

## **House Proposed changes to introduced version of HB 59 – biennial appropriations:**

- Provides a 7% across the board income tax reduction beginning in TY'13 in place of the tax proposal contained in the introduced bill.
- Removes the proposed expansion of the Ohio Medicaid Program.
  - Restores proposed provider cuts related to the expansion, coverage of optional services reduced in the bill, and increases related funding for the Department of Rehabilitation and Corrections for medical services.
  - Provides an additional \$30 million per year to counties for mental health services and an additional \$20 million per year for drug treatment.
  - Creates a joint legislative committee to develop and recommend further actions.
- Maintains the footprint of the Executive K-12 funding proposal with several revisions, such as:
  - Replaces the calculation for the Core Opportunity Grant with a base number of \$5732 with state share calculated using a three year average valuation and in some cases a median income component.
  - Funds the six special education weights at ninety percent and applies the state share index. Provides for catastrophic costs through a separate earmark without a transfer of the special education allocation.
  - Maintains the new categories of career-technical education but uses weights to determine total funding and applies the state share index.
  - Uses the Executive categories for limited-English proficiency except removes funding for category four. Increases FY'15 amount by one percent.
  - Moves transportation funding back within the formula. Simplifies the current formula to the greater of per rider or per mile cost with a state share index or sixty percent applied. Provides \$413.4 million in FY'14 and \$434.1 million in FY'15, and also supplements low wealth/density districts with an additional \$25.3 million in FY'14 and \$23.1 million in FY'15.
  - Provides gifted identification funding at \$5.00 in FY'14 and \$5.05 in FY'15 per ADM. Also funds gifted unit funding at a cost of \$37,000 in FY'14 and \$37,370 in FY'15. Provides one coordinator unit per 3,300 ADM (minimum 0.5/maximum 8) and one gifted intervention specialist unit per 1,100 ADM with a minimum of .3.
  - Provides a one hundred percent guarantee of FY'13 funding for both years. Caps increases at six percent in both years.

## **Health and Human Services Subcommittee:**

- Increases PASSPORT provider rates by \$6 million per year.
- Increases funding for Food Banks, 600-540, by \$2 million per year.
- Adds residential care facilities to the list of places where Advanced Nurse Practitioners and Physicians Assistants can prescribe schedule II drugs without restrictions.
- Allows remote drug dispensing to be utilized in Ohio.
- Reprioritizes the distribution of family planning funds.
- Clarifies the background checks required in the bill for direct care positions, do not refer to individuals in long-term care facilities as they already are subject to background checks.
- Lowers the required age for an elderly person for certain boards and commissions to 50 from 60.

- Removes the name change of the Rehabilitation Service Commission.
- Creates the Ohio Parenting and Pregnancy Program.
- Replaces the term ombudsperson with ombudsman as federal regulations do not recognize the former.
- Compels a managed care company to provide 90 days notice when terminating the contract with a pharmacy.
- Authorizes a chiropractor to access and clear athletes to play after exhibiting concussion symptoms.
- Allows an individual to serve more than three terms on a county DD board under extenuating circumstances with a waiver.
- Provides the State Medical Board more flexibility in procurement of temporary hearing examiners.
- Revises the language regarding public health futures to lower the continuing education required for board members to two hours and to remove language related to combined health district levies, certification of sanitarians, new health assessment requirements, and board membership.
- Eliminates a requirement to for a nursing facility operator to file a Medicaid cost report within the first three months of ownership.
- Renames line, 440-474, Infant Vitality.
- Specifies that Medicaid recipients with specialized needs receiving NF services under the alternative purchasing model include those who would otherwise be in a long-term acute care or rehabilitation hospital.
- Revises Nursing Facility Reimbursement Subcommittee recommendations in this bill including eliminating overhead paging beginning July 1, 2015 and the termination of provider agreements for facilities on the Federal Special Focus program for 24 straight months.
- Removes the reorganization of law governing ICF/IID services.
- Accelerates the unbundling of custom wheelchairs from ancillary services to FY' 14.
- Removes new requirements governing private water system contractors.
- Permits an individual who quits their job to follow a military spouse to receive unemployment compensation for up to six months, provides that the Department of Jobs and Family services will cover the cost.
- Require Controlling Board approval for changes to appropriations under section 209.40 and 259.190.
- Eliminates changes to the assessment of the costs of a market conduct examination.
- Removes revisions to the certification standards related to the provision of mental health and addiction services.
- DOH020 – Repeals the section concerning the Technical Assistance Program (TAP).
- OMA053 – Clarifies that the Office of Medicaid is the single state Medicaid agency and eliminates sections referring to appropriations of the Balancing Incentive Payment Program.
- OMA052 – Technical corrections regarding the creation of the Office of Medicaid including the numbering of Medicaid Administrative rules and cleans up of ALI restructuring.
- DMH008 – Corrects conformity issues with the consolidation of DMH and ADA.

