited. (Fund 2280 is used to help defray CAT administrative costs.)

Fiscal effect: None.

R.C. 5751.01, 5751.011, 5751.012, 5751.04, 5751.051, 5751.20; *Sections 803.10, 815.20*

Same as the Executive.

Fiscal effect: Same as the Executive.

TAXCD14

Removal of References to Commercial Activity Tax Annual Filing Election

R.C. 5751.05, 5751.051, 5751.12

Removes provisions of current law that refer to commercial activity taxpayers "electing" to file annual tax returns.

Fiscal effect: None. Prior to the enactment of H.B. 1 of the 128th G.A., taxpayers having annual taxable gross receipts of \$1 million or less could pay the CAT on an annual (rather than quarterly) basis, but only if the taxpayers elected to do so.

R.C. 5751.05, 5751.051, 5751.12

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

TAXCD18 Listing of Persons That Cancelled Their Registration for Commercial Activity Tax**R.C. 5751.12**

Requires the Tax Commissioner to list on the Department's web site CAT taxpayers with cancelled CAT accounts by the effective date of the cancellation rather than the date on which the taxpayer cancelled the account.

Fiscal effect: None. Codifies existing departmental practice.

R.C. 5751.12

Same as the Executive.

Fiscal effect: Same as the Executive.

TAXCD19 Change to the Date of TPP Reimbursement Payment to Local Taxing Units**R.C. 5751.22**

Moves the date of the second of the two semiannual reimbursement payments for business tangible personal property taxes to local taxing units from November 20 to November 30.

Fiscal effect: The slight timing change resolves a cash flow problem that currently affects the GRF.

R.C. 5751.22

Same as the Executive.

Fiscal effect: Same as the Executive.

Personal Income Tax**TAXCD20 Mandatory Electronic Filing by Tax Return Preparer****R.C. 5747.082**

Lowers the number of income tax returns that a tax professional may prepare in a year before being required to file all returns electronically, from 75 to 11, beginning in 2013. Imposes a \$50 penalty for each return in excess of 11 per year not filed electronically. Exempts tax professionals who prepared 10 or fewer returns in the previous calendar year.

Fiscal effect: Will reduce costs of the Department of Taxation to process returns, by an undetermined amount.

R.C. 5747.082

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

Property Taxes and Transfer Fees**TAXCD16 Value of Processed Hydrocarbons and Processed Gas Reserves****R.C. 5713.052, 5713.051**

For property tax purposes, calculates the true value (for tax year 2013 and thereafter) of reserves of natural gas and other hydrocarbons that are removed from the ground and extracted by a mid-stream processor similar to how gas and oil extracted from the ground are currently valued for such purposes.

No provision.

Fiscal effect: Expanding the definition of taxable real property to include hydrocarbon and natural gas reserves increases local revenues by an amount commensurate with the quantity of applicable reserves in the local taxing jurisdiction.

TAXCD17 Hydrocarbon Pipe-Line Companies**R.C. 5727.111, 5727.01, Section 812.21**

(1) Extends the public utility tangible personal property tax, beginning in tax year 2013, to tangible personal property of pipe-line public utility companies that transport liquid or gaseous hydrocarbons, natural gas liquids, or condensate that is not oil or refined oil products or natural methane gas. Authorizes an assessment rate equal to 35% of the property's "true value".

(1) No provision.

(2) Expands the definition of a pipe-line company, which is subject to the public utility excise tax, to include companies that transport liquid or gaseous hydrocarbons, natural gas liquids, or condensate that is not oil or refined oil products or natural methane gas.

(2) No provision.

Executive

In House Finance and Appropriations

Fiscal effect: Increases local property tax revenues for tax year 2013 in those jurisdictions where applicable pipelines are located and potentially increases state public utility excise tax revenues beginning in FY 2013.

TAXCD29

Clarification of Reimbursement for Reductions in Tangible Personal Property Tax Revenues

R.C. 5727.84, 5727,86, 5751.20

For purposes of reimbursing units of local government for revenue losses resulting from reductions in tangible personal property taxes on general business and in public utility personal property taxes, clarifies that a fixed-rate levy will continue to be reimbursed only to the extent that the levy continues to be charged and payable. (A reduction in a levy will lead to a corresponding reduction in state reimbursement.)

Fiscal effect: None. Codifies current practice. H.B. 153 of the 129th G.A. required that, if a fixed-rate levy comprising a portion of a taxing unit's reimbursement is no longer imposed, its value is subtracted from the taxing unit's total reimbursement.

R.C. 5727.84, 5727,86, 5751.20

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

TAXCD35 Formula for Calculation of Payments to Local Governments for Public Utility Tangible Personal Property Tax Revenue Losses

R.C. 5727.86, 5727.84

Amends the formula for calculation of public utility tangible personal property tax reimbursement payments to local governments for fixed-rate levy losses. (These payments are calculated by comparing a taxing unit's 2010 "S.B. 3 allocation" with its "total resources," where the 2010 S.B. 3 allocation is the sum of payments received by the local taxing unit during calendar year 2010 to reimburse for fixed-rate levy losses, and the taxing unit's total resources are total receipts from certain state and local resources during specified time periods.)

Modifies eligibility determination such that the taxing unit is to receive reimbursement if the full amount of its S.B. 3 allocation exceeds the threshold percentage multiplied by total resources. (The threshold percentages, unchanged by the bill, are 2% in FY 2012 and 4% in FY 2013 and thereafter for school districts and joint vocational school districts, and 2% in calendar year (CY) 2011, 4% in CY 2012, and 6% in CY 2013 and thereafter for other units of local government.) Modifies determination of reimbursement amounts for eligible taxing units, such that the amount of each reimbursement is equal to half of the difference between the full amount of the S.B. 3 allocation and the product of the threshold percent multiplied by total resources (under current law the amount of each reimbursement, two per year, is to equal half of the unit's S.B. 3 allocation minus the product of the threshold percent multiplied by total resources).

Provides that fixed-rate levies that are not "charged and payable" (rather than levies that are not "imposed") after the 2010 tax year should be excluded from calculation of

R.C. 5727.86, 5727.84

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

In House Finance and Appropriations

the "S.B. 3 allocation" for purposes of calculating public utility personal property tax reimbursements, and provides that reimbursement for such a levy will continue only to the extent that the levy continues to be charged and payable.

Provides that the amount of public utility personal property tax reimbursement payable for a tax levied within the 10-mill limit for debt purposes depends on whether the tax is "charged and payable" (rather than "imposed") for debt purposes after the 2010 tax year.

Fiscal effect: The Executive estimates that the net fiscal effect is a reduction in state expenditures of \$0.8 million in FY 2013.

Same as the Executive.

Fiscal effect: Same as the Executive.

TAXCD37

Amendments to Tangible Personal Property Tax Loss Reimbursements

R.C. 5751.20, 5727.84, 5727.86, 5751.22

Amends the calculation of reimbursements to municipal corporations to provide that, when calculating the municipal corporation's reimbursement for current expense levy losses, the municipal corporation's "total resources" (its total receipts from certain state and local sources during specified periods) include reimbursements received in 2010 for current expense levy losses only, rather than for all levy losses.

Amends the calculation of reimbursements for tangible personal property tax losses for a tax levied on behalf of a public library under R.C. 5705.23 to require that such losses be considered separately from other levy losses of a taxing unit. (Specifically, payments a library received for levy losses from such a tax are excluded from a taxing unit's "total resources," "TPP allocation," and "S.B. 3 allocation." Instead, such payments, defined as "TPP allocation for library purposes," must exceed a threshold percentage of "total resources" of the public library in order

R.C. 5751.20, 5727.84, 5727.86, 5751.22

Same as the Executive.

Same as the Executive.

Executive

In House Finance and Appropriations

to qualify for a separate reimbursement amount.) Also, specifies that the separate reimbursement is made directly to the public library, rather than through the taxing unit that levied the tax on the library's behalf.

Amends calculation of payments (two per year) for fixed-sum levy losses on tangible personal property taxes on general business to provide that each payment is to be for 50% of the annual fixed-sum levy loss, rather than 100%.

Fiscal effect: The Office of Budget and Management indicated that it and the Department of Taxation assumed the law change was in effect when calculating and budgeting the reimbursements, and valued the changes at \$10 million in FY 2012 and \$9.5 million in FY 2013.

Same as the Executive.

Fiscal effect: Same as the Executive.

TAXCD15 Extending County Appraisal Cycles

Section: 757.10

Authorizes the Tax Commissioner, beginning in 2014 and continuing for five years, to extend the revaluation of real property required in a county by not more than one year.

Fiscal effect: May increase or decrease the property tax revenues of local jurisdictions depending on whether the delayed sexennial reappraisal or triennial update would increase or decrease aggregate taxable property values in the county.

Section: 757.10

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

TAXCD40 Tax Commissioner Authority to Expedite Residential Property Value Appeals

Section: 757.30

Authorizes the Tax Commissioner, upon the written consent of the parties, to review and issue a final determination for cases involving residential property tax values that have been appealed from a board of revision and are docketed with the Board of Tax Appeals. Specifies that any request by a party to a case for transfer of the case to the Department of Taxation be made within two years of the effective date of this section. States that the authority to decide these cases is granted in conjunction with establishment of a small claims division of the Board of Tax Appeals.

Fiscal effect: The Department of Taxation may incur additional costs, of an undetermined amount, to exercise this authority.

Section: 757.30

Same as the Executive.

Fiscal effect: Same as the Executive.

Sales and Use Taxes

TAXCD32 Definition of Taxable Sale to Include Pass-through Entity

R.C. 5739.01

Expressly includes, as a taxable sale under the sales tax, the transfer of ownership interests in a pass-through entity if its sole assets are boats, planes, motor vehicles, or other recreational property used primarily by the entity's owners. (Under current law, the transfer of all the shares of a corporation whose sole assets are such property is a taxable sale).

Fiscal effect: Potential gain in sales tax revenue.

R.C. 5739.01

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

TAXCD27 Clarification on the Sales Tax Exemption for Various Types of Water**R.C. 5739.02**

Harmonizes the existing sales tax exemption for water bought for "residential use" with the definition of sales tax-exempt "food." (Under current law, water purchased for residential use is tax-exempt unless it is bottled water, distilled water, mineral water, carbonated water, or ice. The amendment removes specific reference to ice and bottled, mineral, or carbonated water, but, according to the Department of Taxation, sales of those forms of water are currently tax-exempt as sales of "food.")

Fiscal effect: None, as the provision codifies current practice of the Department of Taxation.

R.C. 5739.02

Same as the Executive.

Fiscal effect: Same as the Executive.

Cigarette Taxes**TAXCD30 Cigarette and Tobacco Excise Taxes: Eliminate References to "Brokers"****R.C. 5743.20, 5743.66**

Eliminates references to "brokers" in the statutes governing the persons that must report and pay the cigarette and tobacco products excise taxes. (Manufacturers, dealers, distributors, importers, and wholesalers remain subject to those statutes and, unlike "brokers," are defined by law).

Fiscal effect: None.

R.C. 5743.20, 5743.66

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

TAXCD31 Penalty for Unlicensed Distribution of Tobacco Products**R.C. 5743.61**

Imposes a penalty of up to \$1,000 for distributing tobacco products without having a distributor's license, and requires any person doing so to obtain a distributor's license and to pay the annual \$1,000 license fee for each location where the person acts as a distributor.

Fiscal effect: Potential increase in fee revenue. Fee revenue is deposited in the Cigarette Tax Enforcement Fund (Fund 6390).

R.C. 5743.61

Same as the Executive.

Fiscal effect: Same as the Executive.

Other Taxation Provisions**TAXCD34 Investment Tax Credits; Industrial Technology and Enterprise Advisory Council****R.C. 121.22, 122.15 to 122.154, 122.28, 122.30 to 122.36, 184.02, 122.29 (repealed); Sections 812.11, 815.20**

Terminates the Industrial Technology and Enterprise Advisory Council (which was created to assist the Director of Development in reviewing applications and making recommendations regarding investment tax credits) and substitutes the Third Frontier Commission in that role.

Eliminates the involvement of Edison Centers in the investment tax credit application review and recommendation process and substitutes the Director of Development in that role.

Increases, from \$45 million to \$51 million, the maximum amount of investment tax credits that can be issued under the program.

R.C. 121.22, 122.15 to 122.154, 122.28, 122.30 to 122.36, 184.02, 122.29 (repealed); Sections 812.11, 815.20

Same as the Executive.

Executive

In House Finance and Appropriations

Fiscal effect: Potential increase in GRF tax revenue loss from technology investment tax credits. This credit is available against the personal income tax, the corporate franchise tax, the public utility tax, and the dealer in intangibles tax.

Fiscal effect: Same as the Executive.

TAXCD1 Cancellation of Tax Debts of \$50 or Less

R.C. 131.02, 5703.061

Allows the Tax Commissioner to cancel a taxpayer's liability for unpaid taxes, penalties, and interest if the total amount owed for a single tax period does not exceed \$50.

Fiscal effect: This change is expected to have a minimal fiscal effect. The provision will both decrease administrative costs and revenue.

R.C. 131.02, 5703.061

Same as the Executive.

Fiscal effect: Same as the Executive.

TAXCD36 Changes to the Venture Capital Loan Tax Credit Program

R.C. 150.03, 150.05, 150.07

Increases annual tax credit limit from \$20 million to \$26.5 million.

Makes various other changes to the administration of the Venture Capital Program, including: specifying that any agreement between the Ohio Venture Capital Authority and a program administrator must require the program administrator and any fund manager to have a "significant presence" in Ohio, and include past performance in the evaluation criteria of investment funds that would manage funds for the Program.

