

| Executive | As Passed By House | As Passed By Senate | As Enacted |
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| DDDCD29 County DD boards annual fee for HCBS waiver services | | | |
| No provision. | No provision. | <p>R.C. 5123.0412</p> <p>Permits, rather than requires as under current law, DODD to charge county boards of developmental disabilities an annual fee related to the total value of all Medicaid claims paid for home and community-based services provided to individuals eligible to receive services from the county board.</p> | <p>R.C. 5123.0412</p> <p>Same as the Senate.</p> |
| No provision. | No provision. | <p>Permits DODD to use the fees collected to provide technical and financial support to county boards with respect to the responsibility of county boards to pay the nonfederal share of certain Medicaid services (in addition to other uses permitted by existing law).</p> | Same as the Senate. |
| | | Fiscal effect: None. | Fiscal effect: Same as the Senate. |
| DDDCD19 Interagency Workgroup on Autism | | | |
| R.C. 5123.0419 | R.C. 5123.0419 | R.C. 5123.0419 | R.C. 5123.0419 |
| Designates the entity contracted by ODE to administer programs and services for individuals with autism and low incidence disabilities as the coordinating body for the Interagency Workgroup on Autism. Requires the workgroup to submit an annual report to the DODD Director. Requires the workgroup to meet at least twice per year. | Same as the Executive. | Same as the Executive. | Same as the Executive. |

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| DDDCD16 Obsolete DODD report | | | |
| R.C. 5123.195, (Repealed) | R.C. 5123.195, (Repealed) | R.C. 5123.195, (Repealed) | R.C. 5123.195, (Repealed) |
| Repeals the law requiring DODD to report to the General Assembly at the end of 2003, 2004, and 2005 regarding the implementation of changes to the law governing residential facility licensure. | Same as the Executive. | Same as the Executive. | Same as the Executive. |
| DDDCD20 Developmental Disabilities Council meetings | | | |
| R.C. 5123.35 | R.C. 5123.35 | R.C. 5123.35 | R.C. 5123.35 |
| Eliminates the prerequisite that, for a Developmental Disabilities Council member to attend a council meeting remotely, roll call votes be taken for each vote. | Same as the Executive. | Same as the Executive. | Same as the Executive. |
| Eliminates the Council's duty to establish geographic restrictions for a council member's remote participation. | Same as the Executive. | Same as the Executive. | Same as the Executive. |
| DDDCD27 Ohio P&A system | | | |
| No provision. | No provision. | R.C. 5123.60, 5123.601, 5123.603 | R.C. 5123.60, 5123.601, 5123.603 |
| No provision. | No provision. | Requires the entity designated as the Ohio Protection and Advocacy (P&A) System to adopt a policy that acknowledges and supports the right of individuals serviced by the system to reside in and receive services from an ICF/IID. | Same as the Senate. |
| No provision. | No provision. | Specifies that the authority of the entity serving as the state P&A system cannot exceed the authority granted to an entity designated as a state P&A system specified in federal law. | Same as the Senate. |

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| No provision. | No provision. | Eliminates a requirement that the Senate President and House Speaker establish a joint committee to examine the activities of the P&A system and client assistance program every two years, and instead permanently establishes this joint committee. | Same as the Senate. |
| | | Fiscal effect: None. | Fiscal effect: Same as the Senate. |
| DDDCD25 Supported decision-making agreements for adults with developmental disabilities | | | |
| | | R.C. 5123.68, 5123.681, 5123.682, 5123.683, 5123.684, 5123.685 | R.C. 5123.68, 5123.681, 5123.682, 5123.683, 5123.684, 5123.685 |
| No provision. | Permits probate courts to consider supported decision-making as a less restrictive alternative to guardianship for adults with developmental disabilities when evidence of a supported decision-making agreement is presented to the court. | No provision. | Same as the Senate. |
| No provision. | Creates a presumption of competence and capacity for adults with developmental disabilities, unless deemed incompetent by a court. | No provision. | Same as the Senate. |
| No provision. | Establishes formal and informal supported decision-making options for adults with developmental disabilities and their supporters. | No provision. | Same as the Senate. |
| No provision. | Requires the Department of Developmental Disabilities to create a model-supported decision-making agreement form. | No provision. | Same as the Senate. |
| | | Fiscal effect: Minimal. | |

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| <p>DDDCD21 ICF/IID Medicaid day payment rate peer group</p> <p>R.C. 5124.01</p> <p>Creates a new peer group for ICF/IID Medicaid day payment rate determinations that consists of any ICF/IID that has: (1) a Medicaid certified capacity not exceeding six, (2) a contract that allows DODD to approve all new admissions, (3) agreed to the established payment methodology, and (4) has an approved best practices protocol for providing services to youth up to age 21 in need of intensive behavior support services.</p> <p>Fiscal effect: Any increased costs will depend on the amount of time needed for providers to bring facilities on line and the number of youth needing services and the complexity of their needs.</p> | <p>R.C. 5124.01</p> <p>Same as the Executive.</p> <p>Fiscal effect: Same as the Executive.</p> | <p>R.C. 5124.01</p> <p>Same as the Executive.</p> <p>Fiscal effect: Same as the Executive.</p> | <p>R.C. 5124.01</p> <p>Same as the Executive.</p> <p>Fiscal effect: Same as the Executive.</p> |
| <p>DDDCD22 **PARTIALLY VETOED** ICF/IID payment rate</p> <p>R.C. 5124.15</p> <p>No provision.</p> | <p>R.C. 5124.15, Section 261.75</p> <p>Earmarks \$42,990,146 in FY 2024 and by \$145,076,944 in FY 2025 from GRF ALI 653407, Medicaid Services, and \$76,426,925 in FY 2024 and \$257,914,568 in FY 2025 from Fund 5A40 ALI 653654, Medicaid Services, to be used to increase provider payment rates. [***VETOED: Specifies rates of \$17 an hour in FY 2024 beginning on January 1, 2024, and \$18 an hour in FY 2025 for certain direct care services under the home and community-based waivers administered by DODD. ***] (See also MCD67)</p> | <p>R.C. 5124.15, Section 261.75</p> <p>Same as the House.</p> | <p>R.C. 5124.15, Section 261.75</p> <p>Same as the House.</p> |

