

Executive

BWCCD13 Employers providing work-based learning program

R.C. 4123.345, 111.15, 119.01

Makes permanent a pilot program currently set to end March 23, 2024, prohibiting the Administrator of Workers' Compensation from charging any amount against an employer's experience for a workers' compensation claim if the employer provides work-based learning experiences for career-technical education program students and the claim is based on a student's injury, occupational disease, or death.

Specifies that rules the Administrator adopts to implement the program are part of the Administrator's ratemaking authority exempt from review by JCARR.

Fiscal effect: Potentially reduces the amount of workers' compensation premiums collected from employers and deposited into the State Insurance Fund.

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AGOCD20 Workers' Compensation Section

Section: 221.20

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

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

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

Executive

GOVCD3 Electronic notification, meeting, and data storage law changes

R.C. 127.15, 173.03, 753.19, 1121.38, 1509.06, 1513.071, 1513.08, 1513.16, 1565.12, 1571.05, 1571.08, 1571.10, 1571.14, 1571.15, 1571.16, 1707.02, 1707.04, 1707.042, 1707.091, 1707.11, 1707.43, 1733.16, 2941.401, 3111.23, 3301.05, 3302.04, 3310.521, 3313.41, 3313.818, 3314.21, 3319.081, 3319.11, 3319.16, 3319.291, 3319.311, 3321.13, 3321.21, 3704.03, 3734.02, 3734.021, 3734.575, 3746.09, 3752.11, 3772.031, 3772.04, 3772.11, 3772.12, 3772.13, 3772.131, 3781.08, 3781.11, 3781.25, 3781.29, 3781.342, 3904.08, 4121.19, 4123.512, 4123.52, 4125.03, 4141.09, 4141.47, 4167.10, 4301.17, 4301.30, 4303.24, 4507.081, 4508.021, 4509.101, 4510.03, 4510.41, 4735.13, 4735.14, 5107.161, 5120.14, 5165.193, 5165.86, 5166.303, 5168.08, 5168.22, 5168.23, 5525.01, 5703.37, 5709.83, 5736.041, 5751.40, 1509.031, 3745.019, Repealed: R.C. 5123.195

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.)

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.

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.

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.

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.

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.

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.

Executive

DRCCD17 Workers' compensation coverage for inmates working under a Federal Prison Industries Enhancement Certification Program

R.C. 4123.543, 5145.163

Eliminates a requirement that inmates participating in the Federal Prison Industries Enhancement Certification Program must be covered by a disability insurance policy to provide benefits for loss of earning capacity due to an injury and for medical treatment of the injury following the inmate's release from prison (For more detailed analysis of these changes, please see the Workers' compensation coverage for certain prison laborers section (pages 301-303) of the LSC Bill Analysis for H.B. 33.).

Makes the inmates "employees" of DRC or the private participant in an enterprise under the program for workers compensation purposes, but for no other purpose.

Allows an inmate who is injured or who contracts an occupational disease arising out of participation in authorized work activity in the program to file a workers' compensation claim while the claimant is in the custody of DRC.

Allows a dependent of an inmate who is killed or dies as the result of an occupational disease contracted in the course of participation in authorized work activity in program to file a workers' compensation claim.

Requires DRC to provide and pay for all medical care rendered to an inmate related to an injury or occupational disease while the inmate is imprisoned.

Allows a claimant to request a review by DRC's chief medical officer, and in the event of an appeal, a medical evaluation from a medical practitioner affiliated within DRC's network of third-party medical contractors or a medical practitioner in a workers' compensation managed care organization located in Franklin County.

Prohibits compensation or benefits under a claim from being paid to a claimant during the period of a claimant's confinement in any correctional institution or county jail (this is consistent with a continuing law prohibition on receiving compensation or benefits while imprisoned) and requires any remaining amount of a claim to be paid to a claimant after the claimant is released from imprisonment.

Allows the BWC Administrator to adopt necessary rules.

Allows DRC to approve a private party to participate in an employer model enterprise.

Fiscal effect: For DRC, (1) potential revenue gain from the utilization of inmate labor to produce goods or render services, and (2) potential expenditure increase to pay inmate wages and related payroll expenses, program operation and management expenses, and medical treatment of injured inmates while imprisoned. For the State Insurance Fund, (1) potential gain in DRC worker's compensation premiums and (2) potential increase to pay compensation and medical benefits to an inmate released from prison who was injured or who contracted an occupational disease arising out of participation in authorized work activity in the program.