Fiscal effect: Potential increase in revenue loss from the venture capital tax credits.

R.C. 150.03, 150.05, 150.07

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

TAXCD38 Tax Payment Requirements for Dissolving Corporations**R.C. 1701.86, 1702.47**

Requires that corporations be current on all state taxes when filing a certificate of voluntary dissolution. (Under current law, corporations filing a certificate of voluntary dissolution must show current payment of only the corporation franchise, sales, use, and highway use taxes.)

Fiscal effect: This change may increase compliance with tax laws, possibly resulting in an increase, of an uncertain amount, in tax receipts.

R.C. 1701.86, 1702.47

Same as the Executive.

Fiscal effect: Same as the Executive.

TAXCD24 Direct Distribution of a Horse Racing Tax**R.C. 3769.28**

Changes the distribution of a horse racing tax, by requiring the Tax Commissioner to pay the tax directly to the municipal corporation or township in which a horse racing meeting took place and in which any facilities or accessory uses therefore were located. (Currently the Tax Commissioner returns the amount of the tax to the permit holder for forwarding to the appropriate unit or units of local government.) Also moves into permanent law a provision currently in administrative law providing for reporting by the permit holder the information required for administration of this tax.

Fiscal effect: None.

R.C. 3769.28

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

TAXCD26 Alcoholic Beverage Tax and S Liquor Permit Holders

R.C. 4301.42, 4303.33

Specifies that S liquor permit holders must pay the alcoholic beverage tax.
Provides that, similar to other permit holders liable for the bottled and canned beer excise tax, S liquor permit holders must submit monthly reports showing the amount of beer the permit holder sold in the state.

Fiscal effect: None.

R.C. 4301.42, 4303.33

Same as the Executive.

Fiscal effect: Same as the Executive.

TAXCD21 Tax Status of Electric Distribution Utility Phase-In-Recovery Property and Revenue

R.C. 4928.23, 4928.2314

(1) Specifies that the existing state and local tax exemption for the transfer and ownership of phase-in-recovery property as well as the imposition, charging, collection, and receipt of phase-in-recovery revenues does not prohibit the levy of the Commercial Activity Tax.

(2) Specifies that tangible personal property of an electric distribution utility that is used to generate, transmit, or distribute electricity is not "phase-in-recovery property", which means a utility (or its assignee to which its phase-in-recovery property is sold, assigned, transferred, or conveyed) cannot pledge tangible personal property to secure the payment of bonds issued under a securitization order authorizing the recovery of uncollected utility costs.

R.C. 4928.23, 4928.2314

(1) Same as the Executive.

(2) Same as the Executive.

Executive

In House Finance and Appropriations

Fiscal effect: Annual revenue gain between \$1 million and \$2 million for the Commercial Activity Tax (CAT), which increases revenues to the GRF, the School District Tangible Property Tax Replacement Fund (Fund 7047), and the Local Government Tangible Property Tax Replacement Fund (Fund 7081). For FY 2013 and thereafter, 50% of CAT receipts will be deposited to the GRF, and the remaining amount will be allocated to Fund 7047 (35%), and Fund 7081 (15%).

Fiscal effect: Same as the Executive.

TAXCD10 Declined or Dishonored Electronic Payment Fee

R.C. 5703.261

Authorizes the Department of Taxation to impose a \$50 penalty on declined or dishonored electronic payments (the same penalty as for dishonored checks currently).

Fiscal effect: The Executive estimates that this change will result in a gain of \$800,000 per year, primarily to the GRF, but affecting other funds as well. The fund affected in any specific case depends on the underlying tax and the fund(s) into which its proceeds are deposited.

R.C. 5703.261

Same as the Executive.

Fiscal effect: Same as the Executive.

TAXCD39 Electronic Notice or Order

R.C. 5703.37

Prescribes the procedure by which the Tax Commissioner may deliver tax notices or orders by secure electronic means, including electronic mail or by posting on a secure web site accessible by the recipient.

Fiscal effect: More extensive use of electronic means of notification may reduce Department of Taxation costs, by an uncertain amount.

R.C. 5703.37

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

TAXCD11 Reduce Interest for Calculation of Federal Short-term Rate**R.C. 5703.47**

Reduces the statutory interest rate charged for tax underpayments and payable on some tax refunds from the "federal short-term rate" plus three per cent to the federal short-term rate plus one per cent. Increases, by one percentage point, the interest rate for estate tax underpayments and refunds and for any remaining business tangible personal property tax underpayments or refunds. (Currently, the rate for those taxes equals the federal short-term rate. The interest rate change affects the interest charged for many other sums due to the state and affects the discount rate used to value oil and gas reserves for property tax purposes.)

Eliminates the requirement that notification of the interest rate to county auditors be in writing.

Fiscal effect: This change is expected to have a minimal effect on revenues to the state and local governments. The reduced revenue received from interest on tax underpayments is expected to be approximately offset by reduced interest payments made on eligible refunds.

R.C. 5703.47

Same as the Executive.

Fiscal effect: Same as the Executive.

TAXCD41 Facsimile or E-Mail Filing of Appeals**R.C. 5717.01, 5717.011, 5717.02**

Allows for parties to file a notice of appeal to the Board of Tax Appeals by fax or e-mail. For an appeal of a municipal income tax case from a municipal board of appeals, also allows the parties to file by fax or e-mail with a court of common pleas.

R.C. 5717.01, 5717.011, 5717.02

Same as the Executive.

Executive

In House Finance and Appropriations

Fiscal effect: Electronic filing may reduce costs of the Board of Tax Appeals, by an undetermined amount. For courts of common pleas, efficiencies with electronic filing may reduce costs, or costs may increase for any courts not currently equipped for electronic filing.

Fiscal effect: Same as the Executive.

TAXCD3

New Markets Tax Credit Changes

R.C. 5725.33

Allows community development entities (CDEs) to make credit-eligible investments in a low-income community business that derives 15% or more of its annual revenue from renting or selling real estate.

Eliminates requirement to calculate adjusted purchase price of investments in calculating the amount of the credit and permits CDEs to identify qualifying equity investments from any CDE, and clarifies that the maximum allowable credit for each investor is \$1 million.

Permits credits of 5% for the first three years and 6% for the final four years, compared with the current schedule of 0% in the first two years, 7% in the third year, and 8% in the final four years

Fiscal effect: Appears to be revenue neutral over seven years. H.B. 1 of the 128th G.A. authorized up to \$10 million in annual New Markets Tax Credits which could be applied against the corporate franchise tax, and the domestic and foreign insurance taxes.

R.C. 5725.33

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

TAXCD42

New Financial Institution Tax

R.C. *5726.02, 5726.01, 5726.03 to 5726.08, various other sections of law*

(1) Beginning on January 1, 2014, eliminates the corporation franchise tax (CFT) and dealers in intangibles tax (DIT). Beginning on January 1, 2014, imposes a new tax on financial institutions, which include banks (financial institutions previously subject to the CFT), bank holding companies (if a corporation, a bank holding company previously subject to the CFT), nonbank financial organizations (dealers in intangibles previously subject to the DIT), and consolidated groups of such entities. (The corporation franchise tax applied only to corporations; the new tax applies to financial institutions regardless of organizational form.)

(2) Clarifies that financial institutions subject to the new tax continue to be exempt from the CAT. Imposes the new tax on the "total Ohio equity capital" of a financial institution, as measured at the end of the calendar year preceding the tax year. Defines a financial institution's "total Ohio equity capital" as the amount of the institution's total equity capital apportioned to Ohio based upon the proportion of the institution's gross receipts that are received in this state. Provides that, in determining its total equity capital and gross receipts, a financial institution must use amounts reported on certain federal regulatory forms (an FR Y-9 or call report) or, if the financial institution does not file such forms, amounts calculated according to generally accepted accounting principles (GAAP).

(3) Levies the new tax at the rate of 0.8% on the first \$500 million of a financial institution's total Ohio equity capital and at 0.25% on the amount of total Ohio equity capital that exceeds \$500 million, and provides that if the tax

R.C. *5726.02, 5726.01, 5726.03 to 5726.08, various other sections of law*

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

Executive

In House Finance and Appropriations

calculated for a financial institution according to those rates does not exceed \$1,000, the financial institution must pay a minimum tax of \$1,000. Provides that if, for the 2014 tax year, these tax rates produce tax revenues of more than 110% or less than 90% of a target revenue amount (\$225 million), the tax commissioner must adjust the rates for ensuing tax years.

Provides that the tax is due on or before March 31 of the tax year, and requires taxpayers to make estimated payments of the tax in August and November of the year preceding the tax year and in February of the tax year.

(4) Includes provisions substantially similar to provisions of the corporation franchise tax in relation to the following: assessments for failure to file a return or pay the tax, other penalties, taxpayer refunds, cancellation of an entity's authority to do business in this state if the entity does not file a return or pay the tax, the conditions for reinstatement of such an entity's authority to do business in this state, and the allowance of certain tax credits.

(5) Authorizes a refundable personal income tax credit to an investor or beneficiary to the extent that a pass-through entity pays the new tax on an individual investor's or beneficiary's adjusted distributive share and requires an investor or beneficiary receiving the credit to add the amount of the credit to its income for personal income tax purposes to the extent that the credit has been deducted in computing that income.

(6) Changes references to the "Department of Development" and the "Director of Development" to the "Department of Development Services" and the "Director of Development Services."

(4) Same as the Executive.

(5) Same as the Executive.

(6) Same as the Executive.

Executive

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Fiscal effect: The Executive estimates the new financial institution tax would produce GRF receipts of \$225 million in tax year 2014 (after the current biennium). Taxes replaced by the new financial institution tax are estimated to provide revenues of \$220 million (CFT) and \$38 million (DIT) in FY 2012.

Fiscal effect: Same as the Executive.

TAXCD9 Estate Asset Transfer Permission Requirement

R.C. 5731.39

Eliminates the requirement that the Tax Commissioner give written permission for asset transfers with respect to decedents dying on or after January 1, 2013.

Fiscal effect: None. By prior legislation, the estate tax is to be terminated at the end of 2012.

R.C. 5731.39

Same as the Executive.

Fiscal effect: Same as the Executive.

TAXCD28 Accumulation of Interest on Tax Refunds

R.C. 5733.26, 5747.11, 5751.08

(1) Provides that interest does not accrue on any portion of a taxpayer's income, corporation franchise, or commercial activity tax refund if the refund results from a refundable credit.

(2) Specifies that, when an income or pass-through entity withholding tax refund arises from the filing of an amended return, interest on the tax refund will be allowed from the date the amended return is filed to the date the refund is paid.

(3) Removes a provision of current law that specifies that, when an income taxpayer is allowed interest on a refund of amounts overpaid as the result of an illegal or erroneous Department of Taxation assessment, the interest accumulates from the date the taxpayer paid the illegal or erroneous assessment until the date the refund is paid.

R.C. 5733.26, 5747.11, 5751.08

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

Executive

In House Finance and Appropriations

(4) Removes a provision of current law that provides that, when an income taxpayer is allowed interest on a refund of amounts overpaid on a tax return (not as the result of an illegal or erroneous assessment), the interest accumulates during the period beginning 90 days after the return was filed and ending the date the refund is paid. (Another provision of the same law, retained under the amendment, provides that the interest on a refund of any income tax overpayment not resulting from a refundable tax credit will accumulate from the date of overpayment until the date the refund is paid, unless the refund is paid within 90 days after the last date for filing a tax return, in which case no interest is allowed.)

(4) Same as the Executive.

Fiscal effect: Potential minimal revenue gain.

Fiscal effect: Same as the Executive.

TAXCD2

Surety Bond Requirement for Motor Fuel Dealer Licensees

R.C. 5735.02, 5735.03

Instead of requiring all applicants for a motor fuel dealer's license to file a surety bond with the license application as under current law, provides the Tax Commissioner discretion over whether to require a motor fuel dealer to file a surety bond with the motor fuel dealer's license application if the motor fuel dealer only sells or distributes motor fuel for which the motor fuel tax has already been paid or for which payment of the tax is not required.

R.C. 5735.02, 5735.03

Same as the Executive.

Fiscal effect: None.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

TAXCD4 Motor Fuel Tax: Personal Liability for Tax**R.C. 5735.35**

Extends to all kinds of business organizational forms the current provision that assigns personal liability for the motor fuel tax to individual owners, employees, officers, and trustees of the business who are responsible for reporting and paying the tax. (Current law refers only to such individuals relative to corporations and business trusts).

Fiscal effect: This change is expected to have a minimal fiscal effect.

R.C. 5735.35

Same as the Executive.

Fiscal effect: Same as the Executive.

TAXCD7 Simplify Vendor Registration Process**R.C. 5739.01, 5739.17**

Eliminates the special sales tax vendor license categories of "service vendor" and "delivery vendor," but allows the Tax Commissioner to create specific classes of vendor licenses. Explicitly permits the Commissioner to cancel a vendor's license if the vendor fails to notify the Commissioner of a change of address and if ordinary mail sent to the address on the vendor's license is returned as undeliverable. Requires all vendors to display their vendor licenses, not just transient vendors.

Fiscal effect: None.

R.C. 5739.01, 5739.17

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

TAXCD5 Notify All Vendors and Sellers of Changes in Local Sales Tax Rates

R.C. 5739.021, 5739.023, 5739.026, 5739.04, and 5741.08

Requires the Tax Commissioner to notify all vendors and sellers when local sales tax rates change. (Under current law, only vendors and sellers registered through the Streamlined Sales Tax Central Registration System are required to be notified.) Specifies that all vendors making sales from a printed catalog, not just vendors registered under the registration system who make catalog sales, do not have to apply changes in local sales tax rates that differ from the catalog rates until the beginning of a calendar quarter that follows 120 days after the Tax Commissioner notifies vendors of the rate change.

