

OHIO

SENATE

JOURNAL

WEDNESDAY, JUNE 25, 2025

FIFTIETH DAY
Senate Chamber, Columbus, Ohio
Wednesday, June 25, 2025, 1:30 p.m.

The Senate met pursuant to adjournment.

Prayer was offered by Senator Paula Hicks-Hudson, followed by the Pledge of Allegiance to the Flag.

The journal of the last legislative day was read and approved.

The following guests were recognized by the Senate prior to the commencement of business:

Senator DeMora recognized Harold Bozeman for 38 years of service to the Ohio Legislature. Harold began working in the House of Representatives as a Sergeant-At-Arms in 1987 and then began at the Ohio Legislative Service Commission in 2000.

Senator Huffman recognized the Tri Village High School Softball Team as the Division VI State Champions.

Senator DeMora recognized Legislative Aide, Cailey Hansen-Mahoney, for her outstanding service to the Ohio Senate.

Senator Chavez recognized Senior Legislative Aide, Caitlyn Looby, for her outstanding service to the Ohio Senate.

Senator Chavez recognized LSC Fellow, Paul Topalov, for his outstanding service to the Ohio Senate.

Senator Lang recognized Sarah Moeller, High School intern, on her visit to the Statehouse.

Senator Manchester recognized members of her family on their visit to the Statehouse.

**REPORTS OF REFERENCE AND BILLS FOR SECOND
CONSIDERATION**

Senator McColley reports for the standing committee on Rules and Reference, recommending that the following bills and resolution, standing in order for second consideration, be referred to committee as recommended:

H. C. R. No. 13-Representatives Hoops, Robinson, et al.

To urge Congress to designate the Buckeye Trail as a National Scenic Trail.

To the Committee on Agriculture and Natural Resources.

Sub. H. B. No. 20-Representatives Hall, T., Plummer, et al.

To amend sections 2903.22 and 2921.31 of the Revised Code to increase the penalty for obstructing official business when the victim is an emergency service responder who is engaged in the lawful performance of a legal duty and to clarify that heightened penalties apply for menacing a probation officer.

To the Committee on Judiciary.

Sub. H. B. No. 23-Representatives Roemer, Williams, et al.

To enact section 5502.54 of the Revised Code to create the escaped convict alert program.

To the Committee on Armed Services, Veterans Affairs and Public Safety.

Sub. H. B. No. 52-Representative Deeter, et al.

To amend sections 4723.01, 4723.43, 4723.432, 4729.01, 4731.27, 4731.35, and 4761.17; to enact new sections 4723.433 and 4723.434 and section 4731.513; and to repeal sections 4723.433, 4723.434, and 4723.435 of the Revised Code to revise the law governing the practice of certified registered nurse anesthetists.

To the Committee on Health.

Sub. H. B. No. 116-Representative Demetriou, et al.

To amend sections 301.30, 504.04, 715.013, 718.01, 1315.01, and 5747.01 and to enact sections 1352.01, 1352.02, 1352.03, and 1352.04 of the Revised Code to enact the Ohio Blockchain Basics Act to address mining, taxation, and regulation of digital assets.

To the Committee on Financial Institutions, Insurance and Technology.

H. B. No. 122-Representatives Lampton, Hall, T., et al.

To amend section 5747.98 and to enact section 5747.74 of the Revised Code to create an income tax credit for employers that provide paid leave to organ donors.

To the Committee on Ways and Means.

Sub. H. B. No. 141-Representatives Baker, Abrams, et al.

To enact sections 3724.01, 3724.02, 3724.03, 3724.04, 3724.05, 3724.06, 3724.07, 3724.08, 3724.09, 3724.10, 3724.99, 5164.27, and 5166.111 of the

Revised Code regarding prescribed pediatric extended care centers.

To the Committee on Health.

Am. H. B. No. 168-Representatives Williams, Brennan, et al.

To amend sections 2905.05 and 2950.01 of the Revised Code to require that a person act with a sexual motivation or an unlawful purpose to commit the offense of criminal child enticement.

To the Committee on Judiciary.

Sub. H. B. No. 207-Representatives Lorenz, Rogers, et al.

To enact sections 5.2322 and 5.2323 of the Revised Code to designate June as "Male Wellness Month" and the third Monday in June as "Take Your Dad to the Doctor and Dentist Day" (DAD) Day) and to name this act the Male Wellness Month Act.

To the Committee on Health.

Sub. H. B. No. 247-Representatives Miller, K., Lawson-Rowe, et al.

To amend sections 304.02, 304.03, 715.23, 901.80, 935.03, 955.01, 955.011, 955.012, 955.02, 955.03, 955.04, 955.05, 955.06, 955.07, 955.10, 955.11, 955.12, 955.121, 955.14, 955.16, 955.20, 955.22, 955.221, 955.222, 955.26, 955.261, 955.40, 955.43, 955.44, 955.50, 955.54, 959.132, 1533.12, 1901.18, 1907.031, 2913.01, and 2921.321; to amend, for the purpose of adopting new section numbers as indicated in parentheses, sections 955.01 (955.02), 955.011 (955.021), 955.012 (955.022), 955.013 (955.023), 955.02 (955.01), 955.09 (955.08), 955.10 (955.09), 955.22 (955.24), 955.221 (955.10), 955.222 (955.23), and 955.40 (955.262); to enact new sections 955.21 and 955.22 and sections 955.024, 955.60, and 955.61; and to repeal sections 955.08, 955.21, 955.23, 955.24, 955.25, 955.39, 955.51, 955.52, 955.53, and 955.99 of the Revised Code to make changes to the laws governing dogs, including dangerous and vicious dogs, and to name this act Avery's Law.

To the Committee on Judiciary.

S. B. No. 224-Senator Gavarone

To amend section 109.87 of the Revised Code to make changes to the telemarketing law.

To the Committee on Judiciary.

S. B. No. 225-Senator Manchester

To amend sections 111.41, 111.42, and 111.99 of the Revised Code to expand the Address Confidentiality Program.

To the Committee on Judiciary.

YES - 13: NICKIE J. ANTONIO, ANDREW O. BRENNER, BRIAN M. CHAVEZ, JERRY C. CIRINO, HEARCEL F. CRAIG, THERESA GAVARONE, GEORGE F. LANG, BETH LISTON, ROB MCCOLLEY, BILL REINEKE, MICHELE REYNOLDS, TIM SCHAFFER, KENT SMITH

NO - 0.

The question being, "Shall the report of the committee be accepted?"

The report of the committee was accepted.

Said bills and resolution were considered a second time and referred to committee as recommended.

REPORTS OF STANDING AND SELECT COMMITTEES

Senator Johnson submitted the following report:

The standing committee on Armed Services, Veterans Affairs and Public Safety, to which was referred **Sub. H. B. No. 44**-Representatives Miller, J., Miller, K., et al., having had the same under consideration, reports it back and recommends its passage.

Co-Sponsor: Johnson.

YES - 6: TERRY JOHNSON, STEVE WILSON, CASEY WEINSTEIN, HEARCEL F. CRAIG, THOMAS F. PATTON, TIM SCHAFFER

NO - 0.

Senator Johnson submitted the following report:

The standing committee on Armed Services, Veterans Affairs and Public Safety, to which was referred **H. B. No. 144**-Representatives Click, Lorenz, et al., having had the same under consideration, reports it back and recommends its passage.

Co-Sponsor: Johnson.

YES - 6: TERRY JOHNSON, STEVE WILSON, CASEY

WEINSTEIN, HEARCEL F. CRAIG, THOMAS F. PATTON,
TIM SCHAFFER

NO - 0.

The question being, "Shall the reports of the committee be accepted?"
The reports of the committee were accepted.

Senator McColley submitted the following report:

The standing committee on Rules and Reference to which were referred the appointment by the Governor of:

Harris, John, from Fairfield County, Ohio, as Director of the Department of Veterans Services for a term beginning May 30, 2025, and continuing at the pleasure of the Governor.

Having had the same under consideration, reports back the recommendation that the Senate advise and consent to said appointment.

YES – 13: NICKIE J. ANTONIO, ANDREW O. BRENNER, BRIAN M. CHAVEZ, JERRY C. CIRINO, HEARCEL F. CRAIG, THERESA GAVARONE, GEORGE F. LANG, BETH LISTON, ROB MCCOLLEY, BILL REINEKE, MICHELE REYNOLDS, TIM SCHAFFER, KENT SMITH

NO – 0.

The question being, "Shall the Senate advise and consent to the appointment by the Governor?"

The yeas and nays were taken and resulted – yeas 33, nays 0, as follows:

Those who voted in the affirmative were: Senators

Antonio	Blackshear	Blessing	Brenner
Chavez	Cirino	Craig	Cutrona
DeMora	Gavarone	Hicks-Hudson	Huffman
Ingram	Johnson	Koehler	Landis
Lang	Liston	Manchester	Manning
O'Brien	Patton	Reineke	Reynolds
Roegner	Romanchuk	Schaffer	Smith
Timken	Weinstein	Wilkin	Wilson
			McColley-33

So the Senate advised and consented to said appointment.

REPORTS OF CONFERENCE COMMITTEES

Senator Cirino submitted the following report:

The committee of conference to which the matters of difference between the two houses were referred on **Sub. H. B. No. 96**, Representative Stewart - et al., having had the same under consideration, recommends to the respective houses as follows:

The bill as passed by the Senate with the following amendments:

In line 153461, delete "(A)(1) The" and insert "(A) Of the foregoing appropriation item 235688, Super RAPIDS, up to \$2,500,000 in fiscal year 2026 shall be distributed to Youngstown State University for assistance with enrolling new students and taking over building operations from Eastern Gateway Community College.

(B)(1) The remainder of the"

In line 16 of the title, after "122.701," insert "122.702,"

In line 272 of the title, after "(5101.317)," insert, "122.702 (5101.318),"

In line 345 of the title, after "103.24," insert "103.41, 103.411, 103.413, 103.415"

In line 345 of the title, after "103.60," insert "103.71,"

In line 346 of the title, delete "103.73," and insert "103.74, 103.75, 103.76, 103.77, 103.78, 103.79,"

In line 346 of the title, delete "111.12,"

In line 348 of the title, delete "122.702,"

In line 352 of the title, after "956.181," insert "1561.18, 1561.21, 1561.22,"

In line 352 of the title, delete "3312.02, 3312.03,"

In line 353 of the title, delete "3312.04, 3312.05, 3312.06,"

In line 368 of the title, after "5747.67," insert "5747.75,"

In line 369, delete "to repeal the"

Delete lines 370 and 371

In line 372, delete "October 1, 2025;"

In line 381 of the title, after the comma insert "Section 270.14 of H.B. 45 of the 134th General Assembly as subsequently amended,"

In line 411, after "122.701," insert "122.702,"

In line 601, after "122.701 (5101.317)," insert "122.702 (5101.318),"

After line 656, insert:

"Sec. 3.15. (A) Except as otherwise provided in division (B) of this section, at all times during one's term of office:

(1) Each member of the general assembly ~~and each elected voting member of the state board of education~~ shall be a resident of the district the member represents.

(2) Each judge and each elected officer of a court shall be a resident of the territory of that court.

(3) Each person holding an elective office of a political subdivision shall be a resident of that political subdivision.

(4) Each member of a municipal legislative authority who represents a ward shall be a resident of the ward the member represents, and each member of a board of education of a city school district who represents a subdistrict shall be a resident of the subdistrict the member represents.

(B) Any person who fails to meet any of the requirements of division (A) of this section that apply to the person shall forfeit the office. Division (A) of this section applies to persons who have been either elected or appointed to an elective office. Division (A) of this section does not apply to a member of the general assembly ~~or the state board of education~~, to a member of a municipal legislative authority who represents a ward, or to a member of a board of education of a city school district who represents a subdistrict, during the remainder of the member's existing term of office after there is a change in the member's district's, ward's, or subdistrict's boundaries that leaves the member's permanent residence outside the district, ward, or subdistrict."

In line 1033, strike through "correctional institution inspection committee" and insert "attorney general"

In line 1034, strike through "committee's"; strike through "its" and insert "the attorney general's"

In line 1035, delete "103.71" and insert "109.39"; strike through "committee, its"

In line 1036, strike through "subcommittees, and its" and insert "the attorney general, including"

In line 1037, strike through "as described in" and insert "for purposes of"

After line 1482, insert:

"Sec. 9.27. (A) As used in this section, "state" and "state agency" mean the state of Ohio, including the governor, lieutenant governor, secretary of state, auditor of state, attorney general, and treasurer of state, and all departments, boards, offices, commissions, agencies, institutions, and other instrumentalities of the state of Ohio, but not including the general assembly or any legislative agency, or any court or judicial agency.

(B) Except as otherwise required or permitted by state or federal law, a contract entered into by the state for the procurement of goods or services shall not include any of the following:

(1) A provision that requires the state to indemnify or hold harmless another person.

(2) A provision by which the state agrees to binding arbitration or any other binding extra-judicial dispute resolution process.

(3) A provision that names a venue for any action or dispute against the state other than a court of proper jurisdiction in Franklin county, Ohio.

(4) A provision that requires the state to agree to limit the liability for any direct loss to the state for bodily injury, death, or damage to property of the state caused by the negligence, intentional or willful misconduct, fraudulent act, recklessness, or other tortious conduct of a person or a person's employees or agents, or a provision that would otherwise impose an indemnification obligation on the state.

(5) A provision that requires the state to be bound by a term or condition that is unknown to the state at the time of signing a contract, that is not specifically negotiated with the state, that may be unilaterally changed by the other party, or that is electronically accepted by a state employee.

(6) A provision that provides for a person other than the attorney general to serve as legal counsel for the state or for any state agency, unless allowed for under the process set forth in section 109.07 of the Revised Code.

(7) A provision that is inconsistent with the state's obligations under section 149.43 of the Revised Code.

(8) A provision for automatic renewal such that state funds are or would be obligated in subsequent fiscal years.

(9) A provision that limits the state's ability to recover the cost of cover for a replacement contractor.

(10) With respect to a purchase in which a state agency receives a license to use a software application designed to run on generally available desktop or server hardware or cloud platforms, a requirement that the state agency install or run the software on hardware or in a cloud platform dedicated solely to the state agency, or a provision that otherwise restricts the state agency from installing or running the software on hardware or in a cloud platform of the state agency's choosing.

(C) If a contract contains a term or condition described in division (B) of this section, the term or condition is void ab initio, and the contract containing that term or condition otherwise shall be enforceable as if it did not contain such term or condition.

(D) A contract that contains a term or condition described in division (B) of this section shall be governed by and construed in accordance with Ohio law notwithstanding any term or condition to the contrary in the contract.

(E) This section does not apply to a contract in effect before ~~the effective date of this section~~ September 30, 2021, or to the renewal or extension of a contract in effect before ~~the effective date of this section~~ that date. "

After line 1879, insert:

"Sec. 9.67. ~~No (A)~~ Subject to division (B) of this section, no owner of a professional sports team that uses a tax-supported facility for most of its home games and receives financial assistance from the state or a political subdivision thereof shall cease playing most of its home games at the tax-supported facility and begin playing most of its home games ~~elsewhere at a facility located outside of the state~~ either does one of the following:

~~(A)(1)~~ Enters into an agreement with the political subdivision permitting the team to play most of its home games elsewhere at a facility located outside of the state;

~~(B)(2)~~ Gives the political subdivision in which the tax-supported facility is located not less than six months' advance written notice of the owner's intention to cease playing most of its home games at the tax-supported facility and, during the six months after such notice, gives the political subdivision or any individual or group of individuals who reside in the area the opportunity to purchase the team.

(B)(1) Any lease, operating agreement, management agreement, non-relocation agreement, or other similar agreement entered into with the political subdivision before, on, or after the effective date of this amendment that expressly obligates the professional sports team to play all or most of the professional sports team's regular season home games at the tax-supported facility for the term of the lease or agreement, or for a shorter period of time as set forth in the lease or agreement, is, upon the expiration of the term of the lease or agreement, or shorter period of time as set forth in the lease or agreement, as applicable, deemed an agreement with the political subdivision permitting the team to play most of its home games at a different facility in satisfaction of division (A)(1) of this section.

(2) Notwithstanding the expiration of the term of the lease or

agreement, or a shorter period of time as set forth in the lease or agreement, as applicable, any lease or agreement described under division (B)(1) of this section is not deemed an agreement with the political subdivision permitting the team to play most of its home games at a different facility, in satisfaction of division (A)(1) of this section, if the different facility is located outside of the state."

After line 1946, insert:

"Sec. 9.691. (A) The general assembly and executive department officers elected under Ohio Constitution, Article III may establish, implement, and fund through public resources, security provisions for the protection of the members of the general assembly and executive department officers covered under this section.

(B)(1) The authority to determine and administer appropriate security provisions for the general assembly is vested in the presiding officer of each house.

(2) The authority to determine and administer security provisions for executive department officers covered by this section is vested in each respective officer.

(3) The supreme court has the authority to adopt rules under its general superintending power that governs security provisions, including establishing, implementing, and funding through public resources, those provisions, for justices, judges, and the judiciary as established by Ohio Constitution, Article IV and the laws of this state.

(C)(1) In addition to the sergeant at arms and any assistant sergeants at arms, each house of the general assembly may appoint, employ, contract with, and fix the compensation of law enforcement officers, as defined in section 9.69 of the Revised Code, or other persons to provide or coordinate security for the members of the general assembly.

(2) Each executive department officer covered by this section may appoint, employ, contract with, and fix the compensation of law enforcement officers, as defined in section 9.69 of the Revised Code, or other persons to provide or coordinate security for the officer.

(3) Any law enforcement officer, as defined in section 9.69 of the Revised Code, who is authorized to provide or coordinate security for the general assembly or the executive department officers covered by this section has the same arrest powers as other peace officers and law enforcement officers to apprehend offenders against the criminal laws who endanger or threaten the security of any person being protected, no matter where the offense occurs. This jurisdiction is concurrent with that of peace officers and law enforcement officers of the county, township, or municipal corporation in which the violation occurs and with the state highway patrol.

(D) This section is in addition to, independent of, and operates concurrently with, any security provided by the state highway patrol under section 5503.02 of the Revised Code."

Update the title, amend, enact, or repeal clause accordingly

After line 2007, insert:

"**Sec. 101.30.** (A) As used in this section:

(1) "Legislative document" includes, but is not limited to, all of the following:

(a) A working paper, work product, correspondence, preliminary draft, note, proposed bill or resolution, proposed amendment to a bill or resolution, analysis, opinion, memorandum, or other document in whatever form or format prepared by legislative staff, general assembly staff, or a member of the general assembly for a member of the general assembly or for general assembly staff;

(b) Any document or material in whatever form or format provided by a member of the general assembly or general assembly staff to legislative staff, general assembly staff, or a member of the general assembly that requests, or that provides information or materials to assist in, the preparation of any of the items described in division (A)(1)(a) of this section;

(c) Any summary of a bill or resolution or of an amendment to a bill or resolution in whatever form or format that is prepared by ~~or in the possession of legislative staff for~~ a member of the general assembly or general assembly staff, if the summary is prepared before the bill, resolution, or amendment is filed for introduction or presented at a committee hearing or floor session, as applicable.

(2) "Legislative staff" means the staff of the legislative service commission, ~~legislative budget office of the legislative service commission,~~ or any other legislative agency included in the legislative service commission budget group.

(3) "General assembly staff" means an officer or employee of either house of the general assembly who acts on behalf of a member of the general assembly or on behalf of a committee or either house of the general assembly.

~~(B)~~(B)(1) Legislative staff shall maintain a confidential relationship with each member of the general assembly, and with each member of the general assembly staff, with respect to communications between the member of the general assembly or general assembly staff and legislative staff. Except as otherwise provided in this division and division (C) of this section, a legislative document arising out of this confidential relationship is not a public record for purposes of section 149.43 of the Revised Code. When it is

in the public interest and with the consent of the commission, the director of the commission may release to the public any legislative document in the possession of the commission staff arising out of a confidential relationship with a former member of the general assembly or former member of the general assembly staff who is not available to make the legislative document a public record as provided in division (C) of this section because of death or disability, whom the director is unable to contact for that purpose, or who fails to respond to the director after the director has made a reasonable number of attempts to make such contact.

(2) A legislative document that is not otherwise exempt from disclosure as a public record under division (B)(1) of this section is not a public record for purposes of section 149.43 of the Revised Code during the general assembly in which the legislative document was created. After the general assembly in which the legislative document was created has adjourned sine die, the legislative document is a public record for purposes of section 149.43 of the Revised Code unless the legislative document would be privileged under Ohio Constitution, Article II, Section 12.

(C)(1) A legislative document is a public record for purposes of section 149.43 of the Revised Code if it is an analysis, synopsis, fiscal note, or local impact statement prepared by legislative staff that is required to be prepared by law, or by a rule of either house of the general assembly, for the benefit of the members of either or both of those houses or any legislative committee and if it has been presented to those members.

(2) A legislative document is a public record for purposes of section 149.43 of the Revised Code if a member of the general assembly for whom legislative staff prepared the legislative document does any of the following:

(a) Files it for introduction with the clerk of the senate or the clerk of the house of representatives, if it is a bill or resolution;

(b) Presents it at a committee hearing or floor session, if it is an amendment to a bill or resolution or is a substitute bill or resolution;

(c) Releases it, or authorizes general assembly staff or legislative staff to release it, to the public.

(D) Nothing in this section or section 149.43 of the Revised Code diminishes, extinguishes, or otherwise limits or restricts the privileges set forth in, or that emanate from, Ohio Constitution, Article II, Section 12."

In line 2274, delete "Whether" and insert "Beginning with reviews commencing on or after January 1, 2027, whether"

In line 2322, delete "The" and insert "Beginning with reviews commencing on or after January 1, 2027, the"

In the table on line 2863, in Row A, strike through ", except member of

the state board of education,"

Delete lines 3062 through 3195 (remove R.C. 103.41, and 103.416) and insert:

"Sec. 103.13. The Ohio legislative service commission shall:

(A) Conduct research, make investigations, and secure information or data on any subject and make reports thereon to the general assembly;

(B) Ascertain facts and make reports concerning the state budget, the revenues and expenditures of the state, and of the organization and functions of the state, its departments, subdivisions, and agencies;

(C) Make surveys, investigations, and studies, and compile data, information, and records on any question which may be referred to it by either house of the general assembly or any standing committee of the general assembly;

(D) Assist and cooperate with any interim legislative committee or other agency created by the general assembly;

(E) Prepare or advise in the preparation of any bill or resolution, when requested by any member of the general assembly;

(F) Collect, classify, and index the documents of the state which shall include executive and legislative documents and departmental reports and keep on file all bills, resolutions, and official journals printed by order of either house of the general assembly;

(G) Provide members of the general assembly with impartial and accurate information and reports concerning legislative problems in accordance with rules prescribed by the commission;

(H) Annually collect the reports required by section 4743.01 of the Revised Code and prepare a report evaluating the extent to which state boards and commissions which regulate occupations are financially self-supporting. The report shall be presented to the speaker and the minority leader of the house of representatives, the president and the minority leader of the senate, and the chairperson and ranking minority member of the finance committees of both houses, on or before the thirty-first day of December each year.

(I) Codify the rules of administrative agencies of the state in accordance with the provisions of section 103.05 of the Revised Code;

(J) Publish the register of Ohio under section 103.051 of the Revised Code;

(K) Operate the electronic rule-filing system under section 103.0511 of the Revised Code;

(L) Assist the standing committees of the house of representatives

and the senate that primarily consider legislation governing the medicaid program, to carry out continuing oversight and other duties regarding the state's medicaid program enumerated under sections 103.41 to 103.412 of the Revised Code.

Sec. 103.41. The standing committees of the house of representatives and the senate that primarily consider legislation governing the medicaid program shall meet jointly during each session of the general assembly to oversee the medicaid program on a continuing basis.

In odd numbered years, the standing committees shall meet jointly at the call of the chairperson of the senate committee that considers the medicaid program. In even numbered years, the standing committees shall meet jointly at the call of the chairperson of the house of representatives committee that considers the medicaid program.

Sec. 103.412 103.411. (A) JMOC shall oversee the medicaid program on a continuing basis. As part of its oversight, JMOC To assist the standing committees overseeing the medicaid program as provided in section 103.41 of the Revised Code, the legislative service commission shall do all of the research, review, and summarize the following to the joint standing committees on request of the chairperson who calls the meeting:

(1) Review how (A) How the medicaid program relates to the public and private provision of health care coverage in this state and the United States;

(2) Review the reforms implemented under section 5162.70 of the Revised Code and evaluate the reforms' successes in achieving their objectives (B) Reports issued by all agencies that participate in the medicaid program that are submitted to the commission;

(3) Recommend policies (C) Policies and strategies related to encourage both of the following:

(a) (1) Medicaid recipients being physically and mentally able to join and stay in the workforce and ultimately becoming self-sufficient;

(b) (2) Less use of the medicaid program.

(4) Recommend, to the extent JMOC determines appropriate, improvements in statutes and (D) Newly-adopted rules concerning the medicaid program;

(5) Develop a plan of action for the future of the medicaid program (E) Pending Ohio medicaid legislation;

(6) Receive and consider reports submitted by local (F) Medicaid legislation and innovations in other states;

(G) Local healthier buckeye councils reports submitted under section 355.04 of the Revised Code.

(B) JMOC may do all of the following:

(1) Plan, advertise, organize, and conduct forums, conferences, and other meetings at which representatives of state agencies and other individuals having expertise in the medicaid program may participate to increase knowledge and understanding of, and to develop and propose improvements in, the medicaid program;

(2) Prepare and issue reports on the medicaid program;

(3) Solicit written comments on, and conduct public hearings at which persons may offer verbal comments on, drafts of its reports.

Sec. 103.414 103.412. (A) Before the beginning of each fiscal biennium, JMOC ~~the legislative service commission~~ shall contract with an actuary to determine the projected medical inflation rate for the upcoming fiscal biennium. The contract shall require the actuary to make the determination using the same types of classifications and sub-classifications of medical care that the United States bureau of labor statistics uses in determining the inflation rate for medical care in the consumer price index. The contract also shall require the actuary to provide JMOC ~~the commission~~ a report with its determination at least one hundred twenty days before the governor is required to submit a state budget for the fiscal biennium to the general assembly under section 107.03 of the Revised Code.

(B) On receipt of the actuary's report, JMOC ~~the commission shall share the report with the standing committees overseeing the medicaid program under section 103.41 of the Revised Code. The standing committees, acting jointly, shall determine whether it agrees they agree with the actuary's projected medical inflation rate. If JMOC disagrees they disagree with the actuary's projected medical inflation rate, JMOC shall the standing committees shall work with the commission to determine a different projected medical inflation rate for the upcoming fiscal biennium.~~

The actuary, ~~the commission,~~ and, if JMOC determines a different projected medical inflation rate, JMOC ~~standing committees~~ shall determine the projected medical inflation rate for the state unless that is not practicable in which case the determination shall be made for the midwest region.

Regardless of whether it agrees with the actuary's projected medical inflation rate or determines a different projected medical inflation rate, JMOC shall complete a report regarding the projected medical inflation rate. JMOC shall include a copy of the actuary's report in JMOC's report. JMOC's report shall state whether JMOC agrees with the actuary's projected medical inflation rate and, if JMOC disagrees, the reason why JMOC disagrees and the different medical inflation rate JMOC determined. At least ninety days before the governor is required to submit a state budget for the upcoming fiscal biennium to the general assembly under section 107.03 of the Revised Code, JMOC shall submit a copy of the report to the general assembly in-

~~accordance with section 101.68 of the Revised Code and to the governor and medicaid director.~~

(C) At least ninety days before the governor is required to submit a state budget for the upcoming fiscal biennium to the general assembly under section 107.03 of the Revised Code, the commission shall submit a report to the governor, medicaid director, and the standing committees that includes the following information:

(1) The projected medical inflation rate, whether the standing committees recommend the actuary's rate or the alternate rate recommended by the standing committees;

(2) If the standing committees recommend an alternate rate, an explanation for rejecting the actuary's rate;

(3) A copy of the actuary's report.

Sec. 103.65. (A) There is hereby created the Ohio health oversight and advisory committee. The committee shall consist of the following members:

(1) Three members of the senate appointed by the president of the senate, two of whom are members of the majority party and one of whom is a member of the minority party;

(2) Three members of the house of representatives appointed by the speaker of the house of representatives, two of whom are members of the majority party and one of whom is a member of the minority party.

(B) The president and speaker shall make the initial appointments to the committee not later than fifteen calendar days after June 23, 2021. The president and speaker shall make subsequent appointments not later than forty-five calendar days after the commencement of the first regular session of each general assembly. Members of the committee shall serve on the committee until appointments are made in the first regular session of the following general assembly, until a member no longer serves as a member of the chamber from which the member was initially appointed, or until a member is removed by the speaker or president. No committee member shall be removed during the member's term during a state of emergency as defined in section 107.42 of the Revised Code, unless an extraordinary circumstance exists that prevents a member from serving on the committee. A vacancy on the committee shall be filled in the same manner as the original appointment.

(C) In odd-numbered years, the president shall designate one committee member from the senate who is a member of the majority party as the committee chairperson, and the speaker shall designate one committee member from the house who is a member of the majority party as the committee vice-chairperson and one committee member from the house who is a member of the minority party as the committee ranking minority

member. In even-numbered years, the speaker shall designate one committee member from the house who is a member of the majority party as the committee chairperson, and the president shall designate one committee member from the senate who is a member of the majority party as the committee vice-chairperson and one committee member from the senate who is a member of the minority party as the committee ranking minority member.

(D) In appointing members from the minority party, and in designating ranking minority members, the president and speaker shall consult with the minority leader of their respective houses.

(E) The Ohio health oversight and advisory committee shall meet at the call of the chairperson.

(F) ~~The executive director and other employees of the joint medicare oversight committee~~ legislative service commission shall serve provide staff services to the Ohio health oversight and advisory committee to enable the committee to successfully and efficiently perform its duties."

Delete lines 3196 through 3316 (remove R.C. 103.71, 103.76, 103.77, and 103.78)

After line 3316, insert:

"Sec. 106.02. Except as provided in section 106.026 of the Revised Code, all of the following apply to a proposed rule:

(A) Subject to division (B) of this section, when an agency files a proposed rule and rule summary and fiscal analysis with the joint committee on agency rule review, the joint committee shall review the proposed rule and rule summary and fiscal analysis, and an invalidating concurrent resolution may be adopted, not later than the sixty-fifth day after the day on which the proposed rule was filed with the joint committee. If, after filing the original version of a proposed rule, the agency makes a revision in the proposed rule, the agency shall file the revised proposed rule and a revised rule summary and fiscal analysis with the joint committee. If the revised proposed rule is filed thirty-five or fewer days after the original version of the proposed rule was filed, the joint committee shall review the revised proposed rule and revised rule summary and fiscal analysis, and an invalidating concurrent resolution may be adopted, not later than the sixty-fifth day after the original version of the proposed rule was filed. If, however, the revised proposed rule is filed more than thirty-five days after the original version of the proposed rule was filed, the joint committee shall review the revised proposed rule and revised rule summary and fiscal analysis, and an invalidating concurrent resolution may be adopted, not later than the thirtieth day after the revised proposed rule was filed with the joint committee.

(B) If, after filing a proposed rule and rule summary and fiscal

analysis with the joint committee, an agency determines that it needs additional time to consider the proposed rule and possibly file a revised proposed rule, the agency may notify the joint committee of the agency's intention to file a revised proposed rule. When the agency notifies the joint committee of its intention to file a revised proposed rule, the running of the time within which an invalidating concurrent resolution may be adopted is tolled.

If, after notifying the joint committee of the agency's intention to file a revised proposed rule, the agency makes a revision in the proposed rule, the agency shall file the revised proposed rule and a revised rule summary and fiscal analysis with the joint committee. If the revised proposed rule is filed thirty-five or fewer days after the agency filed the original version of the proposed rule, the joint committee shall review the revised proposed rule and revised rule summary and fiscal analysis, and an invalidating concurrent resolution may be adopted, not later than the sixty-fifth day after the agency filed the original version of the proposed rule. If, however, the revised proposed rule is filed more than thirty-five days after the agency filed the original version of the proposed rule, the joint committee shall review the revised proposed rule and revised rule summary and fiscal analysis, and an invalidating concurrent resolution may be adopted, not later than the thirtieth day after the revised proposed rule is filed with the joint committee.

(C) When an original or revised version of a proposed rule and rule summary and fiscal analysis is filed with the joint committee in December or in the following January before the first day of the legislative session, the joint committee shall review the proposed rule and rule summary and fiscal analysis, and an invalidating concurrent resolution may be adopted, as if the original version of the proposed rule and rule summary and fiscal analysis had been filed with the joint committee on the first day of the legislative session in the following January. If, however, the original version of a proposed rule and rule summary and fiscal analysis have been pending before the joint committee for more than thirty-five days, and the proposed rule and rule summary and fiscal analysis are revised in December or in the following January before the first day of the legislative session, the joint committee shall review the revised proposed rule and revised rule summary and fiscal analysis, and an invalidating concurrent resolution may be adopted, not later than the thirtieth day after the first day of the legislative session in the following January.

(D) A revised proposed rule supersedes each earlier version of the same proposed rule.

(E) The joint committee shall endeavor not to hold its public hearing on a proposed rule earlier than the forty-first day after the proposed rule was filed with the joint committee. The chairperson of the joint committee responsible for calling and conducting meetings under section 101.35 of the

Revised Code may select a date for the committee's public hearing on a proposed rule that is earlier than the forty-first day after the proposed rule was filed."

After line 3372, insert:

"(J) The proposed rule or revised proposed rule is subject to section 106.025 of the Revised Code, and the joint committee has complied with division (B) of that section.

Sec. 106.023. (A) An agency may not adopt a proposed rule or revised proposed rule or file it in final form unless the proposed rule has been filed with the joint committee on agency rule review under division (D) of section 111.15 or division (C) of section 119.03 of the Revised Code and ~~the~~ one of the following applies:

(1) The time for the joint committee to review the proposed rule and for the adoption of an invalidating concurrent resolution has expired without adoption of a concurrent resolution to invalidate the proposed rule;

(2) The rule or revised proposed rule is subject to section 106.026 of the Revised Code, and a law authorizing its adoption has been enacted in accordance with Ohio Constitution, Article II, Sections 15 and 16.

(B) If, before the time for its review of a proposed rule or revised proposed rule expires, the joint committee recommends adoption of a concurrent resolution invalidating the proposed rule or revised proposed rule, and the senate and house of representatives does not, within the time remaining for adoption of the concurrent resolution, hold five sessions at which its journal records a roll call vote disclosing a sufficient number of members in attendance to pass a bill, the time within which that house may adopt the concurrent resolution is extended until it has held five such sessions.

Sec. 106.024. (A) As used in this section:

(1) "Agency" has the meaning defined in section 106.01 of the Revised Code.

(2) "Rule" includes the adoption, amendment, or rescission of a rule.

(3) "Proposed rule" means the original version of a proposed rule, and each revised version of the same proposed rule, that is filed with the joint committee on agency rule review under division (D) of section 111.15 or division (C) of section 119.03 of the Revised Code.

(B) An agency shall prepare, on the form designed by the joint committee on agency rule review, a complete and accurate rule summary and fiscal analysis of each proposed rule that it files under division (D) of section 111.15 or division (C) of section 119.03 of the Revised Code.

The joint committee on agency rule review shall design a form for the

rule summary and fiscal analysis. In the form, the joint committee shall include a space where an agency shall explain the reasoning for any proposed rescission of a rule, including a statement as to whether the agency intends to continue relying on a principle of law or policy stated in the rule when conducting adjudications or other determinations of rights and liabilities or in issuing writings and other materials.

The form also may solicit information such as the following information:

(1) The name, address, and telephone number of the agency, and the name, telephone number, and electronic mail address of an individual or office within the agency designated by that agency to be responsible for coordinating and making available information in the possession of the agency regarding the proposed rule;

(2) The Ohio Administrative Code rule number of the proposed rule;

(3) A brief summary of, and the legal basis for, the proposed rule, including citations identifying the statute that prescribes the procedure in accordance with which the agency is required to adopt the proposed rule, the statute that authorizes the agency to adopt the proposed rule, and the statute that the agency intends to amplify or implement by adopting the proposed rule;

(4) An estimate, in dollars, of the amount by which the proposed rule would increase or decrease revenues or expenditures during the current biennium;

(5) A citation identifying the appropriation that authorizes each expenditure that would be necessitated by the proposed rule;

(6) A summary of the estimated cost of compliance with the rule to all directly affected persons;

(7) The reasons why the rule is being proposed;

(8) If the rule has a fiscal effect on school districts, counties, townships, or municipal corporations, an estimate in dollars of the cost of compliance with the rule, or, if dollar amounts cannot be determined, a written explanation of why it was not possible to ascertain dollar amounts;

(9) If the rule has a fiscal effect on school districts, counties, townships, or municipal corporations and is the result of a federal requirement, a clear explanation that the proposed state rule does not exceed the scope and intent of the requirement, or, if the state rule does exceed the minimum necessary federal requirement, a justification of the excess cost, and an estimate of the costs, including those costs for local governments, exceeding the federal requirement;

(10) If the rule has a fiscal effect on school districts, counties, townships, or municipal corporations, a comprehensive cost estimate that

includes the procedure and method of calculating the costs of compliance and identifies major cost categories including personnel costs, new equipment or other capital costs, operating costs, and indirect central service costs related to the rule. The fiscal analysis shall also include a written explanation of the agency's and the affected local government's ability to pay for the new requirements and a statement of any impact the rule will have on economic development.

(11) If the rule incorporates a text or other material by reference, and the agency claims the incorporation by reference is exempt from compliance with sections 121.71 to 121.74 of the Revised Code on grounds the incorporated text or other material has one or more of the characteristics described in division (B) of section 121.75 of the Revised Code, an explanation of how the incorporated text or other material is exempted under that division;

(12) If the rule imposes a fee, an explanation of how the fee directly relates to the cost actually incurred by the agency in performing the function for which the fee is charged.

The rule summary and fiscal analysis form, instead of or in addition to the foregoing, may solicit any other information the joint committee on agency rule review considers necessary to make the proposed rule or the fiscal effect of the proposed rule fully understandable.

(C) The agency shall file the rule summary and fiscal analysis in electronic form along with the proposed rule that it files under division (D) of section 111.15 or divisions (B) and (C) of section 119.03 of the Revised Code. The joint committee on agency rule review shall not accept any proposed rule for filing unless a copy of the rule summary and fiscal analysis of the proposed rule, completely and accurately prepared, is filed along with the proposed rule.

(D) The joint committee on agency rule review shall review the fiscal effect of each proposed rule that is filed under division (D) of section 111.15 or division (C) of section 119.03 of the Revised Code.

Sec. 106.025. (A) Except as provided in division (C) of this section, on reviewing a proposed rule or revised proposed rule, the joint committee on agency rule review may proceed in accordance with division (B) of this section if it makes any of the following findings with respect to the rule's summary and fiscal analysis:

(1) The proposed rule or revised proposed rule will increase the agency's expenditures during the current biennium by one hundred thousand dollars or more.

(2) The cost to comply with the proposed rule or revised proposed rule for a directly affected person will be one hundred thousand dollars or

more.

(3) The proposed rule or revised proposed rule will impose an annual effect on this state's economy of one million dollars or more.

(B) If the joint committee makes one or more of the findings listed in division (A) of this section, the chairperson of the joint committee responsible for calling and conducting meetings under section 101.35 of the Revised Code may request a designee of the filing agency to appear before the joint committee to answer questions about the fiscal effect of the proposed rule or revised proposed rule. The request shall be transmitted to the agency electronically and specify the time and place at which a designee is to appear before the joint committee to answer the joint committee's questions.

On receiving the request, the agency shall designate a suitable agency officer or employee to appear on behalf of the agency before the joint committee as directed in the request. The agency electronically shall notify the joint committee of the name, title, telephone number, and electronic mail address of the officer or employee who has been designated to appear before the joint committee in response to the request.

After the appearance has concluded, or if the agency designee fails to appear, the joint committee may do any of the following:

(1) Allow the time for legislative review to expire;

(2) Recommend the adoption of a concurrent resolution to invalidate the proposed rule under section 106.021 of the Revised Code;

(3) By vote of a majority of its members, refer the rule for consideration by the full general assembly in accordance with section 106.026 of the Revised Code.

(C) This section does not apply to a proposed rule or revised proposed rule if the rule is based on specific statutory language authorizing or requiring an agency to adopt the rule as opposed to a general grant of authority to adopt rules implementing a law.

Sec. 106.026. (A) This section applies to a proposed rule or revised proposed rule that the joint committee on agency rule review has, in accordance with section 106.025 of the Revised Code, referred for consideration by the full general assembly.

(B) If a proposed rule or revised proposed rule is subject to this section, the chairperson of the joint committee on agency rule review responsible for calling and conducting meetings under section 101.35 of the Revised Code shall immediately transmit the proposed rule or revised proposed rule and rule summary and fiscal analysis to the clerk of the senate and the clerk of the house of representatives. After the chairperson of the joint committee transmits the rule and rule summary and fiscal analysis under

this division, all of the following apply:

(1) The joint committee shall take no further action with respect to the proposed rule until after it is adopted or refiled in accordance with division (D) of this section.

(2) The agency shall not file a revised proposed version of the rule.

(3) The agency shall not adopt the proposed rule unless adoption is authorized by a law enacted in accordance with Ohio Constitution, Article II, Sections 15 and 16 after the chairperson transmits the rule and rule summary and fiscal analysis under this division.

(C) As soon as practicable after receiving a proposed rule or revised proposed rule transmitted under division (B) of this section:

(1) The clerk of the senate shall make the proposed rule or revised proposed rule and rule summary and fiscal analysis available to all members of the senate; and

(2) The clerk of the house of representatives shall make the proposed rule or revised proposed rule and rule summary and fiscal analysis available to all members of the house of representatives.

Any member of the general assembly may introduce legislation authorizing the agency to adopt the proposed rule or revised proposed rule.

(D) If a law authorizing the proposed rule or revised proposed rule is enacted before the general assembly adjourns sine die, legislative review under this chapter ends and the agency may, on or after the law's effective date, file the rule in compliance with section 111.15 or 119.04 of the Revised Code, as applicable. If a law authorizing the rule is not enacted before the general assembly adjourns sine die, the proposed rule or revised proposed rule is invalidated. The agency may refile the rule and rule summary and fiscal analysis with the joint committee.

(E) This section does not apply to any rule that is exempt from legislative review under division (D) of section 111.15 of the Revised Code or division (C) of section 119.03 of the Revised Code.

(F) The enactment of a law in accordance with Ohio Constitution, Article II, Sections 15 and 16, authorizing an agency to adopt a proposed rule or revised proposed rule to which this section applies, does not do either of the following:

(1) Grant an agency additional rulemaking authority or modify the agency's existing rulemaking authority;

(2) Extinguish or modify any claim against an agency arising from the rule.

(G) The enactment of a law in accordance with Ohio Constitution, Article II, Sections 15 and 16, authorizing an agency to adopt a proposed rule

or revised proposed rule to which this section applies, shall not be used as evidence in any proceeding concerning the rule except for the purpose of determining whether the rule is in effect.

Sec. 106.031. If an agency, on the basis of its review of a rule under section 106.03 of the Revised Code, determines that the rule does not need to be amended or rescinded, proceedings shall be had as follows:

(A)(1) If, considering only the standard of review specified in division (A)(7) of section 106.03 of the Revised Code, the rule has an adverse impact on businesses, the agency shall prepare a business impact analysis that describes its review of the rule under that division and that explains why the regulatory intent of the rule justifies its adverse impact on businesses. If the rule does not have an adverse impact on businesses, the agency may proceed under division (B) of this section.

(2) The agency shall transmit a copy of the full text of the rule and the business impact analysis electronically to the common sense initiative office. The office shall make the rule and analysis available to the public on its web site under section 107.62 of the Revised Code.

(3) The agency shall consider any recommendations made by the office.

(4) Not earlier than the sixteenth business day after transmitting the rule and analysis to the office, the agency shall either (a) proceed under divisions (A)(5) and (B) of this section or (b) commence, under division (B) (1) of section 106.03 of the Revised Code, the process of rescinding the rule or of amending the rule to incorporate into the rule features the recommendations suggest will eliminate or reduce the adverse impact the rule has on businesses. If the agency determines to amend or rescind the rule, the agency is not subject to the time limit specified in division (B)(1) of section 106.03 of the Revised Code.

(5) If the agency receives recommendations from the office, and determines not to amend or rescind the rule, the agency shall prepare a memorandum of response that explains why the rule is not being rescinded or why the recommendations are not being incorporated into the rule.

(B) The agency shall assign a new review date to the rule. The review date assigned shall be not later than five years after the immediately preceding review date pertaining to the rule. If the agency assigns a review date that exceeds the five-year maximum, the review date is five years after the immediately preceding review date. The immediately preceding review date includes the date of the review of a rule under section 106.032 of the Revised Code.

(C) The agency shall file all the following, in electronic form, with the joint committee on agency rule review, the secretary of state, and the

director of the legislative service commission: a copy of the rule specifying its new review date, a complete and accurate rule summary and fiscal analysis, and, if relevant, a business impact analysis of the rule, any recommendations received from the common sense initiative office, and any memorandum of response.

(D) The joint committee shall publish notice of the agency's determination not to amend or rescind the rule in the register of Ohio for four consecutive weeks after the rule is filed under division (C) of this section.

(E) During the ninety-day period after a rule is filed under division (C) of this section, but after the four-week notice period required by division (D) of this section has ended, the joint committee may recommend to the senate and house of representatives the adoption of a concurrent resolution invalidating the rule if the joint committee finds any of the following:

(1) The agency improperly applied the standards in division (A) of section 106.03 of the Revised Code in reviewing the rule and in determining that the rule did not need amendment or rescission.

(2) The rule has an adverse impact on businesses, and the agency has failed to demonstrate through a business impact analysis, recommendations from the common sense initiative office, and a memorandum of response that the regulatory intent of the rule justifies its adverse impact on businesses.

(3) If the rule incorporates a text or other material by reference, any of the following applies:

(a) The citation accompanying the incorporation by reference is not such as reasonably would enable a reasonable person to whom the rule applies readily and without charge to find and inspect the incorporated text or other material;

(b) The citation accompanying the incorporation by reference is not such as reasonably would enable the joint committee readily and without charge to find and inspect the incorporated text or other material; or

(c) The rule has been exempted in whole or in part from sections 121.71 to 121.74 of the Revised Code on grounds the incorporated text or other material has one or more of the characteristics described in division (B) of section 121.75 of the Revised Code, but the incorporated text or other material actually does not have any of those characteristics.

(4) If the agency is subject to sections 121.95, 121.951, 121.952, and 121.953 of the Revised Code, the agency has failed to justify the retention of a rule containing a regulatory restriction.

(5) The rule implements a federal law or rule in a manner that is more stringent or burdensome than the federal law or rule requires.

(F) If the agency fails to comply with section 106.03 or 106.031 of the Revised Code, the joint committee shall afford the agency an opportunity

to appear before the joint committee to show cause why the agency has not complied with either or both of those sections. If the agency appears before the joint committee at the time scheduled for the agency to show cause, and fails to do so, the joint committee, by vote of a majority of its members present, may recommend the adoption of a concurrent resolution invalidating the rule for the agency's failure to show cause. Or if the agency fails to appear before the joint committee at the time scheduled for the agency to show cause, the joint committee, by vote of a majority of its members present, may recommend adoption of a concurrent resolution invalidating the rule for the agency's default.

(G)(1) When the joint committee recommends that a rule be invalidated for the agency's failure to show cause at an appearance before the joint committee, the recommendation does not suspend operation of the rule, and the rule remains operational pending action by the senate and house of representatives on the concurrent resolution embodying the recommendation. If the senate and house of representatives adopt the concurrent resolution, the rule is invalid. If, however, the senate and house of representatives do not adopt the resolution, the rule continues in effect, and shall next be reviewed according to the new review date assigned to the rule.

(2) When the joint committee recommends that a rule be invalidated for the agency's failure to appear before the joint committee, the recommendation does not suspend operation of the rule, and the rule remains operational pending action by the senate and house of representatives on the concurrent resolution embodying the recommendation. If the senate and house of representatives adopt the concurrent resolution, the rule is invalid. If, however, the senate and house of representatives do not adopt the resolution, the rule expires in accordance with section 106.033 of the Revised Code.

Sec. 106.033. Notwithstanding any provision of section 106.031 of the Revised Code to the contrary, if an agency fails to perform a review of an existing rule in accordance with section 106.03 of the Revised Code for one year after the rule's review date, the rule is invalid. The agency shall cease enforcing the rule and shall not rely on a principle of law or policy stated in the rule when conducting adjudications or other determinations of rights and liabilities or in issuing writings and other materials. The agency may institute rulemaking proceedings with regard to a rule that is invalid under this section."

After line 3677, insert:

"Sec. ~~103.73~~ **109.39.** (A) The correctional institution inspection committee shall do all of the following:

(1) Subject to division (C) of this section, establish ~~There is, as a~~ section within the office of the attorney general, an office of correctional

facility inspection services. The office shall establish and maintain a continuing program of inspection of each state correctional institution used for the custody, control, training, and rehabilitation of persons convicted of crime and of each private correctional facility. Subject to division (C) of this section, the committee may inspect; any local correctional institution used for the same purposes; and any youth services facility. Subject to division (C) of this section, the committee, and each member of the committee, for the purpose of making an inspection pursuant to this section, shall have access to any state or local correctional institution, to any private correctional facility, or to any part of the institution or facility and shall not be required to give advance notice of, or to make prior arrangements before conducting, an inspection. Each inspection shall include an evaluation of the inmate grievance procedure, compliance with meal requirements, at least one review of rehabilitative or educational programs, and any other compliance area the office determines is appropriate. Not later than the last day of January of each year, the office shall submit a report on its findings from the previous calendar year to the general assembly in accordance with section 101.68 of the Revised Code.

(2) Evaluate and (B) The correctional facility inspection services office may assist the attorney general and correctional facility leadership in the development and evaluation of programs to improve the condition or operation of correctional the facilities or institutions listed in division (A) of this section;

(3) Prepare a report for submission to the succeeding general assembly of the findings the committee makes in its inspections and of any programs that have been proposed or developed to improve the condition or operation of the correctional institutions in the state. The report shall contain a separate evaluation of the inmate grievance procedure at each state correctional institution. The committee shall submit the report to the succeeding general assembly within fifteen days after commencement of that general assembly's first regular session.

(B) Subject to division (C) of this section, the committee shall make an inspection of each state correctional institution each biennium and of each private correctional facility each biennium. The inspection shall include attendance at one general meal period and one rehabilitative or educational program

(C) The office of correctional facility inspection services shall not be required to give advance notice of, or to make prior arrangements before conducting, an inspection under division (A) of this section.

(C) An inspection of a state correctional institution, a private correctional facility, or a local correctional institution under division (A) or (B) of this section or under section 103.74 of the Revised Code, or an

inspection under section 103.76 of the Revised Code, is subject to and shall be conducted in accordance with all of the following:

(1) ~~The inspection shall not be conducted unless the chairperson of the committee grants prior approval for the inspection.~~

(2) ~~The inspection shall be conducted by at least one staff member of the committee and may include one or more of the members appointed to the committee.~~

(3) ~~Unless the chairperson of the committee determines that the inspection must be conducted outside of normal business hours for any reason, including emergency circumstances or a justifiable cause that perpetuates the mission of the committee, and the chairperson specifies in the grant of prior approval for the inspection that the chairperson has so determined, the inspection shall be conducted only during normal business hours. If the chairperson determines that the inspection must be conducted outside of normal business hours and the chairperson specifies in the grant of prior approval for the inspection that the chairperson has so determined, the inspection may be conducted outside of normal business hours.~~

(D) The attorney general shall provide adequate office space, staff, equipment, and materials to the correctional facility inspection services office.

(E) The total costs of each inspection conducted under this section shall be recovered by the attorney general from the department of corrections and rehabilitation or the department of youth services.

(F) As used in this section:

~~(1)~~ "Local public entity," "out-of-state prisoner," and "private contractor" have the same meanings as in section 9.07 of the Revised Code.

~~(2)~~ "Private correctional facility" means a correctional facility in this state that houses out-of-state prisoners and that is operated by a private contractor under a contract with a local public entity pursuant to section 9.07 of the Revised Code.

"Youth services facility" means a facility operated, or contracted for, by the department of youth services that is used for the care, protection, treatment, or secure confinement of any child committed to the department's custody."

In line 4617, after "Code" insert "and expiration under section 106.033 of the Revised Code"

In line 4692, strike through "(D)" and insert "(D)(1)"

In line 4697, strike through "section" and insert "sections"

In line 4698, after "106.021" insert ", 106.025, and 106.026"

In line 4715, after the period insert "If the rule summary and fiscal analysis indicates the rule may have any of the effects listed in division (A) of section 106.025 of the Revised Code, the executive director of the joint committee shall notify the members of the general assembly and include all documentation submitted to the joint committee in the agency's original rule filing with the notice.

(2)"

In line 4718, strike through "the" and insert "one of the following applies:

(a) The"

In line 4722, after "rule" insert ".

(b) The proposed rule is subject to section 106.026 of the Revised Code, and a law authorizing its adoption enacted in accordance with Ohio Constitution, Article II, Sections 15 and 16 is in effect"

In line 4723, before "If" insert "(3)"

In line 4730, before "As" insert "(4)"

In line 4733, strike through "This division" and insert "(5) Division (D) of this section"

In line 4734, strike through "(1)" and insert "(a)"

In line 4735, strike through "(2)" and insert "(b)"

In line 4739, strike through "(3)" and insert "(c)"

In line 4742, strike through "(4)" and insert "(d)"

In line 4745, strike through "(5)" and insert "(e)"

In line 4750, strike through "(a)" and insert "(i)"

In line 4752, strike through "(b)" and insert "(ii)"

In line 4754, strike through "(6)" and insert "(f)"

In line 4757, strike through "(7)" and insert "(g)"

In line 4760, strike through "(D)(5)" and insert "(D)(5)(e)"

After line 5411, insert:

"Sec. 117.56. (A) During the course of an audit, including a performance audit, of the department of transportation any state agency or institution of higher education as defined in section 3345.011 of the Revised

Code, the auditor of state, an employee of the auditor of state, and any independent accountants or consultants contracted by the auditor of state as necessary to carry out the statutory responsibilities of the auditor of state, may request access to any system the department agency or institution uses or maintains. The director of transportation and employees of the department. If the auditor of state requests access, the agency or institution shall provide access subject to the following:

(1) The access is read only and is downloadable for analysis;

(2) The access is requested after the notice of engagement letter is sent to the agency or institution;

(3) Any employee of the auditor of state, or independent accountant or consultant contracted by the auditor of state, who will have access as set forth above, is a national of the United States or lawful permanent resident of the United States;

(4) The data accessed is kept on servers located in the United States.

(5) Employees of the agency or institution shall assist the auditor of state, employees of the auditor of state, and independent accountants or consultants contracted by the auditor of state with accessing the department's systems including but not limited to providing a comprehensive list of all the data available and data definitions necessary to understand the systems and data provided to the auditor of state.

(B) The auditor of state, employees of the auditor of state, and independent accountants and consultants retained contracted by the auditor of state, shall comply with all state and federal privacy and confidentiality laws, rules, and regulations that apply to the content of the systems the auditor of state accesses.

(C) Any system breach, unauthorized access, or unauthorized release of information that results from access under this section shall be reported immediately to the state highway patrol and any other relevant law enforcement agency for criminal investigation."

After line 5566, insert:

"**Sec. 119.03.** In the adoption, amendment, or rescission of any rule, an agency shall comply with the following procedure:

(A) Reasonable public notice shall be given in the register of Ohio at least thirty days prior to the date set for a hearing, in the form the agency determines. The agency shall file copies of the public notice under division (B) of this section. (The agency gives public notice in the register of Ohio when the public notice is published in the register under that division.)

The public notice shall include:

(1) A statement of the agency's intention to consider adopting,

amending, or rescinding a rule;

(2) A synopsis of the proposed rule, amendment, or rule to be rescinded or a general statement of the subject matter to which the proposed rule, amendment, or rescission relates;

(3) A statement of the reason or purpose for adopting, amending, or rescinding the rule;

(4) The date, time, and place of a hearing on the proposed action, which shall be not earlier than the thirty-first nor later than the fortieth day after the proposed rule, amendment, or rescission is filed under division (B) of this section.

In addition to public notice given in the register of Ohio, the agency may give whatever other notice it reasonably considers necessary to ensure notice constructively is given to all persons who are subject to or affected by the proposed rule, amendment, or rescission.

The agency shall provide a copy of the public notice required under division (A) of this section to any person who requests it and pays a reasonable fee, not to exceed the cost of copying and mailing.

(B) The full text of the proposed rule, amendment, or rule to be rescinded, accompanied by the public notice required under division (A) of this section, shall be filed in electronic form with the secretary of state and with the director of the legislative service commission. (If in compliance with this division an agency files more than one proposed rule, amendment, or rescission at the same time, and has prepared a public notice under division (A) of this section that applies to more than one of the proposed rules, amendments, or rescissions, the agency shall file only one notice with the secretary of state and with the director for all of the proposed rules, amendments, or rescissions to which the notice applies.) The proposed rule, amendment, or rescission and public notice shall be filed as required by this division at least sixty-five days prior to the date on which the agency, in accordance with division (E) of this section, issues an order adopting the proposed rule, amendment, or rescission.

If the proposed rule, amendment, or rescission incorporates a text or other material by reference, the agency shall comply with sections 121.71 to 121.75 of the Revised Code.

The proposed rule, amendment, or rescission shall be available for at least thirty days prior to the date of the hearing at the office of the agency in printed or other legible form without charge to any person affected by the proposal. Failure to furnish such text to any person requesting it shall not invalidate any action of the agency in connection therewith.

If the agency files a revision in the text of the proposed rule, amendment, or rescission, it shall also promptly file the full text of the

proposed rule, amendment, or rescission in its revised form in electronic form with the secretary of state and with the director of the legislative service commission.

The agency shall file the rule summary and fiscal analysis prepared under section 106.024 of the Revised Code in electronic form along with a proposed rule, amendment, or rescission or proposed rule, amendment, or rescission in revised form that is filed with the secretary of state or the director of the legislative service commission.

The agency shall file the hearing report relating to a proposed rule, amendment, or rescission in electronic form with the secretary of state and the director of the legislative service commission at the same time the agency files the hearing report with the joint committee on agency rule review.

The director of the legislative service commission shall publish in the register of Ohio the full text of the original and each revised version of a proposed rule, amendment, or rescission; the full text of a public notice; the full text of a rule summary and fiscal analysis; and the full text of a hearing report that is filed with the director under this division.

~~(C)~~(1) When an agency files a proposed rule, amendment, or rescission under division (B) of this section, it also shall file in electronic form with the joint committee on agency rule review the full text of the proposed rule, amendment, or rule to be rescinded in the same form and the public notice required under division (A) of this section. (If in compliance with this division an agency files more than one proposed rule, amendment, or rescission at the same time, and has given a public notice under division (A) of this section that applies to more than one of the proposed rules, amendments, or rescissions, the agency shall file only one notice with the joint committee for all of the proposed rules, amendments, or rescissions to which the notice applies.) The proposed rule, amendment, or rescission is subject to legislative review and invalidation under sections 106.02, 106.021, ~~and 106.022, 106.025, and 106.026~~ of the Revised Code. If the agency makes a revision in a proposed rule, amendment, or rescission after it is filed with the joint committee, the agency promptly shall file the full text of the proposed rule, amendment, or rescission in its revised form in electronic form with the joint committee.

An agency shall file the rule summary and fiscal analysis prepared under section 106.024 of the Revised Code in electronic form along with a proposed rule, amendment, or rescission, and along with a proposed rule, amendment, or rescission in revised form, that is filed under this division. If the rule summary and fiscal analysis indicates the rule may have any of the effects listed in division (A) of section 106.025 of the Revised Code, the executive director of the joint committee shall notify the members of the general assembly and include all documentation submitted to the joint

committee in the agency's original rule filing with the notice.

(2) If a proposed rule, amendment, or rescission has an adverse impact on businesses, the agency also shall file the business impact analysis, any recommendations received from the common sense initiative office, and the agency's memorandum of response, if any, in electronic form along with the proposed rule, amendment, or rescission, or along with the proposed rule, amendment, or rescission in revised form, that is filed under this division.

(3) The agency shall file the hearing report in electronic form with the joint committee before the joint committee holds its public hearing on the proposed rule, amendment, or rescission. The filing of a hearing report does not constitute a revision of the proposed rule, amendment, or rescission to which the hearing report relates.

(4) If the proposed rule, amendment, or rescission requires liability insurance, a bond, or any other financial responsibility instrument as a condition of licensure, the agency shall conduct a diligent search to determine if the liability insurance, bond, or other financial responsibility instrument is readily available in the amounts required as a condition of licensure, and shall certify to the joint committee that the search was conducted.

(5) If the proposed rule, amendment, or rescission implements a federal law or rule, the agency shall provide to the joint committee a citation to the federal law or rule the proposed rule, amendment, or rescission implements and a statement as to whether the proposed rule implements the federal law or rule in a manner that is more or less stringent or burdensome than the federal law or rule requires.

(6) A proposed rule, amendment, or rescission that is subject to legislative review under this division may not be adopted under division (E) of this section or filed in final form under section 119.04 of the Revised Code unless the one of the following applies:

(a) The proposed rule, amendment, or rescission has been filed with the joint committee on agency rule review under this division and the time for legislative review of the proposed rule, amendment, or rescission has expired without adoption of a concurrent resolution to invalidate the proposed rule, amendment, or rescission.

(b) The proposed rule, amendment, or rescission is subject to section 106.026 of the Revised Code, and a law authorizing its adoption enacted in accordance with Ohio Constitution, Article II, Sections 15 and 16 is in effect.

This division-(7) Division (C) of this section does not apply to:

~~(1)~~(a) An emergency rule, amendment, or rescission;

~~(2)~~(b) A proposed rule, amendment, or rescission that must be adopted verbatim by an agency pursuant to federal law or rule, to become

effective within sixty days of adoption, in order to continue the operation of a federally reimbursed program in this state, so long as the proposed rule contains both of the following:

~~(a)~~(i) A statement that it is proposed for the purpose of complying with a federal law or rule;

~~(b)~~(ii) A citation to the federal law or rule that requires verbatim compliance.

~~(3)~~(c) A proposed rule, amendment, or rescission that, as set forth in section 3719.41 of the Revised Code, must be adopted by the state board of pharmacy pursuant to federal law or rule, to become effective within sixty days of adoption, so long as the proposed rule contains a statement that it is proposed for the purpose of complying with federal law or rule.

(8) If a rule or amendment is exempt from legislative review under division ~~(C)(2)(C)(7)(b)~~ of this section, and if the federal law or rule pursuant to which the rule or amendment was adopted expires, is repealed or rescinded, or otherwise terminates, the rule or amendment, or its rescission, is thereafter subject to legislative review under division (C) of this section.

(D) On the date and at the time and place designated in the notice, the agency shall conduct a public hearing at which any person affected by the proposed action of the agency may appear and be heard in person, by the person's attorney, or both, may present the person's position, arguments, or contentions, orally or in writing, offer and examine witnesses, and present evidence tending to show that the proposed rule, amendment, or rescission, if adopted or effectuated, will be unreasonable or unlawful. An agency may permit persons affected by the proposed rule, amendment, or rescission to present their positions, arguments, or contentions in writing, not only at the hearing, but also for a reasonable period before, after, or both before and after the hearing. A person who presents a position or arguments or contentions in writing before or after the hearing is not required to appear at the hearing.

At the hearing, the testimony shall be recorded. Such record shall be made at the expense of the agency. The agency is required to transcribe a record that is not sight readable only if a person requests transcription of all or part of the record and agrees to reimburse the agency for the costs of the transcription. An agency may require the person to pay in advance all or part of the cost of the transcription.

In any hearing under this section the agency may administer oaths or affirmations.

The agency shall consider the positions, arguments, or contentions presented at, or before or after, the hearing. The agency shall prepare a hearing summary of the positions, arguments, or contentions, and of the

issues raised by the positions, arguments, or contentions. The agency then shall prepare a hearing report explaining, with regard to each issue, how it is reflected in the rule, amendment, or rescission. If an issue is not reflected in the rule, amendment, or rescission, the hearing report shall explain why the issue is not reflected. The agency shall include the hearing summary in the hearing report as an appendix thereto. And, in the hearing report, the agency shall identify the proposed rule, amendment, or rescission to which the hearing report relates.

~~(E) After~~ (E)(1) Subject to division (E)(2) of this section, after divisions (A), (B), (C), and (D) of this section have been complied with, and when the time for legislative review under sections 106.02, 106.022, and 106.023, and 106.025 of the Revised Code has expired without adoption of a concurrent resolution to invalidate the proposed rule, amendment, or rescission, the agency may issue an order adopting the proposed rule or the proposed amendment or rescission of the rule, consistent with the synopsis or general statement included in the public notice. At that time the agency shall designate the effective date of the rule, amendment, or rescission, which shall not be earlier than the tenth day after the rule, amendment, or rescission has been filed in its final form as provided in section 119.04 of the Revised Code.

(2) If a proposed rule, amendment, or rescission is subject to section 106.026 of the Revised Code, the agency may issue an order adopting the proposed rule or the proposed amendment or rescission of the rule on or after the effective date of the law authorizing adoption enacted in accordance with Ohio Constitution, Article II, Sections 15 and 16. At that time the agency shall designate the effective date of the rule, amendment, or rescission, which shall not be earlier than the tenth day after the rule, amendment, or rescission has been filed in its final form as provided in section 119.04 of the Revised Code.

(F) Prior to the effective date of a rule, amendment, or rescission, the agency shall make a reasonable effort to inform those affected by the rule, amendment, or rescission and to have available for distribution to those requesting it the full text of the rule as adopted or as amended.

(G)(1) If the governor, upon the request of an agency, determines that an emergency requires the immediate adoption, amendment, or rescission of a rule, the governor shall issue an order, the text of which shall be filed in electronic form with the agency, the secretary of state, the director of the legislative service commission, and the joint committee on agency rule review, that the procedure prescribed by this section with respect to the adoption, amendment, or rescission of a specified rule is suspended. The agency may then adopt immediately the emergency rule, amendment, or rescission and it becomes effective on the date the rule, amendment, or rescission, in final form and in compliance with division (A)(2) of section 119.04 of the Revised Code, is filed in electronic form with the secretary of

state, the director of the legislative service commission, and the joint committee on agency rule review. The director shall publish the full text of the emergency rule, amendment, or rescission in the register of Ohio.

Except as provided in division (G)(2) of this section, or section 107.43 of the Revised Code, the emergency rule, amendment, or rescission shall become invalid at the end of the one hundred twentieth day it is in effect. Prior to that date the agency may adopt the emergency rule, amendment, or rescission as a nonemergency rule, amendment, or rescission by complying with the procedure prescribed by this section for the adoption, amendment, and rescission of nonemergency rules. The agency shall not use the procedure of division (G)(1) of this section to readopt the emergency rule, amendment, or rescission so that, upon the emergency rule, amendment, or rescission becoming invalid under division (G)(1) of this section, the emergency rule, amendment, or rescission will continue in effect without interruption for another one-hundred-twenty-day period, except when section 106.02 of the Revised Code prevents the agency from adopting the emergency rule, amendment, or rescission as a nonemergency rule, amendment, or rescission within the one-hundred-twenty-day period.

Division (G)(1) of this section does not apply to the adoption of any emergency rule, amendment, or rescission by the tax commissioner under division (C)(2) of section 5117.02 of the Revised Code.

(2) An emergency rule or amendment adding a substance to a controlled substance schedule shall become invalid at the end of the one hundred eightieth day it is in effect. Prior to that date, the state board of pharmacy may adopt the emergency rule or amendment as a nonemergency rule or amendment by complying with the procedure prescribed by this section for adoption and amendment of nonemergency rules. The board shall not use the procedure of division (G)(1) of this section to readopt the emergency rule or amendment so that, upon the emergency rule or amendment becoming invalid under division (G)(2) of this section, the emergency rule or amendment will continue in effect beyond the one-hundred-eighty-day period.

(3) The general assembly, by adopting a concurrent resolution, and in accordance with section 107.43 of the Revised Code, may do either of the following:

(a) Invalidate, in whole or in part, an emergency rule adopted or amended by an agency in response to a state of emergency, as defined under section 107.42 of the Revised Code, under division (G)(1) of this section;

(b) Authorize an agency to readopt, in whole or in part, a rule that was rescinded in response to a state of emergency under division (G)(1) of this section.

(H) Rules adopted by an authority within the department of job and

family services for the administration or enforcement of Chapter 4141. of the Revised Code or of the department of taxation shall be effective without a hearing as provided by this section if the statutes pertaining to such agency specifically give a right of appeal to the board of tax appeals or to a higher authority within the agency or to a court, and also give the appellant a right to a hearing on such appeal. This division does not apply to the adoption of any rule, amendment, or rescission by the tax commissioner under division (C)(1) or (2) of section 5117.02 of the Revised Code, or deny the right to file an action for declaratory judgment as provided in Chapter 2721. of the Revised Code from the decision of the board of tax appeals or of the higher authority within such agency. "

In line 6250, delete the underlined space and reinsert the stricken space

In line 6660, strike through "(B)(3)" and insert "(B)(5)"; delete the underlined space

In line 6661, strike through "Each" and insert "Except as provided in division (B)(2) of this section, each"

In line 6741, after "(2)" insert "By passing a resolution, a board of county commissioners may decide not to establish or maintain a county family and children first council for the county if the board determines that all of the following conditions exist:

(a) Alternative programs and services exist in the county to meet the needs of those served by a family and children first council.

(b) A family and children first council for the county is not or would not be sufficiently funded to make the council financially sustainable.

(c) The director of the county department of job and family services, executive director of the public children services agency, and county board of developmental disabilities each recommend to the board of county commissioners not to establish or maintain a county family and children first council.

(3) A county's board of county commissioners that has decided to not establish or maintain a county family and children first council may reconsider the decision at any time but shall do so not later than five years after the date the resolution passed. In reconsidering the decision, the board of county commissioners shall determine whether all the conditions described in division (B)(2) of this section exist.

(4)"

In line 6764, strike through "(3)" and insert "(5)"

In line 6778, strike through "(4)(a)" and insert "(6)(a)"; strike through

"(B)(4)(b)" and insert "(B)(6)(b)"

In line 6798, strike through "(5)(a)" and insert "(7)(a)"

In line 6889, strike through "(6)" and insert "(8)"

In line 6900, strike through "(7)" and insert "(9)"

Strike through line 7194

In line 7195, after "(3)" strike through the balance of the line

In line 7195, strike through "(3)" and insert "(2)"

In line 7196, strike through "(4)"

In line 7196, strike through "(4)" and insert "(3)"

In line 7197, strike through "(5)" and insert "(4)"

In line 7198, strike through "(6)" and insert "(5)"

In line 7460, after "(B)" strike through the balance of the line

Strike through lines 7461 through 7464

In line 7465, strike through "this section."

In line 7554, delete "municipal"

Delete lines 7555 through 7560 and insert "transformational major sports facility mixed-use project district as defined in section 123.28 of the Revised Code."

In line 7762, delete "fifty" and insert "twenty-five"

In line 7775, delete "fifty" and insert "twenty-five"

In line 7777, delete "one hundred" and insert "eighty-five"

In line 7790, delete "fifty" and insert "forty"

In line 7806, delete "one hundred" and insert "eighty-five"

After line 8562, insert:

"(6) "Fiscal year" means the fiscal year of this state as specified in section 9.34 of the Revised Code."

In line 8567, after the period insert "The director shall administer the program so that the total reimbursement to each training provider approved to participate in the program occurs at least once per fiscal year."

In line 8570, after "development" insert "at the beginning or before the

beginning of a fiscal year, but not later than the date established by the director"

In line 8623, after "shall" insert "submit the reimbursement application during the fiscal year in which the training provider applied under division (C) of this section, but not later than the date established by the director. The training provider shall"

In line 8639, after the period insert "However, each participating training provider that is a state institution of higher education may receive a total reimbursement or advance payment amount under section 122.1713 of the Revised Code of one million dollars in a fiscal year."

In line 8645, strike through "both" and insert "all"

In line 8649, after "(2)" insert "Create applications to participate in and seek advance payments under the platinum provider programs established under sections 122.1712 and 122.1713 of the Revised Code;

(3)"

In line 8661, after "section" insert "and sections 122.1712 and 122.1713 of the Revised Code"

After line 8670, insert:

"Sec. 122.1712. (A) As used in this section:

(1) "Fiscal year" means the fiscal year of this state as specified in section 9.34 of the Revised Code.

(2) "Individual microcredential assistance program" means the individual microcredential assistance program created under section 122.1710 of the Revised Code.

(3) "Microcredential" has the same meaning as in section 122.178 of the Revised Code.

(4) "Training provider" means all of the following:

(a) An Ohio technical center as defined in section 3333.94 of the Revised Code;

(b) A private business or institution that offers training to allow an individual to earn one or more microcredentials;

(c) A state institution of higher education as defined in section 3345.011 of the Revised Code.

(B) The director of development, in consultation with the governor's office of workforce transformation, shall establish a platinum provider program. A training provider that is approved to participate in the individual microcredential assistance program and that meets the requirements specified

under this section is eligible to participate in the platinum provider program. A training provider approved to participate in the platinum provider program may receive one or more advance payments to cover the training costs for individuals to earn a microcredential under the individual microcredential assistance program.

(C) A training provider seeking to participate in the platinum provider program shall apply to the director on a form prescribed by the director after the training provider is approved to participate in the individual microcredential assistance program. The training provider shall include in the application all of the following information:

(1) The advance payment amount the training provider is seeking, not to exceed twenty per cent of the total reimbursement amount the training provider seeks under division (C) of section 122.1710 of the Revised Code;

(2) Evidence that at least eighty per cent of individuals who participated in training programs offered by the training provider in the previous fiscal year earned a microcredential under the individual microcredential assistance program;

(3) The number of microcredentials for which the training provider is seeking an advance payment and the names of the microcredentials;

(4) The cost of the training for each microcredential for which the training provider is seeking an advance payment;

(5) Proof that the training provider has obtained a surety bond that meets the requirements of division (J) of this section.

(D) The director shall notify a training provider in writing of the director's decision to approve or deny an application the training provider submits under division (C) of this section. If the director approves the application, the director shall do both of the following:

(1) Designate the training provider as a platinum provider;

(2) Provide an initial advance payment to the platinum provider in the amount specified in the application but not exceeding any of the amounts described under division (F) of this section.

(E) After each training program that a platinum provider administers during a fiscal year that results in at least one individual earning a microcredential, the provider may apply for a subsequent advance payment of not more than the least of the amounts described under division (F) of this section. The provider shall include in the application the same information as described under division (C) of this section. If a provider applies for a subsequent advance payment under this division, one of the following applies depending on the training program's completion rate:

(1) If at least eighty per cent of the individuals who participated in the training program earned a microcredential, the director shall provide a

subsequent advance payment to the provider in the amount specified in the application.

(2) If less than eighty per cent of the individuals who participated in the training program earned a microcredential, to be eligible for a subsequent advance payment, the provider shall refund to the director a certain per cent of the advance payment amount that was last provided to the provider during the fiscal year as determined under division (E)(2)(a) of this section.

(a) The per cent a provider must refund to be eligible for a subsequent advance payment under division (E)(2) of this section is the difference between eighty per cent and the per cent of individuals who earned a microcredential.

(b) For a provider to whom division (E)(2) of this section applies, if the provider complies with that division, the director shall provide a subsequent advance payment to the provider in the amount specified in the provider's application. If the provider does not comply with that division, the director shall not provide a subsequent advance payment.

(F) In no case shall the director provide an advance payment under this section that exceeds the least of the following amounts:

(1) Twenty per cent of the total amount of reimbursement the platinum provider seeks under division (C) of section 122.1710 of the Revised Code;

(2) The amount of the provider's surety bond (2) required by division (J) of this section, less any previous advance payment the provider is required to refund to the director under division (G) of this section, if the provider has not yet completed the refund;

(3) One hundred thousand dollars.

(G)(1) If the director approves a reimbursement application that a platinum provider submits under division (F) of section 122.1710 of the Revised Code, the director shall reimburse the platinum provider for the total actual cost for the platinum provider to provide training to individuals who earned a microcredential in accordance with that division less the total advance payment amount provided to the platinum provider under this section. The director shall not reimburse the platinum provider for any amounts the platinum provider refunded to the director under division (E)(2) of this section. If the platinum provider specifies in the reimbursement application that the total actual cost for the platinum provider to provide the training is less than the total advance payment amount provided to the platinum provider under this section, the platinum provider shall refund to the director the difference between the advance payment amount and the actual training cost.

(2) If a platinum provider fails to apply for reimbursement under

division (F) of section 122.1710 of the Revised Code, the director shall require the platinum provider to refund the total advance payment amount provided to the platinum provider under this section.

(H) If, at the time a platinum provider seeks reimbursement under division (F) of section 122.1710 of the Revised Code, the director determines that less than eighty per cent of individuals who participated in training programs provided by the platinum provider in the fiscal year earned a microcredential or that the platinum provider has failed to maintain the bond required under division (J) of this section, both of the following apply:

(1) The director shall revoke the provider's status as a platinum provider:

(2) The provider is ineligible to participate in the platinum provider program for the following fiscal year.

(I) A training provider whose platinum status is revoked under division (H) of this section may reapply to participate in the platinum provider program in the fiscal year that follows the fiscal year in which the training provider is ineligible to participate in the program under that division.

(J) A training provider that is certified as a platinum provider or that seeks to participate in the platinum provider program shall maintain a surety bond issued by a bonding company or an insurance company licensed to do business in this state. The bond shall be in favor of the director in an amount not less than the sum of the total advance payments received by the provider for the fiscal year plus any advance payments for previous fiscal years that the provider is required to refund under division (G) of this section, if the provider has not yet completed the refund. The provider shall maintain the bond for so long as it participates in the program and shall not allow it to expire or terminate until all of the provider's obligations under division (G) of this section are fulfilled.

Sec. 122.1713. (A) As used in this section:

(1) "Fiscal year" means the fiscal year of this state as specified in section 9.34 of the Revised Code.

(2) "Individual microcredential assistance program" means the individual microcredential assistance program created under section 122.1710 of the Revised Code.

(3) "Microcredential" has the same meaning as in section 122.178 of the Revised Code.

(4) "State institution of higher education" has the same meaning as in section 3345.011 of the Revised Code.

(B) The director of development, in consultation with the governor's office of workforce transformation, shall establish an institutional platinum

provider program for state institutions of higher education approved to participate in the individual microcredential assistance program.

(C) Each state institution of higher education shall do both of the following:

(1) Provide at least two in-person training programs and at least one online training program for individuals to earn a microcredential;

(2) Not later than the thirty-first day of December immediately after the effective date of this section, and not later than the thirty-first day of December of each year thereafter, apply to participate in the individual microcredential assistance program.

(D) If the director approves a state institution of higher education's application to participate in the individual microcredential assistance program, all of the following apply:

(1) The director shall designate the institution as an institutional platinum provider.

(2) The institution may participate in the institutional platinum provider program established under this section.

(3) The institution is eligible to apply for one or more advance payments under this section to cover training costs for individuals to earn a microcredential.

(E) An institutional platinum provider may apply for an initial advance payment of not more than twenty per cent of the total reimbursement amount the institution seeks under division (C) of section 122.1710 of the Revised Code. If an institution submits an application under this division, the director shall provide an advance payment to the institution in the amount specified in the application.

(F) After each training program that an institutional platinum provider administers during a fiscal year that results in at least one individual earning a microcredential, the institution may apply for a subsequent advance payment of not more than twenty per cent of the total reimbursement amount the institution seeks under division (C) of section 122.1710 of the Revised Code. If an institution applies for a subsequent advance payment under this division, one of the following applies depending on the training program's completion rate:

(1) If at least fifty per cent of the individuals who participated in the training program earned a microcredential, the director shall provide a subsequent advance payment to the institution in the amount specified in the application.

(2) If less than fifty per cent of the individuals who participated in the training program earned a microcredential, to be eligible for a subsequent advance payment, the institution shall refund to the director a certain per cent

of the advance payment amount that was last provided to the institution during the fiscal year as determined under division (F)(2)(a) of this section.

(a) The per cent an institution must refund to be eligible for a subsequent advance payment under division (F)(2) of this section is the difference between fifty per cent and the per cent of individuals who earned a microcredential.

(b) For an institution to whom division (F)(2) of this section applies, if the institution complies with that division, the director shall provide a subsequent advance payment to the institution in the amount specified in the institution's application. If the institution does not comply with that division, the director shall not provide a subsequent advance payment.

(G) In no case shall the total amount of the advance payments an institutional platinum provider receives under this section during any fiscal year exceed the total reimbursement amount the institution seeks under division (C) of section 122.1710 of the Revised Code.

(H) If the director approves a reimbursement application that an institutional platinum provider submits under division (F) of section 122.1710 of the Revised Code, the director shall reimburse the institution in accordance with that division for the total actual cost for the institution to provide training to individuals who earned a microcredential less the total advance payment amount provided to the institution under this section. The director shall not reimburse the institution for any amounts the institution refunded to the director under division (F)(2) of this section. If the institution specifies in the reimbursement application that the total actual cost for the institution to provide the training is less than the total advance payment amount provided to the institution under this section, the institution shall refund to the director the difference between the advance payment amount and the actual training cost."

In line 9023, reinsert the comma; delete "or"

In line 9024, reinsert ", or division (C)(4) of"

In line 9025, reinsert "section 122.633"; delete "or a restrictive"

Delete line 9026

In line 9027, delete "Revised Code is recorded"

In line 9127, reinsert "(C)(5)"; delete "(C)(6)"

Delete lines 9319 through 9551 (remove R.C. 122.633) and insert:

"Sec. 122.633. (A) As used in this section, "eligible developer" means any of the following:

(1) A nonprofit corporation, as defined in section 1702.01 of the

Revised Code, based in this state with a primary activity of the development and preservation of affordable housing;

(2) A limited partnership or domestic limited partnership, as defined in section 1782.01 of the Revised Code, in which a general partner is a nonprofit corporation based in this state, a primary activity of which is the development and preservation of affordable housing;

(3) A limited liability company, as defined in section 1706.01 of the Revised Code, in which the manager is a nonprofit corporation based in this state, a primary activity of which is the development and preservation of affordable housing;

(4) A community improvement corporation, as defined in section 1724.01 of the Revised Code, or a community urban redevelopment corporation, as defined in section 1728.01 of the Revised Code.

(B) An electing subdivision or eligible developer that rehabilitates or constructs a unit of qualifying residential property and sells the property to an individual or individuals for the individual's or individuals' occupancy may apply to the director of development for a nonrefundable credit against the tax levied under section 5726.02 or 5747.02 of the Revised Code, provided the rehabilitation or construction and the sale comply with division (C) of this section. The credit application shall be made on forms prescribed by the director. The credit shall equal ninety thousand dollars or ~~one-third~~ ninety per cent of the cost to rehabilitate or construct the property, whichever is less.

(C) An application for a credit authorized by division ~~(C)~~ (B) of this section shall certify all of the following:

(1) That the rehabilitation or construction of qualifying residential property that is the subject of the application was completed according to all applicable construction and design standards;

(2) That each qualifying residential property that is the subject of the application was sold to an individual or individuals who have annual income that is not more than the qualifying median income, demonstrated the financial means to purchase the qualifying residential property, and agreed to all of the following in the purchase agreement:

(a) To maintain ownership of the qualifying residential property, occupy it as a primary residence, and not to rent any portion of the property to another individual for use as a dwelling, for at least ~~five~~ three years following the date of purchase;

(b) Not to sell the qualifying residential property to a purchaser other than the electing subdivision, the eligible developer, or an individual or individuals who have annual income that is no more than the qualifying median income for at least ~~twenty~~ fifteen years after the date of purchase;

(c) To pay a penalty to the director of development for violation of

the agreement required by division (C)(2)(a) of this section that, ~~subject to division (F)(3) of section 122.631 of the Revised Code,~~ equals the total amount of the tax credit authorized by this section and attributable to the qualifying residential property purchased by the individual, reduced by ~~twenty per cent~~ one-third of that amount for each full year the individual or individuals owned the property;

(d) That the director of development is a third-party beneficiary of the purchase agreement;

(e) To participate in the applicant's qualifying financial literacy program;

(f) Agree to annually certify to the director of development ~~or the director's designee~~, during the period described by division (C)(2)(a) of this section, that the individual or individuals own and occupy the qualifying residential property, and that no part of the property is being rented to another individual for use as a dwelling.

(3) That the qualifying residential property that is the subject of the application was sold for not more than ~~one two hundred eighty two~~ eighty two thousand dollars;

(4) That the purchaser of the qualifying residential property that is the subject of the application was transferred with a deed restriction prohibiting the sale of the property to a person other than the electing subdivision, the eligible developer, or an individual or individuals who have annual income that is not more than the qualifying median income for at least ~~twenty fifteen~~ years after the date of transfer. The deed restriction is a covenant running with the land and is fully binding on subsequent purchasers of the property until it expires on the fifteenth anniversary of the property's first transfer from the applicant under this section. The electing subdivision or eligible developer may include in the deed restriction a right of first refusal to repurchase the property for the purposes of ensuring that the property is ultimately sold to an individual or individuals who have annual income that is not more than the qualifying median income.

(5) That the applicant provides a minimum of ~~one year six months~~ of qualifying financial literacy counseling, delivered by a qualifying counseling provider, to each purchaser of qualifying residential property that is the subject of the application. An applicant may provide information regarding its qualifying financial literacy program to the director of development for review as part of the application or prior to application;

(6) That the applicant shall report to the department of development the date when the qualifying residential property that is the subject of the application is sold by the applicant.

(7) That the qualifying residential property that is the subject of the

application was not rehabilitated or constructed using grant funds received under section 122.632 of the Revised Code.

(D) The director of development is granted authority and standing to sue for the enforcement of a deed restriction described in division (C)(4) of this section.

(E)(1) Subject to division (E)(2) of this section, if the director determines that the applicant qualifies for a credit under this section, the director shall issue a tax credit certificate to the applicant identified with a unique number and listing the amount of the credit that is eligible to be transferred or claimed pursuant to division (E)(3) or (F) of this section.

(2) The total amount of tax credits issued by the director under this section after the effective date of this amendment shall not exceed ~~twenty-five~~ twenty million dollars ~~in any fiscal year~~, and no tax credits shall be issued after June 30, ~~2025~~2027.

(3) A person granted a certificate pursuant to division (E)(1) of this section may claim the credit against the tax levied under section 5726.02 of the Revised Code or against the person's aggregate tax liability under section 5747.02 of the Revised Code for the taxable year in which the certificate is issued. The taxpayer shall claim the credit in the order prescribed by section 5726.98 or 5747.98 of the Revised Code, as applicable. Any unused amount may be carried forward for the following five taxable years. If the person is a pass-through entity, any taxpayer that is a direct or indirect investor in the pass-through entity on the last day of the entity's taxable year may claim the taxpayer's proportionate or distributive share of the credit against the taxpayer's aggregate amount of tax levied under section 5747.02 of the Revised Code.

A taxpayer claiming a credit under this section shall submit a copy of the certificate with the taxpayer's return or report.

(F) A person granted a certificate pursuant to division (E)(1) of this section may transfer the right to claim all or part of the credit reflected on the certificate to another person.

To effectuate the transfer, the transferor shall notify the tax commissioner, in writing, that the transferor is transferring the right to claim all or part of the remaining credit stated on the certificate. The transferor shall identify in that notification the certificate's number, the name and the tax identification number of the transferee, the amount of the remaining credit transferred to the transferee, and, if applicable, the amount of remaining credit retained by the transferor.

The transferee may claim the amount of the credit received under this division against the tax levied under section 5726.02 of the Revised Code or against the person's aggregate tax liability under section 5747.02 of the

Revised Code for the taxable year in the same manner and for the same taxable years as it may be claimed by a person under division (E)(3) of this section.

Any person to which a credit has been transferred under this division may transfer the right to claim all or part of the transferred credit amount to any other person, in the same manner prescribed by this division for the initial transfer, including that any such transfer be reported by the transferor to the tax commissioner as described in this division.

Transferring a credit under this division does not extend the taxable years for which the credit may be claimed or number of years for which the unclaimed credit amount may be carried forward.

(G) The director may adopt rules in accordance with Chapter 119. of the Revised Code as necessary to administer the tax credits authorized by this section. Such rules may include the following:

- (1) Application forms, deadlines, and procedures;
- (2) Criteria for evaluating and prioritizing applications;
- (3) Guidelines for promoting an even geographic distribution of credits throughout the state."

In line 9658, delete "Acquiring and readying" and insert "Readying"

In line 9663, delete the underlined semicolon and insert an underlined period

Delete lines 9664 and 9665

In line 9674, after "(F)" insert "All applications for grants under this section and the scoring metrics used by the department of development in awarding such grants are public records for the purposes of section 149.43 of the Revised Code.

(G)"

In line 9712, after "costs" delete the balance of the line

Delete lines 9713 through 9717

In line 9718, delete "section"

In line 9724, after "operational" delete the balance of the line

In line 9725, delete everything before the underlined period

Delete lines 9726 through 9737

In line 9738, delete "(8)" and insert "(6)"

In line 9784, reinsert "(2) A" and delete the balance of the line

In line 9785, delete "this section, a"

In line 9787, delete "for a planned economic development project"

Delete lines 9792 through 9794

In line 9804, reinsert "The" and delete the balance of the line

In line 9805, delete "section, the"

In line 9806, delete "planned economic"

In line 9807, delete "development"

In line 9876, strike through ", and grants from those"

Strike through line 9877

In line 9878, strike through "first-served basis"

In line 10070, delete "or presentation"

In line 10128, delete "production" and insert "qualifying"

Delete lines 10561 through 10563 (remove R.C. 122.97) and insert:

"Sec. 122.97. (A) The director of development may allocate the state ceiling on the aggregate amount of private activity bonds issued in this state as provided in 26 U.S.C. 146. The allocation shall be made pursuant to rules the director adopts in accordance with Chapter 119. of the Revised Code that do all of the following:

(1) Provide a formula for allocating the state ceiling, as authorized under 26 U.S.C. 146(e);

(2) Authorize procedures to administer those allocations;

(3) Impose fees on persons to which such allocations are issued;

(4) Establish any other requirements, processes, or procedures to administer the state ceiling.

(B) The development volume cap fund is created in the custody of the treasurer of state, but is not part of the state treasury. The fund shall consist of all fees paid by issuers receiving state ceiling allocations. Funds may be used to pay the department of development's costs in administering ceiling allocations. The treasurer of state shall disburse money from the fund on order of the director of development. All interest and investment income earned by the fund shall be deposited into the fund."

In line 10576, after "thousand" insert "according to the most recent federal decennial census published by the United States census bureau"

In line 10577, delete "privately-owned" and insert "privately owned"

In line 10766, strike through the second "section" and insert "sections"

In line 10767, after "123.281" insert "to 123.283, except as otherwise provided in those sections,"

In line 10979, delete ", including those"

In line 10980, delete "state" and insert ". Total major sports facility mixed-use project district state tax revenues also includes the following:

(1) State"

In line 10983, delete "received" and insert "beginning"

In line 10985, after "appropriation" insert ";

(2) The professional sports franchise and its operations at the major sports facility"

In line 11097, after "section" insert "and section 123.283 of the Revised Code"

In line 11240, delete "eleven and two-thirds" and insert "ten"

In line 11242, delete "and two-"

In line 11243, delete "thirds"

In line 11244, delete "thirty and fifteen-"

In line 11245, delete "eighteenths" and insert "thirty-two"

In line 11246, delete "thirty and fifteen-"

In line 11247, delete "eighteenths" and insert "thirty-two"

In line 11412, delete "section" and insert "sections"; after "123.281" insert "and 123.283"

After line 11414, insert:

"Sec. 123.283. (A) As used in this section:

"Ohio sports facility" means all or a portion of a stadium, arena, tennis facility, motorsports complex, or other capital facility in this state. A primary purpose of the facility shall be to provide a site or venue for the presentation to the public of motorsports events, professional tennis tournaments, or events of one or more major or minor league professional athletic or sports teams that are associated with the state or with a city or region of the state. The facility shall be owned by or located on real property owned by the state or a governmental agency, a nonprofit corporation, or a new community authority as defined in section 349.01 of the Revised Code.

"Initial estimated construction or renovation cost" means the initial estimated cost to construct a new Ohio sports facility or Ohio cultural facility, or the initial estimated cost to renovate an existing Ohio sports facility or Ohio cultural facility, not including any site acquisition cost, and not including any other state funds awarded to, or to be spent on, the project, other than state funds awarded under this section.

(B) Funds from the Ohio cultural and sports facility performance grant fund created in section 123.282 of the Revised Code may be used to pay or reimburse up to fifteen per cent of the initial estimated construction or renovation cost, if the initial estimated construction or renovation cost is less than five hundred million dollars. State funds may be used to pay or reimburse up to twenty-five per cent of the initial estimated construction or renovation cost if the initial estimated construction or renovation cost is five hundred million dollars or greater. No grant may be of an amount greater than two hundred fifty million dollars. No state funds may be awarded under this section until all of the following conditions are met:

(1) In the case of an Ohio sports facility, the initial estimated construction or renovation cost is at least fifty million dollars, or in the case of an Ohio cultural facility, five million dollars. Any performance grants awarded under this section shall only be used for construction or renovation and on such projects that effectuate permanent improvements at the facility.

(2) The professional sports franchise, governmental agency, nonprofit corporation, new community authority, or other organization that would operate the facility has applied to the office of budget and management, on a form and in a manner prescribed by the office of budget and management, to receive the funds. The application shall include a financial and development plan, which shall be evaluated by the office of budget and management, in consultation with the Ohio facilities construction commission and the department of taxation, as applicable. The financial and development plan shall identify the facility to be constructed or renovated, and include or demonstrate, with sufficient detail and clarity, all of the following:

(a) An executed lease agreement, operating agreement, management agreement, non-relocation agreement, cooperative use agreement, or other similar agreement, or an executed and binding term sheet if no other agreement is available;

(b) The length of time remaining on any existing agreement, including any options to extend, or agreed to in any new agreement or binding term sheet, as described in division (B)(2)(a) of this section;

(c) Any state tax credit program that has been awarded, applied for, or is anticipated or otherwise expected to be awarded or applied for, and any associated fiscal impact that it will have on the project;

(d) Project phases and associated timelines;

(e) How the facility will benefit the state, through at least one of the following mechanisms:

(i) That the facility will generate increased state tax revenues under Chapters 5739., 5741., 5747., and 5751. of the Revised Code, which over a period of time will equal or exceed the amount of the performance grant;

(ii) That the facility will bring a positive economic impact to the state, as demonstrated by an objectively verifiable economic impact study provided by an independent third party;

(iii) Any other objectively verifiable metric or measurement established by the office of budget and management, and approved by the controlling board, that demonstrates that the facility will positively impact the local community, region, or state;

(iv) In case of a cultural facility, that the facility will benefit the public in a meaningful way and support culture in the state, and that the facility can be completed and ready to support culture without exceeding the grant amount, as determined by the office of budget and management and approved by controlling board.

(3) If the office of budget and management, in consultation with the Ohio facilities construction commission and the department of taxation, as applicable, is satisfied that the financial and development plan meets the requirements of divisions (B)(1) and (2) of this section, the office of budget and management may, subject to the availability of appropriated funds and at its discretion, enter into a tentative agreement with the applicant organization, which shall identify the facility to be constructed or renovated, and specify all of the following:

(a) In the case of a facility under division (B)(2)(e)(i) of this section, the target amounts of increased state tax revenues the facility shall generate, and the period over which the facility shall generate the increased state tax revenues, which in no case shall exceed thirty years;

(b) In the case of a facility under division (B)(2)(e)(ii) or (B)(2)(e)(iii) of this section, any economic impact targets or indicators, or other objectively verifiable metric or measurement targets or indicators;

(c) At the discretion of the office of budget and management, the applicant organization may combine one or more of the target or indicator amounts described under divisions (B)(3)(e)(i) and (B)(3)(e)(ii) of this section to measure the organization's performance under the grant;

(d) If the increased state tax revenues, economic activity, or other objectively verifiable metric or measurement do not achieve target amounts or indicators, as determined by the office of budget and management in consultation with the department of taxation, as applicable, the the office of budget and management shall take a nonrefundable amount of money equal

to the deficit from the escrow account described under division (B)(4) of this section and deposit it into the general revenue fund;

(e) In the case of an Ohio sports facility, if a professional sports franchise intends to use the facility, the professional sports franchise shall not cease playing most of its home games at the Ohio sports facility and begin playing most of its home games at a different facility until the earlier of one of the following dates:

(i) The total increased state tax revenues or economic activity have achieved target amounts or indicators, including with funds from the escrow amount under division (B)(4) of this section;

(ii) Thirty years after the professional sports franchise plays its initial regular season home game at the newly constructed or renovated Ohio sports facility.

Division (B)(3)(e) of this section is in addition to, independent of, and operates concurrently with section 9.67 of the Revised Code.

(f) In the case of an Ohio cultural facility, that the project scope meets the intent and purpose of this section, and of the development plan as approved by the office of budget and management and the controlling board;

(g) In the case of a motorsports complex, that motorsports events shall be presented at the facility for the period described in the agreement entered into under division (B)(3) of this section, and that any motorsports organization that commits to using the facility for an established period of time shall give the office of budget and management not less than six months' advance notice if the organization intends to cease utilizing the facility prior to the expiration of that established period, and that if the motorsports organization does so, the motorsports organization shall be liable to the state for any performance grant funds used on the construction or renovation costs of the facility, which shall include drawing down the remainder of any escrow account established under division (B)(4) of this section;

(h) In the case of a tennis facility, that the owner or manager of the facility shall provide contractual commitments from a national or international professional tennis organization in a form acceptable to the office of budget and management and the controlling board, in consultation with the Ohio facilities construction commission, that assures that one or more sanctioned professional tennis events will be presented at the facility during each year of the period described in the agreement entered into under division (B)(3) of this section. Any national or international professional tennis organization that commits to using the facility for an established period of time shall give the owner or manager of the facility and the office of budget and management not less than six months' advance notice if the organization intends to cease utilizing the facility prior to the expiration of that established period, and that if the organization does so, the organization

and owner or manager of the facility shall be jointly and severally liable to the state for any performance grant funds used on the construction or renovation costs of the facility, which shall include drawing down the remainder of any escrow account established under division (B)(4) of this section.

(i) The applicant organization shall hold the state of Ohio, including the office of budget and management, the Ohio facilities construction commission, the department of taxation, and the controlling board harmless from all liability for the operation and maintenance costs of the facility, and any costs incurred related to the grant application, agreement entered into under division (B)(3) of this section, the escrow deposited under division (B)(4) of this section, or the submission to controlling board for approval.

(4) In the case of a facility under division (B)(2)(e)(i), (B)(2)(e)(ii), or (B)(2)(e)(iii) of this section, the professional sports franchise, governmental agency, nonprofit corporation, new community authority, or other organization that would operate the facility, upon reaching the agreement with the office of budget and management under division (B)(3) of this section, has executed and filed with the office of budget and management an escrow amount equal to five per cent of the total amount of the performance grant applied for, which shall be deposited in an interest-bearing account maintained within the state treasury, nonrefundable disbursements from which shall be as described in division (B)(3)(d) of this section. Whatever remains of the amount in escrow after the period described in division (B)(3)(a) of this section, or after a period agreed upon under division (B)(3)(b) or (B)(3)(c) of this section, including any interest earnings thereon, shall be returned to the applicant organization, upon certification by the office of budget and management, in consultation with the department of taxation, as applicable, that all conditions of the agreement are satisfied. The agreement under division (B)(3) of this section may provide for a process and timeline by which the applicant organization may seek a determination that all target amounts and indicators have been achieved or exceeded, then apply for the return of any remaining escrow balance.

(5) The agreement under division (B)(3) of this section is submitted to, and approved by, the controlling board. Approval of any such agreement is wholly within the controlling board's discretion, and no such agreement is in any way final or enforceable unless and until the controlling board approves it. As part of its consideration, the controlling board may evaluate all grant application and agreement requirements and materials, as provided for under this section, as well as any other factor, criteria, data, metric, measurement, or information or documents the controlling board determines necessary.

(C) Every person who owns real property located in, enters into a lease, license, use, or operating agreement for all or a portion of the building

and facilities located in, or purchases or leases materials and items used in construction or renovation in the facility is subject to reporting requirements as may be required by the department of taxation, in consultation with the office of budget and management and the Ohio facilities construction commission, for the purposes of this section. Compliance with these requirements may be evidenced by an instrument that is duly recorded with the county recorder.

