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134th General Assembly  
Regular Session  
2021-2022

Sub. S. B. No. 17

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**A BILL**

To amend sections 4501.27, 5101.33, 5101.54, and 1  
5101.542 and to enact sections 4141.286, 2  
4141.287, 4141.351, 4141.60, 5101.331, 5101.545, 3  
5101.546, 5101.547, 5101.548, 5120.212, 5163.50, 4  
5163.51, and 5163.52 of the Revised Code 5  
regarding eligibility for the Supplemental 6  
Nutrition Assistance Program and Medicaid, 7  
requirements for Supplemental Nutrition 8  
Assistance Program electronic benefit transfer 9  
cards, and eligibility for and overpayments of 10  
unemployment compensation. 11

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:**

**Section 1.** That sections 4501.27, 5101.33, 5101.54, and 12  
5101.542 be amended and sections 4141.286, 4141.287, 4141.351, 13  
4141.60, 5101.331, 5101.545, 5101.546, 5101.547, 5101.548, 14  
5120.212, 5163.50, 5163.51, and 5163.52 of the Revised Code be 15  
enacted to read as follows: 16

**Sec. 4141.286.** When determining whether an application for 17  
determination of benefit rights is valid or determining whether 18



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a first claim or additional claim for benefits allows a claimant 19  
to qualify for benefits, in addition to other information 20  
available, the director of job and family services shall do all 21  
of the following: 22

(A) Check the new hires directory maintained by the 23  
department of job and family services under section 3121.894 of 24  
the Revised Code for a new hire report applicable to the 25  
claimant; 26

(B) Check the information in the national directory of new 27  
hires that is made available to the director under section 453 28  
of the "Social Security Act," 42 U.S.C. 653, for the purpose of 29  
administering this chapter; 30

(C) Check the integrity data hub maintained by the 31  
national association of state workforce agencies or a similar 32  
database maintained by a successor organization. 33

**Sec. 4141.287.** The director of job and family services 34  
shall enter into a data matching agreement with the department 35  
of rehabilitation and correction. The agreement shall require 36  
the director of rehabilitation and correction to provide the 37  
director of job and family services with a searchable list, 38  
updated weekly, identifying all persons committed to the several 39  
institutions governed by the department of rehabilitation and 40  
correction. 41

In addition to other information available, the director 42  
of job and family services shall check the list provided under 43  
this section when determining whether an application for 44  
determination of benefit rights is valid or determining whether 45  
a first claim or additional claim for benefits allows a claimant 46  
to qualify for benefits. 47

Sec. 4141.351. The director of job and family services 48  
shall develop a written policy regarding the recovery of 49  
unemployment benefit overpayments. In the policy, the director 50  
shall do all of the following: 51

(A) Prioritize the recovery of benefit overpayments that 52  
resulted from fraudulent misrepresentation; 53

(B) Require the recovery of benefit overpayments to the 54  
fullest extent permitted under state and federal law, regardless 55  
of whether the overpayment resulted from fraudulent 56  
misrepresentation or reasons other than fraudulent 57  
misrepresentation; 58

(C) Require a record to be made any time a benefit 59  
overpayment is not recovered because of an exception to recovery 60  
in state or federal law; 61

(D) Require the department to cooperate with the United 62  
States department of labor, or its successor department, to the 63  
greatest extent possible with respect to the detection, 64  
prevention, and recovery of overpayments resulting from 65  
fraudulent misrepresentation, including participating in all 66  
voluntary programs and agreements intended to reduce benefit 67  
fraud that are made available to the state. 68

Sec. 4141.60. (A) Beginning six months after the effective 69  
date of this section, and every year thereafter, the director of 70  
job and family services shall prepare a report that includes all 71  
of the following information with respect to the year covered by 72  
the report: 73

(1) The rate of consistency in performing the checks 74  
required under sections 4141.286 and 4141.287 of the Revised 75  
Code; 76