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| <p>Increases the per Medicaid day rate for ICFs/IID by adding a professional workforce development payment equal to 6.5% of an ICF/IID's desk-reviewed, actual, allowable costs.</p> <p>Fiscal effect: Depends on future cost reports. DODD projects a potential annual increase of \$25 million (all funds) on top of the payment rate.</p> | <p>Same as the Executive, but changes to 13.55% in FY 2024 and 20.81% in FY 2025.</p> <p>Fiscal effect: Increases the appropriations for ALIs 653407 and 653654 by the same amounts to fund the rate increase earmarks.</p> | <p>Same as the House.</p> <p>Fiscal effect: Same as the House.</p> | <p>Same as the House.</p> <p>Fiscal effect: Same as the House.</p> |
| <p>DDDCD15 Recoupment for ICF/IID downsizing delay</p> | | | |
| <p>R.C. 5124.45, Repealed: 5124.39</p> <p>Repeals law generally requiring DODD to recoup payments from an ICF/IID that received approval to downsize but failed to do so by July 1, 2018, under a program that no longer exists.</p> | <p>R.C. 5124.45, Repealed: 5124.39</p> <p>Same as the Executive.</p> | <p>R.C. 5124.45, Repealed: 5124.39</p> <p>Same as the Executive.</p> | <p>R.C. 5124.45, Repealed: 5124.39</p> <p>Same as the Executive.</p> |
| <p>DDDCD23 Number of ICF/IID residents in same sleeping room</p> | | | |
| <p>No provision.</p> | <p>R.C. 5124.70</p> <p>Exempts from the limitation that no more than two residents reside in the same sleeping room ICF/IIDs that have specified bed capacities in counties with specified populations.</p> <p>Fiscal effect: None.</p> | <p>R.C. 5124.70</p> <p>Same as the House.</p> <p>Fiscal effect: Same as the House.</p> | <p>R.C. 5124.70</p> <p>Same as the House.</p> <p>Fiscal effect: Same as the House.</p> |

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| <p>DDDCD17 County DD board membership</p> <p>R.C. 5126.022</p> <p>Requires each county board of developmental disabilities to include at least one individual eligible to receive services provided by the board, in addition to two other such individuals or immediate family members of such individuals.</p> <p>Fiscal effect: None.</p> | <p>R.C. 5126.022</p> <p>Same as the Executive, but (1) permits a board of county commissioners to appoint another individual if it is unable to appoint to the county DD board at least one individual who is eligible to receive services from the county DD board and requires the county board to provide an explanation to the county DD board why appointment of an eligible individual was not possible; and (2) permits a senior probate judge to appoint an individual who is eligible to receive services, and provides that if the senior judge appoints an eligible individual, that appointment satisfies the Executive version's requirement that the board of county commissioners appoint an eligible individual to the county DD board.</p> <p>Fiscal effect: None.</p> | <p>R.C. 5126.021, 5126.022 (repealed effective July 1, 2025), Section 105.20</p> <p>Replaces the House provision with one, that beginning on July 1, 2025, does all of the following: (1) requires an appointing authority, when appointing members of a county board of developmental disabilities, to place emphasis on specified criteria for making appointments; (2) requires a board of county commissioners to appoint at least one individual with developmental disabilities and one individual who is a family member of such an individual to serve on a county board; (3) requires a senior probate judge to appoint at least one individual with developmental disabilities or an individual who is a family member of an individual eligible for residential services or supported living and specifies that a judge's appointment of an individual with a developmental disability satisfies a board of county commissioners' requirement to make such an appointment; and (4) specifies that an appointing authority's unfulfilled vacancy does not prohibit it from filling other vacancies on a county board.</p> <p>Fiscal effect: None.</p> | <p>R.C. 5126.021, 5126.022 (repealed effective July 1, 2025), Section 105.20</p> <p>Same as the Senate.</p> <p>Fiscal effect: Same as the Senate.</p> |

