

## Executive

**DOHCD31 Prohibit flavored vapor products**

R.C. 2927.02

Prohibits giving away, selling, advertising, displaying, or marketing any "flavored electronic liquid," i.e., a solution containing nicotine that is designed or sold for use with an electronic smoking device and that has a "characterizing flavor" other than the taste or smell of tobacco.

**Fiscal effect: ODH may experience an increase in costs to ensure retailer compliance and investigate any complaints.**

**DOHCD33 Deposit of vital statistics fees by ODH**

R.C. 3109.14

Requires ODH, instead of TOS as under current law, to deposit collected vital statistics fees into the state treasury to the credit of the Children's Trust Fund.

**Fiscal effect: Administrative costs will be realized by ODH instead of TOS.**

**DOHCD23 Registration of vapor product retailers**

R.C. 3701.842, 3701.841, 3701.843, 3701.844

Requires persons engaged in selling vapor products from a place of business in Ohio to annually register with ODH.

Exempts from the registration requirement persons licensed under continuing law (1) in the business of trafficking cigarettes or (2) solely for vapor product distribution.

Requires initial applicants to provide ODH with a completed application form with specified information and to pay (1) a \$200 nonrefundable application fee, and (2) a \$200 annual registration fee for each place of business.

Allows existing certificates of registration to be renewed following payment of a \$200 annual registration fee.

Requires the ODH Director to deny, refuse to renew, suspend, or revoke a certificate of registration under certain circumstances.

Allows the ODH Director to impose a penalty of up to \$1,000 on a person who knowingly sells vapor products at retail without the required registration or who fails to display the registration.

Limits the penalty to \$100 for recently lapsed registrations and allows the ODH Director to waive all or part of a penalty for reasonable cause.

Requires all fees and fines collected in connection with the vapor product retailer registration to be deposited to the Tobacco Use Prevention Fund (Fund 5BX0) to be used for the administration of the program or for tobacco and nicotine prevention or cessation interventions.

**Fiscal effect: ODH will experience an increase in costs to register and regulate vapor product retailers, including upfront development and ongoing costs (ODH estimates \$500,000 in upfront costs in FY 2026). However, the registration fees and penalties established will partially offset these costs in initial years. ODH anticipates the program will eventually become self-sustaining.**

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**Executive****DOHCD30 Bonds - nursing home entering operators****R.C. 3721.026**

Eliminates all references to “other financial security” in the law requiring certain nursing home entering operators to submit evidence to the ODH Director of a bond or other financial security.

**Fiscal effect: None.**

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**DOHCD24 Residential care facility license - continued operation during application period****R.C. 3721.073**

Allows a residential facility or independent living facility that applies for a license to operate as a residential care facility to operate as a residential facility or independent living facility while its application is pending.

Restricts a residential facility or independent living facility from providing care to more than two residents while the application is pending.

**Fiscal effect: Currently, facilities that choose to license all or a portion of their facility as a residential care facility must discharge or move residents during initial licensing and inspection phases. Thus, there could be indirect impacts to state or local entities that pay for these facility services if any moving-related expenses were passed onto the state or local entity or if individuals continue to receive services rather than being discharged.**

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**DOHCD25 Nurse aide eligibility****R.C. 3721.32**

Establishes an alternative condition that an individual may satisfy to be eligible for employment as a nurse aide in a long-term care facility - that the individual has successfully completed both of the following: (1) a training course provided by the U.S. Department of Veterans Affairs (VA) in a VA-operated community living center that the ODH Director determines is similar to an ODH-conducted training and competency evaluation program and (2) an ODH-conducted competency evaluation program.

**Fiscal effect: Minimal.**

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**DOHCD28 Health care real estate investment trusts - hospitals and nursing homes****R.C. 3722.04, 3721.01, 3721.026, 3721.07, 3721.073, 3722.01, 3722.03, 3722.031, 3722.06, 3722.13**

Prohibits all of the following from leasing from a health care real estate investment trust the building or buildings in which a hospital is located or a nursing home is housed: (1) an applicant seeking an initial license to operate a hospital; (2) an applicant seeking an initial license to operate a nursing home; (3) the holder of a license to operate a hospital; (4) the holder of a license to operate a nursing home; (5) in the case of a change in a licensed hospital's owner, an applicant seeking a license to operate the hospital as its entering owner; (6) in the case of a change in a licensed nursing home's operator, an applicant seeking a license to operate the nursing home as its entering operator.