<u>(2) The types and amounts of improper benefit payments</u>	77
<u>detected after they were made;</u>	78
<u>(3) The types and amount of improper benefit payments</u>	79
<u>prevented before they could be made;</u>	80
<u>(4) The total amount of money saved by recovering and</u>	81
<u>preventing improper benefit payments;</u>	82
<u>(5) The efficacy of the unemployment fraud detection and</u>	83
<u>prevention measures taken by the director;</u>	84
<u>(6) The number and amounts of overpayments that could not</u>	85
<u>be recovered under state or federal law and the reason in state</u>	86
<u>or federal law prohibiting the recovery.</u>	87
<u>(B) The director shall submit the report required under</u>	88
<u>division (A) of this section to the speaker of the house of</u>	89
<u>representatives, senate president, and the members of the</u>	90
<u>standing committees of the senate and the house of</u>	91
<u>representatives to which legislation pertaining to this chapter</u>	92
<u>is customarily referred.</u>	93
<b>Sec. 4501.27.</b> (A) Except as provided in division (B) of	94
this section, on and after September 13, 1997, the registrar of	95
motor vehicles, and any employee or contractor of the bureau of	96
motor vehicles, shall not knowingly disclose or otherwise make	97
available to any person or entity any personal information about	98
an individual that the bureau obtained in connection with a	99
motor vehicle record.	100
(B) (1) On and after September 13, 1997, the registrar, or	101
an employee or contractor of the bureau of motor vehicles, shall	102
disclose personal information, other than sensitive personal	103
information, about an individual that the bureau obtained in	104
connection with a motor vehicle record, for use in connection	105

with any of the following matters to carry out the purposes of	106
any specified federal automobile-related act:	107
(a) Motor vehicle or driver safety and theft;	108
(b) Motor vehicle emissions;	109
(c) Motor vehicle product alterations, recalls, or advisories;	110 111
(d) Performance monitoring of motor vehicles and dealers by motor vehicle manufacturers;	112 113
(e) Removal of non-owner records from the original owner records of motor vehicle manufacturers.	114 115
(2) In addition to the disclosure required under division (B) (1) of this section, on and after September 13, 1997, the registrar, or an employee or contractor of the bureau of motor vehicles, may disclose personal information, other than sensitive personal information, about an individual that the bureau obtained in connection with a motor vehicle record, as follows:	116 117 118 119 120 121 122
(a) For the use of a government agency, including, but not limited to, a court or law enforcement agency, in carrying out its functions, or for the use of a private person or entity acting on behalf of an agency of this state, another state, the United States, or a political subdivision of this state or another state in carrying out its functions;	123 124 125 126 127 128
(b) For use in connection with matters regarding motor vehicle or driver safety and theft; motor vehicle emissions; motor vehicle product alterations, recalls, or advisories; performance monitoring of motor vehicles, motor vehicle parts, and dealers; motor vehicle market research activities,	129 130 131 132 133

including, but not limited to, survey research; and removal of 134  
non-owner records from the original owner records of motor 135  
vehicle manufacturers; 136

(c) For use in the normal course of business by a 137  
legitimate business or an agent, employee, or contractor of a 138  
legitimate business, but only for one of the following purposes: 139

(i) To verify the accuracy of personal information 140  
submitted to the business, agent, employee, or contractor by an 141  
individual; 142

(ii) If personal information submitted to the business, 143  
agent, employee, or contractor by an individual is incorrect or 144  
no longer is correct, to obtain the correct information, but 145  
only for the purpose of preventing fraud, by pursuing legal 146  
remedies against, or recovering on a debt or security interest 147  
against, the individual. 148

(d) For use in connection with a civil, criminal, 149  
administrative, or arbitral proceeding in a court or agency of 150  
this state, another state, the United States, or a political 151  
subdivision of this state or another state or before a self- 152  
regulatory body, including, but not limited to, use in 153  
connection with the service of process, investigation in 154  
anticipation of litigation, or the execution or enforcement of a 155  
judgment or order; 156

(e) Pursuant to an order of a court of this state, another 157  
state, the United States, or a political subdivision of this 158  
state or another state; 159

(f) For use in research activities or in producing 160  
statistical reports, provided the personal information is not 161  
published, redisclosed, or used to contact an individual; 162