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| DDDCD31 County DD board remote meetings | | | |
| No provision. | No provision. | <p>R.C. 5126.0223</p> <p>Permits county DD boards to establish policies that allow board members to attend meetings of the county board via electronic communication. If a county board adopts such a policy, requires the policy to meet specified requirements. Specifies that a board member who attends a meeting via means of electronic communication is considered present at the meeting, is counted for purposes of establishing a quorum, and may vote at the meeting.</p> | <p>R.C. 5126.0223</p> <p>Same as the Senate.</p> |
| DDDCD1 Special Olympics | | | |
| <p>Section: 261.20</p> <p>Requires GRF ALI 320411, Special Olympics, be distributed to the Special Olympics of Ohio.</p> | <p>Section: 261.20</p> <p>Same as the Executive.</p> | <p>Section: 261.20</p> <p>Same as the Executive.</p> | <p>Section: 261.20</p> <p>Same as the Executive.</p> |
| DDDCD2 Developmental Disabilities Facilities Lease-Rental Bond Payments | | | |
| <p>Section: 261.30</p> <p>Requires DODD to use GRF ALI 320415, Developmental Disabilities Facilities Lease Rental Bond Payments, to meet all payments pursuant to leases and agreements made under state law regarding capital facilities.</p> <p>Specifies that these appropriations are the source of funds pledged for bond service charges on obligations issued for certain capital facilities.</p> | <p>Section: 261.30</p> <p>Same as the Executive.</p> <p>Same as the Executive.</p> | <p>Section: 261.30</p> <p>Same as the Executive.</p> <p>Same as the Executive.</p> | <p>Section: 261.30</p> <p>Same as the Executive.</p> <p>Same as the Executive.</p> |

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| DDDCD3 Multi-System Youth | | | |
| Section: 261.40 | Section: 261.40 | Section: 261.40 | Section: 261.40 |
| Permits a portion of GRF ALI 322422, Multi-System Youth, to be used to provide a subsidy to eligible county DD boards for the provision of respite services and other services and supports for youth with complex or multi-system needs. | Same as the Executive. | Same as the Executive. | Same as the Executive. |
| Requires that the DODD Director establish the total amount available for the subsidy, a formula for distributing the subsidy, and the eligibility requirements that must be satisfied to receive the subsidy. | Same as the Executive. | Same as the Executive. | Same as the Executive. |
| Earmarks up to \$1,000,000 in each fiscal year in GRF ALI 322422, Multi-System Youth, to be provided to OhioMHAS to assist in the support of the Child and Adolescent Behavioral Health Center of Excellence at Case Western Reserve University. | Same as the Executive. | Same as the Executive. | Same as the Executive. |
| DDDCD4 Technology First Initiative | | | |
| Section: 261.45 | Section: 261.45 | | Section: 261.45 |
| Permits a portion of GRF ALI 322423, Technology First Initiative, be used to increase access and utilization of innovative technology for people with developmental disabilities. | Same as the Executive. | No provision. | Same as the Executive. |

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| DDDCD5 Employment First Initiative | | | |
| Section: 261.50 | Section: 261.50 | Section: 261.50 | Section: 261.50 |
| Requires that GRF ALI 322508, Employment First Initiative, be used to increase employment opportunities for individuals with developmental disabilities through the existing Employment First Initiative. | Same as the Executive. | Same as the Executive. | Same as the Executive. |
| Requires the DODD Director in each fiscal year to transfer from GRF ALI 322508, to the Opportunities for Ohioans with Disabilities Agency (OOD), an amount agreed upon by the DODD Director and the OOD Executive Director to support the Employment First Initiative and requires that the transfer be made via an intrastate transfer voucher. | Same as the Executive. | Same as the Executive. | Same as the Executive. |
| 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. | Same as the Executive. | Same as the Executive. | Same as the Executive. |
| Requires the DODD 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. | Same as the Executive. | Same as the Executive. | Same as the Executive. |

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| <p>Requires that the remainder of GRF ALI 322508 be used to develop a long term, sustainable system that places individuals with developmental disabilities 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> |
| <p>DDDCD6 Community Supports and Rental Assistance</p> | | | |
| <p>Section: 261.60</p> | <p>Section: 261.60</p> | <p>Section: 261.60</p> | <p>Section: 261.60</p> |
| <p>Allows the DODD Director to use GRF ALI 322509, Community Supports and Rental Assistance, to provide funding to county DD boards for rental assistance to people with developmental disabilities receiving home and community-based services and to people with developmental disabilities who enroll in a Medicaid waiver component providing home and community-based services after receiving preadmission counseling.</p> | <p>Same as the Executive.</p> | <p>Same as the Executive.</p> | <p>Same as the Executive.</p> |
| <p>Requires the DODD Director to establish a methodology for determining the amount and distribution of the funding to county DD boards for rental assistance.</p> | <p>Same as the Executive.</p> | <p>Same as the Executive.</p> | <p>Same as the Executive.</p> |

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| No provision. | No provision. | Earmarks \$200,000 in each fiscal year from GRF ALI 332509 for distribution to the Friendship Circle of Cleveland to provide family support services and respite care for children with disabilities and their families. | Same as the Senate. |
| DDDCD24 Best Buddies Ohio | | | |
| No provision. | <p>Section: 261.65</p> <p>Requires GRF ALI 322510, Best Buddies Ohio, to be used in support of the Best Buddies Ohio program.</p> | No provision. (See JFSCD42) | <p>Section: 261.65</p> <p>Same as the Senate.</p> |
| DDDCD7 Medicaid Services | | | |
| Section: 261.70 | Section: 261.70 | Section: 261.70 | Section: 261.70 |
| Requires GRF ALI 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 DODD Director. | Same as the Executive. | Same as the Executive. | Same as the Executive. |
| DDDCD8 Central Office Operating Expenses | | | |
| Section: 261.80 | Section: 261.80 | Section: 261.80 | Section: 261.80 |
| Earmarks \$100,000 in each fiscal year in Fund 5GE0 ALI 322606, Central Office Operating Expenses, to be provided to the Ohio Center for Autism and Low Incidence to establish a lifespan autism hub to support families and professionals. | Same as the Executive. | Same as the Executive. | Same as the Executive. |