**Fiscal effect: None.**

## Executive

**DOHCD29 Change of owner - hospitals****R.C. 3722.04, 3722.01, 3722.06**

Eliminates current law provisions requiring a hospital's new owner to apply to the ODH Director for a license transfer and replaces them with provisions establishing the following: (1) a process for an entering owner to apply for a license and (2) conditions that must be met before the Director issues the new license, including those requiring the disclosure of certain ownership interests in the hospital (mirrors existing law for nursing home changes of operator).

**Fiscal effect: None.****DOHCD26 Lead abatement tax credit****R.C. 3742.50**

Increases to \$50,000 (from \$10,000) the maximum amount of the tax credit that can be issued by the ODH Director for lead abatement.

**Fiscal effect: May increase the amount of individual tax credits issued. However, current law limiting the total amount of tax credit certificates issued to \$5.0 million in a fiscal year remains unchanged.**

**DOHCD27 Inspection fees - facilities operated by medical practitioners****R.C. 3748.13**

Increases inspection fees for radiation-generating equipment used in facilities operated by medical practitioners or medical-practitioner groups, as follows:

- (1) For a first dental x-ray tube, from \$155 to \$310.
- (2) For each additional dental x-ray tube at the same location, from \$77 to \$154.
- (3) For a first medical x-ray tube, from \$307 to \$614.
- (4) For each additional medical x-ray tube at the same location, from \$163 to \$326.
- (5) For each unit of ionizing radiation-generating equipment capable of operating at or above 250 kilovoltage peak, from \$610 to \$1,220.
- (6) For a first nonionizing radiation-generating equipment of any kind, from \$307 to \$614.
- (7) For each additional nonionizing radiation-generating equipment of any kind at the same location, from \$163 to \$326.

**Fiscal effect: ODH's General Operations Fund (Fund 4700) will realize a gain in revenues (fees are doubled under the bill).**

Executive

**DOHCD32 Scope of environmental health specialists' practice**

**R.C. 3776.01**

Removes the administration or enforcement of the hazardous waste law from the scope of practice of environmental health that an environmental health specialist or environmental health specialist in training may engage in.

**Fiscal effect: None.**

**DOHCD1 Mothers and Children Safety Net Services**

**Section: 291.20**

Earmarks up to \$200,000 in each fiscal year in GRF ALI 440416, Mothers and Children Safety Net Services, to be used to assist families with children who have hearing loss or hearing disorders under 26 years of age in purchasing hearing aids and hearing assistive technology.

Requires the ODH Director to adopt rules governing the distribution of these funds including rules that do both of the following: (1) establish eligibility criteria to include families with incomes at or below 400% FPL; and (2) develop a sliding scale of disbursement based on family income.

**DOHCD2 Free Clinic Safety Net Services**

**Section: 291.20**

Requires GRF ALI 440431, Free Clinic Safety Net Services, to be provided to the Charitable Healthcare Network.

Allows funds to be used to reimburse free clinics for health care services provided, as well as for administrative services, information technology costs, infrastructure repair, or other clinic necessities.

Allows the ODH Director to designate up to 5% of the ALI in each fiscal year to pay ODH's administrative costs.

**DOHCD3 AIDS Prevention**

**Section: 291.20**

Requires GRF ALI 440444, AIDS Prevention, to be used to administer educational and other prevention initiatives.

**DOHCD4 FQHC Primary Care Workforce Initiative**

**Section: 291.20**

Requires GRF ALI 440465, FQHC Primary Care Workforce Initiative, to be provided to the Ohio Association of Community Health Centers to administer the FQHC Primary Care Workforce Initiative. Requires the Initiative to provide medical, dental, behavioral health, physician assistant, and advanced practice nursing students with clinical rotations through federally qualified health centers.

Allows the ODH Director to designate up to 5% of the ALI in each fiscal year to pay ODH's administrative costs.

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**Executive**

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**DOHCD5 Emergency Preparedness and Response****Section: 291.20**

Requires GRF ALI 440477, Emergency Preparedness and Response, to be used to support public health emergency preparedness and response efforts. Allows GRF ALI 440477 to also be used to support data infrastructure projects and other data analysis and analytics work.