(g) For use by an insurer, insurance support organization,	163
or self-insured entity, or by an agent, employee, or contractor	164
of that type of entity, in connection with any claims	165
investigation activity, anti-fraud activity, rating, or	166
underwriting;	167
(h) For use in providing notice to the owner of a towed,	168
impounded, immobilized, or forfeited vehicle;	169
(i) For use by any licensed private investigative agency	170
or licensed security service for any purpose permitted under	171
division (B) (2) of this section;	172
(j) For use by an employer or by the agent or insurer of	173
an employer to obtain or verify information relating to the	174
holder of a commercial driver's license or permit that is	175
required under the "Commercial Motor Vehicle Safety Act of	176
1986," 100 Stat. 3207-170, 49 U.S.C. 2701, et seq., as now or	177
hereafter amended;	178
(k) For use in connection with the operation of a private	179
toll transportation facility;	180
(l) For any use not otherwise identified in division (B)	181
(2) of this section that is in response to a request for	182
individual motor vehicle records, if the individual whose	183
personal information is requested completes and submits to the	184
registrar or deputy registrar a form prescribed by the registrar	185
by rule giving express consent to such disclosures.	186
(m) For bulk distribution for surveys, marketing, or	187
solicitations, if the individual whose personal information is	188
requested completes and submits to the registrar or a deputy	189
registrar a form prescribed by the registrar by rule giving	190
express consent to such disclosures.	191

(n) For use by a person, state, or state agency that 192  
requests the information, if the person, state, or state agency 193  
demonstrates that it has obtained the written consent of the 194  
individual to whom the information pertains; 195

(o) For any other use specifically authorized by law that 196  
is related to the operation of a motor vehicle or to public 197  
safety. 198

(3) (a) Except as provided in division (B) (3) (b) of this 199  
section, the registrar, or an employee or contractor of the 200  
bureau of motor vehicles, may disclose sensitive personal 201  
information about an individual that the bureau obtained in 202  
connection with a motor vehicle record, only if either of the 203  
following conditions are satisfied: 204

(i) The individual whose personal information is requested 205  
completes and submits to the registrar or deputy registrar a 206  
form prescribed by the registrar by rule giving express consent 207  
to such disclosure; 208

(ii) The disclosure is for one or more of the purposes 209  
described in division (B) (2) (a), (d), (g), or (j) of this 210  
section. 211

(b) Division (B) (3) (a) of this section does not apply to 212  
the disclosure of sensitive personal information that is subject 213  
to section 4501.15 or 4507.53 of the Revised Code. 214

(4) Notwithstanding section 4507.53 of the Revised Code or 215  
any provision of this section, the registrar, or an employee or 216  
contractor of the bureau of motor vehicles, may disclose an 217  
individual's photograph or digital image to the department of 218  
job and family services for purposes of section 5101.331 of the 219  
Revised Code. 220



(C) On and after September 13, 1997, an authorized 221  
recipient of personal information about an individual that the 222  
bureau of motor vehicles obtained in connection with a motor 223  
vehicle record, other than a recipient under division (B) (2) (l) 224  
or (m) of this section, may resell or redisclose the personal 225  
information only for a use permitted under division (B) (1), (B) 226  
(2) (a) to (k), (B) (2) (n), or (B) (2) (o) of this section. On and 227  
after September 13, 1997, an authorized recipient of personal 228  
information about an individual under division (B) (2) (l) of this 229  
section may resell or redisclose the information for any 230  
purpose. On and after September 13, 1997, an authorized 231  
recipient of personal information under division (B) (2) (m) of 232  
this section may resell or redisclose the information as 233  
specified pursuant to that division. On and after September 13, 234  
1997, an authorized recipient of personal information about an 235  
individual under division (B) of this section, other than a 236  
recipient under division (B) (2) (l) of this section, that resells 237  
or rediscloses any personal information covered by this section 238  
must keep for a period of five years a record that identifies 239  
each person or entity that receives any of the personal 240  
information and the permitted purpose for which the information 241  
is to be used, and must make all such records available to the 242  
registrar of motor vehicles upon the registrar's request. 243