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| DDDCD9 County board share of waiver services | | | |
| Section: 261.100 | Section: 261.100 | Section: 261.100 | Section: 261.100 |
| Requires the DODD Director to establish a methodology to be used in FY 2024 and FY 2025 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. | Same as the Executive. | Same as the Executive. | Same as the Executive. |
| Requires the DODD 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. |
| Fiscal effect: Potential administrative costs to establish the methodology. | Fiscal effect: Same as the Executive. | Fiscal effect: Same as the Executive. | Fiscal effect: Same as the Executive. |
| DDDCD10 Withholding of funds owed the Department | | | |
| Section: 261.110 | Section: 261.110 | Section: 261.110 | Section: 261.110 |
| Permits DODD to withhold any amount due to a county DD board if the county DD board does not fully pay any amount owed to DODD by the due date established by DODD. Allows the DODD Director to transfer cash to any other fund used by DODD in an amount equal to the amount owed to DODD that the county DD board did not pay. Requires that these transfers be made using an intrastate transfer voucher. | Same as the Executive. | Same as the Executive. | Same as the Executive. |
| Fiscal effect: Any impact will depend on how much county DD boards do not pay in full amounts owed. | Fiscal effect: Same as the Executive. | Fiscal effect: Same as the Executive. | Fiscal effect: Same as the Executive. |

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| <p>DDDCD11 DODD innovative pilot projects</p> <p>Section: 261.120</p> <p>Permits the DODD Director to authorize the continuation or implementation of innovative pilot projects that are likely to assist in promoting the objectives of state law governing DODD and county DD boards.</p> <p>Requires the DODD 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.</p> <p>Prohibits the DODD Director from authorizing 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.</p> <p>Fiscal effect: None.</p> | <p>Section: 261.120</p> <p>Same as the Executive.</p> <p>Same as the Executive.</p> <p>Same as the Executive.</p> <p>Fiscal effect: Same as the Executive.</p> | <p>Section: 261.120</p> <p>Same as the Executive.</p> <p>Same as the Executive.</p> <p>Same as the Executive.</p> <p>Fiscal effect: Same as the Executive.</p> | <p>Section: 261.120</p> <p>Same as the Executive.</p> <p>Same as the Executive.</p> <p>Same as the Executive.</p> <p>Fiscal effect: Same as the Executive.</p> |

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| DDDCD12 Nonfederal share of ICF/IID services | | | |
| Section: 261.130 | Section: 261.130 | Section: 261.130 | Section: 261.130 |
| <p>Requires the DODD Director to pay the nonfederal share of a claim for ICF services using funds otherwise allocated to county DD boards if (1) Medicaid covers the services, (2) the services are provided to a Medicaid recipient who is eligible for the services and who does not occupy a bed in the ICF that used to be included in the Medicaid-certified capacity of another ICF certified before June 1, 2003, (3) the services are provided by an ICF whose Medicaid certification was initiated or supported by a county DD board, and (4) the provider has a valid Medicaid provider agreement for the time the services are provided.</p> | <p>Same as the Executive.</p> | <p>Same as the Executive.</p> | <p>Same as the Executive.</p> |
| <p>Requires the DODD Director to use certain funds from GRF ALI 653407, Medicaid Services, to pay any claims.</p> | <p>Same as the Executive.</p> | <p>Same as the Executive.</p> | <p>Same as the Executive.</p> |
| DDDCD13 Payment rates for homemaker/personal care services provided to qualifying IO enrollees | | | |
| Section: 261.140 | Section: 261.140 | Section: 261.140 | Section: 261.140 |
| <p>Provides that, for the first 12 months of the biennium that homemaker/personal care services are provided to a qualifying Individual Options (IO) Waiver Program enrollee, the Medicaid payment rate for each 15 minutes of services provided to the qualifying enrollee be 52 cents higher than the Medicaid payment rate for each 15 minutes of such services provided to an IO enrollee who is not a qualifying enrollee.</p> | <p>Same as the Executive.</p> | <p>Same as the Executive.</p> | <p>Same as the Executive.</p> |

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| <p>Specifies that portions of GRF ALI 653407, Medicaid Services, and Fund 3A40 ALI 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.</p> <p>Fiscal effect: The 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.</p> | <p>Same as the Executive.</p> <p>Fiscal effect: Same as the Executive.</p> | <p>Same as the Executive.</p> <p>Fiscal effect: Same as the Executive.</p> | <p>Same as the Executive.</p> <p>Fiscal effect: Same as the Executive.</p> |
| <p>DDDCD14 Competitive wages for direct care workforce of Medicaid services</p> | | | |
| <p>Section: 261.150</p> <p>Requires provider rate increases be used for increased wages and needed workforce supports.</p> <p>Provides that the increased wages and workforce supports are to be funded from the DODD, ODM, and ODA budgets.</p> <p>Fiscal effect: Estimated annual impact of \$375 million (all funds).</p> | <p>Section: 261.150</p> <p>Same as the Executive.</p> <p>Same as the Executive.</p> <p>Fiscal effect: Same as the Executive.</p> | <p>Section: 261.150</p> <p>Same as the Executive.</p> <p>Same as the Executive.</p> <p>Fiscal effect: Same as the Executive.</p> | <p>Section: 261.150</p> <p>Same as the Executive.</p> <p>Same as the Executive.</p> <p>Fiscal effect: Same as the Executive.</p> |