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**DOHCD6 Lupus Awareness****Section: 291.20**

Requires GRF ALI 440481, Lupus Awareness, to be distributed to the Lupus Foundation of America, Greater Ohio Chapter, Inc., to operate a lupus education and awareness program.

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**DOHCD7 Chronic Disease, Injury Prevention and Drug Overdose****Section: 291.20**

Makes the following earmarks in GRF ALI 440482, Chronic Disease, Injury Prevention and Drug Overdose:

- (1) Up to \$1,000,000 in each fiscal year to be used, in consultation with the Department of Behavioral Health and the Governor's RecoveryOhio Initiative, to support the continuation of the Health Systems Comprehensive Care Initiative to enhance Ohio's response to the addiction crisis by creating a comprehensive system of care for patients who present in health systems with addiction; and
- (2) Up to \$250,000 in each fiscal year to be used, in consultation with the Governor's RecoveryOhio Initiative, to support local health providers' harm reduction efforts to reduce overdose rates and deaths.

Requires the remainder of GRF ALI 440482 to be used to support ODH's ongoing health improvement and wellness efforts, health promotion, and related activities.

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**DOHCD8 Infectious Disease Prevention and Control****Section: 291.20**

Allows the ODH Director, in FY 2026, to certify to the OBM Director an amount up to the unexpended, unencumbered balance of GRF ALI 440483, Infectious Disease Prevention and Control, at the end of FY 2026 to be reappropriated to FY 2027. Reappropriates the amount certified to the same ALI for FY 2027.

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**DOHCD9 Health Program Support****Section: 291.20**

Makes the following earmarks in GRF ALI 440485, Health Program Support:

- (A) \$10,000,000 in each fiscal year to be used by ODH, in consultation with DEW, to support school-based health centers in high-need counties, as determined by the departments;

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**Executive**

(B) \$125,000 in each fiscal year to be provided to Ohio Adolescent Health Centers to support sexual risk avoidance programs in schools; and

(C) \$1,000,000 in each fiscal year to be distributed to Ohio organizations providing certain services to Ohioans diagnosed with amyotrophic lateral sclerosis (ALS). Requires these funds:

(1) To be distributed based on each awarded organization's identified Ohio county coverage and by prevalence rate of persons living with ALS using the Census Bureau's most recent population estimates.

(2) To be used to support persons living with ALS and to provide various services.

(3) To be designated in service to Ohioans (prohibits funds be used for persons living outside of Ohio).

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**DOHCD10 Toxicology Screenings****Section: 291.20**

Requires GRF ALI 440495, Toxicology Screenings, to be used to reimburse county coroners in counties in which the coroner has performed toxicology screenings on victims of a drug overdose.

Requires the ODH Director to transfer the funds to the counties in proportion to the number of toxicology screenings performed per county.

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**DOHCD11 Targeted Health Care Services - Over 21****Section: 291.20**

Requires GRF ALI 440507, Targeted Health Care Services - Over 21, to be used to administer the Cystic Fibrosis Program and to implement the Hemophilia Insurance Premium Payment Program (HIPP). Requires that up to \$100,000 in each fiscal year in ALI 440507 be expended on HIPP.

Requires GRF ALI 440507 to also be used to: (1) cover services provided to adults over 21 with cystic fibrosis who are eligible for treatment under the Cystic Fibrosis Program; (2) provide essential medications; and (3) pay the copayments for drugs approved by ODH and covered by Medicare Part D that are dispensed to participants for the Cystic Fibrosis Program.

Requires ODH to expend all funds in GRF ALI 440507.

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**DOHCD12 Lead Abatement****Section: 291.20**

Requires ODH to distribute the following funds to local governments for projects that include lead hazard control and housing rehabilitation initiatives that expand ODH's lead hazard control and prevention efforts: (1) GRF ALI 440530, Lead-Safe Home Fund Program; and (2) \$500,000 in each fiscal year in GRF ALI 440527, Lead Abatement.

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**Executive****DOHCD14 Youth Homelessness****Section: 291.20**

Requires GRF ALI 440672, Youth Homelessness, to be used to address homelessness in youth and pregnant women by providing assertive outreach to provide stable housing, including recovery housing.

**DOHCD15 Fee Supported Programs****Section: 291.20**

Earmarks \$2,160,000 in each fiscal year in Fund 4700 ALI 440647, Fee Supported Programs, to be used to distribute subsidies, on a per capita basis, to local health departments accredited through the Public Health Accreditation Board or in the process of earning accreditation.