Fiscal effect: Minimal, if any. Codifies existing departmental practice.

R.C. 5739.021, 5739.023, 5739.026, 5739.04, and 5741.08

Same as the Executive.

Fiscal effect: Same as the Executive.

TAXCD25 Horizontal Well Severance Tax and Income Tax Reductions

R.C. 5749.02, 131.44, 131.46, 1509.01, 1509.51, 5747.02, 5749.01, and 5749.031; Sections 812.21 and 815.20

(1) Levies a severance tax at a rate of 4% of the market price of oil and condensate produced by horizontal wells. Authorizes owners of such wells to apply to the Department of Natural Resources to reduce the rate to 1.5% for the first year of the well's operation and for up to a second full year, unless gross receipts from the well exceed the well's production costs. Levies a severance tax at a rate of 1% of the market price of natural gas produced by horizontal wells.

(2) Adjusts the rate of severance tax on natural gas from non-horizontal wells, which is currently 2.5 cents per one

(1) No provision.

(2) No provision.

Executive

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thousand cubic feet (Mcf), to the lesser of three cents per Mcf or 1% of the market price.

(3) Exempts from the severance tax natural gas produced by a severer's non-horizontal well that produces fewer than 10,000 cubic feet per day in a calendar quarter.

(3) No provision.

(5) Requires that money be transferred on or before September 25 each year from the Horizontal Well Tax Fund to funds used by the Department of Natural Resources in an amount, certified by the Tax Commissioner, equal to the revenue that would have been raised under current severance tax rates during the preceding fiscal year had the bill not changed the rates.

(5) No provision.

(4) Creates the Horizontal Well Tax Fund, to which severance tax receipts derived from horizontal wells are credited, and the Shale Resource Income Tax Relief Fund, to which the OBM Director transfers the remaining balance of the Horizontal Well Tax Fund every September once transfers to Department of Natural Resources are completed.

(4) No provision.

(6) Requires the OBM Director, on or before October 5 of every year, to calculate the balance in the Shale Resource Income Tax Relief Fund as a percentage of the anticipated personal income tax revenues for the fiscal year. Stipulates that the OBM Director certify the percentage, if it exceeds 0.35%, to the Tax Commissioner no later than October 10 so the Tax Commissioner can reduce personal income tax rates by the certified percentage. Requires the OBM Director to transfer amounts as necessary from the Shale Resource Income Tax Relief Fund to the GRF, the Local Government Fund (LGF or Fund 7069), and the Public Library Fund (PLF or Fund 7065) so those funds are held harmless from revenue losses arising from the personal income tax rate reductions.

(6) No provision.

Executive

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Fiscal effect: According to the Executive, Horizontal Well Tax Fund revenues will be \$59.8 million in FY 2013, of which \$8 million will be transferred to the Department of Natural Resources while the remaining \$51.8 million will be transferred to the Shale Resource Income Tax Relief Fund. By FY 2014, the Executive estimates more than \$150 million in revenues will be credited to the Horizontal Well Tax Fund, of which the majority would be transferred to the Shale Resource Income Tax Relief Fund. In FY 2014, the Shale Resource Income Tax Relief Fund would have a balance sufficient enough to trigger a reduction in personal income tax rates for tax year 2014.

TAXCD33 Distribution of Casino Tax Proceeds
R.C. 5753.03, Section 812.20

Creates the Peace Officer Training Academy Fund (Fund 5LR0) and the Criminal Justice Services Casino Tax Revenue Fund (Fund 5LM0) to receive the portion of casino tax proceeds (2%) allocated for the purpose of supporting law enforcement training efforts of the Peace Officer Training Academy and the Department of Public Safety's Division of Criminal Justice Services.

Stipulates that the portion of casino tax proceeds (3%) allocated to the Ohio State Racing Commission Fund (Fund 5JK0) is for use by the Commission to promote pari-mutuel horse racing.

Specifies that the portion of casino tax proceeds (2%) allocated to the Problem Casino Gambling and Addictions Fund (Fund 5JL0) is for use by the Department of Alcohol and Drug Addiction Services.

Provides that these amendments are exempt from the referendum and will take effect immediately when the act becomes law.

R.C. 5753.03, Section 812.20

Same as the Executive.

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Fiscal effect: None. Current law already requires amounts credited to Ohio Law Enforcement Training Fund (Fund 5JN0) to be allocated to the Ohio Peace Officer Training Academy (85%) and the Division of Criminal Justice Services (15%). This provision creates funds to receive the resulting monies and from which appropriations may be made.

Fiscal effect: Same as the Executive.

TAXCD22

Waiver of Property Tax Value Certification Requirements

Section: 757.20

Excuses the Tax Commissioner from certifying certain property tax information that, under current law, is required to be certified to the Department of Education and Office of Budget and Management in May and June of 2012.

Fiscal effect: None; the school foundation funding formula for fiscal years 2012 and 2013 relies upon fiscal year 2011 information.

Section: 757.20

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

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DOTCD5 Determinations of Liability in Civil Actions Against the Department of Transportation

R.C. 2743.021, 2743.01, 2743.02, 2743.022

Exempts from the criteria used to determine the state's liability in accordance with the rules of law applicable to actions between private parties the determination of liability of the Ohio Department of Transportation (ODOT) in actions against the Department under the Court of Claims Law. Instead specifies that ODOT's liability is determined based on the governmental and proprietary functions of the Department.

Defines the governmental and proprietary functions of ODOT for the purposes of determining the Department's liability in civil actions, and specifies that ODOT is not liable for damages in civil actions related to ODOT's governmental and proprietary functions unless otherwise specified.

Specifies that ODOT is liable in damages for injury, death, or loss to person or property shown to be caused by a preponderance of the evidence by (1) the negligent operation of a motor vehicle by an officer or employee within the scope of the person's employment or authority; (2) the negligent performance of acts with respect to ODOT's proprietary functions; (3) the negligent failure to keep roads or highways in repair or to remove obstructions; (4) negligence and patent defects in buildings or grounds used in a governmental function; or (5) if civil liability is otherwise imposed on ODOT by statute.

Specifies that ODOT is immune from liability for damages for injury, death, or loss to person or property in a civil action if (1) the officer or employee involved was engaged in a prosecutorial, quasi-judicial, or quasi-legislative function; (2) the conduct of the officer or employee

R.C. 2743.021, 2743.01, 2743.02, 2743.022

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

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involved was not negligent and was required or authorized by law, or was necessary or essential to the exercise of the powers of ODOT or the officer or employee; (3) the action or failure to act of an officer or employee was within the person's discretion with respect to policymaking, planning, or enforcement powers by virtue of the person's official duties or responsibilities; or (4) the injury, death, or loss to person or property resulted from the exercise of judgment or discretion in determining whether to acquire, or how to use, equipment, supplies, materials, personnel, facilities, and other resources unless the judgment or discretion was exercised with malicious purpose, in bad faith, or in a wanton or reckless manner.

Specifies that an officer or employee of ODOT is immune from liability for damages for injury, death, or loss to person or property in a civil action unless (1) the person's acts or omissions were manifestly outside the scope of the person's employment or official responsibilities; (2) the person's acts or omissions were with malicious purpose, in bad faith, or in a wanton or reckless manner; or (3) civil liability is expressly imposed upon the officer or employee by a section of the Revised Code.

Specifies that an immunity or defense conferred upon an officer or employee of ODOT does not affect any liability of the Department for an act or omission of the officer or employee

Fiscal effect: This limits the circumstances under which the Department of Transportation might be required to pay damages or other liability costs in the event of civil actions against the Department or its officers and employees.

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

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DOTCD4 Operating Costs of the Office of Aviation

R.C. 4561.21

Permits money in the Airport Assistance Fund to be used to pay operating costs associated with the Office of Aviation of the Department of Transportation.

Fiscal effect: The provision potentially increases the amount in the Airport Assistance Fund (Fund 5W90) available for operating expenses to supplement the amounts currently allocated for such purposes through the GRF. However, this could reduce the amount available in Fund 5W90 for grants to airports for pavement maintenance and obstruction removal.

R.C. 4561.21

Same as the Executive.

Fiscal effect: Same as the Executive.

DOTCD2 Authority to Contract for Traveler Information Program

R.C. 5501.03

Authorizes the Director of Transportation to enter into an agreement or contract with any entity to provide a free traveler information program to provide real time traffic conditions and travel time information, and allows the Director to contract with a program manager to develop and operate the program.

Specifies that the compensation due to a program manager or vendor may include deferred compensation in an amount determined by the Director of Transportation, and requires excess revenue, as determined by the Director of Transportation and the Director of Budget and Management, to be deposited into the Highway Operating Fund.

Specifies that trade secrets or commercial or financial information provided to the Director are confidential and are not public records.

R.C. 5501.03

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

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Fiscal effect: The costs of contracting for a traveler information program would most likely be paid from the Highway Operating Fund (Fund 7002). Some of these costs potentially could be offset by the receipt of "excess revenues," the amounts of which would be determined by the directors of Transportation and Budget and Management.

Fiscal effect: Same as the Executive.

DOTCD1 Authority for Director of Transportation to Organize the Department

R.C. 5501.04, 5501.07, Repealed: R.C. 5501.09
 Eliminates the current eight statutory divisions of the Department of Transportation (the divisions of business services, engineering policy, finance, human resources, information technology, multi-modal planning and programs, project management, and equal opportunity) and instead authorizes the Director of Transportation to organize the Department under existing general authority. Replaces the Office of Public Transportation within the Division of Multi-Modal Planning with the Office of Transit.

R.C. 5501.04, 5501.07, Repealed: R.C. 5501.09
 Same as the Executive.

 Same as the Executive.

Fiscal effect: None.

Fiscal effect: Same as the Executive.

DOTCD3 Reimbursements to a Utility for Facility Relocation

R.C. 5501.51
 Defines the "actual cost" component of the "cost of relocation," relative to current law requiring the state to reimburse a utility for the cost of relocating a facility because of a highway construction project, to mean only those costs that are eligible for reimbursement in accordance with Part 645, Subparts A and B, of Title 23 of the Code of Federal Regulations, which concerns utility facilities on federal-aid or direct federal highway projects.

R.C. 5501.51
 Same as the Executive.

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Fiscal effect: The provision limits the state-reimbursable costs of utility relocations to those eligible under federal law, potentially reducing any expenditures for this purpose from the Highway Operating Fund (Fund 7002).

Fiscal effect: Same as the Executive.

Executive

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DVSCD1 State Commissioner of Soldiers' Claims – Obsolete Reference

R.C. 149.01

Removes an obsolete reference to the State Commissioner of Soldiers' Claims, a position that no longer exists, from a law that requires various state officers, commissions, boards, and other entities to make an annual report.

Fiscal effect: None.

R.C. 149.01

Same as the Executive.

Fiscal effect: Same as the Executive.

DVSCD2 County Veterans Service Officer

R.C. 317.24

Requires a county recorder's office to make a veteran's record of discharge available to a county veterans service officer who is certified by the Department of Veterans Services and who specifies that the record is needed for the purpose of supporting a veteran's claim for benefits.

Fiscal effect: This provision may make it easier for county veterans service officers to process benefit claims for veterans, thus creating administrative efficiencies. Under current law, the individual seeking benefits may request the record and then forward it to the county veterans service officer.

R.C. 317.24

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

DVSCD3 Publication of Veterans Service and Organizational Information and Composition of Veterans Advisory Committee

R.C. 5902.02

(1) Removes the requirement that the Director of Veterans Services publish and distribute a listing of veterans service directors and officers in Ohio and elsewhere and their contact information, and requires the Director of Veterans Services to publish electronically a listing of county veterans service offices and commissioners.

(2) Adds a member of the National Guard Association of the United States who is an Ohio resident to the Veterans Advisory Committee.

Fiscal effect: The change to the publication requirement could decrease costs for the Department of Veterans Services, specifically printing and distribution costs. The provision adding a member to the Veterans Advisory Committee will have no fiscal effect.

R.C. 5902.02

(1) Same as the Executive.

(2) Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

BWCCD2 Workers' Compensation Board Nominating Committee**R.C. 4121.123**

Permits the President of the Ohio Township Association, if presently unavailable to serve, to select a designee to serve on the Workers' Compensation Board of Directors Nominating Committee.

Permits the President of the Ohio County Commissioners Association, if presently unavailable to serve, to select a designee to serve on the Workers' Compensation Board of Directors Nominating Committee.

R.C. 4121.123

Same as the Executive.

Same as the Executive.

BWCCD1 Publishing of Rules and Orders Electronically Upon Request**R.C. 4121.18, (Repealed), 4121.30, 4123.20**

Requires the Administrator of Workers' Compensation to make available electronically the joint rules governing the operating procedures of the Bureau of Workers' Compensation and the Industrial Commission, rather than making those rules available in a single printed publication as under current law.

Eliminates the requirement that the Administrator maintain a mailing list of persons who have requested copies of the rules.

Requires the Administrator to make available electronically upon request the classifications, rates, rules, and rules of procedure of the Bureau and Commission.

Fiscal effect: This will reduce printing and related administrative costs incurred by the Workers' Compensation Fund (Fund 7023) appropriation item 855409, Administrative Services.

R.C. 4121.18, (Repealed), 4121.30, 4123.20

Same as the Executive.

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

BWCCD3

Cost Allocation of Workers' Compensation Premium Payments Owed to the Public Insurance Fund

R.C. 4123.41

Allows the legislative body of a county, district, district activity, or institution to engage in cost allocation for required premium contributions as well as direct and indirect costs related to the administration of workers' compensation.