(D) The office of budget and management, Ohio facilities construction commission, and department of taxation, as applicable, may develop forms necessary to implement and administer this section."

In line 11415, after "(A)" insert "As used in this section, "authorized flag" means any of the following:

(1) The official state flag as described in section 5.01 of the Revised Code;

(2) The United States flag;

(3) The POW/MIA flag as described in section 9.50 of the Revised Code;

(4) A flag containing the official logo of a state agency, so long as the flag has been approved by the governor or the governor's designee.

(B); delete "(B)" and insert "(C)"

In line 11418, delete the second underlined "the"

Delete lines 11419 and 11420

In line 11421, delete everything before the underlined period and insert "an authorized flag"

In line 11422, delete "(B)" and insert "(C)"; delete "(A)" and insert "(B)"

Reinsert lines 11644 through 11648

In line 11649, reinsert "in step value 7 in range 17 of schedule E-1 of division"; after "(B)(3)" insert "(B)"

Reinsert line 11650

After line 11728, insert:

"Sec. 124.385. (A) An employee is eligible for disability leave benefits under this section if the employee has completed one year of continuous state service immediately prior to the date of the disability and if any of the following applies:

(1) The employee is a full-time permanent employee and is eligible for sick leave credit pursuant to division (B) of section 124.382 of the Revised Code or is entitled to disability benefits under a collective bargaining agreement.

(2) The employee is a part-time permanent employee who has worked at least fifteen hundred hours within the twelve-month period immediately preceding the date of disability and is eligible for sick leave credit under division (B) of section 124.382 of the Revised Code.

(3) The employee is a full-time permanent or part-time permanent employee, is on disability leave or leave of absence for medical reasons, and would be eligible for sick leave credit pursuant to division (B) of section 124.382 of the Revised Code except that the employee is in no pay status due to the employee's medical condition.

(B) ~~The director of administrative services, by rule adopted in accordance with Chapter 119. of the Revised Code,~~ shall adopt a rule to establish a disability leave program. The rule shall include, but shall not be limited to, the following:

(1) Procedures to be followed for determining disability;

(2) Provisions for the allowance of disability leave due to illness or injury;

(3) Provisions for the continuation of service credit for employees granted disability leave, including service credit towards retirement, as provided by the applicable statute;

(4) The establishment of a minimum level of benefit and of a waiting period before benefits begin;

(5) Provisions setting a maximum length of benefit and requiring that employees eligible to apply for disability retirement shall do so prior to completing the first six months of their period of disability. The director's rules shall indicate those employees required to apply for disability retirement. If an employee is approved to receive disability retirement, the employee shall receive the retirement benefit and a supplement payment that equals a percentage of the employee's base rate of pay and that, when added to the retirement benefit, equals no more than the percentage of pay received by employees after the first six months of disability. This supplemental payment shall not be considered earnable salary, compensation, or salary, and is not subject to contributions, under Chapter 145., 742., 3307., 3309., or 5505. of the Revised Code.

(6) Provisions that allow employees to utilize available sick leave, personal leave, compensatory time, or vacation leave balances to supplement the benefits payable under this section. The balances used to supplement the benefits, plus any amount contributed by the state ~~as provided in division (D)~~

~~of this section~~, shall be paid at the employee's base rate of pay in an amount sufficient to give employees up to one hundred per cent of pay for time on disability.

~~(7) Procedures for appealing denial of payment of a claim, including the following:~~

~~(a) A maximum of thirty days to file an appeal by the employee;~~

~~(b) A maximum of fifteen days for the parties to select a third party opinion pursuant to division (F) of this section, unless an extension is agreed to by the parties;~~

~~(c) A maximum of thirty days for the third party to render an opinion.~~

~~(8) Provisions for approving leave of absence for medical reasons where an employee is in no pay status because the employee has used all the employee's sick leave, personal leave, vacation leave, and compensatory time;~~

~~(9)~~(8) Provisions for precluding the payment of benefits if the injury for which the benefits are sought is covered by a workers' compensation plan;

~~(10) Provisions for precluding the payment of benefits in order to ensure that benefits are provided in a consistent manner.~~

~~(C) Except as provided in division (B)(6) of this section, time off for an employee granted disability leave is not chargeable to any other leave granted by other sections. The adjudication hearing requirements prescribed in Chapter 119. of the Revised Code do not apply to the procedures for appealing denial of payment of a claim that the director adopts by rule under division (B)(7) of this section.~~

(D) While an employee is on an approved disability leave, the employee shall be responsible for paying the employee's share of retirement contributions and the employer's share shall be paid by the state.

~~(E) The approval for disability leave shall be made by the director, upon recommendation by the appointing authority. The director may delegate to any appointing authority the authority to approve disability benefits for a standard recovery period.~~

~~(F)~~ If a request for disability leave is denied based on a medical determination, the director shall obtain a medical opinion from a third party. The decision of the third party is binding.

~~(G)~~(F) The rule adopted by the director under division (B) of this section shall not deny disability leave benefits for an illness or injury to an employee who is a veteran of the United States armed forces because the employee contracted the illness or received the injury in the course of or as a result of military service and the illness or injury is or may be covered by a compensation plan administered by the United States department of veterans

affairs."

After line 11823, insert:

"Sec. 125.052. (A) As used in this section:

(1) "Online subscription" means an offering through an internet online service or platform to access digital content or services on a recurring basis in exchange for a subscription fee.

(2) "State agency" has the same meaning as in section 1.60 of the Revised Code, except that it does not include the general assembly, any legislative agency, or the governor.

(B) Any online subscription purchased by a state agency for a news periodical or news web site that is not headquartered in this state, and which in the aggregate exceeds five hundred dollars during the fiscal year, is subject to controlling board approval."

After line 11924, insert:

"Sec. 125.13. (A) As used in this section:

(1) "Emergency medical service organization" has the same meaning as in section 4765.01 of the Revised Code.

(2) "Private fire company" has the same meaning as in section 9.60 of the Revised Code.

(B) Whenever a state agency has excess or surplus supplies, it shall notify the director of administrative services. On forms provided by the director, the state agency shall furnish to the director a list of its excess and surplus supplies, including the location of the supplies and whether the supplies are currently in the agency's control.

(C) Upon receipt of notification and at no cost to the state agency, the director of administrative services shall make arrangements for their disposition and shall take immediate control of a state agency's excess and surplus supplies, except for the following excess and surplus supplies:

(1) Excess or surplus supplies that have a value below the minimum value that the director establishes for excess and surplus supplies under division (F) of this section;

(2) Excess or surplus supplies that the director has authorized an agency to donate to a governmental agency, including, but not limited to, public schools and surplus computers and computer equipment transferred to a public school under division (G) of this section;

(3) Excess or surplus supplies that an agency trades in as full or partial payment when purchasing a replacement item;

(4) Hazardous property;

(5) Excess or surplus supplies that the director has authorized to be part of an interagency transfer;

(6) Excess or surplus supplies that are donated under division (H) of this section.

(D) The director shall inventory excess and surplus supplies in the director's control and post on a public web site a list of the supplies available for acquisition. The director may have the supplies repaired. The director shall not charge a fee for the collection or transportation of excess and surplus supplies.

(E) The director may do any of the following:

(1) Dispose of declared surplus or excess supplies in the director's control by sale, lease, donation, or transfer. If the director does so, the director shall dispose of those supplies in any of the following manners:

(a) To state agencies or by interagency trade;

(b) To state-supported or state-assisted institutions of higher education;

(c) To tax-supported agencies, municipal corporations, or other political subdivisions of this state, private fire companies, or private, nonprofit emergency medical service organizations;

(d) To nonpublic elementary and secondary schools chartered by the department of education and workforce under section 3301.16 of the Revised Code;

(e) To a nonprofit organization that is both exempt from federal income taxation under 26 U.S.C. 501(a) and (c)(3) and that ~~receives funds from the state or has a contract~~ is registered and in good standing with the secretary of state as a domestic nonprofit or not-for-profit corporation;

(f) To the general public by auction, sealed bid, sale, or negotiation.

(2) If the director has attempted to dispose of any declared surplus or excess motor vehicle that does not exceed four thousand five hundred dollars in value pursuant to divisions (E)(1)(a) to (c) of this section, donate the motor vehicle to a nonprofit organization exempt from federal income taxation pursuant to 26 U.S.C. 501(a) and (c)(3) for the purpose of meeting the transportation needs of participants in the Ohio works first program established under Chapter 5107. of the Revised Code and participants in the prevention, retention, and contingency program established under Chapter 5108. of the Revised Code. The director may not donate a motor vehicle furnished to the state highway patrol to a nonprofit organization pursuant to this division.

(F) The director may adopt rules governing the sale, lease, or transfer of surplus and excess supplies in the director's control by public auction,

sealed bid, sale, or negotiation, except that no employee of the disposing agency shall be allowed to purchase, lease, or receive any such supplies. The director may dispose of declared surplus or excess supplies, including motor vehicles, in the director's control as the director determines proper if such supplies cannot be disposed of pursuant to division (E) of this section. The director shall by rule establish a minimum value for excess and surplus supplies and prescribe procedures for a state agency to follow in disposing of excess and surplus supplies in its control that have a value below the minimum value established by the director.

(G) The director of administrative services may authorize any state agency to transfer surplus computers and computer equipment that are not needed by other state agencies directly to an accredited public school within the state. The computers and computer equipment may be repaired or refurbished prior to transfer. The state agency may charge a service fee to the public schools for the property not to exceed the direct cost of repairing or refurbishing it. The state agency shall deposit such funds into the account used for repair or refurbishment.

(H) Excess and surplus supplies of food shall be exempt from this section and may be donated directly to nonprofit food pantries and institutions without notification to the director of administrative services."

After line 12045, insert:

"Sec. 125.95. (A) There is hereby created within the department of administrative services the prescription drug transparency and affordability advisory council. The department shall provide administrative support to the advisory council as necessary for the advisory council to carry out its duties under this section.

(1) Members of the advisory council shall include the following:

- (a) The director of administrative services;
- (b) The director of health;
- (c) The medicaid director;
- (d) The director of mental behavioral health and addiction services;
- (e) The administrator of workers' compensation.

(2) Members of the advisory council shall also include individuals who are working to address prescription drug availability and affordability in any of the following areas:

- (a) Insurance;
- (b) Local, state, and federal government service;
- (c) Private industry;
- (d) Organizations of faith;

- (e) Health care providers;
- (f) Consumer organizations;
- (g) Prescription drug manufacturers;
- (h) Prescription drug wholesale distributors;
- (i) Pharmacists;
- (j) Business organizations;
- (k) Individuals concerned about mental health or substance abuse matters;
- (l) Advocates for individuals struggling to afford prescription drugs.

The governor, the senate president, and the speaker of the house of representatives shall each appoint three members, each of whom represents at least one of the categories listed in divisions (A)(2)(a) to (l) of this section.

(B) Members shall serve without compensation. Initial appointments shall be made not later than sixty days after ~~the effective date of this section~~ October 17, 2019. Vacancies shall be filled in the manner provided for original appointments.

(C) Not later than six months after the date of initial appointments under division (B) of this section, the advisory council shall submit a report to the governor, and the general assembly, ~~and the chairperson of the joint-medicare oversight committee~~ in accordance with section 101.68 of the Revised Code. The report shall include recommendations on all of the following:

- (1) How this state can best achieve prescription drug price transparency;
- (2) New payment models or other avenues to create the most affordable environment for purchasing prescription drugs;
- (3) Leveraging this state's purchasing power across all state agencies, boards, commissions, and similar entities;
- (4) Creating efficiencies across different health care systems, such as hospitals, the criminal justice system, treatment and recovery support programs, and employer-sponsored health insurance, to reduce duplicative service delivery across these systems, ensure that patients receive high quality and affordable prescription drugs, and support quality care and outcomes;
- (5) Which critical outcomes can be measured and used to improve this state's system of purchasing affordable prescribed drugs;
- (6) How federal, state, and local resources are being used to optimize these outcomes and identify where the resources can be better coordinated or redirected to meet the needs of consumers in this state.

(D) State agencies, boards, commissions, and similar entities shall cooperate with and provide assistance to the advisory council as necessary for the advisory council to carry out its duties under this section.

(E) ~~On the effective date of this amendment~~ September 30, 2021, the advisory council shall cease to exist. Thereafter, the ~~joint medicaid oversight committee~~ legislative service commission may examine any of the topics described in the report prepared by the former advisory council under division (C) of this section upon the request of a member of the ~~committee~~ the standing committees with oversight of the medicaid program as provided in section 103.41 of the Revised Code. "

Delete lines 12087 through 12124 (remove R.C. 126.14)

Delete lines 12292 through 12296 and insert:

"(2) Money credited to or deposited in the fund shall not be used for the purchase of land or for the purchase of a conservation easement."

After line 13263, insert:

"Sec. 131.50. (A) As used in this section, "state agency" has the same meaning as in section 155.30 of the Revised Code.

(B) There is hereby created in the state treasury the state land royalty fund consisting of money credited to it under section 155.33 of the Revised Code. Any investment proceeds earned on money in the fund shall be credited to the fund.

~~(B)(1)~~(C)(1) A state agency is entitled to receive from the fund the amount that the state agency contributed and a share of the investment earnings of the fund in an amount that is equivalent to the proportionate share of contributions made by the state agency to the fund. Regarding the department of natural resources, each division within the department is entitled to receive from the department's proportionate share all amounts received by the department that are attributable to the state-owned land controlled by that division.

~~(2) The treasurer of state, in consultation with~~ Upon request from a state agency entitled to receive revenue in accordance with this section, the director of budget and management, shall disburse money transfer cash from the state land royalty fund to the natural resources land royalty fund, the wildlife land royalty fund, the transportation land royalty fund, or the appropriate fund designated by the any other state agency, as applicable, not later than thirty days after the deposit of any money into the state land royalty fund. If the state agency is the department of natural resources, the treasurer of state, in consultation with the director of budget and management and the director of natural resources, shall disburse the money to the appropriate fund designated by the applicable division within the department.

(3) A state agency or, as applicable, a division of the department of natural resources, may use the money for any costs and expenses the agency determines are necessary.

~~(C) As used in this section, "state agency" has the same meaning as in section 155.30 of the Revised Code.~~ (D)(1) The natural resources land royalty fund is created in the state treasury. The fund shall consist of money credited to it under division (C) of this section for leased mineral rights on land owned or controlled by the department of natural resources, other than the division of wildlife. All investment earnings of the fund shall be credited to the fund.

(2) The wildlife land royalty fund is created in the state treasury. The fund shall consist of money credited to it under division (C) of this section for leased mineral rights on land owned or controlled by the division of wildlife in the department of natural resources. All investment earnings of the fund shall be credited to the fund.

(3) The transportation land royalty fund is created in the state treasury. The fund shall consist of money credited to it under division (C) of this section for leased mineral rights on land owned or controlled by the department of transportation. All investment earnings of the fund shall be credited to the fund."

In line 13301, delete "and subject to division (J) of this section,"

In line 13330, reinsert "the county auditor's"

In line 13359, reinsert "the county auditor's"

In line 13392, reinsert "the county auditor's"

In line 13410, reinsert "the county auditor's"

In line 13431, reinsert "the county auditor's"

In line 13495, delete "If the subdivision is a school district, the board of"

Delete lines 13496 through 13498

In line 13499, delete "(K)"

In line 13499, reinsert "the county auditor's"

After line 13501, insert:

"Sec. 135.01. Except as otherwise provided in sections 135.14, 135.143, 135.181, and 135.182 of the Revised Code, as used in sections 135.01 to 135.21 of the Revised Code:

(A) "Active deposit" means a public deposit necessary to meet

current demands on the treasury, and that is deposited in any of the following:

(1) A commercial account that is payable or withdrawable, in whole or in part, on demand;

(2) A negotiable order of withdrawal account as authorized in the "Consumer Checking Account Equity Act of 1980," 94 Stat. 146, 12 U.S.C.A. 1832(a);

(3) A money market deposit account as authorized in the "Garn-St. Germain Depository Institutions Act of 1982," 96 Stat. 1501, 12 U.S.C. 3503.

(B) "Auditor" includes the auditor of state and the auditor, or officer exercising the functions of an auditor, of any subdivision.

(C) "Capital funds" means the sum of the following: the par value of the outstanding common capital stock, the par value of the outstanding preferred capital stock, the aggregate par value of all outstanding capital notes and debentures, and the surplus. In the case of an institution having offices in more than one county, the capital funds of such institution, for the purposes of sections 135.01 to 135.21 of the Revised Code, relative to the deposit of the public moneys of the subdivisions in one such county, shall be considered to be that proportion of the capital funds of the institution that is represented by the ratio that the deposit liabilities of such institution originating at the office located in the county bears to the total deposit liabilities of the institution.

(D) "Governing board" means, in the case of the state, the state board of deposit; in the case of all school districts and educational service centers except as otherwise provided in this section, the board of education or governing board of a service center, and when the case so requires, the board of commissioners of the sinking fund; in the case of a municipal corporation, the legislative authority, and when the case so requires, the board of trustees of the sinking fund; in the case of a township, the board of township trustees; in the case of a union or joint institution or enterprise of two or more subdivisions not having a treasurer, the board of directors or trustees thereof; and in the case of any other subdivision electing or appointing a treasurer, the directors, trustees, or other similar officers of such subdivision. The governing board of a subdivision electing or appointing a treasurer shall be the governing board of all other subdivisions for which such treasurer is authorized by law to act. In the case of a county school financing district that levies a tax pursuant to section 5705.215 of the Revised Code, the county board of education that serves as its taxing authority shall operate as a governing board. Any other county board of education shall operate as a governing board unless it adopts a resolution designating the board of county commissioners as the governing board for the county school district.

(E) "Inactive deposit" means a public deposit other than an interim

deposit or an active deposit.

(F) "Interim deposit" means a deposit of interim moneys. "Interim moneys" means public moneys in the treasury of any subdivision after the award of inactive deposits has been made in accordance with section 135.07 of the Revised Code, which moneys are in excess of the aggregate amount of the inactive deposits as estimated by the governing board prior to the period of designation and which the governing board finds should not be deposited as active or inactive deposits for the reason that such moneys will not be needed for immediate use but will be needed before the end of the period of designation. In the case of the state treasury, "interim moneys" means public moneys that are not active deposits and may be invested in accordance with section 135.143 of the Revised Code.

(G) "Permissible rate of interest" means a rate of interest that all eligible institutions mentioned in section 135.03 of the Revised Code are permitted to pay by law or valid regulations.

(H) "Warrant clearance account" means an account established by the treasurer of state for either of the following purposes:

~~(a)~~(1) The deposit of active state moneys for the purposes of clearing state paper warrants or checks through the banking system, funding electronic benefit transfer cards, issuing stored value cards, or otherwise facilitating the settlement of state obligations;

~~(b)~~(2) The deposit of custodial moneys from an account held in the custody of the treasurer of state to facilitate settlement of obligations of the custodial fund.

(I) "Public deposit" means public moneys deposited in a public depository pursuant to sections 135.01 to 135.21 of the Revised Code.

(J) "Public depository" means an institution which receives or holds any public deposits.

(K) "Public moneys" means all moneys in the treasury of the state or any subdivision of the state, or moneys coming lawfully into the possession or custody of the treasurer of state or of the treasurer of any subdivision. "Public moneys of the state" includes all such moneys coming lawfully into the possession of the treasurer of state; and "public moneys of a subdivision" includes all such moneys coming lawfully into the possession of the treasurer of the subdivision.

(L) "Subdivision" means any municipal corporation, except one which has adopted a charter under Article XVIII, Ohio Constitution, and the charter or ordinances of the chartered municipal corporation set forth special provisions respecting the deposit or investment of its public moneys, or any school district or educational service center, a county school financing district, township, municipal or school district sinking fund, special taxing or

assessment district, or other district or local authority electing or appointing a treasurer, except a county. In the case of a school district or educational service center, special taxing or assessment district, or other local authority for which a treasurer, elected or appointed primarily as the treasurer of a subdivision, is authorized or required by law to act as ex officio treasurer, the subdivision for which such a treasurer has been primarily elected or appointed shall be considered to be the "subdivision." The term also includes a union or joint institution or enterprise of two or more subdivisions, that is not authorized to elect or appoint a treasurer, and for which no ex officio treasurer is provided by law.

(M) "Treasurer" means, in the case of the state, the treasurer of state and in the case of any subdivision, the treasurer, or officer exercising the functions of a treasurer, of such subdivision. In the case of a board of trustees of the sinking fund of a municipal corporation, the board of commissioners of the sinking fund of a school district, or a board of directors or trustees of any union or joint institution or enterprise of two or more subdivisions not having a treasurer, such term means such board of trustees of the sinking fund, board of commissioners of the sinking fund, or board of directors or trustees.

(N) "Treasury investment board" of a municipal corporation means the mayor or other chief executive officer, the village solicitor or city director of law, and the auditor or other chief fiscal officer.

(O) "No-load money market mutual fund" means a no-load money market mutual fund to which all of the following apply:

(1) The fund is registered as an investment company under the "Investment Company Act of 1940," 54 Stat. 789, 15 U.S.C.A. 80a-1 to 80a-64;

(2) The fund has the highest letter or numerical rating provided by at least one nationally recognized statistical rating organization;

(3) The fund does not include any investment in a derivative. As used in division (O)(3) of this section, "derivative" means a financial instrument or contract or obligation whose value or return is based upon or linked to another asset or index, or both, separate from the financial instrument, contract, or obligation itself. Any security, obligation, trust account, or other instrument that is created from an issue of the United States treasury or is created from an obligation of a federal agency or instrumentality or is created from both is considered a derivative instrument. An eligible investment described in section 135.14 or 135.35 of the Revised Code with a variable interest rate payment, based upon a single interest payment or single index comprised of other investments provided for in division (B)(1) or (2) of section 135.14 of the Revised Code, is not a derivative, provided that such variable rate investment has a maximum maturity of two years.

(P) "Public depositor" means the state or a subdivision, as applicable,

that deposits public moneys in a public depository pursuant to sections 135.01 to 135.21 of the Revised Code.

(Q) "Uninsured public deposit" means the portion of a public deposit that is not insured by the federal deposit insurance corporation or by any other agency or instrumentality of the federal government."

After line 15542, insert:

"Sec. 149.3010. The Ohio history connection, in addition to its other functions, may use any land owned by the Ohio history connection, any land owned by the state and in the Ohio history connection's custody and control, any land leased by the Ohio history connection, or any land that the Ohio history connection has agreed to lease to another entity or organization, for the purpose of repatriation of American Indian human remains.

The Ohio history connection shall work with and cooperate with federally recognized Indian tribal governments in the selection, management, and use of burial sites under this section. The Ohio history connection shall implement reasonable standards for the use and maintenance of the burial sites. In the event the Ohio history connection shall deaccession, otherwise dispose of, or no longer have custody and control of a burial site, the Ohio history connection shall retain access and authority to maintain the site or the Ohio history connection shall assign its right of access and maintenance to the person acquiring the site. For each burial site established on or after the effective date of this section, and for each burial site established before the effective date of this section and for which it is legally feasible, the Ohio history connection shall establish a perpetual easement, enforceable by the Ohio history connection or a person assigned by the Ohio history connection, to preserve the burial sites.

Chapters 517., 759., 1721., and 4767. of the Revised Code do not apply to burial sites under this section."

In line 15698, delete "sixty" and insert "seventy-five"

In line 16048, strike through "released by the department of"

Strike through lines 16049 and 16050 and insert "under"

In line 16051, after "Code" insert ", except for permitted disclosure of the information listed in division (E)(1) of that section"

In line 16241, after "requested" insert ";

(bbb) Records pertaining to burial sites under section 149.3010 of the Revised Code"

In line 16253, after the comma insert "records pertaining to burial sites under section 149.3010 of the Revised Code."

In line 18272, delete "Public use does not include any taking by a public"

Delete lines 18273 through 18285 and insert "Public use does not include any taking of property for use as a trail for hiking, bicycling, horseback riding, ski touring, canoeing, or other nonmotorized forms of recreational travel. This division does not apply to either of the following:

(a) A regional transit authority acting pursuant to section 306.36 of the Revised Code to acquire right-of-way, within one hundred fifty feet of and parallel to a public road, for a transit facility;

(b) A public or private agency taking property for the construction of a sidewalk within one hundred fifty feet of, and parallel to, a public road."

After line 21454, insert:

"Sec. 173.50. (A) Pursuant to a contract entered into with the department of medicaid as an interagency agreement under section 5162.35 of the Revised Code, the department of aging shall carry out the day-to-day administration of the component of the medicaid program known as the program of all-inclusive care for the elderly or PACE. The department of aging shall carry out its PACE administrative duties in accordance with the provisions of the interagency agreement and all applicable federal laws, including the "Social Security Act," section 1934, 42 U.S.C. 1396u-4.

(B) To the extent authorized by rules authorized by section 5162.021 of the Revised Code, the director of aging may adopt rules in accordance with Chapter 119. of the Revised Code regarding the PACE program, including rules establishing priorities for enrolling in the program pursuant to ~~section~~sections 173.501 and 173.503 of the Revised Code. The rules shall address only those issues that are not addressed in rules adopted by the medicaid director for the PACE program.

Sec. 173.503. The department of aging shall seek to implement a presumptive eligibility component to the PACE program, under which applicants for PACE may receive services under the program during a temporary period, to begin immediately upon application and a finding of presumptive eligibility, while a PACE organization conducts a full eligibility determination on behalf of the individual. If the individual is determined to be ineligible for PACE, the PACE organization that found the individual presumptively eligible shall be responsible for the costs of PACE services provided to the individual during the presumptive eligibility period."

Delete lines 21955 through 22072 (remove R.C. 176.05)

In line 22570, reinsert "the county"

In line 22571, reinsert "auditor's"

In line 22615, reinsert "the county auditor's"

In line 22708, reinsert "the county auditor's"

In line 22831, reinsert "the county auditor's"

In line 23375, strike through "a" and insert "either of the following:

(a) A"

In line 23381, after "corporation" insert ";

(b) A new community authority as defined in section 349.01 of the Revised Code"

Strike through lines 24353 through 24355

In line 24356, strike through "in 1985 or thereafter under"

In line 24357, strike through "section"; strike through "5705.213, 5705.219, or 5748.09 of the Revised"

Strike through line 24358

After line 24387, insert:

"(4) If a school district is affected by division (E)(2) or (3) of this section for either class of property, and additional current expense taxes are levied or are included in the definition of taxes charged and payable, then, for the first tax year those taxes are levied or included, the reduction computed under division (D) of this section for that district shall be computed as though the sums of current expenses taxes levied for the district and charged against that class in the preceding tax year were equivalent to two per cent or two-tenths of one per cent, respectively, of the taxable value of all real property in that class."

After line 24518, insert:

"Sec. 319.304. (A) As used in this section:

(1) "Homestead" has the same meaning as in section 323.151 of the Revised Code and also includes a manufactured or mobile home that is owned and occupied as a home by an individual whose domicile is in this state.

(2) "Homestead exemption" means a reduction authorized under section 4503.065 or division (A)(1), (2), or (3) of section 323.152 of the Revised Code.

(3) "Income threshold" means the total income threshold applicable for the tax year under division (A)(1)(b)(iii) of section 323.152 or division (A)(2)(a)(iii) or (A)(2)(c)(iii) of section 4503.065 of the Revised Code.

(B) A board of county commissioners, by resolution, may authorize a reduction in the real property taxes or manufactured home taxes charged and payable against every homestead in the county subject to a homestead exemption for the tax year. The board shall certify a copy of the resolution, or a copy of any resolution repealing the reduction's authorization, to the county auditor and tax commissioner within thirty days after its adoption. If the resolution is adopted on or before the first day of July of a tax year, the reduction shall first apply or cease to apply, in the case of real property taxes, to that tax year or, in the case of manufactured home taxes, the following tax year. If the resolution is adopted after the first day of July of a tax year, the reduction shall first apply or cease to apply, in the case of real property taxes, to the following tax year or, in the case of manufactured home taxes, the second succeeding tax year.

(C) The reduction shall equal the same amount as the homestead's applicable homestead exemption for the tax year and shall be applied concurrently with the homestead exemption. Except as otherwise provided in division (D) of this section, no application shall be required under section 323.153 or 4503.066 of the Revised Code for a homestead to obtain a reduction authorized by this section, but the reduction is otherwise subject to the same provisions as provided in sections 323.151 to 323.159 or sections 4503.064 to 4503.069 of the Revised Code as are applicable to a homestead exemption. The amount of any reduction authorized under this section shall not be reimbursed as provided in section 323.156 or 4503.068 of the Revised Code.

(D) A homestead that is subject to the homestead exemption authorized under division (A)(1) of section 323.152 or division (A) of section 4503.065 of the Revised Code shall not qualify for a reduction under this section unless the person owning and occupying the homestead or occupying the homestead, in the case of a housing cooperative, has a total income that does not exceed the income threshold applicable to that tax year.

If the person has not already reported the person's total income under section 323.153 or 4503.066 of the Revised Code for the purpose of the homestead exemption, the person shall not be eligible to receive a reduction under this section unless the person files an application verifying the person's total income in accordance with that applicable section. The county auditor shall furnish such person a continuing application under that section, which the person shall use to report changes in total income in accordance with the applicable section."

Delete lines 24626 through 24794 (remove R.C. 323.152)

In line 24627, strike through "section" and insert "sections"; after "319.302" insert "and 319.304"

In line 24757, after "(B)" insert "(1) As used in division (B) of this section, "qualifying levy" has the same meaning as in section 319.302 of the Revised Code.

(2)"

In line 24766, strike through "For the purposes of this division, "qualifying"

Strike through lines 24767 and 24768

After line 24768, insert:

"(3) A board of county commissioners, by resolution, may authorize a partial exemption from the real property taxes or manufactured home taxes on any property or manufactured or mobile home that receives the partial exemption under division (B)(2) of this section. The resolution shall specify the amount of the partial exemption, which may equal up to two and one-half per cent of the amount of taxes to be levied by qualifying levies on the property or home after applying section 319.301 of the Revised Code. The partial exemption shall be applied concurrently with the partial exemption under division (B)(2) of this section, and no application shall be required under section 323.153 of the Revised Code to obtain the partial exemption authorized pursuant to this section.

The board shall certify a copy of the resolution, or a copy of any resolution repealing the partial exemption's authorization, to the county auditor and tax commissioner within thirty days after its adoption. If the resolution is adopted on or before the first day of July of a tax year, the partial exemption shall first apply or cease to apply, in the case of real property taxes, to that tax year or, in the case of manufactured home taxes, the following tax year. If the resolution is adopted after the first day of July of a tax year, the partial exemption shall first apply or cease to apply, in the case of real property taxes, to the following tax year or, in the case of manufactured home taxes, the second succeeding tax year."

After line 24794, insert:

Sec. 323.155. The tax bill prescribed under section 323.131 of the Revised Code shall indicate the net amount of taxes due following the reductions in taxes under sections 319.301, 319.302, 319.304, 323.152, and 323.16 of the Revised Code.

Any reduction in taxes under section 323.152 of the Revised Code shall be disregarded as income or resources in determining eligibility for any program or calculating any payment under Title LI of the Revised Code.

Sec. 323.158. (A) As used in this section, "qualifying county" means

a county to which both of the following apply:

(1) At least one major league professional athletic team plays its home schedule in the county for the season beginning in 1996;

(2) The majority of the electors of the county, voting at an election held in 1996, approved a referendum on a resolution of the board of county commissioners levying a sales and use tax under sections 5739.026 and 5741.023 of the Revised Code.

(B) On or before December 31, 1996, the board of county commissioners of a qualifying county may adopt a resolution under this section. The resolution shall grant a partial real property tax exemption to each homestead in the county that also receives the tax reduction under division (B) of section 323.152 of the Revised Code. The partial exemption shall take the form of the reduction by a specified percentage each year of the real property taxes on the homestead. The resolution shall specify the percentage, which may be any amount. The board may include in the resolution a condition that the partial exemption will apply only upon the receipt by the county of additional revenue from a source specified in the resolution. The resolution shall specify the tax year in which the partial exemption first applies, which may be the tax year in which the resolution takes effect as long as the resolution takes effect before the county auditor certifies the tax duplicate of real and public utility property for that tax year to the county treasurer. Upon adopting the resolution, the board shall certify copies of it to the county auditor and the tax commissioner.

(C) After complying with sections 319.301, 319.302, 319.304, and 323.152 of the Revised Code, the county auditor shall reduce the remaining sum to be levied against a homestead by the percentage called for in the resolution adopted under division (B) of this section. The auditor shall certify the amount of taxes remaining after the reduction to the county treasurer for collection as the real property taxes charged and payable on the homestead.

(D) For each tax year, the county auditor shall certify to the board of county commissioners the total amount by which real property taxes were reduced under this section. At the time of each semi-annual settlement of real property taxes between the county auditor and county treasurer, the board of county commissioners shall pay to the auditor one-half of that total amount. Upon receipt of the payment, the county auditor shall distribute it among the various taxing districts in the county as if it had been levied, collected, and settled as real property taxes. The board of county commissioners shall make the payment from the county general fund or from any other county revenue that may be used for that purpose. In making the payment, the board may use revenue from taxes levied by the county to provide additional general revenue under sections 5739.021 and 5741.021 of the Revised Code or to provide additional revenue for the county general fund under sections

5739.026 and 5741.023 of the Revised Code.

(E) The partial exemption under this section shall not directly or indirectly affect the determination of the principal amount of notes that may be issued in anticipation of a tax levy or the amount of securities that may be issued for any permanent improvements authorized in conjunction with a tax levy.

(F) At any time, the board of county commissioners may adopt a resolution amending or repealing the partial exemption granted under this section. Upon adopting a resolution amending or repealing the partial exemption, the board shall certify copies of it to the county auditor and the tax commissioner. The resolution shall specify the tax year in which the amendment or repeal first applies, which may be the tax year in which the resolution takes effect as long as the resolution takes effect before the county auditor certifies the tax duplicate of real and public utility property for that tax year to the county treasurer.

(G) If a person files a late application for a tax reduction under division (B) of section 323.152 of the Revised Code for the preceding year, and is granted the reduction, the person also shall receive the reduction under this section for the preceding year. The county auditor shall credit the amount of the reduction against the person's current year taxes, and shall include the amount of the reduction in the amount certified to the board of county commissioners under division (D) of this section."

After line 24794, insert:

"Sec. 323.153. (A) To obtain a reduction in real property taxes under division (A) or ~~(B)(B)(2)~~ of section 323.152 of the Revised Code or in manufactured home taxes under division ~~(B)(B)(2)~~ of section 323.152 of the Revised Code, the owner shall file an application with the county auditor of the county in which the owner's homestead is located.

To obtain a reduction in real property taxes under division (A) of section 323.152 of the Revised Code, the occupant of a homestead in a housing cooperative shall file an application with the nonprofit corporation that owns and operates the housing cooperative, in accordance with this paragraph. Not later than the first day of March each year, the corporation shall obtain applications from the county auditor's office and provide one to each new occupant. Not later than the first day of May, any occupant who may be eligible for a reduction in taxes under division (A) of section 323.152 of the Revised Code shall submit the completed application to the corporation. Not later than the fifteenth day of May, the corporation shall file all completed applications, and the information required by division (B) of section 323.159 of the Revised Code, with the county auditor of the county in which the occupants' homesteads are located. Continuing applications shall be furnished to an occupant in the manner provided in division (C)(4) of this

section.

(1) An application for reduction based upon a physical disability shall be accompanied by a certificate signed by a physician, and an application for reduction based upon a mental disability shall be accompanied by a certificate signed by a physician or psychologist licensed to practice in this state, attesting to the fact that the applicant is permanently and totally disabled. The certificate shall be in a form that the tax commissioner requires and shall include the definition of permanently and totally disabled as set forth in section 323.151 of the Revised Code. An application for reduction based upon a disability certified as permanent and total by a state or federal agency having the function of so classifying persons shall be accompanied by a certificate from that agency.

An application by a disabled veteran or the surviving spouse of a disabled veteran for the reduction under division (A)(2)(a) or (b) of section 323.152 of the Revised Code shall be accompanied by a letter or other written confirmation from the United States department of veterans affairs, or its predecessor or successor agency, showing that the veteran qualifies as a disabled veteran.

An application by the surviving spouse of a public service officer killed in the line of duty for the reduction under division (A)(3) of section 323.152 of the Revised Code shall be accompanied by a letter or other written confirmation from an employee or officer of the board of trustees of a retirement or pension fund in this state or another state or from the chief or other chief executive of the department, agency, or other employer for which the public service officer served when killed in the line of duty affirming that the public service officer was killed in the line of duty.

An application for a reduction under division (A) of section 323.152 of the Revised Code constitutes a continuing application for a reduction in taxes for each year in which the dwelling is the applicant's homestead.

(2) An application for a reduction in taxes under division ~~(B)~~(B)(2) of section 323.152 of the Revised Code shall be filed only if the homestead or manufactured or mobile home was transferred in the preceding year or did not qualify for and receive the reduction in taxes under that division for the preceding tax year. The application for homesteads transferred in the preceding year shall be incorporated into any form used by the county auditor to administer the tax law in respect to the conveyance of real property pursuant to section 319.20 of the Revised Code or of used manufactured homes or used mobile homes as defined in section 5739.0210 of the Revised Code. The owner of a manufactured or mobile home who has elected under division (D)(4) of section 4503.06 of the Revised Code to be taxed under division (D)(2) of that section for the ensuing year may file the application at the time of making that election. The application shall contain a statement

that failure by the applicant to affirm on the application that the dwelling on the property conveyed is the applicant's homestead prohibits the owner from receiving the reduction in taxes until a proper application is filed within the period prescribed by division (A)(3) of this section. Such an application constitutes a continuing application for a reduction in taxes for each year in which the dwelling is the applicant's homestead.

(3) Failure to receive a new application filed under division (A)(1) or (2) or notification under division (C) of this section after an application for reduction has been approved is prima-facie evidence that the original applicant is entitled to the reduction in taxes calculated on the basis of the information contained in the original application. The original application and any subsequent application, including any late application, shall be in the form of a signed statement and shall be filed on or before the thirty-first day of December of the year for which the reduction is sought. The original application and any subsequent application for a reduction in manufactured home taxes shall be filed in the year preceding the year for which the reduction is sought. The statement shall be on a form, devised and supplied by the tax commissioner, which shall require no more information than is necessary to establish the applicant's eligibility for the reduction in taxes and the amount of the reduction, and, except for homesteads that are units in a housing cooperative, shall include an affirmation by the applicant that ownership of the homestead was not acquired from a person, other than the applicant's spouse, related to the owner by consanguinity or affinity for the purpose of qualifying for the real property or manufactured home tax reduction provided for in division (A) or ~~(B)(B)(2)~~ of section 323.152 of the Revised Code. The form shall contain a statement that conviction of willfully falsifying information to obtain a reduction in taxes or failing to comply with division (C) of this section results in the revocation of the right to the reduction for a period of three years. In the case of an application for a reduction in taxes for persons described in division (A)(1)(b)(iii) of section 323.152 of the Revised Code, the form shall contain a statement that signing the application constitutes a delegation of authority by the applicant to the tax commissioner or the county auditor, individually or in consultation with each other, to examine any tax or financial records relating to the income of the applicant as stated on the application for the purpose of determining eligibility for the exemption or a possible violation of division (D) or (E) of this section.

(B) A late application for a tax reduction for the year preceding the year in which an original application is filed, or for a reduction in manufactured home taxes for the year in which an original application is filed, may be filed with the original application. If the county auditor determines the information contained in the late application is correct, the auditor shall determine the amount of the reduction in taxes to which the

applicant would have been entitled for the preceding tax year had the applicant's application been timely filed and approved in that year.

The amount of such reduction shall be treated by the auditor as an overpayment of taxes by the applicant and shall be refunded in the manner prescribed in section 5715.22 of the Revised Code for making refunds of overpayments. The county auditor shall certify the total amount of the reductions in taxes made in the current year under this division to the tax commissioner, who shall treat the full amount thereof as a reduction in taxes for the preceding tax year and shall make reimbursement to the county therefor in the manner prescribed by section 323.156 of the Revised Code, from money appropriated for that purpose.

(C)(1) If, in any year after an application has been filed under division (A)(1) or (2) of this section, the owner does not qualify for a reduction in taxes on the homestead or on the manufactured or mobile home set forth on such application, the owner shall notify the county auditor that the owner is not qualified for a reduction in taxes.

(2) If, in any year after an application has been filed under division (A)(1) of this section, the occupant of a homestead in a housing cooperative does not qualify for a reduction in taxes on the homestead, the occupant shall notify the county auditor that the occupant is not qualified for a reduction in taxes or file a new application under division (A)(1) of this section.

(3) If the county auditor or county treasurer discovers that an owner of property or occupant of a homestead in a housing cooperative not entitled to the reduction in taxes under division (A) or ~~(B)~~(B)(2) of section 323.152 of the Revised Code failed to notify the county auditor as required by division (C)(1) or (2) of this section, a charge shall be imposed against the property in the amount by which taxes were reduced under that division for each tax year the county auditor ascertains that the property was not entitled to the reduction and was owned by the current owner or, in the case of a homestead in a housing cooperative, occupied by the current occupant. Interest shall accrue in the manner prescribed by division (B) of section 323.121 or division (G)(2) of section 4503.06 of the Revised Code on the amount by which taxes were reduced for each such tax year as if the reduction became delinquent taxes at the close of the last day the second installment of taxes for that tax year could be paid without penalty. The county auditor shall notify the owner or occupant, by ordinary mail, of the charge, of the owner's or occupant's right to appeal the charge, and of the manner in which the owner or occupant may appeal. The owner or occupant may appeal the imposition of the charge and interest by filing an appeal with the county board of revision not later than the last day prescribed for payment of real and public utility property taxes under section 323.12 of the Revised Code following receipt of the notice and occurring at least ninety days after receipt of the notice. The appeal shall be treated in the same manner as a

complaint relating to the valuation or assessment of real property under Chapter 5715. of the Revised Code. The charge and any interest shall be collected as other delinquent taxes.

(4) Each year during January, the county auditor shall furnish by ordinary mail a continuing application to each person receiving a reduction under division (A) of section 323.152 of the Revised Code. The continuing application shall be used to report changes in total income, ownership, occupancy, disability, and other information earlier furnished the auditor relative to the reduction in taxes on the property. The continuing application shall be returned to the auditor not later than the thirty-first day of December; provided, that if such changes do not affect the status of the homestead exemption or the amount of the reduction to which the owner is entitled under division (A) of section 323.152 of the Revised Code or to which the occupant is entitled under section 323.159 of the Revised Code, the application does not need to be returned.

(5) Each year during February, the county auditor, except as otherwise provided in this paragraph, shall furnish by ordinary mail an original application to the owner, as of the first day of January of that year, of a homestead or a manufactured or mobile home that transferred during the preceding calendar year and that qualified for and received a reduction in taxes under division ~~(B)~~(B)(2) of section 323.152 of the Revised Code for the preceding tax year. In order to receive the reduction under that division, the owner shall file the application with the county auditor not later than the thirty-first day of December. If the application is not timely filed, the auditor shall not grant a reduction in taxes for the homestead for the current year, and shall notify the owner that the reduction in taxes has not been granted, in the same manner prescribed under section 323.154 of the Revised Code for notification of denial of an application. Failure of an owner to receive an application does not excuse the failure of the owner to file an original application. The county auditor is not required to furnish an application under this paragraph for any homestead for which application has previously been made on a form incorporated into any form used by the county auditor to administer the tax law in respect to the conveyance of real property or of used manufactured homes or used mobile homes, and an owner who previously has applied on such a form is not required to return an application furnished under this paragraph.

(D) No person shall knowingly make a false statement for the purpose of obtaining a reduction in the person's real property or manufactured home taxes under section 323.152 of the Revised Code.

(E) No person shall knowingly fail to notify the county auditor of changes required by division (C) of this section that have the effect of maintaining or securing a reduction in taxes under section 323.152 of the Revised Code.

(F) No person shall knowingly make a false statement or certification attesting to any person's physical or mental condition for purposes of qualifying such person for tax relief pursuant to sections 323.151 to 323.159 of the Revised Code.

Sec. 323.156. (A) Within thirty days after a settlement of taxes under divisions (A) and (C) of section 321.24 of the Revised Code, the county treasurer shall certify to the tax commissioner one-half of the total amount of taxes on real property that were reduced pursuant to divisions (A) and (B)(2) of section 323.152 of the Revised Code for the preceding tax year. The commissioner, within thirty days of the receipt of such certifications, shall provide for payment to the county treasurer, from the general revenue fund, of the amount certified, which shall be credited upon receipt to the county's undivided income tax fund, and an amount equal to two per cent of the amount by which taxes were reduced, which shall be credited upon receipt to the county general fund as a payment to the county auditor and treasurer for the costs of administering the exemption provided under sections 323.151 to 323.159 of the Revised Code.

(B) On or before the second Monday in September of each year, the county treasurer shall certify to the tax commissioner the total amount by which the manufactured home taxes levied in that year were reduced pursuant to division ~~(B)~~(B)(2) of section 323.152 of the Revised Code, as evidenced by the certificates of reduction and the tax duplicate certified to the county treasurer by the county auditor. The commissioner, within ninety days after the receipt of such certifications, shall provide for payment to the county treasurer, from the general revenue fund, of the amount certified, which shall be credited upon receipt to the county's undivided income tax fund, and an amount equal to two per cent of the amount by which taxes were reduced, which shall be credited upon receipt to the county general fund as a payment to the county auditor and treasurer for the costs of administering the exemption provided under sections 323.151 to 323.159 of the Revised Code.

(C) Immediately upon receipt of funds into the county undivided income tax fund under this section, the auditor shall distribute the full amount thereof among the taxing districts in the county as though the total had been paid as taxes by each person for whom taxes were reduced under sections 323.151 to 323.159 of the Revised Code.

Sec. 323.158. (A) As used in this section, "qualifying county" means a county to which both of the following apply:

(1) At least one major league professional athletic team plays its home schedule in the county for the season beginning in 1996;

(2) The majority of the electors of the county, voting at an election held in 1996, approved a referendum on a resolution of the board of county commissioners levying a sales and use tax under sections 5739.026 and

5741.023 of the Revised Code.

(B) On or before December 31, 1996, the board of county commissioners of a qualifying county may adopt a resolution under this section. The resolution shall grant a partial real property tax exemption to each homestead in the county that also receives the tax reduction under division ~~(B)~~(B)(2) of section 323.152 of the Revised Code. The partial exemption shall take the form of the reduction by a specified percentage each year of the real property taxes on the homestead. The resolution shall specify the percentage, which may be any amount. The board may include in the resolution a condition that the partial exemption will apply only upon the receipt by the county of additional revenue from a source specified in the resolution. The resolution shall specify the tax year in which the partial exemption first applies, which may be the tax year in which the resolution takes effect as long as the resolution takes effect before the county auditor certifies the tax duplicate of real and public utility property for that tax year to the county treasurer. Upon adopting the resolution, the board shall certify copies of it to the county auditor and the tax commissioner.

(C) After complying with sections 319.301, 319.302, and 323.152 of the Revised Code, the county auditor shall reduce the remaining sum to be levied against a homestead by the percentage called for in the resolution adopted under division (B) of this section. The auditor shall certify the amount of taxes remaining after the reduction to the county treasurer for collection as the real property taxes charged and payable on the homestead.

(D) For each tax year, the county auditor shall certify to the board of county commissioners the total amount by which real property taxes were reduced under this section. At the time of each semi-annual settlement of real property taxes between the county auditor and county treasurer, the board of county commissioners shall pay to the auditor one-half of that total amount. Upon receipt of the payment, the county auditor shall distribute it among the various taxing districts in the county as if it had been levied, collected, and settled as real property taxes. The board of county commissioners shall make the payment from the county general fund or from any other county revenue that may be used for that purpose. In making the payment, the board may use revenue from taxes levied by the county to provide additional general revenue under sections 5739.021 and 5741.021 of the Revised Code or to provide additional revenue for the county general fund under sections 5739.026 and 5741.023 of the Revised Code.

(E) The partial exemption under this section shall not directly or indirectly affect the determination of the principal amount of notes that may be issued in anticipation of a tax levy or the amount of securities that may be issued for any permanent improvements authorized in conjunction with a tax levy.

(F) At any time, the board of county commissioners may adopt a resolution amending or repealing the partial exemption granted under this section. Upon adopting a resolution amending or repealing the partial exemption, the board shall certify copies of it to the county auditor and the tax commissioner. The resolution shall specify the tax year in which the amendment or repeal first applies, which may be the tax year in which the resolution takes effect as long as the resolution takes effect before the county auditor certifies the tax duplicate of real and public utility property for that tax year to the county treasurer.

(G) If a person files a late application for a tax reduction under division ~~(B)~~(B)(2) of section 323.152 of the Revised Code for the preceding year, and is granted the reduction, the person also shall receive the reduction under this section for the preceding year. The county auditor shall credit the amount of the reduction against the person's current year taxes, and shall include the amount of the reduction in the amount certified to the board of county commissioners under division (D) of this section."

In line 26112, reinsert "the county"

In line 26113, reinsert "auditor's"

In line 26138, reinsert "the county auditor's"

In line 26175, reinsert "the county auditor's"

In line 26186, reinsert "the county auditor's"

After line 26402, insert:

"**Sec. 355.04.** A local healthier buckeye council shall report the following information to the ~~joint medicaid oversight committee created in section 103.41 of the Revised Code~~legislative service commission:

(A) Notification that the local council has been established and information regarding the council's organization, plan, and activities;

(B) Information regarding enrollment or outcome data collected under division (E) of section 355.03 of the Revised Code;

(C) Recommendations regarding the best practices for the administration and delivery of publicly funded assistance programs or other services or programs provided by council members or the entities the members represent;

(D) Recommendations regarding the best practices in care coordination."

In line 26652, reinsert "the county auditor's"

In line 26671, reinsert "the county auditor's"

In line 26718, reinsert "the county auditor's"

In line 26829, reinsert "the county auditor's"

In line 26848, reinsert "the county auditor's"

In line 26857, reinsert "the county auditor's"

In line 26888, reinsert "the county auditor's"

In line 26913, reinsert "the county"

In line 26914, reinsert "auditor's"

In line 26924, reinsert "the county auditor's"

In line 27093, reinsert "the county auditor's"

In line 27104, reinsert "the county auditor's"

In line 27120, reinsert "the county"

In line 27121, reinsert "auditor's"

In line 27133, reinsert "the county auditor's"

In line 27183, reinsert "the county auditor's"

In line 27193, reinsert "the county auditor's"

In line 27216, reinsert "the county auditor's"

In line 27267, reinsert "the county auditor's"

In line 27275, reinsert "the county auditor's"

In line 27558, delete "(J)" and insert "(J)(1) Notwithstanding any contrary provision of the Revised Code, a decision of the board of township trustees to adopt a proposed amendment to the zoning text or map to rezone, redistrict, or otherwise make an amendment related to, any property involved in a megaproject as defined in section 122.17 of the Revised Code shall take effect immediately upon adoption and is exempt from the referendum procedures in division (H) of this section.

(2)"

In line 27561, delete "(1)" and insert "(a)"

In line 27565, delete "(2)" and insert "(b)"

In line 30103, reinsert "the county auditor's"

In line 30140, reinsert "the county auditor's"

After line 30580, insert:

"Sec. 909.01. As used in sections 909.01 to 909.18 of the Revised Code:

(A) "Person" includes corporations, companies, societies, associations, partnerships, any individual or combination of individuals, or any institution, park, or other public agency administered by the state or by any district, county, municipal corporation, or other governmental subdivision thereof. When construing or enforcing such sections, the act, omission, or failure of any officer, agent, servant, or other individual acting for or employed by any person as above defined within the scope of his the person's employment or office is deemed to be the act, omission, or failure of such person, as well as that of the officer, agent, servant, or other employee.

(B) "Bees" means any stage of any species of the genus *Apis*.

(C) "Bee diseases" means any infectious or contagious disease that is pathogenic or parasitic and affects the eggs, or the larval, pupal, or adult stages, of bees.

(D) "Apiary" means any place where one or more colonies or nuclei of bees are kept.

(E) "Queen rearing apiaries" means any apiary in which ~~queen~~ beesqueens are reared-raised or purchased for sale, trade, or gift, or otherwise distributed or used to create, for sale, trade or gift, nucs, packages, or colonies.

(F) "Hive" means any modern frame hive, box hive, box, barrel, log gum, skep, or any other natural or artificial receptacle, or any part thereof, that may be used as a domicile for bees.

(G) "Equipment" means any used hives or parts thereof, used frames, used honey houses, used tools, used machines, or used devices employed in the handling or manipulation of bees, honey, or beeswax, or any used container for honey or beeswax that may be used in any apiary.

(H) "Serious bee diseases" means any bee disease the director of agriculture determines to be a threat to the beekeeping industry within the state.

(I) "Africanized honey bees" means any bees identified by the United States department of agriculture by approved identification methods to be classified as *Apis mellifera scutellata*.

(J) "Swarm" means a population of bees that is not permanently established.

(K) "Colony" means the hive and its equipment, including bees, combs, and brood.

(L) "Compliance agreement" means a written agreement between the

department of agriculture and any person engaged in queen rearing in which the person agrees to comply with stipulated requirements.

(M) "Nuc" means a small colony of bees in a hive box to which all of the following applies:

(1) The hive box contains three to five frames.

(2) The hive box contains a laying queen bee and the queen's progeny in egg, larval, pupa, and adult stages.

(3) The small colony has honey and a viable population sufficient enough to develop into a full-sized colony.

Sec. 909.02. Any person owning or possessing bees shall on or before the first day of June of each year, or thereafter within ~~ten~~thirty days after coming into ownership or possession of bees, or upon moving bees into this state from outside the state, file with the director of agriculture an application for registration setting forth the exact location of ~~his~~ the person's apiaries and ~~the number of colonies of bees in each apiary, together with such other information as is required by the director, and accompanied by a registration fee of five dollars for each separate apiary owned or possessed by him at time of registration. Any person who submits his application after the dates specified by this section, or after the dates specified in rules adopted by the director, shall be subject to a ten-dollar late filing fee in addition to the five-dollar registration fee. Upon acceptance of the application, the director shall issue to such person a certificate of registration. All certificates~~ registrations issued in accordance with this section expire on the following thirty-first day of May ~~next following date of issuance or renewal,~~ and shall be renewed according to the standard renewal procedure of sections 4745.01 to 4745.03 of the Revised Code.

No person shall maintain an apiary ~~located on premises other than that of his residence unless such~~ the apiary is registered under this section and identifiable by an apiary name or identification number assigned to such person by the director. Such identification number shall be posted in a conspicuous location in the apiary. The moving, raising, and production of bees, beeswax, honey, and honey products shall be deemed an agricultural pursuit.

Sec. 909.07. The board of county commissioners may ~~appropriate such funds as it deems sufficient for the inspection of apiaries in its county. It may appoint~~ appoint, with the consent and concurrence of the director of agriculture, a deputy apiarist ~~with the consent and concurrence of the director of agriculture, said deputy to serve during the pleasure of said board except as specified in this section. Such~~ Except as otherwise specified in this section, a deputy serves at the pleasure of the applicable board of county commissioners. A deputy apiarist shall be paid such a salary as the board of county commissioners determine for each day, or for each half day of

~~determines for inspection work actually done, together with such and other expenses as are necessarily incurred in the doing of the directly related to inspection work. Before the board approves said the salary and expenses for payment, such the deputy apiarist shall submit the same to the director for his approval review. Such~~

~~A deputy apiarist shall work under the direction of the director and shall be responsible to him for the enforcement of sections 909.01 to 909.18, inclusive, of the Revised Code inspection of apiaries in assigned counties prescribed by the department of agriculture and for the administration and enforcement of this chapter. The~~

~~The director may terminate the appointment of any deputy upon submitting to the board a statement that such deputy has shown himself to be apiarist if there is evidence that the deputy has been unethical, negligent, incompetent, inefficient, or untrustworthy in the discharge of his official duties. Such A deputy apiarist shall furnish to the director such reports as are required and upon blanks furnished by him the director. A duplicate of such reports shall be presented to the board each time that a statement of salary and expense is presented for payment.~~

Sec. 909.08. ~~Each person within the state engaged in the rearing of that intends to sell, trade, gift, or otherwise distribute queen bees for sale or gift, before the first day of April of each year, packaged bees, nucs, or colonies shall file with the director department of agriculture a request for the inspection of his certification of all of the person's queen rearing apiaries where queen bees are reared for which certification is requested. Each request shall be accompanied by a certification fee of fifty dollars or an amount specified in rules adopted by the director of agriculture. The director shall may require all queen rearing apiaries to be inspected as specified in rules adopted by the director at least once each year. If the inspection results in the diagnosis of any serious bee disease or pest or indicates the presence of Africanized honey bees, the owner thereof shall not ship, sell, or give away any queen sell, trade, gift, or otherwise distribute any bees until he has the diagnosed problem has been controlled or eradicated the disease or bees to the satisfaction of the director.~~

When such serious bee diseases or bees pests have been controlled or eradicated in the queen rearing apiary, or if no serious bee disease or pest is diagnosed or Africanized honey bees are found, the director shall may issue an official certificate, signed by the state apiarist, a copy of which. A copy of the certificate shall be attached to each package or shipment of included with each queen bees mailed or shipped, nuc, or colony provided by the producer. The certificate shall be valid for, but not to exceed, one year expire on the thirty-first day of May of the following year and may be renewed annually. The use of tags or other devices bearing an invalid or altered certificate and the misuse of any valid certificate is prohibited.

Sec. 909.09. No person shall sell, offer for sale, give, ~~offer to give, barter, or offer to barter trade, or otherwise distribute~~ any bees, honeycombs, or used beekeeping equipment ~~without a permit from the director of agriculture~~ that contains a serious bee disease or pest. Upon request, the state or a deputy apiarist may issue a transfer permit if, upon inspection, the item is determined to be apparently free from serious bee diseases and pests. The permit, or a copy of it, ~~shall~~ may accompany any such transfer of ownership. The director may refuse to issue the permit until ~~he finds it is found by inspection that any africanized honey bees are eradicated from and any serious bee diseases and pests are controlled or eradicated from the bees, honeycombs, or used beekeeping equipment.~~

This section does not apply to the transfer of ownership of honeycomb for human consumption.

Sec. 909.13. The director of agriculture, in accordance with sections 119.01 to 119.13, ~~inclusive,~~ of the Revised Code, may suspend or revoke any registration, certificate, or permit issued under sections 909.01 to 909.18, inclusive, of the Revised Code this chapter, or a compliance agreement entered into under this chapter, for cause, including any violation of ~~such sections this chapter~~ or nonconformity with any rule or order promulgated under ~~such sections in accordance with sections 119.01 to 119.13, inclusive, of the Revised Code this chapter.~~ There shall be no revocation of a compliance agreement, registration, certificate, or permit until the compliance agreement holder, registrant, or certificate or permit holder first is given an opportunity for a hearing by the director in regard thereto in accordance with sections 119.01 to 119.13, inclusive, of the Revised Code. An appeal may be taken from the action of the director in revocation of a compliance agreement, registration, certificate, or permit to the court of common pleas as provided in section 119.12 of the Revised Code."

After line 30745, insert:

"Sec. 921.01. As used in this chapter:

(A) "Active ingredient" means any ingredient that will prevent, destroy, kill, repel, control, or mitigate any pest, or that will act as a plant regulator, defoliant, or desiccant.

(B) "Adulterated" shall apply to any pesticide if its strength or purity is less than or greater than the professed standard or quality as expressed on its labeling or under which it is sold, if any substance has been substituted wholly or in part for the pesticide, or if any valuable constituent of the pesticide has been wholly or in part abstracted.

(C) "Agricultural commodity" means any plant or part thereof or animal or animal product, produced for commercial use by a person, including farmers, ranchers, vineyardists, plant propagators, Christmas tree

growers, aquaculturists, floriculturists, orchardists, foresters, or other comparable persons, primarily for the sale, consumption, propagation, or other use, by humans or animals.

(D) "Aircraft" means any device used or designed for navigation or flight in the air, except a parachute or other device used primarily as safety equipment.

(E) "Animal" means all vertebrate and invertebrate species, including, but not limited to, humans and other mammals, birds, fish, and shellfish.

(F) "Authorized diagnostic inspection" means a diagnostic inspection conducted by a commercial applicator in the pesticide-use category in which the commercial applicator is licensed under this chapter.

(G) "Beneficial insects" means those insects that, during their life cycle, are effective pollinators of plants, are parasites or predators of pests, or are otherwise beneficial.

(H) "Brand" means any word, name, symbol, device, or combination thereof, that serves to distinguish the pesticide manufactured or distributed by one person from that manufactured or distributed by any other person.

(I) "Pesticide applicator" means a commercial applicator or a private applicator.

(J) "Private applicator" means an individual who is licensed under section 921.11 of the Revised Code.

(K) "Commercial applicator" means an individual who is licensed under section 921.06 of the Revised Code to apply pesticides or to conduct authorized diagnostic inspections.

(L) "Competent" means properly qualified as evidenced by passing the general examination and each applicable pesticide-use category examination for the pesticide-use categories in which a person applies pesticides and, in the case of a person who is a commercial applicator, conducts diagnostic inspections and by meeting any other criteria established by rule.

(M) "Federal act" means the "Federal Insecticide, Fungicide and Rodenticide Act," 61 Stat. 163 (1947), 7 U.S.C.A. 136, as amended.

(N) "Defoliant" means any substance or mixture of substances intended for causing the leaves or foliage to drop from a plant, with or without causing abscission.

(O) "Desiccant" means any substance or mixture of substances intended for artificially accelerating the drying of plant tissue.

(P) "Device" means any instrument or contrivance, other than a firearm, that is intended for trapping, destroying, repelling, or mitigating any pest or any other form of plant or animal life, other than human beings and

other than bacteria, virus, or other microorganism on or in living human beings or other living animals. "Device" does not include equipment used for the application of pesticides when sold separately therefrom.

(Q) "Direct supervision" means ~~either of the following, as applicable:~~

~~(1) Unless, unless otherwise prescribed by its labeling, a general use pesticide is considered to be applied under the direct supervision of a commercial applicator, if it is applied by a trained serviceperson acting under the instructions and control of a commercial applicator.~~

~~(2) Unless otherwise prescribed by its labeling, a restricted use pesticide is considered to be applied under the direct supervision of a private applicator, if it is applied by an immediate family member or a subordinate employee of that private applicator acting under the instructions and control of the private applicator, who is responsible for the actions of that immediate family member or subordinate employee and who is available when needed, even though the private applicator is not physically present at the time and place the restricted use pesticide application is occurring.~~

(R) "Directly supervise" means providing direct supervision under division ~~(Q)(1) or (2) or both of those divisions (Q)~~ of this section, as applicable.

(S) "Distribute" means to offer or hold for sale, sell, barter, ship, deliver for shipment, or receive and, having so received, to deliver or offer to deliver, pesticides in this state. "Distribute" does not mean to hold for use, apply, or use pesticides or dilutions of pesticides, except when a pesticide dealer holds for use, applies, or uses pesticides or dilutions of pesticides in the course of business with a commercial applicator who is employed by that pesticide dealer.

(T) "Environment" includes water, air, land, and all plants and human beings and other animals living therein, and the interrelationships that exist among them.

(U) "Fungus" means any nonchlorophyll-bearing thallophyte, which is any nonchlorophyll-bearing plant of a lower order than mosses and liverworts, as for example, rust, smut, mildew, mold, yeast, and bacteria, except those on or in living human beings or other animals, or processed food, beverages, or pharmaceuticals.

(V) "General use pesticide" means a pesticide that is classified for general use under the federal act.

(W) "Ground equipment" means any device, other than aircraft, used on land or water to apply pesticides in any form.

(X) "Immediate family" means a person's spouse residing in the person's household, brothers and sisters of the whole or of the half blood, children, including adopted children, parents, and grandparents.

~~(Y)~~ "Incidental use" or "incidentally use" means the application of a general use pesticide on an occasional, isolated, site-specific basis in order to avoid immediate personal harm. "Incidental use" or "incidentally use" does not mean regular, routine, or maintenance application of a general use pesticide.

~~(Z)~~(Y) "Inert ingredient" means an ingredient that is not active.

~~(AA)~~(Z) "Ingredient statement" means a statement of the name and percentage of each active ingredient, together with the total percentage of inert ingredients. When the pesticide contains arsenic in any form, the ingredient statement shall include percentages of total and water soluble arsenic, each calculated as elemental arsenic.

~~(BB)~~(AA) "Insect" means any of the numerous small invertebrate animals generally having the body more or less obviously segmented, for the most part belonging to the class insecta, including, but not limited to, beetles, bugs, bees, and flies, and to other allied classes of arthropods, including, but not limited to, spiders, mites, ticks, centipedes, and wood lice.

~~(CC)~~(BB) "Integrated pest management" means a sustainable approach to managing pests by combining biological, cultural, physical, and chemical tools in a way that minimizes economic, health, and environmental risks.

~~(DD)~~(CC) "Label" means the written, printed, or graphic matter on, or attached to the pesticide or device, or any of its containers or wrappers.

~~(EE)~~(DD) "Labeling" means all labels and other written, printed, or graphic matter:

(1) Accompanying the pesticide product or device at any time;

(2) To which reference is made on the label or in literature accompanying the pesticide product or device, except when accurate, nonmisleading reference is made to current official publications of the United States environmental protection agency, the United States department of agriculture or interior, the United States department of health and human services, state experiment stations, state agricultural colleges, or other similar federal or state institutions or official agencies, authorized by law to conduct research in the field of pesticides;

(3) Including all brochures, technical and sales bulletins, and all advertising material.

~~(FF)~~(EE) "Licensure" includes certification as used in the federal act.

~~(GG)~~(FF) "Misbranded" applies, if the conditions of either division ~~(GG)~~(1)~~(FF)~~(1) or (2) of this section are satisfied as follows:

(1) To any pesticide or device, if at least one of the following occurs:

(a) Its labeling bears any statement, design, or graphic representation

relative thereto or to its ingredients that is false or misleading in any particular.

(b) It is an imitation of or is distributed under the name of another pesticide or device.

(c) Any word, statement, or other information required to appear on the label or labeling is not prominently placed thereon with such conspicuousness, as compared with other words, statements, designs, or graphic matter in the labeling, and in such terms as to render it likely to be read and understood by the ordinary individual under customary conditions of purchase and use.

(2) To any pesticide, if at least one of the following occurs:

(a) The labeling of a restricted use pesticide does not contain a statement that it is a restricted use pesticide.

(b) The labeling accompanying it does not contain directions for use that are necessary for effecting the purpose for which the pesticide is intended and, if complied with, together with any requirements imposed by the federal act, that are adequate to protect the environment.

(c) The label does not bear all of the following:

(i) The name, brand, or trademark under which the pesticide is distributed;

(ii) An ingredient statement on the part of the immediate container and on the outside container and wrapper of the retail package, if any, through which the ingredient statement on the immediate container cannot be clearly read, which is presented or displayed under customary conditions of purchase, provided that the ingredient statement may appear prominently on another part of the container as permitted by the amended federal act or by the director;

(iii) A warning or caution statement that may be necessary and that, if complied with together with any requirement imposed under the federal act, would be adequate to protect the environment;

(iv) The net weight or measure of the contents, subject to such reasonable variations as the administrator of the United States environmental protection agency or the director of agriculture may permit;

(v) The name and address of the manufacturer, registrant, or person for whom manufactured;

(vi) The United States environmental protection agency registration number assigned to each establishment in which the pesticide was produced and the agency registration number assigned to it, as required by regulations under the federal act.

(d) The pesticide contains any substance or substances in quantities

highly toxic to human beings unless the label bears, in addition to other label requirements, all of the following:

- (i) The skull and crossbones;
- (ii) The word "poison" in red prominently displayed on a background of distinctly contrasting color;
- (iii) A statement of an antidote or a practical or emergency medical treatment, first aid or otherwise, in case of poisoning by the pesticide.

(e) It is contained in a package or other container or wrapping that does not conform to the standard established by the administrator of the United States environmental protection agency.

~~(HH)~~(GG) "Nematodes" means invertebrate animals of the phylum nemathelminthes and class nematoda, which are unsegmented, round worms with elongated, fusiform, or sac-like bodies covered with cuticle, and that inhabit soil, water, plants, or plant parts and also may be called nema or eel-worms.

~~(H)~~(HH) "Pest" means a harmful, destructive, or nuisance insect, fungus, rodent, nematode, bacterium, bird, snail, weed, or parasitic plant or a harmful or destructive form of plant or animal life or virus, or any plant or animal species that the director declares to be a pest, except viruses, bacteria, or other microorganisms on or in living animals, including human beings.

~~(JJ)~~(II) "Pesticide" means any substance or mixture of substances intended for either of the following:

- (1) Preventing, destroying, repelling, or mitigating any pest;
- (2) Use as a plant regulator, defoliant, or desiccant.

"Pesticide" includes a pest monitoring system designated by rule.

~~(KK)~~(JJ) "Pesticide dealer" means any person who distributes restricted use pesticides or pesticides whose uses or distribution are further restricted by the director to the ultimate user or to a commercial applicator who is employed by that pesticide dealer.

~~(LL)~~(KK) "Pesticide business" means a person who performs pesticide business activities.

~~(MM)~~(LL) "Pesticide business activities" means any of the following:

- (1) The application of pesticides to the property of another for hire;
- (2) The solicitation to apply pesticides;
- (3) The conducting of authorized diagnostic inspections.

~~(NN)~~ "Pesticide business registered location" means a location at which pesticide business activities are conducted and that is registered through the issuance of a license to a pesticide business under section 921.09 of the Revised Code.

~~(OO)~~(MM) "Pesticide-use category" means a specialized field of pesticide application or of diagnostic inspection as defined by rule.

~~(PP)~~(NN) "Plant regulator" means any substance or mixture of substances, intended, through physiological action, for accelerating or retarding the growth or rate of maturation, or for otherwise altering the behavior of plants or the produce thereof, but does not include substances to the extent that they are intended as plant nutrients, trace elements, nutritional chemicals, plant inoculants, or soil amendments.

~~(QQ)~~(OO) "Product name" means a coined or specific designation applied to an individual pesticide of a fixed combination and derivation.

~~(RR)~~(PP) "Registrant" means a person who has registered a pesticide under this chapter.

~~(SS)~~(QQ) "Restricted use pesticide" means any pesticide or pesticide use classified by the administrator of the United States environmental protection agency for use only by a pesticide applicator ~~or by an individual working under the direct supervision of a pesticide applicator.~~

~~(TT)~~(RR) "Rule" means a rule adopted under section 921.16 of the Revised Code.

~~(UU)~~(SS) "Sell or sale" means exchange of ownership or transfer of custody.

~~(VV)~~(TT) "State restricted use pesticide" means any pesticide or pesticides classified by the director subsequent to a hearing held in accordance with Chapter 119. of the Revised Code for use only by pesticide applicators ~~or individuals working under their direct supervision.~~

~~(WW)~~(UU) "Unreasonable adverse effects on the environment" means any unreasonable risk to human beings or the environment taking into account the economic, social, and environmental benefits and costs of the use of any pesticide.

~~(XX)~~(VV) "Trained serviceperson" means an employee of a pesticide business, other business, agency of the United States government, state agency, or political subdivision who has been trained to apply general use pesticides while under the direct supervision of a commercial applicator.

~~(YY)~~(WW) "Weed" means any plant that grows where not wanted.

~~(ZZ)~~(XX) "Wildlife" means all living things that are neither human, domesticated, or pests, including, but not limited to, mammals, birds, and aquatic life.

~~(AAA)~~(YY) "Trade secret" and "confidential business information" mean any formula, plan, pattern, process, tool, mechanism, compound, procedure, production date, or compilation of information that is not patented, that is known only to certain individuals within a commercial

concern, and that gives its user an opportunity to obtain a business advantage over competitors who do not know or use it.

Sec. 921.02. (A) No person shall distribute a pesticide within this state unless the pesticide is registered with the director of agriculture under this chapter. Registrations shall be issued for a period of time established by rule and shall be renewed in accordance with deadlines established by rule. Registration is not required if a pesticide is shipped from one plant or warehouse to another plant or warehouse operated by the same person and used solely at that plant or warehouse as a constituent part to make a pesticide that is registered under this chapter, or if the pesticide is distributed under the provisions of an experimental use permit issued under section 921.03 of the Revised Code or an experimental use permit issued by the United States environmental protection agency.

(B) The applicant for registration of a pesticide shall file a statement with the director on a form provided by the director, which shall include all of the following:

(1) The name and address of the applicant and the name and address of the person whose name will appear on the label, if other than the applicant's name;

(2) The brand and product name of the pesticide;

(3) Any necessary information required for completion of the department of agriculture's application for registration, including the agency registration number;

(4) A complete copy of the labeling accompanying the pesticide and a statement of all claims to be made for it, including the directions for use and the use classification as provided for in the federal act.

(C) The director, when the director considers it necessary in the administration of this chapter, may require the submission of the complete formula of any pesticide including the active and inert ingredients.

(D) The director may require a full description of the tests made and the results thereof upon which the claims are based for any pesticide. The director shall not consider any data submitted in support of an application, without permission of the applicant, in support of any other application for registration unless the other applicant first has offered to pay reasonable compensation for producing the test data to be relied upon and the data are not protected from disclosure by section 921.04 of the Revised Code. In the case of a renewal of registration, a statement shall be required only with respect to information that is different from that furnished when the pesticide was registered or last registered.

(E) The director may require any other information to be submitted with an application.

Any applicant may designate any portion of the required registration information as a trade secret or confidential business information. Upon receipt of any required registration information designated as a trade secret or confidential business information, the director shall consider the designated information as confidential and shall not reveal or cause to be revealed any such designated information without the consent of the applicants, except to persons directly involved in the registration process described in this section or as required by law.

(F) ~~Beginning January 1, 2007, each~~ Each applicant shall pay a nonrefundable registration and inspection fee of ~~one two~~ one hundred twenty-five dollars for each product name and brand registered for the company whose name appears on the label. If an applicant files for a renewal of registration after the deadline established by rule, the applicant shall pay a penalty fee of ~~seventy-five~~ one hundred twenty-five dollars for each product name and brand registered for the applicant. The penalty fee shall be added to the original fee and paid before the renewal registration is issued. In addition to any other remedy available under this chapter, if a pesticide that is not registered pursuant to this section is distributed within this state, the person required to register the pesticide shall do so and shall pay a penalty fee of ~~seventy-five~~ one hundred twenty-five dollars for each product name and brand registered for the applicant. The penalty fee shall be added to the original fee of ~~one two~~ one hundred twenty-five dollars and paid before the registration is issued.

(G) Provided that the state is authorized by the administrator of the United States environmental protection agency to register pesticides to meet special local needs, the director shall require the information set forth under divisions (B), (C), (D), and (E) of this section and shall register any such pesticide after determining that all of the following conditions are met:

- (1) Its composition is such as to warrant the proposed claims for it.
- (2) Its labeling and other material required to be submitted comply with the requirements of the federal act and of this chapter, and rules adopted thereunder.
- (3) It will perform its intended function without unreasonable adverse effects on the environment.
- (4) When used in accordance with widespread and commonly recognized practice, it will not generally cause unreasonable adverse effects on the environment.
- (5) The classification for general or restricted use is in conformity with the federal act.

The director shall not make any lack of essentiality a criterion for denying the registration of any pesticide. When two pesticides meet the

requirements of division (G) of this section, the director shall not register one in preference to the other.

(H)(1) The director may refuse to register a pesticide if the application for registration fails to comply with this section.

(2) The director may suspend or revoke a pesticide registration after a hearing in accordance with Chapter 119. of the Revised Code for a pesticide that fails to meet the claims made for it on its label.

(3) The director may immediately suspend a pesticide registration, prior to a hearing, when the director believes that the pesticide poses an immediate hazard to human or animal health or a hazard to the environment. Not later than fifteen days after suspending the registration, the director shall determine whether the pesticide poses such a hazard. If the director determines that no hazard exists, the director shall lift the suspension of the registration. If the director determines that a hazard exists, the director shall revoke the registration in accordance with Chapter 119. of the Revised Code.

(I) All money collected under this section shall be credited to the pesticide, fertilizer, and lime program fund created in section 921.22 of the Revised Code.

Sec. 921.06. (A)(1) No individual shall do any of the following without having a commercial applicator license issued by the director of agriculture:

(a) Apply pesticides for a pesticide business without direct supervision;

(b) Apply pesticides as part of the individual's duties while acting as an employee of the United States government, a state, county, township, or municipal corporation, or a park district, port authority, or sanitary district created under Chapter 1545., 4582., or 6115. of the Revised Code, respectively;

(c) Apply restricted use pesticides. Division (A)(1)(c) of this section does not apply to a private applicator ~~or an immediate family member or a subordinate employee of a private applicator who is acting under the direct supervision of that private applicator.~~

(d) If the individual is the owner of a business other than a pesticide business or an employee of such an owner, apply pesticides at any of the following publicly accessible sites that are located on the property:

(i) Food service operations that are licensed under Chapter 3717. of the Revised Code;

(ii) Retail food establishments that are licensed under Chapter 3717. of the Revised Code;

(iii) Golf courses;

(iv) Rental properties of more than four apartment units at one location;

(v) Hospitals or medical facilities as defined in section 3701.01 of the Revised Code;

(vi) Child care centers or licensed school child programs as defined in section 5104.01 of the Revised Code;

(vii) Facilities owned or operated by a school district established under Chapter 3311. of the Revised Code, including an educational service center, a community school established under Chapter 3314. of the Revised Code, or a chartered or nonchartered nonpublic school that meets minimum standards established by the director of education and workforce;

(viii) State institutions of higher education as defined in section 3345.011 of the Revised Code, nonprofit institutions holding a certificate of authorization pursuant to Chapter 1713. of the Revised Code, institutions holding a certificate of registration from the state board of career colleges and schools and program authorization for an associate or bachelor's degree program issued under section 3332.05 of the Revised Code, and private institutions exempt from regulation under Chapter 3332. of the Revised Code as prescribed in section 3333.046 of the Revised Code;

(ix) Food processing establishments as defined in section 3715.021 of the Revised Code;

(x) Any other site designated by rule.

(e) Conduct authorized diagnostic inspections.

(2) Divisions (A)(1)(a) to (d) of this section do not apply to an individual who is acting as a trained serviceperson under the direct supervision of a commercial applicator.

(3) Licenses shall be issued for a period of time established by rule and shall be renewed in accordance with deadlines established by rule. The fee for each such license shall be established by rule. If a license is not issued or renewed, the application fee shall be retained by the state as payment for the reasonable expense of processing the application. The director shall by rule classify by pesticide-use category licenses to be issued under this section. A single license may include more than one pesticide-use category. No individual shall be required to pay an additional license fee if the individual is licensed for more than one category.

The fee for each license or renewal does not apply to an applicant who is an employee of the department of agriculture whose job duties require licensure as a commercial applicator as a condition of employment.

(B) Application for a commercial applicator license shall be made on a form prescribed by the director. Each application for a license shall state the pesticide-use category or categories of license for which the applicant is

applying and other information that the director determines essential to the administration of this chapter.

(C)(1) Except as provided in division (C)(2) of this section, if the director finds that the applicant is competent to apply pesticides and conduct diagnostic inspections and that the applicant has passed both the general examination and each applicable pesticide-use category examination as required under division (A) of section 921.12 of the Revised Code, the director shall issue a commercial applicator license limited to the pesticide-use category or categories for which the applicant is found to be competent. If the director rejects an application, the director may explain why the application was rejected, describe the additional requirements necessary for the applicant to obtain a license, and return the application. The applicant may resubmit the application without payment of any additional fee.

(2) The director shall issue a commercial applicator license in accordance with Chapter 4796. of the Revised Code to an individual if either of the following applies:

(a) The individual holds a commercial applicator license in another state.

(b) The individual has satisfactory work experience, a government certification, or a private certification as described in that chapter as a commercial applicator in a state that does not issue that license.

A license issued under this division shall be limited to the pesticide-use category or categories for which the applicant is licensed in another state or has satisfactory work experience, a government certification, or a private certification in that state.

(D)(1) A person who is a commercial applicator shall be deemed to hold a private applicator's license for purposes of applying pesticides on agricultural commodities that are produced by the commercial applicator.

(2) A commercial applicator shall apply pesticides only in the pesticide-use category or categories in which the applicator is licensed under this chapter.

(E) All money collected under this section shall be credited to the pesticide, fertilizer, and lime program fund created in section 921.22 of the Revised Code.

Sec. 921.09. (A)(1) No person shall own or operate a pesticide business without obtaining a license from the director of agriculture. Licenses shall be issued for a period of time established by rule and shall be renewed in accordance with deadlines established by rule.

(2) A person applying for a pesticide business license shall ~~register~~ obtain a license for each location that is owned by the person and used for the purpose of engaging in the pesticide business.

(B) Any person who owns or operates a pesticide business outside of this state, but engages in the business of applying pesticides to properties of another for hire in this state, shall obtain a license for the person's principal out-of-state location from the director. In addition, the person shall ~~register~~ obtain a license for each location that is owned by the person in this state and used for the purpose of engaging in the pesticide business.

(C)(1) The person applying for a pesticide business license shall file a statement with the director, on a form provided by the director, that shall include all of the following:

(a) The address of the principal place of business of the pesticide business;

(b) The address of each location ~~that concerning which~~ the person intends to ~~register~~ obtain a license under division (A)(2) or (B) of this section;

(c) Any other information that the director determines necessary and that the director requires by rule.

(2) Each applicant shall pay a license fee established by rule for the ~~pesticide principal place of business~~ plus an additional fee established by rule for each pesticide business ~~registered~~ location specified in the application. The license may be renewed upon payment of a renewal fee for the principal place of business established by rule plus an additional fee established by rule for each pesticide business ~~registered~~ location. A copy of the license shall be maintained and conspicuously displayed at each ~~such pesticide business~~ business location.

(3) The issuance of a pesticide business license constitutes ~~registration~~ licensure of any pesticide business location identified in the application under division (C)(1) of this section.

(4) The owner or operator of a pesticide business shall notify the director not later than fifteen days after any change occurs in the information required under division (C)(1)(a) or (b) of this section.

(D) The owner or operator of a pesticide business shall employ at least one commercial applicator for each pesticide business ~~registered~~ location the owner or operator owns or operates.

(E) The owner or operator of a pesticide business is responsible for the acts of each employee in the handling, application, and use of pesticides and in the conducting of diagnostic inspections. The pesticide business license is subject to denial, modification, suspension, or revocation after a hearing for any violation of this chapter or any rule adopted or order issued under it. The director may levy against the owner or operator any civil penalties authorized by division (B) of section 921.16 of the Revised Code for any violation of this chapter or any rule adopted or order issued under it

that is committed by the owner or operator or by the owner's or operator's officer, employee, or agent.

(F) The director may modify a license issued under this section by one of the following methods:

(1) Revoking a licensee's authority to operate out of a particular pesticide business ~~registered~~-location listed under division (C)(1)(b) of this section;

(2) Preventing a licensee from operating within a specific pesticide-use category.

(G) The director may deny a pesticide business license to any person whose pesticide business license has been revoked within the previous thirty-six months.

(H) Each pesticide business ~~registered~~-location that is owned by a pesticide business is subject to inspection by the director.

(I) All money collected under this section shall be credited to the pesticide, fertilizer, and lime program fund created in section 921.22 of the Revised Code.

Sec. 921.11. ~~(A)(1)(A)~~ As used in this section, "use" means any of the following:

(1) Performing pre-application activities involving mixing and loading the pesticide;

(2) Applying the pesticide by a commercial applicator or private applicator;

(3) Performing other pesticide-related activities, including transporting or storing pesticide containers that have been opened, cleaning equipment, and disposing of excess pesticides, spray mix, equipment wash waters, pesticide containers, and other pesticide-containing materials.

~~(B)~~ No individual shall apply-use restricted use pesticides unless the individual is one of the following:

~~(a)(1)~~ Licensed under section 921.06 of the Revised Code;

~~(b)(2)~~ Licensed under division ~~(B)~~(C) of this section;

~~(c)~~ A trained serviceperson who is acting under the direct supervision of a commercial applicator;

~~(d)~~ An immediate family member or a subordinate employee of a private applicator who is acting under the direct supervision of that private applicator.

~~(2)~~ No individual shall directly supervise the application of a restricted use pesticide unless the individual is one of the following:

~~(a)~~ Licensed under section 921.06 of the Revised Code;

~~(b)~~ Licensed under division ~~(B)~~ of this section.

~~(B)(1)(C)(1)~~ Subject to division ~~(B)(2)(C)(2)~~ of this section, the director of agriculture shall adopt rules to establish standards and procedures for the licensure of private applicators. An individual shall apply for a private applicator license to the director, on forms prescribed by the director. The individual shall include in the application the pesticide-use category or categories of the license for which the individual is applying and any other information that the director determines is essential to the administration of this chapter. The fee for each license shall be established by rule. Licenses shall be issued for a period of time established by rule and shall be renewed in accordance with deadlines established by rule. If a license is not issued or renewed, the state shall retain any fee submitted as payment for reasonable expenses of processing the application.

(2) The director shall issue a private applicator license in accordance with Chapter 4796. of the Revised Code to an individual if either of the following applies:

(a) The individual holds a private applicator license in another state.

(b) The individual has satisfactory work experience, a government certification, or a private certification as described in that chapter as a private applicator in a state that does not issue that license.

A license issued under this division shall be limited to the pesticide-use category or categories for which the applicant is licensed in another state or has satisfactory work experience, a government certification, or a private certification in that state.

~~(C)(D)~~ An individual who is licensed under this section shall use or directly supervise the use of a restricted use pesticide only for the purpose of producing agricultural commodities on property that is owned or rented by the individual or the individual's employer.

~~(D)(E)~~ All money collected under this section shall be credited to the pesticide, fertilizer, and lime program fund created in section 921.22 of the Revised Code.

Sec. 921.12. ~~(A)(A)(1)~~ The director of agriculture shall require each applicant for a license by examination under section 921.06 or 921.11 of the Revised Code to be examined on the applicant's knowledge and competency in each of the following:

~~(1)(a)~~ This chapter and rules adopted under it;

~~(2)(b)~~ The proper use, handling, and application of pesticides and, if the applicant is applying for a license under section 921.06 of the Revised Code, in the conducting of diagnostic inspections in the pesticide-use categories for which the applicant has applied.

(2) An applicant shall pay an examination fee of thirty dollars.

(B) Each application for renewal of a license provided for in section 921.06 of the Revised Code shall be filed prior to the deadline established by rule. If filed after the deadline, a penalty of fifty per cent shall be assessed and added to the original fee and shall be paid by the applicant before the renewal license is issued. However, if a license issued under section 921.06 or 921.11 of the Revised Code is not renewed within one hundred eighty days after the date of expiration, the licensee shall be required to take another examination on this chapter and rules adopted under it and on the proper use, handling, and application of pesticides and, if applicable, the proper conducting of diagnostic inspections in the pesticide-use categories for which the licensee has been licensed.

(C) A person who fails to pass an examination under division (A) or (B) of this section is not entitled to an adjudication under Chapter 119. of the Revised Code for that failure.

(D) The holder of a commercial applicator license may renew the license within one hundred eighty days after the date of expiration without re-examination unless the director determines that a new examination is necessary to insure that the holder continues to meet the requirements of changing technology and to assure a continuing level of competence and ability to use pesticides safely and properly.

(E) The holder of a private applicator license may renew the license within one hundred eighty days after the date of expiration without re-examination unless the director determines that a new examination is necessary to insure that the holder continues to meet the requirements of changing technology and to assure a continuing level of competence and ability to use pesticides safely and properly.

(F) Instead of requiring a commercial applicator or private applicator to complete re-examination successfully under division (D) or (E) of this section, the director may require, in accordance with criteria established by rule, the commercial applicator or private applicator to participate in training programs that are designed to foster knowledge of new technology and to ensure a continuing level of competence and ability to use pesticides safely and properly. The director or the director's representative may provide the training or may authorize a third party to do so. In order for such authorization to occur, the third party and its training program shall comply with standards and requirements established by rule.

Sec. 921.13. (A) Any person who is acting in the capacity of a pesticide dealer or who advertises or assumes to act as a pesticide dealer at any time shall obtain a pesticide dealer license from the director of agriculture. Licenses shall be issued for a period of time established by rule and shall be renewed in accordance with deadlines established by rule. A license is required for each location or outlet within this state from which the

person distributes pesticides.

Any pesticide dealer who has no pesticide dealer outlets in this state and who distributes restricted use pesticides directly into this state shall obtain a pesticide dealer license from the director for the pesticide dealer's principal out-of-state location or outlet and for each sales person operating in the state.

The applicant shall include a license fee established by rule with the application for a license. The application shall be made on a form prescribed by the director.

Each pesticide dealer shall ~~submit~~ maintain records ~~to the director~~ of all of the restricted use pesticides the pesticide dealer has distributed, as specified by the director, and ~~duplicate the~~ records shall be retained by the pesticide dealer for a period of time established by rules.

(B) This section does not apply to any federal, state, county, or municipal agency that provides pesticides for its own programs.

(C) Each licensed pesticide dealer is responsible for the acts of each employee in the solicitation and sale of pesticides and all claims and recommendations for use of pesticides. The pesticide dealer's license is subject to denial, suspension, or revocation after a hearing for any violation of this chapter whether committed by the pesticide dealer or by the pesticide dealer's officer, agent, or employee.

(D) All money collected under this section shall be credited to the pesticide, fertilizer, and lime program fund created in section 921.22 of the Revised Code.

Sec. 921.14. (A) Each commercial applicator shall keep a record of both of the following:

(1) All diagnostic inspections conducted to determine infestations of pests as required by rules adopted under division (C) of section 921.16 of the Revised Code;

(2) All pesticide applications made by the applicator and by any trained serviceperson ~~acting under the applicator's direct supervision as~~ required by rules adopted under division (C) of section 921.16 of the Revised Code.

Each commercial applicator shall submit copies of the records required under division (A) of this section to the pesticide business, other business, state agency, or political subdivision that employs the commercial applicator.

(B) Each pesticide business, other business, state agency, or political subdivision that receives copies of records under division (A) of this section shall retain them for a period of time established by rule.

(C) Each private applicator shall keep a record of all restricted use pesticide applications made by the applicator or under the applicator's direct supervision as required by rules adopted under division (C) of section 921.16 of the Revised Code. In addition, each private applicator shall maintain the record for a period of three years from the date of the restricted use pesticide application to which that record refers or for any longer period that the director of agriculture determines necessary.

Sec. 921.16. (A) The director of agriculture shall adopt rules the director determines necessary for the effective enforcement and administration of this chapter. The rules may relate to, but are not limited to, the time, place, manner, and methods of application, materials, and amounts and concentrations of application of pesticides, may restrict or prohibit the use of pesticides in designated areas during specified periods of time, and shall encompass all reasonable factors that the director determines necessary to minimize or prevent damage to the environment. In addition, the rules shall establish the deadlines and time periods for registration, registration renewal, late registration renewal, and failure to register under section 921.02 of the Revised Code; the fees for registration, registration renewal, late registration renewal, and failure to register under section 921.02 of the Revised Code that shall apply until the fees that are established under that section take effect on January 1, 2007; and the fees, deadlines, and time periods for licensure and license renewal under sections 921.06, 921.09, 921.11, and 921.13 of the Revised Code.

(B) The director shall adopt rules that establish a schedule of civil penalties for violations of this chapter, or any rule or order adopted or issued under it, provided that the civil penalty for a first violation shall not exceed five thousand dollars and the civil penalty for each subsequent violation shall not exceed ten thousand dollars. In determining the amount of a civil penalty for a violation, the director shall consider factors relevant to the severity of the violation, including past violations and the amount of actual or potential damage to the environment or to human beings. All money collected under this division shall be credited to the pesticide, fertilizer, and lime program fund created in section 921.22 of the Revised Code.

(C) The director shall adopt rules that set forth the conditions under which the director:

(1) Requires that notice or posting be given of a proposed application of a pesticide;

(2) Requires inspection, condemnation, or repair of equipment used to apply a pesticide;

(3) Will suspend, revoke, or refuse to issue any pesticide registration for a violation of this chapter;

(4) Requires safe handling, transportation, storage, display,

distribution, and disposal of pesticides and their containers;

(5) Ensures the protection of the health and safety of agricultural workers storing, handling, or applying pesticides, and all residents of agricultural labor camps, as that term is defined in section 3733.41 of the Revised Code, who are living or working in the vicinity of pesticide-treated areas;

(6) Requires a record to be kept of all pesticide applications made by each commercial applicator and of all general use applications made by any trained serviceperson acting under the commercial applicator's direct supervision and of all restricted use pesticide applications made by each private applicator ~~and by any immediate family member or subordinate employee of that private applicator who is acting under the private applicator's direct supervision~~ as required under section 921.14 of the Revised Code;

(7) Determines the pesticide-use categories of diagnostic inspections that must be conducted by a commercial applicator;

(8) Requires a record to be kept of all diagnostic inspections conducted by each commercial applicator and by any trained service person.

(D) The director shall prescribe standards for the licensure of applicators of pesticides consistent with those prescribed by the federal act and the regulations adopted under it or prescribe standards that are more restrictive than those prescribed by the federal act and the regulations adopted under it. The standards may relate to the use of a pesticide or to an individual's pesticide-use category.

The director shall take into consideration standards of the United States environmental protection agency.

(E) The director may adopt rules setting forth the conditions under which the director will:

- (1) Collect and examine samples of pesticides or devices;
- (2) Specify classes of devices that shall be subject to this chapter;
- (3) Prescribe other necessary registration information.

(F) The director may adopt rules that do either or both of the following:

(1) Designate, in addition to those restricted uses so classified by the administrator of the United States environmental protection agency, restricted uses of pesticides for the state or for designated areas within the state and, if the director considers it necessary, to further restrict such use;

(2) Define what constitutes "acting under the instructions and control of a commercial applicator" as used in the definition of "direct supervision" in division ~~(Q)(1)(Q)~~ of section 921.01 of the Revised Code. In adopting a

rule under division (F)(2) of this section, the director shall consider the factors associated with the use of pesticide in the various pesticide-use categories. Based on consideration of the factors, the director may define "acting under the instructions and control of a commercial applicator" to include communications between a commercial applicator and a trained serviceperson that are conducted via landline telephone or a means of wireless communication. Any rules adopted under division (F)(2) of this section shall be drafted in consultation with representatives of the pesticide industry.

(G) Except as provided in division (D) of this section, the director shall not adopt any rule under this chapter that is inconsistent with the requirements of the federal act and regulations adopted thereunder.

(H) The director, after notice and opportunity for hearing, may declare as a pest any form of plant or animal life, other than human beings and other than bacteria, viruses, and other microorganisms on or in living human beings or other living animals, that is injurious to health or the environment.

(I) The director may make reports to the United States environmental protection agency, in the form and containing the information the agency may require.

(J) The director shall adopt rules for the application, use, storage, and disposal of pesticides if, in the director's judgment, existing programs of the United States environmental protection agency necessitate such rules or pesticide labels do not sufficiently address issues or situations identified by the department of agriculture or interested state agencies.

(K) The director shall adopt rules establishing all of the following:

(1) Standards, requirements, and procedures for the examination and re-examination of commercial applicators and private applicators;

(2) With respect to training programs that the director may require commercial applicators and private applicators to complete:

(a) Standards and requirements that a training program must satisfy in order to be offered by the director or the director's representative or in order to be approved by the director if a third party wishes to offer it;

(b) Eligibility standards and requirements that must be satisfied by third parties who wish to provide the training programs;

(c) Procedures that third parties must follow in order to submit a proposed training program to the director for approval;

(d) Criteria that the director must consider when determining whether to authorize a commercial applicator or private applicator to participate in a training program instead of being required to pass a re-examination.

(3) Training requirements for a trained serviceperson.

(L) The director shall adopt all rules under this chapter in accordance with Chapter 119. of the Revised Code.

Sec. 921.23. (A) Except as provided in division (B) of this section, the director of agriculture may suspend, prior to a hearing, for not longer than ~~ten~~ thirty days, and after the opportunity for a hearing may deny, suspend, revoke, refuse to renew, or modify any provision of any license, permit, or registration issued pursuant to this chapter if the director finds that the applicant or the holder of a license, permit, or registration is no longer qualified, has violated any provision of this chapter or rules adopted under it, has entered into an administrative or judicial settlement under the federal act, has been found guilty of violating the federal act, or has been convicted of a misdemeanor involving moral turpitude or of a felony.

(B) The director shall not deny a license, permit, or registration issued pursuant to this chapter because an applicant was convicted of or pleaded guilty to an offense unless the refusal is in accordance with section 9.79 of the Revised Code.

Sec. 921.24. No person shall do any of the following:

(A) Apply, use, directly supervise such application or use, or recommend a pesticide for use inconsistent with the pesticide's labeling, treatment standards, or other restrictions imposed by the director of agriculture;

(B) Act as a commercial applicator without being licensed to do so;

(C) Use any restricted use pesticide, unless the person is licensed to do so, ~~is a trained serviceperson acting under the direct supervision of a commercial applicator, or is an immediate family member or a subordinate employee of a private applicator under the direct supervision of that private applicator~~ under this chapter;

(D) Refuse or fail to keep or maintain records required by the director in rules adopted under this chapter, or to make reports when and as required by the director in rules adopted under this chapter;

(E) Falsely or fraudulently represent the effect of pesticides or methods to be utilized;

(F) Apply known ineffective or improper materials;

(G) Operate in a negligent manner, which includes the operation of faulty or unsafe equipment;

(H) Impersonate any federal, state, county, or municipal official;

(I) Make false or fraudulent records, invoices, or reports;

(J) Fail to provide training to trained servicepersons in the application of general use pesticides;

(K) Fail to provide direct supervision as specified in rules adopted under division (C) of section 921.16 of the Revised Code;

(L) Distribute a misbranded or adulterated pesticide;

(M) Use fraud or misrepresentation in making application for a license or registration or renewal of a license or registration;

(N) Refuse, fail, or neglect to comply with any limitation or restriction of a license or registration issued under this chapter or rules adopted thereunder;

(O) Aid or abet a licensee or another person in violating this chapter or rules adopted thereunder;

(P) Make a false or misleading statement in an inspection concerning any infestation of pests or the use of pesticides;

(Q) Refuse or fail to comply with this chapter, the rules adopted thereunder, or any lawful order of the director;

(R) Distribute restricted use pesticides to the ultimate user without a pesticide dealer's license;

(S) Except as provided in division (F) of section 921.26 of the Revised Code, distribute restricted use pesticides to an ultimate user who is not licensed under section 921.06 or 921.11 of the Revised Code and rules adopted under this chapter;

(T) Use any pesticide that is under an experimental use permit contrary to the provisions of the permit;

(U) Engage in fraudulent business practices;

(V) Dispose of any pesticide product or container in such a manner as to have unreasonable adverse effects on the environment;

(W) Display any pesticide in any manner to produce unreasonable adverse effects on the environment, or to contaminate adjacent food, feed, or other products;

(X) Apply any pesticide by aircraft without being licensed as a commercial applicator;

(Y) Distribute a pesticide that is not registered with the director;

(Z) Fail to properly supervise a trained serviceperson."

Delete lines 32065 through 32165 (remove R.C. 955.201 and 955.202)

After line 32480, insert:

"Sec. 1311.04. (A)(1) Prior to the performance of any labor or work or the furnishing of any materials for an improvement on real property which may give rise to a mechanics' lien under sections 1311.01 to 1311.22 of the Revised Code, the owner, part owner, or lessee who contracts for the labor,

work, or materials shall record in the office of the county recorder for each county in which the real property to be improved is located a notice of commencement in substantially the form specified in division (B) of this section.

(2) Only one notice of commencement is required to be filed for a single improvement and if more than one notice of commencement is filed for a single improvement, all notices filed after the original notice shall be deemed to be amendments to the original notice. If an owner, part owner, or lessee contracts with additional original contractors, lenders, or sureties not identified in the original notice of commencement filed for the improvement, the owner, part owner, or lessee shall amend the original notice of commencement to identify the additional original contractors, lenders, and sureties. The date of the filing of the amended notice is the date of the filing of the original notice of commencement.

(B) The notice of commencement required under division (A) of this section shall contain, in affidavit form, all of the following information:

(1) The legal description of the real property on which the improvement is to be made. For purposes of this division, a description sufficient to describe the real property for the purpose of conveyance, or contained in the instrument by which the owner, part owner, or lessee took title, is a legal description.