Earmarks an additional \$1,840,000 in each fiscal year in ALI 440647 to be used to distribute subsidies, on a per capita basis, to local health departments accredited through the Public Health Accreditation Board.

**DOHCD16 Children and Youth with Special Health Care Needs Audit Fund****Section: 291.20**

Specifies that the Children and Youth with Special Health Care Needs Audit Fund (Fund 4770) is to receive revenue from audits of hospitals and recoveries from third-party payers. Permits moneys in the fund to be used for payment of audit settlements and for costs directly related to obtaining recoveries from third-party payers and for encouraging Program for Children and Youth with Special Health Care Needs recipients to apply for third-party benefits.

Permits moneys in the fund to also be used for payments for diagnostic and treatment services on behalf of children and youth with special health care needs and Ohio residents who are 21 or over and who are suffering from cystic fibrosis or hemophilia.

Permits moneys to also be used for administrative expenses incurred in operating the Program for Children and Youth with Special Health Care Needs.

**DOHCD17 Genetics Services****Section: 291.20**

Requires Fund 4D60 ALI 440608, Genetics Services, to be used to administer newborn screening and genetic disease programs. Prohibits funds from being used to counsel or refer for abortion, except in the case of a medical emergency.

**DOHCD18 Tobacco Use Prevention, Cessation, and Enforcement****Section: 291.20**

Earmarks \$1,000,000 in each fiscal year from Fund 5BX0 ALI 440656, Tobacco Use Prevention, Cessation, and Enforcement, to be used by the ODH Director, in consultation with the DCY Director, to award funds to private, nonprofit, or government entities.

Requires the directors to determine how the funds are to be distributed, but requires they prioritize awards to entities that serve women who reside in communities that have the highest infant mortality rates, as identified by the ODH Director, in consultation with the MCD Director.

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**Executive**

Requires ODH to award grants to entities that demonstrate the ability to deliver evidence-based tobacco cessation interventions to women.

Requires the remainder of ALI 440656 to be used to administer tobacco use prevention and cessation activities and programs, to administer compliance checks, retailer education, programs related to legal age restrictions, and to enforce the Ohio Smoke-Free Workplace Act.

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**DOHCD19 Cash transfer to the Tobacco Use Prevention Fund****Section: 291.20**

Requires the OBM Director, on July 1, 2025, or as soon as possible thereafter, to transfer up to \$20,000,000 cash from the Pre-Securitization Tobacco Payments Fund (Fund 5LS0) to the Tobacco Use Prevention Fund (Fund 5BX0).

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**DOHCD20 Children and Youth with Special Health Care Needs - County Assessments****Section: 291.20**

Requires Fund 6660 ALI 440607, Children and Youth with Special Health Care Needs – County Assessments, to be used to make payments for expenses associated with the Program for Children and Youth with Special Health Care Needs.

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**DOHCD21 Children’s Vision Services****Section: 291.30, 291.20**

Requires ODH to establish and administer the Ohio Student Eye Exam Program (OhioSEE Program).

Permits vision care services to be provided to kindergarten through third grade students who fail vision screenings and lack access to follow-up care.

Requires ODH to focus on improving the percentage of vision care referrals completed, increasing student access to eye examinations, and providing necessary eyewear to eligible students.

Requires GRF ALI 440496, Children’s Vision Services, to be used to provide vision care services under the OhioSEE Program.

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**DOHCD22 Children’s Dental Services****Section: 291.40, 291.20**

Requires ODH to establish and administer the Children’s Dental Services Program.

Permits dental care services to be provided to a child who: (1) resides in an underserved area as determined by ODH; and (2) meets any other eligibility conditions established by ODH.

Permits dental care services under the program to be provided by deploying mobile dental units to schools and underserved areas.

Requires ODH to focus on increasing children’s access to dental care and helping to reduce the incidence of dental cavities among children.

Requires GRF ALI 440497, Children’s Dental Services, to be used to provide dental care services under the Children’s Dental Services Program.

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**Executive****AGECD4 Electronic visit verification - home care services****R.C. 121.36**

Exempts providers utilizing electronic visit verification systems from the law requiring providers under contract with the ODA, ODODD, ODJFS, and ODH to satisfy certain conditions (e.g. procedures for maintaining certain records and procedures for conducting a random check of 5% of home care visits) when adopting a system to monitor the delivery of home care services by their employees.