(D) The registrar may establish and carry out procedures 244  
under which the registrar or the registrar's agents, upon 245  
receipt of a request for personal information on or after 246  
September 13, 1997, that does not satisfy any of the criteria 247  
for disclosure of the information that are set forth in division 248  
(B) (1) or (2) of this section, may notify the individual about 249  
whom the information was requested, by regular mail, that the 250  
request was made. Any procedures so adopted shall provide that, 251

if the registrar or an agent of the registrar mails the notice 252  
to the individual, the registrar or agent shall include with the 253  
notice a copy of the request and conspicuously shall include in 254  
the notice a statement that the information will not be released 255  
unless the individual waives the individual's right to privacy 256  
regarding the information that is granted under this section. 257

(E) The registrar of motor vehicles may adopt any forms 258  
and rules, consistent with but no more restrictive than the 259  
requirements of Public Law No. 130-322, Title XXX, 18 U.S.C. 260  
2721-2725, that are necessary to carry out the registrar's 261  
duties under this section on and after September 13, 1997. 262

(F) As used in this section: 263

(1) "Motor vehicle record" means a record that pertains to 264  
a motor vehicle driver's or commercial driver's license or 265  
permit, a motor vehicle certificate of title, a motor vehicle 266  
registration or motor vehicle identification license plates, or 267  
an identification card issued by the bureau of motor vehicles. 268

(2) "Person" has the same meaning as in section 1.59 of 269  
the Revised Code and does not include this state, another state, 270  
or an agency of this state or another state. 271

(3) "Personal information" means information that 272  
identifies an individual, including, but not limited to, an 273  
individual's photograph or digital image, social security 274  
number, driver or driver's license identification number, name, 275  
telephone number, or medical or disability information, or an 276  
individual's address other than the five-digit zip code number. 277  
"Personal information" does not include information pertaining 278  
to a vehicular accident, driving or traffic violation, or 279  
driver's status. 280

(4) "Specified federal automobile-related act" means the- 281  
~~"automobile information disclosure act"~~ "Automobile Information 282  
Disclosure Act," 72 Stat. 325, 15 U.S.C. 1231-1233, the "Motor 283  
Vehicle Information and Cost Saving Act," 86 Stat. 947, 15 284  
U.S.C. 1901, et seq., the "National Traffic and Motor Vehicle 285  
Safety Act of 1966," 80 Stat. 718, 15 U.S.C. 1381, et seq., the 286  
"Anti-car Theft Act of 1992," 106 Stat. 3384, 15 U.S.C. 2021, et 287  
seq., and the "Clean Air Act," 69 Stat. 322, 42 U.S.C. 7401, et 288  
seq., all as now or hereafter amended. 289

(5) "Sensitive personal information" means an individual's 290  
photograph or digital image, social security number, or medical 291  
or disability information. 292

**Sec. 5101.33.** (A) As used in this section, "benefits" 293  
means any of the following: 294

(1) Cash assistance paid under Chapter 5107. of the 295  
Revised Code; 296

(2) Supplemental nutrition assistance program benefits 297  
provided under section 5101.54 of the Revised Code; 298

(3) Any other program administered by the department of 299  
job and family services under which assistance is provided or 300  
service rendered; 301

(4) Any other program, service, or assistance administered 302  
by a person or government entity that the department determines 303  
may be delivered through the medium of electronic benefit 304  
transfer. 305

(B) ~~The~~ Subject to section 5101.331 of the Revised Code, 306  
the department of job and family services may make any payment 307  
or delivery of benefits to eligible individuals through the 308  
medium of electronic benefit transfer by doing all of the 309

following:	310
(1) Contracting with an agent to supply debit cards to the	311
department of job and family services for use by such	312
individuals in accessing their benefits and to credit such cards	313
electronically with the amounts specified by the director of job	314
and family services pursuant to law;	315
(2) Informing such individuals about the use of the	316
electronic benefit transfer system and furnishing them with	317
debit cards and information that will enable them to access	318
their benefits through the system;	319
(3) Arranging with specific financial institutions or	320
vendors, county departments of job and family services, or	321
persons or government entities for individuals to have their	322
cards credited electronically with the proper amounts at their	323
facilities;	324
(4) Periodically preparing vouchers for the payment of	325
such benefits by electronic benefit transfer;	326
(5) Satisfying any applicable requirements of federal and	327
state law.	328
(C) The department may enter into a written agreement with	329
any person or government entity to provide benefits administered	330
by that person or entity through the medium of electronic	331
benefit transfer. A written agreement may require the person or	332
government entity to pay to the department either or both of the	333
following:	334
(1) A charge that reimburses the department for all costs	335
the department incurs in having the benefits administered by the	336
person or entity provided through the electronic benefit	337
transfer system;	338

