

Executive

As Passed by the House

As Passed by the Senate

As Enacted

DDDCD19 Central intake and referral system for home visiting programs

R.C. 3701.611

Excludes services provided under Part C of the federal Individuals with Disabilities Education Act from the central intake and referral system used to refer families to those services as well as home visiting services.

Fiscal effect: Potential increase in ODODD costs and a subsequent decrease in ODH costs related to the system.

R.C. 3701.611

Same as the Executive.

Fiscal effect: Same as the Executive.

R.C. 3701.611

Same as the Executive.

Fiscal effect: Same as the Executive.

R.C. 3701.611

Same as the Executive.

Fiscal effect: Same as the Executive.

DDDCD18 Employment First Task Force

R.C. 5123.023

Requires, rather than permits, the Director of ODODD to establish an Employment First Task Force to improve the coordination of the state's efforts to address the needs of individuals with developmental disabilities who seek community employment.

Removes the sunset provisions that would, on January 1, 2020, eliminate the Task Force.

Fiscal effect: None, the Task Force is already established.

R.C. 5123.023

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

R.C. 5123.023

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

R.C. 5123.023

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

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DDDCD24 Interagency Workgroup on Autism

R.C. 5123.0419

Requires, rather than permits, the Director of ODODD to establish an Interagency Workgroup on Autism to improve the coordination of the state's efforts to address the service needs of individuals with autism spectrum disorders.

Fiscal effect: None, the Interagency Workgroup is already established.

R.C. 5123.0419

Same as the Executive.

Fiscal effect: Same as the Executive.

R.C. 5123.0419

Same as the Executive.

Fiscal effect: Same as the Executive.

R.C. 5123.0419

Same as the Executive.

Fiscal effect: Same as the Executive.

DDDCD21 Reimbursement for workgroup members' travel expenses

R.C. 5123.0424

Permits the Director of ODODD to provide for reimbursement for travel expenses for a workgroup's official members who represent families or are advocates of individuals with developmental disabilities if certain conditions are met.

Provides that the amount of reimbursement cannot exceed the rates the Director of OBM establishes in rules for the travel expenses of officers, members, employees, and consultants of state agencies.

Fiscal effect: Potential minimal increase for travel expenses.

R.C. 5123.0424

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

R.C. 5123.0424

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

R.C. 5123.0424

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

As Passed by the House

As Passed by the Senate

As Enacted

DDDCD29 Background checks for conditionally employed applicants

R.C. 5123.081

Requires ODODD, or other hiring entity, to request a criminal records check before conditionally employing an applicant.

Fiscal effect: None.

R.C. 5123.081

Same as the Executive.

Fiscal effect: Same as the Executive.

R.C. 5123.081

Same as the Executive.

Fiscal effect: Same as the Executive.

R.C. 5123.081

Same as the Executive.

Fiscal effect: Same as the Executive.

DDDCD27 Citizen's Advisory Council membership

R.C. 5123.092, Section 751.10

Reduces the membership of a citizen's advisory council appointed for an institution under ODODD's control to seven members from 13.

Increases the term of advisory council officers from one to three years. Permits a member to serve as an officer until no longer a council member in place of a provision limiting an officer to serving no more than two consecutive one-year terms.

Designates an institution's managing director as the individual responsible for nominating persons to fill council vacancies.

Eliminates a current law provision that permits a member's removal from the council based on several successive, unexcused absences from council meetings.

R.C. 5123.092, Section 751.10

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

R.C. 5123.092, Section 751.10

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

R.C. 5123.092, Section 751.10

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive	As Passed by the House	As Passed by the Senate	As Enacted
Fiscal effect: Potential minimal decrease in travel reimbursements for fewer members.	Fiscal effect: Same as the Executive.	Fiscal effect: Same as the Executive.	Fiscal effect: Same as the Executive.
DDDCD22 Adjudication orders against supportive living certificates			
R.C. 5123.166, 5123.0414	R.C. 5123.166, 5123.0414	R.C. 5123.166, 5123.0414, 5123.1612	R.C. 5123.166, 5123.0414, 5123.1612
Permits the Director of ODODD, for good cause, to suspend a supported living certificate holder's authority to expand or add supported living services.	Same as the Executive.	Same as the Executive.	Same as the Executive.
Expands the Director of ODODD's authority to issue a summary suspension of a supported living certificate holder's authority to continue to provide supported living if there is a (1) danger of immediate and serious harm and (2) clear and convincing evidence that the certificate holder engaged in certain conduct.	Same as the Executive.	Replaces the Executive provision with a provision that permits the ODODD Director to issue a summary order suspending a supported living certificate to provide supported living to one or more identified individuals if (1) the certificate holder's noncompliance with one or more requirements of state law or rules causes or presents an immediate danger of causing serious injury, harm, impairment, or death to the individual or individuals and (2) the certificate holder does not remove the conditions that caused or presented those conditions before the order is issued.	Same as the Senate.
Requires that the date of a timely requested hearing regarding the order be within 15 days, but not earlier than 7 days, after the ODODD Director receives the request, unless otherwise agreed to by the Director and certificate holder.	Same as the Executive.	Replaces the Executive provision with a provision that requires that the date of a timely requested hearing be within 30 days if so requested by the certificate holder.	Same as the Senate.
Provides that (1) the order remains in effect, unless reversed on appeal, until a final adjudication order issued by the ODODD	Same as the Executive.	No provision.	No provision.