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| DDDCD18 **PARTIALLY VETOED** Direct Support Professional Quarterly Retention Payments Program | | | |
| Section: 261.160 | Section: 261.160 | Section: 261.160 | Section: 261.160 |
| Establishes the Direct Support Professional Quarterly Retention Payments Program to be administered by DODD during FY 2024 and FY 2025. | Same as the Executive. | Same as the Executive, but modifies the duration of the Direct Support Professional Quarterly Retention Payments Program to conclude on December 31, 2023, rather than June 30, 2025. | Same as the Senate. |
| Allows a portion of Fund 5Z10 ALI 653624, County Board Waiver Match, and Fund 3A40 ALI 653654, Medicaid Services, to be used for the program. | Same as the Executive. | Same as the Executive. | Same as the Executive. |
| No provision. | No provision. | Requires DODD, upon conclusion of the program, to use funds to increase the direct care base payment rate [***VETOED: for (1) personal care services and (2) adult day services provided under a Medicaid component administered***] by [***VETOED: DODD***] \$1 per hour over the base payment rates specified in the bill. (See DDDCD22) | Same as the Senate. |
| Fiscal effect: This provision is a continuation of current policy. The fiscal impact depends on waiver service claims paid in each quarter of the fiscal year. | Fiscal effect: Same as the Executive. | Fiscal effect: Same as the Executive, but also increases line items 653624, County Board Waiver Match, and 653654, Medicaid Services, by \$81.8 million in FY 2024 (\$29.5 million nonfederal share) and \$163.6 million in FY 2025 (\$58.9 million nonfederal share) to fund the \$1-per-hour direct care payment rate increase. | Fiscal effect: Same as the Senate. |

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| DDDCD28 Redesignation of state P&A system | No provision. | <p>Section: 751.10 Requests that the Governor redesignate the entity serving as the state P&A system. Fiscal effect: None.</p> | <p>Section: 751.10 Same as the Senate. Fiscal effect: Same as the Senate.</p> |

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| OBMCD12 Eliminate certain reporting requirements | | | |
| R.C. 126.30, 131.02, 153.17, 3333.021, 3333.12, 3333.122, 5123.0412, 5727.28, 5727.42, 5727.91, Repealed: 131.38 | R.C. 126.30, 131.02, 153.17, 3333.021, 3333.12, 3333.122, 5123.0412, 5727.28, 5727.42, 5727.91, Repealed: 131.38 | R.C. 126.30, 131.02, 153.17, 3333.021, 3333.122, 5123.0412, 5727.28, 5727.42, 5727.91, Repealed: 131.38 | R.C. 126.30, 131.02, 153.17, 3333.021, 3333.122, 5123.0412, 5727.28, 5727.42, 5727.91, Repealed: 131.38 |
| Eliminates the following reporting requirements for agencies to submit certain information to OBM: | Same as the Executive. | Same as the Executive, but makes the following change: | Same as the Senate. |
| (1) Interest charges paid related to an agency's purchase or lease of goods or services; | (1) Same as the Executive. | (1) Same as the Executive. | (1) Same as the Executive. |
| (2) Unpaid amounts due to the state that an agency is unable to collect; | (2) Same as the Executive. | (2) Same as the Executive. | (2) Same as the Executive. |
| (3) Information on segregated custodial funds maintained by an agency; | (3) Same as the Executive. | (3) Same as the Executive. | (3) Same as the Executive. |
| (4) Notification, by the owner of a public work, of execution of a takeover contract for the takeover of a defaulted public works contract; | (4) Same as the Executive. | (4) Same as the Executive. | (4) Same as the Executive. |
| (5) Refunds of certain higher education grants provided by ODHE; | (5) Same as the Executive. | (5) No provision. | (5) No provision. |
| (6) Tax refunds to certain entities. | (6) Same as the Executive. | (6) Same as the Executive. | (6) Same as the Executive. |
| (7) Removes OBM from the list of recipients required to receive a fiscal analysis prior to the implementation of any action or adoption of a rule by the ODHE Chancellor expected to have an effect on the revenue or expenditures of any university. | (7) Same as the Executive. | (7) Same as the Executive. | (7) Same as the Executive. |

| Executive | As Passed By House | As Passed By Senate | As Enacted |
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| (8) Removes the requirement that DODD submit an annual report to OBM on the use of the DODD's Administration and Oversight Fund. | (8) Same as the Executive. | (8) Same as the Executive. | (8) Same as the Executive. |
| Fiscal effect: Negligible reduction in statewide agency expenditures due to reduced reporting requirements. | Fiscal effect: Same as the Executive. | Fiscal effect: Same as the Executive. | Fiscal effect: Same as the Executive. |