(2) A brief description of the improvement to be performed on the property containing sufficient specificity to permit lien claimants to identify the improvement;

(3) The name, address, and capacity of the owner, part owner, or lessee of the real property contracting for the improvement;

(4) The name and address of the fee owner of the real property, if the person contracting for the improvement is a land contract vendee or lessee;

(5) The name and address of the owner's, part owner's, or lessee's designee, if any;

(6) The name and address of all original contractors, except that if the notice of commencement is recorded for an improvement involving a single- or double-family dwelling and if more than one original contractor is involved, instead of listing each original contractor, the owner shall state that multiple original contractors are involved in the improvement;

(7) The date the owner, part owner, or lessee first executed a contract with an original contractor for the improvement;

(8) The name and address of all lending institutions which provide financing for the improvements, if any;

(9) The name and address of all sureties on any bond which guarantee payment of the original contractor's obligations under the contract for the

improvement, if any;

(10) The following statement:

"To Lien Claimants and Subsequent Purchasers:

Take notice that labor or work is about to begin on or materials are about to be furnished for an improvement to the real property described in this instrument. A person having a mechanics' lien may preserve the lien by providing a notice of furnishing to the above-named designee and the above-named designee's original contractor, if any, and by timely recording an affidavit pursuant to section 1311.06 of the Revised Code.

A copy of this notice may be obtained upon making a written request by certified mail to the above-named owner, part owner, lessee, designee, or the person with whom you have contracted."

(11) The name and address of the person preparing the notice;

(12) The following statement:

"The expiration date for this notice of commencement is four years from the date of recording unless a different date is specified herein."

~~(12)~~ (13) An affidavit of the owner, part owner, or lessee or the agent of the owner, part owner, or lessee which verifies the notice.

(C) If the notice of commencement furnished by or for an owner, part owner, or lessee contains incorrect information, the owner, part owner, or lessee is liable for any loss of lien rights of a lien claimant and any actual expenses incurred by the lien claimant in maintaining lien rights, including attorney's fees, if the loss and expenses incurred are a direct result of the lien claimant's reliance on the incorrect information.

Any lien claimant who has included incorrect information in the claimant's affidavit for a lien under section 1311.06 of the Revised Code, as a result of incorrect information contained in the notice of commencement, may file for record an amended affidavit for a lien. The amended affidavit shall contain all of the information required by section 1311.06 of the Revised Code for an original affidavit. The lien claimant shall serve a copy of the amended affidavit on the owner, part owner, or lessee as provided in section 1311.07 of the Revised Code. The lien claimant may file the amended affidavit for record at any time during the time that the lien acquired by the original affidavit continues in effect under section 1311.13 of the Revised Code. In no event shall the amended affidavit extend such time period. The filing of an amended affidavit does not constitute a waiver of the rights granted by this division.

(D) Within ten days after the date a subcontractor, material supplier, or laborer serves a written request upon the owner, part owner, or lessee, or designee for a copy of the notice of commencement, the owner, part owner, lessee, or designee shall serve a copy of the notice of commencement to the

requesting subcontractor, material supplier, or laborer.

(E) Within ten days after the date a subcontractor, material supplier, or laborer serves a written request for a copy of the notice of commencement upon the original contractor who has been provided with a notice of commencement from the owner, part owner, or lessee, or designee and with whom the subcontractor, material supplier, or laborer has a direct contract, the original contractor shall serve a copy of the notice of commencement to the requesting subcontractor, material supplier, or laborer.

(F) Within ten days after the date a subcontractor, material supplier, or laborer serves a written request for a copy of the notice of commencement upon the subcontractor who has been provided with a notice of commencement from the owner, part owner, lessee, designee, or original contractor and with whom the subcontractor, material supplier, or laborer has a direct contract, the subcontractor shall serve a copy of the notice of commencement upon the requesting subcontractor, material supplier, or laborer.

(G)(1) Except as provided in division (G)(2) of this section, the owner, part owner, lessee, or designee shall post and maintain posted a copy of the notice of commencement in a conspicuous place on the real property described in the notice during the course of the actual physical improvement to the real property.

(2) No owner, part owner, lessee, or designee, has to post a copy of the notice of commencement on the real property described in the notice for an improvement that is the subject of a home purchase contract.

(H) The owner, part owner, lessee, or designee shall serve a copy of the notice of commencement upon the original contractor. If the owner, part owner, lessee, or designee fails to serve a copy of the notice of commencement upon the original contractor, the owner, part owner, or lessee is liable to the original contractor for all actual expenses incurred by the original contractor in obtaining the information otherwise provided by the notice of commencement.

(I) If the owner, part owner, lessee, or designee fails to record the notice of commencement in accordance with this section, the time within which a subcontractor or material supplier may serve a notice of furnishing as required by section 1311.05 of the Revised Code is extended until twenty-one days after the notice of commencement has been recorded. A subcontractor or material supplier need not serve a notice of furnishing to preserve lien rights for the period before the notice of commencement is recorded.

(J) If the owner, part owner, lessee, or designee fails to serve, upon written request, the notice of commencement in accordance with this section, the time within which a subcontractor or material supplier may serve a notice

of furnishing as required by section 1311.05 of the Revised Code is extended until twenty-one days after the notice of commencement actually has been served to the subcontractor or material supplier. The owner, part owner, or lessee who fails to serve the notice pursuant to this section is liable to any subcontractor or material supplier who becomes a lien claimant for all actual expenses incurred by the lien claimant in obtaining the information that would have been contained in the notice.

(K) If an owner, part owner, lessee, or designee fails to post or maintain a copy of the notice of commencement as required by division (G) (1) of this section, the owner, part owner, or lessee is liable to a subcontractor, material supplier, or laborer who becomes a lien claimant for all actual expenses incurred by the lien claimant in obtaining the information otherwise provided by the posting.

(L) If an original contractor or subcontractor who has been provided with a notice of commencement fails to serve a copy of the notice of commencement to any subcontractor, material supplier, or laborer who requests it, the original contractor or subcontractor who fails to serve the copy of the notice is liable to the subcontractor, material supplier, or laborer who made the request for all costs incurred by the subcontractor, material supplier, or laborer in obtaining the information contained in the notice of commencement, provided that an original contractor or subcontractor who fails to provide the notice upon request is not liable under this division to any subcontractor, material supplier, or laborer with whom the original contractor or subcontractor is not in direct privity of contract.

(M)(1) If after the first work, labor, or material has been performed on or furnished to the improvement, the owner, part owner, lessee, or designee fails to serve, record, or post a notice of commencement as required by this section, the original contractor may, in writing, request the owner, part owner, lessee, or designee to serve, record, or post the notice. If an owner, part owner, lessee, or the designee of an owner, part owner, or lessee fails or refuses to serve, record, or post a notice of commencement within ten days of receipt of a request, the owner, part owner, or lessee is liable for the owner's, part owner's, or lessee's failure or refusal and for the designee's failure or refusal, without recourse to the original contractor for all damages, costs, and expenses which result from the filing of a valid mechanics' lien to the extent that the lien, damages, costs, and expenses could have been avoided through proper payment.

(2) Nothing in this division shall be interpreted as to either of the following:

(a) Relieving an original contractor from the duty to pay the original contractor's subcontractors, material suppliers, and laborers for labor or work performed or materials furnished pursuant to a contract directly with the

original contractor;

(b) Obligating an owner, part owner, or lessee to pay for work or labor performed or materials furnished by subcontractors, material suppliers, or laborers pursuant to direct contracts with the original contractor.

(N)(1) If the owner, part owner, or lessee fails to record a notice of commencement or an amended notice, any person holding a mortgage on the real property to be improved may record a notice of commencement or an amended notice on behalf of the owner, part owner, or lessee. If the owner, part owner, or lessee fails to record a notice of commencement or an amended notice within the later of ten days after the performance of any labor or work or the furnishing of any material for an improvement on real property which gives rise to a mechanics' lien under sections 1311.01 to 1311.22 of the Revised Code or three days after service of a demand to record the notice or amended notice by the original contractor, the original contractor may record a notice of commencement or an amended notice on behalf of the owner, part owner, or lessee.

(2) If the original contractor or a mortgage holder has recorded a notice of commencement or an amended notice on behalf of the owner, part owner, or lessee, the owner, part owner, or lessee is liable to the original contractor or mortgage holder for all costs and expenses incurred in obtaining the information contained in the notice of commencement or an amended notice and all costs incurred in the preparation and recording of the notice of commencement or an amended notice.

(3) Unless required to file the notice of commencement or an amended notice on behalf of the owner, part owner, or lessee, the party filing a written notice of commencement or amended notice on behalf of the owner, part owner, or lessee is not liable to the owner, part owner, or lessee for any errors contained in the notice of commencement or amended notice.

(4) If a mortgage holder or an original contractor records a notice of commencement or amended notice on behalf of an owner, part owner, or lessee, such fact must be included on the notice or amended notice.

(O) This section does not apply to a home construction contract as defined in section 1311.011 of the Revised Code, except that when a lending institution as defined in division (A)(3) of section 1311.011 of the Revised Code requires that a notice of commencement be recorded as part of the financing for a home construction contract, which is secured in whole or in part by a mortgage on real estate upon which the improvements are to be constructed, the owner, part owner, or lessee may file a notice of commencement pursuant to this section by recording the notice of commencement in the county recorder's office of the county where the owner, part owner, or lessee's property is located. If the property is located in more than one county, the owner, part owner, or lessee shall record the notice

of commencement in the county recorders' office of each county in which the property is located.

If the owner, part owner, or lessee files a notice of commencement pursuant to this division, the attachment, continuance, and priority provisions of section 1311.13 of the Revised Code apply to that improvement, but the notice of furnishing requirements specified in section 1311.05 of the Revised Code do not apply to that improvement.

(P) The county recorder of the county where a notice of commencement is filed for record shall endorse the date and hour of its filing and cause it to be recorded as mechanics' liens are recorded, and collect the same fees for recording the notice of commencement as are provided in section 317.32 of the Revised Code. The recorder shall index the real property described in the notice of commencement and shall index the names of all owners, part owners, lessees, and land contract vendees in the direct index and the names of all original contractors in the reverse index as provided for in section 317.18 of the Revised Code.

(Q) Notwithstanding this section, if the owner, part owner, or lessee is a telephone company, an electric light company, a gas company, a water works company, all as defined in section 4905.03 of the Revised Code, or a subsidiary or affiliate thereof, the owner, part owner, or lessee may, but is not required to, record a notice of commencement pursuant to division (A) of this section, and is not required to serve, post, and provide copies of a notice of commencement pursuant to divisions (D), (G), and (H) of this section unless such owner, part owner, or lessee elects to record the notice of commencement. If the owner, part owner, or lessee elects to record the notice of commencement and the improvement extends beyond one parcel of real property or one county, the owner, part owner, or lessee may, in lieu of using the legal description required in division (B)(1) of this section, use a description which reasonably describes the real property on which the improvement is to be made. Any description used other than the description specified in division (B)(1) of this section shall refer to the township and county in which the improvement is located, the name and route number of any local, state, or federal highway near the improvement, if any, the post office address of the real property, if any, and the name by which the owner, part owner, or lessee refers to the improvement.

If an owner, part owner, or lessee elects not to record, serve, post, or provide copies of a notice of commencement pursuant to divisions (A), (D), (G)(1), and (H) of this section, the owner, part owner, or lessee is subject to all applicable liabilities pursuant to divisions (C), (H), (J), (K), (M), and (N) of this section.

(R) If an owner, part owner, lessee, or designee fails to record a notice of commencement in accordance with this section, no subcontractor or

material supplier who performs labor or work upon or furnishes material in furtherance of that improvement has to serve a notice of furnishing in accordance with section 1311.05 of the Revised Code in order to preserve the subcontractor's or material supplier's lien rights.

(S) A notice of commencement filed as provided herein expires ~~six~~ four years after its filing date unless the notice of commencement or amendments made to the notice of commencement specify otherwise.

(T)(1) An owner, part owner, or lessee of real property who contracts for an improvement, or that person's agent may, upon completion of the improvement, submit an affidavit to the office of the county recorder for each county in which the real property that was improved is located stating all of the following:

(a) The name, address, and capacity of the owner, part owner, or lessee, or the agent of the owner, part owner, or lessee of the real property;

(b) The recording reference for the previously filed notice of commencement;

(c) That the improvement is complete.

(2) Upon receipt of an affidavit described in division (T)(1) of this section, the county recorder of the county where the affidavit is submitted shall indicate in the official records that the notice of commencement has expired.

(3) The owner, part owner, or lessee of the real property who contracted for the improvement shall serve a copy of the recorded affidavit submitted pursuant to division (T)(1) of this section, by regular mail, upon the original contractor as well as any subcontractor or lower tier project participant that served a notice of furnishing pursuant to section 1311.05 of the Revised Code.

(4) Service, lack of service, or a deficiency in service of the recorded affidavit under division (T)(3) of this section does not:

(a) Affect the expiration of the notice of commencement;

(b) Extend the rights of any party seeking to file an affidavit of mechanic's lien;

(c) Affect any time periods or other rights, requirements, or limitations that are set forth in this chapter.

(U) The expiration of a notice of commencement pursuant to division (S) or (T)(2) of this section does not affect the attachment, continuance, or priority of any lien under sections 1311.13, 1311.14, and 1311.15 of the Revised Code."

After line 32784, insert:

"Sec. 1349.10. (A)(1) "Cable service provider" has the same meaning as in section 1332.01 of the Revised Code.

(2) "Cloud service provider" means a third-party company offering a cloud-based platform, infrastructure, application, or storage services.

(3) "Direct-to-home satellite service" has the same meaning as in 47 U.S.C. 303, as amended.

(4) "Identifying information" means photo identification or public or private transactional data.

(5) "Interactive computer service" has the same meaning as in the "Telecommunications Act of 1996," 47 U.S.C. 230, as amended.

(6) "Internet provider" means a provider of internet service, including all of the following:

(a) Broadband service, however defined or classified by the federal communications commission;

(b) Information service or telecommunications service, both as defined in the "Telecommunications Act of 1996," 47 U.S.C. 153, as amended;

(c) Internet protocol-enabled services, as defined in section 4927.01 of the Revised Code.

(7) "Mobile service" and "telecommunications carrier" have the same meanings as in the "Telecommunications Act of 1996," 47 U.S.C. 153, as amended.

(8) "Organization" means both of the following:

(a) A commercial establishment that, for any form of consideration, has as a significant or substantial portion of its stock-in-trade in, derives a significant or substantial portion of its revenues from, devotes a significant or substantial portion of its content or advertising to, or maintains a substantial section of its sales or online content display space for the sale, rental, or viewing of materials that are obscene or harmful to juveniles;

(b) A commercial establishment as defined in section 2907.38 of the Revised Code. An establishment may have other principal business purposes that do not involve selling, delivering, furnishing, disseminating, providing, exhibiting, or presenting any material or performance that is obscene or harmful to juveniles on the internet and still be categorized as an organization subject to this section. The existence of other principal business purposes does not exempt an establishment from being categorized as an organization subject to this section, so long as one of its principal business purposes involves selling, delivering, furnishing, disseminating, providing, exhibiting, or presenting any material or performance that is obscene or harmful to juveniles on the internet.

(9) "Photo identification" has the same meaning as in section 3501.01 of the Revised Code and includes any government-issued identification issued by another state, district, country, or sovereignty.

(10) "Reasonable age verification methods" means the following:

(a) Verifying that the person attempting to access the material or performance that is obscene or harmful to juveniles is eighteen years of age or older through the use of a commercial age verification system that uses photo identification or public or private transactional data to verify the person's age;

(b) Using third-party and governmental databases that use a commercial age verification system that uses photo identification or public or private transactional data to verify the person's age.

(11) "Transactional data" means a sequence of information that documents an exchange, agreement, or transfer between a person, organization, or third party for the purpose of satisfying a request or event. "Transactional data" includes mortgage, educational, and employment records.

(12) "Video service provider" has the same meaning as in section 1332.21 of the Revised Code.

(B) An organization that sells, delivers, furnishes, disseminates, provides, exhibits, or presents any material or performance that is obscene or harmful to juveniles on the internet shall do all of the following:

(1) Verify that any person attempting to access the material or performance that is obscene or harmful to juveniles is eighteen years of age or older through reasonable age verification methods;

(2) Verify that any person creating an account or subscription to access any material or performance that is obscene or harmful to juveniles is eighteen years of age or older through reasonable age verification methods. The organization shall reverify the age of the person every two years thereafter.

(3)(a) Utilize a geofence system maintained and monitored by a licensed location-based technology provider to dynamically monitor the geolocation of persons attempting to access or creating an account or subscription to access the material or performance that is obscene or harmful to juveniles;

(b) The location-based technology provider shall perform a geolocation check to dynamically monitor the person attempting to access or creating an account or subscription to access the material or performance that is obscene or harmful to juveniles and the person's location.

(c) If the location-based technology provider determines that a person is located in this state, the organization that sells, delivers, furnishes,

disseminates, provides, exhibits, or presents any material or performance that is obscene or harmful to juveniles on the internet shall block that person until the person's age has been verified using reasonable age verification methods.

(4) Implement a notification mechanism to alert persons attempting to access or creating an account or subscription to access the material or performance that is obscene or harmful to juveniles, of a geolocation check failure.

(C)(1)(a) Except as otherwise provided in division (C)(1)(b) of this section, an organization that sells, delivers, furnishes, disseminates, provides, exhibits, or presents any material or performance that is obscene or harmful to juveniles on the internet and verifies the age of the person creating an account or subscription to access the material or performance that is obscene or harmful to juveniles on the internet shall do the following:

(i) Immediately delete all information gathered for the purpose of age verification after the age verification is completed, except the information maintained for account and subscription access and for billing purposes;

(ii) Upon the request of the account holder or subscriber, immediately delete the data maintained for user access to the account or subscription and for billing purposes;

(iii) Develop and maintain a data privacy policy compliant with federal and state law and maintain data in a manner that is reasonably secure.

(b) On the expiration of two years after the creation of the account or subscription, the organization shall immediately delete all information relative to the creation of the user's account or subscription and any information maintained for billing purposes, unless the account holder or subscriber renews the account or subscription.

(2) An organization that sells, delivers, furnishes, disseminates, provides, exhibits, or presents any material or performance that is obscene or harmful to juveniles on the internet and verifies the age of the person attempting to access the material or performance that is obscene or harmful to juveniles on the internet shall do both of the following:

(a) Immediately delete all information gathered for the purpose of age verification after age verification is completed;

(b) Develop and maintain a data privacy policy compliant with federal and state law and maintain data in a manner that is reasonably secure.

(3) An organization described in division (C)(1) or (2) of this section shall immediately delete any identifying information, except the information required for the purpose of granting a person access to the account or subscription and for billing the account or subscription, that is used for age verification of the person attempting to access or creating an account or subscription to access any material or performance on the internet that is

obscene or harmful to juveniles after age verification is completed.

(4) An organization as described in division (C)(1) or (2) of this section shall not transfer any information collected, except for the purpose of age verification. Any party who receives transferred information for age verification purposes shall immediately delete all information gathered for the purpose of age verification after age verification is completed.

(D) This section does not apply to any of the following:

(1) A person who, while employed or contracted by a newspaper, magazine, press association, news agency, news wire service, radio or television station, or similar media, is gathering, processing, transmitting, compiling, editing, or disseminating information for the general public;

(2) A provider of an interactive computer service;

(3) A mobile service;

(4) An internet provider;

(5) A cable service provider;

(6) A direct-to-home satellite service;

(7) A video service provider;

(8) A cloud service provider.

Sec. 1349.101. (A) The attorney general may bring a civil action against an organization that sells, delivers, furnishes, disseminates, provides, exhibits, or presents any material or performance that is obscene or harmful to juveniles on the internet that fails to comply with the requirements under divisions (B)(1) or (2) or (C)(1) or (2) of section 1349.10 of the Revised Code and as a result of that failure a minor gains access to the material or performance. Before initiating such an enforcement action, the attorney general shall provide written notice to the organization identifying and explaining the basis for each instance of alleged violation.

(B) Except as otherwise provided in division (D) of this section, the attorney general shall not commence an enforcement action if the organization, within forty-five days after notice of the alleged violation is sent, does both of the following:

(1) Cures all violations described in the notice:

(2) Provides the attorney general with a written statement indicating that the violations are cured and agreeing to refrain from further noncompliance of the requirements under divisions (B)(1) or (2) or (C)(1) or (2) of section 1349.10 of the Revised Code.

(C) If the organization does not timely respond or continues to fail to comply with the requirements under divisions (B)(1) or (2) or (C)(1) or (2) of section 1349.10 of the Revised Code after receiving the notice, the attorney

general may initiate the enforcement action and seek injunctive relief.

(D) Division (B) of this section does not apply if the organization fails to timely comply with all of the requirements described in the notice or commits subsequent violations of the same type after curing the initial violation under that division. Notwithstanding division (C) of this section, if an organization commits a subsequent violation of the same type after reporting that the initial violation is cured, the attorney general may bring a civil action at any time after sending notice of the violation under division (A) of this section.

(E) Nothing in this section shall be construed to provide a private right of action. The attorney general has the exclusive authority to enforce this section."

In line 32786, delete "or a township" and insert "that is located on an island in Lake Erie and that includes resort attractions and activities"

After line 32815, insert:

"Sec. 1501.46. Except as otherwise provided in federal law, in circumstances in which the department of natural resources conducts, or contracts with a third party to conduct, dredging operations in the waters of the state, no license, registration, or certification is required for an individual to operate the dredging equipment or watercraft associated with such operations."

In line 33364, delete "There is hereby created the" and insert "The"

In line 33365, delete everything after "fund"

In line 33366, delete everything before the second "state" and insert "is created in the"

After line 33399, insert:

"(E) Notwithstanding any other provision of law to the contrary, no money shall be transferred out of the fund by the director of budget and management or the controlling board to any other fund, including the general revenue fund. The fund shall not be used for any purpose not specified in law."

In line 34622, reinsert "the county auditor's"

In line 34665, reinsert "the"

In line 34666, reinsert "county auditor's"

In line 34699, reinsert "the county auditor's"

In line 34741, reinsert "the county auditor's"

In line 34790, reinsert "the county auditor's"

After line 35311, insert:

"Sec. 1561.13. The chief of the division of mineral resources management shall conduct examinations for offices and positions in the division of mineral resources management, and for mine forepersons, mine electricians, ~~shot firers,~~ and surface mine blasters, ~~and fire bosses,~~ as follows:

(A) Division of mineral resources management:

(1) Deputy mine inspectors of underground mines;

(2) Deputy mine inspectors of surface mines;

(3) Electrical inspectors;

(4) Superintendent of rescue stations;

(5) Assistant superintendents of rescue stations;

(6) Mine chemists at a division laboratory if the chief chooses to operate a laboratory.

(B) Mine forepersons:

(1) Mine foreperson of gaseous mines;

(2) Mine foreperson of nongaseous mines;

(3) Mine foreperson of surface mines.

(C) Forepersons:

(1) Foreperson of gaseous mines;

(2) Foreperson of nongaseous mines;

~~(3) Foreperson of surface maintenance facilities at underground or surface mines;~~

~~(4) Foreperson of surface mines.~~

~~(D) Fire bosses.~~

~~(E) Mine electricians.~~

~~(F)~~(E) Surface mine blasters.

~~(G) Shot firers.~~

The chief annually shall provide for the examination of candidates for appointment or promotion as deputy mine inspectors and such other positions and offices set forth in division (A) of this section as are necessary. Special examinations may be held whenever it becomes necessary to make appointments to any of those positions.

The chief shall provide for the examination of persons seeking certificates of competency as mine forepersons, forepersons, mine electricians, ~~shot firers,~~ and surface mine blasters, ~~and fire bosses quarterly or~~

~~more often as required, needed and~~ at such times and places within the state as shall, in the judgment of the chief, afford the best facilities to the greatest number of applicants. ~~Public notice shall be given through the press or otherwise, not less than ten days in advance, announcing the time and place at which examinations under this section are to be held.~~

The examinations provided for in this section shall be conducted under rules adopted under section 1561.05 of the Revised Code and conditions prescribed by the chief. Any rules that relate to particular candidates shall, upon application of any candidate, be furnished to the candidate by the chief; they shall also be of uniform application to all candidates in the several groups.

Sec. 1561.16. (A) As used in this section and sections 1561.17 to ~~1561.21-1561.20~~ of the Revised Code, "actual practical experience" means previous employment that involved a person's regular presence in the type of mining operation in which the experience is required to exist; participation in functions relating to the hazards involved in and the utilization of equipment, tools, and work crews and individuals for that type of mining; and regular exposure to the methods, procedures, and safety laws applicable to that type of mining. Credit of up to one year for a portion of the required experience time may be given upon documentation to the chief of the division of mineral resources management of an educational degree in a field related to mining. Credit of up to two years of the required experience time may be given upon presentation to the chief of proof of graduation from an accredited school of mines or mining after a four-year course of study with employment in the mining industry during interim breaks during the school years.

(B) Except as provided in division (G) of this section, a person who applies for a certificate as a mine foreperson of gaseous mines shall be able to read and write the English language; shall have had at least five years' actual practical experience in the underground workings of a gaseous mine or the equivalent thereof in the judgment of the chief; and shall have had practical experience obtained by actual contact with gas in mines and have knowledge of the dangers and nature of noxious and explosive gases and ventilation of gaseous mines. An applicant for a certificate as a foreperson of gaseous mines shall meet the same requirements, except that the applicant shall have had at least three years' actual practical experience in the underground workings of a gaseous mine or the equivalent thereof in the judgment of the chief. Each applicant for examination shall pay a fee established in rules adopted under this section to the chief on the first day of such examination.

(C) A person who has been issued a certificate as a mine foreperson or a foreperson of a gaseous mine and who has not worked in an underground coal mine for a period of more than two calendar years shall apply for and obtain recertification from the chief in accordance with rules adopted under

this section before performing the duties of a mine foreperson or a foreperson of a gaseous mine. An applicant for recertification shall pay a fee established in rules adopted under this section at the time of application for recertification.

(D) A person who has been issued a certificate as a mine foreperson or a foreperson of a gaseous mine and who has not worked in an underground coal mine for a period of one or more calendar years shall successfully complete a retraining course in accordance with rules adopted under this section before performing the duties of a mine foreperson or a foreperson of a gaseous mine.

(E) The chief, in consultation with a statewide association representing the coal mining industry and a statewide association representing employees of coal mines, shall adopt rules in accordance with Chapter 119. of the Revised Code that do all of the following:

(1) Prescribe requirements, criteria, and procedures for the recertification of a mine foreperson or a foreperson of a gaseous mine who has not worked in an underground coal mine for a period of more than two calendar years;

(2) Prescribe requirements, criteria, and procedures for the retraining of a mine foreperson or a foreperson of a gaseous mine who has not worked in an underground coal mine for a period of one or more calendar years;

(3) Establish fees for the examination and recertification of mine forepersons or forepersons of gaseous mines under this section;

(4) Prescribe any other requirements, criteria, and procedures that the chief determines are necessary to administer this section.

(F) Any money collected under this section shall be paid into the state treasury to the credit of the mining regulation and safety fund created in section 1513.30 of the Revised Code.

(G) The chief shall issue a certificate as a foreperson of gaseous mines in accordance with Chapter 4796. of the Revised Code to an applicant if either of the following applies:

(1) The applicant holds a license or certificate in another state.

(2) The applicant has satisfactory work experience, a government certification, or a private certification as described in that chapter as a foreperson of gaseous mines in a state that does not issue that license or certificate.

Sec. 1561.23. (A) The chief of the division of mineral resources management shall issue the following certificates to those applicants who pass their examination:

(1) Certificates for mine forepersons of gaseous mines;

- (2) Certificates for mine forepersons of nongaseous mines;
- (3) Certificates for forepersons of gaseous mines;
- (4) Certificates for forepersons of nongaseous mines;
- (5) ~~Certificates for forepersons of surface maintenance facilities of underground or surface mines;~~
- (6) Certificates for mine forepersons of surface mines;
- (7)(6) Certificates for forepersons of surface mines;
- (8) ~~Certificates for fire bosses;~~
- (9)(7) Certificates for mine electricians;
- (10)(8) Certificates for surface mine blasters;
- (11) ~~Certificates for shot firers.~~

(B) Applicants for certificates shall make application to the chief, on a form provided by the chief, for examination. All applicants shall be able to read and write the English language intelligently, and shall furnish the chief with a certificate as to the length and description of their practical experience and satisfactory evidence of their ability to perform the duties of the position for which they make application for examination.

(C) The chief may issue a certificate to an applicant for mine foreperson, foreperson, or mine electrician who holds a valid certification or other authorization from a state with which the department of natural resources has a reciprocal agreement for the certification or other authorization. However, the applicant shall pass an examination on this chapter and rules adopted under it or on any other relevant material that the chief determines to be appropriate.

A mine foreperson, foreperson, or mine electrician who has been issued a temporary certificate under section 1565.06 of the Revised Code prior to ~~the effective date of this amendment~~ September 30, 2021, and who holds a valid certification or other authorization from a state with which the department has a reciprocal agreement for the certification or other authorization may continue to operate under the temporary certificate until it expires or the chief suspends or revokes it.

(D) Except as provided in sections 1561.16 and 1561.17 of the Revised Code, any certificate issued by the former mine examining board prior to October 29, 1995, shall remain in effect notwithstanding the new classifications of certificates established by this section.

Sec. 1561.46. Fees received by the chief of the division of mineral resources management under sections 1561.16 to ~~1561.22~~ 1561.20 of the Revised Code shall be paid by the chief into the state treasury to the credit of the mining regulation and safety fund created in section 1513.30 of the Revised Code.

Sec. 1561.48. All money collected under sections 1561.14, 1561.16, 1561.17, ~~1561.18~~, 1561.19, 1561.20, ~~1561.21, 1561.22~~, 1561.45, and 1561.46 of the Revised Code shall be paid into the state treasury to the credit of the mining regulation and safety fund created by section 1513.30 of the Revised Code. The department of natural resources shall use the money in the fund to pay the operating expenses of the division of mineral resources management. "

In line 36343, reinsert "the county"

In line 36344, reinsert "auditor's"

In line 36352, reinsert "the county auditor's"

In line 36357, reinsert "the county auditor's"

Delete lines 36775 through 37307 (remove R.C. 1901.31)

After line 37992, insert:

"Sec. 2151.356. (A) The records of a case in which a person was adjudicated a delinquent child for committing a violation of section 2903.01, 2903.02, or 2907.02 of the Revised Code shall not be sealed under this section.

(B)(1) The juvenile court shall promptly order the immediate sealing of records pertaining to a juvenile in any of the following circumstances:

(a) If the court receives a record from a public office or agency under division (B)(2) of this section;

(b) If a person was brought before or referred to the court for allegedly committing a delinquent or unruly act and the case was resolved without the filing of a complaint against the person with respect to that act pursuant to section 2151.27 of the Revised Code;

(c) If a person was charged with violating division (E)(1) of section 4301.69 of the Revised Code and the person has successfully completed a diversion program under division (E)(2)(a) of section 4301.69 of the Revised Code with respect to that charge;

(d) If a complaint was filed against a person alleging that the person was a delinquent child, an unruly child, or a juvenile traffic offender and the court ~~dismisses~~ does both of the following:

(i) Dismisses the complaint after a trial on the merits of the case or finds the person not to be a delinquent child, an unruly child, or a juvenile traffic offender;

(ii) Finds that the harm to the person alleged to be a delinquent child, an unruly child, or a juvenile traffic offender in having the records pertaining to the case disclosed is not outweighed by the potential benefits to the public

in having access to those records.

(e) Notwithstanding division (C) of this section and subject to section 2151.358 of the Revised Code, if a person has been adjudicated an unruly child, ~~that~~ and both of the following apply:

(i) The person has attained eighteen years of age, and the person is not under the jurisdiction of the court in relation to a complaint alleging the person to be a delinquent child.

(ii) The court finds that the harm to the person in having the records pertaining to the case disclosed is not outweighed by the potential benefits to the public in having access to those records.

(2) The appropriate public office or agency shall immediately deliver all original records at that public office or agency pertaining to a juvenile to the court, if the person was arrested or taken into custody for allegedly committing a delinquent or unruly act, no complaint was filed against the person with respect to the commission of the act pursuant to section 2151.27 of the Revised Code, and the person was not brought before or referred to the court for the commission of the act. The records delivered to the court as required under this division shall not include fingerprints, DNA specimens, and DNA records described under division (A)(3) of section 2151.357 of the Revised Code.

(C)(1) The juvenile court shall consider the sealing of records pertaining to a juvenile upon the court's own motion or upon the application of a person if the person has been adjudicated a delinquent child for committing an act other than a violation of section 2903.01, 2903.02, or 2907.02 of the Revised Code, an unruly child, or a juvenile traffic offender and if, at the time of the motion or application, the person is not under the jurisdiction of the court in relation to a complaint alleging the person to be a delinquent child. The court shall not require a fee for the filing of the application. The motion or application may be made on or after the time specified in whichever of the following is applicable:

(a) If the person is under eighteen years of age, at any time after six months after any of the following events occur:

(i) The termination of any order made by the court in relation to the adjudication;

(ii) The unconditional discharge of the person from the department of youth services with respect to a dispositional order made in relation to the adjudication or from an institution or facility to which the person was committed pursuant to a dispositional order made in relation to the adjudication;

(iii) The court enters an order under section 2152.84 or 2152.85 of the Revised Code that contains a determination that the child is no longer a

juvenile offender registrant.

(b) If the person is eighteen years of age or older, at any time after the later of the following:

(i) The person's attainment of eighteen years of age;

(ii) The occurrence of any event identified in divisions (C)(1)(a)(i) to (iii) of this section.

(2) In making the determination whether to seal records pursuant to division (C)(1) of this section, all of the following apply:

(a) The court may require a person filing an application under division (C)(1) of this section to submit any relevant documentation to support the application.

(b) The court may cause an investigation to be made to determine if the person who is the subject of the proceedings has been rehabilitated to a satisfactory degree.

(c) The court shall promptly, but not less than thirty days prior to the hearing, notify the prosecuting attorney of any proceedings to seal records initiated pursuant to division (C)(1) of this section. The prosecutor shall provide timely notice to a victim and a victim's representative, if applicable, if the victim or victim's representative requested notice of the proceedings in the underlying case.

(d)(i) The prosecuting attorney may file a response with the court within thirty days of receiving notice of the sealing proceedings.

(ii) If the prosecuting attorney does not file a response with the court or if the prosecuting attorney files a response but indicates that the prosecuting attorney does not object to the sealing of the records, the court may order the records of the person that are under consideration to be sealed without conducting a hearing on the motion or application. If the court decides in its discretion to conduct a hearing on the motion or application, the court shall conduct the hearing within thirty days after making that decision and shall give notice, by regular mail, of the date, time, and location of the hearing to the prosecuting attorney and to the person who is the subject of the records under consideration. The victim, the victim's representative, and the victim's attorney, if applicable, may be present and heard orally, in writing, or both at any hearing under this division. The court shall consider the oral and written statement of any victim, victim's representative, and victim's attorney, if applicable.

(iii) If the prosecuting attorney files a response with the court that indicates that the prosecuting attorney objects to the sealing of the records, the court shall conduct a hearing on the motion or application within thirty days after the court receives the response. The court shall give notice, by regular mail, of the date, time, and location of the hearing to the prosecuting

attorney and to the person who is the subject of the records under consideration. The victim, the victim's representative, and the victim's attorney, if applicable, may be present and heard orally, in writing, or both at any hearing under this division. The court shall consider the oral and written statement of any victim, victim's representative, and victim's attorney, if applicable.

(e) After conducting a hearing in accordance with division (C)(2)(d) of this section or after due consideration when a hearing is not conducted, except as provided in division (B)(1)(c) of this section, the court may order the records of the person that are the subject of the motion or application to be sealed if it finds that the person has been rehabilitated to a satisfactory degree. In determining whether the person has been rehabilitated to a satisfactory degree, the court may consider all of the following:

- (i) The age of the person;
- (ii) The nature of the case;
- (iii) The cessation or continuation of delinquent, unruly, or criminal behavior;
- (iv) The education and employment history of the person;
- (v) The granting of a new tier classification or declassification from the juvenile offender registry pursuant to section 2152.85 of the Revised Code, except for public registry-qualified juvenile offender registrants;
- (vi) Any other circumstances that may relate to the rehabilitation of the person who is the subject of the records under consideration.

(D)(1)(a) The juvenile court shall provide verbal notice to a person whose records are sealed under division (B) of this section, if that person is present in the court at the time the court issues a sealing order, that explains what sealing a record means, states that the person may apply to have those records expunged under section 2151.358 of the Revised Code, and explains what expunging a record means.

(b) The juvenile court shall provide written notice to a person whose records are sealed under division (B) of this section by regular mail to the person's last known address, if that person is not present in the court at the time the court issues a sealing order and if the court does not seal the person's record upon the court's own motion, that explains what sealing a record means, states that the person may apply to have those records expunged under section 2151.358 of the Revised Code, and explains what expunging a record means.

(2) Upon final disposition of a case in which a person has been adjudicated a delinquent child for committing an act other than a violation of section 2903.01, 2903.02, or 2907.02 of the Revised Code, an unruly child, or a juvenile traffic offender, the juvenile court shall provide written notice to

the person that does all of the following:

- (a) States that the person may apply to the court for an order to seal the record;
- (b) Explains what sealing a record means;
- (c) States that the person may apply to the court for an order to expunge the record under section 2151.358 of the Revised Code;
- (d) Explains what expunging a record means.

(3) The department of youth services and any other institution or facility that unconditionally discharges a person who has been adjudicated a delinquent child, an unruly child, or a juvenile traffic offender shall immediately give notice of the discharge to the court that committed the person. The court shall note the date of discharge on a separate record of discharges of those natures."

In line 38202, after the semicolon insert "employee of an entity that provides home visiting services under the help me grow program established by the department of children and youth pursuant to section 5180.21 of the Revised Code;"

After line 39419, insert:

"Sec. 2307.66. (A) A victim of a violation of section 2917.211 of the Revised Code has and may commence a civil cause of action against the offender for any of the following, in addition to reasonable attorney's fees and the costs of bringing the civil action:

- (1) An injunction or a temporary restraining order prohibiting further dissemination of the image that is the subject of the violation;
- (2) Compensatory and punitive damages for harm resulting from the violation.

(B) The victim shall be presumed to have suffered harm as a result of the nonconsensual dissemination of private sexual images or the nonconsensual dissemination of fabricated sexual images.

(C) A civil action brought under division (A) of this section shall be brought within four years after the victim discovers the private sexual image or fabricated sexual image.

(D) The cause of action created by this section is in addition to any other cause of action available under statutory or common law.

~~(D)~~(E) As used in this section, "victim" has the same meaning as in section 2930.01 of the Revised Code.

(F) "Fabricated sexual image" means a created, adapted, or modified image that depicts another person, the other person is recognizable in the image by the other person's face, likeness, or other distinguishing

characteristic, and the other person depicted in the image is in a state of nudity or is engaged in a sexual act."

After line 40865, insert:

"Sec. 2917.211. (A) As used in this section:

(1) "Child-victim oriented offense" and "sexually oriented offense" have the same meanings as in section 2950.01 of the Revised Code.

(2) "Disseminate" means to post, distribute, or publish on a computer device, computer network, web site, or other electronic device or medium of communication.

~~(2)~~(3) "Image" means a photograph, film, videotape, digital recording, or other depiction or portrayal of a person.

~~(3)~~(4) "Interactive computer service" has the meaning defined in the "Telecommunications Act of 1996," 47 U.S.C. 230, as amended.

~~(4)~~(5) "Internet provider" means a provider of internet service, including all of the following:

(a) Broadband service, however defined or classified by the federal communications commission;

(b) Information service or telecommunications service, both as defined in the "Telecommunications Act of 1996," 47 U.S.C. 153, as amended;

(c) Internet protocol-enabled services, as defined in section 4927.01 of the Revised Code.

~~(5)~~(6) "Mobile service" and "telecommunications carrier" have the meanings defined in 47 U.S.C. 153, as amended.

~~(6)~~(7) "Cable service provider" has the same meaning as in section 1332.01 of the Revised Code.

~~(7)~~(8) "Direct-to-home satellite service" has the meaning defined in 47 U.S.C. 303, as amended.

~~(8)~~(9) "Video service provider" has the same meaning as in section 1332.21 of the Revised Code.

~~(9)~~(10) "Sexual act" means any of the following:

(a) Sexual activity;

(b) Masturbation;

(c) An act involving a bodily substance that is performed for the purpose of sexual arousal or gratification;

(d) Sado-masochistic abuse.

(11) "Fabricated sexual image" has the same meaning as in section 2307.66 of the Revised Code.

(B) No person shall knowingly disseminate an image of another person if all of the following apply:

- (1) The person in the image is eighteen years of age or older.
- (2) The person in the image can be identified from the image itself or from information displayed in connection with the image and the offender supplied the identifying information.
- (3) The person in the image is in a state of nudity or is engaged in a sexual act.
- (4) The image is disseminated without consent from the person in the image.
- (5) The image is disseminated with intent to harm the person in the image.

(C) No person shall knowingly disseminate a fabricated sexual image of another person without the other person's consent.

(D) No person shall, without the consent of the depicted person, in order to harass, extort, threaten, or cause physical, emotional, reputational, or economic harm to a person falsely depicted, knowingly do either of the following:

- (1) Create a fabricated sexual image with intent to distribute;
- (2) Solicit the creation of a fabricated sexual image with intent to distribute.

(E) This section does not prohibit the dissemination of an image or fabricated sexual image if any of the following apply:

- (1) The image or fabricated sexual image is disseminated for the purpose of a criminal investigation that is otherwise lawful.
- (2) The image or fabricated sexual image is disseminated for the purpose of, or in connection with, the reporting of unlawful conduct.
- (3) The image or fabricated sexual image is part of a news report or commentary or an artistic or expressive work, such as a performance, work of art, literary work, theatrical work, musical work, motion picture, film, or audiovisual work.
- (4) The image or fabricated sexual image is disseminated by a law enforcement officer, or a corrections officer or guard in a detention facility, acting within the scope of the person's official duties.
- (5) The image or fabricated sexual image is disseminated for another lawful public purpose.
- (6) ~~The~~ If the person in the image or fabricated sexual image is eighteen years of age or older, the person in the image or fabricated sexual image is knowingly and willingly in a state of nudity or engaged in a sexual

act and is knowingly and willingly in a location in which the person does not have a reasonable expectation of privacy.

(7) The image or fabricated sexual image is disseminated for the purpose of medical treatment or examination.

~~(D)-(F)~~ The following entities are not liable for a violation of this section solely as a result of an image or fabricated sexual image or other information provided by another person:

- (1) A provider of interactive computer service;
- (2) A mobile service;
- (3) A telecommunications carrier;
- (4) An internet provider;
- (5) A cable service provider;
- (6) A direct-to-home satellite service;
- (7) A video service provider.

~~(E)-(G)~~ Any conduct that is a violation of this section and any other section of the Revised Code may be prosecuted under this section, the other section, or both sections.

~~(F)(1)(a)-(H)(1)(a)~~ Except as otherwise provided in division ~~(F)(1)(b)~~, ~~(e)~~, or ~~(d)-(H)(1)(b)~~ of this section, whoever violates division (B) of this section is guilty of nonconsensual dissemination of private sexual images, a ~~misdemeanor~~ felony of the ~~third~~ fifth degree.

(b) If the offender previously has been convicted of or pleaded guilty to a violation of division (B) of this section, a sexually oriented offense, or a child-victim oriented offense, nonconsensual dissemination of private sexual images is a ~~misdemeanor~~ felony of the ~~second~~ fourth degree.

~~(c) If the offender previously has been convicted of or pleaded guilty to two or more violations of this section, nonconsensual dissemination of private sexual images is a misdemeanor of the first degree.~~

~~(d) If the offender is under eighteen years of age and the person in the image is not more than five years older than the offender, the offender shall not be prosecuted under this section.~~

~~(2)-(2)(a)~~ Except as otherwise provided in division (H)(2)(b) of this section, whoever violates division (C) of this section is guilty of nonconsensual dissemination of fabricated sexual images, a felony of the fourth degree.

(b) If the offender has previously been convicted of or pleaded guilty to a violation of this section, a sexually oriented offense, or a child-victim oriented offense, nonconsensual dissemination of fabricated sexual images is a felony of the third degree.

(3)(a) Except as otherwise provided in division (H)(3)(b) of this section, whoever violates division (D) of this section is guilty of nonconsensual creation of fabricated sexual images, a felony of the fourth degree.

(b) If the offender has previously been convicted of or pleaded guilty to a violation of this section, a sexually oriented offense, or a child-victim oriented offense, nonconsensual creation of fabricated sexual images is a felony of the third degree.

(4) In addition to any other penalty or disposition authorized or required by law, the court may order any person who is convicted of a violation of this section or who is adjudicated delinquent by reason of a violation of this section to criminally forfeit all of the following property to the state under Chapter 2981. of the Revised Code:

(a) Any profits or proceeds and any property the person has acquired or maintained in violation of this section that the sentencing court determines to have been acquired or maintained as a result of the violation;

(b) Any interest in, securities of, claim against, or property or contractual right of any kind affording a source of influence over any enterprise that the person has established, operated, controlled, or conducted in violation of this section that the sentencing court determines to have been acquired or maintained as a result of the violation.

~~(G)~~(I) A victim of a violation of this section may commence a civil cause of action against the offender, as described in section 2307.66 of the Revised Code."

After line 41137, insert:

"Sec. 2921.36. (A) No person shall knowingly convey, or attempt to convey, onto the grounds of a detention facility or of an institution, office building, or other place that is under the control of the department of mental health and addiction services, the department of developmental disabilities, the department of youth services, or the department of rehabilitation and correction any of the following items:

(1) Any deadly weapon or dangerous ordnance, as defined in section 2923.11 of the Revised Code, or any part of or ammunition for use in such a deadly weapon or dangerous ordnance;

(2) Any drug of abuse, as defined in section 3719.011 of the Revised Code;

(3) Any intoxicating liquor, as defined in section 4301.01 of the Revised Code, except for small amounts of wine for sacramental purposes when the person engaging in the specified conduct is a cleric, as defined in section 2317.02 of the Revised Code.

(B) Division (A) of this section does not apply to any person who conveys or attempts to convey an item onto the grounds of a detention facility or of an institution, office building, or other place under the control of the department of mental health and addiction services, the department of developmental disabilities, the department of youth services, or the department of rehabilitation and correction pursuant to the written authorization of the person in charge of the detention facility or the institution, office building, or other place and in accordance with the written rules of the detention facility or the institution, office building, or other place.

(C) No person shall knowingly deliver, or attempt to deliver, to any person who is confined in a detention facility, to a child confined in a youth services facility, to a prisoner who is temporarily released from confinement for a work assignment, or to any patient in an institution under the control of the department of mental health and addiction services or the department of developmental disabilities any item listed in division (A)(1), (2), or (3) of this section.

(D) No person shall knowingly deliver, or attempt to deliver, cash to any person who is confined in a detention facility, to a child confined in a youth services facility, or to a prisoner who is temporarily released from confinement for a work assignment.

(E) No person shall knowingly deliver, or attempt to deliver, to any person who is confined in a detention facility, to a child confined in a youth services facility, or to a prisoner who is temporarily released from confinement for a work assignment a cellular telephone, two-way radio, or other electronic communications device.

(F)(1) It is an affirmative defense to a charge under division (A)(1) of this section that the weapon or dangerous ordnance in question was being transported in a motor vehicle for any lawful purpose, that it was not on the actor's person, and, if the weapon or dangerous ordnance in question was a firearm, that it was unloaded and was being carried in a closed package, box, or case or in a compartment that can be reached only by leaving the vehicle.

(2) It is an affirmative defense to a charge under division (C) of this section that the actor was not otherwise prohibited by law from delivering the item to the confined person, the child, the prisoner, or the patient and that either of the following applies:

(a) The actor was permitted by the written rules of the detention facility or the institution, office building, or other place to deliver the item to the confined person or the patient.

(b) The actor was given written authorization by the person in charge of the detention facility or the institution, office building, or other place to deliver the item to the confined person or the patient.

(G)(1) Whoever violates division (A)(1) of this section or commits a violation of division (C) of this section involving an item listed in division (A)(1) of this section is guilty of illegal conveyance of weapons onto the grounds of a specified governmental facility, a felony of the third degree. If the offender is an officer or employee of the department of rehabilitation and correction, the court shall impose a mandatory prison term from the range of definite prison terms prescribed in division (A)(3)(b) of section 2929.14 of the Revised Code for a felony of the third degree.

(2) Whoever violates division (A)(2) of this section or commits a violation of division (C) of this section involving any drug of abuse is guilty of illegal conveyance of drugs of abuse onto the grounds of a specified governmental facility, a felony of the third degree. If the offender is an officer or employee of the department of rehabilitation and correction or of the department of youth services, the court shall impose a mandatory prison term from the range of definite prison terms prescribed in division (A)(3)(b) of section 2929.14 of the Revised Code for a felony of the third degree.

(3) Whoever violates division (A)(3) of this section or commits a violation of division (C) of this section involving any intoxicating liquor is guilty of illegal conveyance of intoxicating liquor onto the grounds of a specified governmental facility, a misdemeanor of the second degree.

(4) Whoever violates division (D) of this section is guilty of illegal conveyance of cash onto the grounds of a detention facility, a misdemeanor of the first degree. If the offender previously has been convicted of or pleaded guilty to a violation of division (D) of this section, illegal conveyance of cash onto the grounds of a detention facility is a felony of the fifth degree.

~~(5) Whoever (5)(a) Except as provided in division (G)(5)(b) of this section, whoever~~ violates division (E) of this section is guilty of illegal conveyance of a communications device onto the grounds of a specified governmental facility, a misdemeanor of the first degree, or if the offender previously has been convicted of or pleaded guilty to a violation of division (E) of this section, a felony of the fifth degree.

(b) If the offender is an officer or employee of the department of rehabilitation and correction or the department of youth services or a contractor or employee of a contractor providing services to the department of rehabilitation and correction or the department of youth services, a violation of division (E) of this section is a felony of the third degree, and the court shall impose a mandatory prison term from the range of definite prison terms prescribed in division (A)(3)(b) of section 2929.14 of the Revised Code for a felony of the third degree."

After line 41670 insert:

"Sec. 2949.12. (A) ~~Unless the execution of sentence is suspended or,~~ the convicted felon has less than thirty days to serve in prison and the department of rehabilitation and correction, the county sheriff, and the court agree otherwise, or, for convictions occurring on or after the effective date of this amendment, the convicted felon is under eighteen years of age, a convicted felon who is sentenced to serve a term of imprisonment in a state correctional institution shall be conveyed, within five days after sentencing, excluding Saturdays, Sundays, and legal holidays, by the sheriff of the county in which the conviction was had to the facility that is designated by the department of rehabilitation and correction for the reception of convicted felons. The sheriff shall deliver the convicted felon into the custody of the managing officer of the reception facility and, at that time, unless the department and the sheriff have agreed to electronically processed prisoner commitment, shall present the managing officer with a copy of the convicted felon's sentence that clearly describes each offense for which the felon was sentenced to a correctional institution, designates each section of the Revised Code that the felon violated and that resulted in the felon's conviction and sentence to a correctional institution, designates the sentence imposed for each offense for which the felon was sentenced to a correctional institution, and, pursuant to section 2967.191 of the Revised Code, specifies the total number of days, if any, that the felon was confined for any reason prior to conviction and sentence. The sheriff, at that time, also shall present the managing officer with a copy of the indictment. The clerk of the court of common pleas shall furnish the copies of the sentence and indictment. In the case of a person under the age of eighteen years who is certified to the court of common pleas by the juvenile court, the clerk of the court of common pleas also shall attach a copy of the certification to the copy of the indictment.

The convicted felon shall be assigned to an institution or designated to be housed in a county, multicounty, municipal, municipal-county, or multicounty-municipal jail or workhouse, if authorized pursuant to section 5120.161 of the Revised Code, shall be conveyed to the institution, jail, or workhouse, and shall be kept within the institution, jail, or workhouse until the term of the felon's imprisonment expires, the felon is pardoned, paroled, or placed under a post-release control sanction, or the felon is transferred under laws permitting the transfer of prisoners. If the execution of the felon's sentence is suspended, and the judgment thereafter affirmed, the felon shall be conveyed, in the same manner as if the execution of the felon's sentence had not been suspended, to the reception facility as soon as practicable after the judge directs the execution of sentence. The trial judge or other judge of the court, in the judge's discretion and for good cause shown, may extend the time of the conveyance.

(B)(1) A convicted felon who is under eighteen years old at the

execution of sentence shall be committed to the department of youth services and assigned to an institution within the department of youth services and, within five days after sentencing, excluding Saturdays, Sundays, and legal holidays, the sheriff of the county in which the conviction was had shall deliver the felon to the facility designated by the department of youth services. The sheriff, at that time, shall present the managing officer with a copy of the sentence, a copy of the indictment, and a copy of the certification from the juvenile court to the court of common pleas. The convicted felon shall be held in the institution operated by the department of youth services until the felon is eighteen years of age, until the term of the felon's imprisonment expires, until the felon is pardoned, paroled, or placed under a post-release control sanction, until the department of youth services, in the discretion of the director of youth services, lacks capacity to house the felon, or until the felon is transferred under laws permitting the transfer of prisoners.

(2) A convicted felon who is committed to the department of youth services under division (B)(1) of this section shall be transferred to the department of rehabilitation and correction and committed to an institution under division (A) of this section for the remainder of the felon's sentence when the felon attains the age of eighteen or when the felon, because of a rule violation or violations, is determined by the department of youth services to a danger to self or others. At the time of a transfer under division (B)(2) of this section, the sheriff shall present the managing officer with a copy of the sentence, a copy of the indictment, and a copy of the certification from the juvenile court to the court of common pleas."

After line 41913, insert:

"Sec. 2967.18. (A) Whenever the director of rehabilitation and correction determines that the total population of the state correctional institutions for males and females, the total population of the state correctional institutions for males, or the total population of the state correctional institutions for females exceeds the capacity of those institutions and that an overcrowding emergency exists, the director shall notify the ~~correctional institution inspection committee~~ attorney general of the emergency and provide the ~~committee~~ attorney general with information in support of the director's determination. The director shall not notify the ~~committee~~ attorney general that an overcrowding emergency exists unless the director determines that no other reasonable method is available to resolve the overcrowding emergency.

(B) On receipt of the notice given pursuant to division (A) of this section, the ~~correctional institution inspection committee~~ attorney general promptly shall review the determination of the director of rehabilitation and correction. Notwithstanding any other provision of the Revised Code or the

Administrative Code that governs the lengths of criminal sentences, sets forth the time within which a prisoner is eligible for parole or within which a prisoner may apply for release, or regulates the procedure for granting parole or release to prisoners confined in state correctional institutions, the ~~committee~~ attorney general may recommend to the governor that the prison terms of eligible male, female, or all prisoners, as determined under division (E) of this section, be reduced by thirty, sixty, or ninety days, in the manner prescribed in that division.

(C) If the ~~correctional institution inspection committee~~ attorney general disagrees with the determination of the director of rehabilitation and correction that an overcrowding emergency exists, if the ~~committee~~ attorney general finds that an overcrowding emergency exists but does not make a recommendation pursuant to division (B) of this section, or if the ~~committee~~ attorney general does not make a finding or a recommendation pursuant to that division within thirty days of receipt of the notice given pursuant to division (A) of this section, the director may recommend to the governor that the action set forth in division (B) of this section be taken.

(D) Upon receipt of a recommendation from the ~~correctional institution inspection committee~~ attorney general or the director of rehabilitation and correction made pursuant to this section, the governor may declare in writing that an overcrowding emergency exists in all of the institutions within the control of the department in which men are confined, in which women are confined, or both. The declaration shall state that the adult parole authority shall take the action set forth in division (B) of this section. After the governor makes the declaration, the director shall file a copy of it with the secretary of state, and the copy is a public record.

The department may begin to implement the declaration of the governor made pursuant to this section on the date that it is filed with the secretary of state. The department shall begin to implement the declaration within thirty days after the date of filing. The declaration shall be implemented in accordance with division (E) of this section.

(E)(1) No reduction of sentence pursuant to division (B) of this section shall be granted to any of the following:

(a) A person who is serving a term of imprisonment for aggravated murder, murder, voluntary manslaughter, involuntary manslaughter, felonious assault, kidnapping, rape, aggravated arson, aggravated robbery, or any other offense punishable by life imprisonment or by an indefinite term of a specified number of years to life, or for conspiracy in, complicity in, or attempt to commit any of those offenses;

(b) A person who is serving a term of imprisonment for any felony other than carrying a concealed weapon that was committed while the person had a firearm, as defined in section 2923.11 of the Revised Code, on or about

the offender's person or under the offender's control;

(c) A person who is serving a term of imprisonment for a violation of section 2925.03 of the Revised Code;

(d) A person who is serving a term of imprisonment for engaging in a pattern of corrupt activity;

(e) A person who is serving a prison term or term of life imprisonment without parole imposed pursuant to section 2971.03 of the Revised Code;

(f) A person who was denied parole or release pursuant to section 2929.20 of the Revised Code during the term of imprisonment the person currently is serving.

(2) A declaration of the governor that requires the adult parole authority to take the action set forth in division (B) of this section shall be implemented only by reducing the prison terms of prisoners who are not in any of the categories set forth in division (E)(1) of this section, and only by granting reductions of prison terms in the following order:

(a) Under any such declaration, prison terms initially shall be reduced only for persons who are not in any of the categories set forth in division (E) (1) of this section and who are not serving a term of imprisonment for any of the following offenses:

(i) An offense of violence that is a felony of the first, second, or third degree or that, under the law in existence prior to ~~the effective date of this amendment~~ July 1, 1996, was an aggravated felony of the first, second, or third degree or a felony of the first or second degree;

(ii) An offense set forth in Chapter 2925. of the Revised Code that is a felony of the first or second degree.

(b) If every person serving a term of imprisonment at the time of the implementation of any such declaration who is in the class of persons eligible for the initial reduction of prison terms, as described in division (E)(2)(a) of this section, has received a total of ninety days of term reduction for each three years of imprisonment actually served, then prison terms may be reduced for all other persons serving a term of imprisonment at that time who are not in any of the categories set forth in division (E)(1) of this section.

(F) An offender who is released from a state correctional institution pursuant to this section is subject to post-release control sanctions imposed by the adult parole authority as if the offender was a prisoner described in division (B) of section 2967.28 of the Revised Code who was being released from imprisonment.

(G) If more than one overcrowding emergency is declared while a prisoner is serving a prison term, the total term reduction for that prisoner as the result of multiple declarations shall not exceed ninety days for each three

years of imprisonment actually served."

After line 41913, insert:

"Sec. 2953.32. (A)(1) Sections 2953.32 ~~to~~ and 2953.34 of the Revised Code do not apply to any of the following:

(a) Convictions under Chapter 4506., 4507., 4510., 4511., or 4549. of the Revised Code, or a conviction for a violation of a municipal ordinance that is substantially similar to any section contained in any of those chapters;

(b) Convictions of a felony offense of violence that is not a sexually oriented offense;

(c) Convictions of a sexually oriented offense when the offender is subject to the requirements of Chapter 2950. of the Revised Code or Chapter 2950. of the Revised Code as it existed prior to January 1, 2008;

(d) Convictions of an offense in circumstances in which the victim of the offense was less than thirteen years of age, except for convictions under section 2919.21 of the Revised Code;

(e) Convictions for a violation of section 2921.41 of the Revised Code;

(f) Convictions of a felony of the first or second degree;

(g) Convictions for a violation of section 2919.25 of the Revised Code that is a misdemeanor of the first or second degree or convictions for a violation of a municipal ordinance that is substantially similar to that section;

(h) Convictions of a felony of the third degree if the offender has more than one other conviction of any felony or, if the person has exactly two convictions of a felony of the third degree, has more convictions in total than those two third degree felony convictions and two misdemeanor convictions.

(2) Sections 2953.32 to 2953.34 of the Revised Code apply to the following for purposes of sealing, but not for purposes of expungement of the record of the case:

(a) Convictions for a violation of section 2919.25 of the Revised Code that is a misdemeanor of the third or fourth degree or convictions for a violation of a municipal ordinance that is substantially similar to that section;

(b) Convictions for a violation of section 2919.27 of the Revised Code or convictions for a violation of a municipal ordinance that is substantially similar to that section.

(3) For purposes of division (A)(1)(h) of this section, both of the following apply:

(a) When two or more convictions result from or are connected with the same act or result from offenses committed at the same time, they shall be counted as one conviction.

(b) When two or three convictions result from the same indictment, information, or complaint, from the same plea of guilty, or from the same official proceeding, and result from related criminal acts that were committed within a three-month period but do not result from the same act or from offenses committed at the same time, they shall be counted as one conviction, provided that a court may decide as provided in division (D)(1)(i) of this section that it is not in the public interest for the two or three convictions to be counted as one conviction.

(B)(1) Except as provided in section 2953.61 of the Revised Code or as otherwise provided in division (B)(1)(a)(iii) of this section, an eligible offender may apply to the sentencing court if convicted in this state, or to a court of common pleas if convicted in another state or in a federal court, for the sealing or expungement of the record of the case that pertains to the conviction, except for convictions listed in division (A)(1) of this section. Application may be made at whichever of the following times is applicable regarding the offense:

(a) An application for sealing under this section may be made at whichever of the following times is applicable regarding the offense:

(i) Except as otherwise provided in division (B)(1)(a)(iv) of this section, at the expiration of three years after the offender's final discharge if convicted of one or two felonies of the third degree, so long as none of the offenses is a violation of section 2921.43 of the Revised Code;

(ii) Except as otherwise provided in division (B)(1)(a)(iv) of this section, at the expiration of one year after the offender's final discharge if convicted of one or more felonies of the fourth or fifth degree or one or more misdemeanors, so long as none of the offenses is a violation of section 2921.43 of the Revised Code or a felony offense of violence;

(iii) At the expiration of seven years after the offender's final discharge if the record includes one or more convictions of soliciting improper compensation in violation of section 2921.43 of the Revised Code;

(iv) If the offender was subject to the requirements of Chapter 2950. of the Revised Code or Chapter 2950. of the Revised Code as it existed prior to January 1, 2008, at the expiration of five years after the requirements have ended under section 2950.07 of the Revised Code or section 2950.07 of the Revised Code as it existed prior to January 1, 2008, or are terminated under section 2950.15 or 2950.151 of the Revised Code;

(v) At the expiration of six months after the offender's final discharge if convicted of a minor misdemeanor.

(b) An application for expungement under this section may be made at whichever of the following times is applicable regarding the offense:

(i) Except as otherwise provided in division (B)(1)(b)(ii) of this

section, if the offense is a misdemeanor, at the expiration of one year after the offender's final discharge;

(ii) If the offense is a minor misdemeanor, at the expiration of six months after the offender's final discharge;

(iii) If the offense is a felony, at the expiration of ten years after the time specified in division (B)(1)(a) of this section at which the person may file an application for sealing with respect to that felony offense.

(2) Any person who has been arrested for any misdemeanor offense and who has effected a bail forfeiture for the offense charged may apply to the court in which the misdemeanor criminal case was pending when bail was forfeited for the sealing or expungement of the record of the case that pertains to the charge. Except as provided in section 2953.61 of the Revised Code, the application may be filed at whichever of the following times is applicable regarding the offense:

(a) An application for sealing under this section may be made at any time after the date on which the bail forfeiture was entered upon the minutes of the court or the journal, whichever entry occurs first.

(b) An application for expungement under this section may be made at whichever of the following times is applicable regarding the offense:

(i) Except as provided in division (B)(2)(b)(ii) of this section, at any time after the expiration of one year from the date on which the bail forfeiture was entered upon the minutes of the court or the journal, whichever entry occurs first;

(ii) If the offense is a minor misdemeanor, at any time after the expiration of six months from the date on which the bail forfeiture was entered upon the minutes of the court or the journal, whichever entry occurs first.

(C) Upon the filing of an application under this section, the court shall set a date for a hearing and shall notify the prosecutor for the case of the hearing on the application not less than sixty days prior to the hearing. Pursuant to the Ohio Constitution, the prosecutor shall provide timely notice of the application and the date and time of the hearing to a victim and victim's representative, if applicable, if the victim or victim's representative requested notice of the proceedings in the underlying case. The court shall hold the hearing not less than forty-five days and not more than ninety days from the date of the filing of the application. The prosecutor may object to the granting of the application by filing a written objection with the court not later than thirty days prior to the date set for the hearing. The prosecutor shall specify in the objection the reasons for believing a denial of the application is justified. The victim, victim's representative, and victim's attorney, if applicable, may be present and heard orally, in writing, or both at any hearing

under this section. The court shall direct its regular probation officer, a state probation officer, or the department of probation of the county in which the applicant resides to make inquiries and written reports as the court requires concerning the applicant. The probation officer or county department of probation that the court directs to make inquiries and written reports as the court requires concerning the applicant shall determine whether or not the applicant was fingerprinted at the time of arrest or under section 109.60 of the Revised Code. If the applicant was so fingerprinted, the probation officer or county department of probation shall include with the written report a record of the applicant's fingerprints. If the applicant was convicted of or pleaded guilty to a violation of division (A)(2) or (B) of section 2919.21 of the Revised Code, the probation officer or county department of probation that the court directed to make inquiries concerning the applicant shall contact the child support enforcement agency enforcing the applicant's obligations under the child support order to inquire about the offender's compliance with the child support order.

(D)(1) At the hearing held under division (C) of this section, the court shall do each of the following:

(a) Determine whether the applicant is pursuing sealing or expunging a conviction of an offense that is prohibited under division (A) of this section or whether the forfeiture of bail was agreed to by the applicant and the prosecutor in the case, and determine whether the application was made at the time specified in division (B)(1)(a) or (b) or division (B)(2)(a) or (b) of this section that is applicable with respect to the application and the subject offense;

(b) Determine whether criminal proceedings are pending against the applicant;

(c) Determine whether the applicant has been rehabilitated to the satisfaction of the court;

(d) If the prosecutor has filed an objection in accordance with division (C) of this section, consider the reasons against granting the application specified by the prosecutor in the objection;

(e) If the victim objected, pursuant to the Ohio Constitution, consider the reasons against granting the application specified by the victim in the objection;

(f) Weigh the interests of the applicant in having the records pertaining to the applicant's conviction or bail forfeiture sealed or expunged against the legitimate needs, if any, of the government to maintain those records;

(g) Consider the oral or written statement of any victim, victim's representative, and victim's attorney, if applicable;

(h) If the applicant was an eligible offender of the type described in division (A)(3) of section 2953.36 of the Revised Code as it existed prior to April 4, 2023, determine whether the offender has been rehabilitated to a satisfactory degree. In making the determination, the court may consider all of the following:

- (i) The age of the offender;
- (ii) The facts and circumstances of the offense;
- (iii) The cessation or continuation of criminal behavior;
- (iv) The education and employment of the offender;
- (v) Any other circumstances that may relate to the offender's rehabilitation.

(i) If the court is required to determine whether an applicant for sealing or expungement has two or three convictions that result from the same indictment, information, or complaint, from the same plea of guilty, or from the same official proceeding, and result from related criminal acts that were committed within a three-month period but do not result from the same act or from offenses committed at the same time, in making its determination, the court initially shall determine whether it is not in the public interest for the two or three convictions to be counted as one conviction. If the court determines that it is not in the public interest for the two or three convictions to be counted as one conviction, the court shall determine whether, when counting the convictions individually, the applicant is pursuing sealing or expunging a conviction that is prohibited under division (A) of this section.

(2) If the court determines, after complying with division (D)(1) of this section, that the offender is not pursuing sealing or expunging a conviction of an offense that is prohibited under division (A) of this section or that the forfeiture of bail was agreed to by the applicant and the prosecutor in the case, that the application was made at the time specified in division (B) (1)(a) or (b) or division (B)(2)(a) or (b) of this section that is applicable with respect to the application and the subject offense, that no criminal proceeding is pending against the applicant, that the interests of the applicant in having the records pertaining to the applicant's conviction or bail forfeiture sealed or expunged are not outweighed by any legitimate governmental needs to maintain those records, and that the rehabilitation of the applicant has been attained to the satisfaction of the court, both of the following apply:

(a) The court, except as provided in division (D)(4) or (5) of this section or division (D), (F), or (G) of section 2953.34 of the Revised Code, shall order all official records of the case that pertain to the conviction or bail forfeiture sealed if the application was for sealing or expunged if the application was for expungement and, except as provided in division (C) of section 2953.34 of the Revised Code, all index references to the case that

pertain to the conviction or bail forfeiture deleted and, in the case of bail forfeitures, shall dismiss the charges in the case.

(b) The proceedings in the case that pertain to the conviction or bail forfeiture shall be considered not to have occurred and the conviction or bail forfeiture of the person who is the subject of the proceedings shall be sealed if the application was for sealing or expunged if the application was for expungement, except that upon conviction of a subsequent offense, a sealed record of prior conviction or bail forfeiture may be considered by the court in determining the sentence or other appropriate disposition, including the relief provided for in sections 2953.31, 2953.32, and 2953.34 of the Revised Code.

(3) An applicant may request the sealing or expungement of the records of more than one case in a single application under this section. Upon the filing of an application under this section, the applicant, unless the applicant presents a poverty affidavit showing that the applicant is indigent, shall pay an application fee of fifty dollars and may pay a local court fee of not more than fifty dollars, regardless of the number of records the application requests to have sealed or expunged. If the applicant pays a fee, the court shall pay three-fifths of the fee collected into the state treasury, with half of that amount credited to the attorney general reimbursement fund created by section 109.11 of the Revised Code. If the applicant pays a fee, the court shall pay two-fifths of the fee collected into the county general revenue fund if the sealed or expunged conviction or bail forfeiture was pursuant to a state statute, or into the general revenue fund of the municipal corporation involved if the sealed or expunged conviction or bail forfeiture was pursuant to a municipal ordinance.

(4) If the court orders the official records pertaining to the case sealed or expunged, the court shall do one of the following:

(a) If the applicant was fingerprinted at the time of arrest or under section 109.60 of the Revised Code and the record of the applicant's fingerprints was provided to the court under division (C) of this section, forward a copy of the sealing or expungement order and the record of the applicant's fingerprints to the bureau of criminal identification and investigation.

(b) If the applicant was not fingerprinted at the time of arrest or under section 109.60 of the Revised Code, or the record of the applicant's fingerprints was not provided to the court under division (C) of this section, but fingerprinting was required for the offense, order the applicant to appear before a sheriff to have the applicant's fingerprints taken according to the fingerprint system of identification on the forms furnished by the superintendent of the bureau of criminal identification and investigation. The sheriff shall forward the applicant's fingerprints to the court. The court shall forward the applicant's fingerprints and a copy of the sealing or expungement

order to the bureau of criminal identification and investigation.

Failure of the court to order fingerprints at the time of sealing or expungement does not constitute a reversible error.

(5) Notwithstanding any other provision of the Revised Code to the contrary, when the bureau of criminal identification and investigation receives notice from a court that the record of a conviction or bail forfeiture has been expunged under this section, the bureau of criminal identification and investigation shall maintain a record of the expunged conviction record for the limited purpose of determining an individual's qualification or disqualification for employment in law enforcement. The bureau of criminal identification and investigation shall not be compelled by the court to destroy, delete, or erase those records so that the records are permanently irretrievable. These records may only be disclosed or provided to law enforcement for the limited purpose of determining an individual's qualification or disqualification for employment in law enforcement.

When any other entity other than the bureau of criminal identification and investigation receives notice from a court that the record of a conviction or bail forfeiture has been expunged under this section, the entity shall destroy, delete, and erase the record as appropriate for the record's physical or electronic form or characteristic so that the record is permanently irretrievable."

After line 41913, insert:

"Sec. 2967.14. (A) As used in this section:

(1) "School" has the same meaning as in section 2925.01 of the Revised Code.

(2) "Child care center" has the same meaning as in section 5104.01 of the Revised Code.

(B) The department of rehabilitation and correction or the adult parole authority may require or allow a parolee, a releasee, or a prisoner otherwise released from a state correctional institution to reside in a halfway house or other suitable community residential center that has been licensed by the division of parole and community services pursuant to division ~~(C)~~ (D) of this section during a part or for the entire period of the offender's or parolee's conditional release or of the releasee's term of post-release control. The court of common pleas that placed an offender under a sanction consisting of a term in a halfway house or in an alternative residential sanction may require the offender to reside in a halfway house or other suitable community residential center that is designated by the court and that has been licensed by the division pursuant to division ~~(C)~~ (D) of this section during a part or for the entire period of the offender's residential sanction.

~~(B)~~ (C) The division of parole and community services may negotiate

and enter into agreements with any public or private agency or a department or political subdivision of the state that operates a halfway house, reentry center, or community residential center that has been licensed by the division pursuant to division ~~(C)~~(D) of this section. An agreement under this division shall provide for the purchase of beds, shall set limits of supervision and levels of occupancy, and shall determine the scope of services for all eligible offenders, including those subject to a residential sanction, as defined in rules adopted by the director of rehabilitation and correction in accordance with Chapter 119. of the Revised Code, or those released from prison without supervision. The payments for beds and services shall not exceed the total operating costs of the halfway house, reentry center, or community residential center during the term of an agreement. The director of rehabilitation and correction shall adopt rules in accordance with Chapter 119. of the Revised Code for determining includable and excludable costs and income to be used in computing the agency's average daily per capita costs with its facility at full occupancy.

The director of rehabilitation and correction shall adopt rules providing for the use of no more than fifteen per cent of the amount appropriated to the department each fiscal year for the halfway house, reentry center, and community residential center program to pay for contracts with licensed halfway houses for nonresidential services for offenders under the supervision of the adult parole authority, including but not limited to, offenders supervised pursuant to an agreement entered into by the adult parole authority and a court of common pleas under section 2301.32 of the Revised Code. The nonresidential services may include, but are not limited to, treatment for substance abuse, mental health counseling, counseling for sex offenders, electronic monitoring services, aftercare, and other nonresidential services that the director identifies by rule.

~~(C)~~(D) The division of parole and community services may license a halfway house, reentry center, or community residential center as a suitable facility for the care and treatment of adult offenders, including offenders sentenced under section 2929.16 or 2929.26 of the Revised Code, only if the halfway house, reentry center, or community residential center does not operate within five hundred feet of a school or child care center, except as provided in division (F) of this section, and complies with the standards that the division adopts in accordance with Chapter 119. of the Revised Code for the licensure of halfway houses, reentry centers, and community residential centers. The division shall annually inspect each licensed halfway house, licensed reentry center, and licensed community residential center to determine if it is in compliance with the licensure standards.

~~(D)~~(E) The division of parole and community services may expend up to one-half per cent of the annual appropriation made for halfway house programs, for goods or services that benefit those programs.

(F) The requirement in division (D) of this section that a halfway house, reentry center, or community residential center not operate within five hundred feet of a school or child care center does not apply to either of the following:

(1) A halfway house, reentry center, or community residential center that, prior to the effective date of this amendment, has operated within five hundred feet of a school or child care center;

(2) A halfway house, reentry center, or community residential center that was licensed and operating prior to a school or child care center locating within five hundred feet of the halfway house, reentry center, or community residential center.

Sec. 2967.26. (A)(1) The department of rehabilitation and correction, by rule, may establish a transitional control program for the purpose of closely monitoring a prisoner's adjustment to community supervision during the final one hundred eighty days of the prisoner's confinement. If the department establishes a transitional control program under this division, the division of parole and community services of the department of rehabilitation and correction may transfer eligible prisoners to transitional control status under the program during the final one hundred eighty days of their confinement and under the terms and conditions established by the department, shall provide for the confinement as provided in this division of each eligible prisoner so transferred, and shall supervise each eligible prisoner so transferred in one or more community control sanctions. Each eligible prisoner who is transferred to transitional control status under the program shall be confined in a suitable facility that is licensed pursuant to division ~~(C)~~ (D) of section 2967.14 of the Revised Code, or shall be confined in a residence the department has approved for this purpose and be monitored pursuant to an electronic monitoring device, as defined in section 2929.01 of the Revised Code. If the department establishes a transitional control program under this division, the rules establishing the program shall include criteria that define which prisoners are eligible for the program, criteria that must be satisfied to be approved as a residence that may be used for confinement under the program of a prisoner that is transferred to it and procedures for the department to approve residences that satisfy those criteria, and provisions of the type described in division (C) of this section. At a minimum, the criteria that define which prisoners are eligible for the program shall provide all of the following:

(a) That a prisoner is eligible for the program if the prisoner is serving a prison term or term of imprisonment for an offense committed prior to March 17, 1998, and if, at the time at which eligibility is being determined, the prisoner would have been eligible for a furlough under this section as it existed immediately prior to March 17, 1998, or would have been eligible for conditional release under former section 2967.23 of the Revised Code as that

section existed immediately prior to March 17, 1998;

(b) That no prisoner who is serving a mandatory prison term is eligible for the program until after expiration of the mandatory term;

(c) That no prisoner who is serving a prison term or term of life imprisonment without parole imposed pursuant to section 2971.03 of the Revised Code is eligible for the program.

(2) At least sixty days prior to transferring to transitional control under this section a prisoner who is serving a definite term of imprisonment or definite prison term of less than one year for an offense committed on or after July 1, 1996, or who is serving a minimum term of less than one year under a non-life felony indefinite prison term, on or after April 4, 2023, the division of parole and community services of the department of rehabilitation and correction shall give notice of the pendency of the transfer to transitional control to the court of common pleas of the county in which the indictment against the prisoner was found and of the fact that the court may disapprove the transfer of the prisoner to transitional control and shall include the institutional summary report prepared by the head of the state correctional institution in which the prisoner is confined. The head of the state correctional institution in which the prisoner is confined, upon the request of the division of parole and community services, shall provide to the division for inclusion in the notice sent to the court under this division an institutional summary report on the prisoner's conduct in the institution and in any institution from which the prisoner may have been transferred. The institutional summary report shall cover the prisoner's participation in school, vocational training, work, treatment, and other rehabilitative activities and any disciplinary action taken against the prisoner. If the court disapproves of the transfer of the prisoner to transitional control, the court shall notify the division of the disapproval within thirty days after receipt of the notice. If the court timely disapproves the transfer of the prisoner to transitional control, the division shall not proceed with the transfer. If the court does not timely disapprove the transfer of the prisoner to transitional control, the division may transfer the prisoner to transitional control.

(3)(a) If the victim of an offense for which a prisoner was sentenced to a prison term or term of imprisonment has requested notification under section 2930.16 of the Revised Code and has provided the department of rehabilitation and correction with the victim's name and address or if division (A)(3)(b) of this section applies, the division of parole and community services, at least sixty days prior to transferring the prisoner to transitional control pursuant to this section, shall notify the victim and the victim's representative, if applicable, of the pendency of the transfer and of the victim's and victim's representative's right to submit a statement to the division regarding the impact of the transfer of the prisoner to transitional control. If the victim or victim's representative's subsequently submits a

statement of that nature to the division, the division shall consider the statement in deciding whether to transfer the prisoner to transitional control.

(b) If a prisoner is incarcerated for the commission of aggravated murder, murder, or an offense of violence that is a felony of the first, second, or third degree or under a sentence of life imprisonment, except as otherwise provided in this division, the notice described in division (A)(3)(a) of this section shall be given regardless of whether the victim has requested the notification. The notice described in division (A)(3)(a) of this section shall not be given under this division to a victim if the victim has requested pursuant to division (B)(2) of section 2930.03 of the Revised Code that the victim not be provided the notice. If notice is to be provided to a victim under this division, the authority may give the notice by any reasonable means, including regular mail, telephone, and electronic mail, in accordance with division (D)(1) of section 2930.16 of the Revised Code. If the notice is based on an offense committed prior to March 22, 2013, the notice also shall include the opt-out information described in division (D)(1) of section 2930.16 of the Revised Code. The authority, in accordance with division (D)(2) of section 2930.16 of the Revised Code, shall keep a record of all attempts to provide the notice, and of all notices provided, under this division.

Division (A)(3)(b) of this section, and the notice-related provisions of divisions (E)(2) and (K) of section 2929.20, division (D)(1) of section 2930.16, division (H) of section 2967.12, division (E)(1)(b) of section 2967.19 as it existed prior to April 4, 2023, division (D)(1) of section 2967.28, and division (A)(2) of section 5149.101 of the Revised Code enacted in the act in which division (A)(3)(b) of this section was enacted, shall be known as "Roberta's Law."

(4) The department of rehabilitation and correction, at least sixty days prior to transferring a prisoner to transitional control pursuant to this section, shall post on the database it maintains pursuant to section 5120.66 of the Revised Code the prisoner's name and all of the information specified in division (A)(1)(c)(iv) of that section. In addition to and independent of the right of a victim to submit a statement as described in division (A)(3) of this section or to otherwise make a statement and in addition to and independent of any other right or duty of a person to present information or make a statement, any person may send to the division of parole and community services at any time prior to the division's transfer of the prisoner to transitional control a written statement regarding the transfer of the prisoner to transitional control. In addition to the information, reports, and statements it considers under divisions (A)(2) and (3) of this section or that it otherwise considers, the division shall consider each statement submitted in accordance with this division in deciding whether to transfer the prisoner to transitional control.

(B) Each prisoner transferred to transitional control under this section shall be confined in the manner described in division (A) of this section during any period of time that the prisoner is not actually working at the prisoner's approved employment, engaged in a vocational training or another educational program, engaged in another program designated by the director, or engaged in other activities approved by the department.

(C) The department of rehabilitation and correction shall adopt rules for transferring eligible prisoners to transitional control, supervising and confining prisoners so transferred, administering the transitional control program in accordance with this section, and using the moneys deposited into the transitional control fund established under division (E) of this section.

(D) The department of rehabilitation and correction may adopt rules for the issuance of passes for the limited purposes described in this division to prisoners who are transferred to transitional control under this section. If the department adopts rules of that nature, the rules shall govern the granting of the passes and shall provide for the supervision of prisoners who are temporarily released pursuant to one of those passes. Upon the adoption of rules under this division, the department may issue passes to prisoners who are transferred to transitional control status under this section in accordance with the rules and the provisions of this division. All passes issued under this division shall be for a maximum of forty-eight hours and may be issued only for the following purposes:

- (1) To visit a relative in imminent danger of death;
- (2) To have a private viewing of the body of a deceased relative;
- (3) To visit with family;
- (4) To otherwise aid in the rehabilitation of the prisoner.

(E) The division of parole and community services may require a prisoner who is transferred to transitional control to pay to the division the reasonable expenses incurred by the division in supervising or confining the prisoner while under transitional control. Inability to pay those reasonable expenses shall not be grounds for refusing to transfer an otherwise eligible prisoner to transitional control. Amounts received by the division of parole and community services under this division shall be deposited into the transitional control fund, which is hereby created in the state treasury and which hereby replaces and succeeds the furlough services fund that formerly existed in the state treasury. All moneys that remain in the furlough services fund on March 17, 1998, shall be transferred on that date to the transitional control fund. The transitional control fund shall be used solely to pay costs related to the operation of the transitional control program established under this section. The director of rehabilitation and correction shall adopt rules in accordance with section 111.15 of the Revised Code for the use of the fund.

(F) A prisoner who violates any rule established by the department of rehabilitation and correction under division (A), (C), or (D) of this section may be transferred to a state correctional institution pursuant to rules adopted under division (A), (C), or (D) of this section, but the prisoner shall receive credit towards completing the prisoner's sentence for the time spent under transitional control.

If a prisoner is transferred to transitional control under this section, upon successful completion of the period of transitional control, the prisoner may be released on parole or under post-release control pursuant to section 2967.13 or 2967.28 of the Revised Code and rules adopted by the department of rehabilitation and correction. If the prisoner is released under post-release control, the duration of the post-release control, the type of post-release control sanctions that may be imposed, the enforcement of the sanctions, and the treatment of prisoners who violate any sanction applicable to the prisoner are governed by section 2967.28 of the Revised Code.

Sec. 2967.271. (A) As used in this section:

(1) "Offender's minimum prison term" means the minimum prison term imposed on an offender under a non-life felony indefinite prison term, diminished as provided in section 2967.191 or 2967.193 of the Revised Code or in any other provision of the Revised Code, other than division (F) of this section, that provides for diminution or reduction of an offender's sentence.

(2) "Offender's presumptive earned early release date" means the date that is determined under the procedures described in division (F) of this section by the reduction, if any, of an offender's minimum prison term by the sentencing court and the crediting of that reduction toward the satisfaction of the minimum term.

(3) "Rehabilitative programs and activities" means education programs, vocational training, employment in prison industries, treatment for substance abuse, or other constructive programs developed by the department of rehabilitation and correction with specific standards for performance by prisoners.

(4) "Security level" means the security level in which an offender is classified under the inmate classification level system of the department of rehabilitation and correction that then is in effect.

(5) "Sexually oriented offense" has the same meaning as in section 2950.01 of the Revised Code.

(B) When an offender is sentenced to a non-life felony indefinite prison term, there shall be a presumption that the person shall be released from service of the sentence on the expiration of the offender's minimum prison term or on the offender's presumptive earned early release date, whichever is earlier.

(C) The presumption established under division (B) of this section is a rebuttable presumption that the department of rehabilitation and correction may rebut as provided in this division. Unless the department rebuts the presumption, the offender shall be released from service of the sentence on the expiration of the offender's minimum prison term or on the offender's presumptive earned early release date, whichever is earlier. The department may rebut the presumption only if the department determines, at a hearing, that one or more of the following applies:

(1) Regardless of the security level in which the offender is classified at the time of the hearing, both of the following apply:

(a) During the offender's incarceration, the offender committed institutional rule infractions that involved compromising the security of a state correctional institution, compromising the safety of the staff of a state correctional institution or its inmates, or physical harm or the threat of physical harm to the staff of a state correctional institution or its inmates, or committed a violation of law that was not prosecuted, and the infractions or violations demonstrate that the offender has not been rehabilitated.

(b) The offender's behavior while incarcerated, including, but not limited to the infractions and violations specified in division (C)(1)(a) of this section, demonstrate that the offender continues to pose a threat to society.

(2) Regardless of the security level in which the offender is classified at the time of the hearing, the offender has been placed by the department in extended restrictive housing at any time within the year preceding the date of the hearing.

(3) At the time of the hearing, the offender is classified by the department as a security level three, four, or five, or at a higher security level.

(D)(1) If the department of rehabilitation and correction, pursuant to division (C) of this section, rebuts the presumption established under division (B) of this section, the department may maintain the offender's incarceration in a state correctional institution under the sentence after the expiration of the offender's minimum prison term or, for offenders who have a presumptive earned early release date, after the offender's presumptive earned early release date. The department may maintain the offender's incarceration under this division for an additional period of incarceration determined by the department. The additional period of incarceration shall be a reasonable period determined by the department, shall be specified by the department, and shall not exceed the offender's maximum prison term.

(2) If the department maintains an offender's incarceration for an additional period under division (D)(1) of this section, there shall be a presumption that the offender shall be released on the expiration of the offender's minimum prison term plus the additional period of incarceration specified by the department as provided under that division or, for offenders

who have a presumptive earned early release date, on the expiration of the additional period of incarceration to be served after the offender's presumptive earned early release date that is specified by the department as provided under that division. The presumption is a rebuttable presumption that the department may rebut, but only if it conducts a hearing and makes the determinations specified in division (C) of this section, and if the department rebuts the presumption, it may maintain the offender's incarceration in a state correctional institution for an additional period determined as specified in division (D)(1) of this section. Unless the department rebuts the presumption at the hearing, the offender shall be released from service of the sentence on the expiration of the offender's minimum prison term plus the additional period of incarceration specified by the department or, for offenders who have a presumptive earned early release date, on the expiration of the additional period of incarceration to be served after the offender's presumptive earned early release date as specified by the department.

The provisions of this division regarding the establishment of a rebuttable presumption, the department's rebuttal of the presumption, and the department's maintenance of an offender's incarceration for an additional period of incarceration apply, and may be utilized more than one time, during the remainder of the offender's incarceration. If the offender has not been released under division (C) of this section or this division prior to the expiration of the offender's maximum prison term imposed as part of the offender's non-life felony indefinite prison term, the offender shall be released upon the expiration of that maximum term.

(E) The department shall provide notices of hearings to be conducted under division (C) or (D) of this section in the same manner, and to the same persons, as specified in section 2967.12 and Chapter 2930. of the Revised Code with respect to hearings to be conducted regarding the possible release on parole of an inmate.

(F)(1) The director of the department of rehabilitation and correction may notify the sentencing court in writing that the director is recommending that the court grant a reduction in the minimum prison term imposed on a specified offender who is serving a non-life felony indefinite prison term and who is eligible under division (F)(8) of this section for such a reduction, due to the offender's exceptional conduct while incarcerated or the offender's adjustment to incarceration. If the director wishes to recommend such a reduction for an offender, the director shall send the notice to the court not earlier than ninety days prior to the date on which the director wishes to credit the reduction toward the satisfaction of the offender's minimum prison term. If the director recommends such a reduction for an offender, there shall be a presumption that the court shall grant the recommended reduction to the offender. The presumption established under this division is a rebuttable

presumption that may be rebutted as provided in division (F)(4) of this section.

The director shall include with the notice sent to a court under this division an institutional summary report that covers the offender's participation while confined in a state correctional institution in rehabilitative programs and activities and any disciplinary action taken against the offender while so confined, and any other documentation requested by the court, if available.

The notice the director sends to a court under this division shall do all of the following:

(a) Identify the offender;

(b) Specify the length of the recommended reduction, which shall be for five to fifteen per cent of the offender's minimum term determined in accordance with rules adopted by the department under division (F)(7) of this section;

(c) Specify the reason or reasons that qualify the offender for the recommended reduction;

(d) Inform the court of the rebuttable presumption and that the court must either approve or, if the court finds that the presumption has been rebutted, disapprove of the recommended reduction, and that if it approves of the recommended reduction, it must grant the reduction;

(e) Inform the court that it must notify the department of its decision as to approval or disapproval not later than sixty days after receipt of the notice from the director.

(2) When the director, under division (F)(1) of this section, submits a notice to a sentencing court that the director is recommending that the court grant a reduction in the minimum prison term imposed on an offender serving a non-life felony indefinite prison term, the department promptly shall provide to the prosecuting attorney of the county in which the offender was indicted a copy of the written notice, a copy of the institutional summary report described in that division, and any other information provided to the court.

(3) Upon receipt of a notice submitted by the director under division (F)(1) of this section, the court shall schedule a hearing to consider whether to grant the reduction in the minimum prison term imposed on the specified offender that was recommended by the director or to find that the presumption has been rebutted and disapprove the recommended reduction. Upon scheduling the hearing, the court promptly shall give notice of the hearing to the prosecuting attorney of the county in which the offender was indicted and to the department. The notice shall inform the prosecuting attorney that the prosecuting attorney may submit to the court, prior to the

date of the hearing, written information relevant to the recommendation and may present at the hearing written information and oral information relevant to the recommendation.

Upon receipt of the notice from the court, the prosecuting attorney shall notify the victim of the offender or the victim's representative of the recommendation by the director, the date, time, and place of the hearing, the fact that the victim may submit to the court, prior to the date of the hearing, written information relevant to the recommendation, and the address and procedure for submitting the information.

(4) At the hearing scheduled under division (F)(3) of this section, the court shall afford the prosecuting attorney an opportunity to present written information and oral information relevant to the director's recommendation. In making its determination as to whether to grant or disapprove the reduction in the minimum prison term imposed on the specified offender that was recommended by the director, the court shall consider any report and other documentation submitted by the director, any information submitted by a victim, any information submitted or presented at the hearing by the prosecuting attorney, and all of the factors set forth in divisions (B) to (D) of section 2929.12 of the Revised Code that are relevant to the offender's offense and to the offender.

Unless the court, after considering at the hearing the specified reports, documentation, information, and relevant factors, finds that the presumption that the recommended reduction shall be granted has been rebutted and disapproves the recommended reduction, the court shall grant the recommended reduction. The court may disapprove the recommended reduction only if, after considering at the hearing the specified reports, documentation, information, and relevant factors, it finds that the presumption that the reduction shall be granted has been rebutted. The court may find that the presumption has been rebutted and disapprove the recommended reduction only if it determines at the hearing that one or more of the following applies:

(a) Regardless of the security level in which the offender is classified at the time of the hearing, during the offender's incarceration, the offender committed institutional rule infractions that involved compromising the security of a state correctional institution, compromising the safety of the staff of a state correctional institution or its inmates, or physical harm or the threat of physical harm to the staff of a state correctional institution or its inmates, or committed a violation of law that was not prosecuted, and the infractions or violations demonstrate that the offender has not been rehabilitated.

(b) The offender's behavior while incarcerated, including, but not limited to, the infractions and violations specified in division (F)(4)(a) of this

section, demonstrates that the offender continues to pose a threat to society.

(c) At the time of the hearing, the offender is classified by the department as a security level three, four, or five, or at a higher security level.

(d) During the offender's incarceration, the offender did not productively participate in a majority of the rehabilitative programs and activities recommended by the department for the offender, or the offender participated in a majority of such recommended programs or activities but did not successfully complete a reasonable number of the programs or activities in which the offender participated.

(e) After release, the offender will not be residing in a halfway house, reentry center, or community residential center licensed under division ~~(C)~~ (D) of section 2967.14 of the Revised Code and, after release, does not have any other place to reside at a fixed residence address.

(5) If the court pursuant to division (F)(4) of this section finds that the presumption that the recommended reduction in the offender's minimum prison term has been rebutted and disapproves the recommended reduction, the court shall notify the department of the disapproval not later than sixty days after receipt of the notice from the director. The court shall specify in the notification the reason or reasons for which it found that the presumption was rebutted and disapproved the recommended reduction. The court shall not reduce the offender's minimum prison term, and the department shall not credit the amount of the disapproved reduction toward satisfaction of the offender's minimum prison term.

If the court pursuant to division (F)(4) of this section grants the recommended reduction of the offender's minimum prison term, the court shall notify the department of the grant of the reduction not later than sixty days after receipt of the notice from the director, the court shall reduce the offender's minimum prison term in accordance with the recommendation submitted by the director, and the department shall credit the amount of the reduction toward satisfaction of the offender's minimum prison term.

Upon deciding whether to disapprove or grant the recommended reduction of the offender's minimum prison term, the court shall notify the prosecuting attorney of the decision and the prosecuting attorney shall notify the victim or victim's representative of the court's decision.

(6) If the court under division (F)(5) of this section grants the reduction in the minimum prison term imposed on an offender that was recommended by the director and reduces the offender's minimum prison term, the date determined by the department's crediting of the reduction toward satisfaction of the offender's minimum prison term is the offender's presumptive earned early release date.

(7) The department of rehabilitation and correction by rule shall

specify both of the following for offenders serving a non-life felony indefinite prison term:

(a) The type of exceptional conduct while incarcerated and the type of adjustment to incarceration that will qualify an offender serving such a prison term for a reduction under divisions (F)(1) to (6) of this section of the minimum prison term imposed on the offender under the non-life felony indefinite prison term.

(b) The per cent of reduction that it may recommend for, and that may be granted to, an offender serving such a prison term under divisions (F) (1) to (6) of this section, based on the offense level of the offense for which the prison term was imposed, with the department specifying the offense levels used for purposes of this division and assigning a specific percentage reduction within the range of five to fifteen per cent for each such offense level.

(8) Divisions (F)(1) to (6) of this section do not apply with respect to an offender serving a non-life felony indefinite prison term for a sexually oriented offense, and no offender serving such a prison term for a sexually oriented offense is eligible to be recommended for or granted, or may be recommended for or granted, a reduction under those divisions in the offender's minimum prison term imposed under that non-life felony indefinite prison term.

(G) If an offender is sentenced to a non-life felony indefinite prison term, any reference in a section of the Revised Code to a definite prison term shall be construed as referring to the offender's minimum term under that sentence plus any additional period of time of incarceration specified by the department under division (D)(1) or (2) of this section, except to the extent otherwise specified in the section or to the extent that that construction clearly would be inappropriate."

After line 42350, insert:

"Sec. 2981.02. (A)(1) The following property is subject to forfeiture to the state or a political subdivision under either the criminal or delinquency process in section 2981.04 of the Revised Code or the civil process in section 2981.05 of the Revised Code:

(a) Contraband involved in an offense;

(b) Proceeds derived from or acquired through the commission of an offense;

(c) An instrumentality that is used in or intended to be used in the commission or facilitation of any of the following offenses when the use or intended use, consistent with division (B) of this section, is sufficient to warrant forfeiture under this chapter:

(i) A felony;

(ii) A misdemeanor, when forfeiture is specifically authorized by a section of the Revised Code or by a municipal ordinance that creates the offense or sets forth its penalties;

(iii) An attempt to commit, complicity in committing, or a conspiracy to commit an offense of the type described in divisions (A)(3)(a) and (b) of this section.

(2) In determining whether an alleged instrumentality was used in or was intended to be used in the commission or facilitation of an offense or an attempt, complicity, or conspiracy to commit an offense in a manner sufficient to warrant its forfeiture, the trier of fact shall consider the following factors the trier of fact determines are relevant:

(a) Whether the offense could not have been committed or attempted but for the presence of the instrumentality;

(b) Whether the primary purpose in using the instrumentality was to commit or attempt to commit the offense;

(c) The extent to which the instrumentality furthered the commission of, or attempt to commit, the offense.

(B) The property described in division ~~(F)(2)~~(H)(4) of section 2917.211 of the Revised Code is subject to forfeiture under the criminal or delinquency process in section 2981.04 of the Revised Code, if the forfeiture is ordered by the court imposing sentence or an order of disposition.

(C) This chapter does not apply to or limit forfeitures under Title XLV of the Revised Code, including forfeitures relating to section 2903.06 or 2903.08 of the Revised Code."

After line 43752, insert:

"Sec. 3301.01. ~~(A)~~ There is hereby created the state board of education consisting of ~~nineteen members with eleven elected members, one each to be elected in accordance with section 3301.03 of the Revised Code from each of the districts established in accordance with division (B) of this section, and with eight~~five members to be appointed by the governor with the advice and consent of the senate.-

~~In addition to the nineteen elected or appointed members, the chairperson of the committee of the senate that primarily deals with education and the chairperson of the committee of the house of representatives that primarily deals with education shall be nonvoting ex-officio members of the board.-~~

~~(B)(1) The territory of each state board of education district for each elected voting member of the board shall consist of the territory of three contiguous senate districts as established in the most recent apportionment for members of the general assembly, but the territory of no senate district~~

shall be part of the territory of more than one state board of education district. Each state board of education district shall be as compact as practicable. The districts shall include, when practicable, some districts that primarily consist of territory in rural areas and some districts that primarily consist of territory in urban areas.

(2) If, after the apportionment for members of the general assembly is made in any year, the general assembly does not during that year enact legislation establishing state board of education districts in accordance with division (B)(1) of this section, the governor shall designate the boundaries of the districts in accordance with division (B)(1) of this section no later than the thirty first day of January of the year next succeeding such apportionment. Upon making such designation, the governor shall give written notice of the boundaries of the districts to each member of the state board of education, including the nonvoting ex officio members; the superintendent of public instruction; the director of education and workforce; the president of the senate; the speaker of the house of representatives; and the board of elections of each county in each new district. On the first day of February in any year in which the governor designates the boundaries of state board of education districts under this section, the state board of education districts as they existed prior to that date shall cease to exist and the new districts shall be created.

Sec. 3301.02. (A) Elected voting members of the state board of education shall be elected as required by expiration of respective terms, each for a term of four years or until a successor is elected and qualified. One elected member shall be elected from each district respectively in which the term of office of a board member expires on the first day of January following the election. The term of office of each member so elected shall begin on the first day of January immediately following this election.

(B) At any time the boundaries of state board of education districts are changed under division (B) of section 3301.01 of the Revised Code, a member of the state board whose term will not expire within two years of the time the change in boundaries is made shall represent, for the remainder of the term for which the member was elected, the state board district containing the largest portion of the population of the district from which the member was elected. If more than one member whose term will not so expire would represent the same district under the provisions of this section, either the general assembly, if the general assembly enacted legislation establishing those districts under division (B)(2) of section 3301.01 of the Revised Code, or the governor, if the governor designated the boundaries of the districts under that division, shall designate which member shall represent each district for the balance of the members' terms.

(C) Appointed voting members Members of the board shall serve four-year terms beginning the first day of January and ending on the thirty-

first day of December. ~~Except as provided in division (D) of this section, members may be reappointed.~~

~~(D)(B)~~ No person, ~~elected or appointed~~, shall hold the office of member of the state board of education for a period of longer than two successive terms of four years. Terms shall be considered successive unless separated by a period of four or more years. Only terms beginning on or after January 1, 1996, shall be considered in determining an individual's eligibility to hold office.