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As Passed by the House

As Passed by the Senate

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Director becomes effective, (2) the Director must issue the order within 10 days after the hearing is completed, (3) a failure to issue the order within that time results in dissolution of the summary order issued earlier but does not invalidate any subsequent final adjudication order, and (4) a final adjudication order is not subject to suspension by a court during pendency of an appeal.

Requires the ODODD Director (1) to send the certificate holder notice of the order by certified mail not later than 24 hours after issuing the order and (2) to include in the notice the reasons for the order, the citation to the law or rule directly involved, and a statement that the certificate holder will be afforded a hearing if requested in writing within 10 days.

Reduces to 10 (from 15) the maximum number of days the ODODD Director has to approve, modify, or disapprove a referee's or examiner's report and recommendation regarding a hearing on any summary order regarding a supported living certificate, including summary orders suspending a certificate holder's authority to begin to provide supported living or to expand or add supported living services.

No provision.

Same as the Executive.

Same as the Executive.

No provision.

Replaces the Executive provision with a provision that requires the ODODD Director (1) to notify, by telephone, the certificate holder and county DD board of the order immediately after it issued, (2) to provide further notice in writing by electronic or regular mail, and (3) to include in the notices information about the certificate holder's right to request a reconsideration of the order.

No provision.

Provides that the certificate holder may request that the ODODD Director reconsider the order within 24 hours after receiving the telephone notice and requires the Director to issue a decision on the reconsideration within 24 hours

Same as the Senate.

No provision.

Same as the Senate.

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No provision.	No provision.	following the conclusion of the reconsideration. Requires the ODODD Director to lift the order if the Director determines that the certificate holder has removed the conditions that led to the order and the conditions will not recur.	Same as the Senate.
No provision.	No provision.	Requires a county DD board to arrange for an alternative method of providing services to an individual receiving services from the certificate holder until the order is lifted.	Same as the Senate.
Fiscal effect: No direct fiscal impact.	Fiscal effect: Same as the Executive.	Fiscal effect: Same as the Executive.	Fiscal effect: Same as the Executive.

DDDCD26 Information included on ODODD's and county DD boards' websites

R.C. 5123.193	R.C. 5123.193	R.C. 5123.0425, 5126.046, 5126.05	R.C. 5123.193
Requires the Director of ODODD to establish and maintain on ODODD's website a searchable database of vacancies in licensed residential facilities, based on information provided by residential facility operators.	Same as the Executive.	Replaces the Executive provision with a provision that requires ODODD to make available on its website (1) an up-to-date list of providers of ICF/IID services and requires that the list include the number of each ICF/IID's vacancies, which providers are to report to ODODD and (2) ODODD's pamphlet describing all of the items and services covered by Medicaid as ICF/IID and home and community-based services.	Same as the Executive.
No provision.	No provision.	Requires each county DD board to (1) include on its website links to the pages on the ODODD's website regarding home and community-based services, ICF/IID services, non-Medicaid residential services, and non-Medicaid supported living, (2) include ICF/IID services on any list of the types of programs and services	No provision.

Executive	As Passed by the House	As Passed by the Senate	As Enacted
		<p>offered pursuant to the law governing county DD boards and the education of children with disabilities if the board lists the types of such programs and services on its website, and (3) include all ICFs/IID located in the county and contiguous counties on any list of specific providers of programs and services offered pursuant to the law governing county boards and the education of children with disabilities if the county board lists such providers on its website.</p>	
<p>Fiscal effect: Administrative and information technology costs.</p>	<p>Fiscal effect: Same as the Executive.</p>	<p>Fiscal effect: Same as the Executive.</p>	<p>Fiscal effect: Same as the Executive.</p>

DDDCD32 Protection and advocacy system and client assistance program

	R.C. 5123.603		
<p>No provision.</p>	<p>Requires the Senate President and Speaker of the House of Representatives to establish every two years a joint committee to examine whether a new entity should be designated to serve as the state's protection and advocacy system and client assistance program.</p>	<p>No provision.</p>	<p>No provision.</p>
<p>No provision.</p>	<p>Requires the joint committee to submit to the Senate President, Speaker, and Governor a report containing its recommendations every two years.</p>	<p>No provision.</p>	<p>No provision.</p>
	<p>Fiscal effect: Potential increase in administrative costs.</p>		

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As Passed by the House

As Passed by the Senate

As Enacted

DDDCD20 Specialized treatment units for minors

R.C. 5123.691

Permits the managing officer of an institution, with the concurrence of the chief program director, to admit into a specialized treatment unit children ages 10-17 who are in behavior crisis and have serious behavioral challenges.