### **Primary and Secondary Education Subcommittee:**

- Increases funding to ESC's by \$22.5 million in FY'14 and \$30 million in FY'15, allows and ESC to apply for grants and clarifies the payment of outstanding obligations.
- Removes the proposed changes to governance relationships between a school district and an ESC.
- Provides \$375,000 per year in funding for Get Ready for Kindergarten, and creates the New Leaders for Ohio Schools pilot project and provides \$500,000 in FY'14 and \$3 million in FY'15.
- Increases Career Technical Education, 200-545, by \$108,100 per year to support the Ohio Prostart program.
- Removes the expansion of the parent triggered reforms pilot.
- Specifies a suspended community schools contract is void if they fail to propose remedies by September 30 of the following school year. Creates the rating of exceeds expectations for community schools.
- Clarifies the priorities of the Straight A Fund and requires Controlling Board approval for grants.
- Maintains the current ratio for school psychologists and speech pathologists.
- Prohibits requiring a student to repeat kindergarten solely because of their age.
- Permits the board of education of a school district or ESC to designate an individual to perform the task of nominating for employment anyone who is related to the superintendent.
- Removes the changes in qualifications for a Lottery Commissioner.
- Increases the amount of the Cleveland Scholarship to \$5,700 per year.
- Eliminates College Credit Plus language.
- Modifies policy for participation in the school facilities assistance program to provide that when a district participates in an expedited program and then becomes eligible if the districts TPP makes up more than 18% of the personal property valuation the districts share will be the lesser of the percentage locked in when the expedited agreement was signed or the percentage using the current wealth percentile rank.
- Creates the Electronic Textbook Pilot Program and earmarks \$3 million per year for this purpose.
- Maintains current law in regard to minimum operating standards.
- Moves the ADM count from once a year to monthly.
- Allows community schools to provide career technical education.
- Prohibit the use of public transportation for children in kindergarten through 5<sup>th</sup> grade.
- Broadens the technology available to be purchased through school security grants.
- Earmarks \$500,000 per year for the Jobs for Ohio Graduates program.
- Allows homeschooled and non-public students the opportunity to participate in extracurricular activities in their home district if their school does not offer them.
- Modifies the language in the bill relating to the minimum school year to reflect legislation passed by the House in the 129<sup>th</sup> General Assembly.
- Establishes the Preparing Students for Education Success Program.
- Re-establishes the authority to participate in Early College High Schools.
- Allows a chartered non-public school to charge a fee not greater than the actual cost accrued for transportation if no public money was used in the purchase of the vehicle.
- Simplifies how County DD boards are reimbursed for services related to preschool students.
- Eliminates the ability for a school district to offer a payment in lieu of transportation and instead sends the district's per pupil transportation amount directly to the student.

- Permits a community school operator to consult with a district regarding transportation.
- Revises the current physical activity pilot to allow for individual building instead of districts to participate and changes the time requirement from a daily to weekly requirement.
- Removes language in the bill revising the distribution of video lottery terminal income.
- Clarifies that schools and districts must account for the expenditure of funds related to certain subgroups of students.
- Reduces funding for the Educator Preparation, 200-448.
- Prohibits a school district, STEM or community school from categorically exempting a student from its reported number of economically disadvantaged students for anything other than family income.
- Conforms statute to an existing State Board of Education rule regarding the distribution of spending for a single district career technical planning district.
- Permits a student in a juvenile detention facility who attended an e-school before incarceration to continue to attend the same school if the facility has the necessary equipment.
- Revises current law regarding the John Peterson Scholarship Program to eliminate the use of both qualitative and quantitative analysis, the assessment of student satisfaction, the fiscal impact and the requirement to contract with researchers to study the program.
- Retains the current earmark of \$675,000 for the distance learning clearing house provided in FY'14 for FY'15.
- Directs the State Board of Education to review and revise academic grade card benchmarks at least every three years.
- Removes the date in relation to the ability to operate a community school in multiple locations.
- Allows a community school to accept responsibility for the transportation of its students before its first year of operation.
- Eliminates changes to the Dual Enrollment Program.
- Provides funding for a SEED school as directed by statute.
- CAC001 – Clarifies only an operator's license is transferable, not licenses issued by the Casino Control Commission in general.
- EDU077 – Modifies the proposal to shift responsibility of defining failure to show consistent progress for subgroups from the Department to the State Board of Education.
- EDU093 – Clarifies eligibility for the EdChoice Scholarship Program if a student is eligible under both instances where a scholarship is offered.
- EDU091 – Permits appeal of a lead district's ruling on a Career-Technical Education program by the Department of Education.
- EDU076 – Eliminates a report required of districts on the number of children placed with county DD boards in FY'98.
- EDU079 – Modifies current law to require that a dropout prevention and recovery school shall be rated at least as meeting standards if the school's graduation rate and the percentage of students in twelfth grade who have attained a passing score on all state achievement tests increases by at least ten percent for two consecutive years.
- EDU084 – Changes the name of the Miscellaneous Education Services line to Fees and Refunds.
- EDU090 – Requires data used for the transportation formula be reported in EMIS.