(C) Notwithstanding any provision of the Revised Code to the contrary, members who were elected or appointed under this section as it existed prior to the effective date of this amendment shall remain in office until the expiration of their current terms. Upon the expiration of the current term of elected members, all eleven elected offices shall be abolished and no successor shall be elected after the effective date of this amendment. If such elected member vacates the office prior to the expiration of the member's term, no individual shall be appointed or elected to fill that vacancy, and that office is abolished. The offices of the first three appointed members to reach the expiration of their current terms or vacate the office prior to the expiration of their current terms shall be abolished. Thereafter, the state board consists of five appointed members as prescribed under section 3301.01 of the Revised Code.

Sec. 3301.03. Each elected voting member of the state board of education shall be a qualified elector residing in the territory composing the district from which the member is elected, and shall be nominated and elected to office as provided by Title XXXV of the Revised Code. ~~(A) Each appointed voting member of the board shall be a qualified elector residing in the state. At least four of the appointed voting members shall represent rural school districts in the state, as evidenced by the member's current place of residence and at least one One member shall represent each of the following:~~

~~(A) The member's children attend, or at one time attended, school in a~~ (1) A rural school district;

~~(B) The member's past or present occupation is associated with rural areas of the state~~ (2) A suburban school district;

~~(C) The member possesses other credentials or experience demonstrating knowledge and familiarity with rural~~ (3) An urban school districtsdistrict;

(4) A community school established under Chapter 3314. of the Revised Code;

(5) A chartered nonpublic school.

No ~~elected or appointed voting~~ member of the board shall, during the member's term of office, hold any other office of trust or profit or be an

employee or officer of any public or private elementary or secondary school. Before entering on the duties of office, each ~~elected and appointed voting~~ member shall subscribe to the official oath of office.

Each ~~voting~~ member of the state board of education shall be paid a salary fixed pursuant to division (J) of section 124.15 of the Revised Code, together with the member's actual and necessary expenses incurred while engaged in the performance of the member's official duties or in the conduct of authorized board business, and while en route to and from the member's home for such purposes.

~~(D)~~(B) As used in this section only, "office of trust or profit" means:

(1) A federal or state elective office or an elected office of a political subdivision of the state;

(2) A position on a board or commission of the state that is appointed by the governor;

(3) An office set forth in section 121.03, 121.04, or 121.05 of the Revised Code;

(4) An office of the government of the United States that is appointed by the president of the United States.

Sec. 3301.06. A vacancy in the state board of education may be caused by death, ~~nonresidence~~, resignation, removal from office, ~~failure of a person elected to qualify within ten days after the organization of the board or of the person's election, removal from the district of election or from residence in the state~~, or absence from any ~~two~~three consecutive regular meetings of the board if such absence is caused by reasons declared insufficient by a vote of twelve members of the board. When a vacancy occurs in the office of an elected member, the governor shall, within a period of thirty days and with the advice and consent of the senate, appoint a qualified person residing in the district in which the vacancy occurred to fill the vacancy until the next general election at which members of the state board of education are elected, at which time a qualified elector residing in the district in which the vacancy occurred shall be elected for the unexpired term. Such member shall assume office at the next succeeding meeting of the board for any reason. When a vacancy occurs in the office of an ~~appointed~~appointed member, the governor shall, within a period of thirty days and with the advice and consent of the senate, appoint a qualified person, in accordance with section 3301.03 of the Revised Code, to serve the remainder of the term."

Delete lines 45239 through 45243

In line 45264, delete the underlined semicolon

Delete lines 45265 and 45266

In line 45267, delete "twelve"

Delete lines 45778 through 45792 (remove R.C. 3301.0722)

Delete lines 45874 through 45939 (remove R.C. 3301.0732)

Delete lines 45971 through 45985 (remove R.C. 3301.166)

Delete lines 46031 through 46033

In line 46268, delete "(A)" and insert "The department of education and workforce shall begin conducting its duties under this section one year after the effective date of this section."

(A)"

Delete lines 47508 through 47586 (remove R.C. 3302.131 and 3302.132)

After line 47940, insert:

"Sec. 3307.044. The state teachers retirement board shall appoint a committee to oversee the selection of an internal auditor. The committee shall select one or more persons for employment as an internal auditor. The board shall employ the person or persons selected by the committee.

The committee shall consist of the following board members: ~~one-retiree~~ the retired teacher member, one contributing member, one ex officio member, and any additional board members appointed to the committee by the board. The committee shall annually prepare and submit to the Ohio retirement study council a report of its actions during the preceding year.

Sec. 3307.05. (A) The state teachers retirement board shall consist of the following members:

(A)(1) The director of education and workforce or a designee of the director who has the following qualifications:

~~(1)~~(a) The designee is a resident of this state.

~~(2)~~(b) Within the three years immediately preceding the appointment, the designee has not been employed by the public employees retirement system, police and fire pension fund, state teachers retirement system, school employees retirement system, or state highway patrol retirement system or by any person, partnership, or corporation that has provided to one of those retirement systems services of a financial or investment nature, including the management, analysis, supervision, or investment of assets.

~~(3)~~(c) The designee has direct experience in the management, analysis, supervision, or investment of assets.

~~(B) One member~~(2) The chancellor of higher education or a designee

of the chancellor who has the following qualifications:

(a) The designee is a resident of this state.

(b) Within the three years immediately preceding the appointment, the designee has not been employed by the public employees retirement system, police and fire pension fund, state teachers retirement system, school employees retirement system, or state highway patrol retirement system or by any person, partnership, or corporation that has provided to one of those retirement systems services of a financial or investment nature, including the management, analysis, supervision, or investment of assets.

(c) The designee has direct experience in the management, analysis, supervision, or investment of assets.

(3) Two members, known as the treasurer of state's investment designees, who shall be appointed by the treasurer of state for a term of four years unless removed or replaced by the treasurer of state pursuant to division (B) of this section, and who have the following qualifications:

(1)(a) The member is a resident members are residents of this state.

(2)(b) Within the three years immediately preceding the appointment, the member has members have not been employed by the public employees retirement system, police and fire pension fund, state teachers retirement system, school employees retirement system, or state highway patrol retirement system or by any person, partnership, or corporation that has provided to one of those retirement systems services of a financial or investment nature, including management, analysis, supervision, or investment of assets.

(3)(c) The member has members have direct experience in the management, analysis, supervision, or investment of assets.

(4)(d) The member is members are not currently employed by the state or a political subdivision of the state.

(e) The members do not have contributions on deposit with the state teachers retirement system.

(C) Two (4) Four members, known as the investment expert members, who shall be appointed for four-year terms unless removed or replaced by the appointing authority pursuant to division (B) of this section. One investment expert member shall be appointed by the governor, and one investment expert member shall be jointly appointed by the speaker of the house of representatives and the president of the senate, one investment expert member shall be appointed by the speaker of the house of representatives, and one investment expert member shall be appointed by the president of the senate. Each investment expert member shall have the following qualifications:

~~(1)~~(a) Each member shall be a resident of this state.

~~(2)~~(b) Within the three years immediately preceding the appointment, each member shall not have been employed by the public employees retirement system, police and fire pension fund, state teachers retirement system, school employees retirement system, or state highway patrol retirement system or by any person, partnership, or corporation that has provided to one of those retirement systems services of a financial or investment nature, including the management, analysis, supervision, or investment of assets.

~~(3)~~(c) Each member shall have direct experience in the management, analysis, supervision, or investment of assets.

(d) No member shall have contributions on deposit with the state teachers retirement system.

Any investment expert member appointed to fill a vacancy occurring prior to the expiration of the term for which the member's predecessor was appointed shall hold office until the end of such term. The member shall continue in office subsequent to the expiration date of the member's term until the member's successor takes office, or until a period of sixty days has elapsed, whichever occurs first.

~~(D) Five~~ (5) Two members, known as contributing members, who shall be members of the state teachers retirement system;

~~(E) Two~~ (6) One former ~~members~~ member of the system, known as the retired teacher ~~members~~ member, who shall be ~~superannuates~~ superannuate.

(B) Notwithstanding section 3307.061 of the Revised Code, each appointed member of the board serves at the pleasure of the appointing authority.

Sec. 3307.06. (A) ~~Annually on~~ On the first Monday of May ~~of each even-numbered year~~, one contributing member, as defined in division ~~(D)~~ (A) (5) of section 3307.05 of the Revised Code, shall be elected by ballot to the state teachers retirement board, ~~except that, beginning with the annual election for contributing members in May, 1978, and in the annual election of each fourth year thereafter, two contributing members shall be elected to the board.~~ Elected contributing members shall begin their respective terms of office on the first day of September following their election and shall serve for a term of four years.

(B) The retired teacher ~~members~~ member of the board, as defined in division ~~(E)~~ (A) (6) of section 3307.05 of the Revised Code, shall be elected for a term of four years. The retired teacher ~~members~~ member shall be elected to the board at the ~~annual~~ election for contributing members of the board, as provided in division (A) of this section, in the year in which the

term of the current retired teacher ~~members-member~~ would expire. The retired teacher ~~members-member~~ shall begin ~~their respective terms the~~ member's term of office on the first day of September following ~~their the~~ the member's election.

No contributing member of the board who retires while a member of the board shall be eligible to become a retired teacher member of the board for three years after the date of the member's retirement.

(C) Except as provided in division (E) of this section, if a vacancy occurs during the term of office of any elected member of the board, the remaining members of the board shall elect a successor member. On certification of the election results in accordance with rules adopted under section 3307.075 of the Revised Code the successor member shall hold office until the first day of the new term that follows the next board election that occurs not less than ninety days after the successor member's election, or until the end of the term for which the successor member was elected, whichever is sooner. The successor member shall qualify for board membership under the same division of section 3307.05 of the Revised Code as the member's predecessor in office. Elections under this division shall be conducted in accordance with rules adopted under section 3307.075 of the Revised Code.

(D) If as a result of changed circumstances an elected member of the board would no longer qualify for board membership under that division of section 3307.05 of the Revised Code on the basis of which the member was elected, or if such a member fails to attend the meetings of the board for four months or longer without being excused, the member's position on the board shall be considered vacant, and a successor member shall be elected under this division for the remainder of the unexpired term.

(E) A successor member need not be elected under division (C) of this section to fill a vacancy if on the day the vacancy occurs less than ninety days remain in the vacated term.

Sec. 3307.07. All elections of members of the state teachers retirement board shall be held under the direction of the board in accordance with rules adopted under section 3307.075 of the Revised Code. Any member of the state teachers retirement system, who has been nominated by a petition that is signed by five hundred or more members of the system and certified in accordance with rules adopted under section 3307.075 of the Revised Code, shall be eligible for election as a contributing member of the board. The petition shall contain the signatures of twenty or more members of the system from each of at least ten counties wherein members of the system are employed.

Any retired teacher who is a superannuate and a resident of Ohio is eligible for election as a retired teacher member of the board, if such retired

teacher has been nominated by a petition that is signed by five hundred or more retired teachers, who are also superannuates, and certified in accordance with rules adopted under section 3307.075 of the Revised Code. The petition shall contain the signatures of twenty or more retired teachers from each of at least ten counties wherein superannuates under the system reside.

The board shall place the name of any eligible candidate upon the appropriate ballot as a regular candidate. At any election, qualified voters, as defined in this section, may vote for the regular candidates or for other eligible candidates, in which case the names of such persons shall be written upon the appropriate ballots, except that members of the system and former members of the system who are superannuates shall vote respectively for contributing members and the retired teacher members-member of the board. The candidate who receives the highest number of votes for any term of office shall be elected to the board on certification of the election results in accordance with rules adopted under section 3307.075 of the Revised Code. ~~If, at any election, contributing members or retired teacher members are to be elected for concurrent terms, eligible candidates shall be placed on the ballot, and the candidates who receive the highest numbers of votes shall be elected to the board on certification of the election results in accordance with rules adopted under section 3307.075 of the Revised Code.~~

Elected members of the board shall be elected on the basis of the total number of ballots cast by qualified voters, who shall consist of members of the system and former members of the system who are superannuates."

After line 48027, insert:

"Sec. 3307.10. ~~(A)(A)(1)~~ The members of the state teachers retirement board holding office under divisions (A)(3) to (6) of section 3307.05 of the Revised Code, for their service on the board, are entitled to both of the following:

(a) Two hundred dollars for each regular board meeting attended, provided that no member shall be entitled to more than four hundred dollars per month, regardless of the number of regular board meetings held in a month;

(b) Health care benefits comparable to those generally available to employees of the state teachers retirement system.

(2) Except as provided in division (A)(3) of this section, the members of the board other than the appointed members described under division (A)(1) of this section shall serve without compensation, ~~except that,~~

(3) All of the members of the board shall be reimbursed from the expense fund for all actual necessary expenses incurred while serving on the board.

(4) The payment to which a board member is entitled for attending a regular board meeting under division (A)(1)(a) of this section does not entitle the member to payment for attending a special meeting or a committee meeting of the board.

(5) Health care benefits provided to a board member under division (A)(1)(b) of this section shall be provided on the same terms and at the same cost as to employees of the system.

(B) The board may secure insurance coverage designed to indemnify board members and employees for their actions or conduct in the performance of official duties, and may pay required premiums for such coverage from the expense fund.

(C) If the officers of the board determine that a meeting of the entire membership, or any part thereof, is necessary, such determination shall be final, and contributing members shall be given time off from their employment to attend any such meeting. The employer of a contributing member shall not reduce the member's earned compensation as a teacher or any contribution required under section 3307.26 of the Revised Code, because of the contributing member's absence from employment to attend any such meeting.

The portion of the employer contribution required under section 3307.28 of the Revised Code that represents earned compensation of a contributing member paid for the period of an absence from employment to attend a board meeting, shall be annually transferred from the expense fund and forwarded to the employer of the contributing member.

(D) The board shall adopt rules in accordance with section 111.15 of the Revised Code establishing a policy for reimbursement of travel expenses incurred by board members in the performance of their official duties. As part of any audit performed under Chapter 117. of the Revised Code, an inquiry shall be made into whether board members have complied with these rules.

(E) No board member shall accept payment or reimbursement for travel expenses, other than for meals and other food and beverages provided to the member, from any source other than the expense fund. Except in the case of an emergency, no out-of-state travel expenses shall be reimbursed unless approved in advance by a majority of the board at a regular board meeting.

(F) Notwithstanding anything to the contrary in sections 145.38, 742.26, 3307.35, or 3309.341 of the Revised Code, a board member's service on the board shall not forfeit the member's allowance or benefit under any of those sections.

Sec. 3307.11. The state teachers retirement board shall elect from its

membership, a chairperson and a vice-chairperson. A member of the board who has contributions on deposit with the state teachers retirement system is not eligible to serve as chairperson or vice-chairperson. The board shall employ an executive director who shall serve as secretary, and shall employ other persons necessary to operate the system and to fulfill the board's duties and responsibilities under Chapter 3307. of the Revised Code.

Effective ninety days after ~~the effective date of this amendment~~ September 15, 2004, the board may not employ a state retirement system investment officer, as defined in section 1707.01 of the Revised Code, who does not hold a valid state retirement system investment officer license issued by the division of securities in the department of commerce.

The compensation of all employees and all other expenses of the board necessary for the proper operation of the system shall be paid in such amounts as the board approves.

Every expense voucher of an employee, officer, or board member of the state teachers retirement system shall itemize all purchases and expenditures.

The board shall receive all applications for retirement under the plans described in section 3307.031 of the Revised Code, shall provide for the payment of all retirement allowances and other benefits payable under this chapter, and shall make other expenditures authorized by this chapter."

In line 48037, after "superintendent" insert "or principal"

Delete lines 48050 through 48084 (remove R.C. 3309.011)

After line 48306, insert:

"Sec. 3310.037. A student is not eligible to receive an educational choice scholarship awarded under sections 3310.01 to 3310.17 of the Revised Code if the treasurer of state has established an educational savings account for the student under section 3310.23 of the Revised Code for the school year for which the scholarship is sought.

Sec. 3310.21. As used in this section and sections 3310.22 to 3310.26 of the Revised Code:

(A) "Chartered nonpublic school" has the same meaning as in section 3310.01 of the Revised Code.

(B) "Community school" means a community school established under Chapter 3314. of the Revised Code.

(C) "Parent" has the same meaning as in section 3313.98 of the Revised Code.

(D) "Participating school" means a nonchartered nonpublic school that participates in the nonchartered educational savings account program in

accordance with section 3310.25 of the Revised Code.

(E) "Resident district" means the school district in which a student is entitled to attend school under section 3313.64 or 3313.65 of the Revised Code.

(F) "Scholarship account" means an educational savings account established under section 3310.23 of the Revised Code.

(G) "School district" means a city, local, or exempted village school district.

(H) "State scholarship" means a scholarship awarded under the educational choice scholarship pilot program established under sections 3310.01 to 3310.17 of the Revised Code, the autism scholarship program established under section 3310.41 of the Revised Code, the Jon Peterson special needs scholarship program established under sections 3310.51 to 3310.64 of the Revised Code, or the pilot project scholarship program established under sections 3313.974 to 3313.979 of the Revised Code.

(I) "STEM school" means a STEM school established under Chapter 3326. of the Revised Code.

Sec. 3310.22. (A) The nonchartered educational savings account program is established to begin operating for the 2026-2027 school year. The treasurer of state shall administer the program with the assistance of the department of education and workforce. Under the program, the treasurer of state shall establish an educational savings account for each participating student to purchase educational goods and services, including tuition at participating schools. Funding for each educational savings account shall be transferred by the department of education and workforce from the nonchartered educational savings account unit, as defined in section 3317.02 of the Revised Code, in accordance with section 3317.022 of the Revised Code.

(B) The department shall establish a system under which a student, parent, participating school, or any other individual may submit a complaint about an alleged violation of the program's requirements. The department shall investigate each complaint that it receives. During the investigation, the department shall provide updates to and respond to questions from both the subject of the complaint and the party who submitted the complaint. The department shall complete each investigation promptly.

Upon completion of an investigation, the department shall submit to the party who submitted a complaint, the subject of the complaint, and the treasurer of state a report regarding the investigation's findings, including whether the program's requirements were violated. If the department's report indicates the program's requirements were violated, the treasurer of state shall determine a resolution to the complaint and require corrective actions to

be taken, including remediation plans and other potential consequences for the subject of the complaint.

(C) The treasurer of state shall establish due process procedures for individuals and participating schools who are determined noncompliant with the requirements of the program under this section and sections 3310.24 and 3310.25 of the Revised Code. The procedures shall provide an individual or school with at least a notice of the noncompliance determination, an opportunity for a hearing regarding it, and an opportunity to appeal it prior to the treasurer of state determining a resolution or undertaking any action regarding it.

Sec. 3310.23. (A) Not later than February 1, 2026, the treasurer of state shall develop an application procedure for the nonchartered educational savings account program. Under the procedure, the treasurer of state shall open an application period for a school year on the first day of February immediately prior to the first day of July of that school year. The parent of a student enrolled in a participating school may submit an application to participate in the program during that application period. The treasurer of state shall accept and process each application that is submitted. The application shall require the parent to do all of the following:

(1) Provide the student's and parent's names and address;

(2) Provide documentation verifying the student's enrollment and attendance at a participating school;

(3) Provide the student's participating school's tuition and fee schedule;

(4) Affirm that the student will take a nationally recognized standardized achievement assessment;

(5) If the parent is reapplying for a scholarship account in accordance with division (C) of this section, provide the student's nationally recognized standardized achievement assessment scores for the prior school year. As a matter of convenience, the student's participating school may submit the nationally recognized standardized achievement assessment scores on behalf of the student's parent.

(6) Affirm the parent will maintain records and related documentation regarding educational expenses on which the parent spends funds from the scholarship account, including any receipts for tuition, fees, textbooks, and curriculum materials;

(7) Affirm the parent will not enroll the student in a school district, community school, STEM school, or chartered nonpublic school while the student is participating in the program;

(8) Affirm the parent will not use funds in a scholarship account for any purpose other than those described in division (A) of section 3310.24 of

the Revised Code;

(9) Provide other information determined necessary by the treasurer of state.

(B) For an educational savings account sought for the 2026-2027 school year, and for each school year thereafter, the treasurer of state shall approve a completed application submitted on behalf of a student, and establish an educational savings account for that student, if both of the following apply:

(1) The student is enrolling in any of grades kindergarten through twelve in a participating school for the school year for which an account is sought.

(2) The student has not received a state scholarship for the school year for which an account is sought.

(C) A student for whom an educational savings account is established under this section for a school year shall be required to reapply under this section to have an account established for a subsequent school year.

The treasurer of state shall notify parents of students for whom a scholarship account is established of the renewal process, the deadline for renewal, and that failure to renew in a timely manner may result in a temporary suspension of access to funds until an account is renewed. The treasurer of state shall provide support to ensure a smooth transition from school year to school year for renewing parents and students.

(D) To the extent practicable, the treasurer of state shall establish a scholarship account prior to the start of the school year for which it is sought if the parent submits an application prior to the school year's start.

Sec. 3310.24. (A) Funds transferred by the department of education and workforce under section 3317.022 of the Revised Code to a scholarship account established for a student shall be used by the student's parent to pay for tuition and fees at a participating school. Any funds remaining in the scholarship account after paying for tuition and fees shall be used for curriculum, textbooks, instructional materials, and supplies.

(B) Upon request of the parent of a student for whom a scholarship account is established, the treasurer of state shall disburse funds from that account by either of the following methods as selected by the parent:

(1) The treasurer of state shall disburse funds directly to an approved vendor who provides educational goods or services described in division (A) of this section to the student. The treasurer of state shall establish a process to solicit and approve vendors for the purposes of this section. Under that process, a participating school that complies with the requirements prescribed under section 3310.25 of the Revised Code shall be considered an approved vendor.

(2) The treasurer of state shall disburse funds to reimburse the student's parent for any costs incurred by the parent for educational goods or services described in division (A) of this section for that student. Prior to disbursing funds to reimburse a parent, the treasurer of state shall require that the parent provide appropriate documentation, as determined by the treasurer of state, that the costs incurred by the parent are in accordance with division (A) of this section.

(C) Any refund or other repayment of funds by a participating school or other educational provider shall be returned to the student's scholarship account. Such a refund or repayment shall not be made directly to the student or the student's parent.

(D) If a student for whom a scholarship account has been established for a school year disenrolls from the student's participating school and does not enroll in a different participating school during that school year, the treasurer of state shall transfer the balance of any funds in the student's account, including any prorated refund from a participating school, to the general revenue fund. The treasurer shall transfer funds under this division on the first day of January and the first day of July of each year.

(E) If the parent of a student for whom a scholarship account is established for a school year reapplies to have an account established for the immediately subsequent school year, the treasurer of state shall, on the thirtieth day of June of the school year for which the account is established, transfer to the student's new account the balance of funds in the student's old account.

(F) If the parent of a student for whom a scholarship account is established for a school year does not reapply to have a new account established for the immediately subsequent school year, the treasurer of state shall, on the first day of July of the year following the school year for which the account is established, transfer the balance of any funds in the student's old account to the general revenue fund.

(G) Nothing in this section prohibits the parent of a student for whom a scholarship account is established from making payments for the costs of educational goods and services not covered by the funds in that account. However, the parent of a student shall not deposit funds in the student's scholarship account.

(H) The treasurer of state may conduct random audits to verify that parents are using funds from a student's scholarship account in accordance with this section. If the treasurer of state determines a misuse of funds, the treasurer of state shall take any action the treasurer of state determines appropriate, including suspension or termination of a student's participation in the program.

(I) The treasurer of state shall certify to the office of budget and

management the amount of funds transferred to the general revenue fund under divisions (D) and (F) of this section.

Sec. 3310.25. (A) A nonchartered nonpublic school that elects to participate in the nonchartered educational savings account program for a school year shall notify the treasurer of state of that fact by a deadline established by the treasurer of state.

(B) Each nonchartered nonpublic school that participates in the program shall do all of the following:

(1) Maintain records and related documentation regarding the educational expenses on which the school spends the funds it receives under the program, including receipts for tuition, textbooks, and curricula;

(2) Maintain a physical location in the state at which each student has regular and direct contact with teachers. For the purposes of this section, "physical location" does not include a building that primarily serves as a residence.

(3) Notify the treasurer of state and the department of education and workforce of any change in the school's name, school director, mailing address, or physical location within fifteen days of the change;

(4) Require the parent of a student for whom a scholarship account is established to endorse the use of funds from a scholarship account by the school or approve the transfer of funds from the scholarship account to the school.

(C) Each nonchartered nonpublic school that participates in the program shall comply with the requirements prescribed under the program. However, such schools are autonomous and not an agent of the state or federal governments. Therefore, all of the following apply:

(1) The treasurer of state shall not regulate the curriculum, instructional methods, or other aspects of a school's educational program.

(2) The program does not expand the authority of the treasurer of state to impose on nonchartered nonpublic schools any additional requirements beyond those expressly prescribed under the program.

(3) Nonchartered nonpublic schools that participate in the program shall be given maximum freedom to provide for the educational needs of their students.

(D) The treasurer of state may remove a nonchartered nonpublic school from the list of schools participating in the program if the treasurer of state determines the school has failed to comply with the requirements prescribed under this section.

(E)(1) The treasurer of state shall provide the department with the list of nonchartered nonpublic schools that participate in the program.

(2) Annually, the department shall do all of the following regarding each nonchartered nonpublic school that participates in the program:

(a) Verify the school has filed with the department, in accordance with section 3301.0732 of the Revised Code, a copy of the report prescribed under section 3301.07 of the Revised Code;

(b) Request from the board of health of the city or general health district in which the school's physical location is located a copy of any report of any inspection conducted by the board of health of that physical location;

(c) Request from the state fire marshal a copy of any report of any fire inspection of the school's physical location;

(d) Prepare and submit to the treasurer of state a report regarding whether, based on the information collected under divisions (E)(2)(a) to (c) of this section, the school is compliant with the minimum education standards and health, fire, and safety laws.

(3) If the department's report under division (E)(2)(d) of this section demonstrates that a school is not compliant, the treasurer of state shall take any action the treasurer of state determines appropriate against the school.

(F)(1) The department shall compile the scores attained by students with a scholarship account and provided to the treasurer of state under section 3310.23 of the Revised Code. The department shall aggregate the scores as follows:

(a) By state, which shall include all students with a scholarship account;

(b) By school district, which shall include all students with a scholarship account and for whom the district is the student's resident district;

(c) By nonchartered nonpublic school, which shall include all students with a scholarship account and who were enrolled in that school.

(2) The department shall disaggregate the student performance data described in division (F)(1) of this section according to the following categories:

(a) Grade level;

(b) Race and ethnicity;

(c) Gender;

(d) Students with a scholarship account who have participated in the program for three or more years;

(e) Students with a scholarship account who have participated in the program for more than one year and less than three years;

(f) Students with a scholarship account who have participated in the program for one year or less;

(g) Economically disadvantaged students.

(3) Not later than the first day of February each year, the department shall post the student performance data required under divisions (F)(1) and (F)(2) of this section on its web site. In reporting student performance data under this division, the department shall not include any data that is statistically unreliable or that could result in the identification of individual students. For this purpose, the department shall not report performance data for any group that contains less than ten students.

(4) Not later than July 1, 2026, the department shall develop a measure of student growth for students with scholarship accounts that are enrolled in nonchartered nonpublic schools. The measure of student growth shall be used to report data annually on student growth for students in grades four through eight during the school year in which data is reported. No data shall be reported for schools with fewer than ten students with scholarship accounts. The department shall make the growth reports available on its publicly accessible web site.

(5) The treasurer of state shall collect and provide to the department any data necessary for the department to perform its duties under this division.

(G) The treasurer of state may conduct random audits to verify that nonchartered nonpublic schools that participate in the program are using funds received under the program in accordance with this section. If the treasurer of state determines a misuse of funds, the treasurer of state shall take any action the treasurer of state determines appropriate, including suspension or termination of a school's participation in the program.

Sec. 3310.26. (A) As used in this section:

(1) "Adjusted gross income" has the same meaning as in section 5747.01 of the Revised Code.

(2) "Base amount" means an amount equal to the maximum educational choice scholarship amount for the student's grade level under division (A)(10)(a)(ii)(I) of section 3317.022 of the Revised Code for the fiscal year multiplied by 0.75.

(3) "Constant multiplier" means 0.50.

(4) "Federal poverty level multiplier" means a percentage equal to the student's family income percentage of the federal poverty guidelines for the fiscal year.

(5) "Federal poverty guidelines" has the same meaning as in section 5101.46 of the Revised Code.

(6) "Minimum amount" means an amount equal to the base amount for the fiscal year multiplied by 0.10.

(7) "Power equation" means the following formula:

The federal poverty level multiplier X ln(constant multiplier)

(B) The department of education and workforce shall determine the scholarship amount for a student for whom a scholarship account is established for a fiscal year, as follows:

(1) For a student with a family adjusted gross income at or below four hundred fifty per cent of the federal poverty guidelines for the fiscal year, the base amount;

(2) For a student with a family adjusted gross income above four hundred fifty per cent of the federal poverty guidelines, an amount calculated according to the following formula:

The base amount X (1 / the constant multiplier)^{4.5} X e^{power equation}

If the amount calculated for a student under division (B)(2) of this division is less than the minimum amount, the student's scholarship amount shall be the minimum amount.

(C) For the purposes of calculating a scholarship amount for a student under this section, the department shall require a student's parent to submit documentation regarding the student's family income. The department shall use the documentation submitted for the first school year that the student has a scholarship amount calculated under this section to calculate the amount for that school year and each subsequent school year, unless, for a subsequent school year, the parent requests the department recalculate the student's scholarship amount based on updated documentation.

A parent shall submit documentation, or a request for a recalculation, to the department in a form and manner prescribed by the department."

After line 48616, insert:

"Sec. 3310.412. A student is not eligible to receive an autism scholarship awarded under section 3310.41 of the Revised Code if the treasurer of state has established an educational savings account for the student under section 3310.23 of the Revised Code for the school year for which the scholarship is sought."

In line 48672, after "(6)" insert "The treasurer of state has not established an educational savings account for the student under section 3310.23 of the Revised Code for the same school year in which a scholarship under the Jon Peterson special needs scholarship program is sought.

(7)"

In line 49040, reinsert "The county auditor's"; delete "Market" and insert "market"

In line 49135, reinsert "the"

In line 49136, reinsert "county auditor's"

Delete lines 49167 through 49379 (remove R.C. 3312.01, 3312.02, 3312.07, 3312.08, 3312.09, 3312.10, and 3312.13)

Delete lines 49380 through 49391 (remove R.C. 3313.174)

Delete lines 49403 through 49540 (remove R.C. 3313.41)

Delete lines 49541 through 49759 (remove R.C. 3313.411)

In line 49830, reinsert "and"

In line 49831, delete ", and the governing authorities of any chartered"

In line 49832, delete "nonpublic schools"

In line 49833, delete "and the governing boards of any educational service"

In line 49834, delete "centers that have territory in the district"

In line 49836, reinsert "and"; delete the underlined comma

In line 49837, delete "and governing boards"

In line 49856, reinsert "and"; delete ", educational service centers,"

In line 49857, delete "and chartered nonpublic schools"

In line 49865, reinsert "or"

In line 49866, delete ", or governing board"

In line 49877, after "(D)" delete the balance of the line

Delete lines 49878 through 49889

In line 49890, delete "(E)"

Delete lines 50147 through 50327 (remove R.C. 3313.60)

After line 50327, insert:

"Sec. 3313.603. (A) As used in this section:

(1) "One unit" means a minimum of one hundred twenty hours of course instruction, except that for a laboratory course, "one unit" means a minimum of one hundred fifty hours of course instruction.

(2) "One-half unit" means a minimum of sixty hours of course instruction, except that for physical education courses, "one-half unit" means

a minimum of one hundred twenty hours of course instruction.

(B) Beginning September 15, 2001, except as required in division (C) of this section and division (C) of section 3313.614 of the Revised Code, the requirements for graduation from every high school shall include twenty units earned in grades nine through twelve and shall be distributed as follows:

- (1) English language arts, four units;
- (2) Health, one-half unit;
- (3) Mathematics, three units;
- (4) Physical education, one-half unit;
- (5) Science, two units until September 15, 2003, and three units thereafter, which at all times shall include both of the following:
 - (a) Biological sciences, one unit;
 - (b) Physical sciences, one unit.
- (6) History and government, one unit, which shall comply with division (M) of this section and shall include both of the following:
 - (a) American history, one-half unit;
 - (b) American government, one-half unit.
- (7) Social studies, two units.

Beginning with students who enter ninth grade for the first time on or after July 1, 2017, the two units of instruction prescribed by division (B)(7) of this section shall include at least one-half unit of instruction in the study of world history and civilizations.

(8) Elective units, seven units until September 15, 2003, and six units thereafter.

Each student's electives shall include at least one unit, or two half units, chosen from among the areas of business/technology, fine arts, and/or foreign language.

(C) Beginning with students who enter ninth grade for the first time on or after July 1, 2010, except as provided in divisions (D) to (F) of this section, the requirements for graduation from every public and chartered nonpublic high school shall include twenty units that are designed to prepare students for the workforce and college. The units shall be distributed as follows:

- (1) English language arts, four units;
- (2) Health, one-half unit, which shall include instruction in nutrition and the benefits of nutritious foods and physical activity for overall health;
- (3) Mathematics, four units, which shall include one unit of algebra II

or the equivalent of algebra II, or one unit of advanced computer science as described in the standards adopted pursuant to division (A)(4) of section 3301.079 of the Revised Code. However, students who enter ninth grade for the first time on or after July 1, 2015, and who are pursuing a career-technical instructional track shall not be required to take algebra II or advanced computer science, and instead may complete a career-based pathway mathematics course approved by the department of education and workforce as an alternative.

For students who choose to take advanced computer science in lieu of algebra II under division (C)(3) of this section, the school shall communicate to those students that some institutions of higher education may require algebra II for the purpose of college admission. Also, the parent, guardian, or legal custodian of each student who chooses to take advanced computer science in lieu of algebra II shall sign and submit to the school a document containing a statement acknowledging that not taking algebra II may have an adverse effect on college admission decisions.

A student may fulfill one unit of mathematics under division (C)(3) of this section by completing one-half unit of financial literacy instruction to satisfy the requirement prescribed under division (C)(9) of this section and one-half unit of a mathematics course. The one-half unit course in mathematics shall not be in algebra II, or its equivalent, or a course for which the department requires an end-of-course examination under section 3301.0712 of the Revised Code.

Students who choose to take one unit of advanced computer science in lieu of algebra II, as described in division (C)(3) of this section, shall not be permitted to complete one-half unit of financial literacy instruction to satisfy the mathematics unit requirements of that division. Instead, those students shall be required to complete the one-half unit of financial literacy instruction under division (C)(8) of this section.

(4) Physical education, one-half unit;

(5) Science, three units with inquiry-based laboratory experience that engages students in asking valid scientific questions and gathering and analyzing information, which shall include the following, or their equivalent:

(a) Physical sciences, one unit;

(b) Life sciences, one unit;

(c) Advanced study in one or more of the following sciences, one unit:

(i) Chemistry, physics, or other physical science;

(ii) Advanced biology or other life science;

(iii) Astronomy, physical geology, or other earth or space science;

(iv) Computer science.

No student shall substitute a computer science course for a life sciences or biology course under division (C)(5) of this section.

(6) History and government, one unit, which shall comply with division (M) of this section and shall include both of the following:

(a) American history, one-half unit;

(b) American government, one-half unit.

(7) Social studies, two units.

Beginning with students who enter ninth grade for the first time on or after July 1, 2017, the two units of instruction prescribed by division (C)(7) of this section shall include at least one-half unit of instruction in the study of world history and civilizations.

(8) Five units consisting of one or any combination of foreign language, fine arts, business, career-technical education, family and consumer sciences, technology which may include computer science, agricultural education, a junior reserve officer training corps (JROTC) program approved by the congress of the United States under title 10 of the United States Code, or English language arts, mathematics, science, or social studies courses not otherwise required under division (C) of this section.

One-half unit of instruction under division (C)(8) of this section may be instruction in financial literacy to satisfy the requirement under division (C)(9) of this section.

(9)(a) Except as provided in division (C)(9)(b) of this section, for students who enter ninth grade for the first time on or after July 1, 2022, financial literacy, one-half unit. Each student shall elect to complete the one-half unit of instruction in financial literacy either in lieu of one-half unit of instruction in mathematics under division (C)(3) of this section or an elective under division (C)(8) of this section. A student may fulfill the financial literacy instruction requirement under division (C)(9) of this section through the successful completion of an advanced placement course in microeconomics or macroeconomics.

(b) A student attending a nonpublic school accredited through the independent schools association of the central states or any other chartered nonpublic school shall not be required to complete the one-half unit of financial literacy instruction prescribed in division (C)(9)(a) of this section, unless that student is attending the school under a state scholarship program as defined in section 3301.0711 of the Revised Code.

The study and instruction of financial literacy required under division (C)(9) of this section shall align with the academic content standards for financial literacy and entrepreneurship adopted under division (A)(2) of section 3301.079 of the Revised Code. The instruction provided under an

advanced placement course in microeconomics or macroeconomics shall be considered to be aligned with those academic content standards. In developing the curriculum for the study and instruction of financial literacy, schools may use available public-private partnerships and resources and materials that exist in business, industry, and through the centers for economics education at institutions of higher education.

Ohioans must be prepared to apply increased knowledge and skills in the workplace and to adapt their knowledge and skills quickly to meet the rapidly changing conditions of the twenty-first century. National studies indicate that all high school graduates need the same academic foundation, regardless of the opportunities they pursue after graduation. The goal of Ohio's system of elementary and secondary education is to prepare all students for and seamlessly connect all students to success in life beyond high school graduation, regardless of whether the next step is entering the workforce, beginning an apprenticeship, engaging in post-secondary training, serving in the military, or pursuing a college degree.

The requirements for graduation prescribed in division (C) of this section are the standard expectation for all students entering ninth grade for the first time at a public or chartered nonpublic high school on or after July 1, 2010. A student may satisfy this expectation through a variety of methods, including, but not limited to, integrated, applied, career-technical, and traditional coursework.

Stronger coordination between high schools and institutions of higher education is necessary to prepare students for more challenging academic endeavors and to lessen the need for academic remediation in college, thereby reducing the costs of higher education for Ohio's students, families, and the state. The department and the chancellor of higher education shall develop policies to ensure that only in rare instances will students who complete the requirements for graduation prescribed in division (C) of this section require academic remediation after high school.

School districts, community schools, and chartered nonpublic schools shall integrate technology into learning experiences across the curriculum in order to maximize efficiency, enhance learning, and prepare students for success in the technology-driven twenty-first century. Districts and schools shall use distance and web-based course delivery as a method of providing or augmenting all instruction required under this division, including laboratory experience in science. Districts and schools shall utilize technology access and electronic learning opportunities provided by the broadcast educational media commission, chancellor, the Ohio learning network, education technology centers, public television stations, and other public and private providers.

(D) Except as provided in division (E) of this section, a student who

enters ninth grade on or after July 1, 2010, and before July 1, 2016, may qualify for graduation from a public or chartered nonpublic high school even though the student has not completed the requirements for graduation prescribed in division (C) of this section if all of the following conditions are satisfied:

(1) During the student's third year of attending high school, as determined by the school, the student and the student's parent, guardian, or custodian sign and file with the school a written statement asserting the parent's, guardian's, or custodian's consent to the student's graduating without completing the requirements for graduation prescribed in division (C) of this section and acknowledging that one consequence of not completing those requirements is ineligibility to enroll in most state universities in Ohio without further coursework.

(2) The student and parent, guardian, or custodian fulfill any procedural requirements the school stipulates to ensure the student's and parent's, guardian's, or custodian's informed consent and to facilitate orderly filing of statements under division (D)(1) of this section. Annually, each district or school shall notify the department of the number of students who choose to qualify for graduation under division (D) of this section and the number of students who complete the student's success plan and graduate from high school.

(3) The student and the student's parent, guardian, or custodian and a representative of the student's high school jointly develop a student success plan for the student in the manner described in division (C)(1) of section 3313.6020 of the Revised Code that specifies the student matriculating to a two-year degree program, acquiring a business and industry-recognized credential, or entering an apprenticeship.

(4) The student's high school provides counseling and support for the student related to the plan developed under division (D)(3) of this section during the remainder of the student's high school experience.

(5)(a) Except as provided in division (D)(5)(b) of this section, the student successfully completes, at a minimum, the curriculum prescribed in division (B) of this section.

(b) Beginning with students who enter ninth grade for the first time on or after July 1, 2014, a student shall be required to complete successfully, at the minimum, the curriculum prescribed in division (B) of this section, except as follows:

(i) Mathematics, four units, one unit which shall be one of the following:

(I) Probability and statistics;

(II) Computer science;

(III) Applied mathematics or quantitative reasoning;

(IV) Any other course approved by the department using standards established by the superintendent not later than October 1, 2014.

(ii) Elective units, five units;

(iii) Science, three units as prescribed by division (B) of this section which shall include inquiry-based laboratory experience that engages students in asking valid scientific questions and gathering and analyzing information.

(E) Each school district and chartered nonpublic school retains the authority to require an even more challenging minimum curriculum for high school graduation than specified in division (B) or (C) of this section. A school district board of education, through the adoption of a resolution, or the governing authority of a chartered nonpublic school may stipulate any of the following:

(1) A minimum high school curriculum that requires more than twenty units of academic credit to graduate;

(2) An exception to the district's or school's minimum high school curriculum that is comparable to the exception provided in division (D) of this section but with additional requirements, which may include a requirement that the student successfully complete more than the minimum curriculum prescribed in division (B) of this section;

(3) That no exception comparable to that provided in division (D) of this section is available.

If a school district or chartered nonpublic school requires a foreign language as an additional graduation requirement under division (E) of this section, a student may apply one unit of instruction in computer coding to satisfy one unit of foreign language. If a student applies more than one computer coding course to satisfy the foreign language requirement, the courses shall be sequential and progressively more difficult.

(F) A student enrolled in a dropout prevention and recovery program, which program has received a waiver from the department, may qualify for graduation from high school by successfully completing a competency-based instructional program administered by the dropout prevention and recovery program in lieu of completing the requirements for graduation prescribed in division (C) of this section. The department shall grant a waiver to a dropout prevention and recovery program, within sixty days after the program applies for the waiver, if the program meets all of the following conditions:

(1) The program serves only students not younger than sixteen years of age and not older than twenty-one years of age.

(2) The program enrolls students who, at the time of their initial enrollment, either, or both, are at least one grade level behind their cohort age

groups or experience crises that significantly interfere with their academic progress such that they are prevented from continuing their traditional programs.

(3) The program requires students to attain at least the applicable score designated for each of the assessments prescribed under division (B)(1) of section 3301.0710 of the Revised Code or, to the extent prescribed by rule of the department under division (D)(5) of section 3301.0712 of the Revised Code, division (B)(2) of that section.

(4) The program develops a student success plan for the student in the manner described in division (C)(1) of section 3313.6020 of the Revised Code that specifies the student's matriculating to a two-year degree program, acquiring a business and industry-recognized credential, or entering an apprenticeship.

(5) The program provides counseling and support for the student related to the plan developed under division (F)(4) of this section during the remainder of the student's high school experience.

(6) The program requires the student and the student's parent, guardian, or custodian to sign and file, in accordance with procedural requirements stipulated by the program, a written statement asserting the parent's, guardian's, or custodian's consent to the student's graduating without completing the requirements for graduation prescribed in division (C) of this section and acknowledging that one consequence of not completing those requirements is ineligibility to enroll in most state universities in Ohio without further coursework.

(7) Prior to receiving the waiver, the program has submitted to the department an instructional plan that demonstrates how the academic content standards adopted by the department under section 3301.079 of the Revised Code will be taught and assessed.

(8) Prior to receiving the waiver, the program has submitted to the department a policy on career advising that satisfies the requirements of section 3313.6020 of the Revised Code, with an emphasis on how every student will receive career advising.

(9) Prior to receiving the waiver, the program has submitted to the department a written agreement outlining the future cooperation between the program and any combination of local job training, postsecondary education, nonprofit, and health and social service organizations to provide services for students in the program and their families.

Divisions (F)(8) and (9) of this section apply only to waivers granted on or after July 1, 2015.

If the department does not act either to grant the waiver or to reject the program application for the waiver within sixty days as required under

this section, the waiver shall be considered to be granted.

(G) Every high school may permit students below the ninth grade to take advanced work. If a high school so permits, it shall award high school credit for successful completion of the advanced work and shall count such advanced work toward the graduation requirements of division (B) or (C) of this section if the advanced work was both:

(1) Taught by a person who possesses a license or certificate issued under section 3301.071, 3319.22, or 3319.222 of the Revised Code that is valid for teaching high school;

(2) Designated by the board of education of the city, local, or exempted village school district, the board of the cooperative education school district, or the governing authority of the chartered nonpublic school as meeting the high school curriculum requirements.

Each high school shall record on the student's high school transcript all high school credit awarded under division (G) of this section. In addition, if the student completed a seventh- or eighth-grade fine arts course described in division (K) of this section and the course qualified for high school credit under that division, the high school shall record that course on the student's high school transcript.

(H) The department shall make its individual academic career plan available through its Ohio career information system web site for districts and schools to use as a tool for communicating with and providing guidance to students and families in selecting high school courses.

(I) A school district or chartered nonpublic school may integrate academic content in a subject area for which the department has adopted standards under section 3301.079 of the Revised Code into a course in a different subject area, including a career-technical education course, in accordance with guidance for integrated coursework developed by the department. Upon successful completion of an integrated course, a student may receive credit for both subject areas that were integrated into the course. Units earned for subject area content delivered through integrated academic and career-technical instruction are eligible to meet the graduation requirements of division (B) or (C) of this section.

For purposes of meeting graduation requirements, if an end-of-course examination has been prescribed under section 3301.0712 of the Revised Code for the subject area delivered through integrated instruction, the school district or school may administer the related subject area examinations upon the student's completion of the integrated course.

Nothing in division (I) of this section shall be construed to excuse any school district, chartered nonpublic school, or student from any requirement in the Revised Code related to curriculum, assessments, or the

awarding of a high school diploma.

(J)(1) The department, in consultation with the chancellor, shall adopt a statewide plan implementing methods for students to earn units of high school credit based on a demonstration of subject area competency, instead of or in combination with completing hours of classroom instruction. The plan shall include a standard method for recording demonstrated proficiency on high school transcripts. Each school district and community school shall comply with the department's plan adopted under this division and award units of high school credit in accordance with the plan. The department may adopt existing methods for earning high school credit based on a demonstration of subject area competency as necessary prior to the 2009-2010 school year.

(2) The department shall update the statewide plan adopted pursuant to division (J)(1) of this section to also include methods for students enrolled in seventh and eighth grade to meet curriculum requirements based on a demonstration of subject area competency, instead of or in combination with completing hours of classroom instruction. Beginning with the 2017-2018 school year, each school district and community school also shall comply with the updated plan adopted pursuant to this division and permit students enrolled in seventh and eighth grade to meet curriculum requirements based on subject area competency in accordance with the plan.

(3) The department shall develop a framework for school districts and community schools to use in granting units of high school credit to students who demonstrate subject area competency through work-based learning experiences, internships, or cooperative education. Beginning with the 2018-2019 school year, each district and community school shall comply with the framework. Each district and community school also shall review any policy it has adopted regarding the demonstration of subject area competency to identify ways to incorporate work-based learning experiences, internships, and cooperative education into the policy in order to increase student engagement and opportunities to earn units of high school credit.

(K) This division does not apply to students who qualify for graduation from high school under division (D) or (F) of this section, or to students pursuing a career-technical instructional track as determined by the school district board of education or the chartered nonpublic school's governing authority. Nevertheless, the general assembly encourages such students to consider enrolling in a fine arts course as an elective.

Beginning with students who enter ninth grade for the first time on or after July 1, 2010, each student enrolled in a public or chartered nonpublic high school shall complete two semesters or the equivalent of fine arts to graduate from high school. The coursework may be completed in any of grades seven to twelve. Each student who completes a fine arts course in

grade seven or eight may elect to count that course toward the five units of electives required for graduation under division (C)(8) of this section, if the course satisfied the requirements of division (G) of this section. In that case, the high school shall award the student high school credit for the course and count the course toward the five units required under division (C)(8) of this section. If the course in grade seven or eight did not satisfy the requirements of division (G) of this section, the high school shall not award the student high school credit for the course but shall count the course toward the two semesters or the equivalent of fine arts required by this division.

(L) Notwithstanding anything to the contrary in this section, the board of education of each school district and the governing authority of each chartered nonpublic school may adopt a policy to excuse from the high school physical education requirement each student who, during high school, has participated in interscholastic athletics, marching band, show choir, or cheerleading for at least two full seasons or in the junior reserve officer training corps for at least two full school years. If the board or authority adopts such a policy, the board or authority shall not require the student to complete any physical education course as a condition to graduate. However, the student shall be required to complete one-half unit, consisting of at least sixty hours of instruction, in another course of study. In the case of a student who has participated in the junior reserve officer training corps for at least two full school years, credit received for that participation may be used to satisfy the requirement to complete one-half unit in another course of study.

(M) It is important that high school students learn and understand United States history and the governments of both the United States and the state of Ohio. Therefore, beginning with students who enter ninth grade for the first time on or after July 1, 2012, the study of American history and American government required by divisions (B)(6) and (C)(6) of this section shall include the study of all of the following documents:

- (1) The Declaration of Independence;
- (2) The Northwest Ordinance;
- (3) The Constitution of the United States with emphasis on the Bill of Rights;
- (4) The Ohio Constitution.

The study of each of the documents prescribed in divisions (M)(1) to (4) of this section shall include study of that document in its original context.

The study of American history and government required by divisions (B)(6) and (C)(6) of this section shall include the historical evidence of the role of documents such as the Federalist Papers and the Anti-Federalist Papers to firmly establish the historical background leading to the establishment of the provisions of the Constitution and Bill of Rights.

(N) A student may apply one unit of instruction in computer science to satisfy one unit of mathematics or one unit of science under division (C) of this section as the student chooses, regardless of the field of certification of the teacher who teaches the course, so long as that teacher meets the licensure requirements prescribed by section 3319.236 of the Revised Code and, prior to teaching the course, completes a professional development program determined to be appropriate by the district board.

If a student applies more than one computer science course to satisfy curriculum requirements under that division, the courses shall be sequential and progressively more difficult or cover different subject areas within computer science.

(O) Notwithstanding anything to the contrary in this section, the board of education of each school district and the governing authority of each chartered nonpublic school may adopt a policy to excuse from the financial literacy instruction requirement under division (C)(9) of this section each student who, during high school, participates in a financial literacy program offered through a student branch, as defined in section 1733.04 of the Revised Code, or by a bank, as defined in section 1101.01 of the Revised Code. The policy shall require the financial literacy program to meet or exceed the academic content standards and model curriculum for financial literacy and entrepreneurship instruction adopted under section 3301.079 of the Revised Code. The policy shall require a student to participate in the program for the equivalent of at least one-half unit of instruction to qualify for an exemption under this division.

Not later than July 1, 2026, the department shall develop and post on its web site a model policy and guidelines for districts and schools to use in developing a policy under this division."

Delete lines 50825 through 50932 (remove R.C. 3313.6020)

In line 50940, delete "thirty-three periods per school year" and insert "one period per week"

In line 50967, after "(E)" insert "A policy adopted under division (B) of this section shall not exceed either of the following:

(1) For students in an elementary or middle school, two periods in total per week;

(2) For students in high school, the amount of time that is equivalent to attending two units of high school credit per week.

(F)"

In line 50995, delete "(F)" and insert "(G)"

Delete lines 51006 through 51057 (remove R.C. 3313.6024)

Delete lines 51184 through 51206 (remove R.C. 3313.6034)

Delete lines 51207 through 51361 (remove R.C. 3313.6035 and 3313.6036)

Delete lines 51362 through 51451 (remove R.C. 3313.617)

After line 52532, insert:

"Sec. 3313.7118. Each public school, as defined in section 3301.28 of the Revised Code, and chartered nonpublic school that serves elementary school students shall provide either an electronic or paper copy of the informational materials described in section 3707.61 of the Revised Code to each student's parent or guardian on the student's enrollment in elementary school."

In line 52566, delete "October"

In line 52567, delete "6, 2025" and insert "January 1, 2026"

After line 52859, insert:

"Sec. 3313.975. As used in this section and in sections 3313.976 to 3313.979 of the Revised Code, "the pilot project school district" or "the district" means any school district included in the pilot project scholarship program pursuant to this section.

(A) The director of education and workforce shall implement the pilot project scholarship program and shall include in such program any school districts that are or have ever been under federal court order requiring supervision and operational management of the district by the state superintendent or director. The program shall provide for a number of students residing in any such district to receive scholarships to attend alternative schools, and for an equal number of students to receive tutorial assistance grants while attending public school in any such district.

(B) The director shall establish an application process and deadline for accepting applications from students residing in the district to participate in the scholarship program. In the initial year of the program students may only use a scholarship to attend school in grades kindergarten through third.

The director shall award as many scholarships and tutorial assistance grants as can be funded given the amount appropriated for the program.

(C)(1) The pilot project program shall continue in effect each year that the general assembly has appropriated sufficient money to fund scholarships and tutorial assistance grants. In each year the program continues, new students may receive scholarships in grades kindergarten to twelve. A student who has received a scholarship may continue to receive

one until the student has completed grade twelve.

(2) If the general assembly discontinues the scholarship program, all students who are attending an alternative school under the pilot project shall be entitled to continued admittance to that specific school through all grades that are provided in such school, under the same conditions as when they were participating in the pilot project. The director shall continue to make scholarship payments in accordance with section 3317.022 of the Revised Code for students who remain enrolled in an alternative school under this provision in any year that funds have been appropriated for this purpose.

If funds are not appropriated, the tuition charged to the parents of a student who remains enrolled in an alternative school under this provision shall not be increased beyond the amount equal to the amount of the scholarship plus any additional amount charged that student's parent in the most recent year of attendance as a participant in the pilot project, except that tuition for all the students enrolled in such school may be increased by the same percentage.

(D) Notwithstanding sections 124.39 and 3311.83 of the Revised Code, if the pilot project school district experiences a decrease in enrollment due to participation in a state-sponsored scholarship program pursuant to sections 3313.974 to 3313.979 of the Revised Code, the district board of education may enter into an agreement with any teacher it employs to provide to that teacher severance pay or early retirement incentives, or both, if the teacher agrees to terminate the employment contract with the district board, provided any collective bargaining agreement in force pursuant to Chapter 4117. of the Revised Code does not prohibit such an agreement for termination of a teacher's employment contract.

(E) Except as provided for in division (C)(2) of section 3365.07 of the Revised Code, the director shall not require the parent of a student who applies for or receives a scholarship under the pilot project program to complete any kind of income verification regarding the student's family income.

(F) A student is not eligible to receive a scholarship under sections 3313.975 to 3313.979 of the Revised Code if the treasurer of state has established an educational savings account for the student under section 3310.23 of the Revised Code for the school year for which the scholarship is sought."

In line 54382, delete "3302.131, 3302.132,"

In line 54385, delete "3313.6035,"

After line 54466, insert:

"(m) The school will comply with section 3313.7118 of the Revised

Code if it serves elementary school students."

Delete lines 54790 through 54804 (remove R.C. 3314.0311)

In line 56408, delete "solely"; after "5705.316" insert "or 5705.32"

In line 58028, strike through "and"; after "(j)" insert ", and (k)"

In line 58071, after "Code" insert ";

(8) For the nonchartered educational savings account unit, the number of students for whom educational savings accounts are established under sections 3310.21 to 3310.26 of the Revised Code as reported under division (A)(2)(k) of section 3317.03 of the Revised Code"

In line 58277, after "unit" insert ";

(7) The nonchartered educational savings account unit"

In line 58417, strike through "and"; after "(i)" insert ", and (k)"

After line 58439, insert:

"(OO) "Nonchartered educational savings account unit" means a unit that consists of all the students for whom educational savings accounts are established under sections 3310.21 to 3310.26 of the Revised Code."

In line 58530, strike through "and"

In line 58531, after "unit" insert ", and the nonchartered educational savings account unit"

After line 58575, insert:

"For fiscal year 2027 and each fiscal year thereafter, for the nonchartered educational savings account unit, the amount calculated under division (A)(15) of this section."

After line 58914, insert:

"(15) If the funding unit is the nonchartered educational savings account unit, an amount calculated as follows:

(a) For each student in the funding unit's enrolled ADM, an amount calculated under section 3310.26 of the Revised Code;

(b) Compute the sum of the amounts calculated under division (A)(15) (a) of this section."

After line 59117, insert:

"(K) The department shall transfer to each educational savings account

established for a student by the treasurer of state under sections 3310.21 to 3310.26 of the Revised Code, from the funds paid to the nonchartered educational savings account unit under this section, an amount of funds equal to the amount calculated for the student under division (A)(15)(a) of this section. The department shall distribute those funds in one annual payment. To the extent practicable, the department shall make that payment for which an account is established prior to the school year for which it is sought before the first day of that school year."

In line 59790, delete "(D)" and insert "(D)(1)"

In line 59793, after "Code." insert "Any unused funds shall be redistributed by the department, in a manner determined by the department, to community schools and STEM schools in the same proportion that the funds were originally contributed."

In line 59794, before "For" insert "(2)"

After line 59885, insert:

"Sec. 3317.03. (A) The superintendent of each city, local, and exempted village school district shall report to the department of education and workforce as of the last day of October, March, and June of each year the enrollment of students receiving services from schools under the superintendent's supervision, and the numbers of other students entitled to attend school in the district under section 3313.64 or 3313.65 of the Revised Code the superintendent is required to report under this section, so that the department can calculate the district's enrolled ADM, formula ADM, total ADM, category one through five career-technical education ADM, category one through three English learner ADM, category one through six special education ADM, transportation ADM, and, for purposes of provisions of law outside of Chapter 3317. of the Revised Code, average daily membership.

(1) The enrollment reported by the superintendent during the reporting period shall consist of the number of students in grades kindergarten through twelve receiving any educational services from the district, except that the following categories of students shall not be included in the determination:

- (a) Students enrolled in adult education classes;
- (b) Adjacent or other district students enrolled in the district under an open enrollment policy pursuant to section 3313.98 of the Revised Code;
- (c) Students receiving services in the district pursuant to a compact, cooperative education agreement, or a contract, but who are entitled to attend school in another district pursuant to section 3313.64 or 3313.65 of the Revised Code;

(d) Students for whom tuition is payable pursuant to sections 3317.081 and 3323.141 of the Revised Code;

(e) Students receiving services in the district through a scholarship awarded under either section 3310.41 or sections 3310.51 to 3310.64 of the Revised Code.

When reporting students under division (A)(1) of this section, the superintendent also shall report the district where each student is entitled to attend school pursuant to sections 3313.64 and 3313.65 of the Revised Code.

(2) The department shall compile a list of all students reported to be enrolled in a district under division (A)(1) of this section and of the students entitled to attend school in the district pursuant to section 3313.64 or 3313.65 of the Revised Code on an FTE basis but receiving educational services in grades kindergarten through twelve from one or more of the following entities:

(a) A community school pursuant to Chapter 3314. of the Revised Code, including any participation in a college pursuant to Chapter 3365. of the Revised Code while enrolled in such community school;

(b) An alternative school pursuant to sections 3313.974 to 3313.979 of the Revised Code;

(c) A college pursuant to Chapter 3365. of the Revised Code, except when the student is enrolled in the college while also enrolled in a community school pursuant to Chapter 3314., a science, technology, engineering, and mathematics school established under Chapter 3326., or a college-preparatory boarding school established under Chapter 3328. of the Revised Code;

(d) An adjacent or other school district under an open enrollment policy adopted pursuant to section 3313.98 of the Revised Code;

(e) An educational service center or cooperative education district;

(f) Another school district under a cooperative education agreement, compact, or contract;

(g) A chartered nonpublic school with a scholarship paid under section 3317.022 of the Revised Code, if the students qualified for the scholarship under section 3310.03 or 3310.032 of the Revised Code;

(h) An alternative public provider or a registered private provider with a scholarship awarded under either section 3310.41 or sections 3310.51 to 3310.64 of the Revised Code.

As used in this section, "alternative public provider" and "registered private provider" have the same meanings as in section 3310.41 or 3310.51 of the Revised Code, as applicable.

(i) A science, technology, engineering, and mathematics school

established under Chapter 3326. of the Revised Code, including any participation in a college pursuant to Chapter 3365. of the Revised Code while enrolled in the school;

(j) A college-preparatory boarding school established under Chapter 3328. of the Revised Code, including any participation in a college pursuant to Chapter 3365. of the Revised Code while enrolled in the school;

(k) A nonchartered nonpublic school if the students have educational savings accounts established under sections 3310.21 to 3310.26 of the Revised Code.

(3) The department also shall compile a list of the students entitled to attend school in the district under section 3313.64 or 3313.65 of the Revised Code who are enrolled in a joint vocational school district or under a career-technical education compact, excluding any students so entitled to attend school in the district who are enrolled in another school district through an open enrollment policy as reported under division (A)(2)(d) of this section and then enroll in a joint vocational school district or under a career-technical education compact.

The department shall provide each city, local, and exempted village school district with an opportunity to review the list of students compiled under divisions (A)(2) and (3) of this section to ensure that the students reported accurately reflect the enrollment of students in the district.

(B) To enable the department to obtain the data needed to complete the calculation of payments pursuant to this chapter, each superintendent shall certify from the reports provided by the department under division (A) of this section all of the following:

(1) The total student enrollment in regular learning day classes included in the report under division (A)(1) or (2), including any student described in division (A)(1)(b) of this section and excluding any student reported under divisions (A)(2)(a), (b), (d), (g), (h), (i), ~~and (j)~~, and (k) of this section, of this section for each of the individual grades kindergarten through twelve in schools under the superintendent's supervision;

(2) The unduplicated count of the number of preschool children with disabilities enrolled in the district for whom the district is eligible to receive funding under section 3317.0213 of the Revised Code adjusted for the portion of the year each child is so enrolled, in accordance with the disability categories prescribed in section 3317.013 of the Revised Code;

(3) The number of children entitled to attend school in the district pursuant to section 3313.64 or 3313.65 of the Revised Code who are:

(a) Enrolled in a college under Chapter 3365. of the Revised Code, except when the student is enrolled in the college while also enrolled in a community school pursuant to Chapter 3314. of the Revised Code, a science,

technology, engineering, and mathematics school established under Chapter 3326., or a college-preparatory boarding school established under Chapter 3328. of the Revised Code;

(b) Participating in a program operated by a county board of developmental disabilities or a state institution.

(4) The total enrollment of pupils in joint vocational schools;

(5) The combined enrollment of children with disabilities reported under division (A)(1) or (2) of this section, including any student described in division (A)(1)(b) of this section and excluding any student reported under divisions (A)(2)(a), (b), (d), (g), (h), (i), ~~and (j)~~, and (k) of this section, receiving special education services for the category one disability described in division (A) of section 3317.013 of the Revised Code, including children attending a special education program operated by an alternative public provider or a registered private provider with a scholarship awarded under sections 3310.51 to 3310.64 of the Revised Code;

(6) The combined enrollment of children with disabilities reported under division (A)(1) or (2) of this section, including any student described in division (A)(1)(b) of this section and excluding any student reported under divisions (A)(2)(a), (b), (d), (g), (h), (i), ~~and (j)~~, and (k) of this section, receiving special education services for category two disabilities described in division (B) of section 3317.013 of the Revised Code, including children attending a special education program operated by an alternative public provider or a registered private provider with a scholarship awarded under sections 3310.51 to 3310.64 of the Revised Code;

(7) The combined enrollment of children with disabilities reported under division (A)(1) or (2) of this section, including any student described in division (A)(1)(b) of this section and excluding any student reported under divisions (A)(2)(a), (b), (d), (g), (h), (i), ~~and (j)~~, and (k) of this section, receiving special education services for category three disabilities described in division (C) of section 3317.013 of the Revised Code, including children attending a special education program operated by an alternative public provider or a registered private provider with a scholarship awarded under sections 3310.51 to 3310.64 of the Revised Code;

(8) The combined enrollment of children with disabilities reported under division (A)(1) or (2) of this section, including any student described in division (A)(1)(b) of this section and excluding any student reported under divisions (A)(2)(a), (b), (d), (g), (h), (i), ~~and (j)~~, and (k) of this section, receiving special education services for category four disabilities described in division (D) of section 3317.013 of the Revised Code, including children attending a special education program operated by an alternative public provider or a registered private provider with a scholarship awarded under sections 3310.51 to 3310.64 of the Revised Code;

(9) The combined enrollment of children with disabilities reported under division (A)(1) or (2) of this section, including any student described in division (A)(1)(b) of this section and excluding any student reported under divisions (A)(2)(a), (b), (d), (g), (h), (i), ~~and (j)~~, and (k) of this section, receiving special education services for the category five disabilities described in division (E) of section 3317.013 of the Revised Code, including children attending a special education program operated by an alternative public provider or a registered private provider with a scholarship awarded under sections 3310.51 to 3310.64 of the Revised Code;

(10) The combined enrollment of children with disabilities reported under division (A)(1) or (2) of this section, including any student described in division (A)(1)(b) of this section and excluding any student reported under divisions (A)(2)(a), (b), (d), (g), (h), (i), ~~and (j)~~, and (k) of this section, receiving special education services for category six disabilities described in division (F) of section 3317.013 of the Revised Code, including children attending a special education program operated by an alternative public provider or a registered private provider with a scholarship awarded under either section 3310.41 or sections 3310.51 to 3310.64 of the Revised Code;

(11) The enrollment of pupils reported under division (A)(1) or (2) of this section on a full-time equivalency basis, including any student described in division (A)(1)(b) of this section and excluding any student reported under divisions (A)(2)(a), (b), (d), (g), (h), (i), ~~and (j)~~, and (k) of this section, in category one career-technical education programs or classes, described in division (A)(1) of section 3317.014 of the Revised Code, operated by the school district or by another district that is a member of the district's career-technical planning district, other than a joint vocational school district, or by an educational service center, notwithstanding division (M) of section 3317.02 of the Revised Code and division (C)(3) of this section;

(12) The enrollment of pupils reported under division (A)(1) or (2) of this section on a full-time equivalency basis, including any student described in division (A)(1)(b) of this section and excluding any student reported under divisions (A)(2)(a), (b), (d), (g), (h), (i), ~~and (j)~~, and (k) of this section, in category two career-technical education programs or services, described in division (A)(2) of section 3317.014 of the Revised Code, operated by the school district or another school district that is a member of the district's career-technical planning district, other than a joint vocational school district, or by an educational service center, notwithstanding division (M) of section 3317.02 of the Revised Code and division (C)(3) of this section;

(13) The enrollment of pupils reported under division (A)(1) or (2) of this section on a full-time equivalency basis, including any student described in division (A)(1)(b) of this section and excluding any student reported under divisions (A)(2)(a), (b), (d), (g), (h), (i), ~~and (j)~~, and (k) of this section, in category three career-technical education programs or services, described in

division (A)(3) of section 3317.014 of the Revised Code, operated by the school district or another school district that is a member of the district's career-technical planning district, other than a joint vocational school district, or by an educational service center, notwithstanding division (M) of section 3317.02 of the Revised Code and division (C)(3) of this section;

(14) The enrollment of pupils reported under division (A)(1) or (2) of this section on a full-time equivalency basis, including any student described in division (A)(1)(b) of this section and excluding any student reported under divisions (A)(2)(a), (b), (d), (g), (h), (i), ~~and (j)~~, and (k) of this section, in category four career-technical education programs or services, described in division (A)(4) of section 3317.014 of the Revised Code, operated by the school district or another school district that is a member of the district's career-technical planning district, other than a joint vocational school district, or by an educational service center, notwithstanding division (M) of section 3317.02 of the Revised Code and division (C)(3) of this section;

(15) The enrollment of pupils reported under division (A)(1) or (2) of this section on a full-time equivalency basis, including any student described in division (A)(1)(b) of this section and excluding any student reported under divisions (A)(2)(a), (b), (d), (g), (h), (i), ~~and (j)~~, and (k) of this section, in category five career-technical education programs or services, described in division (A)(5) of section 3317.014 of the Revised Code, operated by the school district or another school district that is a member of the district's career-technical planning district, other than a joint vocational school district, or by an educational service center, notwithstanding division (M) of section 3317.02 of the Revised Code and division (C)(3) of this section;

(16) The enrollment of pupils reported under division (A)(1) or (2) of this section who are English learners described in division (A) of section 3317.016 of the Revised Code, including any student described in division (A)(1)(b) of this section and excluding any student reported under divisions (A)(2)(a), (b), (d), (g), (h), (i), ~~and (j)~~, and (k) of this section;

(17) The enrollment of pupils reported under division (A)(1) or (2) of this section who are English learners described in division (B) of section 3317.016 of the Revised Code, including any student described in division (A)(1)(b) of this section and excluding any student reported under divisions (A)(2)(a), (b), (d), (g), (h), (i), ~~and (j)~~, and (k) of this section;

(18) The enrollment of pupils reported under division (A)(1) or (2) of this section who are English learners described in division (C) of section 3317.016 of the Revised Code, including any student described in division (A)(1)(b) of this section and excluding any student reported under divisions (A)(2)(a), (b), (d), (g), (h), (i), and (j) of this section;

(19) The average number of children transported during the reporting period by the school district on board-owned or contractor-owned and -

operated buses, reported in accordance with rules adopted by the department;

(20)(a) The number of children, other than preschool children with disabilities, the district placed with a county board of developmental disabilities in fiscal year 1998. Division (B)(20)(a) of this section does not apply after fiscal year 2013.

(b) The number of children with disabilities, other than preschool children with disabilities, placed with a county board of developmental disabilities in the current fiscal year to receive special education services for the category one disability described in division (A) of section 3317.013 of the Revised Code;

(c) The number of children with disabilities, other than preschool children with disabilities, placed with a county board of developmental disabilities in the current fiscal year to receive special education services for category two disabilities described in division (B) of section 3317.013 of the Revised Code;

(d) The number of children with disabilities, other than preschool children with disabilities, placed with a county board of developmental disabilities in the current fiscal year to receive special education services for category three disabilities described in division (C) of section 3317.013 of the Revised Code;

(e) The number of children with disabilities, other than preschool children with disabilities, placed with a county board of developmental disabilities in the current fiscal year to receive special education services for category four disabilities described in division (D) of section 3317.013 of the Revised Code;

(f) The number of children with disabilities, other than preschool children with disabilities, placed with a county board of developmental disabilities in the current fiscal year to receive special education services for the category five disabilities described in division (E) of section 3317.013 of the Revised Code;

(g) The number of children with disabilities, other than preschool children with disabilities, placed with a county board of developmental disabilities in the current fiscal year to receive special education services for category six disabilities described in division (F) of section 3317.013 of the Revised Code.

(21) The enrollment of students who are economically disadvantaged, as defined by the department, including any student described in divisions (A)(1)(b) of this section and excluding any student reported under divisions (A)(2)(a), (b), (d), (g), (h), (i), ~~and (j)~~, and (k) of this section. A student shall not be categorically excluded from the number reported under division (B) (21) of this section based on anything other than family income.

(22) The enrollment of students identified as gifted under division (A), (B), (C), or (D) of section 3324.03 of the Revised Code.

(C)(1) The department shall adopt rules necessary for implementing divisions (A), (B), and (D) of this section.

(2) A student enrolled in a community school established under Chapter 3314., a science, technology, engineering, and mathematics school established under Chapter 3326., or a college-preparatory boarding school established under Chapter 3328. of the Revised Code shall be counted in the formula ADM of the school district in which the student is entitled to attend school under section 3313.64 or 3313.65 of the Revised Code for the same proportion of the school year that the student is counted in the enrollment of the community school, the science, technology, engineering, and mathematics school, or the college-preparatory boarding school for purposes of section 3317.022 or 3328.24 of the Revised Code. Notwithstanding the enrollment of students reported pursuant to division (A)(2)(a), (i), or (j) of this section, the department may adjust the formula ADM of a school district to account for students entitled to attend school in the district under section 3313.64 or 3313.65 of the Revised Code who are enrolled in a community school, a science, technology, engineering, and mathematics school, or a college-preparatory boarding school for only a portion of the school year.

(3) No child shall be counted as more than a total of one child in the sum of the enrollment of students of a school district under division (A), divisions (B)(1) to (22), or division (D) of this section, except as follows:

(a)(i) A child with a disability described in section 3317.013 of the Revised Code may be counted both in formula ADM and in category one, two, three, four, five, or six special education ADM and, if applicable, in category one, two, three, four, or five career-technical education ADM. As provided in division (M) of section 3317.02 of the Revised Code, such a child shall be counted in category one, two, three, four, five, or six special education ADM in the same proportion that the child is counted in formula ADM.

(ii) A child with a disability described in section 3317.013 of the Revised Code may be counted both in enrolled ADM and in category one, two, three, four, five, or six special education ADM and, if applicable, in category one, two, three, four, or five career-technical education ADM. As provided in division (M) of section 3317.02 of the Revised Code, such a child shall be counted in category one, two, three, four, five, or six special education ADM in the same proportion that the child is counted in enrolled ADM.

(b)(i) A child enrolled in career-technical education programs or classes described in section 3317.014 of the Revised Code may be counted both in formula ADM and category one, two, three, four, or five career-

technical education ADM and, if applicable, in category one, two, three, four, five, or six special education ADM. Such a child shall be counted in category one, two, three, four, or five career-technical education ADM in the same proportion as the percentage of time that the child spends in the career-technical education programs or classes.

(ii) A child enrolled in career-technical education programs or classes described in section 3317.014 of the Revised Code may be counted both in enrolled ADM and category one, two, three, four, or five career-technical education ADM and, if applicable, in category one, two, three, four, five, or six special education ADM. Such a child shall be counted in category one, two, three, four, or five career-technical education ADM in the same proportion as the percentage of time that the child spends in the career-technical education programs or classes.

(4) Based on the information reported under this section, the department shall determine the total student count, as defined in section 3301.011 of the Revised Code, for each school district.

(D)(1) The superintendent of each joint vocational school district shall report and certify to the department as of the last day of October, March, and June of each year the enrollment of students receiving services from schools under the superintendent's supervision so that the department can calculate the district's enrolled ADM, formula ADM, total ADM, category one through five career-technical education ADM, category one through three English learner ADM, category one through six special education ADM, and for purposes of provisions of law outside of Chapter 3317. of the Revised Code, average daily membership.

The enrollment reported and certified by the superintendent, except as otherwise provided in this division, shall consist of the number of students in grades six through twelve receiving any educational services from the district, except that the following categories of students shall not be included in the determination:

(a) Students enrolled in adult education classes;

(b) Adjacent or other district joint vocational students enrolled in the district under an open enrollment policy pursuant to section 3313.98 of the Revised Code;

(c) Students receiving services in the district pursuant to a compact, cooperative education agreement, or a contract, but who are entitled to attend school in a city, local, or exempted village school district whose territory is not part of the territory of the joint vocational district;

(d) Students for whom tuition is payable pursuant to sections 3317.081 and 3323.141 of the Revised Code.

(2) To enable the department to obtain the data needed to complete

the calculation of payments pursuant to this chapter, each superintendent shall certify from the report provided under division (D)(1) of this section the enrollment for each of the following categories of students:

(a) Students enrolled in each individual grade included in the joint vocational district schools, including any student described in division (D)(1)(b) of this section;

(b) Children with disabilities receiving special education services for the category one disability described in division (A) of section 3317.013 of the Revised Code, including any student described in division (D)(1)(b) of this section;

(c) Children with disabilities receiving special education services for the category two disabilities described in division (B) of section 3317.013 of the Revised Code, including any student described in division (D)(1)(b) of this section;

(d) Children with disabilities receiving special education services for category three disabilities described in division (C) of section 3317.013 of the Revised Code, including any student described in division (D)(1)(b) of this section;

(e) Children with disabilities receiving special education services for category four disabilities described in division (D) of section 3317.013 of the Revised Code, including any student described in division (D)(1)(b) of this section;

(f) Children with disabilities receiving special education services for the category five disabilities described in division (E) of section 3317.013 of the Revised Code, including any student described in division (D)(1)(b) of this section;

(g) Children with disabilities receiving special education services for category six disabilities described in division (F) of section 3317.013 of the Revised Code, including any student described in division (D)(1)(b) of this section;

(h) Students receiving category one career-technical education services, described in division (A)(1) of section 3317.014 of the Revised Code, including any student described in division (D)(1)(b) of this section;

(i) Students receiving category two career-technical education services, described in division (A)(2) of section 3317.014 of the Revised Code, including any student described in division (D)(1)(b) of this section;

(j) Students receiving category three career-technical education services, described in division (A)(3) of section 3317.014 of the Revised Code, including any student described in division (D)(1)(b) of this section;

(k) Students receiving category four career-technical education services, described in division (A)(4) of section 3317.014 of the Revised

Code, including any student described in division (D)(1)(b) of this section;

(l) Students receiving category five career-technical education services, described in division (A)(5) of section 3317.014 of the Revised Code, including any student described in division (D)(1)(b) of this section;

(m) English learners described in division (A) of section 3317.016 of the Revised Code, including any student described in division (D)(1)(b) of this section;

(n) English learners described in division (B) of section 3317.016 of the Revised Code, including any student described in division (D)(1)(b) of this section;

(o) English learners described in division (C) of section 3317.016 of the Revised Code, including any student described in division (D)(1)(b) of this section;

(p) Students who are economically disadvantaged, as defined by the department, including any student described in division (D)(1)(b) of this section. A student shall not be categorically excluded from the number reported under division (D)(2)(p) of this section based on anything other than family income.

The superintendent of each joint vocational school district shall also indicate the city, local, or exempted village school district in which each joint vocational district pupil is entitled to attend school pursuant to section 3313.64 or 3313.65 of the Revised Code.

(E) In each school of each city, local, exempted village, joint vocational, and cooperative education school district there shall be maintained a record of school enrollment, which record shall accurately show, for each day the school is in session, the actual enrollment in regular day classes. For the purpose of determining the enrollment of students, the enrollment figure of any school shall not include any pupils except those pupils described by division (A) or (D) of this section. The record of enrollment for each school shall be maintained in such manner that no pupil shall be counted as enrolled prior to the actual date of entry in the school and also in such manner that where for any cause a pupil permanently withdraws from the school that pupil shall not be counted as enrolled from and after the date of such withdrawal. There shall not be included in the enrollment of any school any of the following:

(1) Any pupil who has graduated from the twelfth grade of a public or nonpublic high school;

(2) Any pupil who is not a resident of the state;

(3) Any pupil who was enrolled in the schools of the district during the previous school year when assessments were administered under section 3301.0711 of the Revised Code but did not take one or more of the

assessments required by that section and was not excused pursuant to division (C)(1) or (3) of that section;

(4) Any pupil who has attained the age of twenty-two years, except for veterans of the armed services whose attendance was interrupted before completing the recognized twelve-year course of the public schools by reason of induction or enlistment in the armed forces and who apply for reenrollment in the public school system of their residence not later than four years after termination of war or their honorable discharge;

(5) Any pupil who has a certificate of high school equivalence as defined in section 5107.40 of the Revised Code.

If, however, any veteran described by division (E)(4) of this section elects to enroll in special courses organized for veterans for whom tuition is paid under the provisions of federal laws, or otherwise, that veteran shall not be included in the enrollment of students determined under this section.

Notwithstanding division (E)(3) of this section, the enrollment of any school may include a pupil who did not take an assessment required by section 3301.0711 of the Revised Code if the department of education and workforce grants a waiver from the requirement to take the assessment to the specific pupil and a parent is not paying tuition for the pupil pursuant to section 3313.6410 of the Revised Code. The department may grant such a waiver only for good cause in accordance with rules adopted by the department.

The enrolled ADM, formula ADM, total ADM, category one through five career-technical education ADM, category one through three English learner ADM, category one through six special education ADM, transportation ADM, and, for purposes of provisions of law outside of Chapter 3317. of the Revised Code, average daily membership of any school district shall be determined in accordance with rules adopted by the department.

(F)(1) If a student attending a community school under Chapter 3314., a science, technology, engineering, and mathematics school established under Chapter 3326., or a college-preparatory boarding school established under Chapter 3328. of the Revised Code is not included in the formula ADM calculated for the school district in which the student is entitled to attend school under section 3313.64 or 3313.65 of the Revised Code, the department shall adjust the formula ADM of that school district to include the student in accordance with division (C)(2) of this section.

(2) If a student awarded an educational choice scholarship is not included in the formula ADM of the school district in which the student resides, the department shall adjust the formula ADM of that school district to include the student.

(3) If a student awarded a scholarship under the Jon Peterson special needs scholarship program is not included in the formula ADM of the school district in which the student resides, the department shall adjust the formula ADM of that school district to include the student.

(G)(1)(a) The superintendent of an institution operating a special education program pursuant to section 3323.091 of the Revised Code shall, for the programs under such superintendent's supervision, certify to the department, in the manner prescribed by the director of education and workforce, both of the following:

(i) The unduplicated count of the number of all children with disabilities other than preschool children with disabilities receiving services at the institution for each category of disability described in divisions (A) to (F) of section 3317.013 of the Revised Code adjusted for the portion of the year each child is so enrolled;

(ii) The unduplicated count of the number of all preschool children with disabilities in classes or programs for whom the district is eligible to receive funding under section 3317.0213 of the Revised Code adjusted for the portion of the year each child is so enrolled, reported according to the categories prescribed in section 3317.013 of the Revised Code.

(b) The superintendent of an institution with career-technical education units approved under section 3317.05 of the Revised Code shall, for the units under the superintendent's supervision, certify to the department the enrollment in those units, in the manner prescribed by the director of education and workforce.

(2) The superintendent of each county board of developmental disabilities that maintains special education classes under section 3317.20 of the Revised Code or provides services to preschool children with disabilities pursuant to an agreement between the county board and the appropriate school district shall do both of the following:

(a) Certify to the department, in the manner prescribed by the department, the enrollment in classes under section 3317.20 of the Revised Code for each school district that has placed children in the classes;

(b) Certify to the department, in the manner prescribed by the department, the unduplicated count of the number of all preschool children with disabilities enrolled in classes for which the board is eligible to receive funding under section 3317.0213 of the Revised Code adjusted for the portion of the year each child is so enrolled, reported according to the categories prescribed in section 3317.013 of the Revised Code, and the number of those classes.

(H) Except as provided in division (I) of this section, when any city, local, or exempted village school district provides instruction for a

nonresident pupil whose attendance is unauthorized attendance as defined in section 3327.06 of the Revised Code, that pupil's enrollment shall not be included in that district's enrollment figure used in calculating the district's payments under this chapter. The reporting official shall report separately the enrollment of all pupils whose attendance in the district is unauthorized attendance, and the enrollment of each such pupil shall be credited to the school district in which the pupil is entitled to attend school under division (B) of section 3313.64 or section 3313.65 of the Revised Code as determined by the department.

(I) This division shall not apply on or after September 30, 2021.

(1) A city, local, exempted village, or joint vocational school district admitting a scholarship student of a pilot project district pursuant to division (C) of section 3313.976 of the Revised Code may count such student in its enrollment.

(2) In any year for which funds are appropriated for pilot project scholarship programs, a school district implementing a state-sponsored pilot project scholarship program that year pursuant to sections 3313.974 to 3313.979 of the Revised Code may count in its enrollment:

(a) All children residing in the district and utilizing a scholarship to attend kindergarten in any alternative school, as defined in section 3313.974 of the Revised Code;

(b) All children who were enrolled in the district in the preceding year who are utilizing a scholarship to attend an alternative school.

(J) The superintendent of each cooperative education school district shall certify to the director of education and workforce, in a manner prescribed by the department, the applicable enrollments for all students in the cooperative education district, also indicating the city, local, or exempted village district where each pupil is entitled to attend school under section 3313.64 or 3313.65 of the Revised Code.

(K) If the director of education and workforce determines that a component of the enrollment certified or reported by a district superintendent, or other reporting entity, is not correct, the director of education and workforce may order that the district's enrolled ADM, formula ADM, or both be adjusted in the amount of the error."

In line 61085, after the first underlined comma insert "meets either of the following conditions:

(a) The school"

After line 61091, insert:

"(b) The school opened on or after July 1, 2019, and has not previously been designated as a community school of quality under this section, in which

case the first payment under section 3317.27 of the Revised Code shall be made within thirty days of the effective date of this section and shall be calculated based on the adjusted full-time equivalent number of students enrolled in the school for the fiscal year for which the payment is being made."

In line 61125, delete "2027-2028" and insert "2029-2030"

In line 61202, delete "one hundred dollars in fiscal year 2026 and one"

In line 61203, delete "thousand two hundred dollars in fiscal year 2027" and insert "dollars in each fiscal year"

In line 61348, reinsert "The county auditor's"; delete "Market" and insert "market"

After line 61350, insert:

"Sec. 3318.032. (A) Except as otherwise provided in divisions ~~(C)~~ (B), (D), and ~~(D)~~(E) of this section, the portion of the basic project cost supplied by the school district shall be the ~~greater of:~~

~~(1) The required percentage of the basic project costs;~~

~~(2)(a)(B) For all districts except a district that opts to divide its entire classroom facilities needs into segments to be completed separately as authorized by section 3318.034 of the Revised Code, an amount necessary to raise the school district's net bonded indebtedness, the portion of the basic project cost supplied by the school district for the first segment shall be calculated using the required percentage of the basic project costs; as of the date the controlling board approved the project, to within five thousand dollars of the required level of indebtedness; Any future segment's portion of the basic project cost shall use the same respective share as the first segment.~~

~~(b) For a district that opts to divide its entire classroom facilities needs into segments to be completed separately as authorized by section 3318.034 of the Revised Code, an amount necessary to raise the school district's net bonded indebtedness, as of the date the controlling board approved the project, to within five thousand dollars of the following:~~

~~The required level of indebtedness X (the basic project cost of the segment as approved by the controlling board / the estimated basic project cost of the district's entire classroom facilities needs as determined jointly by the staff of the Ohio facilities construction commission and the district)-~~

~~(B)(C) The amount of the district's share determined under this~~

section shall be calculated only as of the date the controlling board approved the project, and that amount applies throughout the sixteen-month period permitted under section 3318.05 of the Revised Code for the district's electors to approve the propositions described in that section. If the amount reserved and encumbered for a project is released because the electors do not approve those propositions within that period, and the school district later receives the controlling board's approval for the project, subject to a new project scope and estimated costs under section 3318.054 of the Revised Code, the district's portion shall be recalculated in accordance with this section as of the date of the controlling board's subsequent approval.

~~(C)~~(D) At no time shall a school district's portion of the basic project cost be greater than ninety-five per cent of the total basic project cost.

~~(D)~~(E) If the controlling board approves a project under sections 3318.01 to 3318.20 of the Revised Code for a school district that previously received assistance under those sections or section 3318.37 of the Revised Code within the twenty-year period prior to the date on which the controlling board approves the new project, the district's portion of the basic project cost for the new project shall be the lesser of the following:

(1) The portion calculated under division (A) of this section;

(2) The greater of the following:

(a) The required percentage of the basic project costs for the new project;

(b) The percentage of the basic project cost paid by the district for the previous project. "

In line 61421, reinsert "majority"; delete "vote of two-thirds"

In line 61507, reinsert "the county"

In line 61508, reinsert "auditor's"

In line 61540, reinsert "the county auditor's"

In line 61556, reinsert "the county auditor's"

In line 61587, reinsert "the"

In line 61588, reinsert "county auditor's"

In line 61598, reinsert "the county auditor's"

In line 61634, reinsert "a majority"; delete "two-thirds"; delete "all of"

In line 61675, reinsert "the county auditor's"

In line 61685, reinsert "the county auditor's"

In line 61713, reinsert "the county"

In line 61714, reinsert "auditor's"

In line 61729, reinsert "the county"

In line 61730, reinsert "auditor's"

In line 61735, delete "by a vote of two-thirds of all members of the"

In line 61736, delete "board of education,"

In line 61768, delete "by a vote of two-thirds of"

In line 61769, delete "all of its members,"

In line 61802, reinsert "the county auditor's"

In line 61817, reinsert "the county auditor's"

Delete lines 61891 through 62168 (remove R.C. 3318.36)

In line 62203, reinsert "the county auditor's"

In line 62216, reinsert "the county"

In line 62217, reinsert "auditor's"

In line 62297, delete "by a vote of two-thirds"

In line 62298, delete "of all of its members,"

In line 62322, reinsert "the county auditor's"

In line 62352, reinsert "the county auditor's"

In line 62364, reinsert "the county auditor's"

After line 63345, insert:

"Sec. 3321.043. (A) As used in this section, "driver education course" means a private driver training course approved by the director of public safety in accordance with Chapter 4508. of the Revised Code.

(B) If a high school student enrolled in a school district is absent from school for the sole purpose of attending a driver education course, the district shall count that absence as an excused absence, up to a maximum of eight hours for that student. The student shall only be absent for up to two hours per day for not more than four days in meeting the maximum eight hours authorized by this section. The days may be nonconsecutive. No student may be released from a core curriculum subject course to attend a driver education course.

(C) The district shall require any student absent from school in accordance with this section to complete any classroom assignments that the student misses because of the absence."

Delete lines 63710 through 63725 (remove R.C. 3326.092)

In line 63731, delete "3302.131, 3302.132,"

In line 63736, delete "3313.6035,"

In line 63741, after "3313.7117," insert "3313.7118,"

After line 63822, insert:

"**Sec. 3327.017.** (A) As used in this section:

(1) "Eligible student" has the same meaning as in section 3327.016 of the Revised Code.

(2) "Mass transit system" has the same meaning as in section 4511.78 of the Revised Code.

(B) No city, local, or exempted village school district shall provide or arrange for transportation for any eligible student enrolled in any of grades kindergarten through eight in a community school established under Chapter 3314. of the Revised Code or chartered nonpublic school to and from school using vehicles operated by a mass transit system, unless the district enters into an agreement with that school authorizing such transportation. An agreement under division (B) of this section shall not be effective unless both the school district and community or chartered nonpublic school approve it.

(C) A city, local, or exempted village school district that elects to provide or arrange for transportation for any eligible student enrolled in any of grades nine through twelve in a community or chartered nonpublic school to and from school using vehicles operated by a mass transit system shall ensure that the student is assigned to a route that does not require the student to make more than one transfer. With respect to a mass transit system with a central transfer hub located in a county that has a population between five hundred thirty thousand and five hundred forty thousand according to the most recent federal decennial census, the city, local, or exempted village school district shall ensure that any transfer does not occur at the central transfer hub for the mass transit system."

In line 64149, delete "3302.131, 3302.132,"

In line 64151, delete "3313.6035,"

Delete lines 64159 through 64174 (remove R.C. 3328.60)

After line 64284, insert:

"(D) A document received by the state board or the chancellor under

division (C)(1), (2), or (3) of this section that is confidential under federal law is not subject to release under a public records request until such time as the document is released publicly by the appropriate entity. Further, financial documentation of the school received by the state board or the chancellor under this section is not a public record under section 149.43 of the Revised Code."

After line 64496, insert:

"Sec. 3333.041. (A) On or before the last day of December of each year, the chancellor of higher education shall submit to the governor and, in accordance with section 101.68 of the Revised Code, the general assembly a report or reports concerning all of the following:

(1) The status of graduates of Ohio school districts at state institutions of higher education during the twelve-month period ending on the thirtieth day of September of the current calendar year. The report shall list, by school district, the number of graduates of each school district who attended a state institution of higher education and the percentage of each district's graduates enrolled in a state institution of higher education during the reporting period who were required during such period by the college or university, as a prerequisite to enrolling in those courses generally required for first-year students, to enroll in a remedial course in English, including composition or reading, mathematics, and any other area designated by the chancellor. The chancellor also shall make the information described in division (A)(1) of this section available to the board of education of each city, exempted village, and local school district.

Each state institution of higher education shall, by the first day of November of each year, submit to the chancellor in the form specified by the chancellor the information the chancellor requires to compile the report.

(2) The following information with respect to the Ohio tuition trust authority:

(a) The name of each investment manager that is a minority business enterprise or a women's business enterprise with which the chancellor contracts;

(b) The amount of assets managed by investment managers that are minority business enterprises or women's business enterprises, expressed as a percentage of assets managed by investment managers with which the chancellor has contracted;

(c) Efforts by the chancellor to increase utilization of investment managers that are minority business enterprises or women's business enterprises.

(3) The chancellor's strategy in assigning choose Ohio first scholarships, as established under section 3333.61 of the Revised Code,

among state universities and colleges and how the actual awards fit that strategy.

~~(4) The academic and economic impact of the Ohio co-op/internship program established under section 3333.72 of the Revised Code. At a minimum, the report shall include the following:-~~

~~(a) Progress and performance metrics for each initiative that received an award in the previous fiscal year;-~~

~~(b) Economic indicators of the impact of each initiative, and all initiatives as a whole, on the regional economies and the statewide economy;-~~

~~(c) The chancellor's strategy in allocating awards among state institutions of higher education and how the actual awards fit that strategy.-~~

(B) On or before the fifteenth day of February of each year, the chancellor shall submit to the governor and, in accordance with section 101.68 of the Revised Code, the general assembly a report concerning aggregate academic growth data for students assigned to graduates of teacher preparation programs approved under section 3333.048 of the Revised Code who teach English language arts or mathematics in any of grades four to eight in a public school in Ohio. For this purpose, the chancellor shall use the value-added progress dimension prescribed by section 3302.021 of the Revised Code or the alternative student academic progress measure if adopted under division (C)(1)(e) of section 3302.03 of the Revised Code. The chancellor shall aggregate the data by graduating class for each approved teacher preparation program, except that if a particular class has ten or fewer graduates to which this division applies, the chancellor shall report the data for a group of classes over a three-year period. In no case shall the report identify any individual graduate. The department of education and workforce shall share any data necessary for the report with the chancellor.

(C) As used in this section:

(1) "Minority business enterprise" has the same meaning as in section 122.71 of the Revised Code.

(2) "State institution of higher education" and "state university" have the same meanings as in section 3345.011 of the Revised Code.

(3) "State university or college" has the same meaning as in section 3345.12 of the Revised Code.

(4) "Women's business enterprise" means a business, or a partnership, corporation, limited liability company, or joint venture of any kind, that is owned and controlled by women who are United States citizens and residents of this state."

Delete lines 64497 through 64602 (Remove R.C. 3333.048)

In line 64635, after the underlined period insert "However, the

chancellor may enter into an agreement authorizing a third party to serve as the records custodian in the chancellor's place."

After line 64692, insert:

"(D) A document received by the chancellor under division (C)(1), (2), or (3) of this section that is confidential under federal law is not subject to release under a public record request until such time as the document is released publicly by the appropriate entity."

In line 64720, delete "(A)"

In line 64722, after "shall" insert "sign a statement of commitment to reside"

In line 64723, delete "commit to residing"

In line 64725, delete "except as provided in division"

In line 64726, delete "(C) of this section"

Delete lines 64727 through 64754

In line 64789, reinsert ", so long as the expenses were incurred"

In line 64790, reinsert "while the individual was enrolled in a law school"

In line 64794, after "~~evaluation~~" insert "that meets accreditation standards established by the Ohio supreme court"

After line 65065, insert:

"Sec. 3333.952. (A) The chancellor of higher education, in collaboration with the department of education and workforce, the department of job and family services, the inter-university council, the association of independent colleges and universities, and any other relevant entities, shall establish the public policy research consortium on higher education. The consortium shall develop and maintain a biennial statewide research agenda that identifies key policy challenges and research priorities crucial to the state's future, drawing on input from policymakers, practitioners, and community stakeholders. The goals of the statewide research agenda shall be to do all of the following:

(1) Provide policymakers and practitioners with timely, relevant, and rigorous research findings on problems of significant importance to the state's citizens, enabling informed decision-making and effective policies;

(2) Increase the active engagement of the state's higher education institutions in addressing real-world issues of direct relevance to the state's social, economic, and civic well-being, fostering a stronger connection

between academia and public service;

(3) Cultivate the next generation of policy-focused researchers and practitioners by providing valuable research opportunities to faculty and post-graduate students.

(B) The chancellor shall do all of the following:

(1) Award competitive research grants to faculty and post-graduate students whose research aligns with the biennial research agenda established under division (A) of this section. Grants shall be awarded in a tiered structure based on project scope and complexity. A grant award shall not exceed ten thousand dollars. Fifty per cent of funding shall be disbursed upon grant approval, with the remaining balance released upon successful completion of the research and submission of the final report.

(2) Establish a clear rubric to evaluate proposed research projects that contains a peer-reviewed process, involving both academic experts and relevant practitioners;

(3) Manage the grant process and disseminate research findings through the department's web site, policy briefs, annual presentations to the standing committees of each house of the general assembly that consider higher education legislation, and community forums."

After line 65133, insert:

"Sec. 3333.97. (A) As used in this section, "state institution of higher education" and "state university" have the same meanings as in section 3345.011 of the Revised Code.

(B) The chancellor of higher education shall do all of the following:

(1) Determine and provide the criteria for approving accelerated ninety-hour degree programs established under the accelerated college and career pathways program established under section 3345.89 of the Revised Code;

(2) Provide technical assistance to each state university during the development of accelerated ninety-hour degree programs and aligned model college credit plus pathways as required under section 3345.89 of the Revised Code;

(3) Identify how students can count credit earned in high school, a nontraditional training program, another state institution of higher education, or work experiences as part of the ninety-hour degree programs at a state university. Each state university shall accept credit from incoming students that meet the criteria under this division.

(4) Annually publish on the chancellor's web site all of the following:

(a) Each ninety-hour degree program offered by a state university;

(b) The number of students participating in each ninety-hour degree program;

(c) The number of students that complete each ninety-hour degree program;

(d) Any additional information as determined by the chancellor."

After line 65807, insert:

"Sec. 3345.457. (A) As used in this section, "state institution of higher education" has the same meaning as in section 3345.011 of the Revised Code.

(B) The board of trustees of each state institution of higher education has ultimate authority to establish new academic programs, schools, colleges, institutes, departments, and centers at the institution. Notwithstanding anything in section 3333.0420 of the Revised Code to the contrary, the board of trustees may not delegate the board's authority to adopt a curricular approval process under this section or to approve or reject academic programs.

(C) The board of trustees of each state institution of higher education shall adopt a curricular approval process to establish and modify academic programs, curricula, courses, general education requirements, and degree programs. The process developed under this division shall do all of the following:

(1) Grant the faculty senate, or comparable representative body, the opportunity to provide advice, feedback, and recommendations on the establishment and modification of academic programs, curricula, courses, general education requirements, and degree programs;

(2) Clarify that all feedback and recommendations by the faculty senate, or comparable representative body, is advisory in nature;

(3) Retain the board's final, overriding authority to approve or reject any establishment or modification of academic programs, curricula, courses, general education requirements, and degree programs.

(D) Each board of trustees shall complete the initial curricular approval process developed under this section not later than six months after the effective date of this section, unless the institution's president grants a one-month extension, and every five years thereafter. The board of trustees shall submit each completed version of the approval process developed under this section to the chancellor of higher education."

In line 65848, reinsert "the sum" and delete the space

In line 65849, delete "either"; delete "amounts"

In line 65851, after "(a)" reinsert the balance of the line

Reinsert lines 65852 through 65854

In line 65855, reinsert "(b)"

In line 65857, after the period reinsert the balance of the line

Reinsert lines 65858 through 65861

Delete lines 65862 through 65867

In line 65923, reinsert "charge"; delete "do either of the following:"

In line 65924 delete "(1) Charge"; strike through "or"; insert an underlined comma

In line 65925, after "2025" insert ", 2025-2026, or 2026-2027"

Delete lines 65929 through 65933

After line 66493, insert:

"Sec. 3345.89. (A) As used in this section:

(1) "College credit plus pathways" means the pathways developed under section 3365.13 of the Revised Code.

(2) "State university" has the same meaning as in section 3345.011 of the Revised Code.

(B) The accelerated college and career pathways program is established. Under the program, each state university shall establish at least one accelerated ninety-hour degree program aligned to an in-demand career area by the 2027-2028 academic year. Each state university shall determine the number and types of accelerated degrees to be offered. Each state university shall do all of the following:

(1) Include accelerated ninety-hour degree programs in course and program catalogues;

(2) Ensure that accelerated ninety-hour degree programs are properly accredited and meet the requirements for reduced credit hour degree programs. The chancellor of higher education shall approve each accelerated ninety-hour degree program developed by a state university that meets the requirements established under section 3333.97 of the Revised Code.

(3) Work collaboratively with local and regional business community partners to identify in-demand career areas during the development of accelerated ninety-hour degree programs.

(4) Report to the chancellor all of the following:

(a) The accelerated ninety-hour degree programs the state university offers;

(b) The number of students participating in each program;

(c) The number of students that complete each program;

(d) Any additional information required by the chancellor under section 3333.97 of the Revised Code.