Fiscal effect: There is no apparent net effect on premium amounts and administrative assessments owed to BWC as a result of this provision. But depending on how counties implement cost allocation plans under this provision, there could be higher charges against some county funds and lower amounts against others.

R.C. 4123.41

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

DYSCD7 Transfer of Jurisdiction to Juvenile Court

R.C. 2152.121

Requires, under certain circumstances, that a criminal court and all other agencies expunge all records related to a child's conviction or guilty plea if the criminal case is bound back to the juvenile court.

Fiscal effect: Potential minimal administrative cost for certain state and local governmental entities to expunge certain records.

R.C. 2152.121

Same as the Executive.

Fiscal effect: Same as the Executive.

DYSCD6 Serious Youthful Offender Disposition Assessment Tool

R.C. 2152.131

- (1) Requires the Department of Youth Services to select a single validated risk assessment tool for assessing a delinquent child's risk to reoffend.
- (2) Requires prosecutors to use the assessment tool in determining whether to initiate a serious youthful offender dispositional sentence process for eligible youth.
- (3) Requires juvenile courts generally to use the assessment tool in determining the disposition of adjudicated delinquent youth under serious youthful offender sentencing procedures.
- (4) Requires the prosecutor and juvenile court employees who use the assessment tool to be trained and certified by a Department of Youth Services certified trainer.
- (5) Requires entities that use the assessment tool to develop specified policies and protocols.

Fiscal effect: None, as these provisions codify current practice.

R.C. 2152.131

- (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.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

DYSCD4 Judicial Release of Juveniles

R.C. 2152.22

Clarifies that judicial release of a child after one year of an aggregate term of commitment for specifications and underlying offenses is a possible alternative to other types of judicial release.

Fiscal effect: None.

R.C. 2152.22

Same as the Executive.

Fiscal effect: Same as the Executive.

DYSCD3 Training of Adult Probation Officers

R.C. 2301.27, 2301.271

Specifies that the training standards established by the Adult Parole Authority are for adult probation officers rather than all probation officers.

Fiscal effect: None.

R.C. 2301.27, 2301.271

Same as the Executive.

Fiscal effect: Same as the Executive.

DYSCD1 Release Identification Cards

R.C. 4507.51, 5139.511

Requires the Department of Youth Services to issue an identification card to a youth before the youth is released from a secure facility under the control of the Department.

Fiscal effect: None, as this provision codifies current practice.

R.C. 4507.51, 5139.511

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

DYSCD5 RECLAIM Funding Formula

R.C. 5139.41, 5139.43

Replaces the existing four-year average of felony adjudication data that is used to determine county allocations of RECLAIM Ohio funding for juvenile programs with a requirement that a ten-year average be used for such determinations.

Fiscal effect: Certain counties may receive more or less money for juvenile programs and services.

R.C. 5139.41, 5139.43

Same as the Executive.

Fiscal effect: Same as the Executive.

DYSCD2 Felony Delinquent Care and Custody Fund

R.C. 5139.43

Encourages, instead of requires, a county and the juvenile court that serves the county to use the money in the county's Felony Delinquent Care and Custody Fund for research-supported, outcome-based programs and services.

Fiscal effect: Certain programs and services may be more or less likely to be funded in the future.

R.C. 5139.43

Same as the Executive.

Fiscal effect: Same as the Executive.

DYSCD8 Land Conveyance – Department of Youth Services Property in Delaware County

Section: 753.140

(1) Authorizes the Governor to execute a deed in the name of the state conveying to one or more purchasers, and their successors and assigns or heirs and assigns, all of the state's right, title, and interest in certain real estate located in Delaware County.

(2) Specifies that the deed may contain any terms, conditions, and restrictions that the Director of Youth Services and the Director of Administrative Services

Section: 753.140

(1) Same as the Executive.

(2) Same as the Executive.

Executive

In House Finance and Appropriations

determine to be in the best interest of the state.

(3) Specifies that the real estate may be sold as an entire tract or in parcels.

(4) Requires the purchaser or purchasers to pay the costs of the conveyance.

(5) Specifies that the net proceeds from the sale be deposited in the state treasury to the credit of the Juvenile Correctional Building Fund.

(6) Specifies that the section authorizing the land conveyance expires three years after its effective date.

Fiscal effect: The sale of such real estate will generate a onetime revenue gain for the Juvenile Correctional Building Fund.

(3) Same as the Executive.

(4) Same as the Executive.

(5) Same as the Executive.

(6) Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

LOCCD4 Publication of Legal Notices and Advertisements**R.C. 7.10, 7.16**

Defines "state agency" and "political subdivision" for purposes of the public notice law with respect to publishing second, abbreviated notices or advertisements in newspapers of general circulation.

Requires that the second, abbreviated notice or advertisement be published on the state public notice web site.

Eliminates the provision prohibiting a state agency or political subdivision from using the abbreviated procedure if it does not operate and maintain a web site.

Eliminates the requirement that the first publication of all legal advertisements or notices be posted on the state public notice web site.

Fiscal effect: This reduces public notice and advertising costs for political subdivisions and certain state agencies.

R.C. 7.10, 7.16

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

LOCCD6 Fiscal Distress Financial Plan Requirements**R.C. 118.023, 118.06, 3316.04, and 3316.06**

Requires a municipal corporation, county, township, and school district under a fiscal watch or fiscal emergency to identify, in the financial plan required in these circumstances, the actions to be taken to enter into a shared service agreement with another political subdivision that agrees to carry out governmental functions or provide services for the municipal corporation, county, township, or school district.

R.C. 118.023, 118.06, 3316.04, and 3316.06

Same as the Executive.

Executive

In House Finance and Appropriations

Fiscal effect: There could be some increase in administrative costs for political subdivisions to provide this additional information in the required financial plans.

Fiscal effect: Same as the Executive.

LOCCD9

Group Insurance Coverage for County Officers and Employees

R.C. 305.171

Eliminates the provision that prohibits boards of county commissioners from contracting for or purchasing group insurance policies, or benefits once the Department of Administrative Services (DAS) implements health care plans that contain best practices for counties.

Fiscal effect: The impact of this provision will depend on the terms of the health care contracts and how they compare to the best practices established by DAS.

R.C. 305.171

Same as the Executive.

Fiscal effect: Same as the Executive.

LOCCD5

County Auditors Serving as Fiscal Officers

R.C. 319.09

Authorizes a county auditor, if permitted by the Board of County Commissioners, to serve as the fiscal officer for any department, office, or agency of the county.

Fiscal effect: This could result in cost savings if counties are able to eliminate or leave vacant fiscal officer positions unfilled.

R.C. 319.09

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

LOCCD2 County Weights and Measures Inspectors

R.C. 319.59

This provision authorizes a county auditor, as the county sealer, to share the services of county weights and measures inspectors with other counties, provided the inspectors remain part-time employees of each county. Specifies, however, that if an inspector becomes a full-time employee of one county that the inspector's employment with the other county must be terminated.

Authorizes a county auditor to enter into a contract with a private person to perform the services of a weights and measures inspector, but requires that any contractor performing these functions meet the training and continuing education requirements established for weights and measures inspectors by the Director of Agriculture.

Fiscal effect: There could be cost savings for county auditors that share weights and measures inspectors or contract with other counties for these inspection services.

R.C. 319.59

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

LOCCD16 Horizontal Well Impact Loans and Repayment Plans

R.C. 321.49, 1509.01, 1509.06, 5705.27, 5705.32, and 5705.52

Requires a horizontal well owner, before beginning construction of a well pad (defined in the bill), to pay a \$25,000 fee to the county in which the well pad will be located.

Requires an additional \$25,000 fee to be payable for each subsequent well drilled on the same pad, due before drilling begins.

Requires county treasurers who receive fee payments to establish in the county treasury an Oil and Gas Escrow

No provision.

No provision.

No provision.

Executive

In House Finance and Appropriations

Fund, and to deposit into the fund such payments.
 Establishes a process whereby the county budget commission distributes the fees to all or some taxing units that levy a property tax in the taxing district in which the well will be located to defray costs incurred from the presence of the well. Requires taxing units that receive any portion of the fee to repay these amounts to the owners over subsequent fiscal years based on the amount of property tax the unit collects from the well.
 Authorizes the Chief of the Division of Oil and Gas Resources Management to suspend operations of a well and revoke a permit of a permittee who does not pay a fee required by the laws and rules of the Division, including the \$25,000 fee.
Fiscal effect: The \$25,000 fee could offset some of the cost that taxing units might incur for horizontal wells within their jurisdiction. However, taxing units that receive any portion of the fee are required to repay those amounts by reducing the well owners' property tax liabilities.

No provision.

No provision.

LOCCD11 Increase of Competitive Bid Thresholds for Various Political Subdivisions

R.C. 723.52, 723.53, 731.141, 735.05, 737.03, 749.26, 749.28, 749.31, 753.15, 755.29, 755.30, and 6115.20
 Increases the competitive bidding thresholds that apply to projects for the construction, reconstruction, widening, resurfacing, or repair of a street or other public way for statutory villages (\$25,000) and cities (\$30,000) to \$50,000.
 Increases from \$10,000 to \$50,000 the competitive bid threshold for a board of hospital trustees of a municipal hospital having donated property and for a joint board having management control over a workhouse erected for the joint use of a city and a county or real estate for the

R.C. 723.52, 723.53, 731.141, 735.05, 737.03, 749.26, 749.28, 749.31, 753.15, 755.29, 755.30, and 6115.20

Same as the Executive.

Same as the Executive.

Executive

In House Finance and Appropriations

purpose of erecting and maintaining a workhouse.

Increases from \$25,000 to \$50,000 the threshold for a board of park commissioners having control of parks and park facilities and changes the threshold from \$10,000 to \$50,000 for any contract for work or supplies.

Increases the bidding thresholds for sanitary districts from \$10,000 to \$50,000.

Fiscal effect: This could reduce administrative burden for political subdivisions by reducing the number of projects subject to competitive bidding requirements.

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

LOCCD20

Limited Period to Test an Accused for Venereal Disease

R.C. 2907.27

Modifies an existing criminal law provision to require that a person arrested for certain sexually oriented offenses, and required to submit to a test for a venereal disease, do so within 48 hours after the date on which a complaint, information, or indictment is filed.

Fiscal effect: This provision brings Ohio into compliance with federal guidelines to be eligible for money from the Violence Against Women Act (VAWA) grant program. The state currently receives around \$4 million annually from this federal grant program. Absent this statutory modification, 5% of this annual amount could have been withheld. Whether the 48-hour requirement will create any additional testing-related costs for local law enforcement is uncertain.

R.C. 2907.27

Same as the Executive.

Fiscal effect: Same as the Executive.

LOCCD15

Local Boards of Health - Authority to Contract

R.C. 3709.08, 3709.36, and 3709.081 (repealed)

Specifies that local boards of health are bodies corporate and politic and have all rights and responsibilities inherent with this designation.

R.C. 3709.08, 3709.36, and 3709.081 (repealed)

Same as the Executive.

Executive

In House Finance and Appropriations

Clarifies that local boards of health may contract with each other for the provision of some or all public health services, rather than only for all services as under current law.

Same as the Executive.

Specifies that the effectiveness of a contract in which one local board of health agrees to provide some, but not all, public health services on behalf of another local board is not dependent on the ODH Director's approval.

Same as the Executive.

Fiscal effect: None.

Fiscal effect: Same as the Executive.

LOCCD14

General Health District Appropriation Measures

R.C. 3709.28

R.C. 3709.28

Requires that a general health district comply with specific current law provisions requiring the adoption of an itemized appropriation measure and revenue estimate for a fiscal year only if the district will receive an appropriation from the municipal corporations and townships that comprise the district. Allows general health districts that do not receive such appropriations to instead comply with general law provisions governing the adoption of an appropriation measure by a subdivision.

Same as the Executive.

Provides that the revenue estimate certified by a general health district for a fiscal year must include any surplus money in the district health fund that will be carried forward to that fiscal year from the current fiscal year to fund ongoing operations.

Same as the Executive.

Fiscal effect: None.

Fiscal effect: Same as the Executive.

Executive

In House Finance and Appropriations

LOCCD8 Cost of County Boards of Health Office Space and Utilities**R.C. 3709.34**

Requires a board of county commissioners to provide office space and utilities to the county's general health district board of health through FY 2013, and to provide payments in FY 2014 through FY 2017 based on specified decreasing proportions (80% in FY 2014, 60% in FY 2015, 40% in FY 2016, and 20% in FY 2017) of the estimated costs of office space and utilities, with no obligation to provide or make payments for office space and utilities after FY 2017.

Permits a board of county commissioners, in FY 2018 and thereafter, to provide office space and utilities to the general health district board of health, by contract or free of charge.

Relieves a board of county commissioners of its obligation to provide office space and utilities if the board of health rents, leases, lease-purchases, or acquires office space on its own.

Fiscal effect: This reduces costs for county commissioners since they will pay a decreasing portion of costs for office space and utilities through FY 2017 and will not be required to pay any portion after that year. There will, however, be a subsequent increase in costs for local boards of health in a general health district.

R.C. 3709.34

Same as the Executive.

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

LOCCD10 Effective Period of County Quarterly Spending Plans**R.C. 5705.392**

Limits the duration of quarterly spending plans that may be adopted by a board of county commissioners and that applies to certain county funds to two fiscal years.

R.C. 5705.392

Same as the Executive.

Executive

In House Finance and Appropriations

Limits the duration of a quarterly spending plan for the office of an elected official to either two years or until the fiscal year in which that elected official is no longer in office.

Same as the Executive.