Requires a child's parent or legal guardian to enter into a memorandum of understanding with the county DD board and ODODD specifying each party's responsibilities and the duration of admission.

Limits the initial duration of admission to 180 days, but permits the child's parent or guardian to petition ODODD to extend admission to a maximum of one year.

Fiscal effect: Potential increase in ICF/IID costs depending on the number of children impacted.

R.C. 5123.691

Same as the Executive.

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

R.C. 5123.691

Same as the Executive.

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

R.C. 5123.691

Same as the Executive.

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

DDDCD43 ICF/IID quality indicators

No provision.

No provision.

No provision.

No provision.

R.C. 5124.15, 5124.24, Section 261.230

Delays the addition of the quality incentive payment to the Medicaid payment rates for ICFs/IID, from July 1, 2020, to July 1, 2021.

Requires the Director of ODODD to establish a workgroup to recommend new quality indicators to be used to determine ICF/IIDs'

R.C. 5124.15, 5124.24, Section 261.230

Same as the Senate.

Same as the Senate.

Executive	As Passed by the House	As Passed by the Senate	As Enacted
No provision.	No provision.	quality incentive payments. Eliminates the current quality indicators and instead requires that new quality indicators be created based on the recommendations made by the workgroup.	Same as the Senate.
No provision.	No provision.	Modifies the formula to be used to determine the relative weight point value used in determining an ICF/IID's quality incentive payment.	Same as the Senate.
No provision.	No provision.	Provides for ICF/IIDs to continue to receive direct support personnel payments when they begin to receive quality incentive payments but at a reduced amount.	Same as the Senate.
DDDCD44 Outlier ICF/IID services Medicaid rate add-on			
No provision.	No provision.	R.C. 5124.26 Permits ODODD to pay an ICF/IID a Medicaid rate add-on for outlier services that the ICF/IID provides.	R.C. 5124.26 Same as the Senate.
No provision.	No provision.	Requires that to be eligible to receive outlier ICF/IID services, an individual must be a Medicaid recipient, be determined to need intensive behavioral support services, and meet any other requirements specified by ODODD.	Same as the Senate.
No provision.	No provision.	Requires ODODD to negotiate the amount of the Medicaid payment rate add-on with the Department of Medicaid.	Same as the Senate.

Executive	As Passed by the House	As Passed by the Senate	As Enacted
		Fiscal effect: Potential increase in costs for outlier services depending on the number of recipients that meet eligibility requirements.	Fiscal effect: Same as the Senate.
DDDCD40 ICF/IID and home and community-based services			
	R.C. 5126.042, 5126.046, 5126.047, conforming changes in 5123.01, 5123.044, 5126.01	R.C. 5126.047, 5123.01, 5123.042, 5123.044, 5126.01, 5126.042, 5126.046	R.C. 5126.047, 5123.01, 5123.044, 5126.01, 5126.042, 5126.046
No provision.	Requires a county DD board to provide to an individual inquiring about residential services information about the different types of residential services including home and community-based services available under a Medicaid waiver administered by ODODD, non Medicaid residential services, and the services of an ICF/IID.	Same as the House, except that (1) the requirement applies when an individual inquires about the programs and services offered under state law governing county DD boards and the education of children with disabilities and (2) a board is not expressly required to provide information about non-Medicaid residential services.	Same as the House, except that a county DD board is not expressly required to provide information about non-Medicaid residential services.
No provision.	Requires a county DD board, when informing an individual about residential services, to (1) provide the individual a written explanation of the residential services, including ICF/IID services, developed by ODODD and (2) inform the individual of a list of residential facilities included on ODODD's website.	Replaces the House provision with a provision that requires a county DD board, when informing an individual about ICF/IID and home and community-based services, to (1) provide the individual a copy of ODODD's written pamphlet describing all of the items and services covered by Medicaid as such services and (2) assist the individual in accessing a list of providers of such services on ODODD's website.	Same as the Senate, except requires a county DD board to assist the individual in accessing the searchable database of vacancies in licensed residential facilities to be included on ODODD's website instead of a list of providers of ICF/IIDs and home and community-based services.
No provision.	No provision.	Requires a county DD board, if an individual expresses interest in ICF/IID services, to provide the individual contact information for all ICFs/IID located in the county and contiguous counties.	Same as the Senate.