(C)(1) Each state university shall develop, in consultation with local and regional primary and secondary education partners, model college credit plus pathways that are aligned with the accelerated ninety-hour degree programs offered by the state university and regional and state workforce needs.

(2) Each public and participating nonpublic secondary school shall include the model college credit plus pathways developed under division (C) (1) of this section in the information required to be provided to students and parents under section 3365.04 of the Revised Code.

(D) The chancellor shall not distribute state share of instruction funds to a state university in any fiscal year in which it does not comply with this section, as determined by the chancellor."

In line 67302, reinsert "the"

In line 67303, reinsert "county auditor's"

In line 67328, reinsert "the county auditor's"

After line 67614, insert:

"Sec. 3501.02. General elections in the state and its political subdivisions shall be held as follows:

(A) For the election of electors of president and vice-president of the United States, in the year of 1932 and every four years thereafter;

(B) For the election of a member of the senate of the United States, in the years 1932 and 1934, and every six years after each of such years; except as otherwise provided for filling vacancies;

(C) For the election of representatives in the congress of the United States and of elective state and county officers ~~including elected members of the state board of education~~, in the even-numbered years; except as otherwise provided for filling vacancies;

(D) For municipal and township officers, members of boards of education, judges and clerks of municipal courts, in the odd-numbered years;

(E) Proposed constitutional amendments or proposed measures submitted by the general assembly or by initiative or referendum petitions to the voters of the state at large may be submitted to the general election in any year occurring at least ~~sixty days, in case of a referendum, and ninety one hundred twenty-five days, in the case of an initiated measure~~, subsequent to

the filing of the petitions therefor. Proposed constitutional amendments submitted by the general assembly to the voters of the state at large may be submitted at a special election occurring on the day in any year specified by division (E) of section 3501.01 of the Revised Code for the holding of a primary election, when a special election on that date is designated by the general assembly in the resolution adopting the proposed constitutional amendment.

No special election shall be held on a day other than the day of a general election, unless a law or charter provides otherwise, regarding the submission of a question or issue to the voters of a county, township, city, village, or school district.

(F)(1) Notwithstanding any provision of the Revised Code to the contrary, any question or issue, except a candidacy, to be voted upon at an election shall be certified, for placement upon the ballot, to the board of elections not later than four p.m. of the ninetieth day before the day of the election.

(2) Any question or issue that is certified for placement on a ballot on or after ~~the effective date of this amendment~~ July 2, 2010, shall be certified not later than the ninetieth day before the day of the applicable election, notwithstanding any deadlines appearing in any section of the Revised Code governing the placement of that question or issue on the ballot. "

In line 67853, delete "allegations" and insert "alleged violations"; delete "election fraud and voter"

In line 67854, delete "suppression, including any alleged violation of Chapter 3599." and insert "Title XXXV"

In line 67855, delete ", other than an alleged violation of section"

In line 67856, delete "3599.03 or 3599.031 of the Revised Code."

In line 67857, delete "or" and insert an underlined comma; after "complaint" insert "under this section, or upon the filing of a complaint with the secretary of state under section 3517.16 of the Revised Code"

In line 67858, delete "election"

In line 67859, delete "fraud and voter suppression" and insert "violations of Title XXXV of the Revised Code"

In line 68343, delete "member of the state board of education."

In line 68373, delete everything after "(2)"

Delete lines 68374 through 68376

In line 68377, delete "(3)"

In line 68385, delete "(4)" and insert "(3)"

After line 68591, insert:

"Sec. 3505.33. When the board of elections has completed the canvass of the election returns from the precincts in its county, in which electors were entitled to vote at any general or special election, it shall determine and declare the results of the elections determined by the electors of such county or of a district or subdivision within such county. If more than the number of candidates to be elected to an office received the largest and an equal number of votes, such tie shall be resolved by lot by the chairperson of the board in the presence of a majority of the members of the board. Such declaration shall be in writing and shall be signed by at least a majority of the members of the board. It shall bear the date of the day upon which it is made, and a copy thereof shall be posted by the board in a conspicuous place in its office. The board shall keep such copy posted for a period of at least five days.

Thereupon the board shall promptly certify abstracts of the results of such elections within its county, in such forms as the secretary of state prescribes. Such forms shall be designated and shall contain abstracts as follows:

Form No. 1. An abstract of the votes cast for the office of president and vice-president of the United States.

Form No. 2. An abstract of the votes cast for the office of governor and lieutenant governor, secretary of state, auditor of state, treasurer of state, attorney general, chief justice of the supreme court of Ohio, judge of the supreme court of Ohio, member of the senate of the congress of the United States, member at large of the house of representatives of the congress of the United States, district member of the house of representatives of the congress of the United States, and an abstract of the votes cast upon each question or issue submitted at such election to electors throughout the entire state.

Form No. 3. An abstract of the votes cast for the office of member of the senate of the general assembly, and member of the house of representatives of the general assembly.

Form No. 4. A report of the votes cast for ~~the office of member of the state board of education,~~ judge of the court of appeals, judge of the court of common pleas, judge of the probate court, judge of the county court, county commissioner, county auditor, prosecuting attorney, clerk of the court of common pleas, sheriff, county recorder, county treasurer, county engineer, and coroner.

Form No. 5. A report of the votes cast upon all questions and issues other than such questions and issues which were submitted to electors throughout the entire state.

Form No. 6. A report of the votes cast for municipal offices, judge of the municipal court, township offices, and the office of member of a board of education.

One copy of each of these forms shall be kept in the office of the board. One copy of each of these forms shall promptly be sent to the secretary of state, who shall place the records contained in forms No. 1, No. 2, No. 3, No. 4, and No. 6 in electronic format. One copy of Form No. 2 shall promptly be sent by electronic mail to the president of the senate of the general assembly. The board shall also at once upon completion of the official count send a certified copy of that part of each of the forms which pertains to an election in which only electors of a district comprised of more than one county but less than all of the counties of the state voted to the board of the most populous county in such district. It shall also at once upon completion of the official count send a certified copy of that part of each of the forms which pertains to an election in which only electors of a subdivision located partly within the county voted to the board of the county in which the major portion of the population of such subdivision is located.

If, after certifying and sending abstracts and parts thereof, a board finds that any such abstract or part thereof is incorrect, it shall promptly prepare, certify, and send a corrected abstract or part thereof to take the place of each incorrect abstract or part thereof theretofore certified and sent.

Sec. 3505.38. Election officials who are required to declare the results of a special or general election in which persons were elected to offices shall, unless otherwise provided by law, issue to the persons declared elected by them appropriate certificates of election in such form as is prescribed by the secretary of state. Such certificates of election shall be issued by such election officials after the time within which applications may be made for recounts of votes has expired, and after recounts of votes which have been applied for are completed.

All persons declared to be elected by the president of the senate as provided for in section 3505.34 of the Revised Code shall be issued certificates of election by the secretary of state as provided for in such section and shall be issued commissions for such offices by the governor, provided that the board of elections required to determine and declare the results of the election for candidates for election to the office of member of the house of representatives of the congress of the United States ~~or member of the state board of education~~ shall, in lieu of issuing a certificate of election, certify to the secretary of state the names of such candidates declared elected, and the secretary of state, from such certification, shall issue to the persons certified to the secretary of state as elected as a member of the house of representatives of the congress of the United States ~~or member of the state board of education~~ a certificate of the person's election, signed by the governor, sealed with the great seal of the state, and countersigned by the

secretary of state. Certificates of election of members of the house of representatives of the congress of the United States shall be forwarded by registered mail to the clerk of the house of representatives of the congress of the United States, Washington, D.C., and the person elected to such office shall be advised by letter from the secretary of state that the person's certificate of election has been forwarded to said clerk."

In line 69184, strike through "member of the state board"

In line 69185, strike through "of education,"

In the table on line 69203, strike through row K

Delete lines 69294 through 69599 (remove R.C. 3517.01) and insert:

"Sec. 3517.01. (A)(1) A political party within the meaning of Title XXXV of the Revised Code is any group of voters that meets either of the following requirements:

(a) Except as otherwise provided in this division, at the most recent regular state election, the group polled for its candidate for governor in the state or nominees for presidential electors at least three per cent of the entire vote cast for that office. A group that meets the requirements of this division remains a political party for a period of four years after meeting those requirements.

(b) The group filed with the secretary of state, subsequent to its failure to meet the requirements of division (A)(1)(a) of this section, a party formation petition that meets all of the following requirements:

(i) The petition is signed by qualified electors equal in number to at least one per cent of the total vote for governor or nominees for presidential electors at the most recent election for such office.

(ii) The petition is signed by not fewer than five hundred qualified electors from each of at least a minimum of one-half of the congressional districts in this state. If an odd number of congressional districts exists in this state, the number of districts that results from dividing the number of congressional districts by two shall be rounded up to the next whole number.

(iii) The petition declares the petitioners' intention of organizing a political party, the name of which shall be stated in the declaration, and of participating in the succeeding general election, held in even-numbered years, that occurs more than one hundred twenty-five days after the date of filing.

(iv) The petition designates a committee of not less than three nor more than five individuals of the petitioners, who shall represent the petitioners in all matters relating to the petition. Notice of all matters or proceedings pertaining to the petition may be served on the committee, or

any of them, either personally or by registered mail, or by leaving such notice at the usual place of residence of each of them.

(2) No such group of electors shall assume a name or designation that is similar, in the opinion of the secretary of state, to that of an existing political party as to confuse or mislead the voters at an election.

(B) A campaign committee shall be legally liable for any debts, contracts, or expenditures incurred or executed in its name.

(C) Notwithstanding the definitions found in section 3501.01 of the Revised Code, as used in this section and sections 3517.08 to ~~3517.14,~~ ~~3517.99,~~ and ~~3517.992-3517.991~~ of the Revised Code:

(1) "Campaign committee" means a candidate or a combination of two or more persons authorized by a candidate under section 3517.081 of the Revised Code to receive contributions and make expenditures.

(2) "Campaign treasurer" means an individual appointed by a candidate under section 3517.081 of the Revised Code.

(3) "Candidate" has the same meaning as in division (H) of section 3501.01 of the Revised Code and also includes any person who, at any time before or after an election, receives contributions or makes expenditures or other use of contributions, has given consent for another to receive contributions or make expenditures or other use of contributions, or appoints a campaign treasurer, for the purpose of bringing about the person's nomination or election to public office. When two persons jointly seek the offices of governor and lieutenant governor, "candidate" means the pair of candidates jointly. "Candidate" does not include candidates for election to the offices of member of a county or state central committee, presidential elector, and delegate to a national convention or conference of a political party.

(4) "Continuing association" means an association, other than a campaign committee, political party, legislative campaign fund, political contributing entity, or labor organization, that is intended to be a permanent organization that has a primary purpose other than supporting or opposing specific candidates, political parties, or ballot issues, and that functions on a regular basis throughout the year. "Continuing association" includes organizations that are determined to be not organized for profit under subsection 501 and that are described in subsection 501(c)(3), 501(c)(4), or 501(c)(6) of the Internal Revenue Code.

(5) "Contribution" means a loan, gift, deposit, forgiveness of indebtedness, donation, advance, payment, or transfer of funds or anything of value, including a transfer of funds from an inter vivos or testamentary trust or decedent's estate, and the payment by any person other than the person to whom the services are rendered for the personal services of another person, which contribution is made, received, or used for the purpose of influencing

the results of an election. Any loan, gift, deposit, forgiveness of indebtedness, donation, advance, payment, or transfer of funds or of anything of value, including a transfer of funds from an inter vivos or testamentary trust or decedent's estate, and the payment by any campaign committee, political action committee, legislative campaign fund, political party, political contributing entity, or person other than the person to whom the services are rendered for the personal services of another person, that is made, received, or used by a state or county political party, other than the moneys an entity may receive under sections 3517.101, 3517.1012, and 3517.1013 of the Revised Code, shall be considered to be a "contribution" for the purpose of section 3517.10 of the Revised Code and shall be included on a statement of contributions filed under that section.

"Contribution" does not include any of the following:

(a) Services provided without compensation by individuals volunteering a portion or all of their time on behalf of a person;

(b) Ordinary home hospitality;

(c) The personal expenses of a volunteer paid for by that volunteer campaign worker;

(d) Any gift given to an entity pursuant to section 3517.101 of the Revised Code;

(e) Any contribution as defined in section 3517.1011 of the Revised Code that is made, received, or used to pay the direct costs of producing or airing an electioneering communication;

(f) Any gift given to a state or county political party for the party's restricted fund under division (A)(2) of section 3517.1012 of the Revised Code;

(g) Any gift given to a state political party for deposit in a Levin account pursuant to section 3517.1013 of the Revised Code. As used in this division, "Levin account" has the same meaning as in that section.

(h) Any donation given to a transition fund under section 3517.1014 of the Revised Code.

(6) "Expenditure" means the disbursement or use of a contribution for the purpose of influencing the results of an election or of making a charitable donation under division (G) of section 3517.08 of the Revised Code. Any disbursement or use of a contribution by a state or county political party is an expenditure and shall be considered either to be made for the purpose of influencing the results of an election or to be made as a charitable donation under division (G) of section 3517.08 of the Revised Code and shall be reported on a statement of expenditures filed under section 3517.10 of the Revised Code. During the thirty days preceding a primary or general election, any disbursement to pay the direct costs of producing or airing a broadcast,

cable, or satellite communication that refers to a clearly identified candidate shall be considered to be made for the purpose of influencing the results of that election and shall be reported as an expenditure or as an independent expenditure under section 3517.10 or 3517.105 of the Revised Code, as applicable, except that the information required to be reported regarding contributors for those expenditures or independent expenditures shall be the same as the information required to be reported under divisions (D)(1) and (2) of section 3517.1011 of the Revised Code.

As used in this division, "broadcast, cable, or satellite communication" and "refers to a clearly identified candidate" have the same meanings as in section 3517.1011 of the Revised Code.

(7) "Personal expenses" includes, but is not limited to, ordinary expenses for accommodations, clothing, food, personal motor vehicle or airplane, and home telephone.

(8) "Political action committee" means a combination of two or more persons, the primary or major purpose of which is to support or oppose any candidate, political party, or issue, or to influence the result of any election through express advocacy, and that is not a political party, a campaign committee, a political contributing entity, or a legislative campaign fund. "Political action committee" does not include either of the following:

(a) A continuing association that makes disbursements for the direct costs of producing or airing electioneering communications and that does not engage in express advocacy;

(b) A political club that is formed primarily for social purposes and that consists of one hundred members or less, has officers and periodic meetings, has less than two thousand five hundred dollars in its treasury at all times, and makes an aggregate total contribution of one thousand dollars or less per calendar year.

(9) "Public office" means any state, county, municipal, township, or district office, except an office of a political party, that is filled by an election and the offices of United States senator and representative.

(10) "Anything of value" has the same meaning as in section 1.03 of the Revised Code.

(11) "Beneficiary of a campaign fund" means a candidate, a public official or employee for whose benefit a campaign fund exists, and any other person who has ever been a candidate or public official or employee and for whose benefit a campaign fund exists.

(12) "Campaign fund" means money or other property, including contributions.

(13) "Public official or employee" has the same meaning as in section 102.01 of the Revised Code.

(14) "Caucus" means all of the members of the house of representatives or all of the members of the senate of the general assembly who are members of the same political party.

(15) "Legislative campaign fund" means a fund that is established as an auxiliary of a state political party and associated with one of the houses of the general assembly.

(16) "In-kind contribution" means anything of value other than money that is used to influence the results of an election or is transferred to or used in support of or in opposition to a candidate, campaign committee, legislative campaign fund, political party, political action committee, or political contributing entity and that is made with the consent of, in coordination, cooperation, or consultation with, or at the request or suggestion of the benefited candidate, committee, fund, party, or entity. The financing of the dissemination, distribution, or republication, in whole or part, of any broadcast or of any written, graphic, or other form of campaign materials prepared by the candidate, the candidate's campaign committee, or their authorized agents is an in-kind contribution to the candidate and an expenditure by the candidate.

(17) "Independent expenditure" means an expenditure by a person advocating the election or defeat of an identified candidate or candidates, that is not made with the consent of, in coordination, cooperation, or consultation with, or at the request or suggestion of any candidate or candidates or of the campaign committee or agent of the candidate or candidates. As used in division (C)(17) of this section:

(a) "Person" means an individual, partnership, unincorporated business organization or association, political action committee, political contributing entity, separate segregated fund, association, or other organization or group of persons, but not a labor organization or a corporation unless the labor organization or corporation is a political contributing entity.

(b) "Advocating" means any communication containing a message advocating election or defeat.

(c) "Identified candidate" means that the name of the candidate appears, a photograph or drawing of the candidate appears, or the identity of the candidate is otherwise apparent by unambiguous reference.

(d) "Made in coordination, cooperation, or consultation with, or at the request or suggestion of, any candidate or the campaign committee or agent of the candidate" means made pursuant to any arrangement, coordination, or direction by the candidate, the candidate's campaign committee, or the candidate's agent prior to the publication, distribution, display, or broadcast of the communication. An expenditure is presumed to be so made when it is any of the following:

(i) Based on information about the candidate's plans, projects, or needs provided to the person making the expenditure by the candidate, or by the candidate's campaign committee or agent, with a view toward having an expenditure made;

(ii) Made by or through any person who is, or has been, authorized to raise or expend funds, who is, or has been, an officer of the candidate's campaign committee, or who is, or has been, receiving any form of compensation or reimbursement from the candidate or the candidate's campaign committee or agent;

(iii) Except as otherwise provided in division (D) of section 3517.105 of the Revised Code, made by a political party in support of a candidate, unless the expenditure is made by a political party to conduct voter registration or voter education efforts.

(e) "Agent" means any person who has actual oral or written authority, either express or implied, to make or to authorize the making of expenditures on behalf of a candidate, or means any person who has been placed in a position with the candidate's campaign committee or organization such that it would reasonably appear that in the ordinary course of campaign-related activities the person may authorize expenditures.

(18) "Labor organization" means a labor union; an employee organization; a federation of labor unions, groups, locals, or other employee organizations; an auxiliary of a labor union, employee organization, or federation of labor unions, groups, locals, or other employee organizations; or any other bona fide organization in which employees participate and that exists for the purpose, in whole or in part, of dealing with employers concerning grievances, labor disputes, wages, hours, and other terms and conditions of employment.

(19) "Separate segregated fund" means a separate segregated fund established pursuant to the Federal Election Campaign Act.

(20) "Federal Election Campaign Act" means the "Federal Election Campaign Act of 1971," 86 Stat. 11, 2 U.S.C.A. 431, et seq., as amended.

(21) "Restricted fund" means the fund a state or county political party must establish under division (A)(1) of section 3517.1012 of the Revised Code.

(22) "Electioneering communication" has the same meaning as in section 3517.1011 of the Revised Code.

(23) "Express advocacy" means a communication that contains express words advocating the nomination, election, or defeat of a candidate or that contains express words advocating the adoption or defeat of a question or issue, as determined by a final judgment of a court of competent jurisdiction.

(24) "Political committee" has the same meaning as in section 3517.1011 of the Revised Code.

(25) "Political contributing entity" means any entity, including a corporation or labor organization, that may lawfully make contributions and expenditures and that is not an individual or a political action committee, continuing association, campaign committee, political party, legislative campaign fund, designated state campaign committee, or state candidate fund. For purposes of this division, "lawfully" means not prohibited by any section of the Revised Code, or authorized by a final judgment of a court of competent jurisdiction.

(26) "Internet identifier of record" has the same meaning as in section 9.312 of the Revised Code. "

In line 69620, reinsert "continuing association,"

In line 69621, reinsert the stricken comma

In line 69624, reinsert "continuing"

In line 69625, reinsert "association's, "; reinsert the second stricken comma

After line 69743, insert:

"Sec. 3517.092. (A) As used in this section:

(1) "Appointing authority" has the same meaning as in section 124.01 of the Revised Code.

(2) "State elected officer" means any person appointed or elected to a state elective office.

(3) "State elective office" means any of the offices of governor, lieutenant governor, secretary of state, auditor of state, treasurer of state, attorney general, ~~member of the state board of education~~, member of the general assembly, and justice and chief justice of the supreme court.

(4) "Contribution" includes a contribution to any political party, campaign committee, political action committee, political contributing entity, or legislative campaign fund.

(B)(1) No state elected officer, no campaign committee of such an officer, no employee of the state elected officer's office, and no other person or entity shall knowingly solicit a contribution to a state elected officer or to such an officer's campaign committee, and no state elected officer and no campaign committee of such an officer shall accept a contribution, from any of the following:

(a) A state employee whose appointing authority is the state elected officer;

(b) A state employee whose appointing authority is authorized or required by law to be appointed by the state elected officer;

(c) A state employee who functions in or is employed in or by the same public agency, department, division, or office as the state elected officer.

(2) No candidate for a state elective office, no campaign committee of such a candidate, no employee of the candidate's office if the candidate is a state elected officer or an elected officer of a political subdivision of the state, and no other person or entity shall knowingly solicit a contribution to a candidate for a state elective office or to such a candidate's campaign committee, and no candidate for a state elective office and no campaign committee of such a candidate shall accept a contribution, from any of the following:

(a) A state employee at the time of the solicitation, whose appointing authority will be the candidate, if elected;

(b) A state employee at the time of the solicitation, whose appointing authority will be appointed by the candidate, if elected, as authorized or required by law;

(c) A state employee at the time of the solicitation, who will function in or be employed in or by the same public agency, department, division, or office as the candidate, if elected.

(C)(1) No elected officer of a political subdivision of the state, no campaign committee of such an officer, no employee of such an officer's office, and no other person or entity shall knowingly solicit a contribution to an elected officer of a political subdivision of the state or to such an officer's campaign committee from any of the following:

(a) An employee of that political subdivision whose appointing authority is that elected officer;

(b) An employee of that political subdivision whose appointing authority is authorized or required by law to be appointed by that elected officer;

(c) An employee of that political subdivision who functions in or is employed in or by the same public agency, department, division, or office as that elected officer.

(2) No candidate for an elective office of a political subdivision of the state, no campaign committee of such a candidate, no employee of the candidate's office if the candidate is a state elected officer or elected officer of a political subdivision of the state, and no other person or entity shall knowingly solicit a contribution to a candidate for an elective office of a political subdivision of the state or to such a candidate's campaign committee from any of the following:

(a) An employee of that political subdivision at the time of the solicitation, whose appointing authority will be the candidate, if elected;

(b) An employee of that political subdivision at the time of the solicitation, whose appointing authority will be appointed by the candidate, if elected, as authorized or required by law;

(c) An employee of that political subdivision at the time of the solicitation, who will function in or be employed in or by the same public agency, department, division, or office as the candidate, if elected.

(D)(1) No public employee shall solicit a contribution from any person while the public employee is performing the public employee's official duties or in those areas of a public building where official business is transacted or conducted.

(2) No person shall solicit a contribution from any public employee while the public employee is performing the public employee's official duties or is in those areas of a public building where official business is transacted or conducted.

(3) As used in division (D) of this section, "public employee" does not include any person holding an elective office.

(E) The prohibitions in divisions (B), (C), and (D) of this section are in addition to the prohibitions in sections 124.57, 3304.22, and 4503.032 of the Revised Code."

Delete lines 69744 through 71617 (remove R.C. 3517.10, 3517.102, 3517.105, 3517.106, and 3517.107) and insert:

"Sec. 3517.102. (A) Except as otherwise provided in section 3517.103 of the Revised Code, as used in this section and sections 3517.103 and 3517.104 of the Revised Code:

(1) "Candidate" has the same meaning as in section 3517.01 of the Revised Code but includes only candidates for the offices of governor, lieutenant governor, secretary of state, auditor of state, treasurer of state, attorney general, member of the state board of education, member of the general assembly, chief justice of the supreme court, and justice of the supreme court.

(2) "Statewide candidate" or "any one statewide candidate" means the joint candidates for the offices of governor and lieutenant governor or a candidate for the office of secretary of state, auditor of state, treasurer of state, attorney general, member of the state board of education, chief justice of the supreme court, or justice of the supreme court.

(3) "Senate candidate" means a candidate for the office of state senator.

(4) "House candidate" means a candidate for the office of state

representative.

(5)(a) "Primary election period" for a candidate begins on the beginning date of the candidate's pre-filing period specified in division (A)(9) of section 3517.109 of the Revised Code and ends on the day of the primary election.

(b) In regard to any candidate, the "general election period" begins on the day after the primary election immediately preceding the general election at which the candidate seeks an office specified in division (A)(1) of this section and ends on the thirty-first day of December following that general election.

(6) "State candidate fund" means the state candidate fund established by a state or county political party under division (D)(3)(c) of section 3517.10 of the Revised Code.

(7) "Postgeneral election statement" means the statement filed under division (A)(2) of section 3517.10 of the Revised Code by the campaign committee of a candidate after the general election in which the candidate ran for office or filed by legislative campaign fund after the general election in an even-numbered year.

(8) "Contribution" means any contribution that is required to be reported in the statement of contributions under section 3517.10 of the Revised Code.

(9)(a) Except as otherwise provided in division (A)(9)(b) of this section, "designated state campaign committee" means:

(i) In the case of contributions to or from a state political party, a campaign committee of a statewide candidate, statewide officeholder, senate candidate, house candidate, or member of the general assembly.

(ii) In the case of contributions to or from a county political party, a campaign committee of a senate candidate or house candidate whose candidacy is to be submitted to some or all of the electors in that county, or member of the general assembly whose district contains all or part of that county.

(iii) In the case of contributions to or from a legislative campaign fund, a campaign committee of any of the following:

(I) A senate or house candidate who, if elected, will be a member of the same party that established the legislative campaign fund and the same house with which the legislative campaign fund is associated;

(II) A state senator or state representative who is a member of the same party that established the legislative campaign fund and the same house with which the legislative campaign fund is associated.

(b) A campaign committee is no longer a "designated state campaign

committee" after the campaign committee's candidate changes the designation of treasurer required to be filed under division (D)(1) of section 3517.10 of the Revised Code to indicate that the person intends to be a candidate for, or becomes a candidate for nomination or election to, any office that, if elected, would not qualify that candidate's campaign committee as a "designated state campaign committee" under division (A)(9)(a) of this section.

(B)(1)(a) No individual who is seven years of age or older shall make a contribution or contributions aggregating more than:

(i) Ten thousand dollars to the campaign committee of any one statewide candidate in a primary election period or in a general election period;

(ii) Ten thousand dollars to the campaign committee of any one senate candidate in a primary election period or in a general election period;

(iii) Ten thousand dollars to the campaign committee of any one house candidate in a primary election period or in a general election period;

(iv) Ten thousand dollars to a county political party of the county in which the individual's designated Ohio residence is located for the party's state candidate fund in a calendar year;

(v) Fifteen thousand dollars to any one legislative campaign fund in a calendar year;

(vi) Thirty thousand dollars to any one state political party for the party's state candidate fund in a calendar year;

(vii) Ten thousand dollars to any one political action committee in a calendar year;

(viii) Ten thousand dollars to any one political contributing entity in a calendar year.

(b) No individual shall make a contribution or contributions to the state candidate fund of a county political party of any county other than the county in which the individual's designated Ohio residence is located.

(c) No individual who is under seven years of age shall make any contribution.

(2)(a) Subject to division (D)(1) of this section, no political action committee shall make a contribution or contributions aggregating more than:

(i) Ten thousand dollars to the campaign committee of any one statewide candidate in a primary election period or in a general election period;

(ii) Ten thousand dollars to the campaign committee of any one senate candidate in a primary election period or in a general election period;

(iii) Ten thousand dollars to the campaign committee of any one house candidate in a primary election period or in a general election period;

(iv) Fifteen thousand dollars to any one legislative campaign fund in a calendar year;

(v) Thirty thousand dollars to any one state political party for the party's state candidate fund in a calendar year;

(vi) Ten thousand dollars to another political action committee or to a political contributing entity in a calendar year. This division does not apply to a political action committee that makes a contribution to a political action committee or a political contributing entity affiliated with it. For purposes of this division, a political action committee is affiliated with another political action committee or with a political contributing entity if they are both established, financed, maintained, or controlled by, or if they are, the same corporation, organization, labor organization, continuing association, or other person, including any parent, subsidiary, division, or department of that corporation, organization, labor organization, continuing association, or other person.

(b) No political action committee shall make a contribution or contributions to a county political party for the party's state candidate fund.

(3) No campaign committee shall make a contribution or contributions aggregating more than:

(a) Ten thousand dollars to the campaign committee of any one statewide candidate in a primary election period or in a general election period;

(b) Ten thousand dollars to the campaign committee of any one senate candidate in a primary election period or in a general election period;

(c) Ten thousand dollars to the campaign committee of any one house candidate in a primary election period or in a general election period;

(d) Ten thousand dollars to any one political action committee in a calendar year;

(e) Ten thousand dollars to any one political contributing entity in a calendar year.

(4)(a) Subject to division (D)(3) of this section, no political party shall make a contribution or contributions aggregating more than ten thousand dollars to any one political action committee or to any one political contributing entity in a calendar year.

(b) No county political party shall make a contribution or contributions to another county political party.

(5)(a) Subject to division (B)(5)(b) of this section, no campaign committee, other than a designated state campaign committee, shall make a

contribution or contributions aggregating in a calendar year more than:

(i) Thirty thousand dollars to any one state political party for the party's state candidate fund;

(ii) Fifteen thousand dollars to any one legislative campaign fund;

(iii) Ten thousand dollars to any one county political party for the party's state candidate fund.

(b) No campaign committee shall make a contribution or contributions to a county political party for the party's state candidate fund unless one of the following applies:

(i) The campaign committee's candidate will appear on a ballot in that county.

(ii) The campaign committee's candidate is the holder of an elected public office that represents all or part of the population of that county at the time the contribution is made.

(6)(a) No state candidate fund of a county political party shall make a contribution or contributions, except a contribution or contributions to a designated state campaign committee, in a primary election period or a general election period, aggregating more than:

(i) Two hundred fifty thousand dollars to the campaign committee of any one statewide candidate;

(ii) Ten thousand dollars to the campaign committee of any one senate candidate;

(iii) Ten thousand dollars to the campaign committee of any one house candidate.

(b)(i) No state candidate fund of a state or county political party shall make a transfer or a contribution or transfers or contributions of cash or cash equivalents to a designated state campaign committee in a primary election period or in a general election period aggregating more than:

(I) Five hundred thousand dollars to the campaign committee of any one statewide candidate;

(II) One hundred thousand dollars to the campaign committee of any one senate candidate;

(III) Fifty thousand dollars to the campaign committee of any one house candidate.

(ii) No legislative campaign fund shall make a transfer or a contribution or transfers or contributions of cash or cash equivalents to a designated state campaign committee aggregating more than:

(I) Fifty thousand dollars in a primary election period or one hundred thousand dollars in a general election period to the campaign committee of

any one senate candidate;

(II) Twenty-five thousand dollars in a primary election period or fifty thousand dollars in a general election period to the campaign committee of any one house candidate.

(iii) As used in divisions (B)(6)(b) and (C)(6) of this section, "transfer or contribution of cash or cash equivalents" does not include any in-kind contributions.

(c) A county political party that has no state candidate fund and that is located in a county having a population of less than one hundred fifty thousand may make one or more contributions from other accounts to any one statewide candidate or to any one designated state campaign committee that do not exceed, in the aggregate, two thousand five hundred dollars in any primary election period or general election period.

(d) No legislative campaign fund shall make a contribution, other than to a designated state campaign committee or to the state candidate fund of a political party.

(7)(a) Subject to division (D)(1) of this section, no political contributing entity shall make a contribution or contributions aggregating more than:

(i) Ten thousand dollars to the campaign committee of any one statewide candidate in a primary election period or in a general election period;

(ii) Ten thousand dollars to the campaign committee of any one senate candidate in a primary election period or in a general election period;

(iii) Ten thousand dollars to the campaign committee of any one house candidate in a primary election period or in a general election period;

(iv) Fifteen thousand dollars to any one legislative campaign fund in a calendar year;

(v) Thirty thousand dollars to any one state political party for the party's state candidate fund in a calendar year;

(vi) Ten thousand dollars to another political contributing entity or to a political action committee in a calendar year. This division does not apply to a political contributing entity that makes a contribution to a political contributing entity or a political action committee affiliated with it. For purposes of this division, a political contributing entity is affiliated with another political contributing entity or with a political action committee if they are both established, financed, maintained, or controlled by, or if they are, the same corporation, organization, labor organization, continuing association, or other person, including any parent, subsidiary, division, or department of that corporation, organization, labor organization, continuing association, or other person.

(b) No political contributing entity shall make a contribution or contributions to a county political party for the party's state candidate fund.

(C)(1)(a) Subject to division (D)(1) of this section, no campaign committee of a statewide candidate shall do any of the following:

(i) Knowingly accept a contribution or contributions from any individual who is under seven years of age;

(ii) Accept a contribution or contributions aggregating more than ten thousand dollars from any one individual who is seven years of age or older, from any one political action committee, from any one political contributing entity, or from any one other campaign committee in a primary election period or in a general election period;

(iii) Accept a contribution or contributions aggregating more than two hundred fifty thousand dollars from any one or combination of state candidate funds of county political parties in a primary election period or in a general election period.

(b) No campaign committee of a statewide candidate shall accept a contribution or contributions aggregating more than two thousand five hundred dollars in a primary election period or in a general election period from a county political party that has no state candidate fund and that is located in a county having a population of less than one hundred fifty thousand.

(2)(a) Subject to division (D)(1) of this section and except for a designated state campaign committee, no campaign committee of a senate candidate shall do either of the following:

(i) Knowingly accept a contribution or contributions from any individual who is under seven years of age;

(ii) Accept a contribution or contributions aggregating more than ten thousand dollars from any one individual who is seven years of age or older, from any one political action committee, from any one political contributing entity, from any one state candidate fund of a county political party, or from any one other campaign committee in a primary election period or in a general election period.

(b) No campaign committee of a senate candidate shall accept a contribution or contributions aggregating more than two thousand five hundred dollars in a primary election period or in a general election period from a county political party that has no state candidate fund and that is located in a county having a population of less than one hundred fifty thousand.

(3)(a) Subject to division (D)(1) of this section and except for a designated state campaign committee, no campaign committee of a house candidate shall do either of the following:

(i) Knowingly accept a contribution or contributions from any individual who is under seven years of age;

(ii) Accept a contribution or contributions aggregating more than ten thousand dollars from any one individual who is seven years of age or older, from any one political action committee, from any one political contributing entity, from any one state candidate fund of a county political party, or from any one other campaign committee in a primary election period or in a general election period.

(b) No campaign committee of a house candidate shall accept a contribution or contributions aggregating more than two thousand five hundred dollars in a primary election period or in a general election period from a county political party that has no state candidate fund and that is located in a county having a population of less than one hundred fifty thousand.

(4)(a)(i) Subject to division (C)(4)(a)(ii) of this section and except for a designated state campaign committee, no county political party shall knowingly accept a contribution or contributions from any individual who is under seven years of age, or accept a contribution or contributions for the party's state candidate fund aggregating more than ten thousand dollars from any one individual whose designated Ohio residence is located within that county and who is seven years of age or older or from any one campaign committee in a calendar year.

(ii) Subject to division (D)(1) of this section, no county political party shall accept a contribution or contributions for the party's state candidate fund from any individual whose designated Ohio residence is located outside of that county and who is seven years of age or older, from any campaign committee unless the campaign committee's candidate will appear on a ballot in that county or unless the campaign committee's candidate is the holder of an elected public office that represents all or part of the population of that county at the time the contribution is accepted, or from any political action committee or any political contributing entity.

(iii) No county political party shall accept a contribution or contributions from any other county political party.

(b) Subject to division (D)(1) of this section, no state political party shall do either of the following:

(i) Knowingly accept a contribution or contributions from any individual who is under seven years of age;

(ii) Accept a contribution or contributions for the party's state candidate fund aggregating more than thirty thousand dollars from any one individual who is seven years of age or older, from any one political action committee, from any one political contributing entity, or from any one

campaign committee, other than a designated state campaign committee, in a calendar year.

(5) Subject to division (D)(1) of this section, no legislative campaign fund shall do either of the following:

(a) Knowingly accept a contribution or contributions from any individual who is under seven years of age;

(b) Accept a contribution or contributions aggregating more than fifteen thousand dollars from any one individual who is seven years of age or older, from any one political action committee, from any one political contributing entity, or from any one campaign committee, other than a designated state campaign committee, in a calendar year.

(6)(a) No designated state campaign committee shall accept a transfer or contribution of cash or cash equivalents from a state candidate fund of a state political party aggregating in a primary election period or a general election period more than:

(i) Five hundred thousand dollars, in the case of a campaign committee of a statewide candidate;

(ii) One hundred thousand dollars, in the case of a campaign committee of a senate candidate;

(iii) Fifty thousand dollars, in the case of a campaign committee of a house candidate.

(b) No designated state campaign committee shall accept a transfer or contribution of cash or cash equivalents from a legislative campaign fund aggregating more than:

(i) Fifty thousand dollars in a primary election period or one hundred thousand dollars in a general election period, in the case of a campaign committee of a senate candidate;

(ii) Twenty-five thousand dollars in a primary election period or fifty thousand dollars in a general election period, in the case of a campaign committee of a house candidate.

(c) No campaign committee of a candidate for the office of member of the general assembly, including a designated state campaign committee, shall accept a transfer or contribution of cash or cash equivalents from any one or combination of state candidate funds of county political parties aggregating in a primary election period or a general election period more than:

(i) One hundred thousand dollars, in the case of a campaign committee of a senate candidate;

(ii) Fifty thousand dollars, in the case of a campaign committee of a house candidate.

(7)(a) Subject to division (D)(3) of this section, no political action committee and no political contributing entity shall do either of the following:

(i) Knowingly accept a contribution or contributions from any individual who is under seven years of age;

(ii) Accept a contribution or contributions aggregating more than ten thousand dollars from any one individual who is seven years of age or older, from any one campaign committee, or from any one political party in a calendar year.

(b) Subject to division (D)(1) of this section, no political action committee shall accept a contribution or contributions aggregating more than ten thousand dollars from another political action committee or from a political contributing entity in a calendar year. Subject to division (D)(1) of this section, no political contributing entity shall accept a contribution or contributions aggregating more than ten thousand dollars from another political contributing entity or from a political action committee in a calendar year. This division does not apply to a political action committee or political contributing entity that accepts a contribution from a political action committee or political contributing entity affiliated with it. For purposes of this division, a political action committee is affiliated with another political action committee or with a political contributing entity if they are both established, financed, maintained, or controlled by the same corporation, organization, labor organization, continuing association, or other person, including any parent, subsidiary, division, or department of that corporation, organization, labor organization, continuing association, or other person.

(D)(1)(a) For purposes of the limitations prescribed in division (B)(2) of this section and the limitations prescribed in divisions (C)(1), (2), (3), (4), (5), and (7)(b) of this section, whichever is applicable, all contributions made by and all contributions accepted from political action committees that are established, financed, maintained, or controlled by, or that are, the same corporation, organization, labor organization, continuing association, or other person, including any parent, subsidiary, division, or department of that corporation, organization, labor organization, continuing association, or other person, are considered to have been made by or accepted from a single political action committee.

(b) For purposes of the limitations prescribed in division (B)(7) of this section and the limitations prescribed in divisions (C)(1), (2), (3), (4), (5), and (7)(b) of this section, whichever is applicable, all contributions made by and all contributions accepted from political contributing entities that are established, financed, maintained, or controlled by, or that are, the same corporation, organization, labor organization, continuing association, or other person, including any parent, subsidiary, division, or department of that

corporation, organization, labor organization, continuing association, or other person, are considered to have been made by or accepted from a single political contributing entity.

(2) As used in divisions (B)(1)(a)(vii), (B)(3)(d), (B)(4)(a), and (C)(7) of this section, "political action committee" does not include a political action committee that is organized to support or oppose a ballot issue or question and that makes no contributions to or expenditures on behalf of a political party, campaign committee, legislative campaign fund, political action committee, or political contributing entity. As used in divisions (B)(1)(a)(viii), (B)(3)(e), (B)(4)(a), and (C)(7) of this section, "political contributing entity" does not include a political contributing entity that is organized to support or oppose a ballot issue or question and that makes no contributions to or expenditures on behalf of a political party, campaign committee, legislative campaign fund, political action committee, or political contributing entity.

(3) For purposes of the limitations prescribed in divisions (B)(4) and (C)(7)(a) of this section, all contributions made by and all contributions accepted from a national political party, a state political party, and a county political party are considered to have been made by or accepted from a single political party and shall be combined with each other to determine whether the limitations have been exceeded.

(E)(1) If a legislative campaign fund has kept a total amount of contributions exceeding one hundred fifty thousand dollars at the close of business on the seventh day before the postgeneral election statement is required to be filed under section 3517.10 of the Revised Code, the legislative campaign fund shall comply with division (E)(2) of this section.

(2)(a) Any legislative campaign fund that has kept a total amount of contributions in excess of the amount specified in division (E)(1) of this section at the close of business on the seventh day before the postgeneral election statement is required to be filed under section 3517.10 of the Revised Code shall dispose of the excess amount in the manner prescribed in division (E)(2)(b)(i), (ii), or (iii) of this section not later than ninety days after the day the postgeneral election statement is required to be filed under section 3517.10 of the Revised Code. Any legislative campaign fund that is required to dispose of an excess amount of contributions under this division shall file a statement on the ninetieth day after the postgeneral election statement is required to be filed under section 3517.10 of the Revised Code indicating the total amount of contributions the fund has at the close of business on the seventh day before the postgeneral election statement is required to be filed under section 3517.10 of the Revised Code and that the excess contributions were disposed of pursuant to this division and division (E)(2)(b) of this section. The statement shall be on a form prescribed by the secretary of state and shall contain any additional information the secretary of

state considers necessary.

(b) Any legislative campaign fund that is required to dispose of an excess amount of contributions under division (E)(2) of this section shall dispose of that excess amount by doing any of the following:

(i) Giving the amount to the treasurer of state for deposit into the state treasury to the credit of the Ohio ~~elections~~ election integrity commission fund created by ~~division (F) of section 3517.152-111.29~~ of the Revised Code;

(ii) Giving the amount to individuals who made contributions to that legislative campaign fund as a refund of all or part of their contributions;

(iii) Giving the amount to a corporation that is exempt from federal income taxation under subsection 501(a) and described in subsection 501(c) of the Internal Revenue Code.

(F)(1) No legislative campaign fund shall fail to file a statement required by division (E) of this section.

(2) No legislative campaign fund shall fail to dispose of excess contributions as required by division (E) of this section.

(G) Nothing in this section shall affect, be used in determining, or supersede a limitation on campaign contributions as provided for in the Federal Election Campaign Act. "

In line 70328, strike through "member of the state board"

In line 70329, strike through "of education,"

In line 70434, strike through "except member of"

In line 70435, strike through "the state board of education,"

In line 70495, strike through "member of the state"

In line 70496, strike through "board of education,"

In line 70502, strike through "member of the state board of education,"

After line 70998, insert:

"**Sec. 3517.103.** (A) For purposes of this section:

(1) "Statewide candidate" means the joint candidates for the offices of governor and lieutenant governor or a candidate for the office of secretary of state, auditor of state, treasurer of state, or attorney general, ~~or member of the state board of education.~~

(2)(a) "Personal funds" means contributions to the campaign committee of a candidate by the candidate.

(b) A loan obtained by, guaranteed by, or for the benefit of a statewide candidate, senate candidate, or house candidate shall be considered

"personal funds" subject to the provisions of this section to the extent that the loan is obtained or guaranteed by the candidate. A loan that is obtained or guaranteed and that is for the benefit of a statewide candidate, senate candidate, or house candidate shall not be considered "personal funds" for the purposes of this section but shall be considered to be a "contribution" for the purposes of this chapter if the loan is obtained or guaranteed by anyone other than the candidate.

(c) When a debt or other obligation incurred by a committee or by a candidate on behalf of the candidate's committee is to be paid from "personal funds," those funds are considered to be expended when the debt or other obligation is incurred, regardless of when it is paid.

(B)(1) Except as otherwise provided in division (B)(2) of this section, no statewide candidate or candidate for the office of member of the general assembly shall make an expenditure of personal funds to influence the results of an election for that candidate's nomination or election to office unless the personal funds are first deposited into the campaign fund of that candidate's campaign committee.

(2) A statewide candidate or candidate for the office of member of the general assembly may make an expenditure of personal funds without first depositing those funds into the campaign committee's funds as long as the aggregate total of those expenditures does not exceed five hundred dollars at any time during an election period. After the candidate's campaign committee reimburses the candidate for any direct expenditure of personal funds, the amount that was reimbursed is no longer included in the aggregate total of expenditures of personal funds subject to the five-hundred-dollar limit.

Sec. 3517.104. (A) In January of each odd-numbered year, the secretary of state, in accordance with this division and division (B) of this section, shall adjust each amount specified in section 3517.102, in division (B)(4)(e) of section 3517.10, and in division (B) of section 3517.101 of the Revised Code. The adjustment shall be based on the yearly average of the previous two years of the Consumer Price Index for All Urban Consumers or its successive equivalent, as determined by the United States department of labor, bureau of labor statistics, or its successor in responsibility, for all items, Series A. Using the 1996 yearly average as the base year, the secretary of state shall compare the most current average consumer price index with that determined in the preceding odd-numbered year, and shall determine the percentage increase or decrease. The percentage increase or decrease shall be multiplied by the actual dollar figure for each office or entity specified in section 3517.102 of the Revised Code and by each actual dollar figure specified in division (B)(4)(e) of section 3517.10 and in division (B) of section 3517.101 of the Revised Code as determined in the previous odd-numbered year, and the product shall be added to or subtracted from its corresponding actual dollar figure, as necessary, for that previous odd-

numbered year.

The resulting amount shall be rounded to the nearest twenty-five dollars if the calculations are made regarding the amounts specified in division (B)(4)(e) of section 3517.10 of the Revised Code.

If the calculations are made regarding the amounts specified in section 3517.101 or 3517.102 of the Revised Code, the resulting amount shall not be rounded. If that resulting amount is less than one hundred dollars, the secretary of state shall retain a record of the resulting amount and the manner in which it was calculated, but shall not make an adjustment unless the resulting amount, when added to the resulting amount calculated in each prior odd-numbered year since the last adjustment was made, equals or exceeds one hundred dollars.

(B)(1) The secretary of state shall calculate the adjustment under division (A) of this section and shall report the calculations and necessary materials to the auditor of state, on or before the thirty-first day of January of each odd-numbered year. The secretary of state shall base the adjustment on the most current consumer price index that is described in division (A) of this section and that is in effect as of the first day of January of each odd-numbered year.

(2) The calculations made by the secretary of state under divisions (A) and (B)(1) of this section shall be certified by the auditor of state on or before the fifteenth day of February of each odd-numbered year.

(3) On or before the twenty-fifth day of February of each odd-numbered year, the secretary of state shall prepare a report setting forth the maximum contribution limitations under section 3517.102 of the Revised Code, the maximum amounts, if any, of contributions permitted to be kept under that section, the amounts required under division (B)(4)(e) of section 3517.10 of the Revised Code for reporting contributions and in-kind contributions at social or fund-raising activities and contributions from amounts deducted from an employee's wages and salary, and the maximum office facility gift limitations under section 3517.101 of the Revised Code, as calculated and certified pursuant to divisions (A) and (B)(1) and (2) of this section. The report and all documents relating to the calculations contained in the report are public records. The report shall contain an indication of the period in which the limitations, the maximum contribution or gift amounts, and the reporting amounts apply, a summary of how the limitations, the maximum contribution or gift amounts, and the reporting amounts were calculated, and a statement that the report and all related documents are available for inspection and copying at the office of the secretary of state.

(4) On or before the twenty-fifth day of February of each odd-numbered year, the secretary of state shall transmit the report to the general assembly and shall send the report by mail to the board of elections of each

county.

(5) The secretary of state shall send the report by mail to each person who files a declaration of candidacy or nominating petition with the secretary of state for the office of governor, lieutenant governor, secretary of state, auditor of state, treasurer of state, attorney general, ~~member of the state board of education~~, chief justice of the supreme court, or justice of the supreme court. The report shall be mailed on or before the tenth day after the filing.

(6) A board of elections shall send the report by mail to each person who files a declaration of candidacy or nominating petition with the board for the office of state representative or state senator. The report shall be mailed on or before the tenth day after the filing.

Sec. 3517.108. (A) As used in divisions (A) and (B) of this section:

(1) "Candidate" has the same meaning as in section 3517.01 of the Revised Code but includes only candidates for the offices of governor, lieutenant governor, secretary of state, auditor of state, treasurer of state, attorney general, ~~member of the state board of education~~, member of the general assembly, chief justice of the supreme court, and justice of the supreme court.

(2) A "general election period" begins on the day after the primary election immediately preceding the general election at which a candidate seeks an office specified in division (A)(1) of this section and ends on the thirty-first day of December following that general election.

(3) A "primary election period" begins on the first day of January of the year following the year in which the general election was held for the office that the candidate seeks, including any mid-term election, and ends on the day of the primary election.

(B) Whenever the campaign committee of a candidate has unpaid debt at the end of a primary election period or at the end of a general election period, the committee may accept additional contributions during the immediately following election period up to the applicable limitation prescribed under section 3517.102 of the Revised Code from any individual, political action committee, political contributing entity, or other campaign committee who, during the primary or general election period for which debt remains unpaid, has contributed less than the contribution limitations prescribed under section 3517.102 of the Revised Code applicable to that individual, political action committee, political contributing entity, or other campaign committee. Any additional contribution that a campaign committee accepts under this division shall count toward the applicable limitations prescribed under section 3517.102 of the Revised Code for that primary or general election period at the end of which the debt remains unpaid, and shall not count toward the applicable limitations for any other primary or general election period if all of the following conditions apply:

(1) The campaign committee reports, on the statement required to be filed under division (A)(2) of section 3517.10 of the Revised Code, all debt remaining unpaid at the end of the election period. The committee shall also file a separate statement, on a form prescribed by the secretary of state, at the same time that the committee is required to file a statement of contributions and expenditures under section 3517.10 of the Revised Code. The separate statement shall include the name and address of each contributor who makes an additional contribution under division (B) of this section, how the contribution was applied to pay the unpaid debt as required by division (B)(3) of this section, and the balance of the unpaid debt after each contribution was applied to it.

(2) The additional contributions are accepted only during the primary or general election period, whichever is applicable, immediately following the election period covered in the statement filed under division (B)(1) of this section.

(3) All additional contributions made under division (B) of this section are used by the campaign committee that receives them only to pay the debt of the committee reported under division (B)(1) of this section.

(4) The campaign committee maintains a separate account for all additional contributions made under division (B) of this section and uses moneys in that account only to pay the unpaid debt reported under division (B)(1) of this section and to administer the account.

(5) The campaign committee stops accepting additional contributions after funds sufficient to repay the unpaid debt reported under division (B)(1) of this section have been raised and promptly disposes of any contributions received that exceed the amount of the unpaid debt by returning the excess contributions to the contributors or by giving the excess contributions to an organization that is exempt from federal income taxation under subsection 501(a) and described in subsection 501(c)(3), (4), (8), (10), or (19) of the Internal Revenue Code."

In line 71622, strike through "member of the state"

In line 71623, strike through "board of education,"

In line 71627, after the first comma, insert "and"; strike through ", and member of the state"

In line 71628, strike through "board of education"

In line 71634, strike through "member of the state board"

In line 71635, strike through "of education,"

In line 71678, strike through "or a"

In line 71679, strike through "candidate for the state board of education"

In line 71681, strike through "other"

In line 71682, strike through "than a candidate for the state board of education"

Delete lines 71802 through 72086 (remove R.C. 3517.1011)

In line 72136, strike through "or the state board of education"

Delete lines 72364 through 72901 (remove R.C. 3517.121 and 3517.13) and insert:

"Sec. 3517.121. Notwithstanding any contrary provision of the Revised Code:

(A) As used in this section:

(1) "Electioneering communication" has the same meaning as in section 3517.1011 of the Revised Code.

(2) "Foreign national" means any of the following, as applicable:

(a) In the case of an individual, an individual who is not a United States citizen or national;

(b) A government of a foreign country or of a political subdivision of a foreign country;

(c) A foreign political party;

(d) A person, other than an individual, that is organized under the laws of, or has its principal place of business in, a foreign country.

(B) No foreign national shall, directly or indirectly through any person or entity, do any of the following:

(1) Make a contribution, expenditure, or independent expenditure in support of or opposition to a candidate for any elective office in this state, including an office of a political party;

(2) Make a contribution, expenditure, or independent expenditure in support of or opposition to a statewide ballot issue or question, regardless of whether the ballot issue or question has yet been certified to appear on the ballot;

(3) Make a disbursement for the direct cost of producing or airing an electioneering communication;

(4) Make a contribution to a candidate, campaign committee, political action committee, political contributing entity, legislative campaign fund, state candidate fund, political party, or separate segregated fund, to any committee created to support or oppose a ballot issue or question, or, to the

maximum extent permitted by law and by the constitutions of the United States and of this state, to a continuing association;

(5) Promise, either expressly or implicitly, to make a contribution, expenditure, independent expenditure, or disbursement described in division (B)(1), (2), (3), or (4) of this section.

(C) No individual, candidate, campaign committee, political action committee, political contributing entity, legislative campaign fund, state candidate fund, political party, separate segregated fund, or committee created to support or oppose a ballot issue or question and, to the maximum extent permitted by law and by the constitutions of the United States and of this state, no continuing association shall, directly or indirectly through any other person or entity, knowingly do either of the following:

(1) Solicit, accept, or receive any funds from a foreign national for any purpose described in division (B) of this section;

(2) Make a contribution, expenditure, or independent expenditure using any funds the person knows were received from a foreign national for any purpose described in division (B) of this section.

(D) No person shall knowingly aid or facilitate a violation of division (B) or (C) of this section.

(E) Any complaint that alleges a violation of division (W) of section 3517.13 of the Revised Code shall be treated as instead alleging a violation of this section.

(F)(1) Whoever knowingly violates division (B) of this section is guilty of a misdemeanor of the first degree on a first offense and is guilty of a felony of the fifth degree on a second or subsequent offense. The violator also shall be fined an amount equal to three times the amount involved in the violation or ten thousand dollars, whichever amount is greater.

(2) Whoever knowingly violates division (C) of this section is guilty of a misdemeanor of the first degree on a first offense and is guilty of a felony of the fifth degree on a second or subsequent offense. The violator also shall be fined an amount equal to three times the amount involved in the violation or ten thousand dollars, whichever amount is greater, and shall be required to return the total amount accepted in violation of that division to the foreign national from whom it was accepted.

(3) Whoever knowingly violates division (D) of this section is guilty of a misdemeanor of the first degree and shall be fined one thousand dollars.

(G)(1)(a) Except as otherwise provided in division (G)(1)(b) of this section, the attorney general has exclusive authority to prosecute a violation of this section and has exclusive supervision and control of all investigations, prosecutions, and enforcement proceedings under this section.

(b) If the attorney general is a victim or witness or otherwise involved

in an alleged violation of this section, the attorney general shall refer the matter to the appropriate prosecutor, as determined under division ~~(A)(2)(C)~~ of section ~~3517.155-3517.17~~ of the Revised Code, except that if applicable, the attorney general shall make the determination described in division ~~(A)(2)(b)(B)(2)~~ of that section instead of the Ohio ~~elections~~ election integrity commission.

(2) Upon the occurrence of either of the following, the attorney general shall investigate an alleged violation of this section in consultation with the secretary of state:

(a) The submission of a written request to the attorney general by the governor, the secretary of state, the general assembly, or the Ohio ~~elections~~ election integrity commission, alleging a violation of this section;

(b) The filing of a complaint with the attorney general by an elector of this state, alleging a violation of this section.

(3) If it appears to the attorney general, after conducting an investigation under division (G)(2) of this section, that there is probable cause to believe that a violation of this section has occurred, the attorney general may prosecute the violation in a court of competent jurisdiction.

(H) When proceeding under this section, the attorney general and any assistant or special counsel designated by the attorney general for that purpose have all the rights, privileges, and powers conferred by law on prosecuting attorneys, including the power to appear before grand juries and to interrogate witnesses before such grand juries. These powers of the attorney general are in addition to any other applicable powers of the attorney general."

In line 72795, strike through "member of the state"

In line 72796, strike through "board of education,"

In line 73007, delete "The chairperson of the"

Delete lines 73008 through 73013

In line 73014, delete "(b) Each" and insert "Subject to division (A)(2) (b) of this section, each"; delete "appointed by a member of"

In line 73015, delete "the general assembly"

In line 73021, delete the underlined period

Delete lines 73022 and 73023

In line 73024, delete "the office of presidential elector"

After line 73035, insert:

"(b) At all times, at least three members of the commission shall be attorneys in good standing before the supreme court of Ohio. If, at any time that multiple appointments to the commission are made simultaneously, too few of the intended appointees are attorneys, the following appointing officials shall have priority in selecting their preferred appointees who are not attorneys, in the order stated, and the appointing officials with lower priority shall select appointees who are attorneys: the secretary of state, the speaker of the house of representatives, the president of the senate, the senate minority leader, and the house minority leader."

In line 73063, reinsert "twenty-five"; delete "five"

In line 73198, strike through "(A)"

In line 73222, after "(C)" insert "(A)(1)"

In line 73224, delete "3501.35,"

In line 73225, delete "3599.13, 3599.14, 3599.21,"

In line 73226, delete ", division (A) of section 3599.11, or division (A)(1) or"

In line 73227, delete "(2) of section 3599.12"

In line 73233, delete "(B)(1)" and insert "(2) A complaint may be filed with the secretary of state under section 3517.16 of the Revised Code for a violation of a provision in sections 3501.35, 3599.13, 3599.14, or 3599.21, division (A) of section 3599.11, or division (A)(1) or (2) of section 3599.12 of the Revised Code that occurs on or after the effective date of this amendment. A prosecution may commence for a violation of such a provision at any time before or after a complaint has been filed with the secretary of state under section 3517.16 of the Revised Code.

(B)(1)"

Delete lines 73279 through 73506 (remove R.C. 3517.154 (3517.16)) and insert:

"Sec. 3517.154 3517.16. (A)(1)

~~The full-time attorney for the Ohio elections commission shall review each complaint filed with the commission under section 3517.153 of the Revised Code, shall determine the nature of the complaint, and, unless division (A)(2)(a) of this section requires that the complaint receive an automatic expedited hearing, shall make a recommendation to the commission for its disposition, in accordance with this section. The attorney shall make the determination and the recommendation, if required, not later than one business day after the complaint is filed.~~

(2)(a) If the attorney determines that the complaint sets forth a violation of division (B) of section 3517.21 or division (B) of section 3517.22 of the Revised Code and that the complaint is filed during one of the periods of time specified in division (B)(1) of section 3517.156 of the Revised Code, the complaint shall receive an automatic expedited hearing under section 3517.156 of the Revised Code.

(b) If the attorney determines that the complaint sets forth a failure to comply with or a violation of division (G), (I), (J), (O), (P), or (Q) of section 3517.13, division (A) of section 3517.21, or division (A) of section 3517.22 of the Revised Code and that the complaint is filed during one of the periods of time specified in division (B)(1) of section 3517.156 of the Revised Code, the attorney shall recommend to the commission that the complaint receive an expedited hearing under section 3517.156 of the Revised Code, and the complaint shall receive such a hearing.

(c) If the attorney determines that the complaint sets forth a failure to comply with or a violation of a section of the Revised Code over which the commission has jurisdiction to hear complaints other than the sections described in divisions (A)(2)(a) and (b) of this section, and unless the attorney makes a determination as provided for in division (A)(3) of this section, the attorney shall recommend to the commission that the complaint be submitted to the commission under section 3517.155 of the Revised Code. After the attorney makes that recommendation, the attorney shall notify all parties to the complaint of the attorney's recommendation.

(3)(a) If a complaint sets forth a failure to comply with or a violation of a section of the Revised Code over which the commission has jurisdiction to hear complaints other than the sections described in divisions (A)(2)(a) and (b) of this section and if the complaint is filed during one of the periods of time specified in division (B)(1) of section 3517.156 of the Revised Code, the attorney may determine that the complaint should receive an expedited hearing under that section. The attorney shall make that determination by considering one or more of the following:

(i) The number of prior failures to comply with or violations of Title XXXV of the Revised Code that the person or entity against whom the complaint has been brought has committed and any prior penalties the commission has imposed on the person or entity;

(ii) If the complaint involves a statement required to be filed under section 3517.10, division (E) of section 3517.102, or section 3517.105, 3517.107, 3517.108, 3517.109, 3517.1011, 3517.1012, or 3517.1014 of the Revised Code or an addendum required to be filed under section 3517.11 of the Revised Code that is filed late, how late the filing is and how much time has elapsed between the deadline for filing the statement or addendum and the filing of the complaint;

(iii) If the complaint involves contributions and expenditures, contributions and disbursements, deposits and disbursements, gifts and disbursements, or donations and disbursements required to be reported under section 3517.10, division (E) of section 3517.102, or section 3517.105, 3517.107, 3517.108, 3517.109, 3517.1011, 3517.1012, 3517.1013, or 3517.1014 of the Revised Code that are either not reported or reported late, the number of contributions and expenditures, contributions and disbursements, deposits and disbursements, gifts and disbursements, or donations and disbursements not reported or how late they were reported;

(iv) If the complaint involves contributions required to be reported by a campaign committee under section 3517.10, division (E) of section 3517.102, or section 3517.105, 3517.107, 3517.108, or 3517.109 of the Revised Code that are not reported, whether any of the contributors of the contributions not reported have a personal or professional relationship with the campaign committee's candidate;

(v) If the complaint involves a statement required to be filed under section 3517.10, division (E) of section 3517.102, or section 3517.105, 3517.107, 3517.108, 3517.109, 3517.1011, 3517.1012, 3517.1013, or 3517.1014 of the Revised Code that is incomplete, the degree to which it is incomplete;

(vi) If the complaint involves the receipt of contributions in violation of section 3599.03 of the Revised Code, the dollar amount and number of contributions received in violation of that section;

(vii) If the complaint involves a failure to make the identification or a misstatement of the identification required under section 3517.105 or 3517.20 of the Revised Code, whether the failure or misstatement was purposely made;

(viii) If the complaint sets forth a failure to comply with or a violation of a section of the Revised Code described in division (A)(2)(c) of this section, whether the person or entity against whom the complaint has been made has committed more than one such failure or violation within a reasonable amount of time, or whether the cumulative nature of the failures or violations indicates a systematic disregard for the law.

(b) Prior to making a determination under division (A)(3)(a) of this section that the complaint should receive an expedited hearing under section 3517.156 of the Revised Code, the attorney shall take into consideration the number of panels of the commission that have cases pending before them and the number of cases pending before the panels and shall not make a determination that will place an undue burden on a panel of the commission.

(c) If the attorney determines that the complaint should receive an expedited hearing under section 3517.156 of the Revised Code, the attorney shall recommend to the commission that the complaint receive an expedited

hearing, and, if a majority of the members of the commission agrees with the recommendation, the complaint shall receive an expedited hearing under that section.

(4)-(A)(1) Any person who has personal knowledge of a violation of a provision of the Revised Code listed in division (A) of section 3517.15 of the Revised Code may file a complaint with the secretary of state, on a form prescribed by the secretary of state and signed under penalty of perjury.

(2) An official at a board of elections may file a complaint with the secretary of state, on a form prescribed by the secretary of state and signed under penalty of perjury, alleging a violation of a provision of the Revised Code listed in division (A) of section 3517.15 of the Revised Code.

(3) The election integrity unit of the office of the secretary of state may initiate a complaint alleging a violation of a provision of the Revised Code listed in division (A) of section 3517.16 of the Revised Code.

(B)(1) Subject to division (F) of this section, the election integrity unit shall review each complaint filed with the secretary of state under division (A)(1) or (2) of this section. If the complaint does not allege a violation of a provision of the Revised Code listed in division (A) of section 3517.15 of the Revised Code or, in the case of a complaint filed under division (A)(1) of this section, is not based on personal knowledge, the secretary of state shall dismiss the complaint. Except as otherwise provided in division (B)(2) of this section, a dismissal under this division is without prejudice.

(2) After a complaint is dismissed under division (B)(1) of this section on the ground that the complaint is not based on personal knowledge, if the same person files another complaint alleging the same or a substantially similar violation and the complaint is not based on personal knowledge, the secretary of state shall dismiss the complaint with prejudice.

(3) If the complaint is not dismissed under division (B)(1) or (2) of this section, the election integrity unit shall investigate the complaint.

(C) Subject to division (F) of this section, the election integrity unit shall draft a report to the secretary of state concerning each complaint filed under division (A) of this section that is not dismissed under division (B) of this section. The report shall recommend that the secretary of state make a particular finding and, if applicable, impose a fine or refer the matter for prosecution, in accordance with section 3517.17 of the Revised Code.

(D) The ~~attorney~~ election integrity unit may join two or more complaints if the ~~attorney~~ unit determines that the allegations in each complaint are of the same or similar character, are based on the same act or failure to act, or are based on two or more acts or failures to act constituting parts of a common scheme or plan. If one complaint contains two or more

allegations, the attorney-unit may separate the allegations if they are not of the same or similar character, if they are not based on the same act or failure to act, or if they are not based on two or more acts or failures to act constituting parts of a common scheme or plan. If the attorney-unit separates the allegations in a complaint, the attorney-unit may make separate recommendations under division ~~(A)(2) or (3)~~ (C) of this section for each allegation.

~~(B) Whenever a person or other entity files a complaint with the commission setting forth a failure to comply with or a violation of a section of the Revised Code as described in division (A)(2)(c) of this section and the complaint is filed during one of the periods of time specified in division (B) (1) of section 3517.156 of the Revised Code, the person or entity may request an expedited hearing under that section at the time the complaint is filed. The attorney for the commission shall inform the members of the commission of that request at the time the attorney makes a recommendation under division (A) of this section. The commission may grant the request for an expedited hearing under this division if it determines that an expedited hearing is practicable.~~ (E)(1) Upon receiving the recommendation of the election integrity unit under division (C) of this section, the secretary of state shall review the report and recommendation and shall do one of the following:

(a) Refer the matter back to the unit for further investigation and a revised recommendation under division (C) of this section;

(b) Make a finding in accordance with section 3517.17 of the Revised Code, and, if applicable, impose a fine or refer the matter for prosecution.

(2) The secretary of state shall serve notice of the secretary of state's decision under division (E)(1)(b) of this section on the person who is alleged to have committed the violation in accordance with section 119.05 of the Revised Code.

(3) If, within fourteen days after service of the notice is complete under section 119.05 of the Revised Code, the person objects to the secretary of state's decision, the secretary of state shall not impose a fine or refer the matter for prosecution, and immediately shall refer the matter to the Ohio election integrity commission for its determination under section 3517.17 of the Revised Code.

(4) If the person does not object to the secretary of state's decision within fourteen days after receiving the notice, the secretary of state's decision is final and, if applicable, the secretary of state shall impose a fine or refer the matter for prosecution as determined under division (E)(1)(b) of this section.

(F)(1) If any of the following apply to a complaint, the secretary of state shall proceed under division (F)(2) of this section:

(a) The secretary of state is a party to the complaint.

(b) A candidate for an office for which the secretary of state is also a candidate is a party to the complaint or is otherwise involved in the complaint.

(c) The complaint involves a contribution, expenditure, or independent expenditure made to advocate the election or defeat of the secretary of state or a candidate for an office for which the secretary of state is also a candidate.

(d) The secretary of state determines that the secretary of state otherwise has a conflict of interest with respect to the complaint or that the secretary of state should proceed under division (F)(2) of this section to avoid any appearance of impropriety.

(2) Notwithstanding any contrary provision of divisions (B) to (E) of this section, when division (F)(1) of this section applies to a complaint, the secretary of state shall request the attorney general to designate one or more persons to fulfill the duties of the election integrity unit described in divisions (B) to (D) of this section. The attorney general shall designate those persons and shall fulfill the duties of the secretary of state under divisions (B) to (D) of this section."

In line 73507, strike through "Except as otherwise provided"

In line 73508, strike through "in division"; delete "(A)(2)"; strike through "of this section"; delete ", upon" and insert "Upon"

In line 73509, delete "(F)(3)" and insert "(E)(3)"

In line 73524, after "(2)" insert "All hearings conducted by the attorney with respect to the matter, and all meetings of the commission with respect to the matter, shall be conducted in person, except that the person who is alleged to have committed the violation may choose for the person, the person's legal counsel, or both to appear at any hearing or meeting with respect to the matter by means of video conference.

(3)"

After line 73533, insert:

"(4) Except as otherwise provided in division (A)(5) of this section, the commission shall act under division (A)(3)(b) of this section not later than one hundred eighty days after the matter is referred to the commission for a hearing under division (E)(3) of section 3517.16 of the Revised Code.

(5) If the matter is referred to the commission for a hearing under division (E)(3) of section 3517.16 of the Revised Code less than one hundred eighty days before an election and the matter involves a candidate for

nomination or election at the election or involves a ballot issue or question that appears on the ballot at the election, then if practicable, the commission shall act under division (A)(3)(b) of this section before the day of the election."

In line 73633, strike through "(A)" and insert "(A)(1)"; strike through "division"; after "~~(D)(2)~~" insert "divisions (A)(2) and"

In line 73641, delete "of up to one thousand dollars"

In line 73642, after "violation" insert "that does not exceed the maximum fine a court could impose for the violation"

In line 73646, delete "(B)(1)" and insert "(2) When section 3517.17 of the Revised Code authorizes the imposition of an administrative fine for a violation of a provision in sections 3501.35, 3599.13, 3599.14, or 3599.21, division (A) of section 3599.11, or division (A)(1) or (2) of section 3599.12 of the Revised Code, the secretary of state or the commission, as applicable, may impose an administrative fine of up to one thousand dollars for each violation.

(B)(1)"

In line 74032, delete "or (Y)"

In line 74248, after "~~(CC)(1)~~" insert "(BB)(1)"; reinsert "Subject to division"; after "~~(CC)(2)~~" insert "(BB)(2)"; reinsert "of this section,"

Reinsert lines 74249 through 74252

In line 74253, reinsert "(2) Whoever has been ordered by the Ohio"; after "elections" insert "election integrity"

Reinsert lines 74254 through 74259

In line 74260, delete "(BB)(1)" and insert "(CC)(1)"

In line 74268, delete "(CC)(1)" and insert "(DD)(1)"

Delete lines 74283 through 74409 (remove R.C. 3599.03)

In line 74774, delete "hospital's" and insert "340B covered entity's"

In line 74776, delete "hospital's" and insert "340B covered entity's"

Delete lines 74781 and 74782

Delete lines 74785 through 74787

In line 74789 delete "nonprofit"

In line 74790, delete "hospital participating as a" and insert "340B"; delete "in the 340B drug"

In line 74791, delete "pricing program"

In line 74796, delete "hospital" and insert "340B covered entity"

In line 74802, delete "nonprofit hospital" and insert "covered entity"

In line 74806, delete "nonprofit hospital" and insert "covered entity"

In line 74809, delete "nonprofit hospital" and insert "covered entity"

In line 74814, delete "nonprofit hospital" and insert "covered entity"

In line 74815, delete "nonprofit hospital" and insert "covered entity"

In line 74819, delete "nonprofit hospital" and insert "covered entity"

In line 74823, delete "nonprofit hospital" and insert "covered entity"

In line 74825, delete "nonprofit hospital's" and insert "covered entity's"

In line 74828, delete "nonprofit hospital" and insert "covered entity"

In line 74830, delete "nonprofit hospital's" and insert "covered entity's"

In line 74832, delete "nonprofit hospital's" and insert "covered entity's"

In line 74837, delete "nonprofit hospital's" and insert "covered entity's"

In line 74841, delete "nonprofit hospital's" and insert "covered entity's"

In line 74843, delete "nonprofit"

In line 74844, delete "hospital" and insert "covered entity"

In line 74845, delete "nonprofit"

In line 74846, delete "hospital" and insert "covered entity"

In line 74848, delete "nonprofit"

In line 74849, delete "hospital's" and insert "covered entity's"

After line 74853, insert:

"Sec. 3704.01. As used in this chapter:

(A) "Administrator" means the administrator of the United States environmental protection agency or the chief executive of any successor federal agency responsible for implementation of the federal Clean Air Act.

(B) "Air contaminant" means particulate matter, dust, fumes, gas, mist, radionuclides, smoke, vapor, or odorous substances, or any combination thereof, but does not mean emissions from agricultural production activities, as defined in section 929.01 of the Revised Code, that are consistent with

generally accepted agricultural practices, were established prior to adjacent nonagricultural activities, have no substantial, adverse effect on the public health, safety, or welfare, do not result from the negligent or other improper operations of any such agricultural activities, and would not be required to obtain a Title V permit. For the purposes of this chapter, agricultural production activities do not include the installation and operation of off-farm facilities for the storage or processing of agricultural products, including, but not limited to, alfalfa dehydrating facilities, rendering plants, and feed and grain mills, elevators, and terminals.

(C) "Air contaminant source" means each separate operation or activity that results or may result in the emission of any air contaminant.

(D) "Air pollution" means the presence in the ambient air of one or more air contaminants or any combination thereof in sufficient quantity and of such characteristics and duration as is or threatens to be injurious to human health or welfare, plant or animal life, or property, or as unreasonably interferes with the comfortable enjoyment of life or property.

(E) "Ambient air" means that portion of the atmosphere outside of buildings and other enclosures, stacks, or ducts that surrounds human, plant, or animal life or property.

(F) "Best available technology" means any combination of work practices, raw material specifications, throughput limitations, source design characteristics, an evaluation of the annualized cost per ton of pollutant removed, and air pollution control devices that have been previously demonstrated to the director of environmental protection to operate satisfactorily in this state or other states with similar air quality on substantially similar air pollution sources.

(G) "Change within a permitted facility" means, within the context of the Title V permit program established under section 3704.036 of the Revised Code, a change that is limited by a federally enforceable provision of an applicable Title V permit and that does not include physical, production, or other changes that are neither addressed nor limited by the federally enforceable portion of a Title V permit unless the change would result in a violation of a federally enforceable requirement or a modification under Title I of the federal Clean Air Act or would be subject to any requirements under Title IV of that act.

(H) "Community air monitoring" means any measurement or quantification of ambient air concentrations of an air contaminant, including both one-time monitoring events and multi-sampling events. "Community air monitoring" does not include any of the following:

(1) Monitoring conducted using monitoring devices identified in the most recent approved version of the United States environmental protection agency's document entitled "List of Designated Reference and Equivalent

Methods":

(2) Monitoring conducted using monitoring devices identified in the most recent approved version of the United State environmental protection agency's document entitled "Air Monitoring Network Plan" that are installed and operated in accordance with 40 C.F.R. 58 by the environmental protection agency or by a local air pollution control authority under the terms of a delegation agreement entered into under section 3704.111 of the Revised Code;

(3) Any measurement or quantification of ambient air concentrations of an air contaminant that is specifically identified or described in and either required or allowed to be used for the particular air contaminant source or source category for which it is being used under any of the following:

(a) The federal Clean Air Act;

(b) Any implementation plan promulgated or approved before the effective date of this amendment;

(c) Any permit, variance, or order issued before the effective date of this amendment or any renewal thereof after the effective date of this amendment;

(d) Any other permit, variance, or order issued on or after the effective date of this amendment, if the use of the measurement system, testing equipment, tool, or process was proposed, requested, or voluntarily accepted by the air contaminant source or sources subject to that permit, variance, or order.

(4) Any monitoring system installed and used by the environmental protection agency or by a local air pollution control authority under the terms of a delegation agreement entered into under section 3704.111 of the Revised Code, including, but not limited to, all of the following:

(a) A monitoring system used to measure polyfluoroalkyl substances (PFAS) in ambient air or precipitation, using a technique approved for that purpose by the United States environmental protection agency;

(b) A monitoring system used to measure contaminants identified by the American conference of governmental industrial hygienists using methodologies consistent with the procedures identified under method guidelines 1 and 2 of the United States occupational safety and health administration;

(c) A monitoring system used to investigate and respond to any accidents, spills, or releases under the authority of any emergency response program developed and implemented under Chapter 3750. of the Revised Code or Chapter 3745-104 of the Administrative Code;

(d) A monitoring system used to investigate any release that exceeds the reporting quantities under 40 C.F.R. 302;

(e) A monitoring system used to measure any of the compounds identified under section 112(b) of the federal Clean Air Act or Chapter 3745-114 of the Administrative Code;

(f) A monitoring system used under the national atmospheric deposition program;

(g) A monitoring system used to measure contaminants consistent with the "National Emission Standards for Hazardous Air Pollutants from Petroleum Refineries," 40 C.F.R. 63, Subpart CC.

(I) "Emit" or "emission" means the release into the ambient air of an air contaminant.

(H)(J) "Emission limitation" and "emission standard" mean a requirement that limits the quantity, rate, or concentration of emissions of air contaminants, including any requirement relating to the operation or maintenance of an air contaminant source.

(J)(K) "Facility," for the purposes of the Title V permit program established under section 3704.036 of the Revised Code, means all of the emitting activities that are located on contiguous or adjacent properties that are under the control of the same person or persons or are under common control and that are in the same major group as described in the standard Industrial Classification Manual, 1987.

(K)(L) "Federal Clean Air Act" means "Air Quality Act of 1967," 81 Stat. 485, 42 U.S.C. 1857, as amended by "Clean Air Act Amendments of 1970," 84 Stat. 1676, 42 U.S.C. 1857, "Act of November 18, 1971," 85 Stat. 464, 42 U.S.C. 1857, "Act of April 9, 1973," 87 Stat. 11, 42 U.S.C. 1857, "Act of June 24, 1974," 88 Stat. 248, 42 U.S.C. 1857, "Clean Air Act Amendments of 1977," 91 Stat. 685, 42 U.S.C. 7401, "Safe Drinking Water Act Amendments of 1977," 91 Stat. 1393, 42 U.S.C. 7401, "Clean Air Act Amendments of 1990," 104 Stat. 2399, 42 U.S.C.A. 7401, and any other amendments that have been or may hereafter be adopted, or any supplements to those acts and laws of the United States that have been or may hereafter be enacted in substitution therefor, together with any regulations that have been or may hereafter be adopted by the administrator by virtue of and in accordance with those acts and laws. Reference to a particular title or section of the federal Clean Air Act includes any amendments that have been or may hereafter be enacted in substitution therefor and any regulations pertaining to the title or section that have been or may hereafter be adopted by the administrator by virtue of and in accordance with the federal Clean Air Act.

(L)(M) "Hazardous air pollutant" means any pollutant listed under section 112(b) of the federal Clean Air Act.

(M)(N) "Implementation plan" means a program for the prevention and abatement of air pollution in the state that has been promulgated or

approved by the administrator pursuant to the federal Clean Air Act.

~~(N)~~(O) "Local air pollution control authority" includes all of the following unless terminated by the political subdivisions represented thereby:

(1) All of the following agencies representing the following political subdivisions, as those agencies existed on July 1, 1993:

(a) The Akron regional air quality management district representing Medina, Summit, and Portage counties;

(b) The Canton city health department representing Stark county;

(c) The Hamilton county department of environmental services, southwest Ohio air quality agency representing Butler, Warren, Hamilton, and Clermont counties;

(d) The city of Cleveland division of the environment representing Cuyahoga county;

(e) The regional air pollution control agency representing Darke, Preble, Miami, Montgomery, Clark, and Greene counties;

(f) The Lake county general health district representing Lake and Geauga counties;

(g) The Portsmouth city health department representing Brown, Adams, Scioto, and Lawrence counties;

(h) The city of Toledo division of pollution control representing Lucas county and the city of Rossford in Wood county.

(2) Any successor to an existing local air pollution control authority listed in ~~divisions (N)(1)(a) to (i)~~division (O)(1) of this section that results from a change in the political subdivisions comprising the local air pollution control authority through the withdrawal of a political subdivision from membership in the local air pollution control authority or the inclusion of an additional political subdivision in the membership of the local air pollution control authority;

(3) Any new local air pollution control authority established on or after July 1, 1993, by one or more political subdivisions of this state for the purposes of exercising the powers reserved to political subdivisions of this state under division (A) of section 3704.11 of the Revised Code.

~~(O)~~(P) "Person" means the federal government or any agency thereof, the state or any agency thereof, any political subdivision or any agency thereof, or any public or private corporation, individual, partnership, or other entity.

~~(P)~~(Q) "Research and development sources" means sources whose activities are conducted for nonprofit scientific or educational purposes; sources whose activities are conducted to test more efficient production processes or methods for preventing or reducing adverse environmental

impacts, provided that the activities do not include the production of an intermediate or final product for sale or exchange for commercial profit, except in a de minimis manner; a research or laboratory source the primary purpose of which is to conduct research and development into new processes and products, that is operated under the close supervision of technically trained personnel, and that is not engaged in the manufacture of products for sale or exchange for commercial profit, except in a de minimis manner; the temporary use of normal production sources in a research and development mode to test the technical or commercial viability of alternative raw materials or production processes, provided that the use does not include the production of an intermediate or final product for sale or exchange for commercial profit, except in a de minimis manner; the experimental firing of any fuel or combination of fuels in a boiler, heater, furnace, or dryer for the purpose of conducting research and development of more efficient combustion or more effective prevention or control of air pollutant emissions, provided that, during those periods of research and development, the heat generated is not used for normal production purposes or for producing a product for sale or exchange for commercial profit, except in a de minimis manner; and such other similar sources as the director may prescribe by rule.

(Q)(R) "Responsible official" means one of the following, as applicable:

(1) For a corporation: a president, secretary, treasurer, or vice-president of the corporation in charge of a principal business function, any other person who performs similar policy or decision-making functions for the corporation, or a duly authorized representative of any such person if the representative is responsible for the overall operation of one or more manufacturing, production, or operating facilities applying for or subject to a Title V permit and if one of the following applies:

(a) The facilities employ more than two hundred fifty individuals or have gross annual sales or expenditures exceeding twenty-five million dollars, in second quarter 1980 dollars;

(b) The delegation of authority to the representative is approved in advance by the director.

(2) For a partnership or sole proprietorship: a general partner or the proprietor, respectively.

(3) For the federal government or any agency thereof, the state or any agency thereof, a political subdivision or any agency thereof, or any other public agency, either a principal executive officer or authorized elected official. For the purposes of this division, a principal executive officer of a federal agency includes the chief executive officer having responsibility for the overall operation of a principal geographic unit of the agency.

(4) For affected sources, both of the following:

(a) The designated representative insofar as actions, standards, requirements, or prohibitions under Title IV of the federal Clean Air Act or regulations adopted under it are concerned;

(b) The designated representative for any other purposes under 40 C.F.R. part 70.

~~(R)~~(S) "Small business stationary source" means any building, structure, facility, or installation that emits any federally regulated air pollutant and is owned or operated by a person who employs one hundred or fewer individuals; is a small business concern as defined in the "Small Business Act," 72 Stat. 384 (1958), 15 U.S.C.A. 632, as amended; is not a major stationary source as defined in section 302(j) of the federal Clean Air Act; does not emit fifty tons or more per year of any federally regulated air pollutant or any hazardous air pollutant; and emits less than seventy-five tons per year of all federally regulated air pollutants.

~~(S)~~(T) "Title V permit" means an operating permit required to be issued by the state under section 502 of the federal Clean Air Act and issued under section 3704.036 of the Revised Code and rules adopted under it.

~~(F)~~(U) For the purposes of the Title V permit program established under this chapter and rules adopted under it, all terms defined in 40 C.F.R. part 70 have the same meaning as in that part.

Sec. 3704.03. The director of environmental protection may do any of the following:

(A) Develop programs for the prevention, control, and abatement of air pollution;

(B) Advise, consult, contract, and cooperate with any governmental or private agency in the furtherance of the purposes of this chapter;

(C) Encourage, participate in, or conduct studies, investigations, and research relating to air pollution, collect and disseminate information, and conduct education and training programs relating to the causes, prevention, control, and abatement of air pollution;

(D) Adopt, modify, and rescind rules prescribing ambient air quality standards for the state as a whole or for various areas of the state that are consistent with and no more stringent than the national ambient air quality standards in effect under the federal Clean Air Act;

(E) Adopt, modify, suspend, and rescind rules for the prevention, control, and abatement of air pollution, including rules prescribing for the state as a whole or for various areas of the state emission standards for air contaminants, and other necessary rules for the purpose of achieving and maintaining compliance with ambient air quality standards in all areas within the state as expeditiously as practicable, but not later than any deadlines applicable under the federal Clean Air Act; rules for the prevention or control

of the emission of hazardous or toxic air contaminants; rules prescribing fugitive dust limitations and standards that are related, on an areawide basis, to attainment and maintenance of ambient air quality standards; rules prescribing shade, density, or opacity limitations and standards for emissions, provided that with regard to air contaminant sources for which there are particulate matter emission standards in addition to a shade, density, or opacity rule, upon demonstration by such a source of compliance with those other standards, the shade, density, or opacity rule shall provide for establishment of a shade, density, or opacity limitation for that source that does not require the source to reduce emissions below the level specified by those other standards; rules for the prevention or control of odors and air pollution nuisances; rules that prevent significant deterioration of air quality to the extent required by the federal Clean Air Act; rules for the protection of visibility as required by the federal Clean Air Act; and rules prescribing open burning limitations and standards. In adopting, modifying, suspending, or rescinding any such rules, the director, to the extent consistent with the federal Clean Air Act, shall hear and give consideration to evidence relating to all of the following:

(1) Conditions calculated to result from compliance with the rules, the overall cost within this state of compliance with the rules, and their relation to benefits to the people of the state to be derived from that compliance;

(2) The quantity and characteristics of air contaminants, the frequency and duration of their presence in the ambient air, and the dispersion and dilution of those contaminants;

(3) Topography, prevailing wind directions and velocities, physical conditions, and other factors that may or may combine to affect air pollution.

Consistent with division (K) of section 3704.036 of the Revised Code, the director shall consider alternative emission limits proposed by the owner or operator of an air contaminant source that is subject to an emission limit established in rules adopted under this division and shall accept those alternative emission limits that the director determines to be equivalent to emission limits established in rules adopted under this division.

(F)(1) Adopt, modify, suspend, and rescind rules consistent with the purposes of this chapter prohibiting the location, installation, construction, or modification of any air contaminant source or any machine, equipment, device, apparatus, or physical facility intended primarily to prevent or control the emission of air contaminants unless an installation permit therefor has been obtained from the director or the director's authorized representative.

(2)(a) Applications for installation permits shall be accompanied by plans, specifications, construction schedules, and such other pertinent information and data, including data on ambient air quality impact and a

demonstration of best available technology, as the director may require. Installation permits shall be issued for a period specified by the director and are transferable. The director shall specify in each permit the applicable emission standards and that the permit is conditioned upon payment of the applicable fees as required by section 3745.11 of the Revised Code and upon the right of the director's authorized representatives to enter upon the premises of the person to whom the permit has been issued, at any reasonable time and subject to safety requirements of the person in control of the premises, for the purpose of determining compliance with such standards, this chapter, the rules adopted thereunder, and the conditions of any permit, variance, or order issued thereunder. Each proposed new or modified air contaminant source shall provide such notice of its proposed installation or modification to other states as is required under the federal Clean Air Act. Installation permits shall include the authorization to operate sources installed and operated in accordance with terms and conditions of the installation permits for a period not to exceed one year from commencement of operation, which authorization shall constitute an operating permit under division (G) of this section and rules adopted under it.

No installation permit shall be required for activities that are subject to and in compliance with a plant-wide applicability limit issued by the director in accordance with rules adopted under this section.

No installation permit shall be issued except in accordance with all requirements of this chapter and rules adopted thereunder. No application shall be denied or permit revoked or modified without a written order stating the findings upon which denial, revocation, or modification is based. A copy of the order shall be sent to the applicant or permit holder by certified mail.

(b) An air contaminant source that is the subject of an installation permit shall be installed or modified in accordance with the permit not later than eighteen months after the permit's effective date at which point the permit shall terminate unless one of the following applies:

(i) The owner or operator has undertaken a continuing program of installation or modification during the eighteen-month period.

(ii) The owner or operator has entered into a binding contractual obligation to undertake and complete within a reasonable period of time a continuing program of installation or modification of the air contaminant source during the eighteen-month period.

(iii) The director has extended the date by which the air contaminant source that is the subject of the installation permit must be installed or modified.

(iv) The installation permit is the subject of an appeal by a party other than the owner or operator of the air contaminant source that is the subject of the installation permit, in which case the date of termination of the permit is

not later than eighteen months after the effective date of the permit plus the number of days between the date in which the permit was appealed and the date on which all appeals concerning the permit have been resolved.

(v) The installation permit has been superseded by a subsequent installation permit, in which case the original installation permit terminates on the effective date of the superseding installation permit.

Division (F)(2)(b) of this section applies to an installation permit that has not terminated as of October 16, 2009.

The director may adopt rules in accordance with Chapter 119. of the Revised Code for the purpose of establishing additional requirements that are necessary for the implementation of division (F)(2)(b) of this section.

(3) Not later than two years after August 3, 2006, the director shall adopt a rule in accordance with Chapter 119. of the Revised Code specifying that a permit to install is required only for new or modified air contaminant sources that emit any of the following air contaminants:

(a) An air contaminant or precursor of an air contaminant for which a national ambient air quality standard has been adopted under the federal Clean Air Act;

(b) An air contaminant for which the air contaminant source is regulated under the federal Clean Air Act;

(c) An air contaminant that presents, or may present, through inhalation or other routes of exposure, a threat of adverse human health effects, including, but not limited to, substances that are known to be, or may reasonably be anticipated to be, carcinogenic, mutagenic, teratogenic, or neurotoxic, that cause reproductive dysfunction, or that are acutely or chronically toxic, or a threat of adverse environmental effects whether through ambient concentrations, bioaccumulation, deposition, or otherwise, and that is identified in the rule by chemical name and chemical abstract service number.

The director may modify the rule adopted under division (F)(3)(c) of this section for the purpose of adding or deleting air contaminants. For each air contaminant that is contained in or deleted from the rule adopted under division (F)(3)(c) of this section, the director shall include in a notice accompanying any proposed or final rule an explanation of the director's determination that the air contaminant meets the criteria established in that division and should be added to, or no longer meets the criteria and should be deleted from, the list of air contaminants. The explanation shall include an identification of the scientific evidence on which the director relied in making the determination. Until adoption of the rule under division (F)(3)(c) of this section, nothing shall affect the director's authority to issue, deny, modify, or revoke permits to install under this chapter and rules adopted

under it.

(4)(a) Applications for permits to install new or modified air contaminant sources shall contain sufficient information regarding air contaminants for which the director may require a permit to install to determine conformity with the environmental protection agency's document entitled "Review of New Sources of Air Toxics Emissions, Option A," dated May 1986, which the director shall use to evaluate toxic emissions from new or modified air contaminant sources. The director shall make copies of the document available to the public upon request at no cost and post the document on the environmental protection agency's web site. Any inconsistency between the document and division (F)(4) of this section shall be resolved in favor of division (F)(4) of this section.

(b) The maximum acceptable ground level concentration of an air contaminant shall be calculated in accordance with the document entitled "Review of New Sources of Air Toxics Emissions, Option A." Modeling shall be conducted to determine the increase in the ground level concentration of an air contaminant beyond the facility's boundary caused by the emissions from a new or modified source that is the subject of an application for a permit to install. Modeling shall be based on the maximum hourly rate of emissions from the source using information including, but not limited to, any emission control devices or methods, operational restrictions, stack parameters, and emission dispersion devices or methods that may affect ground level concentrations, either individually or in combination. The director shall determine whether the activities for which a permit to install is sought will cause an increase in the ground level concentration of one or more relevant air contaminants beyond the facility's boundary by an amount in excess of the maximum acceptable ground level concentration. In making the determination as to whether the maximum acceptable ground level concentration will be exceeded, the director shall give consideration to the modeling conducted under division (F)(4)(b) of this section and other relevant information submitted by the applicant.

(c) If the modeling conducted under division (F)(4)(b) of this section with respect to an application for a permit to install demonstrates that the maximum ground level concentration from a new or modified source will be greater than or equal to eighty per cent, but less than one hundred per cent of the maximum acceptable ground level concentration for an air contaminant, the director may establish terms and conditions in the permit to install for the air contaminant source that will require the owner or operator of the air contaminant source to maintain emissions of that air contaminant commensurate with the modeled level, which shall be expressed as allowable emissions per day. In order to calculate the allowable emissions per day, the director shall multiply the hourly emission rate modeled under division (F)(4)(b) of this section to determine the ground level concentration by the

operating schedule that has been identified in the permit to install application. Terms and conditions imposed under division (F)(4)(c) of this section are not federally enforceable requirements and, if included in a Title V permit, shall be placed in the portion of the permit that is only enforceable by the state.

(d) If the modeling conducted under division (F)(4)(b) of this section with respect to an application for a permit to install demonstrates that the maximum ground level concentration from a new or modified source will be less than eighty per cent of the maximum acceptable ground level concentration, the owner or operator of the source annually shall report to the director, on a form prescribed by the director, whether operations of the source are consistent with the information regarding the operations that was used to conduct the modeling with regard to the permit to install application. The annual report to the director shall be in lieu of an emission limit or other permit terms and conditions imposed pursuant to division (F)(4) of this section. The director may consider any significant departure from the operations of the source described in the permit to install application that results in greater emissions than the emissions rate modeled to determine the ground level concentration as a modification and require the owner or operator to submit a permit to install application for the increased emissions. The requirements established in division (F)(4)(d) of this section are not federally enforceable requirements and, if included in a Title V permit, shall be placed in the portion of the permit that is only enforceable by the state.

(e) Division (F)(4) of this section and the document entitled "Review of New Sources of Air Toxics Emissions, Option A" shall not be included in the state implementation plan under section 110 of the federal Clean Air Act and do not apply to an air contaminant source that is subject to a maximum achievable control technology standard or residual risk standard under section 112 of the federal Clean Air Act, to a particular air contaminant identified under 40 C.F.R. 51.166, division (b)(23), for which the director has determined that the owner or operator of the source is required to install best available control technology for that particular air contaminant, or to a particular air contaminant for which the director has determined that the source is required to meet the lowest achievable emission rate, as defined in 40 C.F.R. part 51, Appendix S, for that particular air contaminant.

(f)(i) Division (F)(4) of this section and the document entitled "Review of New Sources of Air Toxics Emissions, Option A" do not apply to parking lots, storage piles, storage tanks, transfer operations, grain silos, grain dryers, emergency generators, gasoline dispensing operations, air contaminant sources that emit air contaminants solely from the combustion of fossil fuels, or the emission of wood dust, sand, glass dust, coal dust, silica, and grain dust.

(ii) Notwithstanding division (F)(4)(f)(i) of this section, the director may require an individual air contaminant source that is within one of the

source categories identified in division (F)(4)(f)(i) of this section to submit information in an application for a permit to install a new or modified source in order to determine the source's conformity to the document if the director has information to conclude that the particular new or modified source will potentially cause an increase in ground level concentration beyond the facility's boundary that exceeds the maximum acceptable ground level concentration as set forth in the document.

(iii) The director may adopt rules in accordance with Chapter 119. of the Revised Code that are consistent with the purposes of this chapter and that add to or delete from the source category exemptions established in division (F)(4)(f)(i) of this section.

(5) Not later than one year after August 3, 2006, the director shall adopt rules in accordance with Chapter 119. of the Revised Code specifying activities that do not, by themselves, constitute beginning actual construction activities related to the installation or modification of an air contaminant source for which a permit to install is required such as the grading and clearing of land, on-site storage of portable parts and equipment, and the construction of foundations or buildings that do not themselves emit air contaminants. The rules also shall allow specified initial activities that are part of the installation or modification of an air contaminant source, such as the installation of electrical and other utilities for the source, prior to issuance of a permit to install, provided that the owner or operator of the source has filed a complete application for a permit to install, the director or the director's designee has determined that the application is complete, and the owner or operator of the source has notified the director that this activity will be undertaken prior to the issuance of a permit to install. Any activity that is undertaken by the source under those rules shall be at the risk of the owner or operator. The rules shall not apply to activities that are precluded prior to permit issuance under section 111, section 112, Part C of Title I, and Part D of Title I of the federal Clean Air Act.

(G) Adopt, modify, suspend, and rescind rules prohibiting the operation or other use of any new, modified, or existing air contaminant source unless an operating permit has been obtained from the director or the director's authorized representative, or the air contaminant source is being operated in compliance with the conditions of a variance issued pursuant to division (H) of this section. Applications for operating permits shall be accompanied by such plans, specifications, and other pertinent information as the director may require. Operating permits may be issued for a period determined by the director not to exceed ten years, are renewable, and are transferable. The director shall specify in each operating permit that the permit is conditioned upon payment of the applicable fees as required by section 3745.11 of the Revised Code and upon the right of the director's authorized representatives to enter upon the premises of the person to whom

the permit has been issued, at any reasonable time and subject to safety requirements of the person in control of the premises, for the purpose of determining compliance with this chapter, the rules adopted thereunder, and the conditions of any permit, variance, or order issued thereunder. Operating permits may be denied or revoked for failure to comply with this chapter or the rules adopted thereunder. An operating permit shall be issued only upon a showing satisfactory to the director or the director's representative that the air contaminant source is being operated in compliance with applicable emission standards and other rules or upon submission of a schedule of compliance satisfactory to the director for a source that is not in compliance with all applicable requirements at the time of permit issuance, provided that the compliance schedule shall be consistent with and at least as stringent as that contained in any judicial consent decree or administrative order to which the air contaminant source is subject. The rules shall provide for the issuance of conditional operating permits for such reasonable periods as the director may determine to allow the holder of an installation permit, who has constructed, installed, located, or modified a new air contaminant source in accordance with the provisions of an installation permit, to make adjustments or modifications necessary to enable the new air contaminant source to comply with applicable emission standards and other rules. Terms and conditions of operating permits issued pursuant to this division shall be federally enforceable for the purpose of establishing the potential to emit of a stationary source and shall be expressly designated as federally enforceable. Any such federally enforceable restrictions on a source's potential to emit shall include both an annual limit and a short-term limit of not more than thirty days for each pollutant to be restricted together with adequate methods for establishing compliance with the restrictions. In other respects, operating permits issued pursuant to this division are enforceable as state law only. No application shall be denied or permit revoked or modified without a written order stating the findings upon which denial, revocation, or modification is based. A copy of the order shall be sent to the applicant or permit holder by certified mail.

(H) Adopt, modify, and rescind rules governing the issuance, revocation, modification, or denial of variances that authorize emissions in excess of the applicable emission standards.

No variance shall be issued except pursuant to those rules. The rules shall prescribe conditions and criteria in furtherance of the purposes of this chapter and consistent with the federal Clean Air Act governing eligibility for issuance of variances, which shall include all of the following:

(1) Provisions requiring consistency of emissions authorized by a variance with timely attainment and maintenance of ambient air quality standards;

(2) Provisions prescribing the classes and categories of air

contaminants and air contaminant sources for which variances may be issued;

(3) Provisions defining the circumstances under which an applicant shall demonstrate that compliance with applicable emission standards is technically infeasible, economically unreasonable, or impossible because of conditions beyond the control of the applicant;

(4) Other provisions prescribed in furtherance of the goals of this chapter.

The rules shall prohibit the issuance of variances from any emission limitation that was applicable to a source pursuant to an installation permit and shall prohibit issuance of variances that conflict with the federal Clean Air Act.

Applications for variances shall be accompanied by such information as the director may require. In issuing variances, the director may order the person to whom a variance is issued to furnish plans and specifications and such other information and data, including interim reports, as the director may require and to proceed to take such action within such time as the director may determine to be appropriate and reasonable to prevent, control, or abate the person's existing emissions of air contaminants. The director shall specify in each variance that the variance is conditioned upon payment of the applicable fees as required by section 3745.11 of the Revised Code and upon the right of the director's authorized representatives to enter upon the premises of the person to whom the variance has been issued, at any reasonable time and subject to safety requirements of the person in control of the premises, for the purpose of determining compliance with this chapter, the rules adopted thereunder, and the conditions of any permit, variance, or order issued thereunder.

The director may hold a public hearing on an application for a variance or renewal thereof at a location in the county where the variance is sought. The director shall give not less than twenty days' notice of the hearing to the applicant by certified mail or another type of mail accompanied by a receipt. The director also shall cause at least one publication of notice in a newspaper with general circulation in the county where the variance is sought or may instead provide public notice by publication on the environmental protection agency's web site. The director shall keep available for public inspection at the principal office of the environmental protection agency a current schedule of pending applications for variances and a current schedule of pending variance hearings. The director shall make a complete stenographic record or electronic record of testimony and other evidence submitted at the hearing. The director shall make a written determination to issue, renew, or deny the variance and shall enter the determination and the basis therefor into the record of the hearing. The director shall issue, renew, or deny an application for a variance or

renewal thereof, or issue a proposed action upon the application pursuant to section 3745.07 of the Revised Code, within six months of the date upon which the director receives a complete application with all pertinent information and data required by the director.