| Executive | | As Passed By House | | As Passed By Senate | | As Enacted | |
|---|--|----------------------------|--|---|--|----------------------------|--|
| KIDCD1 | Creation of the Department of Children and Youth | | | | | | |
| R.C. | 5180.01, 121.02, 121.03, 121.35, 121.37, 121.40, 3109.15-3109.17, 3109.179, 5101.34-5101.342, 5180.02, Sections 130.10-103.16 and 423.140 | R.C. | 5180.01, 121.02, 121.03, 121.35, 121.37, 121.40, 3109.15-3109.17, 3109.179, 5101.34-5101.342, 5180.02, Sections 130.10-103.16 and 423.140 | R.C. | 5180.01, 121.02, 121.03, 121.35, 121.37, 121.40, 3109.15-3109.17, 3109.179, 5101.34-5101.342, 5180.02, Sections 130.10-103.16 and 423.140 | R.C. | 5180.01, 121.02, 121.03, 121.35, 121.37, 121.40, 3109.15-3109.17, 3109.179, 5101.34-5101.342, 5180.02, Sections 130.10-103.16 and 423.140 |
| Creates DCY on July 1, 2023, to serve as the state's primary children's services agency and establishes the position of DCY Director. | | Same as the Executive. | | Same as the Executive. | | Same as the Executive. | |
| Requires DCY to facilitate and coordinate the delivery of children's services in Ohio. | | Same as the Executive. | | Same as the Executive. | | Same as the Executive. | |
| Addresses the transfer of duties to DCY relating to children's services, including by doing the following: | | Same as the Executive. | | Same as the Executive, but makes the following changes: | | Same as the Senate. | |
| (1) Requiring specified Directors (DCY, ODJFS, ODE, ODH, DODD, ODM, OhioMHAS, and DEV), or their designees, to identify and develop a plan to transfer children's services duties, functions, programs, and staff to DCY by January 1, 2025. | | (1) Same as the Executive. | | (1) Same as the Executive, but refers to DEW instead of ODE (see EDUCD137). | | (1) Same as the Senate. | |
| (2) Transferring to the new DCY 90 days after the bill's effective date responsibilities currently charged to ODJFS regarding the Ohio Family and Children First Cabinet Council, the Children's Trust Fund Board, and the Ohio Commission on Fatherhood. | | (2) Same as the Executive. | | (2) Same as the Executive. | | (2) Same as the Executive. | |
| (3) No provision. | | (3) No provision. | | (3) Requiring the DCY Director to follow rule adoption procedures in the Administrative Procedure Act to adopt administrative rules, unless the law authorizing the rule specifies a different procedure. | | (3) Same as the Senate. | |

| Executive | As Passed By House | As Passed By Senate | As Enacted |
|-------------------|--------------------|---|-------------------------|
| (4) No provision. | (4) No provision. | (4) Requiring the agencies transferring children's services duties to DCY to reduce the number of regulatory restrictions identified by the agencies in their rules related to children's services under prior law by the percentage required in continuing law before January 1, 2025, rather than June 30, 2025, as currently required. | (4) Same as the Senate. |
| (5) No provision. | (5) No provision. | (5) Requiring, beginning when rules related to children's services are transferred to DCY on January 1, 2025, and ending June 30, 2025, DCY to comply with the continuing law regulatory restriction reduction requirements. | (5) Same as the Senate. |
| (6) No provision. | (6) No provision. | (6) Requiring JCARR to include regulatory restrictions in rules transferred to or adopted by DCY, minus any reductions achieved by DCY, when calculating the maximum number of regulatory restrictions permitted in Ohio beginning July 1, 2025. | (6) Same as the Senate. |
| (7) No provision. | (7) No provision. | (7) Prohibiting the directors of agencies transferring children's services related rules to DCY from treating the transfer as a reduction in regulatory restrictions for purposes of satisfying the reduction requirements in continuing law. | (7) Same as the Senate. |

| Executive | As Passed By House | As Passed By Senate | As Enacted |
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| <p>Requires the OBM Director to make budget and accounting changes to implement the transfer of duties, functions, and programs to DCY, including renaming, transferring, creating, and consolidating funds. Allows the OBM Director to also cancel or establish encumbrances and transfer appropriations between impacted agencies as necessary. Appropriates any encumbrances.</p> | <p>Same as the Executive.</p> | <p>Same as the Executive.</p> | <p>Same as the Executive.</p> |
| <p>Fiscal effect: There will be administrative costs to develop a plan to facilitate this transfer. There will also be costs to establish the office (e.g. office space, supplies, etc.). Staff will be transferred from other impacted agencies, so associated personnel costs will instead be reflected in DCY's budget.</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 House | As Passed By Senate | As Enacted |
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| <p>KIDCD14 Community Social Service Programs</p> <p>Section: 423.110</p> <p>Allows a portion of Fund 3250 ALI 830609, Community Social Service Programs, in coordination with DODD, to be used by the Early Intervention Services Advisory Council for the following purposes, in addition to other necessary and allowed uses of funds: (1) conduct forums and hearings; (2) reimburse council members for certain reasonable and necessary expenses; (3) pay compensation to a council member if the member is not employed or must forfeit wages when performing official council business; (4) hire staff; and (5) obtain the services of professional, technical, and clerical personnel as necessary.</p> <p>Specifies that council members must otherwise serve without compensation or reimbursement.</p> | <p>Section: 423.110</p> <p>Same as the Executive.</p> <p>Same as the Executive.</p> | <p>Section: 423.110</p> <p>Same as the Executive.</p> <p>Same as the Executive.</p> | <p>Section: 423.110</p> <p>Same as the Executive.</p> <p>Same as the Executive.</p> |