Executive	As Passed by the House	As Passed by the Senate	As Enacted
No provision.	Requires a county DD board to inform an individual about alternative services that are available, including the list of providers maintained on ODODD's website, before placing the individual on a waiting list for ODODD-administered home and community-based services.	Replaces the House provision with a provision that requires a county DD board, before placing an individual on a waiting list for home and community-based services, to (1) inform the individual of the option to receive ICF/IID services, (2) direct the individual to the list of ICF/IID providers to be included on ODODD's website, and (3) provide the individual with the contact information for all ICFs/IID located in the county and contiguous counties.	Same as the Senate, except requires a county DD board to direct the individual to the searchable database of vacancies in licensed residential facilities to be included on ODODD's website instead of a list of ICF/IID providers.
No provision.	No provision.	Requires ODODD to adopt rules establishing criteria a county DD board is to use to determine the date an individual who has been assessed as needing such services requests the services.	Same as the Senate.
No provision.	Codifies in state law a federal requirement that individuals with developmental disabilities who are eligible to receive ICF/IID services have the right to receive the services from any willing and qualified provider.	Same as the House.	Same as the House.
No provision.	Requires ODODD to determine whether county boards violate this right.	Same as the House.	Same as the House.
No provision.	Permits individuals with developmental disabilities who are eligible for both ODODD-administered home and community-based services and ICF/IID services to choose which of the services to receive.	Same as the House.	Same as the House.
No provision.	Provides that a county DD board's duty to establish a waiting list for ODODD-administered home and community-based services applies when it determines that available resources are	Same as the House.	Same as the House.

Executive	As Passed by the House	As Passed by the Senate	As Enacted
No provision.	<p>insufficient to enroll all individuals who are assessed as needing them and have requested them.</p> <p>No provision.</p> <p>Fiscal effect: The provision could result in an increase in administrative costs for county DD boards and also might result in additional individuals receiving ICF/IID services.</p>	<p>Provides that ICF/IID services are not residential services.</p> <p>Fiscal effect: Same as the House.</p>	<p>No provision.</p> <p>Fiscal effect: Same as the House.</p>

DDDCD23 County DD board projections and plans

R.C. 5126.054, 5126.053, 5123.046, 5126.056, 5166.22	R.C. 5126.054, 5126.053, 5123.046, 5126.056, 5166.22	R.C. 5126.054, 5126.053, 5123.046, 5126.056, 5166.22	R.C. 5126.054, 5126.053, 5123.046, 5126.056, 5166.22
<p>Requires each county DD board to annually submit to ODODD a five-year projection of revenues and expenditures. Requires ODODD to review each projection and allows ODODD to require a county DD board to submit additional information, permit employees or agents to review documents and other relevant records; submit a revised projection; and complete any other action the Director of ODODD considers necessary.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive, but requires ODODD to require a county DD board to complete any reasonable accounting action the Director considers necessary rather than to complete any other action the Director considers necessary.</p>	<p>Same as the Senate.</p>
<p>Authorizes ODODD to conduct additional reviews to assess a county DD board's fiscal condition. Allows ODODD to issue recommendations to discontinue or correct fiscal practices or budgetary conditions discovered by the additional review and requires</p>	<p>Same as the Executive</p>	<p>Same as the Executive, but requires the superintendent to respond in writing within 90 days.</p>	<p>Same as the Senate.</p>

Executive	As Passed by the House	As Passed by the Senate	As Enacted
<p>the superintendent of a county DD board to respond in writing to any recommendations within the time frame specified by ODODD.</p>			
<p>Allows ODODD to do the following if a county DD board fails to submit a five-year projection on or before the date required: (1) withhold funds, (2) conduct further reviews as necessary to complete the projections at full cost to the county DD board, and (3) revoke the certification of the superintendent or the accreditation of the county DD board.</p>	<p>Same as the Executive</p>	<p>Same as the Executive, but makes the following changes: requires the superintendent to submit an explanation of the circumstances that prevented submission; allows ODODD to grant an extension for the five-year projection if the explanation is sufficient; removes the ability for ODODD to withhold funds or revoke the accreditation of the county board.</p>	<p>Same as the Senate.</p>
<p>Requires each county DD board to develop an annual plan, instead of a three-calendar year plan, and generally limits the information in the annual plan to information regarding waiting lists and home and community-based services.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>
<p>Fiscal effect: Potential administrative and information technology costs.</p>	<p>Fiscal effect: Same as the Executive.</p>	<p>Fiscal effect: Same as the Executive.</p>	<p>Fiscal effect: Same as the Executive.</p>
<p>DDDCD28 Quality assurance reviews</p>			
<p>R.C. 5126.15, 5126.055</p>	<p>R.C. 5126.15, 5126.055</p>	<p>R.C. 5126.15, 5126.055</p>	<p>R.C. 5126.15, 5126.055</p>
<p>Eliminates a requirement that (1) county DD boards' service and support administrators perform quality assurance reviews as a distinct function of service and support administration and (2) a service and support administrator incorporate the results of those reviews into amendments of an individual's service plan.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>
<p>Fiscal effect: None.</p>	<p>Fiscal effect: Same as the Executive.</p>	<p>Fiscal effect: Same as the Executive.</p>	<p>Fiscal effect: Same as the Executive.</p>

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As Passed by the House

As Passed by the Senate

As Enacted

DDDCD25 Annual cost report audits

R.C. 5126.131

Eliminates the requirement that ODODD audit the annual cost reports of all county DD boards and regional councils, and instead gives it discretion to conduct an audit.

No provision.

R.C. 5126.131

Same as the Executive.

No provision.