(2) A fee for having the benefits provided through the 339  
electronic benefit transfer system. 340

(D) The department may designate which counties will 341  
participate in the medium of electronic benefit transfer, 342  
specify the date a designated county will begin participation, 343  
and specify which benefits will be provided through the medium 344  
of electronic benefit transfer in a designated county. 345

(E) The department may adopt rules in accordance with 346  
Chapter 119. of the Revised Code for the efficient 347  
administration of this section and section 5101.331 of the 348  
Revised Code. 349

Sec. 5101.331. (A) Except as otherwise provided in this 350  
section, each debit card used to access supplemental nutrition 351  
assistance program benefits shall include both of the following: 352

(1) On the front of the card, a color photograph of at 353  
least one adult member of the household for which the debit card 354  
is issued; 355

(2) On the back of the card, a telephone number that can 356  
be called to report suspected fraud under the supplemental 357  
nutrition assistance program and the address of a web site where 358  
suspected fraud can be reported. 359

(B) Not later than one year after the effective date of 360  
this section, the department of job and family services, in 361  
consultation with the bureau of motor vehicles and the food and 362  
nutrition services of the United States department of 363  
agriculture, shall develop a strategy for issuing debit cards 364  
that meet the requirements of division (A) of this section. 365

(C) Subject to division (D) of this section, both of the 366  
following apply: 367

(1) All new debit cards issued on or after the date that 368  
is six months after the date the department develops the 369  
strategy under division (B) of this section shall meet the 370  
requirements of division (A) of this section. 371

(2) Not later than twelve months after the date the 372  
department develops the strategy under division (B) of this 373  
section, each debit card issued before the date that is six 374  
months after the date the department develops the strategy under 375  
division (B) of this section shall be replaced with a debit card 376  
that meets the requirements of division (A) of this section if 377  
the household for which the debit card was issued continues to 378  
participate in the supplemental nutrition assistance program. 379

(D) The requirement of division (A) (1) of this section 380  
does not apply to a debit card issued for a household to which 381  
either of the following applies: 382

(1) The household does not include any adult members. 383

(2) Each of the adult members of the household is sixty 384  
years of age or older; is blind, disabled, or a victim of 385  
domestic violence; or has religious objections to being 386  
photographed. 387

(E) An adult who meets any of the exemption criteria 388  
specified in division (D) (2) of this section may volunteer to 389  
have a color photograph of the adult included on the front of 390  
the debit card of the adult's household. 391

**Sec. 5101.54.** (A) The director of job and family services 392  
shall administer the supplemental nutrition assistance program 393  
in accordance with the Food and Nutrition Act of 2008 (7 U.S.C. 394  
2011 et seq.). The department of job and family services may: 395

(1) Prepare and submit to the secretary of the United 396

States department of agriculture a plan for the administration 397  
of the supplemental nutrition assistance program; 398

(2) Prescribe forms for applications, certificates, 399  
reports, records, and accounts of county departments of job and 400  
family services, and other matters; 401

(3) Require such reports and information from each county 402  
department of job and family services as may be necessary and 403  
advisable; 404

(4) Administer and expend any sums appropriated by the 405  
general assembly for the purposes of the supplemental nutrition 406  
assistance program and all sums paid to the state by the United 407  
States as authorized by the Food and Nutrition Act of 2008; 408

(5) Conduct such investigations as are necessary; 409

(6) Enter into interagency agreements and cooperate with 410  
investigations conducted by the department of public safety, 411  
including providing information for investigative purposes, 412  
exchanging property and records, passing through federal 413  
financial participation, modifying any agreements with the 414  
United States department of agriculture, providing for the 415  
supply, security, and accounting of supplemental nutrition 416  
assistance program benefits for investigative purposes, and 417  
meeting any other requirements necessary for the detection and 418  
deterrence of illegal activities in the supplemental nutrition 419  
assistance program; 420