Any variance granted pursuant to rules adopted under this division shall be for a period specified by the director, not to exceed three years, and may be renewed from time to time on such terms and for such periods, not to exceed three years each, as the director determines to be appropriate. A variance may be revoked, or renewal denied, for failure to comply with conditions specified in the variance. No variance shall be issued, denied, revoked, or modified without a written order stating the findings upon which the issuance, denial, revocation, or modification is based. A copy of the order shall be sent to the applicant or variance holder by certified mail.

(I) Require the owner or operator of an air contaminant source to install, employ, maintain, and operate such emissions, ambient air quality, meteorological, or other monitoring devices or methods as the director shall prescribe; to sample those emissions at such locations, at such intervals, and in such manner as the director prescribes; to maintain records and file periodic reports with the director containing information as to location, size, and height of emission outlets, rate, duration, and composition of emissions, and any other pertinent information the director prescribes; and to provide such written notice to other states as the director shall prescribe. In requiring monitoring devices, records, and reports, the director, to the extent consistent with the federal Clean Air Act, shall give consideration to technical feasibility and economic reasonableness and allow reasonable time for compliance. For sources where a specific monitoring, record-keeping, or reporting requirement is specified for a particular air contaminant from a particular air contaminant source in an applicable regulation adopted by the United States environmental protection agency under the federal Clean Air Act or in an applicable rule adopted by the director, the director shall not impose an additional requirement in a permit that is a different monitoring, record-keeping, or reporting requirement other than the requirement specified in the applicable regulation or rule for that air contaminant except as otherwise agreed to by the owner or operator of the air contaminant source and the director. For sources where no specific monitoring requirement is specified for a particular air contaminant from a particular air contaminant source in an applicable regulation adopted by the United States environmental protection agency under the federal Clean Air Act or in an applicable rule adopted by the director, the director shall not impose a monitoring requirement in a permit that requires community air monitoring, except as otherwise agreed to by the owner or air operator of the air contaminant source and the director. If two or more regulations or rules impose different monitoring, record-keeping, or reporting requirements for

the same air contaminant from the same air contaminant source, the director may impose permit terms and conditions that consolidate or streamline the monitoring, record-keeping, or reporting requirements in a manner that conforms with each applicable requirement. To the extent consistent with the federal Clean Air Act and except as otherwise agreed to by the owner or operator of an air contaminant source and the director, the director shall not require an operating restriction that has the practical effect of increasing the stringency of an existing applicable emission limitation or standard.

(J) Establish, operate, and maintain monitoring stations and other devices designed to measure air pollution and enter into contracts with any public or private agency for the establishment, operation, or maintenance of such stations and devices, except that the director shall not enter into contracts with any private agency for the establishment, operation, or maintenance of community air monitoring where the intended use of the data produced by such monitoring stations and other devices would violate divisions (B) or (C) of section 3704.09 of the Revised Code;

(K) By rule adopt procedures for giving reasonable public notice and conducting public hearings on any plans for the prevention, control, and abatement of air pollution that the director is required to submit to the federal government;

(L) Through any employee, agent, or authorized representative of the director or the environmental protection agency, enter upon private or public property, including improvements thereon, at any reasonable time, to make inspections, take samples, conduct tests, and examine records or reports pertaining to any emission of air contaminants and any monitoring equipment or methods and to determine if there are any actual or potential emissions from such premises and, if so, to determine the sources, amounts, contents, and extent of those emissions, or to ascertain whether there is compliance with this chapter, any orders issued or rules adopted thereunder, or any other determination of the director. The director, at reasonable times, may have access to and copy any such records. If entry or inspection authorized by this division is refused, hindered, or thwarted, the director or the director's authorized representative may by affidavit apply for, and any judge of a court of record may issue, an appropriate inspection warrant necessary to achieve the purposes of this chapter within the court's territorial jurisdiction.

(M) Accept and administer gifts or grants from the federal government and from any other source, public or private, for carrying out any of the functions under this chapter;

(N) Obtain necessary scientific, technical, and laboratory services;

(O) Establish advisory boards in accordance with section 121.13 of the Revised Code;

(P) Delegate to any city or general health district or political

subdivision of the state any of the director's enforcement and monitoring powers and duties, other than rule-making powers, as the director elects to delegate, and in addition employ, compensate, and prescribe the powers and duties of such officers, employees, and consultants as are necessary to enable the director to exercise the authority and perform duties imposed upon the director by law. Technical and other services shall be performed, insofar as practical, by personnel of the environmental protection agency.

(Q) Certify to the government of the United States or any agency thereof that an industrial air pollution facility is in conformity with the state program or requirements for control of air pollution whenever such certificate is required for a taxpayer pursuant to any federal law or requirements;

(R) Issue, modify, or revoke orders requiring abatement of or prohibiting emissions that violate applicable emission standards or other requirements of this chapter and rules adopted thereunder, or requiring emission control devices or measures in order to comply with applicable emission standards or other requirements of this chapter and rules adopted thereunder. Any such order shall require compliance with applicable emission standards by a specified date and shall not conflict with any requirement of the federal Clean Air Act. In the making of such orders, the director, to the extent consistent with the federal Clean Air Act, shall give consideration to, and base the determination on, evidence relating to the technical feasibility and economic reasonableness of compliance with such orders and their relation to benefits to the people of the state to be derived from such compliance. If, under the federal Clean Air Act, any such order shall provide for the posting of a bond or surety to secure compliance with the order as a condition of issuance of the order, the order shall so provide, but only to the extent required by the federal Clean Air Act.

(S) To the extent provided by the federal Clean Air Act, adopt, modify, and rescind rules providing for the administrative assessment and collection of monetary penalties, not in excess of those required pursuant to the federal Clean Air Act, for failure to comply with any emission limitation or standard, compliance schedule, or other requirement of any rule, order, permit, or variance issued or adopted under this chapter or required under the applicable implementation plan whether or not the source is subject to a federal or state consent decree. The director may require the submission of compliance schedules, calculations of penalties for noncompliance, and related information. Any orders, payments, sanctions, or other requirements imposed pursuant to rules adopted under this division shall be in addition to any other permits, orders, payments, sanctions, or other requirements established under this chapter and shall not affect any civil or criminal enforcement proceedings brought under any provision of this chapter or any other provision of state or local law. This division does not apply to any

requirement of this chapter regarding the prevention or abatement of odors.

(T) Require new or modified air contaminant sources to install best available technology, but only in accordance with this division. With respect to permits issued pursuant to division (F) of this section beginning three years after August 3, 2006, best available technology for air contaminant sources and air contaminants emitted by those sources that are subject to standards adopted under section 112, Part C of Title I, and Part D of Title I of the federal Clean Air Act shall be equivalent to and no more stringent than those standards. For an air contaminant or precursor of an air contaminant for which a national ambient air quality standard has been adopted under the federal Clean Air Act, best available technology only shall be required to the extent required by rules adopted under Chapter 119. of the Revised Code for permit to install applications filed three or more years after August 3, 2006.

Best available technology requirements established in rules adopted under this division shall be expressed only in one of the following ways that is most appropriate for the applicable source or source categories:

- (1) Work practices;
- (2) Source design characteristics or design efficiency of applicable air contaminant control devices;
- (3) Raw material specifications or throughput limitations averaged over a twelve-month rolling period;
- (4) Monthly allowable emissions averaged over a twelve-month rolling period.

Best available technology requirements shall not apply to an air contaminant source that has the potential to emit, taking into account air pollution controls installed on the source, less than ten tons per year of emissions of an air contaminant or precursor of an air contaminant for which a national ambient air quality standard has been adopted under the federal Clean Air Act. In addition, best available technology requirements established in rules adopted under this division shall not apply to any existing, new, or modified air contaminant source that is subject to a plant-wide applicability limit that has been approved by the director. Further, best available technology requirements established in rules adopted under this division shall not apply to general permits issued prior to January 1, 2006, under rules adopted under this chapter.

For permits to install issued three or more years after August 3, 2006, any new or modified air contaminant source that has the potential to emit, taking into account air pollution controls installed on the source, ten or more tons per year of volatile organic compounds or nitrogen oxides shall meet, at a minimum, the requirements of any applicable reasonably available control technology rule in effect as of January 1, 2006, regardless of the location of

the source.

(U) Consistent with section 507 of the federal Clean Air Act, adopt, modify, suspend, and rescind rules for the establishment of a small business stationary source technical and environmental compliance assistance program as provided in section 3704.18 of the Revised Code;

(V) Provide for emissions trading, marketable permits, auctions of emission rights, and economic incentives that would reduce the cost or increase the efficiency of achieving a specified level of environmental protection;

(W) Provide for the construction of an air contaminant source prior to obtaining a permit to install pursuant to division (F) of this section if the applicant demonstrates that the source will be installed to comply with all applicable emission limits and will not adversely affect public health or safety or the environment and if the director determines that such an action will avoid an unreasonable hardship on the owner or operator of the source. Any such determination shall be consistent with the federal Clean Air Act.

(X) Exercise all incidental powers, including adoption of rules, required to carry out this chapter.

The environmental protection agency shall develop a plan to control air pollution resulting from state-operated facilities and property.

Sec. 3704.031. ~~Prior~~ (A) Except as provided in division (B) of this section, prior to issuance or renewal of a permit or a variance under division (F), (G), or (H) of section 3704.03 of the Revised Code, the director of environmental protection may require the applicant to install such equipment and conduct such tests and analyses as the director finds reasonable and necessary to determine adequately the amount and content of any emissions from such sources, the ambient air quality at the proposed site and in areas that may be affected by emissions from such sources, and any violation or potential violation of Chapter 3704. of the Revised Code, or the regulations or orders promulgated thereunder.

(B) Prior to the issuance or renewal of a permit or a variance under division (F), (G), or (H) of section 3704.03 of the Revised Code, the director shall not require an applicant to conduct community air monitoring ."

After line 74884, insert:

"Sec. 3704.09. (A) Determinations made by the director of environmental protection or other persons acting under sections 3704.03 and 3704.04 of the Revised Code shall not be used as evidence in civil actions nor create any presumption of law or finding of fact which shall inure to or be for the benefit of any person other than the state, and sections 3704.01 to 3704.07 of the Revised Code do not create, enlarge, or abrogate existing private rights. Nothing in Chapter 3704. of the Revised Code shall be

construed to abridge, limit, or otherwise impair the right of any person to damages or other relief on account of injury to persons or property and to maintain any action or other appropriate proceedings therefor.

(B) Data produced from community air monitoring shall not be used as evidence to support either of the following:

(1) A fine, penalty, or notice of violation against any person for violations of or noncompliance with the federal Clean Air Act, this chapter, the rules adopted thereunder, or any other applicable law, rule, or regulation for which the state has primary enforcement authority;

(2) An administrative, regulatory, or judicial enforcement action, lawsuit, or proceeding for violations of or noncompliance with the federal Clean Air Act, this chapter, the rules adopted thereunder, or any other applicable law, rule, or regulation for which the state has primary enforcement authority.

(C) Data produced from community air monitoring shall not be considered or relied upon by the environmental protection agency or a local air pollution control authority in any rulemaking action or in any action relating to the issuance of an installation permit or operating permit unless such consideration or reliance is requested by the owner or operator of the air contaminant source requesting the permit.

Sec. 3704.111. (A) Not later than October 1, 1993, the director of environmental protection shall enter into a delegation agreement with each local air pollution control authority listed in ~~divisions (N)(1)(a) to (h)~~division (O)(1) of section 3704.01 of the Revised Code under which the local air pollution control authority agrees to perform on behalf of the environmental protection agency air pollution control regulatory services within the political subdivision represented by the local air pollution control authority. The director may enter into such a delegation agreement with a local air pollution control authority established on or after the effective date of this section, subject to the condition established in division (B) of this section. Each delegation agreement shall be self-renewing on an annual basis on the first day of October of each year. The terms of each such delegation agreement shall remain unchanged from year to year unless they are amended by mutual agreement of the director and the local air pollution control authority.

(B) The director may conduct a periodic performance evaluation of the air pollution control program operated by each local air pollution control authority. Based upon the findings of such a performance evaluation, the director may terminate or refuse to renew the delegation agreement with a local air pollution control authority if the director determines that the local air pollution control authority is not adequately performing its obligations under the agreement.

(C) The director may enter into contracts for payments to local air

pollution control authorities from moneys credited to the clean air fund created in section 3704.035 of the Revised Code, subject to the limitation specified in that section, and any other moneys appropriated by the general assembly for that purpose. The director shall distribute the moneys available for making payments to the local air pollution control authorities pursuant to such contracts equitably among the local air pollution control authorities based upon the amount of local funding and the workload of each local air pollution control authority, including, without limitation, population served, number of air permits issued for both new and existing sources, land area, and number of air contaminant sources. The director biennially shall review the workload of each local air pollution control authority and shall determine the percentage of the moneys available for the purpose of making payments under the contracts. In determining the percentage of those moneys that is to be so distributed, the director shall consider the recommendations of the local air pollution control authorities.

(D) The director may modify a contract between the director and a local air pollution control authority to authorize the local air pollution control authority to perform air pollution control activities outside the geographic boundaries of that local air pollution control authority. "

After line 75575, insert:

"Sec. 3707.61. (A) The department of health shall create informational materials on type 1 diabetes for parents, guardians, educators, and other persons having care or charge of children. The materials shall include pertinent information to inform and educate parents, guardians, educators, and other caretakers about type 1 diabetes in children, including the following:

(1) A description of type 1 diabetes;

(2) A description of type 1 diabetes risk factors and warning signs;

(3) A recommendation that the parents or guardian of a student who is displaying type 1 diabetes warning signs should immediately consult with the student's primary care provider to determine if immediate screening is appropriate;

(4) A description of the type 1 diabetes screening process, the significance of the three stages of type 1 diabetes, and the implications of test results identifying the presence of each stage;

(5) A recommendation that, following a diagnosis of type 1 diabetes, the student's parents or guardian should consult with the student's primary care provider to develop an appropriate treatment plan, which may include consultation with and examination by a specialty care provider, including a properly qualified endocrinologist.

(B) The department shall make the informational materials available

on its internet web site in a format suitable for easy downloading and printing."

After line 75612, insert:

"Sec. 3715.021. (A) As used in this section, "~~food~~;

(1) "Food processing establishment" means a premises or part of a premises where food is processed, packaged, manufactured, or otherwise held or handled for distribution to another location or for sale at wholesale. "Food processing establishment" includes the activities of a bakery, confectionery, cannery, bottler, warehouse, or distributor, and the activities of an entity that receives or salvages distressed food for sale or use as food. A "food processing establishment" does not include a cottage food production operation; a small egg producer; a processor of tree syrup who boils sap when a minimum of seventy-five per cent of the sap used to produce the syrup is collected directly from trees by that processor; a processor of sorghum who processes sorghum juice when a minimum of seventy-five per cent of the sorghum juice used to produce the sorghum is extracted directly from sorghum plants by that processor; a beekeeper who jars honey when a minimum of seventy-five per cent of the honey is from that beekeeper's own hives; or a processor of apple syrup or apple butter who directly harvests from trees a minimum of seventy-five per cent of the apples used to produce the apple syrup or apple butter.

(2) "Small egg producer" means any person that is engaged in the operation of egg production and annually maintains five hundred or fewer birds.

(B) The director of agriculture shall adopt rules in accordance with Chapter 119. of the Revised Code that establish, when otherwise not established by the Revised Code, standards and good manufacturing practices for food processing establishments, including the facilities of food processing establishments and their sanitation. The rules shall conform with or be equivalent to the standards for foods established by the United States food and drug administration in Title 21 of the Code of Federal Regulations.

A business or that portion of a business that is regulated by the department of agriculture under Chapter 917. or 918. of the Revised Code is not subject to regulation under this section as a food processing establishment. "

After line 75990, insert:

"(C) The director shall not adopt rules under this chapter requiring a soil evaluator or soil scientist to evaluate the soil type and slope with respect to a sewage treatment system or a proposed sewage treatment system."

After line 76251, insert:

"Sec. 3722.15. (A) A hospital that is a medicaid provider and that operates a maternity unit shall agree to a written transfer agreement with any freestanding birthing center if both of the following apply:

(1) The freestanding birthing center is located within a thirty mile radius of the hospital.

(2) The freestanding birthing center has requested a transfer agreement.

(B) A transfer agreement shall specify an effective procedure for the safe and immediate transfer of patients from the freestanding birthing center to the hospital when medical care beyond the care that can be provided at the freestanding birthing center is necessary, including when emergency situations occur or medical complications arise.

(C) The freestanding birthing center shall file a copy of the transfer agreement with the director of health."

After line 78132, insert:

"Sec. 3734.904. (A) By the twentieth day of each month, each person required to pay the fee imposed by section 3734.901 of the Revised Code shall file with the tax commissioner a return as prescribed by the tax commissioner and shall make payment of the full amount of the fee due for the preceding month ~~after deduction of any discount provided for under division (E) of this section.~~ The return shall be signed by the person required to file it, or an authorized employee, officer, or agent. The return shall be deemed filed when received by the tax commissioner.

(B) Any person required by this section to file a return who fails to file such a return within the period prescribed may be required to pay an additional charge of fifty dollars or ten per cent of the fee required to be paid for the reporting period, whichever is greater. The commissioner may collect the additional charge by assessment pursuant to section 3734.907 of the Revised Code. The commissioner may remit all or a portion of the additional charge and may adopt rules relating thereto.

(C) If any fee due is not paid timely in accordance with this section, the person liable for the fee shall pay interest, calculated at the rate per annum as prescribed by section 5703.47 of the Revised Code, from the date the fee payment was due to the date of payment or to the date an assessment is issued, whichever occurs first. Interest shall be paid in the same manner as the fee, and the commissioner may collect the interest by assessment pursuant to section 3734.907 of the Revised Code.

(D) If, in the estimation of the tax commissioner, the average liability of the person liable for the fee is such as not to merit monthly filing, the commissioner may authorize the person to file and pay at less frequent intervals. Returns are due by the twentieth day of the month following the

close of the applicable reporting period authorized under this division.

~~(E) If a return is filed and the amount of the fee shown to be due on the return is paid on or before the date that the return is required to be filed under division (A) of this section or pursuant to division (D) of this section, whichever is applicable, the person liable for the fee is entitled to a discount of four per cent of the amount shown to be due on the return.~~

~~(F)~~ All money collected by the tax commissioner under this section shall be paid to the treasurer of state as revenue arising from the fee imposed by section 3734.901 of the Revised Code."

In line 78609, delete "completely" and insert "either:"

(i) Completely"

In line 78611, after "each" insert "open"; after "side" insert ";

(ii) Completely open to the atmosphere without enclosing walls on two sides all year with accessible means of egress on each open side, but only if no point in the covered patio area is more than twenty feet from an accessible means of egress and not more than fifty per cent of the perimeter of the covered patio area is enclosed by walls"

After line 78676, insert:

"Sec. 3742.50. (A) As used in this section:

(1) "Lead abatement costs" means costs incurred by a taxpayer for either of the following:

(a) A lead abatement specialist to conduct a lead risk assessment, a lead abatement project, or a clearance examination, provided the specialist is authorized under this chapter to conduct the respective task;

(b) Relocation costs incurred in the relocation of occupants of an eligible dwelling to achieve occupant protection, as described in 24 C.F.R. 35.1345(a).

"Lead abatement costs" do not include such costs for which the taxpayer is reimbursed or such costs the taxpayer deducts or excludes in computing the taxpayer's federal adjusted gross income for federal income tax purposes or Ohio adjusted gross income as determined under section 5747.01 of the Revised Code.

(2) "Eligible dwelling" means a residential unit constructed in this state before 1978.

(3) "Lead abatement specialist" means an individual who holds a valid license issued under section 3742.05 of the Revised Code.

(4) "Taxable year" and "taxpayer" have the same meanings as in section 5747.01 of the Revised Code.

(B) A taxpayer who incurs lead abatement costs on an eligible dwelling during a taxable year may apply to the director of health for a lead abatement tax credit certificate. The applicant shall list on the application the amount of lead abatement costs the applicant incurred for the eligible dwelling during the taxable year. The director, in consultation with the tax commissioner, shall prescribe the form of a lead abatement tax credit certificate, the manner by which an applicant shall apply for the certificate, and requirements for the submission of any record or other information an applicant must furnish with the application to verify the lead abatement costs.

(C)(1) Upon receipt of an application under division (B) of this section, the director of health shall verify all of the following:

(a) The residential unit that is the subject of the application is an eligible dwelling.

(b) The taxpayer incurred lead abatement costs during the taxable year related to the eligible dwelling.

(c) The eligible dwelling has passed a clearance examination in accordance with standards prescribed in rules adopted by the director under section 3742.03 or 3742.45 of the Revised Code.

(2) After verifying the conditions described in division (C)(1) of this section, the director shall issue a lead abatement tax credit certificate to the applicant equal to the lesser of (a) the lead abatement costs incurred by the taxpayer on the eligible dwelling during the taxable year, (b) the amount of lead abatement costs listed on the application, or (c) ~~ten~~ forty thousand dollars, subject to the limitation in division (C)(3) of this section.

(3) The director may not issue more than ~~five~~ three million dollars in lead abatement tax credit certificates in any fiscal year.

(D) The director of health, in consultation with the tax commissioner, may adopt rules in accordance with Chapter 119. of the Revised Code as necessary for the administration of this section."

In line 79891, after "2026" insert "Through June 30, 2028"; reinsert the stricken comma; reinsert "each"

In line 79892, delete "Each"

Delete lines 81815 through 81969 (remove R.C. 3770.06)

In line 82929, delete "certain"

In line 82963, delete "Beginning in fiscal year 2026, and for the following"

In line 82964, delete "four fiscal years, the" and insert "The"

In line 82965, delete "twenty" and insert "thirty-six"

In line 82966, delete "which is created in the state"

In line 82967, delete "treasury."

In line 82968, delete "as of June 30, 2025, and at all times since, at least"

In line 82969, delete "one" and insert "an"; delete "or location for which a provisional"

In line 82970, delete "dispensary license has been issued under this chapter"

After line 83078, insert:

"Sec. 3780.37. (A) As used in this section, "nonprofit corporation" has the same meaning as in section 1702.01 of the Revised Code.

(B) The division of cannabis control shall contract with a statewide nonprofit corporation for the development and implementation of cannabis and related drug misuse prevention, education, and public awareness initiatives driven by data, evaluation, and research. The contract must include a provision specifying a percentage of the total funding for the initiatives, not less than ten per cent, to be raised by the statewide nonprofit corporation through private contributions.

(C) The initiatives may include all of the following:

(1) Providing evidence-based information on the potential health effects of cannabis and related drug use among minors;

(2) Disseminating educational resources regarding the risks associated with cannabis and related drug use during pregnancy;

(3) Conducting campaigns to inform the public about the dangers and legal consequences of driving under the influence of cannabis and related drugs;

(4) Collaborating with employers and industry groups to develop and distribute evidence-based resources to improve the health of Ohio's workforce and promote workplace safety and recovery initiatives focused on cannabis and related drug misuse.

(D) The division shall oversee and evaluate the effectiveness of the initiatives undertaken pursuant to this section and shall ensure that those initiatives align with the public health and safety objectives of this state.

(E) The division shall annually compile a report detailing activities, use of funds, and measurable outcomes resulting from the initiatives undertaken pursuant to this section. The division shall submit the report to the general assembly in accordance with section 101.68 of the Revised Code."

In line 83285, after "department" insert ";

(g) Whether the building department intends to accept plans examination and inspection reports from a third-party examiner or inspector in accordance with rules adopted by the board of building standards pursuant to division (E)(15) of this section"

After line 83334, insert:

"(15)(a) In addition to the personnel and persons certified by the board of building standards pursuant to this section to enforce the state residential building code and nonresidential building code, the board may adopt rules authorizing certified municipal, township, and county building departments to accept plans examination and inspection reports from a third-party examiner or inspector.

(b) The rules may require the third-party examiner or inspector be certified pursuant to sections 3781.10 and 3783.03 of the Revised Code and authorized to conduct such plans examination or inspection elsewhere in this state or to demonstrate equivalent competency as specified and determined by the board of building standards.

(c) Fees charged by a third-party examiner or inspector are in addition to any fees prescribed by the political subdivision pursuant to section 3781.102 of the Revised Code and are the responsibility of the building owner.

(d) The issuance of certificates of plan approval under section 3791.04 of the Revised Code and certificates of occupancy or completion remains the exclusive authority of the certified personnel employed by or under contract with a certified municipal, township, and county building department and shall not be issued by a third-party examiner or inspector."

After line 83613, insert:

"Sec. 3901.047. (A) Regarding individuals with end-stage renal disease in this state, the superintendent of insurance shall do all of the following:

(1) Evaluate medicare application requirements and review state policies and procedures related to patients who are sixty-five years of age or younger that have end-stage renal disease;

(2) Review and identify whether there exist medicare eligibility gaps for individuals with end-stage renal disease;

(3) Take steps to address any eligibility gaps identified under division (A)(2) of this section to improve patient access to medicare benefits;

(4) Develop a process to assist patients with end-stage renal disease

apply for medicare benefits.

(B) Not later than September 1, 2026, the department of insurance shall prepare and submit a report to the general assembly in accordance with section 101.68 of the Revised Code. The report shall detail the review conducted in accordance with division (A) of this section, including the feasibility of developing a process to assist patients with end-stage renal disease apply for medicare benefits. If the superintendent determines assisting patients to apply for medicare benefits is not feasible, the report shall include the results of the superintendent's finding and the steps the superintendent took to reach its conclusion."

After line 83664, insert:

"Sec. 3901.90. The superintendent of insurance, in consultation with the director of ~~mental-behavioral health and addiction services~~, shall develop consumer and payer education on mental health and addiction services insurance parity and establish and promote a consumer hotline to collect information and help consumers understand and access their insurance benefits.

The department of insurance and the department of ~~mental-behavioral health and addiction services~~ shall jointly report annually on the department's efforts, which shall include information on consumer and payer outreach activities and identification of trends and barriers to access and coverage in this state. The departments shall submit the report to the general assembly, the ~~joint medicare oversight committee~~ legislative service commission, and the governor, not later than the thirtieth day of January of each year."

Delete lines 83665 through 83801 (remove R.C. 3902.51)

After line 83801, insert:

"Sec. 3902.631. (A) A health benefit plan issued, amended, or renewed on or after the effective date of this section that provides coverage for a health service that a certified registered nurse anesthetist is authorized to perform pursuant to section 4723.43 of the Revised Code shall not differentiate in the reimbursement rate for such a service based on whether the service was provided by a certified registered nurse anesthetist or by a physician licensed under under Chapter 4731. of the Revised Code.

(B) Nothing in this section shall be construed as prohibiting a health benefit plan from establishing variable reimbursement rates based on quality or performance measures."

Delete lines 84138 through 84170 (remove R.C. 3921.22)

Delete lines 84305 through 84553 (remove R.C. 3959.01 and 3959.111) and insert:

"Sec. 3959.01. As used in this chapter:

(A) "Administration fees" means any amount charged a covered person for services rendered. "Administration fees" includes commissions earned or paid by any person relative to services performed by an administrator.

(B) "Administrator" means any person who adjusts or settles claims on, residents of this state in connection with life, dental, health, prescription drugs, or disability insurance or self-insurance programs. "Administrator" includes a pharmacy benefit manager. "Administrator" does not include any of the following:

(1) An insurance agent or solicitor licensed in this state whose activities are limited exclusively to the sale of insurance and who does not provide any administrative services;

(2) Any person who administers or operates the workers' compensation program of a self-insuring employer under Chapter 4123. of the Revised Code;

(3) Any person who administers pension plans for the benefit of the person's own members or employees or administers pension plans for the benefit of the members or employees of any other person;

(4) Any person that administers an insured plan or a self-insured plan that provides life, dental, health, or disability benefits exclusively for the person's own members or employees;

(5) Any health insuring corporation holding a certificate of authority under Chapter 1751. of the Revised Code or an insurance company that is authorized to write life or sickness and accident insurance in this state.

(C) "Actual acquisition cost" means the amount that a drug wholesaler charges a pharmacy for a drug product as listed on the pharmacy's billing invoice.

(D) "Aggregate excess insurance" means that type of coverage whereby the insurer agrees to reimburse the insured employer or trust for all benefits or claims paid during an agreement period on behalf of all covered persons under the plan or trust which exceed a stated deductible amount and subject to a stated maximum.

~~(D)~~(E) "Contracted pharmacy" or "pharmacy" means a pharmacy located in this state participating in either the network of a pharmacy benefit manager or in a health care or pharmacy benefit plan through a direct contract or through a contract with a pharmacy services administration organization, group purchasing organization, or another contracting agent.

~~(E)~~(F) "Contributions" means any amount collected from a covered person to fund the self-insured portion of any plan in accordance with the plan's provisions, summary plan descriptions, and contracts of insurance.

~~(F)~~(G) "Drug product reimbursement" means the amount paid by a pharmacy benefit manager to a contracted pharmacy for the cost of the drug dispensed to a patient and does not include a dispensing or professional fee.

~~(G)~~(H) "Drug wholesaler" means a wholesale drug distributor accredited by a nationally recognized nonprofit organization that represents the interests of state boards of pharmacy and to which the state board of pharmacy is a member.

(I) "Fiduciary" has the meaning set forth in section 1002(21)(A) of the "Employee Retirement Income Security Act of 1974," 88 Stat. 829, 29 U.S.C. 1001, as amended.

~~(H)~~(J) "Fiscal year" means the twelve-month accounting period commencing on the date the plan is established and ending twelve months following that date, and each corresponding twelve-month accounting period thereafter as provided for in the summary plan description.

~~(I)~~(K) "Insurer" means an entity authorized to do the business of insurance in this state or, for the purposes of this section, a health insuring corporation authorized to issue health care plans in this state.

~~(J)~~(L) "Managed care organization" means an entity that provides medical management and cost containment services and includes a medicaid managed care organization, as defined in section 5167.01 of the Revised Code.

~~(K)~~(M) "Maximum allowable cost" means a maximum drug product reimbursement for an individual drug or for a group of therapeutically and pharmaceutically equivalent multiple source drugs that are listed in the United States food and drug administration's approved drug products with therapeutic equivalence evaluations, commonly referred to as the orange book.

~~(L)~~(N) "Maximum allowable cost list" means a list of the drugs for which a pharmacy benefit manager imposes a maximum allowable cost, either directly or by setting forth a method for how the maximum allowable cost is calculated.

~~(M)~~(O) "Multiple employer welfare arrangement" has the same meaning as in section 1739.01 of the Revised Code.

~~(N)~~(P) "National drug code number" or "national drug code" means the number registered for a drug pursuant to the listing system established by the United States food and drug administration under the "Drug Listing Act of 1972," 21 U.S.C. 360.

(Q) "Ohio pharmacy" means a pharmacy, including an independent pharmacy, that is incorporated or organized in this state under Title XVII of the Revised Code.

(R) "Pharmacy benefit manager" means an entity that contracts with

pharmacies on behalf of an employer, a multiple employer welfare arrangement, public employee benefit plan, state agency, insurer, managed care organization, or other third-party payer to provide pharmacy health benefit services or administration. "Pharmacy benefit manager" includes the state pharmacy benefit manager selected under section 5167.24 of the Revised Code.

~~(O)~~(S) "Plan" means any arrangement in written form for the payment of life, dental, health, or disability benefits to covered persons defined by the summary plan description and includes a drug benefit plan administered by a pharmacy benefit manager.

~~(P)~~(T) "Plan sponsor" means the person who establishes the plan.

~~(Q)~~(U) "Self-insurance program" means a program whereby an employer provides a plan of benefits for its employees without involving an intermediate insurance carrier to assume risk or pay claims. "Self-insurance program" includes but is not limited to employer programs that pay claims up to a prearranged limit beyond which they purchase insurance coverage to protect against unpredictable or catastrophic losses.

~~(R)~~(V) "Specific excess insurance" means that type of coverage whereby the insurer agrees to reimburse the insured employer or trust for all benefits or claims paid during an agreement period on behalf of a covered person in excess of a stated deductible amount and subject to a stated maximum.

~~(S)~~(W) "Summary plan description" means the written document adopted by the plan sponsor which outlines the plan of benefits, conditions, limitations, exclusions, and other pertinent details relative to the benefits provided to covered persons thereunder.

~~(T)~~(X) "Third-party payer" has the same meaning as in section 3901.38 of the Revised Code.

Sec. 3959.111. (A)(1)(a) In each contract between a pharmacy benefit manager and a pharmacy, the pharmacy shall be given the right to obtain from the pharmacy benefit manager, within ten days after any request, a current list of the sources used to determine maximum allowable cost pricing. In each contract between a pharmacy benefit manager and a pharmacy, the pharmacy benefit manager shall be obligated to update and implement the pricing information at least every seven days and provide a means by which contracted pharmacies may promptly review maximum allowable cost pricing updates in an electronic format that is readily available, accessible, and secure and that can be easily searched.

Subject to division (A)(1) of this section, a pharmacy benefit manager shall utilize the most up-to-date pricing data when calculating drug product reimbursements for all contracting pharmacies within one business day of

any price update or modification.

(b) A pharmacy benefit manager shall maintain a written procedure to eliminate products from the list of drugs subject to maximum allowable cost pricing in a timely manner. The written procedure, and any updates, shall promptly be made available to a pharmacy upon request.

(2) In each contract between a pharmacy benefit manager and a pharmacy, a pharmacy benefit manager shall be obligated to ensure that all of the following conditions are met prior to placing a prescription drug on a maximum allowable cost list:

(a) The drug is listed as "A" or "B" rated in the most recent version of the United States food and drug administration's approved drug products with therapeutic equivalence evaluations, or has an "NR" or "NA" rating or similar rating by nationally recognized reference.

(b) The drug is generally available for purchase by pharmacies in this state from a national or regional wholesaler and is not obsolete.

(3) Each contract between a pharmacy benefit manager and a pharmacy shall include an electronic process to appeal, investigate, and resolve disputes regarding maximum allowable cost pricing that includes all of the following:

(a) A twenty-one-day limit on the right to appeal following the initial claim;

(b) A requirement that the appeal be investigated and resolved within twenty-one days after the appeal;

(c) A telephone number at which the pharmacy may contact the pharmacy benefit manager to speak to a person responsible for processing appeals;

(d) A requirement that a pharmacy benefit manager provide a reason for any appeal denial, including the national drug code and the identity of the national or regional wholesalers from whom the drug was generally available for purchase at or below the benchmark price determined by the pharmacy benefit manager;

(e) A requirement that if the appeal is upheld or granted, then the pharmacy benefit manager shall adjust the drug product reimbursement to the pharmacy's upheld appeal price;

(f) A requirement that a pharmacy benefit manager make an adjustment not later than one day after the date of determination of the appeal. The adjustment shall be retroactive to the date the appeal was made and shall apply to all situated pharmacies as determined by the pharmacy benefit manager. This requirement does not prohibit a pharmacy benefit manager from retroactively adjusting a claim for the appealing pharmacy or for any other similarly situated pharmacies.

(B)(1)(a) A pharmacy benefit manager shall disclose to the plan sponsor whether or not the pharmacy benefit manager uses the same maximum allowable cost list when billing a plan sponsor as it does when reimbursing a pharmacy.

(b) If a pharmacy benefit manager uses multiple maximum allowable cost lists, the pharmacy benefit manager shall disclose in the aggregate to a plan sponsor any differences between the amount paid to a pharmacy and the amount charged to a plan sponsor.

(2) The disclosures required under division (B)(1) of this section shall be made within ten days of a pharmacy benefit manager and a plan sponsor signing a contract or on a quarterly basis.

(3)(a) Division (B) of this section does not apply to plans governed by the "Employee Retirement Income Security Act of 1974," 29 U.S.C. 1001, et seq. or medicare part D.

(b) As used in this division, "medicare part D" means the voluntary prescription drug benefit program established under Part D of Title XVIII of the "Social Security Act," 42 U.S.C. 1395w-101, et seq.

(C) Except as otherwise provided in division (E) of this section, a pharmacy benefit manager shall reimburse an Ohio pharmacy for drug products dispensed on or after the ninety-first day following the effective date of this amendment not less than either of the following amounts:

(1) The amount that the pharmacy benefit manager reimburses an affiliated pharmacy for providing the same drug product;

(2) A drug product reimbursement not less than the Ohio pharmacy's actual acquisition cost for the drug dispensed.

(D) An Ohio pharmacy may decline to provide a drug product to an individual or pharmacy benefit manager if the Ohio pharmacy would be paid less than the amount required by division (C) of this section.

(E)(1) Divisions (C) and (D) of this section do not apply to the extent that those divisions conflict with a contract or agreement entered into before the effective date of this amendment except that, if such a contract or agreement is amended or renewed after the effective date of this amendment, the contract or agreement shall conform to the requirements of those divisions. Division (C) of this section does not prohibit a pharmacy benefit manager from paying drug product reimbursements in excess of the amounts required by that division.

(2) Divisions (C) and (D) of this section do not apply with respect to the state pharmacy benefit manager selected pursuant to section 5167.24 of the Revised Code.

(F) Notwithstanding division (B)(5) of section 3959.01 of the Revised Code, a health insuring corporation or a sickness and accident

insurer shall comply with the requirements of this section and is subject to the penalties under section 3959.12 of the Revised Code if the corporation or insurer is a pharmacy benefit manager, as defined in section 3959.01 of the Revised Code.

~~(D)~~(G) No pharmacy benefit manager shall retaliate against an Ohio pharmacy that reports an alleged violation of, or exercises a right or remedy under, this section by doing any of the following:

(1) Terminating or refusing to renew a contract with the Ohio pharmacy without providing notice to the Ohio pharmacy at least ninety days in advance;

(2) Subjecting the Ohio pharmacy to increased audits without providing notice to the Ohio pharmacy and a detailed description of the reason for the audit at least ninety days in advance;

(3) Failing to promptly pay the Ohio pharmacy in accordance with sections 3901.381 to 3901.3814 of the Revised Code.

(H) If an Ohio pharmacy believes that a pharmacy benefit manager has violated this section, in addition to any other remedies provided by law, the Ohio pharmacy may file a formal complaint and provide evidence related to the complaint to the superintendent of insurance.

(I) The superintendent of insurance shall adopt rules as necessary to implement the requirements of this section in accordance with Chapter 119. of the Revised Code for the purposes of implementing and administering this section."

After line 84584, insert:

"Sec. 4112.055. (A)(1) Aggrieved persons may enforce the rights granted by division (H) of section 4112.02 of the Revised Code by filing a civil action in the court of common pleas of the county in which the alleged unlawful discriminatory practice occurred within one year after it allegedly occurred. Upon application by an aggrieved person, upon a proper showing, and under circumstances that it considers just, a court of common pleas may appoint an attorney for the aggrieved person and authorize the commencement of a civil action under this division without the payment of costs.

Each party to a civil action under this division has the right to a jury trial of the action. To assert the right, a party shall demand a jury trial in the manner prescribed in the Rules of Civil Procedure. If a party demands a jury trial in that manner, the civil action shall be tried to a jury.

(2)(a) If a complaint is issued by the commission under division (B) (5) of section 4112.05 of the Revised Code for one or more alleged unlawful discriminatory practices described in division (H) of section 4112.02 of the Revised Code, the complainant, any aggrieved person on whose behalf the

complaint is issued, or the respondent may elect, following receipt of the relevant notice described in division (B)(5) of section 4112.05 of the Revised Code, to proceed with the administrative hearing process under that section or to have the alleged unlawful discriminatory practices covered by the complaint addressed in a civil action commenced in accordance with divisions (A)(1) and (2)(b) of this section. An election to have the alleged unlawful discriminatory practices so addressed shall be made in a writing that is sent by certified mail, return receipt requested, to the commission, to the civil rights section of the office of the attorney general, and to the other parties to the pending administrative process within thirty days after the electing complainant, aggrieved person, or respondent received the relevant notice described in division (B)(5) of section 4112.05 of the Revised Code.

(b) Upon receipt of Not more than thirty days after receiving a timely mailed election to have the alleged unlawful discriminatory practices addressed in a civil action, the commission shall authorize the office of the attorney general to commence and maintain the civil action in the court of common pleas of the county in which the alleged unlawful discriminatory practices occurred. Notwithstanding the period of limitations specified in division (A)(1) of this section, the office of the attorney general shall commence the civil action within thirty days after the receipt of the commission's authorization to commence the civil action.

Notwithstanding the period of limitations specified in division (A)(1) of this section, if the commission fails to authorize the office of the attorney general to commence and maintain a civil action as required under this division, or the attorney general fails to commence a civil action as required under this division, the complainant or any aggrieved person may commence the action not less than thirty days, but not more than sixty days, after the date an election is mailed under division (A)(2)(a) of this section.

(c) Upon commencement of the civil action in accordance with division (A)(2)(b) of this section, the commission shall prepare an order dismissing the complaint in the pending administrative matter and serve a copy of the order upon the complainant, each aggrieved person on whose behalf the complaint was issued, and the respondent.

(d) If an election to have the alleged unlawful discriminatory practices addressed in a civil action is not filed in accordance with division (A)(2)(a) of this section, the commission shall continue with the administrative hearing process described in section 4112.05 of the Revised Code.

(e) With respect to the issues to be determined in a civil action commenced in accordance with division (A)(2)(b) of this section, any aggrieved person may intervene as a matter of right in that civil action.

(B) If the court or the jury in a civil action under this section finds

that a violation of division (H) of section 4112.02 of the Revised Code is about to occur, the court may order any affirmative action it considers appropriate, including a permanent or temporary injunction or temporary restraining order.

(C) Any sale, encumbrance, or rental consummated prior to the issuance of any court order under the authority of this section and involving a bona fide purchaser, encumbrancer, or tenant without actual notice of the existence of a charge under division (H) of section 4112.02 of the Revised Code or a civil action under this section is not affected by the court order.

(D) If the court or the jury in a civil action under this section finds that a violation of division (H) of section 4112.02 of the Revised Code has occurred, the court shall award to the plaintiff or to the complainant or aggrieved person on whose behalf the office of the attorney general commenced or maintained the civil action, whichever is applicable, actual damages, reasonable attorney's fees, court costs incurred in the prosecution of the action, expert witness fees, and other litigation expenses, and may grant other relief that it considers appropriate, including a permanent or temporary injunction, a temporary restraining order, or other order and punitive damages.

(E) Any civil action brought under this section shall be heard and determined as expeditiously as possible.

(F) The court in a civil action under this section shall notify the commission of any finding pertaining to discriminatory housing practices within fifteen days after the entry of the finding."

Delete lines 84672 through 84747 (remove R.C. 4115.04)

Delete lines 84949 through 84992 (remove R.C. 4123.442)

Delete lines 90101 through 90421 (remove R.C. 4503.03)

In line 90554, after "319.302," insert "319.304, or 4503.065 or"; strike through ", or section"

In line 90555, strike through "4503.065"

Delete lines 91017 through 91239 (remove R.C. 4503.065)

After line 91239, insert:

"Sec. 4503.0611. Whenever it is made to appear to the county auditor, based on inspection by the county auditor or based on notice provided to the county auditor, on a form prescribed by the department of taxation, by an owner of the manufactured home or two disinterested persons who are residents of the township or municipal corporation in which the manufactured home is or was situated, that the home is subject to taxation for

the current year under section 4503.06 of the Revised Code and has been destroyed or injured after the first day of January of the current year, the county auditor shall investigate the matter, and shall refund or waive the payment of the current year's taxes on such home as prescribed by divisions (A) and (B) of this section. Such notice may also be provided by the manufactured home park operator, as defined in section 4781.01 of the Revised Code, if applicable, provided the notice is accompanied by photographic evidence. If a form has not been filed with the county auditor by ~~either an owner, manufactured home park operator,~~ or two disinterested persons but it appears to the county auditor, based on an inspection and investigation, that the owner's manufactured home is subject to taxation for the current year under section 4503.06 of the Revised Code and has been destroyed or injured after the first day of January of the current year, the auditor may complete the form on behalf of an owner.

To obtain a deduction under this section, an owner, manufactured home park operator, or two disinterested persons shall file the form with the county auditor, or the county auditor shall complete the form on behalf of an owner, not later than the thirty-first day of January of the year after the year in which the manufactured home was injured or destroyed.

(A) If the auditor determines the injury or destruction occurred during the first half of the calendar year, the auditor shall deduct from the taxes payable on the manufactured home for the current year an amount that, in the county auditor's judgment, bears the same ratio to those taxes as the extent of the injury or destruction bears to the cost or market value of the manufactured home. The auditor shall draw a warrant on the county treasurer to refund that amount. If the taxes have not been paid at the time of the auditor's determination, the auditor may waive the payment of the portion of the tax that would otherwise be refunded under this division.

(B) If the auditor determines the injury or destruction occurred during the second half of the calendar year, the auditor shall deduct from the taxes payable on the manufactured home for the current year one-half of the amount that, in the county auditor's judgment, bears the same ratio to those taxes as the extent of the injury or destruction bears to the cost or market value of the manufactured home. The auditor shall draw a warrant on the county treasurer to refund that amount. If the taxes have not been paid at the time of the auditor's determination, the auditor may waive the payment of the portion of the tax that would otherwise be refunded under this division.

(C) Taxes refunded under this section shall be paid from the county undivided general property tax fund."

After line 91239, insert:

"**Sec. 4503.0610.** (A) If a board of county commissioners adopts a resolution granting a partial real property tax exemption under section

323.158 of the Revised Code, it also shall adopt a resolution under this section granting a partial manufactured home tax exemption. The partial exemption shall take the form of a reduction each year in the manufactured home tax charged against each manufactured home in the county under section 4503.06 of the Revised Code, by the same percentage by which real property taxes were reduced for the preceding year in the resolution adopted under section 323.158 of the Revised Code. Upon adopting the resolution under this section, the board shall certify copies of it to the county auditor and the tax commissioner.

(B) After complying with sections -319.304, 4503.06, and 4503.065 of the Revised Code, the county auditor shall reduce the remaining sum to be levied against a manufactured home by the percentage called for in the resolution adopted under division (A) of this section. The auditor shall certify the amount of tax remaining after the reduction to the county treasurer for collection as the manufactured home tax charged and payable on the manufactured home.

(C) For each tax year, the county auditor shall certify to the board of county commissioners the total amount by which manufactured home taxes are reduced under this section. At the time of each semi-annual distribution of manufactured home taxes in the county, the board shall pay to the auditor one-half of that total amount. Upon receipt of the payment, the auditor shall distribute it among the various taxing districts in the county as though it had been levied and collected as manufactured home taxes. The board shall make the payment from the county general fund or from any other county revenue that may be used for that purpose.

(D) If a board of county commissioners repeals a resolution adopted under section 323.158 of the Revised Code, it also shall repeal the resolution adopted under this section."

In line 91719, delete everything after the underlined period

Delete line 91720

In line 91721, delete everything before the underlined period and insert "The service fee collected shall be paid either to the registrar or to the deputy registrar that verifies and authenticates the submitted documents in accordance with division (A)(2) of this section"

In line 92136, strike through "Fifteen" and insert "Eighteen"; delete "twenty" and insert "twenty-three"

In line 92152, delete "twenty-"

In line 92153, delete "dollar" and insert "twenty-three-dollar"

After line 92238, insert:

"(5) Three dollars of the amount received by the registrar under division (A)(1)(b) of this section shall be paid into the state treasury to the credit of the security, investigations, and policing fund created by section 4501.11 of the Revised Code to be used for the purposes specified in division (B)(1) of that section."

After line 93390, insert:

"Sec. 4507.21. (A) Except as provided in section 4507.061 of the Revised Code, each applicant for a driver's license shall file an application in the office of the registrar of motor vehicles or of a deputy registrar.

(B)(1) Except as provided in division (B)(4) of this section, each person under ~~eighteen-twenty-one~~ years of age applying for a driver's license issued in this state and each person ~~eighteen-twenty-one~~ years of age or older applying for an initial limited term license in this state shall present satisfactory evidence of having successfully completed one of the following:

(a) A driver training course approved by the director of public safety.

(b) A driver training course comparable to a driver training course described in division (B)(1)(a) of this section and administered by a branch of the armed forces of the United States and completed by the applicant while residing outside this state for the purpose of being with or near any person serving in the armed forces of the United States.

(2) Each person under ~~eighteen-twenty-one~~ years of age applying for a driver's license also shall present, on a form prescribed by the registrar, an affidavit signed by an eligible adult attesting that the person has acquired at least fifty hours of actual driving experience, with at least ten of those hours being at night.

(3) Except as provided in division (B)(4) of this section, each person ~~eighteen-twenty-one~~ years of age or older applying for an initial limited term license in this state also shall present, on a form prescribed by the registrar, an affidavit signed by an adult who holds a current valid driver's or commercial driver's license issued by this state that the applicant has acquired at least fifty hours of actual driving experience, with at least ten of those hours being at night, accompanied by the signing adult.

(4) Both of the following individuals are exempt from the requirements specified in divisions (B)(1) and (3) of this section:

(a) A person who receives a waiver of the examination by the registrar in accordance with section 4507.10 of the Revised Code;

(b) An initial limited term license applicant ~~eighteen-twenty-one~~ years of age or older who is from a country with which the registrar has a reciprocal arrangement in accordance with section 4507.101 of the Revised Code.

(C)(1) An applicant for an initial driver's license shall present satisfactory evidence of successful completion of the abbreviated driver training course for adults, approved by the director of public safety under section 4508.02 of the Revised Code, if all of the following apply:

(a) The applicant is ~~eighteen~~twenty-one years of age or older.

(b) The applicant failed the road or maneuverability test required under division (A)(2) of section 4507.11 of the Revised Code.

(c) In the twelve months immediately preceding the date of application, the applicant has not successfully completed a driver training course.

(2) An applicant shall present satisfactory evidence as required under division (C)(1) of this section prior to attempting the test a second or subsequent time.

(D) If the registrar or deputy registrar determines that the applicant is entitled to the driver's license, it shall be issued. If the application shows that the applicant's license has been previously canceled or suspended, the deputy registrar shall forward the application to the registrar, who shall determine whether the license shall be granted.

(E) An applicant shall file an application under this section in duplicate, and the deputy registrar issuing the license shall immediately forward to the office of the registrar the original copy of the application, together with the duplicate copy of any certificate of completion if issued for purposes of division (B) of this section. The registrar shall prescribe rules as to the manner in which the deputy registrar files and maintains the applications and other records. The registrar shall file every application for a driver's or commercial driver's license and index them by name and number, and shall maintain a suitable record of all licenses issued, all convictions and bond forfeitures, all applications for licenses denied, and all licenses that have been suspended or canceled.

(F) For purposes of section 2313.06 of the Revised Code, the registrar shall maintain accurate and current lists of the residents of each county who are eighteen years of age or older, have been issued, on and after January 1, 1984, driver's or commercial driver's licenses that are valid and current, and would be electors if they were registered to vote, regardless of whether they actually are registered to vote. The lists shall contain the names, addresses, dates of birth, duration of residence in this state, citizenship status, and social security numbers, if the numbers are available, of the licensees, and may contain any other information that the registrar considers suitable.

(G) Each person under eighteen years of age applying for a motorcycle operator's endorsement or a restricted license enabling the applicant to operate a motorcycle shall present satisfactory evidence of

having completed the courses of instruction in the motorcycle safety and education program described in section 4508.08 of the Revised Code or a comparable course of instruction administered by a branch of the armed forces of the United States and completed by the applicant while residing outside this state for the purpose of being with or near any person serving in the armed forces of the United States. If the registrar or deputy registrar then determines that the applicant is entitled to the endorsement or restricted license, it shall be issued.

(H) No person shall knowingly make a false statement in an affidavit presented in accordance with division (B)(2) of this section.

(I) As used in this section, "eligible adult" means any of the following persons:

(1) A parent, guardian, or custodian of the applicant;

(2) A person over the age of twenty-one who acts in loco parentis of the applicant and who maintains proof of financial responsibility with respect to the operation of a motor vehicle owned by the applicant or with respect to the applicant's operation of any motor vehicle.

(J) Whoever violates division (H) of this section is guilty of a minor misdemeanor and shall be fined one hundred dollars."

After line 93443, insert:

"Sec. 4508.02. (A)(1) The director of public safety, subject to Chapter 119. of the Revised Code, shall adopt and prescribe such rules concerning the administration and enforcement of this chapter as are necessary to protect the public. The rules shall require an assessment of the holder of a probationary instructor license. The director shall inspect the school facilities and equipment of applicants and licensees and examine applicants for instructor's licenses.

(2) The director shall adopt rules governing online driver education courses that may be completed via the internet to satisfy the classroom instruction under division (C) of this section. The rules shall do all of the following:

(a) Establish standards that an online driver training enterprise must satisfy to be licensed to offer an online driver education course via the internet, including, at a minimum, proven expertise in providing driver education and an acceptable infrastructure capable of providing secure online driver education in accord with advances in internet technology. The rules shall allow an online driver training enterprise to be affiliated with a licensed driver training school offering in-person classroom instruction, but shall not require such an affiliation.

(b) Establish content requirements that an online driver education course must satisfy to be approved as equivalent to twenty-four hours of in-

person classroom instruction;

(c) Establish attendance standards, including a maximum number of course hours that may be completed in a twenty-four-hour period;

(d) Allow an enrolled applicant to begin the required eight hours of actual behind-the-wheel instruction upon completing all twenty-four hours of course instruction;

(e) Establish any other requirements necessary to regulate online driver education.

(B) The director shall administer and enforce this chapter.

(C) The rules shall require twenty-four hours of completed in-person classroom instruction or the completion of an approved, equivalent online driver education course offered via the internet by a licensed online driver training enterprise, followed by eight hours of actual behind-the-wheel instruction conducted on public streets and highways of this state for all beginning drivers of noncommercial motor vehicles who are required to complete the training under section 4507.21 of the Revised Code. The rules shall allow beginning drivers of noncommercial motor vehicles to complete the driver education course at any point while holding a valid temporary instruction permit. The rules also shall require the classroom instruction or online driver education course for such drivers to include instruction on both of the following:

(1) The dangers of driving a motor vehicle while distracted, including while using an electronic wireless communications device, or engaging in any other activity that distracts a driver from the safe and effective operation of a motor vehicle;

(2) The dangers of driving a motor vehicle while under the influence of a controlled substance, prescription medication, or alcohol.

(D) The rules shall state the minimum hours for classroom and behind-the-wheel instruction required for beginning drivers of commercial trucks, commercial cars, buses, and commercial tractors, trailers, and semitrailers.

(E)(1) The department of public safety may charge a fee to each online driver training enterprise in an amount sufficient to pay the actual expenses the department incurs in the regulation of online driver education courses.

(2) The department shall supply to each licensed online driver training enterprise certificates to be used for certifying an applicant's enrollment in an approved online driver education course and a separate certificate to be issued upon successful completion of an approved online driver education course. The certificates shall be numbered serially. The department may charge a fee to each online driver training enterprise per

certificate supplied to pay the actual expenses the department incurs in supplying the certificates.

(F) The director shall adopt rules in accordance with Chapter 119. of the Revised Code governing an abbreviated driver training course for adults."

Delete lines 94634 through 94721 (remove R.C. 4511.213)

In line 95619, strike through "Fifteen" and insert "Eighteen"; delete "twenty" and insert "twenty-three"

In line 95635, delete "twenty-"

In line 95636, delete "dollar" and insert "twenty-three-dollar"

After line 95675, insert:

"(4) Three dollars of the amount received by the registrar under division (A)(1)(a) of this section shall be paid into the state treasury to the credit of the security, investigations, and policing fund created by section 4501.11 of the Revised Code to be used for the purposes specified in division (B)(1) of that section."

After line 95675, insert:

"Sec. 4561.03. (A) The Ohio airport improvement program fund is created in the state treasury. The fund shall consist of money appropriated to it by the general assembly.

(B) The fund shall be used by the office of aviation to support the Ohio airport improvement program. The program provides financial support to publicly owned, public-use airports in Ohio.

(C) Investment earnings of the fund shall be credited to the fund."

In line 95742, reinsert "the county"

In line 95743, reinsert "auditor's"

In line 95759, reinsert "the county auditor's"

In line 95830, reinsert "the county auditor's"

In line 95846, reinsert "the county auditor's"

Delete lines 95849 through 95861 (remove R.C. 4582.61)

In line 101543, reinsert "(C)"

In line 101556, delete "(C)"

After line 104205, insert:

"Sec. 4765.11. (A) The state board of emergency medical, fire, and

transportation services shall adopt, and may amend and rescind, rules in accordance with Chapter 119. of the Revised Code and divisions (C) and (D) of this section that establish all of the following:

(1) Procedures for its governance and the control of its actions and business affairs;

(2) Standards for the performance of emergency medical services by first responders, emergency medical technicians-basic, emergency medical technicians-intermediate, and emergency medical technicians-paramedic;

(3) Application fees for certificates of accreditation, certificates of approval, certificates to teach, and certificates to practice, which shall be deposited into the trauma and emergency medical services fund created in section 4513.263 of the Revised Code;

(4) Criteria for determining when the application or renewal fee for a certificate to practice may be waived because an applicant cannot afford to pay the fee;

(5) Procedures for issuance and renewal of certificates of accreditation, certificates of approval, certificates to teach, and certificates to practice, including any measures necessary to implement section 9.79 of the Revised Code and any procedures necessary to ensure that adequate notice of renewal is provided in accordance with division (E) of section 4765.30 of the Revised Code;

(6) Procedures for suspending or revoking certificates of accreditation, certificates of approval, certificates to teach, and certificates to practice;

(7) Grounds for suspension or revocation of a certificate to practice issued under section 4765.30 of the Revised Code and for taking any other disciplinary action against a first responder, EMT-basic, EMT-I, or paramedic;

(8) Procedures for taking disciplinary action against a first responder, EMT-basic, EMT-I, or paramedic;

(9) Standards for certificates of accreditation and certificates of approval;

(10) Qualifications for certificates to teach;

(11) Requirements for a certificate to practice;

(12) The curricula, number of hours of instruction and training, and instructional materials to be used in adult and pediatric emergency medical services training programs and adult and pediatric emergency medical services continuing education programs;

(13) Procedures for conducting courses in recognizing symptoms of life-threatening allergic reactions and in calculating proper dosage levels and

administering injections of epinephrine to adult and pediatric patients who suffer life-threatening allergic reactions;

(14) Examinations for certificates to practice;

(15) Procedures for administering examinations for certificates to practice;

(16) Procedures for approving examinations that demonstrate competence to have a certificate to practice renewed without completing an emergency medical services continuing education program;

(17) Procedures for granting extensions and exemptions of emergency medical services continuing education requirements;

(18) Specifications of the emergency medical services that first responders are authorized to perform under section 4765.35 of the Revised Code, that EMTs-basic are authorized to perform under section 4765.37 of the Revised Code, that EMTs-I are authorized to perform under section 4765.38 of the Revised Code, and that paramedics are authorized to perform under section 4765.39 of the Revised Code;

(19) Standards and procedures for implementing the requirements of section 4765.06 of the Revised Code, including designations of the persons who are required to report information to the board and the types of information to be reported;

(20) Procedures for administering the emergency medical services grant program established under section 4765.07 of the Revised Code;

(21) Procedures consistent with Chapter 119. of the Revised Code for appealing decisions of the board;

(22) Minimum qualifications and peer review and quality improvement requirements for persons who provide medical direction to emergency medical service personnel, including, subject to division (B) of section 4765.42 of the Revised Code, qualifications for a physician to be eligible to serve as the medical director of an emergency medical service organization or a member of its cooperating physician advisory board;

(23) The manner in which a patient, or a patient's parent, guardian, or custodian, may consent to the board releasing identifying information about the patient under division (D) of section 4765.102 of the Revised Code;

(24) Circumstances under which a training program or continuing education program, or portion of either type of program, may be taught by a person who does not hold a certificate to teach issued under section 4765.23 of the Revised Code;

(25) Certification cycles for certificates issued under sections 4765.23 and 4765.30 of the Revised Code and certificates issued by the executive director of the state board of emergency medical, fire, and transportation

services under section 4765.55 of the Revised Code that establish a common expiration date for all certificates;

(26) Procedures by which the holder of a certificate to practice who intends to retire may request the emergency medical service organization for which the holder performs services to direct the board to designate the holder as "retired" in the board's records when the holder retires.

(B) The board may adopt, and may amend and rescind, rules in accordance with Chapter 119. of the Revised Code and divisions (C) and (D) of this section that establish any of the following:

(1) Specifications of information that may be collected under the trauma system registry and incidence reporting system created under section 4765.06 of the Revised Code;

(2) Standards and procedures for implementing any of the recommendations made by any committees of the board or under section 4765.04 of the Revised Code;

(3) Procedures and requirements for conducting background checks on applicants for the issuance and renewal of certificates of accreditation, certificates of approval, certificates to teach, and certificates to practice in accordance with section 109.578 of the Revised Code;

(4) Any other rules necessary to implement this chapter.

(C) In developing and administering rules adopted under this chapter, the state board of emergency medical, fire, and transportation services shall consult with regional directors and regional advisory boards appointed under section 4765.05 of the Revised Code and emphasize the special needs of pediatric and geriatric patients.

(D) On and after April 6, 2023, the executive director shall not issue to any new applicant a certificate to practice as an emergency medical services assistant instructor. Any emergency medical services assistant instructor certificate that was issued in accordance with rules adopted under division (A) of this section prior to April 6, 2023, remains valid, subject to any conditions or responsibilities of retaining the validity of that certificate, until the holder of the certificate allows it to expire or lapse. The certificate may be renewed by the holder of that certificate. The board shall adopt, amend, or rescind rules in accordance with Chapter 119. of the Revised Code in order to effectuate this division.

(E) Except as otherwise provided in this division, before adopting, amending, or rescinding any rule under this chapter, the board shall submit the proposed rule to the director of public safety for review. The director may review the proposed rule for not more than sixty days after the date it is submitted. If, within this sixty-day period, the director approves the proposed rule or does not notify the board that the rule is disapproved, the board may

adopt, amend, or rescind the rule as proposed. If, within this sixty-day period, the director notifies the board that the proposed rule is disapproved, the board shall not adopt, amend, or rescind the rule as proposed unless at least twelve members of the board vote to adopt, amend, or rescind it.

This division does not apply to an emergency rule adopted in accordance with section 119.03 of the Revised Code.

(F) Notwithstanding any requirement for a certificate issued in accordance with rules adopted by the board under this section, the board, in accordance with Chapter 4796. of the Revised Code, shall issue a certificate that is a license as defined in section 4796.01 of the Revised Code to an individual if either of the following applies:

(1) The individual holds a license or certificate in another state.

(2) The individual has satisfactory work experience, a government certification, or a private certification as described in that chapter as a first responder, emergency medical technician-basic, emergency medical technician-intermediate, or emergency medical technician-paramedic in a state that does not issue that license or certificate.

Sec. 4765.55. (A) The executive director of the state board of emergency medical, fire, and transportation services, with the advice and counsel of the firefighter and fire safety inspector training committee of the state board of emergency medical, fire, and transportation services, shall assist in the establishment and maintenance by any state agency, or any county, township, city, village, school district, or educational service center of a fire service training program for the training of all persons in positions of any fire training certification level approved by the executive director, including full-time paid firefighters, part-time paid firefighters, volunteer firefighters, and fire safety inspectors in this state. The executive director, with the advice and counsel of the committee, shall adopt rules to regulate those firefighter and fire safety inspector training programs, and other training programs approved by the executive director. The rules may include, but need not be limited to, training curriculum, certification examinations, training schedules, minimum hours of instruction, attendance requirements, required equipment and facilities, basic physical requirements, and methods of training for all persons in positions of any fire training certification level approved by the executive director, including full-time paid firefighters, part-time paid firefighters, volunteer firefighters, and fire safety inspectors. The rules adopted to regulate training programs for volunteer firefighters shall not require more than thirty-six hours of training.

The executive director, with the advice and counsel of the committee, shall provide for the classification and chartering of fire service training programs in accordance with rules adopted under division (B) of this section, and may take action against any chartered training program or applicant, in

accordance with rules adopted under divisions (B)(4) and (5) of this section, for failure to meet standards set by the adopted rules.

(B) The executive director, with the advice and counsel of the firefighter and fire safety inspector training committee of the state board of emergency medical, fire, and transportation services, shall adopt, and may amend or rescind, rules under Chapter 119. of the Revised Code that establish all of the following:

(1) Requirements for, and procedures for chartering, the training programs regulated by this section;

(2) Requirements for, and requirements and procedures for obtaining and renewing, an instructor certificate to teach the training programs and continuing education classes regulated by this section;

(3) Requirements for, and requirements and procedures for obtaining and renewing, any of the fire training certificates regulated by this section;

(4) Grounds and procedures for suspending, revoking, restricting, or refusing to issue or renew any of the certificates or charters regulated by this section, which grounds shall be limited to one of the following:

(a) Failure to satisfy the education or training requirements of this section;

(b) Conviction of a felony offense;

(c) Conviction of a misdemeanor involving moral turpitude;

(d) Conviction of a misdemeanor committed in the course of practice;

(e) In the case of a chartered training program or applicant, failure to meet standards set by the rules adopted under this division.

(5) Grounds and procedures for imposing and collecting fines, not to exceed one thousand dollars, in relation to actions taken under division (B) (4) of this section against persons holding certificates and charters regulated by this section, the fines to be deposited into the trauma and emergency medical services fund established under section 4513.263 of the Revised Code;

(6) Continuing education requirements for certificate holders, including a requirement that credit shall be granted for in-service training programs conducted by local entities. The continuing education requirements shall not require more than thirty-six hours of continuing education every three-year certification cycle. Local entities may require additional continuing education, provided that completion of such additional continuing education is not required for renewal of certification.

(7) Procedures for considering the granting of an extension or exemption of fire service continuing education requirements;

(8) Certification cycles for which the certificates and charters

regulated by this section are valid;

(9) If determined necessary by the executive director, procedures and requirements for conducting background checks on applicants for the issuance and renewal of certification as a fire safety inspector in accordance with section 109.578 of the Revised Code;

(10) Procedures by which a firefighter or fire safety inspector who intends to retire may request the department for which the firefighter or inspector performs services to direct the executive director of the state board of emergency medical, fire, and transportation services to designate the firefighter or inspector as "retired" in the board's records when the firefighter or inspector retires.

(C)(1) The executive director, with the advice and counsel of the firefighter and fire safety inspector training committee of the state board of emergency medical, fire, and transportation services, shall issue or renew an instructor certificate to teach the training programs and continuing education classes regulated by this section to any applicant that the executive director determines meets the qualifications established in rules adopted under division (B) of this section, and may take disciplinary action against an instructor certificate holder or applicant in accordance with rules adopted under division (B) of this section.

(2) On and after April 6, 2023, the executive director shall not issue to any new applicant a certificate to practice as an assistant fire instructor. Any assistant fire instructor certificate that was issued in accordance with rules adopted under division (B) of this section prior to April 6, 2023, remains valid, subject to any conditions or responsibilities of retaining the validity of that certificate, until the holder of the certificate allows it to expire or lapse. The certificate may be renewed by the holder of that certificate. The executive director shall adopt, amend, or rescind rules in accordance with Chapter 119. of the Revised Code in order to effectuate division (C)(2) of this section.

(3) The executive director, with the advice and counsel of the committee, shall charter or renew the charter of any training program that the executive director determines meets the qualifications established in rules adopted under division (B) of this section, and may take disciplinary action against the holder of a charter in accordance with rules adopted under division (B) of this section.

(D) The executive director shall issue or renew a fire training certificate for a firefighter, a fire safety inspector, or another position of any fire training certification level approved by the executive director, to any applicant that the executive director determines meets the qualifications established in rules adopted under division (B) of this section and may take disciplinary actions against a certificate holder or applicant in accordance

with rules adopted under division (B) of this section.

(E) Certificates issued under this section shall be on a form prescribed by the executive director, with the advice and counsel of the firefighter and fire safety inspector training committee of the state board of emergency medical, fire, and transportation services.

(F)(1) The executive director, with the advice and counsel of the firefighter and fire safety inspector training committee of the state board of emergency medical, fire, and transportation services, shall establish criteria for evaluating the standards maintained by the branches of the United States military for firefighter, fire safety inspector, and fire instructor training programs, and other training programs recognized by the executive director, to determine whether the standards are equivalent to those established under this section and shall establish requirements and procedures for issuing a certificate to each person who presents proof to the executive director of having satisfactorily completed a training program that meets those standards.

(2) The executive director, with the committee's advice and counsel, shall adopt rules establishing requirements and procedures for issuing a fire training certificate in lieu of completing a chartered training program.

(G) Notwithstanding any requirement for a certificate issued under this section, the executive director shall issue a certificate in accordance with Chapter 4796. of the Revised Code to an individual if either of the following applies:

(1) The individual holds a license or certificate in another state.

(2) The individual has satisfactory work experience, a government certification, or a private certification as described in that chapter as a firefighter or fire safety inspector in a state that does not issue that license or certificate.

(H) Nothing in this section invalidates any other section of the Revised Code relating to the fire training academy. Section 4765.11 of the Revised Code does not affect any powers and duties granted to the executive director under this section.

(I) Notwithstanding any provision of division (B)(4) of this section to the contrary, the executive director shall not adopt rules for refusing to issue any of the certificates or charters regulated by this section to an applicant because of a criminal conviction unless the rules establishing grounds and procedures for refusal are in accordance with section 9.79 of the Revised Code."

After line 106326, insert:

"Sec. 4928.05. (A)(1) A competitive retail electric service supplied by an electric services company, or by an electric utility consistent with

section 4928.141 of the Revised Code, shall not be subject to supervision and regulation by a municipal corporation under Chapter 743. of the Revised Code or by the public utilities commission under Chapters 4901. to 4909., 4933., 4935., and 4963. of the Revised Code, except sections 4905.10 and 4905.31, division (B) of section 4905.33, and sections 4905.35 and 4933.81 to 4933.90; except sections 4905.06, 4935.03, 4963.40, and 4963.41 of the Revised Code only to the extent related to service reliability and public safety; and except as otherwise provided in this chapter. The commission's authority to enforce those excepted provisions with respect to a competitive retail electric service shall be such authority as is provided for their enforcement under Chapters 4901. to 4909., 4933., 4935., and 4963. of the Revised Code and this chapter. Nothing in this division shall be construed to limit the commission's authority under sections 4928.141, 4928.142, and 4928.144 of the Revised Code.

(2) A competitive retail electric service supplied by an electric cooperative shall not be subject to supervision and regulation by the commission under Chapters 4901. to 4909., 4933., 4935., and 4963. of the Revised Code, except as otherwise expressly provided in sections 4928.01 to 4928.10 and 4928.16 of the Revised Code.

(B)(1) A noncompetitive retail electric service supplied by an electric utility shall be subject to supervision and regulation by the commission under Chapters 4901. to 4909., 4933., 4935., and 4963. of the Revised Code and this chapter, to the extent that authority is not preempted by federal law. The commission's authority to enforce those provisions with respect to a noncompetitive retail electric service shall be the authority provided under those chapters and this chapter, to the extent the authority is not preempted by federal law. Notwithstanding Chapters 4905. and 4909. of the Revised Code, commission authority under this chapter shall include the authority to provide for the recovery, through a reconcilable rider on an electric distribution utility's distribution rates, of all transmission and transmission-related costs, including ancillary and congestion costs, imposed on or charged to the utility by the federal energy regulatory commission or a regional transmission organization, independent transmission operator, or similar organization approved by the federal energy regulatory commission.

The commission shall adopt, for each electric distribution utility that provides customers with a standard service offer in compliance with sections 4928.141 and 4928.142 of the Revised Code, a ~~nonbypassable~~ bypassable cost recovery mechanism relating to transmission, ancillary, congestion, or any related service required for such standard service offer that includes provisions for the recovery of any cost of such service that the electric distribution utility incurs pursuant to the standard service offer.

(2) The commission shall exercise its jurisdiction with respect to the delivery of electricity by an electric utility in this state so as to ensure that no

aspect of the delivery of electricity by the utility to consumers in this state that consists of a noncompetitive retail electric service is unregulated.

(3) A noncompetitive retail electric service supplied by an electric cooperative shall not be subject to supervision and regulation by the commission under Chapters 4901. to 4909., 4933., 4935., and 4963. of the Revised Code, except sections 4933.81 to 4933.90 and 4935.03 of the Revised Code. The commission's authority to enforce those excepted sections with respect to a noncompetitive retail electric service of an electric cooperative shall be such authority as is provided for their enforcement under Chapters 4933. and 4935. of the Revised Code."

In line 106551, strike through "universal service" and insert "percentage of income payment plan"

In line 106552, strike through "4928.51" and insert "4928.52"

In line 106664, strike through "development" and insert "job and family services"

Reinsert line 106668

In line 106669, reinsert "assistance programs"

In line 106685, after "to" insert "division (C) of"

After line 106718, insert:

"Sec. 4928.52. (A) Beginning ~~July~~ January 1, 2000, the 2026, the percentage of income payment plan rider shall replace, for each electric distribution utility, the universal service rider shall replace the percentage of income payment plan rider in existence on the effective date of the amendment of this section and any amount in the rates of an electric utility for the funding of low-income customer energy efficiency programs by this act. The ~~universal service~~ percentage of income payment plan rider shall be a rider on retail electric distribution service rates as such rates are determined by the public utilities commission pursuant to this chapter. The ~~universal service~~ percentage of income payment plan rider for the first five years after the starting date of competitive retail electric service shall be the sum of all of recover the following:

(1) The level of prudently incurred costs of providing the percentage of income payment plan program rider in existence on the effective date of this section for each electric distribution utility;

(2) An amount equal to the level of funding for low-income customer energy efficiency programs provided through electric utility rates in effect on the effective date of this section The total of the electric distribution utilities' allocated shares, as determined by the public utilities commission, under

division (B)(1) of this section;

(3) Any additional amount necessary and sufficient to fund through the universal service percentage of income payment plan rider the administrative costs of the low-income customer assistance programs and the consumer education program created in section 4928.56 of the Revised Code.

~~(B)(B)(1) If, during or after the five-year period specified in division (A) of this section, the director of development, after consultation with the public benefits advisory board created under section 4928.58 of the Revised Code, determines that revenues in the universal service fund and revenues from federal or other sources of funding for those programs, including general revenue fund appropriations for the Ohio energy credit program, will be insufficient to cover the administrative costs of the low-income customer assistance programs and the consumer education program and provide adequate funding for those programs, the director shall file a petition with the commission for an increase in the universal service rider. The commission, after reasonable notice and opportunity for hearing, may adjust the universal service rider by the minimum amount necessary to provide the additional revenues. The commission shall not decrease the universal service rider without the approval of the director, after consultation by the director with the advisory board allocate to each electric distribution utility a share of the funding for low-income customer assistance programs administered by the director of job and family services according to each electric distribution utility's annual distribution service revenues.~~

(2) Each electric distribution utility's allocation determined under division (B)(1) of this section shall include a separately designated allocation equal to the electric distribution utility's share of an amount not to exceed fifteen million dollars annually for funding the consumer education program administered by the department of job and family services under section 4928.56 of the Revised Code.

(C) On the thirtieth day of June of each year, each electric distribution utility shall remit to the department for deposit in the electric partnership plan fund the utility's share of the following:

(1) The utility's allocation determined under division (B)(2) of this section for funding the consumer education program administered by the department of job and family services under section 4928.56 of the Revised Code;

(2) The costs under division (A)(3) of this section for the administration of the low-income customer assistance programs administered by the director.

~~(C)(D) The universal service percentage of income payment plan rider established under division (A) or (B) of this section shall be set in such a manner so as not to shift among the customer classes of electric distribution~~

utilities the costs of funding low-income customer assistance programs.

Sec. 4928.53. (A) Beginning July 1, ~~2000~~2026, the director of ~~development is hereby authorized to~~ job and family services shall administer the low-income customer assistance programs, except for the percentage of income payment plan rider established under section 4928.52 of the Revised Code. ~~For that purpose, the public utilities commission shall cooperate with and provide such assistance as the director requires for administration of the low-income customer assistance programs.~~ The director shall consolidate the administration of and redesign and coordinate the operations of ~~those~~ the low-income customer assistance programs within the department to provide, to the maximum extent possible, for efficient program administration and a one-stop application and eligibility determination process at the local level for consumers.

(B)(1) ~~Not later than March 1, 2000, the~~ The director, in accordance with Chapter 119. of the Revised Code, shall adopt rules to carry out sections 4928.51 to 4928.58 of the Revised Code and ensure the effective and efficient administration and operation of the low-income customer assistance programs. ~~The rules shall take effect on July 1, 2000.~~

(2) The director's authority to adopt rules under this division for the Ohio energy credit program shall be subject to such rule-making authority as is conferred on the director of development by sections 5117.01 to 5117.12 of the Revised Code, as amended by Sub. S.B. No. 3 of the 123rd general assembly, except that rules initially adopted by the director of development for the Ohio energy credit program shall incorporate the substance of those sections as they exist on the effective date of this section.

(3) ~~The director's~~ Under the director of job and family service's authority to adopt rules under this ~~division~~ section, the director may adopt rules for the percentage of income payment plan program ~~shall include authority to adopt, including~~ rules prescribing criteria for customer eligibility and policies regarding payment and crediting arrangements and responsibilities; ~~and~~ and procedures for verifying customer eligibility; ~~procedures for disbursing public funds to suppliers and otherwise administering funds under the director's jurisdiction, and requirements as to timely remittances of revenues described in division (B) of section 4928.51 of the Revised Code.~~ The rules shall prohibit the imposition of a waiting period before enrolling an eligible customer in the percentage of income payment plan. ~~The director's authority in division (B)(3) of this section excludes authority to prescribe service disconnection and customer billing policies and procedures and to address complaints against suppliers under the percentage of payment plan program, which excluded authority shall be exercised by the public utilities commission, in coordination with the director.~~ Rules adopted by the director under this division for the percentage of income payment plan program shall specify a level of payment responsibility to be borne by an eligible customer

based on a percentage of the customer's income. ~~Rules initially adopted by the director for the percentage of income payment plan program shall incorporate the eligibility criteria and payment arrangement and responsibility policies set forth in rule 4901:1-18-04(B) of the Ohio Administrative Code in effect on the effective date of this section.~~

Sec. 4928.54. ~~The director of development services~~ public utilities commission shall aggregate percentage of income payment plan program customers for the purpose of establishing a competitive procurement process for the supply of competitive retail electric service for those customers. The process shall be an auction. Only bidders certified under section 4928.08 of the Revised Code may participate in the auction.

Sec. 4928.542. The winning bid or bids selected through the competitive procurement process established under section 4928.54 of the Revised Code shall meet all of the following requirements:

(A) Be designed to provide reliable competitive retail electric service to percentage of income payment plan program customers;

(B) Reduce the cost of the percentage of income payment plan program relative to the otherwise applicable standard service offer established under sections 4928.141 and 4928.142 of the Revised Code;

(C) Result in the best value for persons paying the ~~universal service~~ percentage of income payment plan rider under section 4928.52 of the Revised Code.

Sec. 4928.543. ~~The director of development services~~ public utilities commission shall adopt rules ~~in accordance with Chapter 119. of the Revised Code~~ to implement sections 4928.54, 4928.541, and 4928.542 of the Revised Code. The rules shall ensure a fair and unbiased auction process and the performance of the winning bidder or bidders.

Sec. 4928.544. ~~(A) For the purpose of facilitating compliance with sections 4928.54, 4928.541, and 4928.542 of the Revised Code, and upon written request by the director of development services,~~ the public utilities commission shall design, manage, and supervise the competitive procurement process required by section 4928.54 of the Revised Code. To the extent reasonably possible, and to minimize costs, the process may be designed based on any existing competitive procurement process for the establishment of the default generation supply price for electric distribution utilities.

This ~~division~~ section does not preclude a process design that is based on a competitive procurement process that applies to the combined certified territories of electric distribution utilities subject to common ownership.

~~(B) The director of development services shall reimburse the commission for its costs incurred under division (A) of this section. The~~

~~reimbursements constitute administrative costs of the low-income customer assistance programs for the purpose of division (A) of section 4928.51 of the Revised Code.~~

Sec. 4928.545. The public utilities commission shall administer the percentage of income payment plan rider established under section 4928.52 of the Revised Code, including by performing periodic audits of each electric distribution utility's percentage of income payment plan rider.

The commission shall adopt rules for the administration of the percentage of income payment plan rider and shall cooperate with, and provide such assistance to, the director of job and family services as the director requires for administration of the low-income customer assistance programs."

In line 107700, delete "5101.317" and insert "5101.318"

In line 107805, delete "5101.317" and insert "5101.318"

After line 108005, insert:

~~"Sec. 422.702~~ 5101.318. The general assembly shall conduct public hearings ~~each year on the proposed use and distribution of community services block grant funds, as required by section 675(b)676 of the "Community Services Block Grant Act," 95 Stat. 1609, 42 U.S.C.A. 9904~~ U.S.C. 9901."

In line 108318, after "lock" insert "or unlock"

After line 108347, insert:

"Sec. 5101.549. (A) As used in this section:

(1) "Food additive" means any of the following:

(a) Synthetic food dyes derived from petroleum or coal tar, including red 40, red 3, yellow 5, yellow 6, blue 1, blue 2, and green 3;

(b) Titanium dioxide and any other whitening agents classified as nanoparticles;

(c) Brominated vegetable oil and other chemical emulsifiers linked to hormone disruption;

(d) Potassium bromate, propylparaben, and any chemical additives classified as probable carcinogens.

(2) "Sugar-sweetened beverages" means nonalcoholic beverages that are made with carbonated water that is flavored, contains a food additive, and is sweetened with sugar or artificial sweeteners. "Sugar-sweetened beverages" do not include a beverage that contains milk, milk products, soy, rice, or other milk substitutes, or that contain greater than fifty per cent vegetable or fruit juice by volume, or that contain less than five grams of

added sugar.

(B) The director of job and family services shall submit a request to the United States department of agriculture for a waiver to exclude sugar-sweetened beverages as items that may be purchased in this state under the supplemental nutrition assistance program. If a waiver submitted under this section is not approved, the director shall resubmit a request for a waiver on an annual basis."

Delete lines 108792 to 108824 (Remove R.C. 5101.91)

In line 108838, reinsert ", the number of"

In line 108839, reinsert "Accounts"; delete "The number of accounts"

In line 108841, reinsert "Out-of-state"; delete "The number of out-of-state"; delete the underlined comma

Delete line 108842

In line 108843, delete everything before the semicolon

In line 108844, reinsert "Transactions"; delete "The number of transactions"

In line 108846, delete the underlined semicolon

Delete lines 108847 through 108857

In line 108858, delete everything before the period

In line 108862, delete everything after "of"

In line 108863, delete "program"

In line 108869, delete everything after "(B)"

Delete lines 108870 through 108872

In line 108873, delete "(C)"; delete "of job and family services"

In line 109143, delete "five" and insert "seven"

In line 109144, delete "five" and insert "seven"

In line 109145, delete "four" and insert "six"

In line 109759, strike through "seven" and insert "eight"

In line 109760, strike through "twelve" and insert "fourteen"

In line 109761, strike through "twelve" and insert "fourteen"

In line 109763, after "age" insert ", provided that if the number of

children under the age of two years at one time is greater than three or the total number of children at one time is greater than seven, an additional adult shall be present"

In line 109771, strike through "six" and insert "seven"

In line 110103, delete "1" and insert "5"

After line 110489, insert:

"Sec. 5104.54. (A) The child care cred program is created in the department of children and youth, under which the costs of child care are shared by participating employees, their employers, and, subject to available funds, the department. The distribution of the costs shall be as follows: employees are responsible for forty per cent; employers are responsible for forty per cent; and, subject to available funds, the department is responsible for twenty per cent. The program has all of the following goals: enabling employers to attract and retain talent; assisting employees with child care costs; and sustaining the businesses of child care providers.

(B) To be eligible to participate in the program, all of the following apply:

(1) In the case of an employee, the maximum amount of the family's income shall not exceed four hundred per cent of the federal poverty line and the employee shall reside in this state and have been selected for participation by the employee's employer.

(2) In the case of an employer, the employer shall be located in this state and have selected one or more of its employees to participate in the program.

(3) In the case of a child care provider, the provider shall either hold a license issued under this chapter or be certified by a county department of job and family services under section 5104.12 of the Revised Code. The department shall not require participation in the step up to quality program in order to be an eligible provider for this program.

(C) Each employee and employer seeking to participate in the program shall together submit an application to the department in a manner prescribed by the department. The department shall review each application as soon as practicable after it is received and shall determine if the employee and employer are both eligible to participate.

(D) After an employee and employer are both determined eligible and agree to participate in the program, all of the following apply:

(1) The employee, with the assistance of the department, shall select a child care provider for the employee's child and shall enroll the child with the provider. An employee may opt to select the employee's existing child care

provider so long as that provider is licensed or certified as described in this section.

(2) In addition to the employer's share, the employer may agree to contribute some or all of an employee's share of child care costs.

(3) As a condition of participation, the department may require the employee, employer, and child care provider to each sign a memorandum of understanding with the department.

(4) The department is responsible for coordinating and performing all administrative activities associated with the sharing of child care costs and making payments to child care providers.

(E) An eligibility determination made under division (C) of this section remains valid as long as the employee, employer, and child care provider continue to satisfy the eligibility conditions described in division (B) of this section.

(F) If the department finds that an employee or employer has committed fraud, misrepresentation, or deception in applying to participate, or in participating, in the program, the employee or employer is permanently ineligible to participate, or continue to participate, in the program.

(G)(1) The department may adopt rules as necessary to implement this section. Any rules shall be adopted in accordance with Chapter 119. of the Revised Code.

(2) Notwithstanding any provision of section 121.95 of the Revised Code to the contrary, a regulatory restriction contained in a rule adopted under division (G)(1) of this section is not subject to sections 121.95 to 121.953 of the Revised Code."

In line 112687, strike through "5119.343" and insert "5119.344"

After line 113287, insert:

"Sec. 5119.344. (A) As used in this section, "principal" means an owner, operator, or manager of a class one residential facility.

(B) The department of mental health and addiction services may suspend, without a prior hearing, the license of a class one residential facility that serves children if any of the following occurs:

(1) A child suffers a serious injury or dies while residing in the residential facility.

(2) The department, a public children services agency, or a county department of job and family services determines that a principal, employee, volunteer, or nonresident occupant of the residential facility created a serious risk to the health or safety of a child residing in the facility that resulted in or could have resulted in a child's death or injury.

(3) A principal, employee, resident, volunteer, or nonresident occupant of the facility was charged by an indictment, information, or complaint with an offense relating to the death, injury, or sexual assault of another person that occurred on the premises of the facility.

(4) A principal, employee, volunteer, or nonresident occupant of the facility was charged by an indictment, information, or complaint with an offense relating to the death, injury, or sexual assault of a child residing in the facility.

(5) A public children services agency receives a report pursuant to section 2151.421 of the Revised Code, and the person alleged to have inflicted abuse or neglect on the child, who is the subject of the report, is either of the following:

(a) A principal of the residential facility;

(b) An employee of the residential facility who has not been immediately placed on administrative leave or released from employment.

(6) The residential facility is not in compliance with the rule, adopted under section 5119.34 of the Revised Code, pertaining to background investigations for owners, operators, employees, and other specified individuals.

(C) In suspending a license under division (B) of this section, the department shall comply with section 119.07 of the Revised Code. The owner of a class one residential facility may request an adjudicatory hearing before the department pursuant to sections 119.06 and 119.12 of the Revised Code. If a hearing is requested and the department does not issue its final adjudication order within one hundred twenty days after the suspension, the suspension is void on the one hundred twenty-first day after the suspension, unless the hearing on the suspension is continued on agreement by the parties or for good cause.

(D) Any summary suspension imposed under this section shall remain in effect until any of the following occurs:

(1) The public children services agency completes its investigation of the report pursuant to section 2151.421 of the Revised Code and determines that all of the allegations are unsubstantiated.

(2) All criminal charges are disposed of through dismissal or a finding of not guilty.

(3) The department issues, pursuant to Chapter 119. of the Revised Code, a final order terminating the suspension.

(E) A class one residential facility serving children shall not have children placed in the facility while a summary suspension remains in effect. Upon the issuance of the order of suspension, the department shall place a hold on the license or indicate that the license is suspended in Ohio's

statewide automated child welfare information system.

(F) The director of mental health and addiction services may adopt rules in accordance with Chapter 119. of the Revised Code establishing standards and procedures for the summary suspension of licenses.

(G) This section does not limit the authority of the department to take other action, such as issuing an order suspending the admission of residents to a residential facility, refusing to issue or renew a license for a facility, or revoking a facility's license under section 5119.34 of the Revised Code."

After line 114356, insert:

"(C)(1) With respect to complaints received by the department or a contractor of the department, information and records received, collected, or generated by the department or a contractor pursuant to an investigation, and reports that are made under division (B) of this section, all of the following apply to those items, subject to division (C)(2) of this section:

(a) The items are confidential and not public records under section 149.43 of the Revised Code.

(b) The items are exempt from the provisions of Chapter 1347. of the Revised Code.

(c) The items are not subject to discovery in any civil action.

(2)(a) The items described in division (C)(1) of this section shall be disclosed if required by law.

(b) The items described in division (C)(1) of this section may be disclosed to any federal, state, or local law enforcement, prosecutorial, or regulatory agency or its officers or agents.

(c) The items described in division (C)(1) of this section may be admitted into evidence in a criminal trial in accordance with the Rules of Evidence, or in an administrative hearing conducted by an agency, but the court or agency shall require that appropriate measures be taken to ensure that confidentiality is maintained with respect to any part thereof that contains names or other identifying information about residents, complainants, or others whose confidentiality was protected by the department or its contractor when the items were in the possession of the department or contractor. Measures to ensure confidentiality that may be taken by the court or agency include sealing its records or redacting specific information from its records.

(d) The items described in division (C)(1) of this section may be included in the registry established and maintained under section 5119.394 of the Revised Code, but the department shall make its best effort to do so in a manner that protects the confidentiality of complainants, individuals or

organizations providing information about a complaint, and recovery housing residents. The department may refer to any of the foregoing in the registry as long as it removes personally identifying information or uses any other technique it considers appropriate to maintain confidentiality."

In line 114361, strike through "For" and insert:

"(B) For"

In line 114362, after "following" insert ", subject to the confidentiality requirements of division (C) of section 5119.393 of the Revise Code"

In line 114373, strike through "(B)" and insert "(C)"

In line 114380, strike through "(C)" and insert "(D)"

In line 115442, strike through "joint medicaid oversight committee" and insert "legislative service commission"

After line 115492, insert:

"Sec. 5120.034. (A)(1) The department of rehabilitation and correction shall permit representatives of all nonprofit faith-based, business, professional, civic, educational, and community organizations that are registered with the department to enter institutions under the control of the department for the purpose of providing reentry services to inmates. Reentry services may include, but are not limited to, counseling, housing, job-placement, and money-management assistance.

(2) The department shall adopt rules pursuant to Chapter 119. of the Revised Code for the screening and registration of nonprofit faith-based, business, professional, civic, educational, and community organizations that apply to provide reentry services in institutions under the department's control.

(B)(1) The department shall post a department telephone number on the department's official internet web site that nonprofit faith-based, business, professional, civic, educational, and community organizations that wish to provide reentry services to inmates may call to obtain information. The internet web site also shall list all of the nonprofit faith-based, business, professional, civic, educational, and community organizations that are registered with the department under this section.

(2) The department shall actively recruit nonprofit faith-based, business, professional, civic, educational, and community organizations to provide reentry services in institutions under the department's control. The department shall recruit nonprofit organizations from all faiths and beliefs.

(C) Annually, the department shall issue a written report on the department's progress in implementing the recommendations of the

correctional faith-based initiatives task force. The department shall provide a copy of the written report to ~~each member of the correctional institution inspection committee created under section 103.71 of the Revised Code~~the general assembly in accordance with section 101.68 of the Revised Code.

(D) The department shall not endorse or sponsor any faith-based reentry program or endorse any specific religious message. The department may not require an inmate to participate in a faith-based program."

After line 115492, insert:

"Sec. 5120.035. (A) As used in this section:

(1) "Community treatment provider" means a program that provides substance use disorder assessment and treatment for persons and that satisfies all of the following:

(a) It is located outside of a state correctional institution.

(b) It shall provide the assessment and treatment for qualified prisoners referred and transferred to it under this section in a suitable facility that is licensed pursuant to division ~~(C)~~(D) of section 2967.14 of the Revised Code.

(c) All qualified prisoners referred and transferred to it under this section shall reside initially in the suitable facility specified in division (A)(1) (b) of this section while undergoing the assessment and treatment.

(2) "Electronic monitoring device" has the same meaning as in section 2929.01 of the Revised Code.

(3) "State correctional institution" has the same meaning as in section 2967.01 of the Revised Code.

(4) "Qualified prisoner" means a person who satisfies all of the following:

(a) The person is confined in a state correctional institution under a prison term imposed for a felony of the third, fourth, or fifth degree that is not an offense of violence.

(b) The department of rehabilitation and correction determines, using a standardized assessment tool, that the person has a substance use disorder.

(c) The person has not more than twelve months remaining to be served under the prison term described in division (A)(4)(a) of this section.

(d) The person is not serving any prison term other than the term described in division (A)(4)(a) of this section.

(e) The person is eighteen years of age or older.

(f) The person does not show signs of drug or alcohol withdrawal and does not require medical detoxification.

(g) As determined by the department of rehabilitation and correction, the person is physically and mentally capable of uninterrupted participation in the substance use disorder treatment program established under division (B) of this section.

(B) The department of rehabilitation and correction shall establish and operate a program for community-based substance use disorder treatment for qualified prisoners. The purpose of the program shall be to provide substance use disorder assessment and treatment through community treatment providers to help reduce substance use relapses and recidivism for qualified prisoners while preparing them for reentry into the community and improving public safety.

(C)(1) The department shall determine which qualified prisoners in its custody should be placed in the substance use disorder treatment program established under division (B) of this section. The department has full discretion in making that determination. If the department determines that a qualified prisoner should be placed in the program, the department may refer the prisoner to a community treatment provider the department has approved under division (E) of this section for participation in the program and transfer the prisoner from the state correctional institution to the provider's approved and licensed facility. Except as otherwise provided in division (C)(3) of this section, no prisoner shall be placed under the program in any facility other than a facility of a community treatment provider that has been so approved. If the department places a prisoner in the program, the prisoner shall receive credit against the prisoner's prison term for all time served in the provider's approved and licensed facility and may earn days of credit under section 2967.193 or 2967.194 of the Revised Code, but otherwise neither the placement nor the prisoner's participation in or completion of the program shall result in any reduction of the prisoner's prison term.

(2) If the department places a prisoner in the substance use disorder treatment program, the prisoner does not satisfactorily participate in the program, and the prisoner has not served the prisoner's entire prison term, the department may remove the prisoner from the program and return the prisoner to a state correctional institution.

(3) If the department places a prisoner in the substance use disorder treatment program and the prisoner is satisfactorily participating in the program, the department may permit the prisoner to reside at a residence approved by the department if the department determines, with input from the community treatment provider, that residing at the approved residence will help the prisoner prepare for reentry into the community and will help reduce substance use relapses and recidivism for the prisoner. If a prisoner is permitted under this division to reside at a residence approved by the department, the prisoner shall be monitored during the period of that residence by an electronic monitoring device.

(D)(1) When a prisoner has been placed in the substance use disorder treatment program established under division (B) of this section, before the prisoner is released from custody of the department upon completion of the prisoner's prison term, the department shall conduct and prepare an evaluation of the prisoner, the prisoner's participation in the program, and the prisoner's needs regarding substance use disorder treatment upon release. Before the prisoner is released from custody of the department upon completion of the prisoner's prison term, the parole board or the court acting pursuant to an agreement under section 2967.29 of the Revised Code shall consider the evaluation, in addition to all other information and materials considered, as follows:

(a) If the prisoner is a prisoner for whom post-release control is mandatory under section 2967.28 of the Revised Code, the board or court shall consider it in determining which post-release control sanction or sanctions to impose upon the prisoner under that section.

(b) If the prisoner is a prisoner for whom post-release control is not mandatory under section 2967.28 of the Revised Code, the board or court shall consider it in determining whether a post-release control sanction is necessary and, if so, which post-release control sanction or sanctions to impose upon the prisoner under that section.

(2) If the department determines that a prisoner it placed in the substance use disorder treatment program successfully completed the program and successfully completed a term of post-release control, if applicable, and if the prisoner submits an application under section 2953.32 or the prosecutor in the case submits an application under section 2953.39 of the Revised Code for sealing or expungement of the record of the conviction, the director may issue a letter to the court in support of the application.

(E)(1) The department shall accept applications from community treatment providers that satisfy the requirement specified in division (E)(2) of this section and that wish to participate in the substance use disorder treatment program established under division (B) of this section, and shall approve for participation in the program at least four and not more than eight of the providers that apply. To the extent feasible, the department shall approve one or more providers from each geographical quadrant of the state.

(2) Each community treatment provider that applies under division (E)(1) of this section to participate in the program shall have the provider's alcohol and drug addiction services that provide substance use disorder treatment certified by the department of mental health and addiction services under section 5119.36 of the Revised Code. A community treatment provider is not required to have the provider's halfway house or residential treatment certified by the department of mental health and addiction services.

(F) The department of rehabilitation and correction shall adopt rules

for the operation of the substance use disorder treatment program it establishes under division (B) of this section and shall operate the program in accordance with this section and those rules. The rules shall establish, at a minimum, all of the following:

- (1) Criteria that establish which qualified prisoners are eligible for the program;
- (2) Criteria that must be satisfied to transfer a qualified prisoner to a residence pursuant to division (C)(3) of this section;
- (3) Criteria for the removal of a prisoner from the program pursuant to division (C)(2) of this section;
- (4) Criteria for determining when an offender has successfully completed the program for purposes of division (D)(2) of this section;
- (5) Criteria for community treatment providers to provide assessment and treatment, including minimum standards for treatment."

After line 115595, insert:

"Sec. 5120.173. Any person who is required to report abuse or neglect of a child under eighteen years of age that is reasonably suspected or believed to have occurred or the threat of which is reasonably suspected or believed to exist pursuant to division (A) of section 2151.421 of the Revised Code, any person who is permitted to report or cause a report to be made of reasonably suspected abuse or neglect of a child under eighteen years of age pursuant to division (B) of that section, any person who is required to report suspected abuse or neglect of a person with a developmental disability pursuant to division (C) of section 5123.61 of the Revised Code, and any person who is permitted to report suspected abuse or neglect of a person with a developmental disability pursuant to division (F) of that section and who makes or causes the report to be made, shall direct that report to the state highway patrol if the child or the person with a developmental disability is an inmate in the custody of a state correctional institution. If the state highway patrol determines after receipt of the report that it is probable that abuse or neglect of the inmate occurred, the patrol shall report its findings to the department of rehabilitation and correction, to the court that sentenced the inmate for the offense for which the inmate is in the custody of the department, and to the ~~chairperson and vice chairperson of the correctional institution inspection committee established by section 103.71 of the Revised Code~~attorney general."

After line 115595, insert:

"Sec. 5120.21. (A) The department of rehabilitation and correction shall keep in its office, accessible only to its employees, except by the consent of the department or the order of the judge of a court of record, and except as provided in division (C) of this section, a record showing the name,

residence, sex, age, nativity, occupation, condition, and date of entrance or commitment of every inmate in the several institutions governed by it. The record also shall include the date, cause, and terms of discharge and the condition of such person at the time of leaving, a record of all transfers from one institution to another, and, if such inmate is dead, the date and cause of death. These and other facts that the department requires shall be furnished by the managing officer of each institution within ten days after the commitment, entrance, death, or discharge of an inmate.

(B) In case of an accident or injury or peculiar death of an inmate, the managing officer shall make a special report to the department within twenty-four hours thereafter, giving the circumstances as fully as possible.

(C)(1) As used in this division, "medical record" means any document or combination of documents that pertains to the medical history, diagnosis, prognosis, or medical condition of a patient and that is generated and maintained in the process of medical treatment.