Fiscal effect: Potential savings.

Fiscal effect: Same as the Executive.

DDDCD42 Franchise permit fees for ICFs/IID

No provision.

No provision.

R.C. 5168.60, 5168.61, 5168.62 (all repealed and new enact), 5168.63, 5168.64, Section 812.10

Increases the rate of the franchise permit fee imposed on ICFs/IID from \$18.02 to \$23.95 for FY 2020 and to \$24.89 for each fiscal year thereafter.

R.C. 5168.60, 5168.61, 5168.62 (all repealed and new enact), 5168.63, 5168.64, Section 812.10

Same as the Senate.

No provision.

No provision.

Provides for the franchise permit fee to be assessed quarterly instead of annually.

Same as the Senate.

No provision.

No provision.

Provides that the franchise permit fee for a quarter to equal the franchise permit fee rate multiplied by the number of the ICF/IID's inpatient days for the quarter.

Same as the Senate.

Fiscal effect: Increase in the franchise fee collected.

Fiscal effect: Same as the Senate.

Executive

As Passed by the House

As Passed by the Senate

As Enacted

DDDCD33 County developmental disabilities funding

	R.C. 5705.091	R.C. 5705.091, 5705.322	R.C. 5705.091, 5705.322
No provision.	Allows county DD boards to request that the board of county commissioners establish a County Developmental Disabilities Medicaid Reserve Fund, which may be used for providing services to individuals with developmental disabilities, or to ensure the availability of adequate funds in the event a county property tax levy for developmental disabilities services fails.	Replaces the House provision with a provision that does the following: (1) establishes a limit on the balance that may be held in a county DD board's reserve balance account; and (2) specifies that any balance in a county DD board's reserve balance account or capital improvements account that does not exceed statutory limits cannot be considered by a county budget commission when determining whether to reduce the amount of taxes that a county may levy on the board's behalf.	Same as the Senate.
No provision.	No provision.	Requires that, when a county budget commission is determining whether to reduce the amount of taxes that a county may levy on behalf of a county board of developmental disabilities, the commission must take into account the board's 5-year projection of revenues and expenditures. Requires notice and a hearing before the commission may make such a reduction.	Same as the Senate.
	Fiscal effect: Potential increase in revenues for county DD boards if they request the establishment of such a fund. Potential diversion of other county funds to this fund.	Fiscal effect: Limits the balance that can be held, as well as the amount that can be considered by the county budget commission when determining the taxes levied.	Fiscal effect: Same as the Senate.

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As Passed by the House

As Passed by the Senate

As Enacted

DDDCD36 Special Olympics

No provision.

Section: 261.15
Requires GRF appropriation item 320411, Special Olympics, be distributed to the Special Olympics of Ohio.

Section: 261.15
Same as the House.

Section: 261.15
Same as the House.

DDDCD1 Developmental disabilities facilities lease-rental bond payments

Section: 261.20
Requires ODODD to use GRF appropriation item 320415, Developmental Disabilities Facilities Lease Rental Bond Payments, to meet all payments pursuant to leases and agreements made under state law regarding capital facilities. Specifies that the appropriations in that appropriation item are the source of funds pledged for bond service charges on obligations issued for certain capital facilities.

Section: 261.20
Same as the Executive.

Section: 261.20
Same as the Executive.

Section: 261.20
Same as the Executive.

Executive

As Passed by the House

As Passed by the Senate

As Enacted

DDDCD2 Screening and Early Identification

Section: 261.30

Requires GRF appropriation item 322420, Screening and Early Identification, to be used, at the discretion of ODODD, for professional and program development related to early identification/screening and intervention for children with autism and other complex developmental disabilities and their families.

Section: 261.30

Same as the Executive.

Section: 261.30

Same as the Executive.

Section: 261.30

Same as the Executive.

DDDCD37 Part C Early Intervention

No provision.

Section: 261.35

Earmarks \$750,000 in each fiscal year from GRF appropriation item 322421, Part C Early Intervention, be used to contract with Ohio's sight centers in Cleveland, Cincinnati, and Northwest Ohio to provide early intervention services and family support for children under the age of three with blindness or low vision.

Section: 261.35

Same as the House.

Section: 261.35

Same as the House.

DDDCD3 Family support services subsidy

Section: 261.40

Permits GRF appropriation item 322451, Family Support Services, to be used for the following purposes:

Section: 261.40

Same as the Executive.

Section: 261.40

Same as the Executive.

Section: 261.40

Same as the Executive.