(7) Adopt rules in accordance with Chapter 119. of the 421  
Revised Code governing employment and training requirements of 422  
recipients of supplemental nutrition assistance program 423  
benefits, including rules specifying which recipients are 424  
subject to the requirements and establishing sanctions for 425

failure to satisfy the requirements. The rules shall be 426  
consistent with sections 5101.545 to 5101.548 of the Revised 427  
Code. The rules shall be consistent with 7 U.S.C. 2015, 428  
including its work and employment and training requirements, 429  
and, to the extent practicable, shall provide for the recipients 430  
to participate in work activities, developmental activities, and 431  
alternative work activities described in sections 5107.40 to 432  
5107.69 of the Revised Code that are comparable to programs 433  
authorized by 7 U.S.C. 2015(d) (4). The rules may reference rules 434  
adopted under section 5107.05 of the Revised Code governing work 435  
activities, developmental activities, and alternative work 436  
activities described in sections 5107.40 to 5107.69 of the 437  
Revised Code. 438

(8) ~~Adopt~~ Subject to sections 5101.545 to 5101.548 of the 439  
Revised Code, rules in accordance with section 111.15 of the 440  
Revised Code that are consistent with the Food and Nutrition Act 441  
of 2008, the regulations adopted thereunder, and this section 442  
governing the following: 443

(a) Eligibility requirements for the supplemental 444  
nutrition assistance program; 445

(b) Sanctions for failure to comply with eligibility 446  
requirements; 447

(c) Allotment of supplemental nutrition assistance program 448  
benefits; 449

(d) To the extent permitted under federal statutes and 450  
regulations, a system under which some or all recipients of 451  
supplemental nutrition assistance program benefits subject to 452  
employment and training requirements established by rules 453  
adopted under division (A) (7) of this section receive the 454



benefits after satisfying the requirements; 455

(e) Administration of the program by county departments of 456  
job and family services; 457

(f) Other requirements necessary for the efficient 458  
administration of the program. 459

~~(9) Submit a plan to the United States secretary of 460  
agriculture for the department of job and family services to 461  
operate a simplified supplemental nutrition assistance program 462  
pursuant to 7 U.S.C. 2035 under which requirements governing the 463  
Ohio works first program established under Chapter 5107. of the 464  
Revised Code also govern the supplemental nutrition assistance 465  
program in the case of households receiving supplemental 466  
nutrition assistance program benefits and participating in Ohio 467  
works first. 468~~

(B) A household that is entitled to receive supplemental 469  
nutrition assistance program benefits and that is determined to 470  
be in immediate need of nutrition assistance shall receive 471  
certification of eligibility for program benefits, pending 472  
verification, within twenty-four hours, or, if mitigating 473  
circumstances occur, within seventy-two hours, after 474  
application, if: 475

(1) The results of the application interview indicate that 476  
the household will be eligible upon full verification; 477

(2) Information sufficient to confirm the statements in 478  
the application has been obtained from at least one additional 479  
source, not a member of the applicant's household. Such 480  
information shall be recorded in the case file and shall 481  
include: 482

(a) The name of the person who provided the name of the 483

information source; 484

(b) The name and address of the information source; 485

(c) A summary of the information obtained. 486

The period of temporary eligibility shall not exceed one 487  
month from the date of certification of temporary eligibility. 488  
If eligibility is established by full verification, benefits 489  
shall continue without interruption as long as eligibility 490  
continues. 491

There is no limit on the number of times a household may 492  
receive expedited certification of eligibility under this 493  
division as long as before each expedited certification all of 494  
the information identified in division (F)(1) of this section 495  
was verified for the household at the last expedited 496  
certification or the household's eligibility was certified under 497  
normal processing standards since the last expedited 498  
certification. 499

At the time of application, the county department of job 500  
and family services shall provide to a household described in 501  
this division a list of community assistance programs that 502  
provide emergency food. 503

(C) Before certifying supplemental nutrition assistance 504  
program benefits, the department shall verify the eligibility of 505  
each household in accordance with division (F) of this section. 506  
All applications shall be approved or denied through full 507  
verification within thirty days from receipt of the application 508  
by the county department of job and family services. 509