- EDU092 – Removes language changing policies on Career-Technical Education transfers between districts for shared education contracts, compacts and cooperative education agreements.
- SFC013 – Clarifies the timing of actual energy consumption data to be used from the preceding twelve months.
- SFC014 – Clarifies the relationship of the Facilities Construction Commission and the Department of Administrative Services as it relates to the Riffe Theater.
- SFC015 – Removes a reference to the Ohio Historical Society as a state agency, as it is not.

**Higher Education Subcommittee:**

- Creates the SSI bridge fund to provide supplemental funding of \$ 8.1 million in FY' 14 to hold campuses harmless in the first year of the transition to the new funding formula.
- Allows a university to establish a fixed tuition price for a four year college education. Permits a one-time 6% tuition increase for universities who proceed with the plan. Requires legislative approval for future increases.
- Increases the funding for the Co-op & Internship Program, 235-649, to \$8 million per year (and increase of \$6 million in FY' 15) and earmarks \$75,000 per year to each of the following: Ohio University's Voinovich School, The Ohio State University's John Glenn School of Public Policy, the Bliss Institute of Applied Politics at the University of Akron, the Center for Public Management and Regional Affairs at Miami University, the Washington Center Internship Program, the Ohio Center for the Advancement of Women in Public Service at the Maxine Goodman Levin College of Urban Affairs at Cleveland State University, the University of Cincinnati Internship Program, the Center for Regional Development at Bowling Green University, and the Institute for Defense Studies at Wright State University.
- Provides an additional \$1,157,790 per year in Ohio College Opportunity Grant funding to assist students attending proprietary schools.
- Requires the Chancellor to establish the Year-One credit articulation system where graduates of Ohio Technical Centers who meet certain criteria will receive college technical credit hours.
- Appropriates an additional \$125,000 per year for Adult Basic Literacy Education, 235-443.
- Increases funding for the Ohio Historical Society Education and Collections, 360-501, by \$1.25 million per year.
- Eliminates requirements for university or college faculty workloads.
- Provides an additional \$28,104 per year for the Hayes Presidential Center, 360-506.
- Exempts a private nonprofit college or university from liability for a breach of confidentiality when they submit information to a state agency and the breach is the fault of the recipient or a third party.
- Maintains current law in regards to the report on the risk management reserve pool.
- Expands the list to authorize all state universities to accept a resident student who graduated high school without completing the Ohio Core Curriculum.
- Compels the Ohio Board of Optometry to provide and verify continuing education information electronically.
- Retains current law in relation to Director of the Department of Administrative Services requirements to submit job classification plans.
- Increases the Ohio Arts Council Program Subsidies, 370-502, by \$850,000 per year.

- DAS051 – Adds the IT Services Fund to the use of DAS building operating costs.
- BOR023 – Provides that the Higher Education Information system technology solutions may be provided to the OARnet rather than requiring it.
- BOR019 – Transfers appropriations between several lines.