(2) A separate medical record of every inmate in an institution governed by the department shall be compiled, maintained, and kept apart from and independently of any other record pertaining to the inmate. Upon the signed written request of the inmate to whom the record pertains together with the written request of a person the inmate designates who is either a licensed attorney at law or a licensed physician, certified nurse-midwife, clinical nurse specialist, or certified nurse practitioner, the department shall make the inmate's medical record available to the designated attorney, physician, or nurse. The record may be inspected or copied by the inmate's designated attorney, physician, or nurse. The department may establish a reasonable fee for the copying of any medical record. If a physician, certified nurse-midwife, clinical nurse specialist, or certified nurse practitioner concludes that presentation of all or any part of the medical record directly to the inmate will result in serious medical harm to the inmate, the physician or nurse shall so indicate on the medical record. An inmate's medical record shall be made available to a physician, certified nurse-midwife, clinical nurse specialist, certified nurse practitioner, or attorney designated in writing by the inmate not more than once every twelve months.

(D) ~~Except as otherwise provided by a~~ Notwithstanding any other law of this state or the United States to the contrary, the department and the officers of its institutions shall keep confidential and accessible only to its employees, except by the consent of the department or the order of a judge of a court of record, all of the following:

(1) Architectural, engineering, or construction diagrams, drawings, or plans of a correctional institution;

(2) Plans for hostage negotiation, for disturbance control, for the control and location of keys, and for dealing with escapes;

(3) Statements made by inmate informants;

(4) Records that are maintained by the department of youth services, that pertain to children in its custody, and that are released to the department of rehabilitation and correction by the department of youth services pursuant to section 5139.05 of the Revised Code;

(5) Victim impact statements and information provided by victims of crimes that the department considers when determining the security level assignment, program participation, and release eligibility of inmates;

(6) Information and data of any kind or medium pertaining to groups that pose a security threat;

(7) Conversations recorded from the monitored inmate telephones that involve nonprivileged communications.

~~(E)~~(E)(1) Records regarding inmates committed to the department of rehabilitation and correction or records of persons under the supervision of the adult parole authority are not public records under section 149.43 of the Revised Code. Nothing in this division prohibits the disclosure of the following information related to inmates committed to the department of rehabilitation and correction:

(a) Name;

(b) Criminal convictions;

(c) Photograph;

(d) Supervision status, including current and past place of incarceration;

(e) Disciplinary history.

(2) Except as otherwise provided by a law of this state or the United States, the department of rehabilitation and correction may release inmate records to the department of youth services or a court of record, and the department of youth services or the court of record may use those records for the limited purpose of carrying out the duties of the department of youth services or the court of record. Inmate records released by the department of rehabilitation and correction to the department of youth services or a court of record shall remain confidential and shall not be considered public records as defined in section 149.43 of the Revised Code.

~~(F) Except as otherwise provided in division (C) of this section, records of inmates committed to the department of rehabilitation and correction as well as records of persons under the supervision of the adult parole authority shall not be considered public records as defined in section 149.43 of the Revised Code."~~

In line 115650, after "provide" insert an underlined comma; strike through "correctional institution inspection committee" and insert

"chairperson of the committee in each house that primarily handles criminal justice matters."

In line 115659, strike through "other"

In line 115663, strike through "correctional institution inspection committee" and insert "attorney general"

In line 115672, strike through "at least one person who is a member"

In line 115673, strike through "or staff employee of the committee" and insert "the attorney general or a representative of the attorney general"

Delete lines 115676 through 115717 (remove R.C. 5120.85)

After line 118664, insert:

"Sec. 5139.12. Any person who is required, pursuant to division (A) of section 2151.421 of the Revised Code, to report the person's knowledge of or reasonable cause to suspect abuse or neglect or threat of abuse or neglect of a child under eighteen years of age or a person with a developmental disability or physical impairment under twenty-one years of age, or any person who is permitted, pursuant to division (B) of that section, to report or cause such a report to be made and who makes or causes the report to be made, shall direct that report to the state highway patrol if the child is a delinquent child in the custody of an institution. If the state highway patrol determines after receipt of the report that there is probable cause that abuse or neglect or threat of abuse or neglect of the delinquent child occurred, the highway patrol shall report its findings to the department of youth services, to the court that ordered the disposition of the delinquent child for the act that would have been an offense if committed by an adult and for which the delinquent child is in the custody of the department, to the public children services agency in the county in which the child resides or in which the abuse or neglect or threat of abuse or neglect occurred, and to the ~~chairperson and vice-chairperson of the correctional institution inspection committee established by section 103.71 of the Revised Code~~ attorney general.

Sec. 5139.14. (A)(1) The department of youth services shall permit representatives of all nonprofit faith-based, business, professional, civic, educational, and community organizations that are registered with the department to enter institutions that are under the department's control and management for the purpose of providing reentry services to delinquent children in the department's custody. Reentry services may include, but are not limited to, counseling, housing, job-placement, and money-management assistance.

(2) The department shall adopt rules pursuant to Chapter 119. of the Revised Code for the screening and registration of nonprofit faith-based,

business, professional, civic, educational, and community organizations that apply to provide reentry services to delinquent children in institutions under the department's control and management.

(B)(1) The department shall post a department telephone number on the department's official internet web site that nonprofit faith-based, business, professional, civic, educational, and community organizations that wish to provide reentry services to delinquent children may call to obtain information. The internet web site also shall list all of the faith-based, business, professional, civic, educational, and community organizations that are registered with the department under this section.

(2) The department shall actively recruit nonprofit faith-based, business, professional, civic, educational, and community organizations to provide reentry services in institutions under the department's control and management. The department shall recruit nonprofit organizations from all faiths and beliefs.

(C) Annually, the department shall issue a written report on the department's progress in implementing the recommendations of the correctional faith-based initiatives task force. The department shall provide a copy of the written report to ~~each member of the correctional institution inspection committee created under section 103.71 of the Revised Code~~ the general assembly in accordance with section 101.68 of the Revised Code.

(D) The department shall not endorse or sponsor any faith-based reentry program or endorse any specific religious message. The department may not require any child in its custody to participate in a faith-based program."

After line 118771, insert:

"Sec. 5145.162. (A) There is hereby created the office of enterprise development advisory board to advise and assist the department of rehabilitation and correction with the creation of training programs and jobs for inmates and releasees through partnerships with private sector businesses. The board shall consist of at least five appointed members ~~and the staff representative assigned by the correctional institution inspection committee, who shall serve as an ex officio member.~~ Each member shall have experience in labor relations, marketing, business management, or business. The members and chairperson shall be appointed by the director of the department of rehabilitation and correction.

(B) Each member of the advisory board shall receive no compensation but may be reimbursed for expenses actually and necessarily incurred in the performance of official duties of the board. Members of the board who are state employees shall be reimbursed for expenses pursuant to travel rules promulgated by the office of budget and management.

(C) The advisory board shall adopt procedures for the conduct of the board's meetings. The board shall meet at least once every quarter, and otherwise shall meet at the call of the chairperson or the director of the department of rehabilitation and correction. Sixty per cent of the members shall constitute a quorum. No transaction of the board's business shall be taken without the concurrence of a quorum of the members. The board may have committees with persons who are not members of the board but whose experience and expertise is relevant and useful to the work of the committee.

(D) The advisory board shall have the following duties:

(1) Solicit business proposals offering job training, apprenticeship, education programs, and employment opportunities for inmates, releasees, and Ohio penal industries;

(2) Provide information and input to the office of enterprise development to support the job training and employment program of inmates and releasees and any additional, related duties as requested by the director of the department of rehabilitation and correction;

(3) Recommend to the office of enterprise development any legislation, administrative rule, or department policy change that the board believes is necessary to implement the department's program;

(4) Promote public awareness of the office of enterprise development and the office's employment program;

(5) Familiarize itself and the public with avenues to access the office of enterprise development on employment program concerns;

(6) Advocate for the needs and concerns of the office of enterprise development in local communities, counties, and the state;

(7) Play an active role in the office of enterprise development's efforts to reduce recidivism in the state by doing all of the following:

(a) Providing input and making recommendations for the office's consideration in monitoring employment program compliance and effectiveness;

(b) Making suggestions on the appropriate priorities for the office's grant award criteria;

(c) Being a liaison between the office and constituents of the board's members;

(d) Working to develop constituent groups interested in employment program issues;

(8) Aid in the employment program development process by playing a leadership role in professional associations by discussing employment program issues.

(E) The department of rehabilitation and correction shall initially

screen each proposal obtained under division (D)(1) of this section to ensure that the proposal is a viable venture to pursue. If the department determines that a proposal is a viable venture to pursue, the department shall submit the proposal to the board for objective review against established guidelines. The board shall determine whether to recommend the implementation of the program to the department."

Delete lines 119140 through 119163 (remove R.C. 5160.25)

In line 119405, delete "joint medicaid oversight committee" and insert "legislative service commission"

In line 119412, delete "and shall seek input from the committees to design any"

In line 119413, delete "amendment or waiver"

After line 119413, insert:

"**Sec. 5162.13.** (A) On or before the first day of January of each year, the department of medicaid shall complete a report on the effectiveness of the medicaid program in meeting the health care needs of low-income pregnant women, infants, and children. The report shall include all of the following, delineated by race and ethnic group:

- (1) The estimated number of pregnant women, infants, and children eligible for the program;
- (2) The actual number of eligible persons enrolled in the program;
- (3) The actual number of enrolled pregnant women categorized by estimated gestational age at time of enrollment;
- (4) The average number of days between the following events:
 - (a) A pregnant woman's application for medicaid and enrollment in the fee-for-service component of medicaid;
 - (b) A pregnant woman's application for enrollment in a medicaid managed care organization and enrollment in the managed care organization.

The information described in divisions (A)(4)(a) and (b) of this section shall also be delineated by county and the urban and rural communities specified in rules adopted under section 3701.142 of the Revised Code.

- (5) The number of prenatal, postpartum, and child health visits;
- (6) The estimated number of enrolled women of child-bearing age who use a tobacco product;
- (7) The estimated number of enrolled women of child-bearing age who participate in a tobacco cessation program or who use a tobacco cessation product;

(8) The rates at which enrolled pregnant women receive addiction or mental health services, progesterone therapy, and any other service specified by the department;

(9) A report on birth outcomes, including a comparison of low-birthweight births and infant mortality rates of medicaid recipients with the general female child-bearing and infant population in this state;

(10) A comparison of the prenatal, delivery, and child health costs of the program with such costs of similar programs in other states, where available;

(11) A report on performance data generated by the component of the state innovation model (SIM) grant pertaining to episode-based payments for perinatal care that was awarded to this state by the center for medicare and medicaid innovation in the United States centers for medicare and medicaid services;

(12) A report on funds allocated for infant mortality reduction initiatives in the urban and rural communities specified in rules adopted under section 3701.142 of the Revised Code;

(13) A report on the results of client responses to questions related to pregnancy services and healthcheck that are asked by the personnel of county departments of job and family services;

(14) A comparison of the performance of the fee-for-service component of medicaid with the performance of each medicaid managed care organization on perinatal health metrics;

(15) A report demonstrating cost savings resulting from program investments;

(16) Beginning two years after ~~the effective date of this amendment~~ April 30, 2024, a report on the medicaid coverage of doula services required by section 5164.071 of the Revised Code, including:

(a) Outcomes related to maternal health and maternal morbidity;

(b) Infant health outcomes;

(c) The average costs of providing doula services to mothers and infants;

(d) Estimated cost increases or savings as a result of providing doula coverage.

(B) The department shall submit the report to the general assembly in accordance with section 101.68 of the Revised Code ~~and to the joint medicaid oversight committee~~. The department also shall make the report available to the public.

(C) The department shall provide to the ~~joint medicaid oversight committee~~ legislative service commission a copy of the data used to calculate

the information required in the report under division (A)(16) of this section."

In line 119435, strike through "joint"

In line 119436, strike through "medicaid oversight committee"; delete "and the"

In line 119438, after "medicaid" insert "and the legislative service commission"

In line 119444, strike through the comma and insert "and the"

In line 119445, strike through ", and joint medicaid oversight committee"

After line 119459, insert:

"Sec. 5162.134. Not later than the first day of each July, the medicaid director shall complete a report of the evaluation conducted under section 5164.911 of the Revised Code regarding the integrated care delivery system. The director shall provide a copy of the report to the general assembly ~~and joint medicaid oversight committee. The copy to the general assembly shall be provided~~ in accordance with section 101.68 of the Revised Code. The director also shall make the report available to the public.

Sec. 5162.136. (A) The department of medicaid shall conduct periodic reviews to determine the barriers that medicaid recipients face in gaining full access to interventions intended to reduce tobacco use, prevent prematurity, and promote optimal birth spacing. The first review shall occur not later than sixty days after ~~the effective date of this section~~ April 6, 2017. Thereafter, reviews shall be conducted every six months. The department shall prepare a report that summarizes the results of each review, which must contain the information specified in division (C)(1) or (2) of this section, as applicable. Each report shall be submitted to the commission on infant mortality; ~~the joint medicaid oversight committee~~; and the general assembly. Submissions to the general assembly shall be made in accordance with section 101.68 of the Revised Code.

(B) The department shall make a presentation on each report at the first meeting of the commission on infant mortality that follows the report's submission to the commission.

(C)(1) All of the following shall be in the first report submitted in accordance with division (A) of this section:

(a) Identification of the access barriers described in division (A) of this section, the individuals affected by the barriers, and whether the barriers result from policies implemented by the department, medicaid managed care organizations, providers, or others;

(b) Recommendations for the expedient removal of the access barriers;

(c) An analysis of the performance of the fee-for-service component of medicaid and the performance of each medicaid managed care organization on health metrics pertaining to tobacco cessation, prematurity prevention, and birth spacing;

(d) Any other information the department considers pertinent to the report's topic.

(2) All of the following shall be in each subsequent report submitted in accordance with division (A) of this section:

(a) The progress that has been made on removing the access barriers described in division (A) of this section and the impact such progress has had on reducing the infant mortality rate in this state;

(b) A performance analysis of the fee-for-service component of medicaid and each medicaid managed care organization on health metrics pertaining to tobacco cessation, prematurity prevention, and birth spacing;

(c) Any other information the department considers pertinent.

Sec. 5162.1310. (A) The department of medicaid shall periodically evaluate the success that members of the expansion eligibility group have with the following:

(1) Obtaining employer-sponsored health insurance coverage;

(2) Improving health conditions that would otherwise prevent or inhibit stable employment;

(3) Improving the conditions of their employment, including duration and hours of employment.

(B) For the purpose of aiding the department's evaluations under this section, medicaid managed care organizations shall collect and submit to the department relevant data about members of the expansion eligibility group who are enrolled in the organizations' medicaid MCO plans. The department may request that a medicaid managed care organization collect and submit to the department additional data the department needs for the evaluation.

(C) The department shall complete a report for each evaluation conducted under this section. The director shall provide a copy of the report to the general assembly ~~and joint medicaid oversight committee. The copy to the general assembly shall be provided~~ in accordance with section 101.68 of the Revised Code."

After line 119459, insert:

"Sec. 5162.14. (A) The medicaid director shall immediately provide notice in accordance with this section if the United States centers for

medicare and medicaid services does any of the following related to a quarterly medicaid statement of expenditures for medical assistance programs form that is submitted by the department of medicaid:

(1) Determines that the form has a variance of expenditures of eight per cent or greater;

(2) Asks any questions related to the form;

(3) Refuses to certify the information provided on the form;

(4) Refuses to release any funds to the state.

(B) When providing notice under this section, the director shall include any letter or information that is provided by the United States centers for medicare and medicaid services in its questioning or deciding not to certify the form, as well as any correspondences from the department in response.

(C) The notice required under this section shall be provided to all of the following:

(1) The speaker of the house of representatives and president of the senate;

(2) The director of the legislative service commission;

(3) The chairpersons of the relevant standing committees in both the house of representatives and the senate."

After line 119561, insert:

"Sec. 5162.70. (A) As used in this section:

(1) "CPI" means the consumer price index for all urban consumers as published by the United States bureau of labor statistics.

(2) "CPI medical inflation rate" means the inflation rate for medical care, or the successor term for medical care, for the midwest region as specified in the CPI.

~~(3) "JMOC projected medical inflation rate" means the following:-~~

~~(a) The projected medical inflation rate for a fiscal biennium determined by the actuary with which the joint medicaid oversight committee contracts under section 103.414 of the Revised Code if the committee agrees with the actuary's projected medical inflation rate for that fiscal biennium;-~~

~~(b) The different projected medical inflation rate for a fiscal biennium determined by the joint medicaid oversight committee under section 103.414 of the Revised Code if the committee disagrees with the projected medical inflation rate determined for that fiscal biennium by the actuary with which the committee contracts under that section.-~~

~~(4) "Successor term" means a term that the United States bureau of~~

labor statistics uses in place of another term in revisions to the CPI.

(B) The medicaid director shall implement reforms to the medicaid program that do all of the following:

(1) Limit the growth in the per member per month cost of the medicaid program, as determined on an aggregate basis for all eligibility groups, for a fiscal biennium to not more than the lesser of the following:

(a) The average annual increase in the CPI medical inflation rate for the most recent three-year period for which the necessary data is available as of the first day of the fiscal biennium, weighted by the most recent year of the three years;

(b) The ~~JMOC~~ projected medical inflation rate for the fiscal biennium, as determined under section 103.412 of the Revised Code.

(2) Achieve the limit in the growth of the per member per month cost of the medicaid program under division (B)(1) of this section by doing all of the following:

(a) Improving the physical and mental health of medicaid recipients;

(b) Providing for medicaid recipients to receive medicaid services in the most cost-effective and sustainable manner;

(c) Removing barriers that impede medicaid recipients' ability to transfer to lower cost, and more appropriate, medicaid services, including home and community-based services;

(d) Establishing medicaid payment rates that encourage value over volume and result in medicaid services being provided in the most efficient and effective manner possible;

(e) Implementing fraud and abuse prevention and cost avoidance mechanisms to the fullest extent possible.

(3) Reduce the prevalence of comorbid health conditions among, and the mortality rates of, medicaid recipients;

(4) Reduce infant mortality rates among medicaid recipients.

(C) When determining the growth in the per member per month cost of the medicaid program for purposes of the reforms required by this section, the medicaid director shall not exclude any medicaid eligibility group, provider wages, or service. The director may exclude one-time expenses or expenses that are not directly related to enrollees.

(D) The medicaid director shall implement the reforms under this section in accordance with evidence-based strategies that include measurable goals.

(E) By October first of each calendar year, the medicaid director shall submit to the ~~joint medicaid oversight committee~~ legislative service

commission a report detailing the reforms implemented under this section. In even-numbered years, the report shall include the department's historical and projected medicaid program expenditure and utilization trend rates by medicaid program and service category for each year of the upcoming fiscal biennium and an explanation of how the trend rates were calculated.

(F) The reforms implemented under this section shall, without making the medicaid program's eligibility requirements more restrictive, reduce the relative number of individuals enrolled in the medicaid program who have the greatest potential to obtain the income and resources that would enable them to cease enrollment in medicaid and instead obtain health care coverage through employer-sponsored health insurance or an exchange.

Sec. 5162.82. Before making any payment rate increases greater than ten per cent under the medicaid program, the medicaid director shall notify the ~~joint medicaid oversight committee~~ standing committees with oversight of the medicaid program as provided in section 103.41 of the Revised Code of the increase ~~and be available to testify before the joint medicaid oversight committee regarding the increase.~~ "

After line 119561, insert:

Sec. 5162.251. The department of medicaid shall prepare and submit quarterly reports to the legislative service commission and the chairpersons of the standing committees in the house of representatives and the senate with jurisdiction over medicaid regarding any new state directed payment programs established under section 5162.25 of the Revised Code."

In line 119590, delete "joint medicaid oversight"

In line 119591, delete "committee" and insert "legislative service commission"

After line 119801, insert:

"Sec. 5163.33. (A) In determining the amount of income that a medicaid recipient must apply monthly toward payment of the cost of care in a nursing facility or ICF/IID, a county department of job and family services shall deduct from the recipient's monthly income a monthly personal needs allowance in accordance with the "Social Security Act," section 1902(q), 42 U.S.C. 1396a(q).

(B) In the case of a resident of a nursing facility, the monthly personal needs allowance shall be not less than ~~fifty~~ seventy-five dollars for an individual resident and not less than one hundred ~~fifty~~ dollars for a married couple if both spouses are residents of a nursing facility and their incomes are considered available to each other in determining eligibility.

(C) In the case of a resident of an ICF/IID, the monthly personal needs allowance shall be as follows:

(1) Prior to January 1, 2016, forty dollars unless the resident has earned income, in which case the monthly personal needs allowance shall be determined by the department of medicaid, or the department's designee, but shall not exceed one hundred five dollars;

(2) For calendar year 2016 and each calendar year thereafter, not less than ~~fifty~~ seventy-five dollars for an individual resident and not less than one hundred fifty dollars for a married couple if both spouses are residents of an ICF/IID and their incomes are considered available to each other in determining eligibility."

After line 119831, insert:

"(D) The department shall prepare and submit a report to the chairpersons of the standing committees in the house of representatives and senate with jurisdiction over medicaid detailing its findings from the requests for information and considerations conducted under this section."

After line 120365, insert:

"Sec. 5166.50. (A) Within one year of the effective date of this section, the department of medicaid shall apply for a medicaid waiver component to provide reentry services to medicaid-eligible imprisoned individuals for ninety days before an imprisoned individual's expected release date. The benefits provided shall include:

(1) Mental health services;

(2) Behavioral health services;

(3) Substance use disorder treatment and related services;

(4) A thirty-day supply of prescription medication at the time of release, including medication administered by injection.

(B) The department shall implement the medicaid waiver component within one year after approval from the United States centers for medicare and medicaid services.

(C)(1) If the department is unable to apply for the medicaid waiver component within the time frame specified in division (A) of this section, the department shall request an extension of up to thirty days from the speaker of the house of representatives and the president of the senate.

(2) If the department is unable to implement the medicaid waiver component within the time frame specified in division (B) of this section, the department shall request an extension for the amount of time needed to implement the waiver component from the speaker of the house of representatives and the president of the senate.

(D) If the medicaid waiver component is not approved by the United States centers for medicare and medicaid services, the department shall

reapply for the waiver within four years after the effective date of this section."

In line 120462, delete "The" and insert "Subject to division (E) of this section, the"

After line 120467, insert:

"(E)(1) The department shall allow individuals participating in the care management system to enroll in the medicaid MCO plan of the individual's choosing. If an individual does not elect a medicaid MCO plan in which to enroll during the time period specified by the department, the department shall randomly assign the individual to a medicaid MCO plan. When assigning individuals to a medicaid MCO plan under this division, the department shall not give preference to any specific medicaid MCO plan or group of plans.

(2) If the department is unable to satisfy the requirements established under division (E)(1) of this section, it shall notify the general assembly, the legislative service commission, and the auditor of state not later than thirty days after making such a determination. As part of the notice required under this division, the department shall provide an explanation as to why it is unable to satisfy the requirements."

After line 120542, insert:

"Sec. 5167.24. (A) If the department of medicaid includes prescribed drugs in the care management system as authorized under section 5167.05 of the Revised Code, the medicaid director, through a procurement process, shall select a third-party administrator to serve as the single pharmacy benefit manager used by medicaid managed care organizations under the care management system. The state pharmacy benefit manager shall be responsible for processing all pharmacy claims under the care management system. The department of medicaid is responsible for enforcing the contract after the procurement process.

(B) As part of the procurement process, the director shall do all of the following:

(1) Accept applications from entities seeking to become the state pharmacy benefit manager;

(2) Establish eligibility criteria an entity must meet in order to become the state pharmacy benefit manager;

(3) Select and contract with a single state pharmacy benefit manager;

(4) Develop a master contract to be used by the director when contracting with the state pharmacy benefit manager, which shall prohibit the state pharmacy benefit manager from requiring a medicaid recipient to obtain

a specialty drug from a specialty pharmacy owned or otherwise associated with the state pharmacy benefit manager.

(C) A prospective state pharmacy benefit manager shall disclose to the director all of the following during the procurement process:

(1) Any activity, policy, practice, contract, or arrangement of the state pharmacy benefit manager that may directly or indirectly present any conflict of interest with the pharmacy benefit manager's relationship with or obligation to the department or a medicaid managed care organization;

(2) All common ownership, members of a board of directors, managers, or other control of the pharmacy benefit manager (or any of the pharmacy benefit manager's affiliated companies) with any of the following:

(a) A medicaid managed care organization and its affiliated companies;

(b) An entity that contracts on behalf of a pharmacy or any pharmacy services administration organization and its affiliated companies;

(c) A drug wholesaler or distributor and its affiliated companies;

(d) A third-party payer and its affiliated companies;

(e) A pharmacy and its affiliated companies.

(3) Any direct or indirect fees, charges, or any kind of assessments imposed by the pharmacy benefit manager on pharmacies licensed in this state with which the pharmacy benefit manager shares common ownership, management, or control; or that are owned, managed, or controlled by any of the pharmacy benefit manager's affiliated companies;

(4) Any direct or indirect fees, charges, or any kind of assessments imposed by the pharmacy benefit manager on pharmacies licensed in this state;

~~(6)~~(5) Any financial terms and arrangements between the pharmacy benefit manager and a prescription drug manufacturer or labeler, including formulary management, drug substitution programs, educational support claims processing, or data sales fees.

~~(D) The director shall select a provisional state pharmacy benefit manager not later than July 1, 2020.~~

~~(1) Once a provisional state pharmacy benefit manager has been selected, full implementation of the entity as the state pharmacy benefit manager shall be subject to that entity's demonstrated ability to fulfill the duties and obligations of the state pharmacy benefit manager as illustrated through a readiness review process established by the director. Any entity failing to complete the readiness review process shall be deemed as having not met the criteria of the review process. The selected entity shall not enter into contracts with the department or medicaid managed care organizations~~

as the state pharmacy benefit manager before the date on which the entity has satisfactorily completed the readiness review process.

(2) If the director determines that, for reasons beyond the director's control, selection of a provisional state pharmacy benefit manager cannot occur before July 1, 2020, the director shall notify the joint medicaid oversight committee of the reasons for the delay and identify the steps the director is taking to complete the selection as expeditiously as possible."

After line 120721, insert:

"**Sec. 5168.90.** (A) At least quarterly, the medicaid director shall report to the ~~members of the joint medicaid oversight committee and the executive director of the joint medicaid oversight committee~~ legislative service commission both of the following:

(1) The fee rates and the aggregate total of the fees assessed for each of the following:

(a) The hospital assessment established under section 5168.21 of the Revised Code;

(b) The nursing home and hospital long-term care unit franchise permit fee under section 5168.41 of the Revised Code;

(c) The ICF/IID franchise permit fee under section 5168.61 of the Revised Code;

(d) The health insuring corporation franchise fee under section 5168.76 of the Revised Code.

(2) If there is a rate increase for any of the fee rates listed under division (A)(1) of this section pending before the centers for medicare and medicaid services.

(B) The director may adopt rules under section 5162.02 of the Revised Code to compile and submit the reports required under this section, including rules, as authorized under section 5162.021 of the Revised Code, that specify the information that must be submitted to the director by the department of developmental disabilities regarding the ICF/IID franchise permit fee. "

After line 120866, insert:

"**Sec. 5180.17.** (A) As used in this section:

(1) "Contractor" means a person who provides personal services pursuant to a contract.

(2) "Critical access hospital" means a facility designated as a critical access hospital by the director of health under section 3701.073 of the Revised Code.

(3) "Crib" includes a portable play yard or other suitable sleeping

place.

(B) Each hospital and freestanding birthing center shall implement an infant safe sleep screening procedure. The purpose of the procedure is to determine whether there will be a safe crib for an infant to sleep in once the infant is discharged from the facility to the infant's residence following birth. The procedure shall consist of questions that facility staff or volunteers must ask the infant's parent, guardian, or other person responsible for the infant regarding the infant's intended sleeping place and environment.

The director of children and youth shall develop questions that facilities may use when implementing the infant safe sleep screening procedure required by this division. The director may consult with persons and government entities that have expertise in infant safe sleep practices when developing the questions.

(C) If, prior to an infant's discharge from a facility to the infant's residence following birth, a facility other than a critical access hospital or a facility identified under division (D) of this section determines through the procedure implemented under division (B) of this section that the infant is unlikely to have a safe crib at the infant's residence, the facility shall make a good faith effort to arrange for the parent, guardian, or other person responsible for the infant to obtain a safe crib at no charge to that individual. In meeting this requirement, the facility may do any of the following:

- (1) Obtain a safe crib with its own resources;
- (2) Collaborate with or obtain assistance from persons or government entities that are able to procure a safe crib or provide money to purchase a safe crib;
- (3) Refer the parent, guardian, or other person responsible for the infant to a person or government entity described in division (C)(2) of this section to obtain a safe crib free of charge from that source;
- (4) If funds are available for the cribs for kids program or a successor program administered by the department of children and youth, refer the parent, guardian, or other person responsible for the infant to a site, designated by the department for purposes of the program, at which a safe crib may be obtained at no charge.

If a safe crib is procured as described in division (C)(1), (2), or (3) of this section, the facility shall ensure that the crib recipient receives safe sleep education and crib assembly instructions from the facility or another source. If a safe crib is procured as described in division (C)(4) of this section, the department of children and youth shall ensure that the cribs for kids program or a successor program administered by the department provides safe sleep education and crib assembly instructions to the recipient.

(D) The director of children and youth shall identify the facilities in

this state that are not critical access hospitals and are not served by a site described in division (C)(4) of this section. The director shall identify not less than annually the facilities that meet both criteria and notify those that do so.

(E) When a facility that is a hospital registers with the department of health under section 3701.07 of the Revised Code or a facility that is a freestanding birthing center renews its license in accordance with rules adopted under section 3702.30 of the Revised Code, the facility shall report the following information to the department of children and youth in a manner the department prescribes:

(1) The number of safe cribs that the facility obtained and distributed by using its own resources as described in division (C)(1) of this section since the last time the facility reported this information to the department;

(2) The number of safe cribs that the facility obtained and distributed by collaborating with or obtaining assistance from another person or government entity as described in division (C)(2) of this section since the last time the facility reported this information to the department;

(3) The number of referrals that the facility made to a person or government entity as described in division (C)(3) of this section since the last time the facility reported this information to the department;

(4) The number of referrals that the facility made to a site designated by the department as described in division (C)(4) of this section since the last time the facility reported this information to the department;

(5) Demographic information specified by the director of children and youth regarding the individuals to whom safe cribs were distributed as described in division (E)(1) or (2) of this section or for whom a referral described in division (E)(3) or (4) of this section was made;

(6) In the case of a critical access hospital or a facility identified under division (D) of this section, demographic information specified by the director of children and youth regarding each parent, guardian, or other person responsible for the infant determined to be unlikely to have a safe crib at the infant's residence pursuant to the procedure implemented under division (B) of this section;

(7) Any other information collected by the facility regarding infant sleep environments and intended infant sleep environments that the director determines to be appropriate.

(F) The director of children and youth shall prepare a written report that summarizes the information collected under division (E) of this section for the preceding twelve months, assesses whether at-risk families are sufficiently being served by the crib distribution and referral system established by this section, makes suggestions for system improvements, and provides any other information the director considers appropriate for

inclusion in the report. On completion, the report shall be submitted to the general assembly with, and in the same manner as, the report that the department of medicaid submits to the general assembly ~~and joint medicaid-oversight committee~~ pursuant to section 5162.13 of the Revised Code. A copy of the report also shall be submitted to the governor.

(G) A facility, and any employee, contractor, or volunteer of a facility, that implements an infant safe sleep procedure in accordance with division (B) of this section is not liable for damages in a civil action for injury, death, or loss to person or property that allegedly arises from an act or omission associated with implementation of the procedure, unless the act or omission constitutes willful or wanton misconduct.

A facility, and any employee, contractor, or volunteer of a facility, that implements an infant safe sleep screening procedure in accordance with division (B) of this section is not subject to criminal prosecution or, to the extent that a person is regulated under Title XLVII of the Revised Code, professional disciplinary action under that title, for an act or omission associated with implementation of the procedure.

This division does not eliminate, limit, or reduce any other immunity or defense that a facility, or an employee, contractor, or volunteer of a facility, may be entitled to under Chapter 2744. of the Revised Code, or any other provision of the Revised Code, or the common law of this state.

(H) A facility, and any employee, contractor, or volunteer of a facility, is neither liable for damages in a civil action, nor subject to criminal prosecution, for injury, death, or loss to person or property that allegedly arises from a crib obtained by a parent, guardian, or other person responsible for the infant as a result of any action the facility, employee, contractor, or volunteer takes to comply with division (C) of this section.

The immunity provided by this division does not require compliance with division (D) of section 2305.37 of the Revised Code.

Sec. 5180.20. (A) The director of children and youth shall identify each government program providing benefits, other than the help me grow program established by the department of children and youth pursuant to section 5180.21 of the Revised Code, that has the goal of reducing infant mortality and negative birth outcomes or the goal of reducing disparities among women who are pregnant or capable of becoming pregnant and who belong to a racial or ethnic minority. A program shall be identified only if it provides education, training, and support services related to those goals to program participants in their homes. The director may consult with the Ohio partnership to build stronger families for assistance with identifying the programs.

(B) An administrator of a program identified under division (A) of this section shall report to the director data on program performance

indicators that are used to assess progress toward achieving program goals. The administrator shall report the data in the format and within the time frames specified in rules adopted under division (C) of this section. Using the data reported under this division, the director shall prepare an annual report assessing the performance of each government program identified pursuant to division (A) of this section during the immediately preceding twelve-month period. In addition, the report shall summarize and provide an analysis of the information contained in the "information for medical and health use only" section of the birth records for individuals born during the prior twelve-month period.

The director shall provide a copy of the report to the general assembly ~~and the joint medicaid oversight committee. The copy to the general assembly shall be provided~~ in accordance with section 101.68 of the Revised Code.

(C) The director shall adopt rules specifying program performance indicators on which data must be reported by the administrators described in division (B) of this section as well as the format and time frames in which the data must be reported. To the extent possible, the program performance indicators specified in the rules shall be consistent with federal reporting requirements for federally funded home visiting services. The rules shall be adopted in accordance with Chapter 119. of the Revised Code."

In line 121785, after the period insert "Foster homes, as defined in section 5103.02 of the Revised Code, and kinship caregivers, as defined in section 5101.85 of the Revised Code, shall be exempt from the established statewide rates."

Delete lines 123157 through 123165 (remove R.C. 5501.57)

After line 123522, insert:

"Sec. 5502.30. (A) The state, any political subdivision, any municipal agency, any emergency management volunteer, another state, or an emergency management agency thereof or of the federal government or of another country or province or subdivision thereof performing emergency management services in this state pursuant to an arrangement, agreement, or compact for mutual aid and assistance, or any agency, member, agent, or representative of any of them, or any individual, partnership, corporation, association, trustee, or receiver, or any of the agents thereof, in good faith carrying out, complying with, or attempting to comply with any state or federal law or any arrangement, agreement, or compact for mutual aid and assistance, or any order issued by federal or state military authorities relating to emergency management, is not liable for any injury to or death of persons or damage to property as the result thereof during training periods, test periods, practice periods, or other emergency management operations, or

false alerts, as well as during any hazard, actual or imminent, and subsequent to the same except in cases of willful misconduct. As used in this division, "emergency management volunteer" means only an individual who is authorized to assist any agency performing emergency management during a hazard.

(B) The state, any political subdivision, any individual, partnership, corporation, association, trustee, or receiver, or any agent, agency, representative, officer, or employee of any of them that owns, maintains, occupies, operates, or controls all or part of any building, structure, or premises shall not be liable for any injury or death sustained by any person or damage caused to any property while that person or property is in the building, structure, or premises for duty, training, or shelter purposes during a hazard, drill, test, or false warning, or is entering therein for such purposes or departing therefrom, or for any injury, death, or property damage as the result of any condition in or on the building, structure, or premises or of any act or omission with respect thereto, except a willful act intended to cause injury or damage.

(C) Any person deployed by the emergency management agency to render aid in another state pursuant to section 5502.40 of the Revised Code, including a full-time or part-time paid employee of a political subdivision of this state or a nonprofit organization, a paid or unpaid volunteer of a for-profit or nonprofit organization, and a health care worker of a for-profit or nonprofit organization, that is rendering aid in another state is considered an officer or employee of the state for purposes of the immunity established under Article VI of the emergency management assistance compact enacted under section 5502.40 of the Revised Code. Nothing in this division entitles ~~an employee of a political subdivision~~ any person deployed pursuant to section 5502.40 of the Revised Code to any other right or benefit of a state officer or employee.

(D) This section does not affect the right of any person to receive benefits to which the person may be entitled under Chapter 4123. of the Revised Code or any pension law, nor the rights of any person to receive any benefits or compensation under any act of congress or under any law of this state. "

After line 123794, insert:

"Sec. 5503.02. (A) The state highway patrol shall enforce the laws of the state relating to the titling, registration, and licensing of motor vehicles; enforce on all roads and highways, notwithstanding section 4513.39 of the Revised Code, the laws relating to the operation and use of vehicles on the highways; enforce and prevent the violation of the laws relating to the size, weight, and speed of commercial motor vehicles and all laws designed for the protection of the highway pavements and structures on the highways;

investigate and enforce rules and laws of the public utilities commission governing the transportation of persons and property by motor carriers and report violations of such rules and laws to the commission; enforce against any motor carrier as defined in section 4923.01 of the Revised Code those rules and laws that, if violated, may result in a forfeiture as provided in section 4923.99 of the Revised Code; investigate and report violations of all laws relating to the collection of excise taxes on motor vehicle fuels; and regulate the movement of traffic on the roads and highways of the state, notwithstanding section 4513.39 of the Revised Code.

The patrol, whenever possible, shall determine the identity of the persons who are causing or who are responsible for the breaking, damaging, or destruction of any improved surfaced roadway, structure, sign, marker, guardrail, or other appurtenance constructed or maintained by the department of transportation and shall arrest the persons who are responsible for the breaking, damaging, or destruction and bring them before the proper officials for prosecution.

State highway patrol troopers shall investigate and report all motor vehicle accidents on all roads and highways outside of municipal corporations. The superintendent of the patrol or any state highway patrol trooper may arrest, without a warrant, any person, who is the driver of or a passenger in any vehicle operated or standing on a state highway, whom the superintendent or trooper has reasonable cause to believe is guilty of a felony, under the same circumstances and with the same power that any peace officer may make such an arrest.

The superintendent or any state highway patrol trooper may enforce the criminal laws on all state properties and state institutions, owned or leased by the state, and, when so ordered by the governor in the event of riot, civil disorder, or insurrection, may, pursuant to sections 2935.03 to 2935.05 of the Revised Code, arrest offenders against the criminal laws wherever they may be found within the state if the violations occurred upon, or resulted in injury to person or property on, state properties or state institutions, or under the conditions described in division (B) of this section. This authority of the superintendent and any state highway patrol trooper to enforce the criminal laws shall extend to the Lake Erie Correctional Institution and the Northeast Ohio Correctional Center, to the same extent as if those prisons were owned by this state.

(B) In the event of riot, civil disorder, or insurrection, or the reasonable threat of riot, civil disorder, or insurrection, and upon request, as provided in this section, of the sheriff of a county or the mayor or other chief executive of a municipal corporation, the governor may order the state highway patrol to enforce the criminal laws within the area threatened by riot, civil disorder, or insurrection, as designated by the governor, upon finding that law enforcement agencies within the counties involved will not

be reasonably capable of controlling the riot, civil disorder, or insurrection and that additional assistance is necessary. In cities in which the sheriff is under contract to provide exclusive police services pursuant to section 311.29 of the Revised Code, in villages, and in the unincorporated areas of the county, the sheriff has exclusive authority to request the use of the patrol. In cities in which the sheriff does not exclusively provide police services, the mayor, or other chief executive performing the duties of mayor, has exclusive authority to request the use of the patrol.

The superintendent or any state highway patrol trooper may enforce the criminal laws within the area designated by the governor during the emergency arising out of the riot, civil disorder, or insurrection until released by the governor upon consultation with the requesting authority. State highway patrol troopers shall never be used as peace officers in connection with any strike or labor dispute.

When a request for the use of the patrol is made pursuant to this division, the requesting authority shall notify the law enforcement authorities in contiguous communities and the sheriff of each county within which the threatened area, or any part of the threatened area, lies of the request, but the failure to notify the authorities or a sheriff shall not affect the validity of the request.

(C) Any person who is arrested by the superintendent or a state highway patrol trooper shall be taken before any court or magistrate having jurisdiction of the offense with which the person is charged. Any person who is arrested or apprehended within the limits of a municipal corporation shall be brought before the municipal court or other tribunal of the municipal corporation.

(D)(1) State highway patrol troopers have the same right and power of search and seizure as other peace officers.

No state official shall command, order, or direct any state highway patrol trooper to perform any duty or service that is not authorized by law. The powers and duties conferred on the patrol are supplementary to, and in no way a limitation on, the powers and duties of sheriffs or other peace officers of the state.

(2)(a) A state highway patrol trooper, pursuant to the policy established by the superintendent of the state highway patrol under division (D)(2)(b) of this section, may render emergency assistance to any other peace officer who has arrest authority under section 2935.03 of the Revised Code, if both of the following apply:

(i) There is a threat of imminent physical danger to the peace officer, a threat of physical harm to another person, or any other serious emergency situation;

(ii) Either the peace officer requests emergency assistance, or it appears that the peace officer is unable to request emergency assistance and the circumstances observed by the state highway patrol trooper reasonably indicate that emergency assistance is appropriate, or the peace officer requests emergency assistance and in the request the peace officer specifies a particular location and the state highway patrol trooper arrives at that location prior to the time that the peace officer arrives at that location and the circumstances observed by the state highway patrol trooper reasonably indicate that emergency assistance is appropriate.

(b) The superintendent of the state highway patrol shall establish, within sixty days of August 8, 1991, a policy that sets forth the manner and procedures by which a state highway patrol trooper may render emergency assistance to any other peace officer under division (D)(2)(a) of this section. The policy shall include a provision that a state highway patrol trooper never be used as a peace officer in connection with any strike or labor dispute.

(3)(a) A state highway patrol trooper who renders emergency assistance to any other peace officer under the policy established by the superintendent pursuant to division (D)(2)(b) of this section shall be considered to be performing regular employment for the purposes of compensation, pension, indemnity fund rights, workers' compensation, and other rights or benefits to which the trooper may be entitled as incident to regular employment.

(b) A state highway patrol trooper who renders emergency assistance to any other peace officer under the policy established by the superintendent pursuant to division (D)(2)(b) of this section retains personal immunity from liability as specified in section 9.86 of the Revised Code.

(c) A state highway patrol trooper who renders emergency assistance under the policy established by the superintendent pursuant to division (D)(2)(b) of this section has the same authority as the peace officer for or with whom the state highway patrol trooper is providing emergency assistance.

(E)(1) Subject to the availability of funds specifically appropriated by the general assembly for security detail purposes, the state highway patrol shall provide security as follows:

(a) For the governor;

(b) At the direction of the governor, for other officials of the state government of this state; officials of the state governments of other states who are visiting this state; officials of the United States government who are visiting this state; officials of the governments of foreign countries or their political subdivisions who are visiting this state; or other officials or dignitaries who are visiting this state, including, but not limited to, members of trade missions;

(c) For the capitol square, as defined in section 105.41 of the Revised Code;

(d) For the Vern Riffe center and the James A. Rhodes state office tower, as directed by the department of public safety;

(e) For other state property.

(2) To carry out the security responsibilities of the patrol listed in division (E)(1) of this section, the superintendent may assign state highway patrol troopers to a separate unit that is responsible for security details. The number of troopers assigned to particular security details shall be determined by the superintendent.

(3) The superintendent and any state highway patrol trooper, when providing security pursuant to division ~~(E)(1)(a) or (b)~~(E)(1) of this section, have the same arrest powers as other peace officers to apprehend offenders against the criminal laws who endanger or threaten the security of any person or state property being protected under division (E) of this section, no matter where the offense occurs. This arrest authority is concurrent with that of any other peace officer, as defined in section 2935.01 of the Revised Code, or any other law enforcement officer, as defined in section 2901.01 of the Revised Code, with jurisdiction at the respective location.

The superintendent, any state highway patrol trooper, and any special police officer designated under section 5503.09 of the Revised Code, if providing security pursuant to division (E)(1)(c) of this section, shall enforce any rules governing capitol square adopted by the capitol square review and advisory board.

(F) The governor may order the state highway patrol to undertake major criminal investigations that involve state property interests. If an investigation undertaken pursuant to this division results in either the issuance of a no bill or the filing of an indictment, the superintendent shall file a complete and accurate report of the investigation with the president of the senate, the speaker of the house of representatives, the minority leader of the senate, and the minority leader of the house of representatives within fifteen days after the issuance of the no bill or the filing of an indictment. If the investigation does not have as its result any prosecutorial action, the superintendent shall, upon reporting this fact to the governor, file a complete and accurate report of the investigation with the president of the senate, the speaker of the house of representatives, the minority leader of the senate, and the minority leader of the house of representatives.

(G) The superintendent may purchase or lease real property and buildings needed by the patrol, negotiate the sale of real property owned by the patrol, rent or lease real property owned or leased by the patrol, and make or cause to be made repairs to all property owned or under the control of the patrol. Any instrument by which real property is acquired pursuant to this

division shall identify the agency of the state that has the use and benefit of the real property as specified in section 5301.012 of the Revised Code.

Sections 123.01 and 125.02 of the Revised Code do not limit the powers granted to the superintendent by this division."

Delete lines 123891 through 124007 (remove R.C. 5521.01)

In line 124012, strike through "The"

In line 124013, strike through "application shall be"

In line 124015, strike through "dated no earlier than one hundred eighty"

Strike through lines 124016 and 124017

After line 124716, insert:

"Sec. 5703.19. (A) To carry out the purposes of the laws that the tax commissioner is required to administer, the commissioner or any person employed by the commissioner for that purpose, upon demand, may inspect books, accounts, records, and memoranda of any person or public utility subject to those laws, and may examine under oath any officer, agent, or employee of that person or public utility. If such books, accounts, records, or memoranda are kept electronically or available in an electronic format, the person or public utility shall provide such records to the commissioner electronically or in an electronic format at the commissioner's request. Any person other than the commissioner who makes a demand pursuant to this section shall produce the person's authority to make the inspection.

(B) If a person or public utility receives at least ten days' written notice of a demand made under division (A) of this section and refuses to comply with that demand, a penalty of five hundred dollars shall be imposed upon the person or public utility for each day the person or public utility refuses to comply with the demand. Penalties imposed under this division may be assessed and collected in the same manner as assessments made under Chapter 3769., 4305., 5727., 5728., 5733., 5735., 5736., 5739., 5743., 5745., 5747., 5749., 5751., or 5753., or sections 718.90, 3734.90 to 3734.9014, of the Revised Code."

In line 124976, after "notice" insert "electronically or"; strike through "The" and insert "If sent by ordinary mail, the"

In line 124979, after the period insert "If sent electronically, the notice shall be sent to the person or the person's authorized representative through secure electronic means associated with the person's or representative's last known electronic mail address, but only with the person's consent."

In line 124980, after "commissioner" insert "electronically sends or"

In line 125088, strike through the comma

In line 125089, strike through the first "in" and insert "any of the following:"

(1) In"

In line 125122, strike through ""Taxing authority""

In line 125123, strike through "also means the" and insert:

"(2) The"

After line 125129, insert:

"(3) The governing body responsible for levying a tax for any taxing unit for which a taxing authority is not defined pursuant to division (C)(1) or (2) of this section."

In line 125243, reinsert "The county auditor's"; delete "Market" and insert "market"

After line 125334, insert:

"The board of education of a city, local, or exempted village school district may also designate, in a resolution adopted under division (B)(1) of this section, an amount of the district's carry-over balance from the proceeding fiscal year, based on the most recent certification made by the district under section 5705.36 of the Revised Code, as reserved for expenditure on current or future permanent improvements within the following three years."

In line 125349, reinsert "the county auditor's"

In line 125354, reinsert "county auditor's"

In line 125376, after the underlined period insert "The auditor shall exclude any amount designated under division (B)(1) of this section for current or future permanent improvements in determining the district's carry-over balance for the purpose of this computation."

In line 125387, after "more" insert ", except in the case of a renewal levy"

In line 125391, reinsert "the county auditor's"

In line 125771, delete ", by a vote of two-thirds of"

In line 125772, delete "all of its members,"

In line 126029, delete "by a vote of two-thirds of all of its"

In line 126030, delete "members."

In line 126067, reinsert "the county auditor's"

In line 126083, reinsert "the county auditor's"

In line 126632, reinsert "the county"

In line 126633, reinsert "auditor's"

In line 126641, reinsert "the county"

In line 126642, reinsert "auditor's"

In line 126683, reinsert "a majority"; delete "two-thirds"

In line 126684, reinsert "the"; delete "all"

In line 126789, reinsert "the county auditor's"

In line 126844, reinsert "the county auditor's"

In line 126852, reinsert "the county auditor's"

In line 127019, reinsert "the county auditor's"

In line 127052, reinsert "the county auditor's"

In line 127059, reinsert "the county auditor's"

In line 127104, reinsert "the county auditor's"

In line 127108, reinsert "the county auditor's"

In line 127119, reinsert "the county auditor's"

In line 127137, reinsert "the county auditor's"

In line 127149, reinsert "the county auditor's"

In line 127156, reinsert "the county auditor's"

In line 127256, reinsert "the county auditor's"

In line 127280, reinsert "the county auditor's"

In line 127495, reinsert "the county auditor's"

In line 127524, reinsert "a majority"; delete "two-thirds of the members"

In line 127525, delete "each of"

Delete lines 127556 through 127587 (remove R.C. 5705.2113)

In line 127879, reinsert "the county auditor's"

In line 127959, reinsert "the"

In line 127960, reinsert "county auditor's"

In line 127986, reinsert "the county auditor's"

In line 127999, reinsert "the county auditor's"

In line 128007, reinsert "the county auditor's"

In line 128124, reinsert "the county auditor's"

In line 128135, reinsert "the county auditor's"

In line 128162, reinsert "the county"

In line 128163, reinsert "auditor's"

In line 128223, reinsert "the county auditor's"

In line 128233, reinsert "the county"

In line 128234, reinsert "auditor's"

In line 128247, reinsert "the county auditor's"

In line 128259, reinsert "the county auditor's"

In line 128271, reinsert "the county auditor's"

In line 128275, reinsert "the county auditor's"

In line 128302, reinsert "the county"

In line 128303, reinsert "auditor's"

In line 128343, reinsert "the"

In line 128344, reinsert "county auditor's"

In line 128346, reinsert "the"

In line 128347, reinsert "county auditor's"

In line 128358, reinsert "the county auditor's"

In line 128412, reinsert "the county"

In line 128413, reinsert "auditor's"

In line 128441, reinsert "the county auditor's"

In line 128475, after the period insert "The prosecuting attorney may

recuse the prosecuting attorney, in which case a member of the board of county commissioners selected by the board of county commissioners shall serve in lieu of the prosecuting attorney."

In line 128491, after "attorney" insert "or commissioner as applicable"

In line 128536, after "attorney" insert "or commissioner as applicable"

After line 128629, insert:

"(E) Any health district created under Chapter 3709. of the Revised Code that does not file an estimate of contemplated revenue and expenditures for the ensuing fiscal year pursuant to division (C) of this section shall adopt a tax budget on its own behalf pursuant to division (A) of this section."

In line 128661, after "year" insert ", including a statement of estimated expenses to the end of that fiscal year."

In line 128696, strike through "(E)(1)" and insert "(E) If the taxing unit estimates that it will collect more revenue in the succeeding fiscal year than in the current fiscal year from any tax levied within the ten-mill limitation or due to the operation of division (E) of section 319.301 of the Revised Code, a declaration of the taxing unit's intent to collect the additional revenue or to forgo all or a portion of the additional revenue."

(F)(1)"

In line 128715, strike through "(E)(4)" and insert "(F)(4)"

Delete lines 128781 through 128844 (remove R.C. 5705.31) and insert:

"Sec. 5705.31. The county auditor shall present to the county budget commission the annual tax budgets submitted under sections 5705.01 to 5705.47 of the Revised Code, together with an estimate prepared by the auditor of the amount of any state levy, the rate of any school tax levy as previously determined, the tax commissioner's estimate of the amount to be received in the county public library fund, the tax rates provided under section 5705.281 of the Revised Code if adoption of the tax budget was waived under that section, and such other information as the commission requests or the tax commissioner prescribes. ~~The~~

The budget commission shall examine such budget and, if the taxing authority is a board of education that has elected to include projections pursuant to division (E) of section 5705.391 of the Revised Code, shall examine such projections. Using the budget and, if applicable, included projections, the budget commission shall ascertain the total amount proposed to be raised in the county for the purposes of each subdivision and other taxing units in the county and the need for those amounts. Except as otherwise provided in this section, the county budget commission may reduce

the amount to be raised by any levy pursuant to section 5705.32 of the Revised Code.

The commission shall ascertain that the following levies have been properly authorized and, if so authorized, shall approve them without modification:

(A) All levies in excess of the ten-mill limitation; in the first year they are levied, unless the levy is the renewal of an existing tax or the subdivision or taxing unit requests an amount requiring a lower rate for the succeeding fiscal year. Such a request for an amount requiring a lower rate applies only to the succeeding fiscal year unless the subdivision or taxing unit expressly states that the request is permanent.

(B) All levies for unsatisfied debt charges ~~not provided for by levies in excess of the ten-mill limitation~~, including levies that remain necessary to pay notes issued for emergency purposes;

(C) The levies prescribed by division (B) of sections 742.33 and 742.34 of the Revised Code;

(D) Except as otherwise provided in this division, a minimum levy within the ten-mill limitation for the current expense and debt service of each subdivision or taxing unit, which shall equal two-thirds of the average levy for current expenses and debt service allotted within the fifteen-mill limitation to such subdivision or taxing unit during the last five years the fifteen-mill limitation was in effect unless such subdivision or taxing unit requests an amount requiring a lower rate. ~~Except for the succeeding fiscal year, or if it expressed its intent to forgo collections from such a levy under division (E) of section 5705.29 of the Revised Code. Such a request for an amount requiring a lower rate applies only to the succeeding fiscal year unless the subdivision or taxing unit expressly states that the request is permanent.~~

Except as provided in section 5705.312 of the Revised Code, if the levies required in divisions (B) and (C) of this section for the subdivision or taxing unit equal or exceed the entire minimum levy of the subdivision as fixed, the minimum levies of the other subdivisions or taxing units shall be reduced by the commission to provide for the levies and an operating levy for the subdivision. Such additional levy shall be deducted from the minimum levies of each of the other subdivisions or taxing units, but the operating levy for a school district shall not be reduced below a figure equivalent to forty-five per cent of the millage available within the ten-mill limitation after all the levies in divisions (B) and (C) of this section have been provided for.

If a municipal corporation and a township have entered into an annexation agreement under section 709.192 of the Revised Code in which they agree to reallocate their shares of the minimum levies established under this division and if that annexation agreement is submitted along with the

annual tax budget of both the township and the municipal corporation, then, when determining the minimum levy under this division, the auditor shall allocate, to the extent possible, the minimum levy for that municipal corporation and township in accordance with their annexation agreement.

~~(E) The levies prescribed by section 3709.29 of the Revised Code.~~

Divisions (A) to ~~(E)~~(D) of this section are mandatory, and commissions shall be without discretion to reduce such minimum levies except as provided in ~~such divisions~~section 5705.316 of the Revised Code.

If any debt charge is omitted from the budget, the commission shall include it therein."

In line 128890, after "5705.316." insert "(A)"

In line 128894, after the underlined period insert "A district that has designated funds for permanent improvements as provided in division (B) of this section shall, at the same time, certify to each such county auditor an accounting of the amount of such designation, the amount spent towards permanent improvements, and the amount remaining of the designation."

In line 128895, delete "The" and insert "(B) The"

In line 128900, delete "fifty" and insert "forty"

In line 128912, delete "If" and insert "(C) If"; delete "that" and insert "the"

In line 128918, after "threshold" insert "multiplied by a percentage as provided in the following table relative to the amount of the carry-over balance:

	1	2
A	<u>Carry-over balance less than \$2 million</u>	<u>0%</u>
B	<u>Carry-over balance is \$2 million or more but less than \$4 million</u>	<u>25%</u>
C	<u>Carry-over balance is \$4 million or more but less than \$6 million</u>	<u>50%</u>
D	<u>Carry-over balance is \$6 million or more but less than</u>	<u>75%</u>

\$10 million

E Carry-over balance \$10 million or more 100%

"

Delete line 128924

In line 128925, delete "or a joint state school district." and insert "(D)"

In line 128927, after the underlined period insert "This section does not apply to any of the following:

(1) A school district with a current operating expenditure per equivalent pupil that is less than eighty per cent of the state average, as determined under section 3302.21 of the Revised Code, unless the district's carry-over balance exceeds fifty per cent of the preceding year's expenditures as otherwise determined under division (B) of this section.

(2) An island school district.

(3) A joint state school district."

After line 128938, insert:

"If a taxing unit declared its intent to forgo all or a portion of collections under division (E) of section 5705.29 of the Revised Code, the commission shall adjust the rate of each levy as required to result in that reduction in collections."

In line 128959, after "by" insert "division (A) of this section or"

After line 129296, insert:

"Sec. 5705.37. The taxing authority of any subdivision, or the board of trustees of any public library, nonprofit corporation, or library association maintaining a free public library that has adopted and certified rules under section 5705.28 of the Revised Code, that is dissatisfied with any action of the county budget commission may, through its fiscal officer, appeal to the board of tax appeals within thirty days after the receipt by the subdivision of the official certificate or notice of the commission's action. In like manner, but through its clerk, any park district may appeal to the board of tax appeals. An appeal under this section shall be taken by the filing of a notice of appeal, either in person or by certified mail, express mail, or authorized delivery service as provided in section 5703.056 of the Revised Code, with the board and with the commission. If notice of appeal is filed by certified mail, express mail, or authorized delivery service, date of the United States postmark placed on the sender's receipt by the postal service or the date of

receipt recorded by the authorized delivery service shall be treated as the date of filing. Upon receipt of the notice of appeal, the commission, by certified mail, shall notify all persons who were parties to the proceeding before the commission of the filing of the notice of appeal and shall file proof of notice with the board of tax appeals. The secretary of the commission shall forthwith certify to the board a transcript of the full and accurate record of all proceedings before the commission, together with all evidence presented in the proceedings or considered by the commission, pertaining to the action from which the appeal is taken. The secretary of the commission also shall certify to the board any additional information that the board may request.

The board of tax appeals, in a de novo proceeding, shall forthwith consider the matter presented to the commission, and may modify any action of the commission with reference to the budget, the estimate of revenues and balances, the allocation of the public library fund, or the fixing of tax rates. The~~If the appeal is taken in response to the fixing of tax rates through a reduction made by the county budget commission, the burden of proof is on the appellant to show the need for a different rate or amount to meet expenses in the ensuing fiscal year.~~

The finding of the board of tax appeals shall be substituted for the findings of the commission, and shall be sent to the tax commissioner, the county auditor, and the taxing authority of the subdivision affected, or to the board of public library trustees affected, as the action of the commission under sections 5705.01 to 5705.47 of the Revised Code. At the request of the taxing authority, board of trustees, or park district that appealed an action of the county budget commission under this section, the findings of the board of tax appeals shall be sent by certified mail at the requestor's expense.

This section does not give the board of tax appeals any authority to place any tax levy authorized by law within the ten-mill limitation outside of that limitation, or to reduce any levy below any minimum fixed by law."

After line 129406, insert:

"(D) A school district may submit to the county budget commission the most recent projection prepared pursuant to this section with its tax budget as required by section 5705.28 of the Revised Code or other information as allowed by section 5705.281 of the Revised Code."

In line 129669, reinsert "the county"

In line 129670, reinsert "auditor's"

After line 129691, insert:

"Sec. 5709.081. (A) Real and tangible personal property owned by a political subdivision that is a public recreational facility for athletic events shall be exempt from taxation if all of the following apply:

(1) The property is controlled and managed by a political subdivision or a county-related corporation or by a similar corporation under the direct control of a political subdivision and whose members and trustees are chosen or appointed by the subdivision;

(2) All revenues and receipts derived by the subdivision or corporation that controls and manages the property, after deducting amounts needed to pay necessary expenses for the operation and management of the property, accrue to the political subdivision owning the property;

(3) The property is not occupied and used for more than seven days in any calendar month by any private entity for profit or for more than a total of fifteen days in any calendar month by all such private entities for profit;

(4) The property is under the direction and control of the political subdivision or managing corporation whenever it is being used by a private entity for profit;

(5) The primary user or users of the property, if such a primary user exists, are controlled and managed by the political subdivision or corporation that controls and manages the property.

(B) Tangible personal property, and all buildings, structures, fixtures, and improvements of any kind to the land, that are constructed or, in the case of personal property, acquired after March 2, 1992, and are part of or used in a public recreational facility used by a major league professional athletic team or a class A to class AAA minor league affiliate of a major league baseball team for a significant portion of its home schedule, and land acquired by a political subdivision in 1999 for such purposes or originally leased from a political subdivision, such political subdivision qualifying as such pursuant to division (H) of this section, in 1998 for such purposes, are declared to be public property used for a public purpose and are exempt from taxation, if all of the following apply:

(1) Such property, or the land upon which such property is located if such land was originally leased in 1998 from a political subdivision that qualifies as such pursuant to division (H) of this section, is owned by ~~one~~ either of the following:

(a) One or more political subdivisions or by a, which may include a new community authority as defined in section 349.01 of the Revised Code;

(b) A corporation controlled by such a subdivision or subdivisions;

(2) Such property was or is any of the following:

(a) Constructed or, in the case of personal property, acquired pursuant to an agreement with a municipal corporation to implement a development, redevelopment, or renewal plan for an area declared by the municipal corporation to be a slum or blighted area, as those terms are defined in section 725.01 of the Revised Code;

(b) Financed in whole or in part with public obligations as defined in section 5709.76 of the Revised Code or otherwise paid for in whole or in part by one or more political subdivisions;

(c) An improvement or addition to property defined in division (B)(2) (a) or (b) of this section.

(3) Such property is controlled and managed by either of the following:

(a) One or more of the political subdivisions or the corporation that owns it;

(b) A designee, tenant, or agent of such political subdivision or subdivisions or corporation pursuant to a management, lease, or similar written agreement.

(4) The primary user or users of such property, if a primary user or primary users exist, either:

(a) Are controlled and managed by one or more of the political subdivisions or the corporation that owns the property; or

(b) Operate under leases, licenses, management agreements, or similar arrangements with, and providing for the payment of rents, revenues, or other remuneration to, one or more of the political subdivisions or the corporation that owns the property.

(5) Any residual cash accrues to the political subdivision or subdivisions that own the property or that control the corporation that owns the property, and is used for the public purposes of the subdivision or subdivisions. As used in division (B)(5) of this section, "residual cash" means any revenue and receipts derived from the property by the political subdivision or subdivisions or corporation that owns the property and that are available for unencumbered use by the political subdivision or subdivisions or corporation, after deducting amounts needed to make necessary expenditures, pay debt service, and provide for working capital related to the ownership, management, operation, and use of the property, including payments of taxes on the taxable part of the public recreational facility, contractually obligated payments or deposits into reserves or otherwise, and service payments under section 307.699 of the Revised Code.

(C) The exemption provided in division (B) of this section also applies to both of the following:

(1) The property during its construction or, in the case of tangible personal property, acquisition during the construction period, if the owner meets the condition of division (B)(1) of this section and has agreements that provide for the satisfaction of all other conditions of division (B) of this section upon the completion of the construction;

(2) Any improvement or addition made after March 2, 1992, to a

public recreational facility that was constructed before March 2, 1992, as long as all other conditions in division (B) of this section are met.

(D) A corporation that owns property exempt from taxation under division (B) of this section is a public body for the purposes of section 121.22 of the Revised Code. The corporation's records are public records for the purposes of section 149.43 of the Revised Code, except records related to matters set forth in division (G) of section 121.22 of the Revised Code and records related to negotiations that are not yet completed for financing, leases, or other agreements.

(E) The exemption under division (B) of this section applies to property that is owned by the political subdivision or subdivisions or the corporation that owns the public recreational facility. Tangible personal property owned by users, managers, or lessees of the facility is taxable when used in the public recreational facility.

(F) All real property constituting a public recreational facility, including the land on which the facility is situated, that is owned by a municipal corporation and used primarily by an independent professional minor league baseball team for a significant portion of its home schedule is declared to be public property used for a public purpose, and is exempt from taxation, if the facility is constructed in 2008 or thereafter, the team operates at the facility under a lease, license, management agreement, or similar arrangement with the municipal corporation that requires the team to pay rent, revenue, or other remuneration to the municipal corporation, and any residual cash, as defined in division (B)(5) of this section, that accrues to the municipal corporation is used for the public purposes of the municipal corporation.

For the purposes of this division, an independent professional minor league baseball team is a baseball team that employs professional players and that is a member of an established league composed of teams that are not affiliated with a constituent member club of the association known as major league baseball.

(G) Nothing in this section or in any other section of the Revised Code prohibits or otherwise precludes an agreement between a political subdivision, or a corporation controlled by a political subdivision, that owns or operates a public recreational facility that is exempted from taxation under division (A), (B), or (F) of this section and the board of education of a school district or the legislative authority of a municipal corporation, or both, in which all or a part of that facility is located, providing for payments to the school district or municipal corporation, or both, in lieu of taxes that otherwise would be charged against real and tangible personal property exempted from taxation under this section, for a period of time and under such terms and conditions as the legislative authority of the political

subdivision and the board of education or municipal legislative authority, or both, may agree, which agreements are hereby specifically authorized.

(H) As used in this section, "political subdivision" includes the state or an agency of the state if the city, local, or exempted village school district in which the property is situated expressly consents to exempting the property from taxation."

After line 129691, insert:

"Sec. 5705.60. (A) As used in this section, "qualifying fixed-sum levy" means a tax levied on property at whatever rate is required to produce a specified amount of tax money, including a tax levied under section 5705.199 of the Revised Code, but not including a tax levied in excess of the ten-mill limitation to pay debt charges.

(B) Each year, the tax commissioner shall determine by what amount, if any, the rate of a qualifying fixed sum levy must be changed for the levy to produce the levy's specified amount of money for the current tax year. The tax commissioner shall certify the amount determined for each fixed-sum levy to the appropriate county auditor by the first day of September.

(C) Unless a different rate is required by section 5705.34 of the Revised Code, each county auditor to whom a rate change is certified under division (B) of this section shall apply the adjusted rate for the current tax year."

Delete lines 130456 through 130559 (remove R.C. 5713.34)

In line 130711, delete "That sale is evidenced by a conveyance fee statement,"

Delete lines 130712 and 130713

In line 130714, delete "Code and that was filed during the two years preceding" and insert "Either of the following conditions apply to that sale during the two years preceding"

In line 130716, after "~~the~~" insert ":

(I) The sale is evidenced by a conveyance fee statement, attached to the complaint, that declares the value of the property conveyed pursuant to section 319.202 of the Revised Code and that was filed during those two years.

(II) The sale is otherwise recorded in the office of the county recorder or similar government office during those two years"

In line 132263, strike through "tax" and insert "amounts"

In line 132336, strike through "the"

In line 132337, strike through "tax" and insert "amounts"

In line 132338, after "return" insert "or application"

In line 132339, strike through "tax" and insert "amount"

In line 132340, after "return" insert "or application"

In line 134453, reinsert "a digital audio work electronically"

Reinsert lines 134454 through 143460

In line 134461, reinsert "digital audio works in a commercial establishment"; delete "eligible"

Delete lines 134462 and 134463

In line 134464, delete "Revised Code"

In line 134571, reinsert "(64)"

In line 134579, reinsert "Sales of eligible tangible personal property"

Reinsert lines 134580 and 134581

In line 134628, delete "(54),"; delete "or"; reinsert ", or"

In line 134629, after "~~(66)~~" insert "(62)"

In line 136152, after "sales" insert ", including leases,"

In line 136405, delete "at least"

In line 136406, delete "eight hundred thousand but not more than"; strike through "one million"

In line 136408, after "~~eensus~~" insert "at least eight hundred thousand"

In line 137902, delete "uniformed" and insert "armed"; after "forces" insert "of the United States, as defined in section 5907.01 of the Revised Code,"

After line 138147, insert:

"(44) Deduct, to the extent not otherwise deducted or excluded in computing federal or Ohio adjusted gross income during the taxable year, up to seven hundred fifty dollars of contributions the taxpayer makes to a pregnancy resource center that meets the criteria in division (B) of section 5101.804 of the Revised Code."

In line 138701, reinsert "For purposes of this chapter and Chapter 5751. of the"

Reinsert lines 138702 through 138725

In line 138726, reinsert "the trust was created" and delete ""Casino gaming" has the same meaning as in"

Delete lines 138727 through 138730

In line 138731, delete "meaning as in section 3770.21 of the Revised Code"

After line 138767, insert:

"(MM) "Casino gaming" has the same meaning as in section 3772.01 of the Revised Code, "lottery sports gaming" has the same meaning as in section 3770.23 of the Revised Code, "sports gaming" has the same meaning as in section 3775.01 of the Revised Code, and "video lottery terminal" has the same meaning as in section 3770.21 of the Revised Code."

In line 139986, strike through the semicolon

Strike through line 139987

In line 139988, strike through "nonpublic school under section 5747.75 of the Revised Code"

Delete lines 140527 through 140634 (remove R.C. 5747.113)

After line 141507, insert:

"Sec. 5747.85. (A) As used in this section:

(1) "Homeownership savings account" and "program period" have the same meanings as in section 135.70 of the Revised Code.

(2) "Account owner" means "eligible participant" as defined by section 135.70 of the Revised Code.

(3) "Contributor" means the account owner or a parent, spouse, sibling, stepparent, or grandparent of the account owner who deposits funds into the homeownership savings account.

(4) "Lifetime contribution limit" means twenty-five thousand dollars of contributions per contributor per homeownership savings account. If an account owner opens one or more additional homeownership savings accounts, a contributor's lifetime contribution limit for the additional accounts shall be reduced by any contributions previously made by the contributor to an account owned by that account owner.

(5) "Eligible expenses" means unreimbursed expenses paid by the account owner for home purchase costs for the account owner's primary residence and account fees imposed on the account owner.

(6) "Primary residence" means a homestead located in this state that

is or will be the account owner's principal place of residence at the time the eligible expenses are incurred and for which the account owner receives or will receive a reduction in real property taxes or manufactured home taxes under division ~~(B)~~(B)(2) of section 323.152 of the Revised Code.

(7) "Homestead" means a homestead, as defined in section 323.151 of the Revised Code, or a manufactured or mobile home that is owned and occupied as a home by an individual whose domicile is in this state and upon which the manufactured home tax is assessed pursuant to division (D)(2) of section 4503.06 of the Revised Code.

(8) "Home purchase costs" means "eligible home costs" as defined in section 135.70 of the Revised Code.

(9) "Employer contribution" means the amount an employer contributes to a homeownership savings account.

(B) In computing Ohio adjusted gross income, a deduction from federal adjusted gross income is allowed to a contributor for amounts contributed to a homeownership savings account to the extent that the amounts contributed have not already been deducted in computing the contributor's federal or Ohio adjusted gross income for the taxable year. The deduction shall equal the amount of contributions made by the taxpayer and, if filing a joint return, the taxpayer's spouse, except that the deduction shall not exceed, for any taxable year, ten thousand dollars for spouses filing a joint return or five thousand dollars for all other taxpayers for each homeownership savings account to which contributions are made. If a taxpayer files a joint return, the deduction amount attributable to contributions made by each spouse shall not exceed five thousand dollars for each homeownership savings account to which contributions are made. A contributor is not entitled to a deduction under this section to the extent the deduction causes the contributor to exceed the lifetime contribution limit. No deduction is allowed under this section for the transfer of funds from one homeownership savings account to another homeownership savings account.

(C) In computing Ohio adjusted gross income, a deduction from federal adjusted gross income is allowed to an account owner for the following items:

(1) Interest earned on a homeownership savings account to the extent the interest has not been otherwise deducted or excluded in computing an account owner's federal or Ohio adjusted gross income.

(2) Employer contributions made by an employer to an account owner's homeownership savings account to the extent the employer contributions have not been otherwise deducted or excluded in computing an account owner's federal or Ohio adjusted gross income.

(D) The tax commissioner may request that a taxpayer claiming a

deduction calculated under division (B) or (C) of this section furnish information necessary to support the claim for the deduction under this section, and no deduction shall be allowed unless the requested information is provided.

(E) No deduction is permitted under division (B) or (C) of this section for contributions made or interest earned after the conclusion of a homeownership savings account's program period.

(F) The commissioner may adopt rules necessary to administer this section."

After line 141507, insert:

"Sec. 5747.72. (A) As used in this section:

(1) "Qualifying taxpayer" means a taxpayer that is an individual with a dependent who is a qualifying student.

(2) "Qualifying student" means a student who is exempt from the compulsory attendance law for the purpose of home education under section 3321.042 of the Revised Code for the school year.

(3) "Education expenses" means expenses or fees for any of the following items used directly for home education of a qualifying student: books, supplementary materials, supplies, computer software, applications, or subscriptions. "Education expenses" does not include expenses or fees for computers or similar electronic devices or accessories thereto. "Education expenses" does not include any expenses paid from a scholarship account authorized by section 3310.24 of the Revised Code.

(B) There is hereby allowed a nonrefundable credit against a qualifying taxpayer's aggregate tax liability under section 5747.02 of the Revised Code equal to the lesser of two hundred fifty dollars multiplied by the number of the taxpayer's qualifying students or the amount of education expenses incurred by the taxpayer in the taxable year for the benefit of one or more of the taxpayer's qualifying students. The credit shall be claimed in the order required under section 5747.98 of the Revised Code.

The tax commissioner may request that a qualifying taxpayer claiming a credit under this section furnish information as is necessary to support the claim for the credit under this section, and no credit shall be allowed unless the requested information is provided."

Strike through lines 141594 through 141596

In line 141686, delete "Market" and insert "The county auditor's market"

In line 141840, reinsert "the county auditor's"

In line 142049, reinsert "the county auditor's"

In line 142279, reinsert "the"

In line 142280, reinsert "county auditor's"

In line 142322, reinsert "the county auditor's"

In line 142341, reinsert "the county auditor's"

In line 142477, reinsert "the county"

In line 142478, reinsert "auditor's"

In line 142523, reinsert "the county auditor's"

In line 142545, reinsert "the county auditor's"

In line 142636, reinsert "the county"

In line 142637, reinsert "auditor's"

In line 142708, reinsert "the county auditor's"

In line 142718, reinsert "the county"

In line 142719, reinsert "auditor's"

In line 142733, reinsert "the county auditor's"

Delete lines 142954 through 143465 (remove R.C. 5751.01)

Delete lines 144672 through 144852 (remove R.C. 6303.01, 6303.02, 6303.03, 6303.04, and 6303.05)

In line 144864, after "122.701," insert "122.702,"

In line 145058, after "103.24," insert "103.41, 103.411, 103.413, 103.415,"

In line 145058, after "103.24," insert "103.71,"; delete "103.73," and insert "103.74, 103.75, 103.76, 103.77, 103.78, 103.79,"

In line 145058, delete "111.12,"

In line 145060, delete "122.702,"

In line 145062, after "956.181," insert "1561.18, 1561.21, 1561.22,"

In line 145063, delete "3312.02, 3312.03, 3312.04, 3312.05, 3312.06,"

In line 145065, after "3333.801," insert "3354.24,"

In line 145077, delete "3354.24,"

In line 145077, delete "and"; after "5747.29" insert ", and 5747.75"

Delete lines 145080 and 145081 (remove Section 105.10)

After line 145096, insert:

"Section 105.00.01. That section 5747.75 of the Revised Code is hereby repealed, effective January 1, 2026."

Delete lines 145144 through 145169 (remove Sections 125.20, 125.21, 125.22, 125.23, and 125.24)"

In the table on line 145572, in row E, delete "\$11,107,903 \$11,145,146" and insert "\$11,257,903 \$11,295,146"

In the table on line 145572, in rows I and X, add \$150,000 to each fiscal year

In line 145596, delete "Joint Medicaid Oversight Committee" and insert "Legislative Service Commission"

After line 145603, insert:

"Of the foregoing appropriation item 490411, Senior Community Services, \$150,000 in each fiscal year shall be used to support the Iconnect Program, administered by the Neighborhood Centers Association in Richland, Medina, Lorain, and Cuyahoga Counties."

In line 145604, delete "foregoing" and insert "remainder of"

In the table on line 145633, in row AT, delete "\$56,100,000 \$56,100,000" and insert "\$53,600,000 \$53,600,000"

In the table on line 145633, in row N, delete "\$4,179,000 \$4,357,000" and insert "\$4,679,000 \$4,857,000"

In the table on line 145633, in row P, delete the first "\$630,000" and insert "\$1,130,000"

In the table on line 145633, in rows AU and BJ, subtract \$2,500,000 from each fiscal year

In the table on line 145633, in rows T and BJ, add \$500,000 to each fiscal year

In the table on line 145633, in rows T and BJ, add \$500,000 to fiscal year 2026

After line 145643, insert:

"Of the foregoing appropriation item 700501, County Agricultural

Societies, \$500,000 in fiscal year 2026 shall be used to support the construction of the Mercer County Fairgrounds Grand Events Center."

In the table on line 145718, in row C, delete "\$92,785,225 \$92,785,225" and insert "\$97,290,225 \$97,290,225"

In the table on line 145719, in rows R and BH, add \$4,505,000 to each fiscal year

After line 146001, insert:

"Section 221.40. OHIO COURTS NETWORK

Of the foregoing appropriation item 055321, Operating Expenses, \$4,505,000 in each fiscal year shall be used to fund an initiative by the Attorney General to facilitate the exchange of information and warehousing of data by and between Ohio courts and other justice system partners through the maintenance of an Ohio Courts Network. Courts and the clerks of the court of common pleas, whether elected or appointed, located in counties with a population of not more than 125,000 according to the most recent federal decennial census, are eligible for funding under the initiative.

On July 1, 2025, or as soon as possible thereafter, the Director of Budget and Management shall cancel any existing encumbrances against appropriation item 005409, Ohio Courts Technology Initiative, used by the Supreme Court of Ohio, and reestablish them against appropriation item 055321, Operating Expenses. The reestablished encumbrance amounts are hereby appropriated.

On July 1, 2025, or as soon as possible thereafter, the Administrative Director of the Supreme Court of Ohio and the Attorney General, or their designees, shall facilitate the transfer of management and administration of any outstanding grants and all necessary program records or files from the Supreme Court to the Attorney General."

In the table on line 146003, in row C, delete "\$15,067,887" and insert "\$20,067,887"

In the table on line 146003, in rows H and Q, add \$5,000,000 to fiscal year 2026

After line 146013, insert:

"Of the foregoing appropriation item 070401, Audit Management and Services, \$5,000,000 in fiscal year 2026 shall be used to conduct an audit in accordance with Section 751.00.01 of this act."

In the table on line 146056, delete row G

In the table on line 146056, in rows I and P, subtract \$5,000,000 from fiscal year 2026

Delete lines 146057 through 146068 (remove Section 229.20)

In line 146125, before "MAJOR" insert "CULTURAL, SPORTS, AND"

In line 146129, delete "\$600,000,000" and insert "\$1,000,000,000"

In line 146141, delete "\$600,000,000" and insert "\$1,000,000,000"

In line 146142, after "042428," insert "Cultural, Sports, and"

In line 146145, after "use" insert "\$600,000,000 from"

In line 146146, after "042428," insert "Cultural, Sports, and"

In line 146151, after "042428," insert "Cultural, Sports, and"

After line 146182, insert:

"The Office of Budget and Management shall use \$400,000,000 from appropriation item 042428, Cultural, Sports, and Major Sports Facilities Performance Grants, to support construction or renovation of an Ohio cultural or sports facility under section 123.283 of the Revised Code.

In line 146184, after "042428," insert "Cultural, Sports, and"

In the table on line 146275, after row Z, insert:

"

	1	2	3	4	5
A	5TZ0	800661	Drug Addiction	\$10,000,000	\$10,000,000
			Partnership		

"

In the table on line 146275, in row Z, delete "\$16,339,688 \$16,180,201" and insert "\$21,339,688 \$21,180,201"

In the table on line 146275, in rows AE and AN, add \$10,000,000 to each fiscal year

In the table on line 146275, in rows AE and AN, add \$5,000,000 to each fiscal year

After line 146392 insert:

"(3) Of the foregoing appropriation item 800639, Fire Department Grants, \$30,000 in fiscal year 2026 shall be used to support volunteer firefighter training programs at the Northwestern Ohio Volunteer Firemen's Association Fire School."

In line 146409 delete "(3)" and insert "(4)"

In line 146423 delete "(4)" and insert "(5)"

After line 146511, insert:

**"CLAIMING UNCLAIMED FUNDS FOR THE STATE OF OHIO
AND POLITICAL SUBDIVISIONS OF THE STATE**

(A) Notwithstanding Chapter 169. of the Revised Code, or any law to the contrary, the Treasurer of State, in consultation with the Director of Commerce and Director of Budget and Management, may claim unclaimed funds in the name of the state and not otherwise attributable to an administrative department as defined in section 121.02 of the Revised Code. All unclaimed funds pursuant to this division shall be credited to the General Revenue Fund.

(B) Notwithstanding Chapter 169. of the Revised Code or any law to the contrary, the treasurer of any political subdivision within the state, in consultation with the Director of Commerce and Director of Budget and Management, may claim unclaimed funds in the name of the political subdivision or otherwise attributable to the political subdivision. All unclaimed funds claimed pursuant to this division shall be credited to the appropriate fund of the political subdivision.

(C) Notwithstanding divisions (A) and (B) of this section, any person claiming a property interest in the unclaimed funds may file a claim with the Director of Commerce. Upon providing sufficient proof of the validity of the person's claim, the Director may, in the Director's discretion, pay the claim less any expenses and costs incurred by the state or political subdivision in securing full ownership of the unclaimed funds. If payment has been made to a claim, no action thereafter may be maintained by any other claimant against the state or political subdivision of or on account of the payment of the claim."

After line 146511, insert:

"DRUG ADDICTION PARTNERSHIP

The foregoing appropriation item 800661, Drug Addiction Partnership, shall be used to establish a public-private partnership with a statewide nonprofit corporation to develop and implement cannabis and related drug misuse prevention, education, and public awareness initiatives in

accordance with section 3780.37 of the Revised Code. The Division of Cannabis Control shall submit an annual report to the General Assembly detailing program activities, use of funds, and measurable outcomes resulting from the public-private partnership."

After line 146511, insert:

"MEDICAL MARIJUANA CONTROL PROGRAM

Of the foregoing appropriation item 800650, Medical Marijuana Control Program, at least \$5,000,000 in each fiscal year shall be used by the Division of Cannabis Control to regulate adult-use marijuana."

In the table on line 146543, after row Q, insert:

"

	1	2	3	4	5
A GRF	195595	Workforce Development		\$400,000	\$400,000
		Grants			

"

In the table on line 146543, in line AM, delete "\$7,500,000 \$7,500,000" and insert "\$11,000,000 \$11,000,000"

In the table on line 146543, in row AD, delete "\$6,800,000 \$6,500,000" and insert "\$17,000,000 \$15,800,000"

In the table on line 146543, in row AJ, delete "\$176,222,102" and insert "\$0"

In the table on line 146543, in row AT, delete "\$125,000,000 \$125,000,000" and insert "\$100,000,000 \$100,000,000"

In the table on line 146543, in row J, delete "\$10,780,362 \$10,782,630" and insert "\$11,305,362 \$11,307,630"

In the table on line 146543, in row J, delete "\$10,780,362 \$10,782,630" and insert "\$12,155,362 \$12,157,630"

In the table on line 146543, in row N, delete "\$85,000 \$0" and insert "\$2,405,000 \$1,250,000"

In the table on line 146543, in rows AX and CR, add \$10,200,000 to fiscal year 2026 and add \$9,300,000 to fiscal year 2027

In the table on line 146543, in rows AX and CR, add \$3,500,000 to

each fiscal year

In the table on line 146543, in rows AX and CR, subtract \$176,222,102 from fiscal year 2027

In the table on line 146543, in rows AX and CR, subtract \$25,000,000 from each fiscal year

In the table on line 146543, in rows T and CR, add \$1,375,000 to each fiscal year

In the table on line 146543, in rows T and CR, add \$2,320,000 to fiscal year 2026 and \$1,250,000 to fiscal year 2027

In the table on line 146543, in rows T and CR, add \$525,000 to each fiscal year

Delete lines 146635 through 146637

In line 146639, delete "\$850,000" and insert "\$1,000,000"

After line 146642, insert:

"Of the foregoing appropriation item 195455, Appalachia Assistance, \$1,500,000 in each fiscal year shall be allocated to the Appalachian Ohio Manufacturers Coalition, to create a pilot program in Meigs, Athens, Morgan, Noble, Monroe, and Washington counties to reduce barriers of workforce reentry for individuals who have graduated from behavioral health recovery programs. The program shall be jointly developed and administered with the Appalachian Children Coalition, in consultation with the Director of the Ohio Department of Mental Health and Addiction Services.

Of the foregoing appropriation item 195455, Appalachia Assistance, \$750,000 in each fiscal year shall be allocated to the Outdoor Recreation Council of Appalachia.

Of the foregoing appropriation item 195455, Appalachia Assistance, \$375,000 in each fiscal year shall be allocated to FosterHub in Hocking County.

Of the foregoing appropriation item 195455, Appalachia Assistance, in each fiscal year, \$250,000 shall be allocated to Integrated Services for Behavioral Health to support a behavioral health emergency pilot program.

Of the foregoing appropriation item 195455, Appalachia Assistance, in each fiscal year, \$100,000 shall be allocated to the Tuscarawas County Commissioners for the Tuscarawas County Growth Initiative.

Of the foregoing appropriation item 195455, Appalachia Assistance, in each fiscal year, \$150,000 shall be allocated to the City of Athens for a

southeast Ohio regional agricultural initiative."

After line 146642, insert:

"Of the foregoing appropriation item 195455, Appalachia Assistance, \$500,000 in each fiscal year shall be allocated to Shawnee State University to support its Civic and Culture Program for Appalachia.

Of the foregoing appropriation item 195455, Appalachia Assistance, \$375,000 in fiscal year 2026 shall be used in coordination with the Ohio History Connection to celebrate and recognize the Northwest Ordinance Commemoration.

Of the foregoing appropriation item 195455, Appalachia Assistance, \$500,000 in fiscal year 2026 and \$875,000 in fiscal year 2027 shall be used to support the Veterans and First Responders Appalachian Assistance Program. The Director of the Department of Development, in coordination with the Director of the Department of Veterans Services, shall set criteria for distributing funding under the Veterans and First Responders Appalachian Assistance Program."

After line 146661, insert:

"Of the foregoing appropriation item 195503, Local Development Projects, \$500,000 in each fiscal year shall be granted to Baldwin Wallace University to expand the Northeast Ohio Flight Information Exchange (NEOFIX) and support development of flight information exchanges in other communities in Ohio.

Of the foregoing appropriation item 195503, Local Development Projects, \$500,000 in fiscal year 2026 shall be granted to the Mahoning Valley Scrappers for stadium maintenance and improvements.

Of the foregoing appropriation item 195503, Local Development Projects, \$500,000 in fiscal year 2026 shall be granted to NewBridge Cleveland Center for Arts and Technology to support at-risk adult learner healthcare professional certification and job placement.

Of the foregoing appropriation item 195503, Local Development Projects, \$250,000 in each fiscal year shall be granted to Neighborhood Alliance to support the homeless shelter in Lorain County.

Of the foregoing appropriation item 195503, Local Development Projects, \$250,000 in each fiscal year shall be granted to the city of Coshocton to design and construct a water line extension to serve the village of Warsaw and the River View School.

Of the foregoing appropriation item 195503, Local Development

Projects, \$250,000 in each fiscal year shall be granted to Freedom a la Cart to support workforce initiatives and programs for human trafficking survivors."

After line 146666, insert:

"Of the foregoing appropriation item 195503, Local Development Projects, \$45,000 in fiscal year 2026 shall be used for the installation of baby boxes at local fire departments. Under this program, the Director of Development shall select one local fire department in each of Geauga, Lake, and Portage counties to grant \$15,000 for the installation of baby boxes.

Of the foregoing appropriation item 195503, Local Development Projects, \$15,000 in fiscal year 2026 shall be granted to the Village of Grand River for sidewalk improvements and repairs.

Of the foregoing appropriation item 195503, Local Development Projects, \$10,000 in fiscal year 2026 shall be granted to the Salem Worlds War Memorial Building Association to support the development of a job training center."

In line 146678, after "122.178" insert a comma

In line 146679, delete "and"; after "122.1710" insert ", 122.1712, and 122.1713"

In the table on line 146679, in rows T and CR, add \$400,000 to each fiscal year

After line 146679, insert:

"WORKFORCE DEVELOPMENT GRANTS

Of the foregoing appropriation item 195595, Workforce Development Grants, \$133,333 in each fiscal year shall be granted to Apollo Career and Technical Center to support the Ohio Oil and Gas Career Jumpstart Program.

Of the foregoing appropriation item 195595, Workforce Development Grants, \$133,333 in each fiscal year shall be granted to Mahoning Career and Technical Center to support the Ohio Oil and Gas Career Jumpstart Program.

Of the foregoing appropriation item 195595, Workforce Development Grants, \$133,333 in each fiscal year shall be granted to Washington County Career Center to support the Ohio Oil and Gas Career Jumpstart Program."

Move lines 146680 through 146689 to after line 146660

In line 146793, delete "Regional" and insert "Region"

In line 146800, delete "\$1,250,000" and insert "\$1,000,000"

After line 146815, insert:

"(P) Of the foregoing appropriation item 1956H2, Priority Projects, \$10,450,000 in fiscal year 2026 and \$9,550,000 in fiscal year 2027 shall be used for the U.S. Route 30 OARnet Broadband Extension project. This project shall include construction of a wholesale middle-mile network along Route 30 consisting of two sections from the preexisting OARnet backbone network and points-of-presence, one from the Canton area and the other from the Lima area, which will connect in Mansfield.

An amount equal to the unexpended, unencumbered portion of appropriation item 1956H2, Priority Projects, allocated for the U.S. Route 30 OARnet Broadband Extension project at the end of fiscal year 2026 is hereby reappropriated to the same appropriation item for the same purpose in fiscal year 2027."

In line 146885, delete "\$250,000,000" and insert "\$200,000,000"

In the table on line 147031, in row I, delete "\$1,115,000" and insert "\$1,265,000"

In the table on line 147031, in rows M and AH, add \$150,000 to fiscal year 2026

After line 147123, insert:

"Section 261.72. FRIENDSHIP CIRCLE OF CLEVELAND

Of the foregoing appropriation item 322509, Community Supports and Rental Assistance, \$150,000 in fiscal year 2026 shall be distributed to the Friendship Circle of Cleveland to provide family support services and respite care for children with disabilities and their families."

In the table on line 147269, after row AA, insert:

"

	1	2	3	4	5
A	GRF	200597	Program and Project	\$1,250,000	\$1,250,000
			Support		

"
In table on line 147269, in rows AB and BZ, add \$1,250,000 to each fiscal year.

In the table on line 147269, after row AA, insert:

"

	1	2	3	4	5
A GRF	200597	Program and Project		\$1,150,000	\$1,150,000
		Support			

"

In table on line 147269, in rows AB and BZ, add \$1,150,000 to each fiscal year.

In the table on line 147269, after row AA, insert:

"

	1	2	3	4	5
A GRF	200597	Program and Project		\$200,000	\$100,000
		Support			

"

In the table on line 147269, after row AA, insert:

"

	1	2	3	4	5
A GRF	200597	Program and Project		\$250,000	\$250,000
		Support			

"

In table on line 147269, in rows AB and BZ, add \$250,000 to each fiscal year.

In the table on line 147269, after row AT, insert:

"

	1	2	3	4	5
--	---	---	---	---	---

A	7017	200413	School Bus Safety	\$10,000,000	\$0
---	------	--------	-------------------	--------------	-----

"

In the table on line 147269, after row N, insert:

"

	1	2	3		4	5
A	GRF	200457	STEM Initiatives		\$500,000	\$500,000

"

In the table on line 147269, delete row AF

In the table on line 147269, in row AB, add \$9,000,000 to fiscal year 2026 and subtract \$9,000,000 from fiscal year 2027

In the table on line 147269, in row AU, delete "\$1,427,583,202 \$1,380,174,884" and insert "\$1,436,583,202 \$1,398,174,884"

In the table on line 147269, in row AX, delete "\$99,155,000 \$108,155,000" and insert "\$90,155,000 \$90,155,000"

In the table on line 147269, in row BZ, add \$9,000,000 to fiscal year 2026 and subtract \$9,000,000 from fiscal year 2027

In the table on line 147269, in row I, delete "\$5,035,410" and insert "\$5,535,410"

In the table on line 147269, in row M, delete "\$2,163,493 \$2,176,754" and insert "\$2,663,493 \$2,676,754"

In the table on line 147269, in row Q, delete "\$881,585,414 \$958,729,701" and insert "\$882,035,414 \$959,179,701"

In the table on line 147269, in row Q, delete "\$958,729,701" and insert "\$958,979,701"

In the table on line 147269, in row U, delete "\$192,272,426 \$192,272,426" and insert "\$193,272,426 \$193,272,426"

In the table on line 147269, in row V, delete "\$12,913,000 \$12,913,000" and insert "\$13,413,000 \$13,413,000"

In the table on line 147269, in row W, delete "\$8,447,098,772 \$8,704,717,991" and insert "\$8,448,598,772 \$8,706,217,991"

In the table on line 147269, in row W, delete "\$8,447,098,772 \$8,704,717,991" and insert "\$8,456,098,772 \$8,695,717,991"

In the table on line 147269, in row W, delete "\$8,704,717,991" and insert "\$8,740,717,991"

In the table on line 147269, in rows AB and BZ, add \$1,000,000 to each fiscal year

In the table on line 147269, in rows AB and BZ, add \$1,500,000 to each fiscal year

In the table on line 147269, in rows AB and BZ, add \$200,000 to fiscal year 2026 and \$100,000 to fiscal year 2027

In the table on line 147269, in rows AB and BZ, add \$250,000 to fiscal year 2027

In the table on line 147269, in rows AB and BZ, add \$36,000,000 to fiscal year 2027

In the table on line 147269, in rows AB and BZ, add \$450,000 to each fiscal year.

In the table on line 147269, in rows AB and BZ, add \$500,000 to each fiscal year

In row 147520, after "(C)" insert "Of the foregoing appropriation item 200448, Educator and Principal Preparation, up to \$500,000 in each fiscal year shall be used to support the SmartOhio Financial Literacy Program at the University of Cincinnati.

(D)"

In the table on line 147269, in rows AB and BZ, add \$500,000 to each fiscal year

In the table on line 147269, in rows AB and BZ, add \$500,000 to fiscal year 2026

In the table on line 147269, in rows AN and BZ, subtract \$15,000,000 from fiscal year 2026 and \$35,000,000 from fiscal year 2027

In the table on line 147269, in rows AZ and BZ, add \$10,000,000 to fiscal year 2026

After line 147383, insert:

"Of the foregoing appropriation item 200427, Academic Standards, up to \$500,000 in fiscal year 2026 shall be used to contract with experts in civics education and social studies to develop an integrated model curriculum that

includes English language arts, social studies, and civics education. The model curriculum shall include support for content, instruction, and assessment."

In line 147384, after "The" insert "remainder of the"

In line 147525, delete "(D)" and insert "(E)"

After line 147537, insert:

"Section 265.125. STEM INITIATIVES

The foregoing appropriation item 200457, STEM Initiatives, shall be distributed to the Alliance for Working Together Foundation to support the expansion of STEAM to Career programming for youth and adult students."

After line 147589, insert:

"Of the foregoing appropriation item 200502, Pupil Transportation, up to \$450,000 in each fiscal year shall be used to provide rural transportation grants pursuant to the section of this act entitled "RURAL TRANSPORTATION GRANT PROGRAM.""

In line 147591, after "in" insert "each"; delete "2026"

After line 147669, insert:

"Of the foregoing appropriation item 200540, Special Education Enhancements, up to \$1,000,000 in each fiscal year shall be used by the Department of Education and Workforce to build capacity to deliver a regional system of training, support, coordination, and direct service for secondary transition services for students with disabilities beginning at fourteen years of age. These special education enhancements shall support all students with disabilities, regardless of partner agency eligibility requirements, to provide stand-alone direct secondary transition services by school districts. Secondary transition services shall include, but not be limited to, job exploration counseling, work-based learning experiences, counseling on opportunities for enrollment in comprehensive transition or post-secondary educational programs at institutions of higher education, workplace readiness training to develop occupational skills, social skills and independent living skills, and instruction in self-advocacy. Regional training shall support the expansion of transition to work endorsement opportunities for middle school and secondary level special education intervention specialists in order to develop the necessary skills and competencies to meet the secondary transition needs of students with disabilities beginning at fourteen years of age."

In line 147746, delete "\$500,000" and insert "\$650,000"

After line 147753, insert:

"Of the foregoing appropriation item 200545, Career-Technical Education Enhancements, \$100,000 in each fiscal year shall be distributed to Tech Corps to support career-connected rural computer science programming.

Of the foregoing appropriation item 200545, Career-Technical Education Enhancements, \$250,000 in each fiscal year shall be used by the Department of Education and Workforce in partnership with the Department of Higher Education to fund early childhood to post-secondary regional partnerships. The Department of Education and Workforce shall distribute grants to qualifying partnerships to support regional collaboration programs among early learning, primary and secondary school, post-secondary institution, and workforce partners that align educational resources with regional in-demand jobs and workforce skills. Grants shall be awarded using a formula to be determined by the Department of Education and Workforce."

After line 147761, insert:

"Of the foregoing appropriation item 200550, Foundation Funding - All Students, an amount in each fiscal year shall be used to make additional aid payments to city, local, and exempted village school districts pursuant to the section of this act entitled "PERFORMANCE SUPPLEMENT.""

After line 147833, insert:

"Of the foregoing appropriation item 200550, Foundation Funding - All Students, up to \$1,500,000 in each fiscal year shall be used by the Department to support the Stay in the Game! Network and efforts to reduce chronic absenteeism."

After line 147877, insert:

"Section 265.211. During fiscal year 2027, if the Treasurer of State certifies to the Director of Budget and Management amounts transferred to the General Revenue Fund pursuant to division (I) of section 3310.24 of the Revised Code, such amounts are hereby appropriated for fiscal year 2027 in appropriation item 200550, Foundation Funding - All Students."

In line 147901, delete ", as of June 1, 2025,"

Delete lines 148140 through 148160 and insert:

"(C) For fiscal years 2026 and 2027, the Department shall pay each traditional and joint vocational school district, community school established under Chapter 3314. of the Revised Code, and STEM school established under Chapter 3326. of the Revised Code a base funding supplement that is equal to the product of the district's or school's enrolled ADM for the fiscal year multiplied by either of the following:

(1) For fiscal year 2026, \$27;

(2) For fiscal year 2027, \$40."

After line 148160, insert:

"Section 265.239. PERFORMANCE SUPPLEMENT

(A) As used in this section, "traditional school district" means a city, local, or exempted village school district.

(B) For fiscal years 2026 and 2027, the Department of Education and Workforce shall pay each traditional school district a per-pupil performance supplement, as follows:

(1) The Department shall determine whether a district is eligible for the supplement based on whether the district received any of the following on the state report card issued under section 3302.03 of the Revised Code for the 2024-2025 school year for fiscal year 2026, or the 2025-2026 school year for fiscal year 2027:

(a) An overall performance rating of four or more stars;

(b) A performance rating of three or more stars for the Progress component;

(c) A higher performance rating on the Progress component than the district received for that component on the state report card issued for the 2023-2024 school year for fiscal year 2026, or the 2024-2025 school year for fiscal year 2027.

(2) The Department shall calculate and pay the supplement to an eligible district for a fiscal year, as follows:

The district's enrolled ADM for the fiscal year X \$13 X the greater of the number of stars the district received for either the overall performance rating or the performance rating for the Progress component on the state report card for the 2024-2025 school year for fiscal year 2026, or the 2025-2026 school year for fiscal year 2027"

After line 148336, insert:

"Section 265.275. PROGRAM AND PROJECT SUPPORT

Of the foregoing appropriation item 200597, Program and Project Support, \$1,250,000 in each fiscal year shall be used for purposes of the section of this act entitled "FINANCIAL LITERACY AND WORKFORCE READINESS PROGRAMMING INITIATIVE."

After line 148336, insert:

"Section 265.275. PROGRAM AND PROJECT SUPPORT

Of the foregoing appropriation item 200597, Program and Project Support, \$400,000 in each fiscal year shall be distributed to the Girl Scout Councils of Ohio to support the Trailblazers in Training: Preparing Girls for

Tomorrow's Workforce program.