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(1) To provide a subsidy in quarterly installments to county DD boards for family support services provided under section 5126.11 of the Revised Code according to a formula developed by the ODODD Director in consultation with representatives of county DD boards; and	(1) Same as the Executive.	(1) Same as the Executive.	(1) Same as the Executive.
(2) To distribute funds to county DD boards for the purpose of addressing economic hardships and to promote efficiency of operations.	(2) Same as the Executive.	(2) Same as the Executive.	(2) Same as the Executive.
Specifies that a county DD board is not to use more than 7% of its subsidy for administrative costs.	Same as the Executive.	Same as the Executive.	Same as the Executive.
DDDCD41 Best Buddies Ohio			
No provision.	<p>Section: 261.50 Requires GRF appropriation item 322510, Best Buddies Ohio, to be distributed to the Best Buddies Ohio program to support the delivery and expansion of inclusion services throughout Ohio schools.</p>	<p>Section: 261.50 Same as the House, but replaces "throughout Ohio schools" with "throughout Ohio colleges and communities."</p>	<p>Section: 261.50 Same as the Senate.</p>
DDDCD4 Employment First Initiative			
<p>Section: 261.60 Requires that GRF appropriation item 322508, Employment First Initiative, be used to increase employment opportunities for individuals with DD through the existing Employment First Initiative.</p>	<p>Section: 261.60 Same as the Executive.</p>	<p>Section: 261.60 Same as the Executive.</p>	<p>Section: 261.60 Same as the Executive.</p>

Executive	As Passed by the House	As Passed by the Senate	As Enacted
<p>Requires the ODODD Director in each fiscal year to transfer from GRF appropriation item 322508, to the Opportunities for Ohioans with Disabilities Agency (OOD), an amount agreed upon by the ODODD Director and the OOD Executive Director to support the Employment First Initiative and requires that the transfer be made via an intrastate transfer voucher.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>
<p>Requires OOD to use the funds transferred as state matching funds to obtain available federal grant dollars for vocational rehabilitation services, and requires that any federal match dollars received by OOD be used for the initiative.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>
<p>Requires the ODODD Director and the OOD Executive Director to enter into an interagency agreement that will specify the responsibilities of each agency under the initiative, and specifies that OOD must retain responsibility for eligibility determination, order of selection, plan approval, plan amendment, and release of vendor payments.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>
<p>Requires that the remainder of GRF appropriation item 322508 be used to develop a long term, sustainable system that places individuals with DD in community employment.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>
<p>Fiscal effect: Potential gain in federal vocational rehabilitation (VR) dollars to OOD in each fiscal year depending upon the amount that is transferred to OOD.</p>	<p>Fiscal effect: Same as the Executive.</p>	<p>Fiscal effect: Same as the Executive.</p>	<p>Fiscal effect: Same as the Executive.</p>

Executive

As Passed by the House

As Passed by the Senate

As Enacted

DDDCD5 Community Supports and Rental Assistance

Section: 261.70

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

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

Section: 261.70

Same as the Executive.

Same as the Executive.

Section: 261.70

Same as the Executive.

Same as the Executive.

Section: 261.70

Same as the Executive.

Same as the Executive.

DDDCD38 Community Program Support

No provision.

Section: 261.75

Requires new GRF appropriation item 322502, Community Program Support, be distributed to the Halom House, Inc.

Section: 261.75

Same as the House.

Section: 261.75

Same as the House.

Executive

As Passed by the House

As Passed by the Senate

As Enacted

DDDCD6 Medicaid Services

Section: 261.80

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

Section: 261.80

Same as the Executive.

Section: 261.80

Same as the Executive.

Section: 261.80

Same as the Executive.

DDDCD7 Operating and Services

Section: 261.90

Requires \$100,000 in each fiscal year in DPF Fund 5GE0 appropriation item 320606, Central Office Operating Expenses, be provided to the Ohio Center for Autism and Low Incidence to establish a lifespan autism hub to support families and professionals.

Section: 261.90

Same as the Executive.

Section: 261.90

Same as the Executive.

Section: 261.90

Same as the Executive.

DDDCD8 Nonfederal match for active treatment services

Section: 261.100

Requires that any funds received by ODODD from county DD boards for active treatment be deposited into the Developmental Disabilities Operating Fund (Fund 4890).

Section: 261.100

Same as the Executive.

Section: 261.100

Same as the Executive.

Section: 261.100

Same as the Executive.

Executive

As Passed by the House

As Passed by the Senate

As Enacted

DDDCD9 System Transformation Supports

Section: 261.110

Allows the ODODD Director to use DPF Fund 5QMO appropriation item 320607, System Transformation Supports, to:

(1) Purchase residential facility beds in order to reduce the number of beds certified for participation in Medicaid as ICF/IID beds; and

(2) Fund other system transformation initiatives identified by the ODODD Director.

Section: 261.110

Same as the Executive, but makes the following changes:

(1) No provision.

(2) Same as the Executive, but removes the word "other."

Section: 261.110

Same as the House.

(1) No provision.

(2) Same as the House.

Section: 261.110

Same as the House.

(1) No provision.

(2) Same as the House.

DDDCD10 Reduction of certified residential facility beds

Section: 261.111

Allows the ODODD Director to purchase one or more residential facility beds for the purpose of reducing the number of beds that are certified for participation in Medicaid as ICF/IID beds.

No provision.

No provision.

No provision.

Requires the ODODD Director to establish priorities for the purchase of beds which may include beds in a building in which a nursing facility is also located and beds located in a residential facility that has a licensed capacity of 16 or more beds.