**Ways and Means Subcommittee:**

- Exempts licensed agricultural commodity handlers from the Commercial Activities Tax.
- Expands the definition of nexus to require internet retailers to collect and remit Ohio sales tax.
- Specifies that a hotel intermediary has substantial nexus to Ohio for purposes of the sales and use tax if they furnish lodgings to hotel in this state.
- Removes the \$25,000 horizontal well impact fee.
- Creates the Oil and Gas Fund and direct proceeds from drilling on state lands to be distributed evenly between the Clean Ohio Program and for the maintenance of state parks.
- Eliminate the Board of Tax Appeals revision from the bill.
- Requires the Department of Taxation to publish a method of online registration for electronic income tax filing.
- Authorizes a Convention Facilities Authority in a county of less than 250,000 to allocate not more than fifteen percent of the preceding years lodging tax revenue to county and municipal tourism facilities and programs and any purpose related to a fairground.
- Reverts to current law in regards to surety bond requirements for wholesale cigarette dealers.
- Removes the proposed change to the definition of a related entity.
- Extends by five years the deadline by which an owner of a qualified energy project must submit a property tax application to qualify for the exemption.
- Restores current law regarding the disclosure of severance tax information.
- Exempts retirement pay of uniformed officers of the US Public Health Service and the National Oceanic and Atmospheric Administration from the state income tax.
- Allows for a combined property tax levy for fairgrounds, soil and water conservation and extension service funding.
- Omits proposed changes to county appraisal cycles.
- Lowers the motor vehicle fuel tax on liquefied natural gas to 28 cents per gallon from 44 cents per gallon.
- Clarifies that Charter Counties, not just those with a County Commission, can levy certain taxes on alcohol, beer and cigarettes.
- Exempts property held of occupied by a fraternal organization that has operated in Ohio for over 100 years from property taxation.
- Removes changes to income tax apportionment.

**Agricultural and Development Subcommittee:**

- Creates a pilot program in the Cleveland Metropolitan and Cincinnati Public School Districts to teach agricultural education.
- Increases appropriations for Cooperative Extension Service, 235-511, by \$865,748 and the Ohio Agricultural Research and Development Center, 235-535, by \$1,026,100 per year.

- Earmarks \$8.7 million of \$13 million Technology Programs and Grants, 195 – 532, for Edison Centers.
- Restores funding for the Sea Grants, 235-402, at \$285,000 per year.
- Defines Therapeutic Wilderness Camp in statute.
- Changes from 750 to 1250 feet the minimum setback requirement for the blades of a wind turbine at an economically significant wind farm.
- Revises how the Director of Agriculture may amend agricultural marketing programs.
- Change the deadline for the State Treasurer’s annual report to December 31.
- Exempts wells that are not used for human consumption from certain regulations.
- Revises percentage of Home Energy Assistance Block Grant Fund that may be used for HEAP Weatherization from up to fifteen percent to fifteen percent.
- Maintains current funds from which interest may be transferred to the Tobacco Oversight Administration and Enforcement Fund.
- Maintains current unclaimed funds law.
- Removes provisions related to technologically-enhanced naturally occurring radioactive material.
- Compels the Superintendent of Financial Institutions to develop a statewide database of loans made under the short-term lending law.
- Deletes proposed changes to the 404 permitting process.
- Adjusts appropriations between the Developmental Services Agency lines for Appalachian Development Districts and Appalachian Assistance.
- Permits the Funeral Director and Embalmers Board to seek a fee increase.
- Strikes language in the introduced version related to the assignment or transfer of an oil or gas lease.
- Requires the operator of an agricultural tractor to hold a drivers license when transporting people.
- Provide certain exemptions from holding an auctioneers license when no compensation is received.
- Removes proposed changes to brine disposal requirements.
- Conforms criminal sanctions for a non-compliant NPEDS permit holder who operates a confined animal feeding operation (CAFO) with federal regulations.
- Appropriates \$150,000 per year for the Ohio-Israeli Agricultural Initiative, 195-537.
- Changes references to the OSU Cooperative Extension to OSU extension.
- Omits changes related to production reports for oil and gas wells.
- Restricts authority for state agencies to contract with third parties for financial transaction devices outside of ORC 135.40.
- Funds a \$10 million capital appropriation to create an integrated technology infrastructure system in the State Treasurer’s Office.
- Deletes language regarding the recovery of costs incurred by the EPA to abate or prevent pollution.
- Retains current law in relation to point of sale systems by the Division of Weights and Measures.
- Adds counties, townships and municipalities to the list of entities from which a county auditor to may withhold funds to pay debt service on a Market Access Program obligation.
- Strikes unnecessary legislative intent references in relation to biomedical research.