Of the foregoing appropriation item 200597, Program and Project Support, \$250,000 in each fiscal year shall be distributed to the National Inventors Hall of Fame to expand STEM summer learning opportunities for students in grades kindergarten through six. Funds shall be used to support the enrollment of economically disadvantaged students at Camp Invention sites.

Of the foregoing appropriation item 200597, Program and Project Support, \$250,000 in each fiscal year shall be distributed to the Stark Education Partnership to support the Stark County Career Connected Learning program. These funds shall be used to assist participating Stark County schools in providing career counselors or career champions for all students and for the purchase and implementation of YouScience career assessments.

Of the foregoing appropriation item 200597, Program and Project Support, \$150,000 in each fiscal year shall be distributed to the Ohio Valley Youth Network to support its Sycamore Youth Center Education Enrichment and Life Skills After Schools Program.

Of the foregoing appropriation item 200597, Program and Project Support, \$50,000 in each fiscal year shall be distributed to Shoes 4 the Shoeless to provide shoes and socks to children in need.

Of the foregoing appropriation item 200597, Program and Project Support, \$50,000 in each fiscal year shall be distributed to The Legacy Project of Stark to support personnel, materials, and program expansion costs associated with its school-based mentoring program."

After line 148336, insert:

"Section 265.275. PROGRAM AND PROJECT SUPPORT

Of the foregoing appropriation item 200597, Program and Project Support, \$200,000 in fiscal year 2026 and \$100,000 in fiscal year 2027 shall be distributed to the Ohio Valley Youth Network to support its Sycamore Youth Center Education Enrichment and Life Skills After Schools Program."

After line 148336, insert:

"Section 265.275. PROGRAM AND PROJECT SUPPORT

Of the foregoing appropriation item 200597, Program and Project Support, \$250,000 in each fiscal year shall be distributed to The Music Settlement to support the Center for Music Initiative."

Delete lines 148337 through 148346 (remove Section 265.287)

After line 148390, insert:

"Section 265.320. SCHOOL BUS SAFETY

(A) The foregoing appropriation item 200413, School Bus Safety, shall be used to support a school bus safety grant program, as recommended by the Governor's School Bus Safety Working Group, and in accordance with guidelines established by the Department of Education and Workforce. The specific safety features shall be informed by the Governor's School Bus Safety Working Group report and in consultation with the Department of Public Safety.

(B) The Department shall create an application for eligible applicants. Eligible applicants may apply for funds in a manner prescribed by the Department. The Department shall collect information with respect to the total amount of funding requested, the number of school buses impacted, and the specific safety enhancements for which each eligible applicant seeks funds. In determining grant allocations, the Department shall apply a measure of local capacity. The Department may also apply minimum or maximum funding amounts.

(C) Eligible applicants shall use school bus safety grant funds only for repair, replacement, or addition of school bus safety features to school buses in active service or for safety enhancements to the purchase of a new school bus. Eligible applicants shall not use funds to enhance buses not owned by the eligible applicant.

(D) As used in this section, "eligible applicant" means any of the following that provides transportation services:

- (1) A city, local, exempted village, or joint vocational school district;
- (2) A community school established under Chapter 3314. of the Revised Code;
- (3) A STEM school established under Chapter 3326. of the Revised Code;
- (4) A county board of developmental disabilities;
- (5) A chartered nonpublic school;
- (6) An educational service center."

In line 148429, after the period insert "Investment earnings of the Lottery Profits Education Reserve Fund shall be credited to the fund."

In line 148457, after "Sequence" insert a period; delete "as"

Delete line 148458

In line 148460, after "Sequence" insert a period; delete "as provided by Ohio Adolescent Health"

Delete line 148461

After line 148689, insert:

"Section 265.600. RURAL TRANSPORTATION GRANT PROGRAM

(A)(1) The Rural Transportation Grant Program is created for fiscal years 2026 and 2027. The Department of Education and Workforce shall award rural transportation grants each fiscal year to dropout prevention and recovery community schools that meet both of the following requirements:

(a) More than seventy-five per cent of the school's students are economically disadvantaged, as determined by the department;

(b) The school's territory is located in three counties and contains more than twelve school districts.

(2) The Department shall determine the amount of each grant awarded, but no grant shall exceed four hundred fifty thousand dollars for any fiscal year.

(B) Schools shall use grants awarded under this section to transport students."

After line 148689, insert:

"Section 265.650. FINANCIAL LITERACY AND WORKFORCE READINESS PROGRAMMING INITIATIVE

(A) The Financial Literacy and Workforce Readiness Programming Initiative is established within the Department of Education and Workforce. The Programming Initiative shall operate in fiscal years 2026 and 2027. The purpose of the Programming Initiative is to ensure the next generation's preparedness in financial literacy, workforce or career readiness, entrepreneurship, and other relevant skills to enter and be competitive in Ohio's future workforce economy.

(B)(1) The Department shall distribute appropriated funds to the following organizations as part of the Programming Initiative:

(a) Junior Achievement of North Central Ohio;

(b) Junior Achievement of Greater Cleveland;

(c) Junior Achievement of Eastern Ohio;

(d) Junior Achievement of Northwestern Ohio;

(e) Junior Achievement of OKI Partners;

(f) Junior Achievement of Central Ohio.

(2) The participating organizations listed under division (B)(1) of this section shall collaborate with local schools, institutions of higher education, local, regional, and statewide employers and businesses, subject matter experts, community-based organizations, and other public-private entities or agencies to implement the Programming Initiative.

(C) The Programming Initiative shall do all of the following:

(1) Place specific emphasis on engagement with students, teachers, and schools primarily located in underserved communities, under-resourced rural areas, or those with populations considered economically disadvantaged;

(2) Increase capacity and resources that expand each of the participating organizations' collective ability to offer more financial literacy, workforce readiness and entrepreneurship, or related programming such as work-based learning experiences designed to engage more students in the geographic areas to which the participating organizations provide services;

(3) Increase the number of students measurably impacted by the participating organizations' services and increase the number of counties where services are offered;

(4) Assist students enrolled in any of grades nine through twelve with direct entry into the workforce, access to higher education, or in-demand job training;

(5) Assist participating students in creating and implementing career pathways;

(6) Strengthen each participating organization's capacity and resources to collectively provide up to ten student-focused engagement events involving students and teachers from multiple schools and communities in northeast and central portions of the state. The engagement events shall do both of the following:

(a) Enhance and deepen participating students' ability to demonstrate mastery of financial literacy, workforce or career readiness, entrepreneurship, or related skills and knowledge vital to equipping and preparing students with the requisite skills, competencies, and knowledge to be competitive for in-demand jobs within the state and global workforce economy, particularly those that are considered high-growth jobs in the state of Ohio;

(b) Be offered to all partnering schools and respective students; however, the emphasis shall remain on the engagement of students and schools that meet the conditions prescribed under division (C)(1) of this section."

After line 148697, insert:

"Section 267.10.

A	ELC OHIO ELECTIONS COMMISSION		
B	General Revenue Fund		
C	GRF 051321 Operating Expenses	\$214,400	\$0
D	General Revenue Fund Total	\$214,400	\$0
E	Dedicated Purpose Fund Group		
F	4P20 051601 Operating Support	\$225,600	\$0
G	Dedicated Purpose Fund Group Total	\$225,600	\$0
H	TOTAL ALL BUDGET FUND GROUPS	\$440,000	\$0

"

After line 148697, insert:

"Section 265.670. Notwithstanding anything to the contrary in the Revised Code, the Department of Education and Workforce shall accept applications and award scholarships under sections 3310.41 and 3310.52 of the Revised Code for the 2025-2026 school year for any child who meets all of the following:

(A) The child is at least eighteen years of age and less than twenty-two years of age.

(B) The child is enrolled in a chartered or nonchartered nonpublic school, is home educated in accordance with section 3321.042 of the Revised Code, or is a student older than compulsory school age and less than twenty-two years of age and received a home education in accordance with section 3321.042 of the Revised Code and has not received a diploma under section 3313.6110 of the Revised Code.

(C) The child is still eligible to receive transition services under the child's individualized education program developed under Chapter 3323. of the Revised Code.

(D) If the child is participating in, or applying to participate in, the autism scholarship program established under section 3310.41 of the Revised Code, the child's individualized education program includes services related to autism."

In the table on line 148874, after row I, insert:

"

	1	2	3	4	5
A	Revenue Distribution Fund Group				
B	7047	230647	Project Support	\$20,000,000	\$0
C	Revenue Distribution Fund Group Total			\$20,000,000	\$0

"

In the table on line 148874, in row J, add \$20,000,000 to fiscal year 2026

After line 148891, insert:

"PROJECT SUPPORT

(A) Notwithstanding section 5751.02 of the Revised Code, the forgoing appropriation item 230647, Project Support, shall be used by the Ohio Facilities Construction Commission to support the construction or renovation of a school building pursuant to division (B) of this section.

An amount equal to the unexpended, unencumbered balance of the foregoing appropriation item 230647, Project Support, at the end of fiscal year 2026 is hereby reappropriated for the same purpose in fiscal year 2027.

(B) Upon application from a qualifying district, the Ohio Facilities Construction Commission shall provide funding to the district for a special facilities project to renovate or construct a school building. In calculating the amount of the funding, the Commission shall use the district's most recent percentile ranking under section 3318.011 of the Revised Code to determine the state's share of the project cost, provided that the state's share shall not be less than ninety per cent of the cost of the project or exceed the amount of the appropriation.

If necessary, the Commission shall proportionately reduce the amount of funding for each qualifying district that applies so as not to exceed the amount appropriated for the purposes of this section.

A qualifying district shall apply to participate in the program not later than December 31, 2025, and in a form and manner prescribed by the Commission.

For the purposes of this section, "qualifying district" means a school district to which all of the following apply:

- (1) The district operates at least one school building in a county with

a population of more than one hundred thousand people and at least one school building in another county with a population of less than fifty thousand people.

(2) The district's classroom facilities project was deferred or lapsed.

(3) The existing building included in the special facilities project for which the district applies for funding was originally constructed prior to June 30, 1925."

In the table on line 148986, after row R, insert:

"

	1	2	3	4	5
A	GRF	440496	Children's Vision Services	\$5,000,000	\$5,000,000

"

In the table on line 148986, in row H, delete "\$3,893,355 \$3,926,237" and insert "\$8,893,355 \$8,926,237"

In the table on line 148986, in row N, delete "\$1,968,750" and insert "\$2,218,750"

In the table on line 148986, in row Q, delete "\$10,925,000 \$10,625,000" and insert "\$14,737,500 \$14,187,500"

In the table on line 148986, in row V, delete "\$2,504,474 \$2,505,903" and insert "\$2,754,474 \$2,755,903"

In the table on line 148986, in rows X and BV, add \$250,000 to each fiscal year

In the table on line 148986, in rows X and BV, add \$250,000 to fiscal year 2026

In the table on line 148986, in rows X and BV, add \$3,812,500 to fiscal year 2026 and \$3,562,500 to fiscal year 2027

In the table on line 148986, in rows X and BV, add \$5,000,000 to each fiscal year

After line 149037, insert:

"Of the foregoing appropriation item 440482, Chronic Disease, Injury Prevention, and Drug Overdose, \$250,000 in fiscal year 2026 shall be used to support the YMCA's Safety Around Water drowning prevention program. Funds shall be distributed as grants to nonprofit and community organizations

to provide swim lessons to at-risk youth and water safety education to at-risk youth and adults."

In line 149044, delete "\$7,500,000" and insert "\$10,000,000"

After line 149092, insert:

"Of the foregoing appropriation item 440485, Health Program Support, \$62,500 in each fiscal year shall be provided to the Domestic Violence Project, Inc. to support the addition of a Community Educator position.

Of the foregoing appropriation item 440485, Health Program Support, \$1,000,000 in each fiscal year shall be provided to Memorial Hospital for the Mid-Ohio Cardiovascular Health Improvement Initiative.

Of the foregoing appropriation item 440485, Health Program Support, \$250,000 in fiscal year 2026 shall be used to provide fellowship stipends to Dayton Children's Hospital for pediatric therapy students interested in prioritized regional needs, as identified by the hospital."

After line 149099, insert:

"CHILDREN'S VISION SERVICES

The foregoing appropriation item 440496, Children's Vision Services, shall be used to support the provision of vision care services as described in Section 291.30 of this act."

In line 149117, delete "Of the" and insert "The"

In line 149118, delete "\$250,000 in each fiscal year"

After line 149123, insert:

"Of the foregoing appropriation item 440672, Youth Homelessness, \$250,000 in each fiscal year shall be distributed to the Star House for its Drop-In Centers and its Carol Stewart Village, or its other expansion projects, to provide services to homeless youth."

In line 149124, delete "The" and insert "Of the"

After line 149211, insert:

"Section 291.30. OHIO STUDENT EYE EXAM PROGRAM

(A) The Department of Health shall establish and administer the Ohio Student Eye Exam Program, to be known as the OhioSEE Program. Under the program, vision care services, including vision screenings, eye examinations, and glasses, may be provided to Ohio students, kindergarten through third grade, who fail vision screenings and lack access to follow-up care.

(B) In administering the program, the Department shall focus on

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

In the table on line 149217, in row K, delete the first "\$700,000" and insert "\$850,000"

In the table on line 149217, in rows L and Q, add \$150,000 to fiscal year 2026

After line 149240, insert:

"Of the foregoing appropriation item 360401, Ohio Commission for the U.S. Semiquincentennial, \$250,000 in fiscal year 2026 shall be used for marketing and event operations for the America's River Roots Festival."

After line 149250, insert:

"Of the foregoing appropriation item 360508, State Historical Grants, \$150,000 in fiscal year 2026 shall be used for the Wadsworth Area Historical Society and the preservation of St. Mark's Episcopal Church located in Wadsworth, Ohio."

In the table on line 149293, after row Q insert:

"

	1	2	3	4	5
A 5M40	6006B2	Low Income Energy		\$0	\$176,222,102
		Assistance			

"

In the table on line 149293, in rows S and BA, add \$176,222,102 to fiscal year 2027

In line 149440, delete "\$2,500,000" and insert "\$3,000,000"; delete "each"; after "year" insert "2026 and \$2,500,000 in fiscal year 2027"

In line 149494, delete "\$400,000" and insert "\$600,000"

After line 149501, insert:

"(N) Of the foregoing appropriation item 600689, TANF Block Grant, \$150,000 in each fiscal year shall be provided, in accordance with sections 5101.80 and 5101.801 of the Revised Code, to Dads2Be.

(O) Of the foregoing appropriation item 600689, TANF Block Grant, \$500,000 in each fiscal year shall be provided, in accordance with sections 5101.80 and 5101.801 of the Revised Code, to Child Focus.

(P) Of the foregoing appropriation item 600689, TANF Block Grant, \$250,000 in each fiscal year shall be provided, in accordance with sections 5101.80 and 5101.801 of the Revised Code, to Ohio Guidestone."

In the table on line 149676, in row C, delete "\$530,532 \$654,606" and insert "\$133,000 \$0"

In the table on line 149676, in rows D and E, subtract \$397,532 from fiscal year 2026 and \$654,606 from fiscal year 2027

Delete lines 149682 through 149697

In the table on line 149723, delete row F

In the table on line 149723, in rows G and U, subtract \$1,155,000 from each fiscal year

Delete lines 149738 through 149744

In the table on line 149893, in row E, delete "\$497,000 \$522,000" and insert "\$125,000 \$0"

In the table on line 149893, in rows J and K, subtract \$372,000 from fiscal year 2026 and \$522,000 from fiscal year 2027

Delete lines 149912 through 149914

In line 149915, delete "unexpended, unencumbered balance of the" and insert "The"

In line 149916, delete "at" and insert "shall be used for Correctional Institution Inspection Committee operations until the date the Committee is abolished."

Delete lines 149917 through 149927

In the table on line 150097, in row AC, subtract \$476,339,814 from fiscal year 2026 and \$480,842,075 from fiscal year 2027

In the table on line 150097, in row AD, subtract \$659,750,435 from fiscal year 2026 and \$664,054,792 from fiscal year 2027

In the table on line 150097, in row D, delete "\$19,965,971,019 \$20,803,854,551" and insert "\$19,982,396,019 \$20,825,754,551"

In the table on line 150097, in row D, delete "\$19,965,971,019 \$20,803,854,551" and insert "\$20,175,979,766 \$21,178,805,831"

In the table on line 150097, in row E, delete "\$5,548,774,202 \$5,727,316,637" and insert "\$5,553,519,384 \$5,733,547,187"

In the table on line 150097, in row E, delete "\$5,548,774,202 \$5,727,316,637" and insert "\$5,608,411,195 \$5,832,816,098"

In the table on line 150097, in row F, delete "\$14,417,196,817 \$15,076,537,914" and insert "\$14,428,876,635 \$15,092,207,364"

In the table on line 150097, in row F, delete "\$14,417,196,817 \$15,076,537,914" and insert "\$14,567,568,571 \$15,345,989,733"

In the table on line 150097, in row G, delete "\$745,500,073 \$829,099,684" and insert "\$696,563,080 \$760,700,223"

In the table on line 150097, in row K, delete "\$233,410,621 \$233,212,717" and insert "\$50,000,000 \$50,000,000"

In the table on line 150097, in row T, subtract \$183,410,621 from fiscal year 2026 and \$183,212,717 from fiscal year 2027

In the table on line 150097, in row Y, delete "\$13,049,087,897 \$13,875,349,283" and insert "\$12,572,748,083 \$13,394,507,208"

In the table on line 150097, in rows H and AD, add \$161,071,754 to fiscal year 2026 and \$306,551,819 to fiscal year 2027

In the table on line 150097, in rows H and AD, add \$16,425,000 to fiscal year 2026 and \$21,900,000 to fiscal year 2027

In line 150198, delete "authorized by the"

In line 150198, delete "or a state directed payment program"; delete "the"

In line 150199, delete "Joint Medicaid Oversight Committee under"

In line 150199, delete "Joint Medicaid Oversight Committee"

In line 150214, after "amount" insert "needed"

In line 150215, delete "The" and insert "Upon certification from the Medicaid Director, the"

In line 150217, delete "subject to division (C) of this section, as well as" and insert "provided total expenditures from this appropriation item do not exceed \$850,000,000 in each fiscal year. The Director of Budget and Management shall also increase the"

In line 150218, delete "adjusting"

In line 150221, after "(C)" delete the balance of the line and insert "Subject to divisions (B) and (D) of this section, \$16,000,000 in fiscal year 2026 and \$32,000,000 in fiscal year 2027 from appropriation item 651686, State Directed Payment Program, as well as the corresponding federal shares in appropriation item 651623, Medicaid Services - Federal, shall be distributed for a directed payment program to support Bon Secours Mercy Health health system locations in the state of Ohio."

Delete lines 150222 through 150230

After line 150680, insert:

"Section 333.415. TRANSFERS FROM THE HEALTH AND HUMAN SERVICES RESERVE FUND TO THE GENERAL REVENUE FUND

During fiscal years 2026 and 2027, if the Director of Budget and Management determines that the Department of Medicaid will exhaust the funds provided under GRF appropriation item 651525, Medicaid Health Care Services, and other relevant non-GRF Medicaid appropriation items for a given fiscal year, and also determines that it is necessary to increase the corresponding state and federal shares of GRF appropriation item 651525 to fully pay the state's Medicaid program obligations, the Director of Budget and Management may seek Controlling Board approval to transfer cash from the Health and Human Services Reserve Fund (Fund 5SA4) to the General Revenue Fund to fund the needed increase to the state share of GRF appropriation item 651525.

If the Director of Budget and Management receives Controlling Board approval and makes such a transfer, they shall also adjust the federal share of GRF appropriation line item 651525 correspondingly. Any such Controlling Board approved transfers and adjustments made by the Director of Budget and Management are hereby appropriated.

Notwithstanding any provision of law to the contrary, the total amount of the cash transfer from the Health and Human Services Reserve Fund (Fund 5SA4) to the General Revenue Fund shall not exceed \$250,000,000 in either fiscal year 2026 or fiscal year 2027.

During fiscal years 2026 and 2027, the Ohio Department of Medicaid shall make every effort to achieve administrative cost savings, programmatic cost savings, and implement agency administration efficiency projects, reductions in contracting and vendor costs, and policies focusing on healthier outcomes. The Ohio Department of Medicaid shall also endeavor to ensure Medicaid benefits are received only by eligible recipients. Should the Director of Budget and Management seek Controlling Board approval to make the transfers permitted by this section, the Medicaid Director shall report to the Controlling Board on the Ohio Department of Medicaid's

progress on these savings and efficiency endeavors."

In the table on line 150684 in rows R and AU, add \$125,000 to each fiscal year

In the table on line 150684, delete row Y

In the table on line 150684, in row I, delete "\$103,830,000 \$103,830,000" and insert "\$104,080,000 \$104,080,000"

In the table on line 150684, in row L, delete "\$8,375,000 \$8,375,000" and insert "\$8,500,000 \$8,500,000"

In the table on line 150684, in row O, delete "\$3,800,000 \$3,750,000" and insert "\$4,375,000 \$4,325,000"

In the table on line 150684, in row O, delete "\$3,800,000" and insert "\$4,550,000"

In the table on line 150684, in row P, delete "\$23,000,000 \$20,500,000" and insert "\$25,500,000 \$23,000,000"

In the table on line 150684, in rows AC and AU, subtract \$7,500,000 from fiscal year 2026

Delete rows 151122 through 151130

In the table on line 150684, in rows R and AU, add \$2,500,000 to each fiscal year

In the table on line 150684, in rows R and AU, add \$250,000 to each fiscal year

In the table on line 150684, in rows R and AU, add \$575,000 to each fiscal year

In the table on line 150684, in rows R and AU, add \$750,000 to fiscal year 2026

After line 150932, insert:

"(I) \$250,000 in each fiscal year shall be allocated to The Freedom Collective to provide outreach, education, and support services to victims of commercial sexual exploitation."

After line 151055, insert:

"Of the foregoing appropriation item 336504, Community Innovations, \$125,000 in each fiscal year shall be used to support the Pilot Grant Program for Doctoral Psychology Internships. The funds shall be awarded to doctoral psychology internship programs accredited by the American Psychological

Association that offer clinical rotations in non-residential or community mental health and health care systems. Grant funds awarded shall be used to augment stipends for doctoral-level psychology students that come to Ohio internship sites."

After line 151075, insert:

"Of the foregoing appropriation item 336519, Community Projects, \$150,000 in each fiscal year shall be distributed to Challenge Ministries.

Of the foregoing appropriation item 336519, Community Projects, \$250,000 in each fiscal year shall be distributed to The Refuge to support existing programming and services.

Of the foregoing appropriation item 336519, Community Projects, \$175,000 in each fiscal year shall be distributed to the IN5 Foundation to provide suicide prevention in schools."

After line 151092, insert:

"Of the foregoing appropriation item 336519, Community Projects, \$750,000 in fiscal year 2026 shall be distributed to Empowering to Elevate Academy and used to enhance security and improve facilities at the former Mohican Young Star Academy in Ashland County."

Delete lines 151110 through 151115 (Remove Section 337.145)

In the table on line 151208, after row I, insert:

"

	1	2	3	4	5
A	GRF	725520	Special Projects	\$350,000	\$350,000

"

In the table on line 151208, in row M, delete "\$27,500,000 \$47,500,000" and insert "\$27,650,000 \$47,650,000"

In the table on line 151208, in rows R and CH, add \$150,000 to each fiscal year

In the table on line 151208, in rows R and CH, add \$350,000 to each fiscal year

In line 151209, after "**343.20.**" insert "PROGRAM SUPPORT FUND
The Department of Natural Resources shall use a methodology for

determining each division's payments into the Program Support Fund (Fund 1570). The methodology used shall contain the characteristics of administrative ease and uniform application in compliance with federal grant requirements. It may include direct cost charges for specific services provided. Payments to Fund 1570 shall be made using an intrastate transfer voucher."

After line 151234, insert:

"SPECIAL PROJECTS

Of the foregoing appropriation item 725520, Special Projects, \$100,000 in each fiscal year shall be used to support Ohio Education Programs at Aullwood Audubon Center and Farm and Grange Insurance Audubon Center.

Of the foregoing appropriation item 725520, Special Projects, \$250,000 in each fiscal year shall be used for improvements at Mosquito Lake State Park."

After line 151256, insert:

"Of the foregoing appropriation item 730321, Parks and Recreation, \$150,000 in each fiscal year shall be provided to Canalway Partners to support the 2027 bicentennial recognition of the Ohio & Erie Canal."

In the table on line 151347, in row F, delete "\$40,015,000 \$40,015,000" and insert "\$39,015,000 \$39,015,000"

In the table on line 151347, in rows L and AF, subtract \$1,000,000 from each fiscal year

Delete lines 151388 through 151412

After line 151512, insert:

"CASH TRANSFER FROM THE GENERAL REVENUE FUND TO THE LEGAL AID FUND

On July 1 of each fiscal year, or as soon as possible thereafter, the Director of Budget and Management shall transfer \$1,000,000 cash from the General Revenue Fund to the Legal Aid Fund (Fund 5740). The transferred cash shall be distributed by the Ohio Access to Justice Foundation to Ohio's civil legal aid societies as follows: \$500,000 in each fiscal year for the sole purpose of providing legal services for economically disadvantaged individuals and families seeking assistance with legal issues arising as a result of substance abuse disorders, and \$250,000 in each fiscal year for the sole purpose of providing legal services for veterans. None of the funds shall be used for administrative costs, including, but not limited to, salaries, benefits,

or travel reimbursements."

In the table on line 151625, in row G, delete "\$5,497,851 \$5,768,030" and insert "\$5,572,851 \$5,843,030"

In the table on line 151625, in row H, delete "\$12,554,073 \$10,718,860" and insert "\$16,554,073 \$14,718,860"

In the table on line 151625, in row I, delete "\$17,995,430 \$18,175,918" and insert "\$18,995,430 \$19,175,918"

In the table on line 151625, in row I, delete "\$17,995,430 \$18,175,918" and insert "\$18,695,430 \$18,875,918"

In the table on line 151625, in rows N and CC, add \$1,000,000 to each fiscal year

In the table on line 151625, in rows N and CC, add \$4,000,000 to each fiscal year

In the table on line 151625, in rows N and CC, add \$700,000 to each fiscal year

In the table on line 151625, in rows N and CC, add \$75,000 to each fiscal year

After line 151667, insert:

"EMERGENCY MEDICAL SERVICES OPERATING

Of the foregoing appropriation item 765401, Emergency Medical Services Operating, \$75,000 in each fiscal year shall be distributed to the Ohio Mortuary Operational Response Team headquarters in Montgomery County for maintenance and training."

In line 151670, delete "shall" and insert "may"

In line 151750, delete "(D)" and insert "(6)"

In line 151755, after the period insert:

"(D)"

In line 151843, delete "\$1,500,000" and insert "\$2,200,000"

In line 151850, delete "\$500,000" and insert "\$1,200,000"

In line 151852, delete "\$150,000" and insert "\$500,000"

In line 151856, delete "\$150,000" and insert "\$500,000"

After line 151869, insert:

"Of the foregoing appropriation item 768425, Justice Program Services, up to \$1,000,000 in each fiscal year shall be used by the Office of Criminal Justice Services to competitively procure, directly from the manufacturer, a commercial off-the-shelf, completely in canal hearing protection product with a minimum noise reduction rating of 25 decibels and a maximum output of 80 decibels. The hearing protection shall be made available to any law enforcement agency in the state on a first-come, first-served basis as part of the Law Enforcement Hearing Protection Program."

In the table on line 152087, after row AD, insert:

"

	1	2	3	4	5
A	GRF	235533	Program and Project Support	\$100,000	\$100,000

"

In the table on line 152087, after row AW, insert:

"

	1	2	3	4	5
A	GRF	235591	Co-Op Internship Program	\$1,065,000	\$1,065,000

"

In the table on line 152087, after row AY, insert:

"

	1	2	3	4	5
A	GRF	2355A4	Ohio Higher Education Public Policy Research Consortium	\$500,000	\$500,000

"

In the table on line 152087, after row N, insert:

"

	1	2	3	4	5
A GRF	235450	Military and Veterans Offices		\$1,144,000	\$1,144,000

"

In the table on line 152087, after row Q, insert:

"

	1	2	3	4	5
A GRF	235492	Campus Safety and Training		\$200,000	\$200,000

"

In the table on line 152087, in row AD, delete "\$56,410,000" and insert "\$70,000,000"

In the table on line 152087, in row J, delete "\$10,000,000 \$10,000,000" and insert "\$10,500,000 \$10,500,000"

In the table on line 152087, in row O, delete "\$899,000 \$899,000" and insert "\$1,899,000 \$1,899,000"

In the table on line 152087, in rows BA and CB, add \$1,000,000 to each fiscal year

In the table on line 152087, in rows BA and CB, add \$1,065,000 to each fiscal year

In the table on line 152087, in rows BA and CB, add \$1,144,000 to each fiscal year

In the table on line 152087, in rows BA and CB, add \$100,000 to each fiscal year

In the table on line 152087, in rows BA and CB, add \$13,590,000 to fiscal year 2027

In the table on line 152087, in rows BA and CB, add \$200,000 to each fiscal year

In the table on line 152087, in rows BA and CB, add \$500,000 to each fiscal year

In the table on line 152087, in rows BA and CB, add \$500,000 to each fiscal year

In the table on line 152087, in rows BA and CB, add \$9,335,000 to fiscal year 2026 and \$950,000 to fiscal year 2027

After line 152177, insert:

"(A) Of the foregoing appropriation item 235425, Ohio Work Ready Grant, \$500,000 in each fiscal year shall be used by the Chancellor of Higher Education to award grants according to the section of this act entitled "AI INTEGRATION IN COMMUNITY COLLEGES GRANT PROGRAM.""

In line 152178, delete "The" and insert "(B) The remainder of the"

After line 152181, insert:

"Section 381.165. AI INTEGRATION IN COMMUNITY COLLEGES GRANT PROGRAM

(A) The Chancellor of Higher Education shall create the Artificial Intelligence Integration in Community Colleges Pilot Grant Program to provide financial assistance to community colleges to implement artificial intelligence initiatives.

(B) The Chancellor shall award five competitive grants of \$100,000 each in each fiscal year to community colleges, as defined in section 3333.168 of the Revised Code.

(C) The Chancellor shall establish procedures and criteria for awarding the grants and shall give preference to community colleges that show a strong commitment and track record to integrating artificial intelligence into education, workforce development, and industry alignment.

(D) Eligible uses of the grant funds include all of the following:

(1) Integrating artificial intelligence curriculum into credential programs;

(2) Establishing artificial intelligence-based College Credit Plus Program offerings;

(3) Training faculty and staff on the uses of artificial intelligence technologies relevant to local industry or state needs;

(4) Supporting students with practical artificial intelligence skills through certifications and project-based learning;

(5) Purchasing artificial intelligence hardware and software;

(6) Utilizing artificial intelligence in streamlining administrative

functions and student services;

(7) Contracting with a vendor to provide any or all of the services described in this division.

(E) The Chancellor shall monitor the performance of each grant recipient in meeting the objectives of the program.

(F) Upon completion of the program, the Chancellor shall submit a report with legislative recommendations for further development of the program to the General Assembly in accordance with section 101.68 of the Revised Code."

After line 152195, insert:

"During each fiscal year, the Chancellor of Higher Education, as soon as possible after cancellation, may certify to the Director of Budget and Management the amount of canceled prior-year encumbrances in appropriation item 235438, Choose Ohio First Scholarship. Upon receipt of the certification, the Director of Budget and Management may transfer cash, up to the certified amount, from the General Revenue Fund to the Choose Ohio First Scholarship Reserve Fund (Fund 5PV0)."

After line 152279, insert:

"Section 381.215. MILITARY AND VETERANS OFFICES

(A) The foregoing appropriation item 235450, Military and Veterans Offices, shall be used by the Chancellor of Higher Education to support higher education institutions that are members of the Ohio Veterans Education Council. The Chancellor may consult with the Director of Veterans Services as needed.

(B) Of the foregoing appropriation item 235450, Military and Veterans Offices, up to \$213,750 in each fiscal year shall be used by the Chancellor to provide awards of \$2,500 per student to up to six students serving as a Military Community Advocate at an Ohio Veterans Education Council-member public university and up to three students serving as a Military Community Advocate at an Ohio Veterans Education Council-member public community college or private nonprofit university or college.

(C) Of the foregoing appropriation item 235450, Military and Veterans Offices, \$255,000 in each fiscal year shall be used for grants for military and veterans offices at institutions of higher education to support growth in private philanthropy, in collaboration with the National Veterans Leadership Foundation.

(D) Of the foregoing appropriation item 235450, Military and Veterans Offices, \$91,800 in each fiscal year shall be used to sponsor staff from military and veterans offices at institutions of higher education to attend the National Veterans Leadership Foundation's Advancement Institute.

(E) The remainder of the foregoing appropriation item 235450, Military and Veterans Offices, shall be used to do all of the following:

- (1) Support the administrative costs of the National Veterans Leadership Foundation;
- (2) Create a web site to connect veterans to programs and offerings at all Ohio Veterans Education Council-member colleges and universities;
- (3) Administer membership and Ohio Purple Star status;
- (4) Facilitate information sharing;
- (5) Support any other expenses as determined appropriate by the Chancellor, in consultation with the National Veterans Leadership Foundation."

After line 152281, insert:

"(A) Of the foregoing appropriation item 235474, Area Health Education Centers Program Support, \$1,000,000 in each fiscal year shall be allocated to the Ohio Council for Home Care and Hospice to establish and administer the Home Care and Hospice Workforce Program to enhance the nursing workforce across the state. Of these funds:

(1) \$500,000 in each fiscal year shall be used to provide competitive scholarships to nursing students who are in their last year of study. The scholarship amounts for each student shall be \$20,000 for registered nurse (RN) and Bachelor of Science in Nursing (BSN) students, \$10,000 for licensed practical nurse (LPN) to RN bridge students, and \$6,000 for LPN students. The Council, in collaboration with the Chancellor of Higher Education, shall develop guidelines for the scholarships and procedures for making an award.

(2) \$400,000 in each fiscal year shall be used to provide competitive grants to home care agencies to mentor recent nursing graduates. Grant amounts shall be \$20,000 for each nurse that receives training and mentoring during the first three months of employment. The Council, in collaboration with the Chancellor, shall develop guidelines for the grants and procedures for making an award.

(3) \$100,000 in each fiscal year shall be used to administer the program."

In line 152282, delete "The" and insert "(B) The remainder of the"

After line 152315, insert:

"Section 381.230. CAMPUS SAFETY AND TRAINING

The foregoing appropriation item 235492, Campus Safety and Training, shall be used by the Chancellor of Higher Education for the

purpose of developing model best practices for preventing and responding to sexual violence on campus. The Chancellor, in consultation with state institutions of higher education as defined in section 3345.011 of the Revised Code and private nonprofit institutions of higher education holding certificates of authorization under Chapter 1713. of the Revised Code, shall continue to develop model best practices in line with emerging trends, research, and evidence-based training for preventing and responding to sexual violence and protecting students and staff who are victims of sexual violence on campus. The Chancellor shall convene state institutions of higher education and private nonprofit institutions of higher education in the training and implementation of best practices regarding campus sexual violence."

In line 152527, after "(5)" insert "Of the foregoing appropriation item 235501, State Share of Instruction, five per cent of the appropriation for universities, as established in division (B)(1)(b) of the section of this act entitled "STATE SHARE OF INSTRUCTION FOR FISCAL YEARS 2026 AND 2027," in each fiscal year shall be reserved for support of College Credit Plus pathways and accelerated ninety-hour degree programs as described in section 3345.89 of the Revised Code. The College Credit Plus pathways and accelerated ninety-hour degree programs funding shall be allocated to universities in proportion to each campus's share of the total statewide enrollment in College Credit Plus pathways and accelerated ninety-hour degree programs.

In calculating the subsidy entitlements for enrollment in College Credit Plus pathways and accelerated ninety-hour degree programs, the Chancellor shall use the following:

(a) The subsidy for College Credit Plus pathways and accelerated ninety-hour degree programs shall be distributed as follows:

(i) The subsidy enrollment in College Credit Plus pathways and accelerated ninety-hour degree programs for students identified as residents of this state in any term of their studies, as reported through the Higher Education Information (HEI) system student enrollment file, shall be weighted by a factor of 1.

(ii) The subsidy enrollment in College Credit Plus pathways and accelerated ninety-hour degree programs for students identified as out-of-state residents during all terms of their studies, as reported through the Higher Education Information (HEI) system student enrollment file, who remain in the state of Ohio at least one year after graduation, as calculated based on the three-year average in-state residency rate using unemployment wage data for out-of-state graduates at each institution, shall be weighted by a factor of 50 per cent.

(b) In calculating each campus's enrollment in College Credit Plus pathways and accelerated ninety-hour degree programs, the Chancellor shall use the three-year average enrollment for the most recent completed three-year period that is practicable as agreed to by the Inter-University Council and the Chancellor.

(6)"

In line 152527, delete "(5)" and insert "(6)"

In line 152535, delete "(D)(5)(a)" and insert "(D)(6)(a)"

In line 152560, delete "and"

In line 152561, after the comma insert ", and less the College Credit Plus pathways and accelerated ninety-hour degree programs funding as calculated in division (D)(5) of this section,"

In line 152562, delete "(D)(5)" and insert "(D)(6)"

In line 152814, delete the semicolon and insert a period

In line 152818, delete "\$100,000,000" and insert "\$75,000,000"

Delete lines 153107 through 153127

In line 153128, before "School" insert "(B) In awarding funds under this section, and to the extent that funds are sufficient to do so, the Chancellor shall provide per-student awards of \$5,000 per academic year to eligible students determined to be in the top five per cent of their public or nonpublic high school graduating class at the end of their junior year, as determined by their public or nonpublic high school using criteria established by the Chancellor in consultation with the Director of Education and Workforce."

After line 153165, insert:

"Section 381.410. PROGRAM AND PROJECT SUPPORT

Of the foregoing appropriation item 235533, Program and Project Support, \$7,000,000 in fiscal year 2026 shall be distributed to Miami University to establish the Ohio Institute for Quantum Computing Research, Talent, and Commercialization and an urban bridge to Cleveland.

Of the foregoing appropriation item 235533, Program and Project Support, \$200,000 in each fiscal year shall be used to support the University of Dayton Statehouse Civic Scholars Program.

Of the foregoing appropriation item 235533, Program and Project Support, \$935,000 in fiscal year 2026 shall be allocated to support Ashland University's Military and Veterans Services program.

Of the foregoing appropriation item 235533, Program and Project

Support, \$250,000 in each fiscal year shall be allocated to Kent State University to support its women's wrestling program.

Of the foregoing appropriation item 235533, Program and Project Support, \$350,000 in fiscal year 2026 shall be distributed to Sinclair Community College for the purchase of equipment for manufacturing education in Ohio's correctional institutions that will support training leading to industry credentials valued by manufacturing employers, as determined by support of a regional manufacturing industry sector partnership endorsed by the Ohio Manufacturer's Association.

Of the foregoing appropriation item 235533, Program and Project Support, \$500,000 in each fiscal year shall be distributed to the Strategic Ohio Council on Higher Education to support the Ohio Intern Academy program.

Of the foregoing appropriation item 235533, Program and Project Support, \$100,000 in fiscal year 2026 shall be allocated to support Ashland University's Ashbrook Center civics education K-12 teacher training and student learning initiative."

After line 153165, insert:

"Section 381.410. PROGRAM AND PROJECT SUPPORT

Of the foregoing appropriation item 235533, Program and Project Support, \$100,000 in each fiscal year shall be allocated to support the Kent State University Rising Scholars Program."

After line 153397, insert:

"Section 381.530. CO-OP INTERNSHIP PROGRAM

Of the foregoing appropriation item 235591, Co-Op Internship Program, \$165,000 in each fiscal year shall be used to support the operations of Ohio University's Voinovich School.

Of the foregoing appropriation item 235591, Co-Op Internship Program, \$75,000 in each fiscal year shall be used to support the Model United Nations Program at Wright State University.

Of the foregoing appropriation item 235591, Co-Op Internship Program, \$75,000 in each fiscal year shall be used to support the operations of The Ohio State University's John Glenn College of Public Affairs.

Of the foregoing appropriation item 235591, Co-Op Internship Program, \$75,000 in each fiscal year shall be used to support the Bliss Institute of Applied Politics at the University of Akron.

Of the foregoing appropriation item 235591, Co-Op Internship Program, \$75,000 in each fiscal year shall be used to support the Center for Public Management and Regional Affairs at Miami University.

Of the foregoing appropriation item 235591, Co-Op Internship Program, \$75,000 in each fiscal year shall be used to support the Student Mentoring and Career Development Program at the Levin College Advancing Public Service Professionals at Cleveland State University.

Of the foregoing appropriation item 235591, Co-Op Internship Program, \$75,000 in each fiscal year shall be used to support the University of Cincinnati Internship Program.

Of the foregoing appropriation item 235591, Co-Op Internship Program, \$75,000 in each fiscal year shall be used to support the Kent State University Washington Program in National Issues.

Of the foregoing appropriation item 235591, Co-Op Internship Program, \$75,000 in each fiscal year shall be used to support the Kent State University Columbus Program.

Of the foregoing appropriation item 235591, Co-Op Internship Program, \$75,000 in each fiscal year shall be used to support the University of Toledo Urban Affairs Center.

Of the foregoing appropriation item 235591, Co-Op Internship Program, \$75,000 in each fiscal year shall be used to support the Shawnee State University Institute for Appalachian Public Policy.

Of the foregoing appropriation item 235591, Co-Op Internship Program, \$75,000 in each fiscal year shall be used to support the Center for Regional Development at Bowling Green State University.

Of the foregoing appropriation item 235591, Co-Op Internship Program, \$75,000 in each fiscal year shall be used to support the Initiative for Community and Regional Development at Youngstown State University."

After line 153418, insert:

"Section 381.565. OHIO HIGHER EDUCATION PUBLIC POLICY RESEARCH CONSORTIUM

Of the foregoing appropriation item 2355A4, Ohio Higher Education Public Policy Research Consortium, \$75,000 in each fiscal year may be used by the Chancellor of Higher Education to establish and administer the Ohio Higher Education Public Policy Research Consortium pursuant to section 3333.952 of the Revised Code.

The remainder of the foregoing appropriation item 2355A4, Ohio Higher Education Public Policy Research Consortium, shall be used by the Chancellor to award competitive research grants pursuant to division (B) of section 3333.952 of the Revised Code."

Delete line 153475

In line 153476, delete "RAPIDS" and insert "Of these funds"

In line 153480, delete "(B)" and insert "(2)"

In line 153484, delete "section" and insert "division"

In line 153485, delete "(C)" and insert "(3)"

In line 153490, delete "(1)" and insert "(a)"

In line 153492, delete "(2)" and insert "(b)"

In line 153498, delete "(3)" and insert "(c)"

In line 153500, delete "(4)" and insert "(d)"

In line 153505, delete "(5)" and insert "(e)"

In line 153507, delete "(6)" and insert "(f)"

In line 153509, delete "(a)" and insert "(i)"

In line 153510, delete "(b)" and insert "(ii)"

In line 153511, delete "(c)" and insert "(iii)"

In line 153512, delete "(d)" and insert "(iv)"

In line 153513, delete "(e)" and insert "(v)"

In line 153514, delete "(f)" and insert "(vi)"

In line 153515, delete "(D)" and insert "(4)"; after "in" insert "division (B) of"

In line 153517, delete "(1)" and insert "(a)"

In line 153519, delete "(2)" and insert "(b)"

In line 153521, delete "(3)" and insert "(c)"

In the table on line 153779, in row C, delete "\$1,476,713,893 \$1,554,983,411" and insert "\$1,486,713,893 \$1,559,983,411"

In the table on line 153779, in row C, delete "\$1,476,713,893" and insert "\$1,477,713,893"

In the table on line 153779, in row D, delete "\$87,700,200 \$90,558,100" and insert "\$87,812,700 \$90,670,600"

In the table on line 153779, in row M, delete "\$51,146,437 \$55,515,093" and insert "\$51,496,437 \$55,665,093"

In the table on line 153779, in rows N and AI add \$350,000 to fiscal year 2026 and \$150,000 to fiscal year 2027

In the table on line 153779, in rows N and AI, add \$1,000,000 to fiscal year 2026

In the table on line 153779, in rows N and AI, add \$10,000,000 to fiscal year 2026 and \$5,000,000 to fiscal year 2027

In the table on line 153779, in rows N and AI, add \$112,500 to each fiscal year

In line 153780, after "**383.20.**" insert "ANALYTICS PLATFORM PILOT"

Of the foregoing appropriation item 501321, Institutional Operations, \$1,000,000 in fiscal year 2026 shall be used by the Department of Rehabilitation and Correction to procure a software analytics platform to establish a pilot program to transcribe and analyze all inmate phone calls to increase the security and safety of Department of Rehabilitation and Correction facilities. The procured analytics platform shall be accessible to all law enforcement agencies in this state to support criminal investigations. The Attorney General shall approve the location of the pilot program. The Department shall submit a report of its findings from the pilot program to the Attorney General by December 31, 2026."

After line 153786, insert:

"FELONY OFFENSE COST REIMBURSEMENTS

Of the foregoing appropriation item 501321, Institutional Operations, the Department of Rehabilitation and Correction shall allocate an amount not to exceed \$250,000 in each fiscal year to reimburse counties for their costs incurred in the prosecution of felonies that occur on the grounds of state correctional institutions operated by the Department. Eligible reimbursement costs include those incurred by the prosecuting attorney, indigent defense counsel, the court of common pleas, the clerk of the court of common pleas, and the sheriff."

After line 153805, insert:

"RELINK

Of the foregoing appropriation item 501405, Reentry, Housing, and Support Services, \$112,500 in each fiscal year shall be distributed to Relink to connect individuals to local resources related to addiction recovery, anti-human trafficking, and incarceration reentry services."

After line 153824, insert:

"FREDERICK DOUGLASS PROJECT FOR JUSTICE

Of the foregoing appropriation item 506321, Institution Education Services, \$350,000 in fiscal year 2026 and \$150,000 in fiscal year 2027 shall be distributed directly to the Frederick Douglass Project for Justice to operate in all prisons."

In the table on line 153857, delete row T

In the table on line 153857, in row D, delete "\$694,064,172 \$709,416,877" and insert "\$687,764,172 \$698,816,877"

In the table on line 153857, in row F, delete "\$1,303,717,108 \$1,332,278,846" and insert "\$1,291,917,108 \$1,312,678,846"

In the table on line 153857, in rows G and AL, subtract \$18,100,000 from fiscal year 2026 and \$30,200,000 from fiscal year 2027

In the table on line 153857, in rows U and AL, subtract \$20,000,000 from fiscal year 2026

In line 153976, delete "PAYMENTS" and insert "FUND"

Delete lines 153977 through 153980

In line 153982, delete "\$20,000,000" and insert "the remaining"

In line 153983, delete "from" insert "balance of"; after "(Fund QG18)" insert "at the end of fiscal year 2025 after transferring cash to the General Revenue Fund under Section 509.10 of this act,"

In the table on line 153988, in row J, delete "\$28,586,668 \$29,181,310" and insert "\$28,686,668 \$29,281,310"

In the table on line 153988, in rows Q and X, add \$100,000 to each fiscal year

In the table on line 154209 in row G, delete "\$10,000,000 \$10,000,000" and insert "\$17,000,000 \$15,000,000"

In the table on line 154209 in rows H and M, add \$7,000,000 to fiscal year 2026 and \$5,000,000 to fiscal year 2027

In the table on line 154209, delete row E

In the table on line 154209, in row C, delete the first "\$500,000" and insert "\$3,000,000"

In the table on line 154209, in row G, delete "\$10,000,000 \$10,000,000" and insert "\$14,650,000 \$14,650,000"

In the table on line 154209, in rows H and M, add \$2,500,000 to fiscal year 2026

In the table on line 154209, in rows H and M, add \$4,650,000 in each fiscal year

In the table on line 154209, in rows H and M, subtract \$750,000 from fiscal year 2026

Delete lines 154210 through 154215 (remove Section 411.15)

In line 154216, after "**411.20.**" insert "DRONES FOR FIRST RESPONDERS PILOT PROGRAM

Of the foregoing appropriation item 772456, Unmanned Aerial Systems Center, \$2,500,000 in fiscal year 2026 shall be used to fund the Drones for First Responders pilot program, created under Section 755.20 of this act.

An amount equal to the unexpended, unencumbered balance of the foregoing appropriation item 772456, Unmanned Aerial Systems Center, at the end of fiscal year 2026 is hereby reappropriated to the same appropriation item in fiscal year 2027."

After line 157144, insert:

"Section 755.20. (A) As used in this section:

(1) "First responder" means a law enforcement agency, fire department, or emergency medical services organization.

(2) "Unmanned aerial vehicle system" has the same meaning as in section 4561.50 of the Revised Code.

(B) The Director of Transportation shall establish a Drones for First Responders pilot program to be administered by the Department of Transportation.

(C) The program shall be designed to focus on the following goals:

(1) Acquiring unmanned aerial vehicle system assets for first responders within municipal corporations;

(2) Providing training on the operation of unmanned aerial vehicle systems to the operators of those systems;

(3) Obtaining approval from the Federal Aviation Administration for beyond visual line of sight operations for purposes of the pilot program and the operation of unmanned aerial vehicle systems within the program;

(4) Integrating existing Ohio unmanned aerial vehicle system infrastructure for purposes of conducting beyond visual line of sight operations within the program;

(5) Collecting metrics for cost-benefit analyses related to advanced unmanned aerial vehicle system operations;

(6) Developing a comprehensive approach for community acceptance and integration of unmanned aerial vehicle system operations;

(7) Standardizing an approval process with the Federal Aviation Administration for unmanned aerial vehicle system operators across the state.

(D)(1) The Director shall establish a process to award money available under the program to the legislative authority of municipal corporations that are willing to participate in the program and meet any guidelines established by the Director for meeting the program's goals. The money awarded shall be allocated towards the purchase of unmanned aerial vehicle systems for first responders within the municipal corporations, for training support, for assisting in navigating federal processes and approvals, and for supporting the integration of statewide operations.

(2) Any unmanned aerial vehicle system purchased through the program shall comply with the federal laws and regulations for such systems, including those in the national security interests of the United States. As such, no system, including any components, services, or maintenance of that system, shall originate from a country or other entity that has been deemed a national security risk by the United States Secretary of State in accordance with 22 U.S.C. 2780 and 50 U.S.C. 4813. Additionally, any system shall comply with the "Support Anti-terrorism by Fostering Effective Technologies Act of 2002," 6 U.S.C. 441, et seq., and any applicable conditions of national defense spending.

(E) The Director shall establish any procedures and requirements necessary to administer this section, including award processes, and any conditions for the expenditure of funding awarded under the program.

(F)(1) Not later than two years after the effective date of this section, the Director shall submit a report regarding the program to the Governor, the Speaker of the House of Representatives, the President of the Senate, the Minority Leaders of the House of Representatives and Senate, and the chairs of any committee of the House of Representatives and Senate related to transportation issues.

(2) The report shall detail how funds were expended through the program, the success of the program in meeting its goals, the cost-benefit analysis created through the program, and any recommendations for additional integration of unmanned aerial vehicle system operations by first responders."

After line 154237 insert:

"Section 411.30. AIRPORT IMPROVEMENTS - STATE

Of the foregoing appropriation item 777471 Airport Improvements -

State, \$5,000,000 in each fiscal year shall be used by the Office of Aviation to provide matching funds for eligible airports awarded Airport Infrastructure Grant funding through the Infrastructure Investment and Jobs Act. Any matching funds provided to airports that are returned to the Office of Aviation due to lower than estimated project costs shall be reallocated to other eligible projects. The reallocated amounts are hereby appropriated.

Of the foregoing appropriation item 777471 Airport Improvements - State, \$2,000,000 in fiscal year 2026 shall be used by the Eastern Ohio Military Affairs Commission to support construction and repair projects at the Youngstown Air Reserve Station, the Youngstown-Warren Regional Airport, and the Camp James A. Garfield Joint Military Training Center."

After line 154237, insert:

"Section 411.30. OHIO AIRPORT IMPROVEMENT PROGRAM

Of the foregoing appropriation item 777471, Airport Improvements - State, \$4,650,000 in each fiscal year shall be used to administer the Ohio Airport Improvement Program established in section 4561.03 of the Revised Code.

An amount equal to the unexpended, unencumbered balance of the amount from appropriation item 777471, Airport Improvements - State, earmarked for the Ohio Airport Improvement Program at the end of fiscal year 2026 is hereby reappropriated to the same appropriation item for fiscal year 2027."

In the table on line 154301, in row E, delete "\$5,077,924 \$5,178,649" and insert "\$5,327,924 \$5,428,649"

In the table on line 154301, in rows H and T, add \$250,000 to each fiscal year

After line 154306, insert:

"USA CARES - OHIO

Of the foregoing appropriation item 900408, Department of Veterans Services, \$250,000 in each fiscal year shall be distributed to USA Cares - Ohio."

In the table on line 154368, after row N, insert:

"

	1	2	3	4	5
A GRF	830414	Child Care Cred Program		\$10,000,000	\$0

"

In the table on line 154368, in row J, delete the first "\$2,500,000" and insert "\$7,500,000"

In the table on line 154368, in row Q, delete "\$1,750,000 \$1,000,000" and insert "\$1,000,000 \$1,850,000"

In the table on line 154368, in row S, delete "\$2,500,000 \$2,500,000" and insert "\$3,100,000 \$2,600,000"

In the table on line 154368, in row Y, delete "\$4,000,000 \$4,000,000" and insert "\$4,100,000 \$4,100,000"

In the table on line 154368, in row Z, delete "\$264,059,990 \$272,197,490" and insert "\$291,759,990 \$296,409,990"

In the table on line 154368, in rows AA and BA, add \$10,000,000 to fiscal year 2026

In the table on line 154368, in rows AA and BA, add \$100,000 to each fiscal year

In the table on line 154368, in rows AA and BA, add \$27,700,000 to fiscal year 2026 and \$24,212,500 to fiscal year 2027

In the table on line 154368, in rows AA and BA, add \$5,000,000 to fiscal year 2026

In the table on line 154368, in rows AA and BA, add \$600,000 to fiscal year 2026 and \$100,000 to fiscal year 2027

In the table on line 154368, in rows AA and BA, subtract \$750,000 from fiscal year 2026 and add \$850,000 to fiscal year 2027

After line 154381, insert:

"Of the foregoing appropriation item 830404, Infant Vitality, up to \$1,000,000 in each fiscal year shall be used to support the per diem nonmedical services provided by residential infant care centers."

After line 154424, insert:

"Of the foregoing appropriation item 830505, Infant and Early Childhood Mental Health, \$100,000 in each fiscal year shall be provided to St. Vincent Family Services to support their Early Childhood Mental Health Consultation Program."

In line 154425, delete "foregoing" and insert "remainder of"

After line 154435, insert:

"Section 423.60. PEDIATRIC CANCER RESEARCH

Of the foregoing appropriation item 830406, Strong Families Strong Communities, up to \$5,000,000 in fiscal year 2026 shall be used to provide funding to qualified entities in Ohio to support any of the following:

(A) Research into causes, diagnoses, prevention, and treatment of pediatric cancer;

(B) The study of new and novel approaches to researching and treating pediatric cancer, as well as the side effects of cancer treatment, including discovering and developing new drugs, clinical trials, neurosurgery, and other surgical interventions, diagnostics, care management, and learning disabilities."

After line 154451, insert:

"Section 423.85. CHILD CARE CRED PROGRAM

The foregoing appropriation item 830414, Child Care Cred Program, shall be used for the Child Care Cred Program established in section 5104.54 of the Revised Code."

After line 154470, insert:

"Section 423.105. COMMUNITY PROJECTS AND ASSISTANCE

Of the foregoing appropriation item 830420, Community Projects and Assistance, \$500,000 in fiscal year 2026 shall be distributed to Birthing Beautiful Communities to provide perinatal support services for at-risk mothers and children in Cuyahoga and Summit counties.

Of the foregoing appropriation item 830420, Community Projects and Assistance, \$100,000 in each fiscal year shall be provided to Applewood Centers, Inc., to expand its foster care program."

In line 154488, delete "The" and insert "Of the"

In line 154489, after the comma, insert "\$2,500,000 in each fiscal year"

After line 154530, insert:

"Of the foregoing appropriation item 830506, Family and Children Services, \$100,000 in each fiscal year shall be distributed to Cleveland State University for the Sullivan-Deckard Scholarship Opportunity Program and the Helen Packer Scholarship Program to provide tuition and wrap-around services to young adults who have aged out of foster care."

In line 154532, delete "\$162,750,000" and insert "\$180,000,000"

In line 154533, delete "\$170,887,500" and insert "\$185,000,000"

After line 154561, insert:

"Of the foregoing appropriation item 830506, Family and Children Services, \$10,000,000 in each fiscal year shall be used to assist with the establishment of regional child wellness campuses. The Department of Children and Youth shall provide one-time funding to establish regional child wellness campuses across the state to serve children and youth who are, or have been determined by a public children services agency to be at risk of being, in the custody of a public children services agency and who are not placed in a licensed residential setting and are otherwise spending one or more nights in an unlicensed setting. Regional child wellness campuses shall support children in crisis in or near the communities in which the children reside and create additional capacity for short-term treatment. The Department of Children and Youth shall select entities applying to establish regional child wellness campuses through a competitive process. An entity shall provide proof of local funding commitments that fulfill all necessary start-up costs and ongoing community commitments to ensure timely and appropriate delivery of service to meet the needs of the child, family, and community.

Of the foregoing appropriation item 830506, Family and Children Services, \$350,000 in fiscal year 2026 shall be used for the Providence House Every Child Ohio Feasibility Study to identify the most viable Ohio communities with the capacity to sustainably operate a children's crisis care facility, as defined in section 5103.13 of the Revised Code. The results and recommendations of the study shall be submitted in a report to the Governor, the President of the Senate, the Speaker of the House of Representatives, and the Director of Children and Youth by September 30, 2026."

After line 154751, insert:

"Section 423.00.01. (A) Not later than December 31, 2025, and through June 30, 2027, both of the following apply to the administration of publicly funded child care as described in section 5104.30 of the Revised Code:

(1) The Department of Children and Youth shall establish the following payment categories and time increments for the number of hours per week that a child is authorized for publicly funded child care:

(a) The hourly category, for hours of care totaling fewer than ten hours per week;

(b) The part-time category, for hours of care totaling ten hours to fewer than thirty-three hours per week;

(c) The full-time category, for hours of care totaling thirty-three or more hours per week.

The department shall not establish categories other than those described in this division that pertain to the number of hours a child is authorized for publicly funded child care.

(2) In establishing payment rates under the publicly funded child care program for type A family child care homes, the Department of Children and Youth shall not align those rates with rates for child care centers. The Department shall instead align type A family child care home rates with rates for type B family child care homes.

When aligning type A and type B family child care home payment rates, the Department shall pay the rates established pursuant to section 5104.30 of the Revised Code."

After line 154751, insert:

"Section 423.240. MULTI-SYSTEM YOUTH

(A) As used in this section:

(1) "Multi-system youth" are children and adolescents who are receiving services from two or more of the following systems: child protective services, behavioral health services, developmental disabilities services, juvenile court, and medicaid.

(2) "Licensed care" means detention facilities, shelter facilities, certified children's crisis care facilities, certified foster homes, placement in a prospective adoptive home prior to the issuance of a final decree of adoption, organizations, certified organizations, group home providers, group homes, institutions, state institutions, residential facilities, or residential care facilities.

(B) The following departments must collaborate to identify and take appropriate action with available resources to meet the needs of multi-system youth more effectively:

- (1) The Department of Job and Family Services;
- (2) The Department of Children and Youth;
- (3) The Department of Behavioral Health;
- (4) The Department of Developmental Disabilities;
- (5) The Department of Youth Services;
- (6) The Department of Medicaid.

(C) Not later than one year after the effective date of this section, the departments described in division (B) of this section must jointly submit to the General Assembly a report with policy recommendations and the following information:

- (1) Data on the number of multi-system youth;

(2) Data on the number of multi-system youth who are placed in licensed care;

(3) Information on how the departments described in division (B) of this section track multi-system youth;

(4) A summary of actions taken by the departments to better serve multi-system youth."

In line 155182, delete "the remaining" and insert "\$35,000,000"

In line 155183, delete "balance of" and insert "from"; delete "at the end of"

Delete lines 155184 and 155185

In line 155186, delete "Fund QG18"

In line 155243, delete "\$15,000,000" and insert "\$22,000,000"

In line 155272, delete "\$170,000,000" and insert "\$165,000,000"

Delete lines 155284 through 155288

Delete lines 155289 through 155294

After line 155299 insert:

"TARGETED ADDICTION PROGRAM FUND

On July 1, 2025, or as soon as possible thereafter, the Director of Budget and Management shall transfer \$12,500,000 cash from the General Revenue Fund to the Targeted Addiction Program Fund (Fund 5TZ0)."

After line 155299, insert:

"EWARRANT LOCAL INTEGRATION FUND

On July 1, 2025, or as soon as possible thereafter, the Director of Budget and Management may transfer \$750,000 cash from the General Revenue Fund to the eWarrant Local Integration Fund (Fund 5AZ1)."

After line 155299, insert:

"On July 1, 2025, or as soon as possible thereafter, the Director of Budget and Management shall transfer \$10,000,000 cash from the General Revenue Fund to the Medical Marijuana Control Fund (Fund 5SY0).

In the table on line 155332, delete row S

In the table on line 155335, after row D, insert:

"

	1	2	3
A	OBM	5AT1	Statewide Children's Vision Initiative Fund

"

After the table in line 155343, insert:

"(D) On July 1, 2025, or as soon as possible thereafter, the Director of Budget and Management may transfer the cash balance from each of the funds as indicated in the table below to the fund also indicated in the table below after any encumbrances in these funds are fully discharged. Upon completion of each transfer and on the effective date of its repeal by this act, where applicable, the fund from which the cash balance was transferred is hereby abolished.

	1	2	3	4	5
A		Transfer from:		Transfer to:	
B	User Agency	Fund	Fund Name	Fund	Fund Name
C	EDU	5VU0	School Bus Purchase Fund	GRF	General Revenue Fund

"

In the table on line 155350, delete row D

In the table on line 155350, in row B, delete "\$600,000 \$600,000" and insert "\$500,000 \$500,000"

In the table on line 155350, in row C, delete "\$750,000 \$750,000" and insert "\$500,000 \$500,000"

In the table on line 155350, in row F, delete "\$5,000,000 \$5,000,000" and insert "\$2,500,000 \$2,500,000"

In the table on line 155350, in row G, delete "\$3,000,000 \$3,000,000" and insert "\$2,000,000 \$2,000,000"

In the table on line 155350, in row K, delete "\$3,000,000 \$3,000,000"

and insert "\$2,500,000 \$2,500,000"

In the table on line 155350, in row L, delete "\$4,000,000 \$4,000,000" and insert "\$2,000,000 \$2,000,000"

In the table on line 155350, in row M, delete "\$5,000,000 \$5,000,000" and insert "\$3,000,000 \$3,000,000"

In line 155500, delete "Energy Efficiency and Weatherization Program" and insert "Low-income customer assistance programs"

In line 155502, delete the period and insert a semicolon

After line 155502, insert:

"(4) Electric Partnership Plan Fund."

Update title, amend, enact, and repeal clauses accordingly

In line 155655, delete "3517.10,"

In line 155656, delete "3517.105, 3517.106, 3517.107,"; delete "3517.1011,"

In line 155657, delete "3517.1012," delete "3517.13,"

In line 155659, delete "3599.03, 3921.22, 4123.442,"

In line 155660, delete "4503.03,"

In line 155677, delete "secretary of"

In line 155678, delete "state" and insert "Ohio Election Integrity Commission"; after "for" insert "hearing and"; delete "sections"

In line 155679, delete "3517.154(3517.16)," and insert "division (A) of section"; delete ", 3517.157(3517.18), and"

In line 155680, delete "3517.993(3517.171)"

In line 155681, after "act" insert ", provided that divisions (A)(4) and (5) of that section do not apply to a complaint transferred under this division"; after "The" insert "Ohio Elections"

In line 155682, delete "secretary of state" and insert "Ohio Election Integrity Commission"

After line 155812, insert:

"Section 525.00.01. (A) Effective on the ninety-first day after this section takes effect, the Joint Medicaid Oversight Committee is abolished. All records of the Committee shall be transferred to the Legislative Service

Commission, and all of its other assets and liabilities shall be transferred to the Commission. The Commission is successor to, and assumes the obligations of, the Committee.

(B) Any business commenced, but not completed by the Committee on the effective date of this section shall be completed by the Commission in the same manner, and with the same effect, as if completed by the Committee. No validation, cure, right, privilege, remedy, obligation, or liability is lost or impaired by reason of the transfer required by this section.

(C) Wherever the Committee Executive Director or the Committee is referred to in any law, contract, or other document, the reference shall be deemed to refer to the Commission Director or the Commission, whichever is appropriate.

(D) No action or proceeding pending on the effective date of this section is affected by the transfer, and any such action or proceeding shall be prosecuted or defended in the name of the Commission. In all such actions and proceedings, the Commission, on application to the court, shall be substituted as a party."

After line 155812, insert:

"Section 525.00.01. (A) Effective on the ninety-first day after this section takes effect, the Correctional Institutional Inspection Committee is abolished. All records of the Committee shall be transferred to the Attorney General, and all of its other assets and liabilities shall be transferred to the Attorney General. The Attorney General is successor to, and assumes the obligations of, the Committee.

(B) Any business commenced, but not completed by the Committee on that date shall be completed by the Attorney General in the same manner, and with the same effect, as if completed by the Committee. No validation, cure, right, privilege, remedy, obligation, or liability is lost or impaired by reason of the transfer required by this section.

(C) Wherever the Committee is referred to in any law, contract, or other document, the reference shall be deemed to refer to the Attorney General.

(D) No action or proceeding pending on that date is affected by the transfer, and any such action or proceeding shall be prosecuted or defended in the name of the Attorney General. In all such actions and proceedings, the Attorney General, on application to the court, shall be substituted as a party."

In line 155906, delete "and" and insert an underlined comma; after "2025-2026" insert ", and 2026-2027"

In line 155916, after "(3)" delete the balance of the line

Delete lines 155917 through 155919

In line 155920, delete "(4)"

In line 155977, delete "2026" and insert "2027"

In the table on line 156012, after row OV, insert:

"

	1	2
A	<u>Magnetic Springs</u>	<u>\$153,000</u>
	<u>Community Park</u>	

"

In the table on line 156012, in row OV, strike through "\$500,000" and insert "\$347,000"

In line 156061, after the first "with" insert "division (B)(1) of"; delete "164.08(B)(1)" and insert "164.08"

In line 156382, delete "4731.226" and insert "4731.256"

In line 156392, delete "4731.226" and insert "4731.256"

In line 156397, delete "4731.226" and insert "4731.256"

After line 156446, insert:

"Section 630.00.01. That Section 270.14 of H.B. 45 of the 134th General Assembly (as amended by H.B. 101 of the 135th General Assembly) be amended to read as follows:

Sec. 270.14. In FY 2023, \$15,000,000 of the enhanced federal medical assistance percentage, enacted as a result of the COVID-19 pandemic, in Section 6008 of the "Families First Coronavirus Response Act," Pub. L. No. 116-127, shall be used to fund the one-time payment to each freestanding dialysis center, from GRF appropriation item 651525, Medicaid Health Care Services, in the manner in which the one-time payment is established in Section 751.20 of ~~this act~~ H.B. 45 of the 134th General Assembly.

An amount equal to the unexpended, unencumbered balance of the amount allocated in this section, at the end of fiscal year 2023, is hereby reappropriated to the Department of Medicaid for the same purpose in fiscal year 2024.

An amount equal to the unexpended, unencumbered balance of the

amount allocated in this section, at the end of fiscal year 2024, is hereby reappropriated to the Department of Medicaid for the same purpose in fiscal year 2025.

An amount equal to the unexpended, unencumbered balance of the amount allocated in this section, at the end of fiscal year 2025, is hereby reappropriated to the Department of Medicaid for the same purpose in fiscal year 2026.

Section 630.00.02. That existing Section 270.14 of H.B. 45 of the 134th General Assembly (as amended by H.B. 101 of the 135th General Assembly) is hereby repealed."

Delete lines 156447 through 156468 (remove Section 701.30)

After line 156468, insert:

"Section 701.40. (A) The Governor may execute a Governor's Deed in the name of the State conveying to Madison County ("grantee"), and its successors and assigns, to be determined in the manner provided in division (C) of this section, all of the State's right, title, and interest in the following described real estate:

Situated in the State of Ohio, Madison County, Deer Creek Township, VMS 6246, being part of a 579.44 original acre tract (Deer Creek Township Parcel 05-00542.000) as conveyed to the State of Ohio Madison Correctional Prison by Deed Book 134 page 347, and being more particularly described as:

Beginning at a mag nail set in the centerline of State Route 38, in the line between VMS 6246 and VMS 6169, in the line between Deer Creek Township and the City of London, being the Southeast corner of a 1.000 acre tract conveyed to Tom Farms Inc by Deed Book 278 page 889 and a corner to said 579.44 original acre tract, said mag nail bears North 15°36'05" West a distance of 5646.35 feet from Madison County Monument 02-004, said mag nail bears North 04° 15' 00" East a distance of 1079.10 feet from the intersection of the centerline of State Route 38 with the line between Deer Creek Township and Union Township;

Thence, with the centerline of State Route 38, said VMS line and said Corp. line, South 04° 15' 00" a distance of 616.00 feet to a mag nail set;

Thence, across said 579.44 original acre tract with the following two new courses:

1) South 81° 53' 47" West, passing an iron pin and cap set at 35.00 feet, a total distance of 728.66 feet to an iron pin and cap set;

2) North 10° 12' 38" West a distance of 569.69 feet to an iron pin and cap set in the South line of a 100 original acre tract conveyed to Tom Farms Inc by Deed Book 268 page 770;

Thence, with the South line of said 100 original acre tract, North 79° 47' 22" East, passing a 1/2 inch diameter iron pipe found at the Southwest corner of said Tom Farms Inc's 1.000 acre tract at 591.70 feet, passing a 5 inch diameter steel post in concrete found at 849.53 feet, a total distance of 881.99 feet returning to the Point of Beginning, containing 10.8003 Acres more or less.

Bearings are based on the centerline of State Route 38 (North 04° 15' 00" East) as described in Official Record 307 page 2131.

Subject to and with the benefit of all legal highways, restrictions, easements, limitations, and reservations, of record, if any and to zoning restrictions which have been imposed thereon, if any.

All iron pins are 5/8-inch diameter rebar with yellow plastic cap stamped "Cottrill Surveying."

The foregoing legal description may be corrected or modified by the Department of Administrative Services to a final form if such corrections or modifications are needed to facilitate recordation of the deed.

(B)(1) The conveyance includes improvements and chattels situated on the real estate, and is subject to all easements, covenants, conditions, leases, and restrictions of record: all legal highways and public rights-of-way; zoning, building, and other laws, ordinances, restrictions, and regulations; and real estate taxes and assessments not yet due and payable. The real estate shall be conveyed in an "as-is, where-is, with all faults" condition.

(2) The deed for conveyance of the real estate may contain restrictions, exceptions, reservations, reversionary interests, and other terms and conditions the Director of Administrative Services determines to be in the best interest of the state.

(3) Subsequent to the conveyance, any restrictions, exceptions, reservations, reversionary interests, or other terms and conditions contained in the deed may be released by the state or the Department of Administrative Services without the necessity of further legislation.

(C) The Director of Administrative Services shall offer the real estate to the grantee to be determined through a real estate purchase agreement. Consideration for the conveyance of the real estate described in division (A) of this section shall be at a price acceptable to the Director of Administrative Services. If the grantee to be determined does not complete the purchase of the real estate within the time period provided in the real estate purchase agreement, the Director of Administrative Services may use any reasonable method of sale to determine an alternate grantee willing to complete the purchase within three years after the effective date of this section. The Department of Administrative Services shall pay all advertising costs, additional fees, and other costs incident to the sale of the real estate to an

alternate grantee.

(D) The real estate described in division (A) of this section shall be sold as an entire tract and not in parcels.

(E) Except as otherwise specified above, the grantee shall pay all costs associated with the purchase, closing and conveyance, including surveys, title evidence, title insurance, transfer costs and fees, recording costs and fees, taxes, and any other fees, assessments, and costs that may be imposed.

The proceeds of the sale shall be deposited into the state treasury to the credit of the General Revenue Fund.

(F) Upon execution of the real estate purchase agreement, the Director of Administrative Services, with the assistance of the Attorney General, shall prepare a Governor's Deed to the real estate described in division (A) of this section. The Governor's Deed shall state the consideration and shall be executed by the Governor in the name of the state, countersigned by the Secretary of State, sealed with the Great Seal of the State, presented in the Department of Administrative Services for recording, and delivered to the grantee. The grantee shall present the Governor's Deed for recording in the Office of the Franklin County Recorder."

In line 156514, delete "(B)" and insert "(C)"

In line 156518, delete "(B)" and insert "(C)"

Delete lines 156536 through 156561 (remove Section 701.120)

After line 156561, insert:

"Section 701.00.01. (A) As used in this section, "state agency" and "state employee" have the same meanings as in section 124.184 of the Revised Code, as enacted by this act.

(B) Not later than December 31, 2026, each state agency required to develop a plan under section 124.184 of the Revised Code regarding the work location of the agency's state employees shall submit an implementation report to the Director of Administrative Services during the period established by the Director that describes the agency's compliance with that plan. The agency shall include both of the following in the report:

(1) The number of the agency's state employees who report to the agency's worksite or another location designated by the agency under that section;

(2) The wages and job classification of the agency's state employees."

After line 156561, insert:

"Section 701.00.01. (A) The Auditor of State shall conduct a

performance audit and a financial audit of the Ohio Judicial Conference in accordance with the applicable provisions of Chapter 117. of the Revised Code.

(B) The Auditor of State shall submit the audit results to the Speaker of the House of Representatives and President of the Senate not later than December 31, 2026."

After line 156561, insert:

"**Section 701.00.01.** Sections 122.1712 and 122.1713 of the Revised Code, as enacted by this act, shall be known as the Platinum Provider Act."

Delete lines 156569 through 156574 (remove Section 719.10)

Delete lines 156614 through 156620 (remove Section 733.60)

After line 156671, insert:

"**Section 733.00.01.** (A) The amendment by this act of section 3307.05 of the Revised Code does not affect the terms of the members of the State Teachers Retirement Board serving on the effective date of this section. Division (B) of section 3307.05 of the Revised Code does not apply to appointed members of the Board serving on the effective date of this section.

(B) Pursuant to section 3307.05 of the Revised Code, as amended by this act, as soon as practicable after the effective date of this section, all of the following apply:

(1) The Chancellor of Higher Education shall take office on the Board or designate an individual to serve on the Board as the Chancellor's designee.

(2) The Treasurer of State shall appoint to the Board the Treasurer of State's investment designee.

(3) The Speaker of the House of Representatives and the President of the Senate each shall appoint one investment expert member to the Board.

(C)(1) The office of the contributing member of the Board described under former division (D) of section 3307.05 of the Revised Code whose term expires on August 31, 2026, is abolished on that date.

(2) The office of the contributing member of the Board described under former division (D) of section 3307.05 of the Revised Code whose term expires on August 31, 2027, is abolished on that date.

(3) The office of the contributing member of the Board described under former division (D) of section 3307.05 of the Revised Code whose term expires on August 31, 2028, is abolished on that date.

(D) The office of the retired teacher member of the Board described under former division (E) of section 3307.05 of the Revised Code whose term expires on August 31, 2026, is abolished on that date."

In line 156673, delete "the office of member of the State Board of"

In line 156674, delete "Education and"

Delete lines 156721 through 156726 (remove Section 739.10)

After line 156726, insert:

"Section 739.00.01. PRIVATE INSURANCE OUTREACH PROGRAM

During fiscal year 2027, the Department of Insurance shall create and administer an outreach program to provide information, awareness, and assistance to Medicaid recipients to help them transition from Medicaid to private insurance."

In line 156762, after "(2)" delete the balance of the line

Delete lines 156763 through 156768 and insert "'Absolute auction" has the same meaning as in section 4707.01 of the Revised Code."

After line 156770, insert:

"(4) "Collector's motor vehicle" means a motor vehicle that has all of the following characteristics:

(a) It is of special interest.

(b) It has a fair market value of not less than one hundred dollars, regardless of whether the motor vehicle is operable.

(c) It is owned, operated, collected, preserved, restored, maintained, or used primarily as a collector's item, leisure pursuit, or investment rather than as the owner's primary means of transportation.

(5) "Owner" includes any person or entity that has title to a motor vehicle."

In line 156773, after "vehicles" insert "and collector's motor vehicles"

In line 156776, after "are" insert "either"

In line 156777, after "vehicles" insert "or collector's motor vehicles"

In line 156783, delete "at no reserve" and insert "through the style of an absolute auction"

In line 156788, after "(6)" insert "The person will only hold one auction of classic motor vehicles and collector's motor vehicles between the effective date of this section and August 1, 2026;

(7)"

In line 156807, after "vehicle" insert "or collector's motor vehicle"

In line 156810, delete "issued pursuant to Chapter 4505. of the"

In line 156811, delete "Revised Code"

In line 156813, after "vehicle" insert "and collector's motor vehicle"

In line 156828, after "vehicle" insert "and collector's motor vehicle"

In line 156830, after "vehicles" insert "and collector's motor vehicles"

In line 156841, after "vehicles" insert "and collector's motor vehicles"

After line 156841, insert:

"(H) Nothing in this section shall be interpreted as modifying or conflicting with the requirements of Chapter 4707. of the Revised Code."

After line 156841, insert:

"Section 751.20. (A) The Department of Medicaid shall conduct a comprehensive study on the feasibility, legality, and potential cost savings of establishing a Medicaid waiver component that establishes work requirements for Medicaid recipients and includes additional supplemental workforce development requirements.

(B) As part of the study required under this section, the Department shall evaluate the impact of requiring Medicaid recipients who maintain eligibility by satisfying work requirements for twelve consecutive months to enroll in a workforce development program that satisfies either of the following:

(1) The program is a state-sponsored workforce development program that can be completed within twelve months.

(2) The program is one that is offered through a private or public training facility, community college, or university that can be completed within twelve months.

(C) The study required under this section shall assess all of the following:

(1) The legal feasibility of implementing the requirements described in division (B) of this section;

(2) The workforce development training capacity within this state;

(3) The potential cost savings associated with implementing the requirements described in division (B) of this section;

(4) The projected impact on Medicaid enrollment in this state if the requirements described in division (B) of this section were to be implemented.

(D) Not later than September 1, 2026, the Medicaid Director shall prepare a report detailing the Department's findings of the study conducted under this section, including any policy recommendations. The report shall be submitted to the Governor, the Speaker of the House of Representatives, the President of the Senate, and the chairperson of the finance committee of both the House of Representatives and Senate."

After line 156908, insert:

"Section 751.40. (A) The Ibogaine Treatment Study Committee is established to study and evaluate the use of ibogaine for the care and treatment of individuals with substance use disorders and veterans with post-traumatic stress disorder, depression, and mild traumatic brain injuries. In conducting its study and evaluation, the committee shall consider the following topics:

- (1) The needs of individuals with substance use disorders;
- (2) The needs of veterans with post-traumatic stress disorder, depression, and mild traumatic brain injuries;
- (3) The efficacy of using ibogaine for the care and treatment of the individuals specified in divisions (A)(1) and (2) of this section, including a review of available scientific literature;
- (4) State and federal law regarding ibogaine;
- (5) Any other topics the committee considers relevant.

(B) The committee consists of the following six members:

- (1) Four members of the General Assembly, two appointed by the Speaker of the House of Representatives and two appointed by the Senate President;
- (2) The Director of Behavioral Health or the Director's designee;
- (3) The Director of Veterans Services or the Director's designee.

The members shall be appointed not later than thirty days after the effective date of this section. Vacancies, including any vacancy due to the expiration of a member of the General Assembly's term of office, shall be filled not later than thirty days after the vacancy occurs in the same manner as the original appointment. The members shall select a chairperson from among the committee's membership and shall meet as necessary to satisfy the requirements of this section.

(C) Not later than December 31, 2027, the committee shall prepare and submit to the General Assembly a report of its recommendations for legislation addressing use of ibogaine for the care and treatment of individuals with substance use disorders and veterans with post-traumatic stress disorder, depression, and mild traumatic brain injuries. The report shall be submitted in accordance with section 101.68 of the Revised Code. The

Ohio Department of Behavioral Health shall provide to the committee the administrative support necessary to execute its duties.

(D) The committee ceases to exist on the submission of the report described in division (C) of this section."

In line 156913, delete "Executive Director of the Joint Medicaid Oversight Committee" and insert "the standing committees of the House of Representatives and the Senate that primarily consider legislation governing the Medicaid program and the Legislative Service Commission"

In line 156960, delete "Recommended" and insert "Health benefits of cannabis and hemp-derived products, including potential therapeutic uses and recommended"

Delete lines 157001 through 157028 (remove Section 751.111)

In line 157026, delete "Joint Medicaid Oversight Committee" and insert "the standing committees of the House of Representatives and the Senate that primarily consider legislation governing the Medicaid program and the Legislative Service Commission"

Delete lines 157033 through 157117 (remove Section 751.130)

In line 157113, delete "Joint Medicaid"

In line 157114, delete "Oversight Committee and the"

Delete lines 157118 through 157144 (remove Section 751.140)

After line 157144, insert:

"Section 751.00.01. AUDIT AND CORRECTIVE ACTION PLAN FOR THE AGED, BLIND, AND DISABLED MEDICAID ELIGIBILITY GROUP

(A) The Auditor of State shall conduct an audit of the Medicaid program to determine whether any individuals enrolled in the Medicaid program on the basis of being a member of the aged, blind, and disabled eligibility group are ineligible to participate in the Medicaid program. The audit shall specifically examine whether individuals who are members of the aged, blind, and disabled eligibility group have countable assets that exceed the limits specified in 20 C.F.R. 416.1205.

(B) Upon the conclusion of the audit conducted under this section, the Department of Medicaid shall initiate a corrective action plan, designed to reduce spending in the Medicaid program for individuals in the aged, blind, and disabled eligibility group, that does all of the following:

(1) Addresses individuals who are determined by the audit to be ineligible for continued participation in the Medicaid program;

(2) Establishes and implements an electronic asset verification system for all applicants and enrollees in the aged, blind, and disabled eligibility group;

(3) Undertakes other initiatives designed to reduce spending in the Medicaid program for individuals in the aged, blind, and disabled eligibility group.

(C) The Department of Medicaid shall submit a copy of the corrective action plan to the Legislative Service Commission and the chairpersons of the standing committees in both the House of Representatives and the Senate that primarily consider legislation governing the Medicaid program."

After line 157144, insert:

"Section 751.00.01. The Department of Rehabilitation and Correction shall create a pilot program in the Ross Correctional Institution to ensure that no private entity provides food service within the institution and instead utilizes state employees to oversee meals and food service to the extent such a program does not conflict with existing contracts."

After line 157144, insert:

"Section 751.00.01. (A) As used in this section:

(1) "Electronic visit verification system" has the same meaning as in 42 U.S.C. 1396b.

(2) "Integrated care delivery system" means the demonstration project implemented as described in section 5164.91 of the Revised Code.

(3) "Medicaid managed care organization" includes a managed care organization participating in the integrated care delivery system.

(B) Beginning on the effective date of this section and through June 30, 2027, if the Medicaid Director establishes an electronic visit verification system in rules adopted under section 5164.02 of the Revised Code, then all of the following apply:

(1) The electronic visit verification system shall not exceed the minimum requirements specified in 42 U.S.C. 1396b.

(2) The Department of Medicaid and the Department of Developmental Disabilities shall provide education and technical assistance to Medicaid providers subject to the electronic visit verification system to aid them in complying with the system.

(3) When a Medicaid provider described in division (B)(2) of this section submits a claim to the Department of Medicaid, the Department of Developmental Disabilities, a Medicaid managed care organization, or any other entity authorized to pay a Medicaid claim subject to the electronic visit verification system and the claim is not supported by information in the

system, all of the following apply:

- (a) The department, organization, or entity shall not deny the claim.
- (b) The department, organization, or entity shall notify the Medicaid provider that the claim is not supported by information in the system.
- (c) The department, organization, or entity shall offer the Medicaid provider the opportunity to review and correct both the claim and data in the system.
- (4) The Department of Medicaid, the Department of Developmental Disabilities, a Medicaid managed care organization, or any other entity authorized to conduct a post-payment audit or review may consider information in the electronic visit verification system as part of its audit or review protocol, but shall not conduct an audit or review based solely on information in the system."

After line 157153, insert:

"Section 757.30. The Tax Commissioner may issue assessments pursuant to the amendment by this act of section 5736.09 of the Revised Code on or after the effective date of that amendment, subject to the four-year time limitation prescribed in division (F) of that section."

After line 157170, insert:

"Section 757.70. (A) As used in this section, "qualified property" means property that satisfies the qualifications for tax exemption under section 5709.07 of the Revised Code, or any other section of the Revised Code that provides a tax exemption for property owned or used by a church, and that was acquired by a church which recorded the deed for the property between May 1, 2022, and May 31, 2022.

(B) Notwithstanding sections 5713.08, 5713.081, and 5715.27 of the Revised Code, and without regard to any time or payment limitations under any section of the Revised Code, the owner of qualified property at any time within twelve months after the effective date of this section may file an application with the Tax Commissioner requesting that the qualified property be placed on the exempt list and that all unpaid taxes, penalties, and interest on the property be abated, including taxes, penalties, and interest that have become a lien prior to the date of acquisition of title to the property by the qualified property's owner.

(C) The application shall be made on the form prescribed by the Tax Commissioner under section 5715.27 of the Revised Code and shall list the name of the county in which the property is located; the property's legal description, taxable value, and the amount, in dollars, of the unpaid taxes, penalties, and interest; the date of acquisition of title to the property; the use of the property during any time that the unpaid taxes accrued; and any other

information required by the Commissioner. The county auditor shall supply the required information upon request of the applicant.

(D) Upon request of the applicant, the county treasurer shall determine if all taxes, penalties, and interest that became a lien on the qualified property before it was first used by the property's owner or a prior owner for an exempt purpose have been paid in full. If so, the county treasurer shall issue a certificate to the applicant stating that all such taxes, penalties, and interest have been paid in full. The applicant shall attach the county treasurer's certificate to the application filed with the Tax Commissioner under this section.

(E) Upon receipt of an application, the Tax Commissioner shall determine if the qualified property meets the qualifications set forth in this section and if so shall issue an order directing that the property be placed on the exempt list of the county in which it is located and that all unpaid taxes, penalties, and interest for each year that the property met the qualifications for exemption described in section 5709.07 or another section of the Revised Code be abated. If the Commissioner finds that the property is or previously was being used for a purpose that would disqualify it for such exemption, the Tax Commissioner shall issue an order denying the application with respect to such tax years where the Commissioner finds that disqualifying use.

(F) If the Tax Commissioner finds that the property is not entitled to the tax exemption and abatement of unpaid taxes, penalties, and interest for any of the years for which the applicant claims an exemption or abatement, the Commissioner shall order the county treasurer of the county in which the property is located to collect all taxes, penalties, and interest on the property for those years as required by law."

After line 157170, insert:

"Section 757.80. (A) As used in this section, "qualified property" means real property that is owned by a municipal corporation or township and satisfies the qualifications for tax exemption under the terms of section 5709.08 of the Revised Code.

(B) Notwithstanding sections 5713.08, 5713.081, and 5715.27 of the Revised Code, and without regard to any time or payment limitations under any section of the Revised Code, the owner of qualified property at any time within twelve months after the effective date of this section may file an application with the Tax Commissioner requesting that the qualified property be placed on the exempt list and that all unpaid taxes, penalties, and interest on the property be abated, including taxes, penalties, and interest that have become a lien prior to the date of acquisition of title to the property by the qualified property's owner.

(C) The application shall be made on the form prescribed by the Tax

Commissioner under section 5715.27 of the Revised Code and shall list the name of the county in which the property is located; the property's legal description, taxable value, and the amount, in dollars, of the unpaid taxes, penalties, and interest; the date of acquisition of title to the property; the use of the property during any time that the unpaid taxes accrued; and any other information required by the Commissioner. The county auditor shall supply the required information upon request of the applicant.

(D) Upon request of the applicant, the county treasurer shall determine if all taxes, penalties, and interest that became a lien on the qualified property before it was first used by the property's owner or a prior owner for an exempt purpose have been paid in full. If so, the county treasurer shall issue a certificate to the applicant stating that all such taxes, penalties, and interest have been paid in full. The applicant shall attach the county treasurer's certificate to the application filed with the Tax Commissioner under this section.

(E) Upon receipt of an application, the Tax Commissioner shall determine if the qualified property meets the qualifications set forth in this section and if so shall issue an order directing that the property be placed on the exempt list of the county in which it is located and that all unpaid taxes, penalties, and interest for each year that the property met the qualifications for exemption described in section 5709.08 or another section of the Revised Code be abated. If the Commissioner finds that the property is or previously was being used for a purpose that would disqualify it for such exemption, the Tax Commissioner shall issue an order denying the application with respect to such tax years where the Commissioner finds that disqualifying use.

(F) If the Tax Commissioner finds that the property is not entitled to the tax exemption and abatement of unpaid taxes, penalties, and interest for any of the years for which the applicant claims an exemption or abatement, the Commissioner shall order the county treasurer of the county in which the property is located to collect all taxes, penalties, and interest on the property for those years as required by law."

In line 157200, delete "fifty per cent" and insert "the applicable percentage"

In line 157214, delete "an island school district"

In line 157215, delete "or a joint state" and insert "a"; after "district" insert "to which section 5705.316 of the Revised Code does not apply"

Delete lines 157234 through 157248 (remove Section 757.130)

After line 157283, insert:

Section 757.00.01. Notwithstanding section 319.304 of the Revised Code, as enacted by this act, if a board of county commissioners adopts a

resolution under that section on or before October 31, 2025, the reduction shall first apply, in the case of real property taxes, to tax year 2025 or, in the case of manufactured home taxes, to tax year 2026."

After line 157283, insert:

"Section 757.00.01. Notwithstanding division (B)(3) of section 323.152 of the Revised Code, as enacted by this act, if a board of county commissioners adopts a resolution under that section on or before October 31, 2025, the partial exemption shall first apply, in the case of real property taxes, to tax year 2025 or, in the case of manufactured home taxes, to tax year 2026."

After line 157312, insert:

"(D) The enactment by this act of division (A)(44) of section 5747.01 of the Revised Code applies contributions described in that division made on and after the effective date of this section."

After line 157339, insert:

"Section 801.110. The amendment by this act of section 3734.904 of the Revised Code takes effect on January 1, 2026."

Delete lines 157381 through 157386 (remove Section 801.250)

Delete lines 157396 through 157400 (remove Section 801.290)

Delete lines 157401 through 157407 (remove Section 801.300)

In line 157409, delete the first comma and insert "and"; delete ", and 801.300"

After line 157463, insert:

"Section 801.00.01. The amendment by this act of section 3307.27 of the Revised Code applies to an employment contract with a superintendent or principal under section 3319.08 of the Revised Code entered into on and after the effective date of this section. The amendment by this act of section 3309.47 of the Revised Code applies to an employment contract with a treasurer under section 3313.22 of the Revised Code entered into on and after the effective date of this section."

In line 157487, delete "3310.41,"

Delete lines 157498 through 157501 (remove Section 820.60)

In line 157504, delete "Section" and insert "Sections"; after "127.13" insert ", 4505.09, and 4519.59"

After line 157517, insert:

"Section 820.00.01. Section 117.56 of the Revised Code as presented in this act takes effect on the later of October 1, 2025, or the effective date of this section. October 1, 2025, is the effective date of the enactment of that section by H.B. 54 of the 136th General Assembly."

After line 157527, insert:

"Section 124.385 of the Revised Code as amended by both H.B. 1 and H.B. 16 of the 128th General Assembly."

Delete lines 157535 and 157536

Delete lines 157539 and 157540

After line 157546, insert:

"Section 2967.18 of the Revised Code as amended by both H.B. 180 and H.B. 445 of the 121st General Assembly."

Delete lines 157565 and 157566

Delete lines 157567 and 157568

Delete lines 157577 and 157578

Update the title, amend, enact, or repeal clauses accordingly

Managers on the Part of the House of Representatives

Managers on the Part of the Senate

/S/ BRIAN STEWART
BRIAN STEWART

/S/ JERRY C. CIRINO
JERRY C. CIRINO

/S/ MICHAEL D. DOVILLA
MICHAEL D. DOVILLA

/S/ BRIAN M. CHAVEZ
BRIAN M. CHAVEZ

/S/ BRIDE ROSE SWEENEY

/S/ PAULA HICKS-HUDSON

The report of the committee of conference was laid over under the rule.

BILLS FOR THIRD CONSIDERATION

H. B. No. 51-Representatives Klopfenstein, King.

Cosponsors: Representatives Miller, K., Barhorst, Brennan, Click, Deeter, Fowler Arthur, Ghanbari, Grim, Holmes, Hoops, Jarrells, LaRe, Lear, Lorenz, Mathews, T., Miller, J., Newman, Peterson, Richardson, Robb Blasdel, Rogers, Russo, Schmidt, Sigrist, Thomas, C., Williams, Willis.

To enact section 5534.427 of the Revised Code to designate a portion of U.S. Route 33 in Auglaize County as the "Lt. James A. Kirkendall Memorial Highway", was considered the third time.

The question being, "Shall the bill, **H. B. No. 51**, pass?"

The yeas and nays were taken and resulted – yeas 33, nays 0, as follows:

Those who voted in the affirmative were: Senators

Antonio	Blackshear	Blessing	Brenner
Chavez	Cirino	Craig	Cutrona
DeMora	Gavarone	Hicks-Hudson	Huffman
Ingram	Johnson	Koehler	Landis
Lang	Liston	Manchester	Manning
O'Brien	Patton	Reineke	Reynolds
Roegner	Romanchuk	Schaffer	Smith
Timken	Weinstein	Wilkin	Wilson
			McColley-33

So the bill passed.

The title was amended as follows:

Add the names: "Antonio, Brenner, Cirino, Craig, DeMora, Gavarone, Hicks-Hudson, Johnson, Landis, Lang, O'Brien, Patton, Reineke, Romanchuk, Schaffer, Timken, Weinstein, Wilkin, Wilson."

The question being, "Shall the motion be agreed to?"

The motion was agreed to and the title so amended.

H. B. No. 80-Representative Stewart.

Cosponsors: Representatives Mathews, A., Miller, J., Roemer, Abrams, Barhorst, Brennan, Ghanbari, Grim, Gross, Jarrells, Jones, Lampton, Lawson-Rowe, Mullins, Peterson, Piccolantonio, Robb Blasdel, Russo, Salvo, Sigrist, Sims, Swearingen, Teska, Troy, Upchurch, White, E., Williams, Willis.

To make appropriations for the Industrial Commission for the biennium beginning July 1, 2025, and ending June 30, 2027, and to provide authorization and conditions for the operation of Commission programs, was considered the third time.

The question being, "Shall the bill, **H. B. No. 80**, pass?"

The yeas and nays were taken and resulted – yeas 33, nays 0, as follows:

Those who voted in the affirmative were: Senators

Antonio	Blackshear	Blessing	Brenner
Chavez	Cirino	Craig	Cutrona
DeMora	Gavarone	Hicks-Hudson	Huffman
Ingram	Johnson	Koehler	Landis
Lang	Liston	Manchester	Manning
O'Brien	Patton	Reineke	Reynolds
Roegner	Romanchuk	Schaffer	Smith
Timken	Weinstein	Wilkin	Wilson
			McColley-33

So the bill passed.

The title was amended as follows:

Add the names: "Antonio, Craig, DeMora, Hicks-Hudson, Lang, O'Brien,

Patton, Reineke, Schaffer, Weinstein, Wilkin."

The question being, "Shall the motion be agreed to?"

The motion was agreed to and the title so amended.

S. B. No. 182-Senator Patton.

To enact section 5534.926 of the Revised Code to designate a portion of State Route 10 in Cleveland as "John E. Gallagher Way", was considered the third time.

The question being, "Shall the bill, **S. B. No. 182**, pass?"

The yeas and nays were taken and resulted – yeas 33, nays 0, as follows:

Those who voted in the affirmative were: Senators

Antonio	Blackshear	Blessing	Brenner
Chavez	Cirino	Craig	Cutrona
DeMora	Gavarone	Hicks-Hudson	Huffman
Ingram	Johnson	Koehler	Landis
Lang	Liston	Manchester	Manning
O'Brien	Patton	Reineke	Reynolds
Roegner	Romanchuk	Schaffer	Smith
Timken	Weinstein	Wilkin	Wilson
			McColley-33

So the bill passed.

The title was amended as follows:

Add the names: "Senators Antonio, Cirino, Craig, DeMora, Gavarone, Hicks-Hudson, Johnson, Landis, Lang, Liston, O'Brien, Reineke, Romanchuk, Schaffer, Smith, Timken, Weinstein, Wilkin."

The question being, "Shall the motion be agreed to?"

The motion was agreed to and the title so amended.

S. B. No. 212-Senator Timken.

To amend section 4501.21 and to enact section 4503.736 of the Revised Code to create the "Play Golf Ohio" license plate, was considered the third time.

The question being, "Shall the bill, **S. B. No. 212**, pass?"

The yeas and nays were taken and resulted – yeas 33, nays 0, as follows:

Those who voted in the affirmative were: Senators

Antonio	Blackshear	Blessing	Brenner
Chavez	Cirino	Craig	Cutrona
DeMora	Gavarone	Hicks-Hudson	Huffman
Ingram	Johnson	Koehler	Landis
Lang	Liston	Manchester	Manning
O'Brien	Patton	Reineke	Reynolds
Roegner	Romanchuk	Schaffer	Smith
Timken	Weinstein	Wilkin	Wilson
			McColley-33

So the bill passed.

The title was amended as follows:

Add the names: "Senators Blackshear, Brenner, Cirino, DeMora, Gavarone, Hicks-Hudson, Ingram, Lang, Patton, Reineke, Weinstein, Wilson."

The question being, "Shall the motion be agreed to?"

The motion was agreed to and the title so amended.

MOTIONS

On the motion of Senator Reineke, the Senate reverted to the fourth order of business, Reports of Conference Committees.

REPORTS OF CONFERENCE COMMITTEES

Senator Reineke moved that pursuant to Senate Rule No. 44, the report of the committee of conference on **Sub. H. B. No. 96**-Representative Stewart, et al., be brought up for consideration.

The question being, "Shall the motion be agreed to?"

The motion was agreed to.

The question being, "Shall the report of the committee of conference be agreed to?"

The yeas and nays were taken and resulted – yeas 23, nays 10, as follows:

Those who voted in the affirmative were: Senators

Brenner	Chavez	Cirino	Cutrona
Gavarone	Huffman	Johnson	Koehler
Landis	Lang	Manchester	Manning
O'Brien	Patton	Reineke	Reynolds
Roegner	Romanchuk	Schaffer	Timken
Wilkin	Wilson		McColley-23

Those who voted in the negative were: Senators

Antonio	Blackshear	Blessing	Craig
DeMora	Hicks-Hudson	Ingram	Liston
Smith			Weinstein-10

So the report of committee of conference was agreed to.

OFFERING OF RESOLUTIONS

Pursuant to Senate Rule No. 55, the following resolutions were offered:

S. R. No. 151 - Senator Brenner.

Honoring Lila Bendick on winning the 2025 Division I State Long Jump Championship.

S. R. No. 152 - Senator Brenner.

Honoring C.J. Sanna as the 2025 Division I State Discus Champion.

S. R. No. 153 - Senator Liston.

Cosponsors: Senators Antonio, Blackshear, Blessing, Brenner, Chavez, Cirino, Craig, Cutrona, DeMora, Gavarone, Hicks-Hudson, Huffman, Ingram, Johnson, Koehler, Landis, Lang, Manchester, Manning, McColley, O'Brien, Patton, Reineke, Reynolds, Roegner, Romanchuk, Schaffer, Smith, Timken, Weinstein, Wilkin, Wilson.

Honoring Ricardo DeLaSerda, Jr. on his retirement from Ohio Legislative Information Systems.

The question being, "Shall the resolutions listed under the President's prerogative be adopted?"

So the resolutions were adopted.

On the motion of Senator Reineke, the Senate adjourned until Thursday, June 26, 2025 at 11:00 a.m.

Attest:

VINCENT L. KEERAN,
Clerk.