No provision.

No provision.

No provision.

Requires the purchase price of a bed to be the price the Director determines is reasonable based on the established priorities.

No provision.

No provision.

No provision.

Executive	As Passed by the House	As Passed by the Senate	As Enacted
Provides that the purchase does not have to be done by competitive selection.	No provision.	No provision.	No provision.
DDDCD11 Community Social Service Programs			
Section: 261.120	Section: 261.120	Section: 261.120	Section: 261.120
Allows a portion of FED Fund 3250 appropriation item 322612, Community Social Service Programs, to be used by the Early Intervention Services Advisory Council for the following purposes, in addition to other necessary and allowed uses of funds:	Same as the Executive.	Same as the Executive.	Same as the Executive.
(1) Conduct forums and hearings;	(1) Same as the Executive.	(1) Same as the Executive.	(1) Same as the Executive.
(2) Reimburse council members for reasonable and necessary expenses, including child care expenses for parent representatives, for attending council meetings and performing council duties;	(2) Same as the Executive.	(2) Same as the Executive.	(2) Same as the Executive.
(3) Pay compensation to a council member if the member is not employed or must forfeit wages from other employment when performing official council business;	(3) Same as the Executive.	(3) Same as the Executive.	(3) Same as the Executive.
(4) Hire staff; and	(4) Same as the Executive.	(4) Same as the Executive.	(4) Same as the Executive.
(5) Obtain the services of professional, technical, and clerical personnel as necessary to carry out the performance of its lawful functions.	(5) Same as the Executive.	(5) Same as the Executive.	(5) Same as the Executive.

Executive

As Passed by the House

As Passed by the Senate

As Enacted

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

Same as the Executive.

Same as the Executive.

Same as the Executive.

DDDCD12 County board share of waiver services

Section: 261.130

Requires the ODODD Director to establish a methodology to be used in FY 2020 and FY 2021 to estimate the quarterly amount each county DD board is to pay of the nonfederal share of home and community-based services for which the county board is responsible.

Section: 261.130

Same as the Executive.

Section: 261.130

Same as the Executive.

Section: 261.130

Same as the Executive.

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

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

As Passed by the House

As Passed by the Senate

As Enacted

DDDCD13 Withholding of funds owed ODODD

Section: 261.140

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

Section: 261.140

Same as the Executive.

Section: 261.140

Same as the Executive.

Section: 261.140

Same as the Executive.

DDDCD14 Developmental center services

Section: 261.150

Permits a developmental center to provide services to persons with developmental disabilities who live in the community or to providers of services to such persons and authorizes ODODD to develop a methodology for recovering all costs associated with provision of these services.

Section: 261.150

Same as the Executive.

Section: 261.150

Same as the Executive.

Section: 261.150

Same as the Executive.

Executive

As Passed by the House

As Passed by the Senate

As Enacted

DDDCD15 ODODD innovative pilot projects

Section: 261.160

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

No provision.

Section: 261.160

Same as the Executive.

Section: 261.160

Same as the Executive.

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

No provision.

Same as the Executive.

Same as the Executive.

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

No provision.

Same as the Executive.

Same as the Executive.

Executive

As Passed by the House

As Passed by the Senate

As Enacted

DDDCD16 Nonfederal share of ICF/IID services

Section: 261.200

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

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

Section: 261.200

Same as the Executive.

Same as the Executive.

Section: 261.200

Same as the Executive.

Same as the Executive.

Section: 261.200

Same as the Executive.

Same as the Executive.

Executive

As Passed by the House

As Passed by the Senate

As Enacted

DDDCD17 Payment rates for homemaker/personal care services

Section: 261.210

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

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

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

Section: 261.210

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

Section: 261.210

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

Section: 261.210

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

As Passed by the House

As Passed by the Senate

As Enacted

DDDCD39 **VETOED Direct support professional rate increase**

No provision.

Section: 261.220

Requires the Medicaid rate for homemaker/personal care services provided between January 1, 2020 and July 1, 2021, by direct support professionals under a ODODD-administered Medicaid waiver to be \$13 per hour.

Fiscal effect: In the As Introduced version of the bill, appropriations supported a pay increase from \$11.12 to \$11.75 per hour beginning on January 1, 2020 and another pay increase to \$12.38 beginning on January 1, 2021. To support the change in the pay rate to \$13 per hour beginning on January 1, 2020, appropriations have been increased as follows: GRF appropriation item 653407, Medicaid Services, by \$21.2 million in FY 2020 and \$31.8 million in FY 2021 and FED Fund 3A40 appropriation item 653654, Medicaid Services, by \$36.3 million in FY 2020 and \$54.2 million in FY 2021.