LOCCD19

Metrohealth Land Conveyance

Section: 601.40
Amends Section 753.25 of H.B. 153

Corrects the legal property description in a land conveyance authorization, for the conveyance of state-owned real estate to the Board of County Hospital Trustees of the MetroHealth System (MetroHealth), in the name of Cuyahoga County, that was contained in H.B. 153.

Fiscal effect: None.

Section: 601.40
Amends Section 753.25 of H.B. 153

Same as the Executive.

Fiscal effect: Same as the Executive.

LOCCD12

Land Conveyance - OSU Northwood Avenue

Section: 753.110

Authorizes the Governor to execute a deed in the name of the state conveying to the City of Columbus, its successors and assigns, all of the state's right, title, and interest in certain real estate located in Columbus in Franklin County.

Specifies the consideration for conveyance is \$3,070, as derived by mutual agreement reached between the state and the grantee through an executed Offer to Purchase.

Specifies that the real estate is to be sold as an entire tract and not in parcels.

Requires the City of Columbus to pay the costs of conveyance.

Specifies that the section authorizing the land conveyance expires one year after its effective date.

Section: 753.110

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

In House Finance and Appropriations

LOCCD13 Land Conveyance - OSU Surplus Properties

Section: 753.120

Authorizes the Governor to execute a deed in the name of the state conveying to one or more purchasers, their heirs or successors and assigns, all of the state's right, title, and interest in nine real estate properties located in Brown, Franklin, and Wayne Counties.

Authorizes the Director of Administrative Services to adjust the legal descriptions to accommodate any corrections necessary.

Specifies that the parcels may be transferred individually or as a group, as multiple groups to a single purchaser, or to multiple purchasers.

Specifies that consideration for the conveyance is the purchase price and any terms and conditions acceptable to the Board of Trustees of The Ohio State University.

Requires the purchaser or purchasers to pay the costs of the conveyance.

Specifies that the net proceeds of the sale of the real estate is to be paid to The Ohio State University and deposited in university accounts for purposes determined by the Board of Trustees.

Specifies that the section authorizing the land conveyance expires one year after its effective date.

Section: 753.120

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

In House Finance and Appropriations

LOCCD3 Land Conveyance - Brunswick City School District**Section: 753.130**

Authorizes the Governor to execute a deed in the name of the state conveying to the Brunswick City school district, its successors and assigns, all of the state's right, title, and interest in certain real estate located in Brunswick in Medina County.

Specifies the consideration for the conveyance is the purchase price of ten dollars.

Specifies that the intent of the section is to correct an oversight whereby the state, which had been holding the parcels of land as collateral for bond requirements under Brunswick's school facilities project, was to have returned the land to Brunswick upon completion of the project.

Requires Brunswick to pay the costs of conveyance.

Specifies that the net proceeds of the sale of real estate be deposited into the State Treasury to the credit of the GRF.

Specifies that the section authorizing the land conveyance expires one year after its effective date.

Section: 753.130

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

LOCCD1 Land Conveyance - Ripley Union Lewis Huntington School District**Section: 753.150**

Authorizes the Governor to execute a deed in the name of the state conveying to the Ripley Union Lewis Huntington school district, its successors and assigns, all of the state's right, title, and interest in certain real estate located in Brown County.

Section: 753.150

Same as the Executive.

Executive	In House Finance and Appropriations
Specifies the consideration for the conveyance is the purchase price of ten dollars.	Same as the Executive.
Specifies that the intent of the section is to correct an oversight whereby the state, which had been holding the parcels of land as collateral for bond requirements under Ripley's school facilities project, was to have returned the land to Ripley upon completion of the project.	Same as the Executive.
Requires Ripley to pay the costs of conveyance.	Same as the Executive.
Specifies that the net proceeds of the sale of real estate be deposited into the State Treasury to the credit of the GRF.	Same as the Executive.
Specifies that the section authorizing the land conveyance expires one year after its effective date.	Same as the Executive.

LOCCD17 Land Conveyance - Out Lot 14, Village of Apple Creek in Wayne County

Section: 753.40

Authorizes the Governor to execute a deed in the name of the state conveying to a buyer or buyers to be determined all of the state's right, title, and interest in certain real estate located in Wayne County.

Specifies that the DAS Director offer the real estate in its present condition and sell the real estate as an entire parcel and not subdivide it.

Requires that the real estate be sold through a public auction conducted by the DAS Director and that the real estate be sold to the highest bidder at a price acceptable to both the DAS Director and the ODODD Director. Also specifies that the DAS Director may reject any and all bids from the auction. Requires the DAS Director to advertise the public auction in a newspaper of general circulation

Section: 753.40

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

In House Finance and Appropriations

within Wayne County, once a week for three consecutive weeks prior to the date of the auction.

Specifies the terms of sale as ten per cent of the purchase price in cash, bank draft, or certified check on the date of sale, with the balance payable within sixty days after the date of sale.

Same as the Executive.

Specifies that the net proceeds of the sale of the real estate shall be deposited in the State Treasury to the credit of the Mental Health Improvement Fund, and shall be used to offset bond indebtedness for Gallipolis Developmental Center capital projects.

Same as the Executive.

Specifies that ODODD pay for the costs associated with advertising, appraisal, and other issues related to the conveyance.

Same as the Executive.

Specifies that the section authorizing the land conveyance expires three years after its effective date.

Same as the Executive.

LOCCD18

Land Conveyance - Board of Guernsey County Commissioners

Section: 753.50

Authorizes the Governor to execute a deed in the name of the state conveying to the Board of County Commissioners of Guernsey County, Ohio, and its successors and assigns, all of the state's right, title, and interest in certain real estate located in Guernsey County.

Section: 753.50

Same as the Executive.

Specifies the consideration for the conveyance is the purchase price of \$5,000 paid to the state at closing according to a mutual agreement reached between the state and the grantee.

Same as the Executive.

Specifies that the real estate be sold as an entire tract and not in parcels.

Same as the Executive.

Executive	In House Finance and Appropriations
Requires the Board of County Commissioners of Guernsey County to pay the costs of the conveyance, including recordation costs of the deed.	Same as the Executive.
Specifies that the section authorizing the land conveyance expires one year after its effective date.	Same as the Executive.

LOCCD21 Land Conveyance - Addison Township in Gallia County

Section: 753.60

Authorizes the Governor to execute a deed in the name of the state conveying to a buyer or buyers to be determined, all of the state's right, title, and interest in certain real estate located in the Township of Addison in Gallia County.

Authorizes the DAS Director to adjust the legal descriptions to accommodate any corrections necessary.

Requires that ODODD with assistance from DAS have the parcel of real estate appraised by one or more disinterested persons for a fee.

Requires the DAS Director to offer the real estate at the appraised value to the Board of County Commissioners of Gallia County and specifies that the acceptance of the offer to purchase the real estate - made through an "Offer to Purchase Real Estate" document - will establish the terms of the conveyance.

Requires that, if after 30 days the Gallia County commissioners decline to purchase the real estate at the appraised value or does not complete the purchase, the DAS Director offer the real estate at the appraised value to the Board of Township Trustees of Addison Township.

Requires that, if after 30 days the Addison Township trustees decline to purchase the real estate at the appraised value or not complete the purchase, the real

Section: 753.60

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

In House Finance and Appropriations

estate be sold through a public auction conducted by the DAS Director. Requires that the real estate be sold to the highest bidder at a price acceptable to both the DAS Director and the ODODD Director. Also specifies that the DAS Director may reject any and all bids from the auction. Requires the DAS Director to advertise the public auction in a newspaper of general circulation within Gallia County, once a week for three consecutive weeks prior to the date of the auction.

Specifies the terms of sale as ten per cent of the purchase price in cash, bank draft, or certified check on the date of sale, with the balance payable within sixty days after the date of sale.

Specifies that the net proceeds of the sale of the real estate shall be deposited in the State Treasury to the credit of the Mental Health Improvement Fund, and shall be used to offset bond indebtedness for Gallipolis Developmental Center capital projects.

Specifies that ODODD pay for the costs associated with advertising, appraisal, and other issues related to the conveyance.

Specifies that the section authorizing the land conveyance expires three years after its effective date.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

LOCCD7

Land Conveyance - Board of Education of the Columbus City School District

Section: 753.70

Authorizes the Governor to execute a deed in the name of the state conveying to the Board of Education of the Columbus City school district, its successors and assigns, all of the state's right, title, and interest in certain real estate located in Columbus in Franklin County.

Section: 753.70

Same as the Executive.

Executive	In House Finance and Appropriations
Specifies the consideration for conveyance is \$3,131.96, as derived by mutual agreement reached between DAS and the grantee through an executed Offer to Purchase. Specifies that the real estate is to be sold as an entire tract and not in parcels.	Same as the Executive.
Requires the Board of Education of the Columbus City School District to pay the costs of conveyance.	Same as the Executive.
Specifies that the net proceeds of the sale of real estate be deposited into the State Treasury to the credit of Fund 1520 used by the Department of Developmental Disabilities.	Same as the Executive.
Specifies that the section authorizing the land conveyance expires one year after its effective date.	Same as the Executive.
LOCCD22 Perpetual Easement - City of Cambridge	
Section: 753.80	Section: 753.80
Authorizes the Director of DAS to execute a perpetual easement in the name of the state granting to the City of Cambridge, and its successors and assigns, a perpetual interest in certain real estate in Guernsey County.	Same as the Executive.
Specifies the consideration for granting the easement is \$1.	Same as the Executive.
Requires the City of Cambridge, upon the full execution of the easement, to assume perpetual responsibility to install, construct, reconstruct, use, operate, maintain, repair, service, and generally improve upon the easement area.	Same as the Executive.

FY 2012 - FY 2013 Appropriation Line Item (ALI) Adjustments

All Fund Groups

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

Agency	Fund Type	Fund	ALI	ALI Name	Enacted FY 2012	H.B. 487 FY 2012	FY 2012 \$ Change	Enacted FY 2013	H.B. 487 FY 2013	FY 2013 \$ Change
Main Operating Budget (H.B. 153 of the 129th General Assembly)										
ADJ	GRF	GRF	745409	Central Administration	\$2,692,098	\$2,692,098	\$0	\$2,692,098	\$2,682,098	(\$10,000)
	GRF Total						\$0			(\$10,000)
ADJ Total							\$0			(\$10,000)
DAS	GRF	GRF	100403	Public Employees Health Care Program	\$400,000	\$400,000	\$0	\$400,000	\$344,000	(\$56,000)
DAS	GRF	GRF	100418	Websites and Business Gateway	\$2,895,603	\$2,895,603	\$0	\$2,795,176	\$0	(\$2,795,176)
DAS	GRF	GRF	100419	IT Security Infrastructure	\$742,535	\$742,535	\$0	\$742,648	\$0	(\$742,648)
DAS	GRF	GRF	100439	Equal Opportunity Certification Programs	\$625,000	\$625,000	\$0	\$625,000	\$0	(\$625,000)
DAS	GRF	GRF	100451	Minority Affairs	\$24,016	\$24,016	\$0	\$24,016	\$0	(\$24,016)
DAS	GRF	GRF	100452	Efficiency & Results Program*	\$0	\$0	\$0	\$0	\$650,000	\$650,000
DAS	GRF	GRF	100456	State IT Services*	\$0	\$0	\$0	\$0	\$3,537,824	\$3,537,824
DAS	GRF	GRF	100457	Equal Opportunity Services*	\$0	\$0	\$0	\$0	\$1,610,516	\$1,610,516
DAS	GRF	GRF	100458	State Construction Management Services*	\$0	\$0	\$0	\$0	\$2,745,751	\$2,745,751
DAS	GRF	GRF	102321	Construction Compliance	\$920,000	\$920,000	\$0	\$920,000	\$0	(\$920,000)
DAS	GRF	GRF	130321	State Agency Support Services	\$2,779,457	\$2,779,457	\$0	\$2,780,032	\$2,752,232	(\$27,800)
	GRF Total						\$0			\$3,353,451
DAS	Non-GRF	1120	100616	DAS Administration	\$5,974,625	\$5,974,625	\$0	\$5,886,524	\$5,827,659	(\$58,865)
DAS	Non-GRF	1150	100632	Central Service Agency	\$911,995	\$911,995	\$0	\$912,305	\$903,182	(\$9,123)
DAS	Non-GRF	1220	100637	Fleet Management	\$3,978,827	\$3,978,827	\$0	\$4,204,066	\$4,162,025	(\$42,041)
DAS	Non-GRF	1250	100622	Human Resources Division - Operating	\$16,922,295	\$16,922,295	\$0	\$16,717,009	\$16,549,839	(\$167,170)
DAS	Non-GRF	1250	100657	Benefits Communication	\$925,586	\$925,586	\$0	\$921,531	\$912,316	(\$9,215)
DAS	Non-GRF	1280	100620	Collective Bargaining	\$3,462,529	\$3,462,529	\$0	\$3,464,148	\$3,429,507	(\$34,641)
DAS	Non-GRF	1300	100606	Risk Management Reserve	\$10,349,494	\$10,349,494	\$0	\$12,149,884	\$12,028,385	(\$121,499)
DAS	Non-GRF	1310	100639	State Architect's Office	\$9,812,132	\$9,812,132	\$0	\$9,813,342	\$9,463,342	(\$350,000)
DAS	Non-GRF	1330	100607	IT Services Delivery	\$58,088,940	\$58,088,940	\$0	\$58,103,005	\$57,521,975	(\$581,030)
DAS	Non-GRF	2290	100640	Leveraged Enterprise Purchases	\$3,000,000	\$3,000,000	\$0	\$3,000,000	\$2,816,535	(\$183,465)
DAS	Non-GRF	4270	100602	Investment Recovery	\$4,100,000	\$4,100,000	\$0	\$4,100,000	\$4,000,000	(\$100,000)
DAS	Non-GRF	4P30	100603	DAS Information Services	\$5,047,565	\$5,047,565	\$0	\$4,979,392	\$4,929,598	(\$49,794)
DAS	Non-GRF	5C30	100608	Skilled Trades	\$404,297	\$404,297	\$0	\$404,375	\$204,375	(\$200,000)
DAS	Non-GRF	5EB0	100635	OAKS Support Organization	\$19,000,539	\$19,000,539	\$0	\$19,003,108	\$18,813,077	(\$190,031)
DAS	Non-GRF	5EB0	100656	OAKS Updates and Developments	\$12,265,952	\$12,265,952	\$0	\$8,743,462	\$8,656,027	(\$87,435)
DAS	Non-GRF	5JQ0	100658	Professions Licensing System Professionals Licensing System (New Name)	\$2,000,000	\$2,000,000	\$0	\$1,000,000	\$990,000	(\$10,000)
	Non-GRF Total						\$0			(\$2,194,309)
DAS Total							\$0			\$1,159,142
AGE	GRF	GRF	490321	Operating Expenses	\$1,501,616	\$1,501,616	\$0	\$1,502,442	\$1,487,418	(\$15,024)
AGE	GRF	GRF	490410	Long-Term Care Ombudsman	\$482,271	\$482,271	\$0	\$482,271	\$477,448	(\$4,823)
AGE	GRF	GRF	490411	Senior Community Services	\$7,130,952	\$7,130,952	\$0	\$7,131,236	\$7,060,844	(\$70,392)
AGE	GRF	GRF	490414	Alzheimer's Respite	\$1,917,740	\$1,917,740	\$0	\$1,917,757	\$1,895,245	(\$22,512)