Eliminates the law requiring the departments above to study and submit a report addressing how self-employed providers, who are exempt under current law from the requirement to adopt a monitoring system, may be made subject to that requirement by September 27, 2005.

**Fiscal effect: If the provision leads to a reduction in provider administrative costs, this might eventually result in a decrease in reimbursements provided by these departments.**

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## Executive

**KIDCD38 DCY duties and responsibilities and conforming changes**

**R.C. 121.37, 149.43, 1347.08, 2101.16, 2151.3527, 2151.421, 3107.062-3107.065, 3107.391, 3115.201, 3301.0714, 3301.0723, 3301.541, 3701.045, 5101.211, 5101.212, 5101.215, 5101.222, 5101.242, 5101.26, 5101.272, 5101.273, 5101.28, 5101.30, 5101.33, 5101.351, 5101.38, 5101.461, 5101.892, 5101.899, 5103.021, 5103.15, 5103.155, 5103.41, 5104.37, 5104.99, 5123.191, 5139.05, 5139.08, 5139.34, 5153.10; Section 830.10**

Makes conforming changes and technical corrections to reflect the transfer of various duties and responsibilities to DCY in H.B. 33 of the 135th General Assembly.

Transfers or adds responsibility related to specified other programs to DCY, including the Putative Father Registry, child fatality review boards, scholars residential centers, access to records of public assistance recipients, access to DCY records by the Youth and Family Ombudsman Office, coordination with DYS, and providing technical assistance to a court-appointed receiver of a DODD-licensed residential facility.

**Fiscal effect: Costs relating to programs and activities being transferred or relating to any additional responsibilities will also be transferred to DCY and will be reflected in DCY's budget rather than ODJFS, ODH, or other applicable state agency budgets.**

**KIDCD39 DCY recodification**

**R.C. 5101., and 5180. (renumbering chapter sections); conforming changes in numerous other R.C. sections**

Relocates and recodifies numerous Revised Code sections that relate to the duties and responsibilities of DCY to the DCY chapter of the Revised Code (Chapter 5180.) and makes conforming changes as a result.

Makes conforming changes and technical corrections to reflect the transfer of various duties and responsibilities to DCY in H.B. 33 of the 135th General Assembly.

Removes obsolete language.

Transfers oversight of the Pregnancy-Associated Mortality Review Board and the "Choose Life" Fund to DCY.

**Fiscal effect: Costs relating to these programs and activities will be transferred to DCY and reflected in DCY's budget rather than ODH or other applicable state agency budgets.**

## Executive

**FCCCD9 Major and minor league sports facilities and youth sports education funding**

**R.C. 123.28, 123.281, 123.282**

Requires OFCC to administer the Sports Facilities Construction and Sports Education Fund ("fund") to support construction and renovation of major sports facilities and minor league sports facilities throughout Ohio for the economic benefit of the state, and to support youth sports education.

Creates the seven-member Ohio Advisory Committee for Sports Facility Construction and Youth Sports Education ("committee") to evaluate and approve projects to be supported by the fund and administered by OFCC.

Entitles public members to a per diem rate of \$500 a day on the days they meet and entitles all members to actual and necessary expenses.

Requires the committee to recommend policies and procedures for the administration of the fund for review and adoption by OFCC, prioritizing economic development through major sports facilities, major sports facility mixed-use projects and minor league sports facilities, youth sports education, and facilities that enable training in team or individual sports.

Requires projects to be awarded from the fund by a majority vote of the committee.

Requires the Directors of DEW, ODPS, and ODH, and the ADJ to advise the committee on what skills, facilities, and programs are necessary for youth sports education, and to publish, as needed, standards for youth sports education for K-12 students.

Permits the committee to recommend criteria to OFCC to establish, and permits OFCC to implement, a grant program that helps Ohio communities secure major sporting events, using monies from the fund.

Permits the committee to recommend to the Tax Commissioner the creation of tax credits to support youth sports education.