| Executive | As Passed By House | As Passed By Senate | As Enacted |
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| Early Childhood | | | |
| EDUCD142 Data verification codes for children receiving services using public funds | | | |
| No provision. | No provision. | <p>R.C. 3301.0714, 3301.0723</p> <p>Allows the directors of various state agencies, on behalf of a program that receives public funds and provides services to children younger than compulsory school age, to request child data verification codes for children receiving services from the program.</p> | <p>R.C. 3301.0714, 3301.0723</p> <p>Same as the Senate.</p> |
| No provision. | No provision. | <p>Requires the independent contractor under contract with DEW to create and maintain student data verification codes for school districts to assign codes to children receiving services from the program and to provide the codes to the state agency director who requested them from the contractor on the program's behalf.</p> | Same as the Senate. |
| No provision. | No provision. | <p>Requires the requesting agency director to provide the codes to the program and requires the program to use them for purposes of submitting information about the children to DEW, but only to the extent permitted by federal law.</p> | Same as the Senate, but makes a technical correction. |
| | | Fiscal effect: Likely minimal. | Fiscal effect: Same as the Senate. |

| Executive | As Passed By House | As Passed By Senate | As Enacted |
|--|---|---|---|
| <p>GOVCD3 Electronic notification, meeting, and data storage law changes</p> | <p>Section: 130.20, 130.21 to 130.28; numerous R.C. sections</p> | <p>Section: 130.20, 130.21 to 130.28; numerous R.C. sections</p> | <p>Section: 130.20, 130.21 to 130.28; numerous R.C. sections</p> |
| <p>Implements a 2020 initiative of the Common Sense Initiative to make changes throughout the Revised Code to partly reflect the advancements in technology related to notifications, meetings, data storage, and certain other government functions. (For more detailed analysis of these changes, please see the Electronic Notification and Meetings section (pages 311-338) of the LSC Bill Analysis for H.B. 33.)</p> | <p>Same as the Executive.</p> | <p>Same as the Executive, with technical changes.</p> | <p>Same as the Senate.</p> |
| <p>Makes specific changes, including removal of obsolete provisions, to facilitate the use of electronic communications, including websites, in the daily operations for the following entities: CAC, COM, DODD, ODE, Ohio EPA, INS, ODJFS, ODPS, PUCO, TAX, ODOT, and ODWIS.</p> | <p>Same as the Executive.</p> | <p>Same as the Executive, with technical changes.</p> | <p>Same as the Senate.</p> |
| <p>Modifies the type of communication media through which a required notice of events or services may be made by generally adding the option of electronic, including email, delivery or mail delivery by a commercial/common carrier and removing the outdated telegraph method for the following entities: CEB, CAC, COM, ODE, Ohio EPA, ODJFS, ODM, ODNR, PUCO, DRC, ODWIS, and municipalities.</p> | <p>Same as the Executive.</p> | <p>Same as the Executive, with technical changes.</p> | <p>Same as the Senate.</p> |

| Executive | As Passed By House | As Passed By Senate | As Enacted |
|---|---|---|--|
| <p>Permits meeting via electronic means, instead of in-person meetings, on specified matters provided that the meetings still allow for interactive public attendance for the following entities: Ohio Advisory Council for the Aging, Internet- or computer-based community schools, school districts or other public schools, ODPS-Register of Motor Vehicles, counties, townships, and municipalities.</p> | <p>Same as the Executive.</p> | <p>Same as the Executive, with technical changes.</p> | <p>Same as the Senate.</p> |
| <p>Permits or requires the establishment of electronic means of submission for such services as licensure, approvals, and other by the following entities: ODNR’s Division of Oil and Gas Resources Management, school districts, ODE, solid waste management districts, and courts of record.</p> | <p>Same as the Executive.</p> | <p>Same as the Executive, with technical changes.</p> | <p>Same as the Senate.</p> |
| <p>Modifies or removes references related to creating or retaining stenographic records of certain proceedings for the following entities: COM, ODNR, ODE, school districts, Ohio EPA, and ODWIS.</p> | <p>Same as the Executive.</p> | <p>Same as the Executive, with technical changes.</p> | <p>Same as the Senate.</p> |
| <p>Fiscal effect: TAX has estimated savings of approximately \$3.4 million per year for the agency. Ohio EPA has estimated annual savings of over \$750,000. Other affected state agencies will also likely realize some administrative cost savings as will affected local governments.</p> | <p>Fiscal effect: Same as the Executive.</p> | <p>Fiscal effect: Same as the Executive.</p> | <p>Fiscal effect: Same as the Senate.</p> |

| Executive | As Passed By House | As Passed By Senate | As Enacted |
|---|--------------------|---|---|
| <u>Nursing Facilities</u> | | | |
| MCD73 ICF/IID bed conversion to OhioRISE | | | |
| No provision. | No provision. | <p>R.C. 5124.75</p> <p>Prohibits an ICF/IID from reserving or converting a portion of its beds from beds that provide ICF/IID services to beds that provide services to individuals enrolled in the OhioRISE program.</p> | <p>R.C. 5124.75</p> <p>Same as the Senate.</p> |
| No provision. | No provision. | <p>States that the prohibition is only effective if the reservation or conversion of a bed would require the ICF/IID operator to discharge or terminate services to a resident occupying that bed.</p> <p>Fiscal effect: Potential fewer beds being available for OhioRISE program participants.</p> | <p>Same as the Senate.</p> <p>Fiscal effect: Same as the Senate.</p> |