FY 2012 - FY 2013 Appropriation Line Item (ALI) Adjustments

All Fund Groups

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AGE	GRF	GRF	490423	Long-Term Care Budget - State	\$3,419,250	\$3,419,250	\$0	\$3,419,250	\$3,385,057	(\$34,193)
	GRF Total						\$0			(\$146,944)
AGE Total							\$0			(\$146,944)
ADA	Non-GRF	5JL0	038629	Problem Casino and Gambling Addictions Fund*	\$0	\$226,612	\$226,612	\$0	\$5,446,364	\$5,446,364
	Non-GRF Total						\$226,612			\$5,446,364
ADA Total							\$226,612			\$5,446,364
AGO	Non-GRF	5LR0	055655	Peace Officer Training - Casino*	\$0	\$192,620	\$192,620	\$0	\$4,629,409	\$4,629,409
	Non-GRF Total						\$192,620			\$4,629,409
AGO Total							\$192,620			\$4,629,409
OBM	GRF	GRF	042321	Budget Development and Implementation	\$2,362,025	\$2,362,025	\$0	\$2,378,166	\$2,353,166	(\$25,000)
OBM	GRF	GRF	042416	Office of Health Transformation	\$306,285	\$306,285	\$0	\$0	\$499,252	\$499,252
	GRF Total						\$0			\$474,252
OBM	Non-GRF	1050	042603	State Accounting and Budgeting	\$21,917,230	\$21,158,069	(\$759,161)	\$22,006,331	\$22,262,185	\$255,854
OBM	Non-GRF	5N40	042602	OAKS Project Implementation	\$1,358,000	\$1,358,000	\$0	\$1,309,500	\$1,296,000	(\$13,500)
OBM	Non-GRF	3CM0	042606	Office of Health Transformation - Federal	\$384,037	\$384,037	\$0	\$145,500	\$438,723	\$293,223
OBM	Non-GRF	5EH0	042604	Forgery Recovery	\$50,000	\$50,000	\$0	\$50,000	\$49,000	(\$1,000)
	Non-GRF Total						(\$759,161)			\$534,577
OBM Total							(\$759,161)			\$1,008,829
COM	Non-GRF	5430	800625	Unclaimed Funds-Claims	\$69,700,000	\$69,700,000	\$0	\$69,800,000	\$68,000,000	(\$1,800,000)
COM	Non-GRF	4X20	800619	Financial Institutions	\$2,186,271	\$2,186,271	\$0	\$1,990,693	\$1,970,786	(\$19,907)
COM	Non-GRF	5440	800612	Banks	\$7,242,364	\$7,242,364	\$0	\$6,942,336	\$6,872,913	(\$69,423)
COM	Non-GRF	5460	800610	Fire Marshal	\$15,400,000	\$15,400,000	\$0	\$15,501,562	\$15,484,574	(\$16,988)
COM	Non-GRF	5470	800603	Real Estate Education/Research	\$125,000	\$125,000	\$0	\$125,000	\$80,655	(\$44,345)
COM	Non-GRF	5500	800617	Securities	\$4,312,434	\$4,312,434	\$0	\$4,314,613	\$4,271,467	(\$43,146)
COM	Non-GRF	5520	800604	Credit Union	\$3,450,390	\$3,450,390	\$0	\$3,450,390	\$3,415,886	(\$34,504)
COM	Non-GRF	5530	800607	Consumer Finance	\$3,613,016	\$3,613,016	\$0	\$3,516,861	\$3,481,692	(\$35,169)
COM	Non-GRF	5560	800615	Industrial Compliance	\$27,639,372	\$27,639,372	\$0	\$27,664,695	\$27,388,048	(\$276,647)
COM	Non-GRF	5FW0	800616	Financial Literacy Education	\$240,000	\$240,000	\$0	\$240,000	\$200,000	(\$40,000)
COM	Non-GRF	5GK0	800609	Securities Investor Education/Enforcement	\$1,135,000	\$1,135,000	\$0	\$485,000	\$480,150	(\$4,850)
COM	Non-GRF	5HV0	800641	Cigarette Enforcement	\$120,000	\$120,000	\$0	\$120,000	\$118,800	(\$1,200)
COM	Non-GRF	5LN0	800645	Liquor Operating Services*	\$0	\$0	\$0	\$0	\$5,500,000	\$5,500,000
COM	Non-GRF	5LP0	800646	Liquor Regulatory Operating Expense*	\$0	\$0	\$0	\$0	\$8,500,000	\$8,500,000
COM	Non-GRF	5X60	800623	Video Service	\$340,299	\$340,299	\$0	\$340,630	\$337,224	(\$3,406)
COM	Non-GRF	6530	800629	UST Registration/Permit Fee	\$1,854,675	\$1,854,675	\$0	\$1,509,653	\$1,494,556	(\$15,097)
COM	Non-GRF	7043	800627	Liquor Control Operating	\$13,398,274	\$13,398,274	\$0	\$10,110,479	\$1,509,374	(\$8,601,105)
	Non-GRF Total						\$0			\$2,994,213
COM Total							\$0			\$2,994,213
DDD	GRF	GRF	320415	Lease-Rental Payments	\$18,394,250	\$18,394,250	\$0	\$19,907,900	\$17,907,900	(\$2,000,000)
DDD	GRF	GRF	322420	Screening and Early Intervention*	\$0	\$0	\$0	\$0	\$300,000	\$300,000
	GRF Total						\$0			(\$1,700,000)
DDD	Non-GRF	3M70	322650	CAFS Medicaid	\$29,349,502	\$29,349,502	\$0	\$29,349,502	\$3,000,000	(\$26,349,502)

FY 2012 - FY 2013 Appropriation Line Item (ALI) Adjustments

All Fund Groups

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DDD	Non-GRF	3A40	323605	Developmental Center and Residential Facility Services and Support	\$180,266,029	\$180,266,029	\$0	\$179,384,881	\$174,000,000	(\$5,384,881)
	Non-GRF Total						\$0			(\$31,734,383)
DDD Total							\$0			(\$33,434,383)
EDU	GRF	GRF	200100	Personal Services	\$8,579,178	\$8,579,178	\$0	\$8,579,178	\$0	(\$8,579,178)
EDU	GRF	GRF	200320	Maintenance and Equipment	\$2,830,407	\$2,830,407	\$0	\$2,830,407	\$0	(\$2,830,407)
EDU	GRF	GRF	200321	Operating Expenses*	\$0	\$0	\$0	\$0	\$13,142,780	\$13,142,780
EDU	GRF	GRF	200416	Career-Technical Education Match	\$2,233,195	\$2,233,195	\$0	\$2,233,195	\$0	(\$2,233,195)
EDU	GRF	GRF	200420	Computer/Application/Network Development Information Technology Development and Support (New Name)						
	GRF Total						\$0			(\$500,000)
EDU	Non-GRF	1380	200606	Computer Services-Operational Support Information Technology Development and Support (New Name)	\$7,600,090	\$7,600,090	\$0	\$7,600,090	\$6,100,090	(\$1,500,000)
EDU	Non-GRF	4520	200638	Miscellaneous Educational Services Fees and Refunds (New Name)						
EDU	Non-GRF	3Z30	200645	Consolidated Federal Grant Administration	\$8,949,280	\$8,949,280	\$0	\$8,949,280	\$7,949,280	(\$1,000,000)
EDU	Non-GRF	4540	200610	Guidance and Testing GED Testing (New Name)						
EDU	Non-GRF	4V70	200633	Interagency Operational Support Interagency Program Support (New Name)	\$1,117,725	\$1,117,725	\$0	\$1,117,725	\$717,725	(\$400,000)
	Non-GRF Total						\$0			(\$2,900,000)
EDU Total							\$0			(\$3,400,000)
EPA	Non-GRF	4D50	715618	Recycled State Materials*	\$0	\$0	\$0	\$0	\$50,000	\$50,000
EPA	Non-GRF	5320	715646	Recycling and Litter Control*	\$0	\$0	\$0	\$0	\$4,911,575	\$4,911,575
EPA	Non-GRF	5860	715637	Scrap Tire Market Development*	\$0	\$0	\$0	\$0	\$1,497,645	\$1,497,645
EPA	Non-GRF	5BY0	715681	Auto Emissions Test	\$13,029,952	\$13,029,952	\$0	\$13,242,762	\$11,242,762	(\$2,000,000)
	Non-GRF Total						\$0			\$4,459,220
EPA Total							\$0			\$4,459,220
DOH	GRF	GRF	440418	Immunizations	\$6,430,538	\$6,430,538	\$0	\$8,930,829	\$8,825,829	(\$105,000)
DOH	GRF	GRF	440454	Local Environmental Health	\$1,310,141	\$1,310,141	\$0	\$1,310,362	\$1,194,634	(\$115,728)
DOH	GRF	GRF	440465	Federally Qualified Health Centers	\$458,688	\$458,688	\$0	\$2,686,688	\$2,581,688	(\$105,000)
DOH	GRF	GRF	440468	Chronic Disease and Injury Prevention	\$2,577,251	\$2,577,251	\$0	\$2,577,251	\$2,447,251	(\$130,000)
	GRF Total						\$0			(\$455,728)
DOH	Non-GRF	4700	440647	Fee Supported Programs	\$24,503,065	\$24,503,065	\$0	\$24,513,973	\$24,263,973	(\$250,000)
	Non-GRF Total						\$0			(\$250,000)
DOH Total							\$0			(\$705,728)
INS	Non-GRF	5540	820606	Operating Expenses	\$22,745,538	\$22,745,538	\$0	\$22,288,550	\$22,931,817	\$643,267
INS	Non-GRF	5550	820605	Examination	\$9,065,684	\$9,065,684	\$0	\$8,934,065	\$8,184,065	(\$750,000)

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	Non-GRF Total						\$0			(\$106,733)
INS Total							\$0			(\$106,733)
JFS	GRF	GRF	600321	Support Services - State Program Support - State (New Name)	\$34,801,760	\$34,801,760	\$0	\$31,932,117	\$31,612,796	(\$319,321)
JFS	GRF	GRF	600321	Support Services - Federal Program Support - Federal (New Name)	\$9,322,222	\$9,322,222	\$0	\$9,207,441	\$9,115,366	(\$92,075)
JFS	GRF	GRF	600321	Support Services - Total Program Support -Total (New Name)	\$44,123,982	\$44,123,982	\$0	\$41,139,558	\$40,728,162	(\$411,396)
JFS	GRF	GRF	600410	TANF State TANF State/Maintenance of Effort (New Name)						
JFS	GRF	GRF	600413	Child Care Match/Maintenance of Effort Child Care State/Maintenance of Effort (New Name)						
JFS	GRF	GRF	600416	Computer Projects - State Information Technology Projects - State (New Name)	\$67,955,340	\$67,955,340	\$0	\$69,263,506	\$68,570,871	(\$692,635)
JFS	GRF	GRF	600416	Computer Projects - Federal Information Technology Projects - Federal (New Name)	\$13,105,167	\$13,105,167	\$0	\$12,937,222	\$12,807,850	(\$129,372)
JFS	GRF	GRF	600416	Computer Projects - Total Information Technology Projects - Total (New Name)	\$81,060,507	\$81,060,507	\$0	\$82,200,728	\$81,378,721	(\$822,007)
JFS	GRF	GRF	600417	Medicaid Provider Audits	\$1,312,992	\$1,312,992	\$0	\$1,312,992	\$1,299,862	(\$13,130)
JFS	GRF	GRF	600420	Child Support Administration Child Support Programs (New Name)	\$6,163,534	\$6,163,534	\$0	\$6,065,588	\$6,004,932	(\$60,656)
JFS	GRF	GRF	600421	Office of Family Stability Family Assistance Programs (New Name)	\$3,768,929	\$3,768,929	\$0	\$3,757,493	\$3,719,918	(\$37,575)
JFS	GRF	GRF	600423	Office of Children and Families Families and Children Programs (New Name)						
JFS	GRF	GRF	600425	Office of Ohio Health Plans - State Health Care Programs - State (New Name)	\$13,149,582	\$13,149,582	\$0	\$15,740,987	\$15,583,577	(\$157,410)
JFS	GRF	GRF	600425	Office of Ohio Health Plans - Federal Health Care Programs - Federal (New Name)	\$12,556,921	\$12,556,921	\$0	\$12,286,234	\$12,163,372	(\$122,862)