(D) Nothing in this section shall be construed to prohibit 510  
the certification of households that qualify under federal 511  
regulations to receive supplemental nutrition assistance program 512

benefits without charge under the Food and Nutrition Act of	513
2008.	514
(E) Any person who applies for the supplemental nutrition	515
assistance program shall receive a voter registration	516
application under section 3503.10 of the Revised Code.	517
(F) (1) In order to verify household eligibility as	518
required by federal regulations and this section, the department	519
shall, except as provided in division (F) (2) of this section,	520
verify at least the following information before certifying	521
supplemental nutrition assistance program benefits:	522
(a) Household composition;	523
(b) Identity;	524
(c) Citizenship and alien eligibility status;	525
(d) Social security numbers;	526
(e) State residency status;	527
(f) Disability status;	528
(g) Gross nonexempt income;	529
(h) Utility expenses;	530
(i) Medical expenses;	531
(j) Enrollment status in other state-administered public	532
assistance programs within and outside this state;	533
(k) Any available information related to potential	534
identity fraud or identity theft.	535
(2) A household's eligibility for supplemental nutrition	536
assistance program benefits may be certified before all of the	537
information identified in division (F) (1) of this section is	538

verified if the household's certification is being expedited 539  
under division (B) of this section. 540

(3) On at least a quarterly basis and consistent with 541  
federal regulations, as information is received by a county 542  
department of job and family services, the county department 543  
shall review and act on information identified in division (F) 544  
(1) of this section that indicates a change in circumstances 545  
that may affect eligibility, to the extent such information is 546  
available to the department. 547

(4) Consistent with federal regulations, as part of the 548  
application for public assistance and before certifying benefits 549  
under the supplemental nutrition assistance program, the 550  
department shall require an applicant, or a person acting on the 551  
applicant's behalf, to verify the identity of the members of the 552  
applicant household. 553

(5) (a) The department shall sign a memorandum of 554  
understanding with any department, agency, or division as needed 555  
to obtain the information identified in division (F) (1) of this 556  
section. 557

(b) The department may contract with one or more 558  
independent vendors to provide the information identified in 559  
division (F) (1) of this section. 560

(c) Nothing in this section prevents the department or a 561  
county department of job and family services from receiving or 562  
reviewing additional information related to eligibility not 563  
identified in this section or from contracting with one or more 564  
independent vendors to provide additional information not 565  
identified in this section. 566

(6) The department shall ~~explore joining~~ join a multistate 567

cooperative, such as the national accuracy clearinghouse, to 568  
identify individuals enrolled in public assistance programs 569  
outside of this state. 570

(G) If the department receives information concerning a 571  
household certified to receive supplemental nutrition assistance 572  
program benefits that indicates a change in circumstances that 573  
may affect eligibility, the department shall take action in 574  
accordance with federal regulations, including verifying unclear 575  
information, providing prior written notice of a change or 576  
adverse action, and notifying the household of the right to a 577  
fair hearing. 578

(H) In the case of suspected fraud, the department shall 579  
refer the case for an administrative disqualification hearing or 580  
to the county prosecutor of the county in which the applicant or 581  
recipient resides for investigation, or both. 582

(I) The department shall adopt rules in accordance with 583  
Chapter 119. of the Revised Code to implement divisions (F) to 584  
(H) of this section. 585

(J) Except as prohibited by federal law, the department 586  
may assign any of the duties described in this section to any 587  
county department of job and family services. 588

**Sec. 5101.542.** Immediately following a county department 589  
of job and family services' certification that a household 590  
determined under division (B) of section 5101.54 of the Revised 591  
Code to be in immediate need of nutrition assistance is eligible 592  
for the supplemental nutrition assistance program, the 593  
department of job and family services shall provide for the 594  
household to be sent by regular United States mail an electronic 595  
benefit transfer card containing the amount of benefits the 596

household is eligible to receive under the program. The card 597  
shall be sent to the member of the household in whose name 598  
application for the supplemental nutrition assistance program 599  
was made or that member's authorized representative. Section 600  
5101.331 of the Revised Code applies to the card. 601