**Fiscal effect: OBM estimates that up to \$161.4 million in FY 2026 and up to \$167.4 million in FY 2027 will be transferred to the Sports Facilities Construction and Sports Education Fund. However the bill does not contain an appropriation for OFCC to operate the fund or program.**

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**Executive****LECCD1 Cash Transfers to the Lake Erie Protection Fund****Section: 319.20**

Permits the OBM Director to transfer up to \$25,000 in each fiscal year from each of the following funds to the Lake Erie Protection Fund (Fund 4C00):

- (a) Environmental Protection Fund (Fund 5BC0) used by Ohio EPA.
- (b) Pesticide, Fertilizer and Lime Fund (Fund 6690) used by AGR.
- (c) General Operations Fund (Fund 4700) used by DOH.
- (d) Program Support Fund (Fund 1570) used by DNR.
- (e) Highway Operating Fund (Fund 7002) used by ODOT.
- (f) Supportive Services Fund (Fund 1350) used by DEV.

Permits Fund 4C00 to accept contributions and transfers made to the fund.

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**Executive****Medicaid Providers****MCD34 Increasing children's access to vision and dental services****Section: 333.260**

Permits the OBM Director, upon the request of the ODM Director, to transfer up to \$7,000,000 appropriation in each fiscal year from appropriation item 651525, Medicaid Health Care Services, to appropriation items in the DOH.

Requires this appropriation be used to support public health programs or the provision of certain services, including preventive care and other interventions, to improve the health of low-income children.

Earmarks up to \$5,000,000 in each fiscal year to increase children's access to vision care and up to \$2,000,000 in each fiscal year to increase children's access to dental care.

Permits ODM to transfer federal reimbursement for these expenditures and appropriates the transferred amounts.

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**Appropriation Language****MCD30 Cash transfers from Franchise Permit Fee Fund to the Department of Health and the Department of Aging****Section: 333.210**

Permits the OBM Director, upon the request of the ODM Director, to transfer cash in each fiscal year from the Nursing Home Franchise Fee Fund (Fund 5R20) to the following funds:

\$5,000,000 to the Quality, Monitoring, and Inspection Fund (Fund 5B50) used by ODH;

\$11,885,000 to the Ombudsman Support Fund (Fund 5BA0) used by ODA.

Requires DOH and ODA to each submit a report at the end of each fiscal year on spending activities to OBM.

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Executive

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EPACD7 Scope of environmental health specialists' practice

R.C. 3776.01

Removes the administration or enforcement of the hazardous waste law from the scope of practice of environmental health that an environmental health specialist or environmental health specialist in training may engage in.

**Fiscal effect: None.**

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## Executive

Other Taxation Provisions**TAXCD20 Adult use marijuana excise tax: rate and distribution****R.C. 3780.02, 3780.03, 3780.10, 3780.18 (repealed), 3780.19 (repealed), 3780.22, 3780.23, 3780.25, 3780.26, 3780.30, Section 801.60**

Increases the rate of the excise tax on adult use marijuana, beginning on July 1, 2025, from 10% to 20%.

Reallocates revenue from the tax to substance abuse prevention, treatment, and recovery programs, the 9-8-8 suicide prevention and mental health crisis hotline, county jail grant programs, training of peace officers and troopers, construction and renovation of such training facilities, local drug task forces, safe driver programs, Ohio investigative unit operations, Ohio poison control programs and laboratory testing, and temporarily to the AGO for administering requests for expungements. Limits some allocations for these purposes and directs any remaining receipts to the GRF.

Repeals allocations for local governments that host adult use marijuana dispensaries and for the state cannabis social equity and jobs program.

Imposes a 20% excise tax on the illegal sale of marijuana by an unlicensed seller.

**Fiscal effect: The Executive estimates an increase of \$86.8 million in FY 2026 and \$175.7 million in FY 2027 in adult use marijuana tax revenue.**

**Eliminating the allocation to the Host Community Cannabis Fund would decrease adult use tax revenue to municipal corporations and townships that have adult use dispensaries. Under current law, revenue is allocated as follows: 36% to the Cannabis Social Equity and Jobs Fund for DEV's cannabis social equity and jobs program; 36% to the Host Community Cannabis Fund for the benefit of municipal corporations or townships that have adult use dispensaries; 25% to the Substance Abuse and Addiction Fund to support the efforts of MHA to alleviate substance and opiate abuse and related research; and 3% to the Division of Cannabis Control and Tax Commissioner fund to support the operations of the Division and to defray the cost of administering the tax.**