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All Fund Groups

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JFS	GRF	GRF	600425	Office of Ohio Health Plans - Total Health Care Programs - Total (New Name)	\$25,706,503	\$25,706,503	\$0	\$28,027,221	\$27,746,949	(\$280,272)
JFS	GRF	GRF	600502	Administration - Local Child Support - Local (New Name)						
JFS	GRF	GRF	600521	Entitlement Administration - Local Family Assistance - Local (New Name)						
JFS	GRF	GRF	600523	Children and Families Services Family and Children Services (New Name)	\$53,605,323	\$52,605,323	(\$1,000,000)	\$53,105,323	\$54,105,323	\$1,000,000
JFS	GRF	GRF	600525	Health Care/Medicaid - State	\$4,313,761,372	\$4,313,761,372	\$0	\$4,689,051,017	\$4,689,701,017	\$650,000
JFS	GRF	GRF	600525	Health Care/Medicaid - Federal	\$7,530,008,024	\$7,530,008,024	\$0	\$8,429,762,527	\$8,430,897,261	\$1,134,734
JFS	GRF	GRF	600525	Health Care/Medicaid - Total	\$11,843,769,396	\$11,843,769,396	\$0	\$13,118,813,544	\$13,120,598,278	\$1,784,734
JFS	GRF	GRF	600533	Child, Family, and Adult Community & Protective Services	\$13,500,000	\$13,500,000	\$0	\$13,500,000	\$13,866,003	\$366,003
JFS	GRF	GRF	600534	Adult Protective Services	\$366,003	\$366,003	\$0	\$366,003	\$0	(\$366,003)
	GRF - State						(\$1,000,000)			\$369,273
	GRF - Federal						\$0			\$790,425
	GRF Total						(\$1,000,000)			\$1,159,698
JFS	Non-GRF	5C90	600671	Medicaid Program Support	\$85,800,878	\$85,800,878	\$0	\$82,839,266	\$0	(\$82,839,266)
JFS	Non-GRF	5DL0	600639	Medicaid Revenue and Collections Health Care/Medicaid Support - Recoveries (New Name)	\$89,256,974	\$89,256,974	\$0	\$84,156,974	\$166,996,240	\$82,839,266
JFS	Non-GRF	5DM0	600633	Administration and Operating Prescription Drug Rebate - State	\$20,392,173	\$20,392,173	\$0	\$19,858,928	\$19,660,339	(\$198,589)
JFS	Non-GRF	5P50	600692	Health Care/Medicaid Support - Drug Rebates (New Name)						
JFS	Non-GRF	3310	600615	Veterans Programs*	\$0	\$0	\$0	\$0	\$8,000,000	\$8,000,000
JFS	Non-GRF	3310	600624	Employment Services Programs*	\$0	\$0	\$0	\$0	\$33,943,023	\$33,943,023
JFS	Non-GRF	3310	600686	Federal Operating Workforce Programs (New Name)	\$49,128,140	\$49,128,140	\$0	\$48,203,023	\$6,260,000	(\$41,943,023)
JFS	Non-GRF	3840	600610	Food Assistance and State Administration Food Assistance Programs (New Name)						
JFS	Non-GRF	3950	600616	Special Activities/Child and Family Services Federal Discretionary Grants (New Name)						
JFS	Non-GRF	3970	600626	Child Support Child Support - Federal (New Name)						

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JFS	Non-GRF	3980	600627	Adoption Maintenance/Adminstration Adoption Program - Federal (New Name)	\$352,183,862	\$352,183,862	\$0	\$352,184,253	\$174,178,779	(\$178,005,474)
JFS	Non-GRF	3F00	600650	Hospital Care Assurance Match Hospital Care Assurance - Federal (New Name)						
JFS	Non-GRF	3FA0	600680	Ohio Health Care Grants Health Care Grants - Federal (New Name)						
JFS	Non-GRF	3N00	600628	IV-E Foster Care Maintenance Foster Care Program - Federal (New Name)	\$133,963,142	\$133,963,142	\$0	\$133,963,142	\$311,968,616	\$178,005,474
JFS	Non-GRF	3V00	600688	Workforce Investment Act Workforce Investment Act Programs (New Name)						
JFS	Non-GRF	3V40	600679	Unemployment Compensation Review Commission - Federal UC Review Commission - Federal (New Name)						
JFS	Non-GRF	4A90	600694	Unemployment Compensation Review Commission UC Review Commission - SAF (New Name)						
JFS	Non-GRF	4E30	600605	Nursing Home Assessments Resident Protection Fund (New Name)						
JFS	Non-GRF	4E70	600604	Child and Family Services Collections Family and Children Services Collections (New Name)						
JFS	Non-GRF	4F10	600609	Children and Family Services Activities Family and Children Activities (New Name)						
JFS	Non-GRF	4K10	600621	ICF/MR Bed Assessments DDD Support - Franchise Fee (New Name)						
JFS	Non-GRF	5DB0	600637	Military Injury Grants Military Injury Relief Subsidies (New Name)						
JFS	Non-GRF	5ES0	600630	Food Assistance Food Bank Assistance (New Name)						
JFS	Non-GRF	5GF0	600656	Medicaid - Hospital Health Care/Medicaid Support - Hospital/UPL (New Name)						

FY 2012 - FY 2013 Appropriation Line Item (ALI) Adjustments

All Fund Groups

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Agency	Fund Type	Fund	ALI	ALI Name	Enacted FY 2012	H.B. 487 FY 2012	FY 2012 \$ Change	Enacted FY 2013	H.B. 487 FY 2013	FY 2013 \$ Change
JFS	Non-GRF	5KC0	600682	Health Care Special Activities						
				Health Care Grants - State (New Name)						
JFS	Non-GRF	5KU0	600611	Unemployment Compensation Administrative Support - Other Sources (created by Controlling Board on 12/12/2011)	\$2,000,000	\$2,000,000	\$0	\$4,000,000	\$4,000,000	\$0
				Unemployment Compensation Support - Other Sources (New Name)						
JFS	Non-GRF	5R20	600608	Medicaid - Nursing Facilities						
				Long-Term Care Support (New Name)						
JFS	Non-GRF	5S30	600629	MR/DD Medicaid Administration and Oversight						
				Health Care Program and DDD Support (New Name)						
JFS	Non-GRF	5U30	600654	Health Care Services Administration	\$24,400,000	\$24,400,000	\$0	\$24,400,000	\$24,156,000	(\$244,000)
				Health Care Program Support (New Name)						
JFS	Non-GRF	5U60	600663	Children and Family Support						
				Family and Children Support (New Name)						
JFS	Non-GRF	1920	600646	Support Intercept - Federal	\$130,000,000	\$130,000,000	\$0	\$130,000,000	\$129,250,000	(\$750,000)
				Child Support Intercept - Federal (New Name)						
JFS	Non-GRF	5830	600642	Support Intercept - State	\$16,000,000	\$16,000,000	\$0	\$16,000,000	\$14,000,000	(\$2,000,000)
				Child Support Intercept - State (New Name)						
JFS	Non-GRF	5B60	600601	Food Assistance Intercept	\$2,000,000	\$2,000,000	\$0	\$2,000,000	\$1,000,000	(\$1,000,000)
	Non-GRF Total						\$0			(\$4,192,889)
JFS Total							(\$1,000,000)			(\$3,032,891)
JSC	GRF	GRF	005321	Operating Expenses - Judiciary/Supreme Court	\$133,704,620	\$132,347,507	(\$1,357,113)	\$132,565,410	\$133,922,523	\$1,357,113
	GRF Total						(\$1,357,113)			\$1,357,113
JSC Total							(\$1,357,113)			\$1,357,113
LCO	Non-GRF	5LP0	970601	Commission Operating Expense*	\$0	\$0	\$0	\$0	\$754,146	\$754,146
LCO	Non-GRF	7043	970321	Operating Expenses	\$753,933	\$753,933	\$0	\$754,146	\$0	(\$754,146)
	Non-GRF Total						\$0			\$0
LCO Total							\$0			\$0
AMB	Non-GRF	4K90	915604	Operating Expenses	\$493,641	\$493,641	\$0	\$493,856	\$0	(\$493,856)
	Non-GRF Total						\$0			(\$493,856)
AMB Total							\$0			(\$493,856)
DMH	GRF	GRF	333403	Pre-Admission Screening Expenses	\$486,119	\$486,119	\$0	\$486,119	\$286,119	(\$200,000)
DMH	GRF	GRF	333415	Lease-Rental Payments	\$18,394,250	\$18,394,250	\$0	\$19,907,900	\$17,907,900	(\$2,000,000)
DMH	GRF	GRF	334412	Hospital Services	\$194,918,888	\$194,918,888	\$0	\$192,051,209	\$191,051,209	(\$1,000,000)

FY 2012 - FY 2013 Appropriation Line Item (ALI) Adjustments

All Fund Groups

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Agency	Fund Type	Fund	ALI	ALI Name	Enacted FY 2012	H.B. 487 FY 2012	FY 2012 \$ Change	Enacted FY 2013	H.B. 487 FY 2013	FY 2013 \$ Change
DMH	GRF	GRF	335505	Local Mental Health Systems of Care	\$49,963,776	\$49,963,776	\$0	\$59,087,955	\$62,087,955	\$3,000,000
	GRF Total						\$0			(\$200,000)
DMH	Non-GRF	1510	336601	Office of Support Services	\$129,770,770	\$129,770,770	\$0	\$129,779,822	\$127,297,130	(\$2,482,692)
	Non-GRF Total						\$0			(\$2,482,692)
DMH Total							\$0			(\$2,682,692)
DNR	GRF	GRF	736321	Division of Engineering	\$3,024,459	\$3,024,459	\$0	\$3,025,078	\$2,995,078	(\$30,000)
	GRF Total						\$0			(\$30,000)
DNR	Non-GRF	1550	725601	Departmental Projects	\$3,365,651	\$3,365,651	\$0	\$2,725,484	\$2,512,977	(\$212,507)
DNR	Non-GRF	4300	725671	Canal Lands	\$907,618	\$907,618	\$0	\$907,879	\$883,879	(\$24,000)
DNR	Non-GRF	4D50	725618	Recycled Materials	\$50,000	\$50,000	\$0	\$50,000	\$0	(\$50,000)
DNR	Non-GRF	6350	725664	Fountain Square Facilities Management	\$3,544,623	\$3,544,623	\$0	\$3,548,445	\$3,473,413	(\$75,032)
DNR	Non-GRF	5180	725643	Oil and Gas Permit Fees	\$5,821,970	\$5,821,970	\$0	\$5,623,645	\$9,823,645	\$4,200,000
DNR	Non-GRF	5310	725648	Reclamation Forfeiture	\$1,423,000	\$1,423,000	\$0	\$1,423,000	\$500,000	(\$923,000)
DNR	Non-GRF	5320	725644	Litter Control and Recycling	\$4,926,730	\$4,926,730	\$0	\$4,911,575	\$0	(\$4,911,575)
DNR	Non-GRF	5860	725633	Scrap Tire Program	\$1,497,645	\$1,497,645	\$0	\$1,497,645	\$0	(\$1,497,645)
	Non-GRF Total						\$0			(\$3,493,759)
DNR Total							\$0			(\$3,523,759)
PUC	Non-GRF	5F60	870624	NARUC/NRRI Subsidy	\$158,000	\$158,000		\$158,000	\$100,000	(\$58,000)
PUC	Non-GRF	5F60	870625	Motor Transportation Regulation	\$4,976,641	\$4,976,641	\$0	\$5,971,218	\$0	(\$5,971,218)
PUC	Non-GRF	4S60	870618	Hazardous Material Registration	\$450,395	\$450,395	\$0	\$450,395	\$0	(\$450,395)
PUC	Non-GRF	4S60	870621	Hazardous Materials Base State Registration	\$373,346	\$373,346	\$0	\$373,346	\$0	(\$373,346)
PUC	Non-GRF	4U80	870620	Civil Forfeitures	\$277,347	\$277,347	\$0	\$277,496	\$0	(\$277,496)
PUC	Non-GRF	5590	870605	Public Utilities Territorial Administration	\$3,880	\$3,880	\$0	\$3,880	\$0	(\$3,880)
PUC	Non-GRF	5600	870607	Special Assessment	\$97,000	\$97,000	\$0	\$97,000	\$0	(\$97,000)
PUC	Non-GRF	5610	870606	Power Siting Board	\$631,508	\$631,508	\$0	\$631,618	\$581,618	(\$50,000)
PUC	Non-GRF	5BP0	870623	Wireless 9-1-1 Administration	\$36,440,000	\$36,440,000	\$0	\$18,220,000	\$17,757,250	(\$462,750)
PUC	Non-GRF	5HD0	870629	Radioactive Waste Transportation	\$98,800	\$98,800	\$0	\$98,800	\$0	(\$98,800)
PUC	Non-GRF	5LT0	870640	Intrastate Registration*	\$0	\$0	\$0	\$0	\$180,000	\$180,000
PUC	Non-GRF	5LT0	870641	Unified Carrier Registration*	\$0	\$0	\$0	\$0	\$420,000	\$420,000
PUC	Non-GRF	5LT0	870642	Hazardous Materials Registration*	\$0	\$0	\$0	\$0	\$823,741	\$823,741
PUC	Non-GRF	5LT0	870643	Nonhazardous Materials Civil Forfeiture*	\$0	\$0	\$0	\$0	\$277,496	\$277,496
PUC	Non-GRF	5LT0	870644	Hazardous Materials Civil Forfeiture*	\$0	\$0	\$0	\$0	\$898,800	\$898,800
PUC	Non-GRF	5LT0	870645	Motor Carrier Enforcement*	\$0	\$0	\$0	\$0	\$5,401,318	\$5,401,318
PUC	Non-GRF	6610	870612	Hazardous Materials Transportation	\$898,800	\$898,800	\$0	\$898,800	\$0	(\$898,800)
	Non-GRF Total						\$0			(\$740,330)
PUC Total							\$0			(\$740,330)
PWC	GRF	GRF	150907	State Capital Improvements General Obligation Debt Service	\$106,770,600	\$106,770,600	\$0	\$215,571,100	\$208,571,100	(\$7,000,000)
	GRF Total						\$0			(\$7,000,000)
PWC Total							\$0			(\$7,000,000)