Section: 261.220

[**VETOED: Replaces the House provision with one that sets the hourly Medicaid rate for homemaker/personal care services provided under an ODODD-administered waiver at \$12.82 for the second half of FY 2020 and the first half of FY 2021 and at \$13.23 for the second half of FY 2021.**]

Fiscal effect: Same as the House, but decreases GRF line item 653407, by \$3.1 million in FY 2020 and increases it by an additional \$850,000 in FY 2021 and decreases FED line item 653654 by \$5.3 million in FY 2020 and increases it by an additional \$1.3 million in FY 2021 to account for the Senate changes.

Section: 261.220

Same as the Senate.

Fiscal effect: Same as the Senate.

Executive

As Passed by the House

As Passed by the Senate

As Enacted

DDDCD31 Adult day support and nonmedical transportation workgroup

No provision.	Section: 261.230 Requires the Director of ODODD to establish a workgroup regarding adult day support and nonmedical transportation services provided under the Medicaid waivers administered by ODODD.	No provision.	No provision.
No provision.	Requires the workgroup to recommend changes to the payment system for the services.	No provision.	No provision.
No provision.	Prohibits ODODD from implementing payment changes until the workgroup submits its report.	No provision.	No provision.
Fiscal effect: Potential minimal increase in administrative costs.			

DDDCD30 Medicaid rates for ICF/IID services under an older formula

Sections: 601.03, 601.04, 601.05 Amends Section 261.168 of H.B. 49 of the 132nd G.A. to do the following: (1) Provide that the mean FY 2020 and FY 2021 Medicaid rates for ICFs/IID in peer groups 1-B and 2-B as determined under an older formula after certain modifications are made cannot exceed \$290.10.	Sections: 601.03, 601.04, 601.05 Same as the Executive. (1) Same as the Executive.	Sections: 601.03, 601.04, 601.05 Same as the Executive. (1) Same as the Executive.	Sections: 601.03, 601.04, 601.05 Same as the Executive. (1) Same as the Executive.
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Executive	As Passed by the House	As Passed by the Senate	As Enacted
<p>(2) Require ODODD to reduce the FY 2020 and FY 2021 Medicaid rates for ICFs/IID in peer groups 1-B and 2-B as determined under an older formula if the federal government requires that the ICF/IID franchise permit fee be reduced or eliminated.</p>	<p>(2) Same as the Executive.</p>	<p>(2) Same as the Executive.</p>	<p>(2) Same as the Executive.</p>
<p>Fiscal effect: This provision continues the current average per diem for ICFs/IID receiving payments under the old formula. A new ICF/IID formula was established in the last G.A., but the law allowed for the old reimbursement method with some modifications to be operated until July 1, 2021, so providers could receive payments under whichever method resulted in a higher payment. According to ODODD, few providers are reimbursed under the old formula.</p>	<p>Fiscal effect: Same as the Executive.</p>	<p>Fiscal effect: Same as the Executive.</p>	<p>Fiscal effect: Same as the Executive.</p>

Executive

As Passed by the House

As Passed by the Senate

As Enacted

REPCD4 Health and Human Services Efficiencies and Alignment Study Committee

Section: 751.20

No provision.

Establishes the Health and Human Services Efficiencies and Alignment Study Committee to examine the alignment and administrative efficiencies within the state's health and human services agencies.

No provision.

No provision.

No provision.

Specifies that the Committee's membership include four legislative members (the chairs of the House Finance Subcommittee on Health and Human Services, the House Aging and Long Term Care Committee, the Senate Finance Subcommittee on Health and Medicaid, and Senate Health, Human Services and Medicaid Committee). Includes among the Committee membership directors or their designees from the following agencies: MCD, DOH, JFS, DDD, MHA, AGE, and offices within GOV (Recovery Ohio, Governor's Office of Children's Initiatives, and Innovate Ohio).

No provision.

No provision.

No provision.

Requires the Committee to produce a report of its recommendations regarding costs, benefits, and policies by December 31, 2020. Specifies that the Committee ceases to exist after submitting its report.

No provision.

No provision.

Fiscal effect: Participating agencies might incur some small cost for conducting the review and preparing the report.

Executive	As Passed by the House	As Passed by the Senate	As Enacted
JCRCD4 Agency rule review for regulatory restrictions			
No provision.	No provision.	<p>Section: 121.95 Requires certain agencies to identify which of their rules contain regulatory restrictions and to produce an inventory of regulatory restrictions before December 31, 2019.</p>	<p>Section: 121.95 Same as the Senate.</p>
No provision.	No provision.	<p>Requires these agencies to post the inventory on their websites and transmit copies to JCARR. Requires JCARR to review the inventory and transmit it to the House Speaker and Senate President.</p>	<p>Same as the Senate.</p>
No provision.	No provision.	<p>Prohibits these agencies, during FYs 2020, 2021, 2022, and 2023, from adopting a new regulatory restriction unless they simultaneously remove two or more existing regulatory restrictions.</p> <p>Fiscal effect: Affected state agencies will incur administrative costs to develop and post the inventory and potentially to revise rules to comply with the limitations on regulatory restrictions. JCARR will incur administrative costs to review the inventories.</p>	<p>Same as the Senate.</p> <p>Fiscal effect: Same as the Senate.</p>