Provider Payment Rates

| Executive | As Passed By House | As Passed By Senate | As Enacted |
|--|---|---|---|
| <p>MCD67 **PARTIALLY VETOED** Direct care payment rates</p> | <p>Section: 333.29</p> | <p>Section: 333.29</p> | <p>Section: 333.29</p> |
| <p>No provision.</p> | <p>Earmarks \$47,086,175 in FY 2024 and \$194,924,947 in FY 2025 in GRF ALI 651525, Medicaid Health Care Services, to be used to increase provider wages [***VETOED: to \$17 an hour in FY 2024 beginning on January 1, 2024, and to \$18 an hour in FY 2025***] for certain direct care services and other home and community-based services administered by ODM and ODA. (See also DDDCD22)</p> <p>Fiscal effect: Increases GRF ALI 651525, Medicaid Health Care Services, by the same amount, including a state share of \$16,951,023 in FY 2024 and \$70,172,981 in FY 2025, to fund the earmark and the rate increases.</p> | <p>Same as the House.</p> <p>Fiscal effect: Same as the House.</p> | <p>Same as the House.</p> <p>Fiscal effect: Same as the House.</p> |
| <p>MCD22 Competitive wages for direct care workforce of Medicaid services</p> | <p>Section: 333.230</p> | <p>Section: 333.230</p> | <p>Section: 333.230</p> |
| <p>Requires ODM, in collaboration with ODA and DODD, to use provider rate increase funding included in the bill to ensure workforce stabilities and greater access to care for Medicaid recipients through increased wages and workforce supports.</p> | <p>Same as the Executive.</p> | <p>Same as the Executive.</p> | <p>Same as the Executive.</p> |

| Executive | As Passed By House | As Passed By Senate | As Enacted |
|---|--------------------|--|---|
| MCD79 Report on direct care provider wages | | | |
| No provision. | No provision. | <p>Section: 751.20, 751.21</p> <p>During the fiscal biennium, requires ODM, ODA, and ODODD to jointly submit an annual report outlining the wages paid to direct care staff providing services to enrollees under the Medicaid home and community-based services waivers.</p> | <p>Section: 751.20</p> <p>Same as the Senate.</p> |
| No provision. | No provision. | <p>Establishes the Home and Community-Based Services Direct Care Worker Wages Task Force made up of representatives of enumerated organizations to analyze specified matters relating to HCBS direct care staff and to submit a report to the General Assembly and JMOC of its findings.</p> | No provision. |
| No provision. | No provision. | <p>Specifies that the Task Force ceases to exist after submission of the wage reports and its findings reports.</p> <p>Fiscal effect: Potential administrative costs.</p> | <p>No provision.</p> <p>Fiscal effect: Same as the Senate.</p> |

Appropriation Language

| Executive | As Passed By House | As Passed By Senate | As Enacted |
|--|-------------------------------|---|-------------------------------|
| MCDCD14 Home and community based services appropriations - state | | | |
| Section: 333.150 | Section: 333.150 | Section: 333.150 | Section: 333.150 |
| <p>Permits the OBM Director to authorize additional expenditures in Fund 5HC8 ALLs 651698, MCD Home and Community Based Services, 653698, DDD Home and Community Based Services, 652698, MHA Home and Community Based Services, 655698, JFS Home and Community Based Services, and 656698, AGE Home and Community Based Services, conditional on the additional expenditures being offset by equal expenditure reductions in another of these identified ALLs.</p> | <p>Same as the Executive.</p> | <p>Same as the Executive, but adds DPF ALL 659698, BOR Home and Community Based Services, to the list of line items specified by the Executive.</p> | <p>Same as the Senate.</p> |
| <p>Stipulates that any additional expenditures shall be used in accordance with federal rules and shall comply with ODM's Medicaid state plan approved by the federal government. Appropriates any additional expenditures.</p> | <p>Same as the Executive.</p> | <p>Same as the Executive.</p> | <p>Same as the Executive.</p> |

| Executive | As Passed By House | As Passed By Senate | As Enacted |
|--|-------------------------------|-------------------------------|-------------------------------|
| MCD15 Home and community based services appropriations - federal | | | |
| Section: 333.160 | Section: 333.160 | Section: 333.160 | Section: 333.160 |
| <p>Permits the OBM Director to authorize additional expenditures in Fund 3HC8 ALLs 651699, MCD Home and Community Based Services – Federal, 653699, DDD Home and Community Based Services – Federal, 652699, MHA Home and Community Based Services – Federal, 655699, JFS Home and Community Based Services – Federal, and 656699, AGE Home and Community Based Services – Federal, conditional on the additional expenditures being offset by equal expenditure reductions in another of these identified line items.</p> | <p>Same as the Executive.</p> | <p>Same as the Executive.</p> | <p>Same as the Executive.</p> |
| <p>Stipulates that any additional expenditures be used in accordance with federal rules and comply with ODM's Medicaid state plan approved by the federal government. Appropriates any additional expenditures.</p> | <p>Same as the Executive.</p> | <p>Same as the Executive.</p> | <p>Same as the Executive.</p> |