FY 2012 - FY 2013 Appropriation Line Item (ALI) Adjustments

All Fund Groups

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RAC	Non-GRF	5JK0	875610	Racing Commission Fund*	\$0	\$339,919	\$339,919	\$0	\$8,169,547	\$8,169,547
	Non-GRF Total						\$339,919			\$8,169,547
RAC Total							\$339,919			\$8,169,547
BOR	GRF	GRF	235409	Information System HEI Information System (New Name)						
BOR	GRF	GRF	235417	Ohio Learning Network eStudent Services (New Name)						
BOR	GRF	GRF	235552	Capital Component	\$20,638,274	\$20,638,274	\$0	\$20,638,274	\$13,628,639	(\$7,009,635)
	GRF Total						\$0			(\$7,009,635)
BOR	Non-GRF	3120	235609	Tech Prep	\$183,850	\$183,850	\$0	\$183,850	\$0	(\$183,850)
BOR	Non-GRF	3120	235611	Gear-up Grant	\$3,900,000	\$3,900,000	\$0	\$3,900,000	\$50,000	(\$3,850,000)
BOR	Non-GRF	3120	235659	Race to the Top Scholarship Program	\$2,400,000	\$2,400,000	\$0	\$3,780,000	\$0	(\$3,780,000)
BOR	Non-GRF	3120	235660	Race to the Top Educator Preparation Reform Initiative	\$448,000	\$448,000	\$0	\$1,120,000	\$0	(\$1,120,000)
BOR	Non-GRF	3120	235661	AmeriCorps Grant	\$260,000	\$260,000	\$0	\$260,000	\$0	(\$260,000)
BOR	Non-GRF	5FR0	235640	Joyce Foundation Grant Shifting Gears Grant (New Name)						
	Non-GRF Total						\$0			(\$9,193,850)
BOR Total							\$0			(\$16,203,485)
DRC	Non-GRF	1480	501602	Services and Agricultural Institutional Services (New Name)						
DRC	Non-GRF	4B00	501601	Sewer Treatment Services	\$2,145,630	\$2,145,630	\$0	\$2,157,682	\$2,057,682	(\$100,000)
DRC	Non-GRF	4L40	501604	Transitional Control	\$1,168,843	\$1,168,843	\$0	\$1,213,120	\$1,113,120	(\$100,000)
DRC	Non-GRF	5L60	501611	Information Technology Services	\$600,000	\$600,000	\$0	\$600,000	\$350,000	(\$250,000)
	Non-GRF Total						\$0			(\$450,000)
DRC Total							\$0			(\$450,000)
RSC	Non-GRF	3170	415620	Disability Determination	\$97,579,095	\$97,579,095	\$0	\$97,579,095	\$87,579,095	(\$10,000,000)
	Non-GRF Total						\$0			(\$10,000,000)
RSC Total							\$0			(\$10,000,000)
RDF	Non-GRF	5JK0	875610	Ohio State Racing Commission Fund	\$339,919	\$0	(\$339,919)	\$8,169,547	\$0	(\$8,169,547)
RDF	Non-GRF	5JL0	038629	Problem Casino and Gambling Addictions Fund	\$226,612	\$0	(\$226,612)	\$5,446,364	\$0	(\$5,446,364)
RDF	Non-GRF	5JN0	055654	Ohio Law Enforcement Training Fund	\$226,612	\$0	(\$226,612)	\$5,446,364	\$0	(\$5,446,364)
	Non-GRF Total						(\$793,143)			(\$19,062,275)
RDF Total							(\$793,143)			(\$19,062,275)
SFC	GRF	GRF	230908	Common Schools General Obligation Debt Service	\$150,604,900	\$150,604,900	\$0	\$341,919,400	\$329,919,400	(\$12,000,000)
	GRF Total						\$0			(\$12,000,000)
SFC Total							\$0			(\$12,000,000)
TAX	GRF	GRF	110321	Operating Expenses	\$73,500,000	\$73,500,000	\$0	\$73,550,000	\$72,814,500	(\$735,500)
TAX	GRF	GRF	110404	Tobacco Settlement Enforcement	\$200,000	\$200,000	\$0	\$200,000	\$198,000	(\$2,000)
TAX	GRF	GRF	110412	Child Support Administration	\$15,804	\$15,804	\$0	\$15,804	\$15,646	(\$158)
	GRF Total						\$0			(\$737,658)
TAX	Non-GRF	2280	110628	Tax Reform System Implementation	\$13,638,008	\$13,638,008	\$0	\$13,642,176	\$13,505,754	(\$136,422)
TAX	Non-GRF	4330	110602	Tape File Account	\$197,802	\$197,802	\$0	\$197,878	\$195,899	(\$1,979)

FY 2012 - FY 2013 Appropriation Line Item (ALI) Adjustments

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TAX	Non-GRF	5AP0	110632	Discovery Project	\$2,445,799	\$2,445,799	\$0	\$2,445,657	\$2,421,200	(\$24,457)
TAX	Non-GRF	5N50	110605	Municipal Income Tax Administration	\$339,798	\$339,798	\$0	\$339,975	\$336,575	(\$3,400)
TAX	Non-GRF	5N60	110618	Kilowatt Hour Tax Administration	\$150,000	\$150,000	\$0	\$150,000	\$148,500	(\$1,500)
TAX	Non-GRF	5V80	110623	Property Tax Administration	\$12,195,733	\$12,195,733	\$0	\$12,099,303	\$11,978,310	(\$120,993)
TAX	Non-GRF	5W40	110625	Centralized Tax Filing and Payment	\$200,000	\$200,000	\$0	\$200,000	\$198,000	(\$2,000)
TAX	Non-GRF	5W70	110627	Exempt Facility Administration	\$50,000	\$50,000	\$0	\$50,000	\$49,500	(\$500)
TAX	Non-GRF	4350	110607	Local Tax Administration	\$19,028,339	\$19,028,339	\$0	\$19,225,941	\$19,033,682	(\$192,259)
TAX	Non-GRF	4360	110608	Motor Vehicle Audit	\$1,474,081	\$1,474,081	\$0	\$1,474,353	\$1,459,609	(\$14,744)
TAX	Non-GRF	4370	110606	Litter/Natural Resource Tax Administration	\$20,000	\$20,000	\$0	\$20,000	\$19,800	(\$200)
TAX	Non-GRF	4380	110609	School District Income Tax	\$5,859,041	\$5,859,041	\$0	\$5,860,650	\$5,802,044	(\$58,606)
TAX	Non-GRF	4C60	110616	International Registration Plan	\$689,296	\$689,296	\$0	\$689,308	\$682,415	(\$6,893)
TAX	Non-GRF	4R60	110610	Tire Tax Administration	\$245,462	\$245,462	\$0	\$246,660	\$244,193	(\$2,467)
TAX	Non-GRF	5V70	110622	Motor Fuel Tax Administration	\$5,384,254	\$5,384,254	\$0	\$5,086,236	\$5,035,374	(\$50,862)
TAX	Non-GRF	6390	110614	Cigarette Tax Enforcement	\$1,384,217	\$1,384,217	\$0	\$1,384,314	\$1,370,471	(\$13,843)
TAX	Non-GRF	6880	110615	Local Excise Tax Administration	\$782,630	\$782,630	\$0	\$782,843	\$775,015	(\$7,828)
	Non-GRF Total						\$0			(\$638,953)
TAX Total							\$0			(\$1,376,611)
DVS	GRF	GRF	900408	Department of Veterans Services	\$1,901,823	\$1,901,823	\$0	\$1,901,823	\$2,001,823	\$100,000
	GRF Total						\$0			\$100,000
DVS Total							\$0			\$100,000
DYS	Non-GRF	1750	470613	Education Reimbursement	\$8,160,277	\$8,160,277	\$0	\$8,151,056	\$6,251,056	(\$1,900,000)
DYS	Non-GRF	3210	470606	Nutrition	\$1,747,432	\$1,747,432	\$0	\$1,704,022	\$1,400,000	(\$304,022)
DYS	Non-GRF	3210	470610	Rehabilitation Programs	\$36,000	\$36,000	\$0	\$36,000	\$0	(\$36,000)
	Non-GRF Total						\$0			(\$2,240,022)
DYS Total							\$0			(\$2,240,022)
	Summary									
	<i>GRF - State</i>						<i>(\$2,357,113)</i>			<i>(\$24,135,876)</i>
	<i>GRF - Federal</i>						<i>\$0</i>			<i>\$790,425</i>
	GRF Total						(\$2,357,113)			(\$23,345,451)
	Non-GRF Total						(\$793,153)			(\$63,940,421)
Grand Total							(\$3,150,266)			(\$87,285,872)

FY 2012 - FY 2013 Appropriation Line Item (ALI) Adjustments

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Transportation Budget (H.B. 114 of the 129th General Assembly)										
DPS	Non-GRF	4W40	762321	Operating Expense - BMV	\$80,003,146	\$80,003,146	\$0	\$82,403,240	\$82,003,240	(\$400,000)
DPS	Non-GRF	7036	761321	Operating Expense - Information and Education	\$7,124,366	\$7,124,366	\$0	\$7,338,097	\$6,988,097	(\$350,000)
DPS	Non-GRF	8310	761610	Information and Education - Federal	\$422,084	\$422,084	\$0	\$434,746	\$409,746	(\$25,000)
DPS	Non-GRF	8310	769610	Food Stamp Trafficking Enforcement - Federal Investigative Unit Federal Reimbursement (New Name)						
DPS	Non-GRF	8350	762616	Financial Responsibility Compliance	\$5,457,240	\$5,457,240	\$0	\$5,549,068	\$5,274,068	(\$275,000)
DPS	Non-GRF	83M0	765624	Operating Expense - Trauma and EMS	\$2,632,106	\$2,632,106	\$0	\$2,711,069	\$3,204,925	\$493,856
DPS	Non-GRF	83M0	765640	EMS - Grants*	\$0	\$0	\$0	\$0	\$4,229,819	\$4,229,819
DPS	Non-GRF	83N0	761611	Elementary School Seat Belt Program	\$305,600	\$305,600	\$0	\$305,600	\$0	(\$305,600)
DPS	Non-GRF	83P0	765637	EMS Grants	\$4,106,621	\$4,106,621	\$0	\$4,229,819	\$0	(\$4,229,819)
DPS	Non-GRF	3DU0	762628	BMV Grants	\$1,525,000	\$1,525,000	\$0	\$1,580,000	\$1,480,000	(\$100,000)
DPS	Non-GRF	5CM0	767691	Federal Investigative Seizure Investigative Unit Federal Equitable Sharing - Treasury (New Name)						
DPS	Non-GRF	5LM0	768698	Criminal Justices Services Law Enforcement Support*	\$0	\$33,991	\$33,991	\$0	\$816,955	\$816,955
	Non-GRF Total						\$33,991			(\$144,789)
DPS Total							\$33,991			(\$144,789)
Grand Total							\$33,991			(\$144,789)
Bureau of Workers' Compensation and Ohio Industrial Commission Budgets (H.B. 123 and H.B. 124 of the 129th General Assembly)										
BWC	Non-GRF	7023	855407	Claims, Risk and Medical Management	\$125,427,732	\$125,427,732	\$0	\$124,192,959	\$122,492,959	(\$1,700,000)
BWC	Non-GRF	7023	855409	Administrative Services	\$101,724,950	\$101,724,950	\$0	\$104,136,037	\$103,346,037	(\$790,000)
BWC	Non-GRF	8290	855604	Long Term Care Loan Program	\$1,000,000	\$1,000,000	\$0	\$1,000,000	\$100,000	(\$900,000)
	Non-GRF Total						\$0			(\$3,390,000)
BWC Total							\$0			(\$3,390,000)
OIC	Non-GRF	5W30	845321	Operating Expenses	\$50,100,000	\$50,100,000	\$0	\$48,900,000	\$47,732,000	(\$1,168,000)
	Non-GRF Total						\$0			(\$1,168,000)
OIC Total							\$0			(\$1,168,000)
Grand Total							\$0			(\$4,558,000)
Total Appropriation Adjustments in H.B. 487 of the 129th General Assembly										
	<i>GRF - State</i>						(\$2,357,113)			(\$24,135,876)
	<i>GRF - Federal</i>						\$0			\$790,425
	GRF Total						(\$2,357,113)			(\$23,345,451)
	Non-GRF Total						(\$759,162)			(\$68,643,210)
Grand Total							(\$3,116,275)			(\$91,988,661)

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