- Eliminates changes to the definition of watercraft and to regulations of watercraft owned by liveries.
- AGR018 – Cleans up provisions related to Senate Bill 130 from the 129<sup>th</sup> General Assembly.
- AIR003 – Transfers funding for the Energy Strategy Development Program to the Ohio Facilities Construction Commission from the Department of Administrative Services.
- COM020 – Provides greater flexibility to local fire departments by allowing up to \$500,000 per year from line 800-639, Fire Department Grants, to be used for certification classes.
- DEV021 – Adds several dormant funds to the list abolished by this bill.
- DEV022 – Clarifies the match amount required of a local government for the Alternative Fuel Transportation Fund.
- DEV023 – Retains the Minority Business Development Line Item.
- DNR025 – Restores the Director of Agriculture’s ability to swap wild animals with other states, federal agencies or zoological organizations.
- EPA022 – Eliminates the sunset for the application fee for a public water system.
- EPS023 – Allows the Clean Diesel School Bus fund to be used to convert or retrofit diesel-powered school buses to use Compressed Natural Gas, alternative fuel or hybrid engines.

**Transportation Subcommittee:**

- Sets the effective dates for sections regarding the Public Defender and the Department of Youth Services for July 1, 2013.
- Increases funding for RECLAIM Ohio, 470-401, by \$500,000 per year.
- Eliminates the exemption for fingerprint records checks for childcare workers, foster and adoptive parents who cannot provide them as this exemption conflicts with federal law.
- Removes land conveyances related to the Department of Rehabilitation and Corrections.
- Changes current law to eliminate need to recertify willingness to donate organs at every license renewal.
- Extends the period for which a licensed barber may hold a non-valid license without retesting from three to six years.
- AGOCD40 – Rename the Collection Outside Counsel Payments line to Collection Payment Redistribution.
- DPS030 – Conforms the Department of Public Safety’s role in the wireless 911 administration between two recently enacted pieces of legislation.

**Miscellaneous:**

- Defines indigent for the purposes of burial at one hundred and fifty percent of the federal poverty level and allows for the use of metal markers.
- Repeals a requirement that a law enforcement agency that receives specified fine money for a drug related offense must file a report with the Attorney General.
- Permits a company, association or religious society that most recently owned a cemetery now under township control to petition a probate court to restore ownership.



- Makes clarifying and corrective changes to provisions enacted in House Bill 347 from the 129<sup>th</sup> General Assembly dealing with legislative terms in non-chartered villages.
  - Not withstands the statutes related to the income tax reduction fund in FY'13.
  - Revises the relationship between the Department of Administrative Services and the House of Representatives.
  - Allows the Constitutional Modernization Committee to carry balances forward from one year to the next.
  - Transfers \$80,000 from the Legislative Taskforce on Redistricting, 035-407, to the Attorney General Reimbursement, 055-612.
  - Creates the Massillon Tiger license plate.
  - Moves a \$100,000 capital appropriation for the Children's Home of Cincinnati from the Department of Mental Health to the Department of Administrative Services.
  - Exempts religious entities from the definition of employer as it relates to Civil Rights law in regard to employment of individuals of a particular religion to perform work for the organization.
  - Provides that if a court of common pleas requires additional services in certain cases, the court, by rule, may assess an additional charge to cover the cost of the service.
  - Requires that the township member of a county land reutilization corporation must be chosen by a majority of the Boards of Township Trustees with populations over 10,000.
  - Increases appropriations to the Constitutional Modernization Committee, 035-411, by \$550,000 per year.
  - Allows the proceeds of an income tax expanded through a Joint Economic Development Zone (JED) be used in a township participating in the JDE.
  - Permits county recorders, with approval from the county commission, to keep up to \$8 per document for equipment purchases.
  - Provides clean up to House Bill 262 from the 129<sup>th</sup> General Assembly.
  - Transfers \$4 million per year to the Local Government Innovation Fund.
  - Creates the Local Government Information Exchange to incentivize local governments to share information online. Provides \$2.5 million in FY'14 for grants for this purpose. Requires any local government currently publishing such information online to post it in a searchable format.
  - Restores current law in relation to the Departments of Aging, Developmental Disabilities and Health and Controlling Board requirements.
  - Allows a township to pay for current safety expenses from a TIF.
  - Authorizes a deputy inspector general who has received a certificate from the Executive Director of the Peace Officer Training Commission to have the powers of a peace officer while engaged in Inspector General duties.
  - Authorizes local parks to use money from oil and gas leases to underwrite long-term expenses associated with park maintenance.
  - LSC Technical Amendment.
  - LSC Conforming Amendment.
  - LSC Corrective Amendment.
- This document does not reflect all appropriation changes. See Budget in Detail for complete appropriation changes.