Sec. 5101.545. To the maximum extent permitted by federal 602  
law, the department of job and family services shall require a 603  
household receiving supplemental nutrition assistance program 604  
benefits to report, not later than thirty days after the change 605  
becomes known to the household, the changes in circumstances 606  
enumerated for certified change reporting households under 7 607  
C.F.R. 273.12(a)(1). The department shall not exercise the 608  
option under 7 C.F.R. 273.12(a)(5) and (6) to establish a system 609  
of quarterly or simplified reporting in lieu of the change 610  
reporting requirements specified under 7 C.F.R. 273.12(a)(1). 611

Sec. 5101.546. (A) As used in this section, "categorically 612  
eligible household" means a household that is categorically 613  
eligible for supplemental nutrition assistance program benefits 614  
under 7 C.F.R. 273.2(j)(2) or (j)(4). 615

(B) Unless required by federal law, the gross income 616  
limits for an eligible household under the supplemental 617  
nutrition assistance program shall not exceed the standards 618  
specified in section (5)(c) of the "Food and Nutrition Act of 619  
2008," 7 U.S.C. 2014(c). 620

(C) Unless required by federal law, a household shall not 621  
be a categorically eligible household if any members receive or 622  
are authorized to receive any noncash, in-kind, or other similar 623  
benefit. 624

Sec. 5101.547. The department of job and family services 625

shall implement the options authorized under 7 C.F.R. 273.11(o) 626  
and (p), under which certain individuals, as a condition of 627  
eligibility for supplemental nutrition assistance program 628  
benefits, must cooperate with the department regarding 629  
establishing paternity and establishing, modifying, and 630  
enforcing a child support order. 631

**Sec. 5101.548.** (A) The department of job and family 632  
services shall compile a written report addressing the 633  
implementation and enforcement of the supplemental nutrition 634  
assistance program, including all of the following information 635  
about the program: 636

(1) The number of households investigated for fraud or 637  
intentional program violations; 638

(2) The total number of those cases referred to the 639  
attorney general for prosecution; 640

(3) Any improper program payments or expenditures and 641  
total monies recovered from those payments or expenditures; 642

(4) Aggregate data concerning improper program payments 643  
and ineligible recipients, reported as a percentage of those 644  
cases investigated and reviewed; 645

(6) The aggregate amount of funds expended by Ohio 646  
recipients through electronic benefit card transactions in each 647  
state other than Ohio. 648

(B) Beginning one year after the effective date of this 649  
section, the department shall submit the report quarterly to the 650  
speaker of the house of representatives, the senate president, 651  
and the members of the standing legislative committees having 652  
jurisdiction over the supplemental nutrition assistance program. 653  
The department shall submit the report in accordance with 654

section 101.68 of the Revised Code. 655

Sec. 5120.212. Notwithstanding division (A) of section 656  
5120.21 of the Revised Code, the department of rehabilitation 657  
and correction shall share the records described in that 658  
division with the director of job and family services to the 659  
extent necessary to effectuate the data matching agreement 660  
required under section 4141.287 of the Revised Code. 661

Sec. 5163.50. (A) The medicaid director shall enter into 662  
the following data matching agreements: 663

(1) Agreements with the director of the state lottery 664  
commission and executive director of the Ohio casino control 665  
commission, where the director and executive director provide 666  
the medicaid director with a searchable list identifying all 667  
individuals with substantial lottery or gambling winnings. The 668  
director shall check the list at least monthly to determine if 669  
the information affects any medicaid recipient's eligibility. 670

(2) An agreement with the director of health, under which 671  
the director of health is required to provide the medicaid 672  
director with a searchable list identifying new and updated 673  
vital statistics records, including death records. The medicaid 674  
director shall check the list at least monthly for vital 675  
statistics records involving medicaid recipients that may affect 676  
a recipient's eligibility. 677

(3) An agreement with the director of job and family 678  
services, under which the director is required to provide the 679  
medicaid director with a searchable list of information about 680  
medicaid recipients that indicates a change in circumstance that 681  
may impact the recipient's eligibility, including both of the 682  
following: 683



(a) On a quarterly basis, information about a medicaid recipient's change in employment or wages. The medicaid director shall review the information at least quarterly. 684  
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(b) On a monthly basis, information about potential changes in residency for a medicaid recipient, as identified by out-of-state electronic benefit transfer transactions. The medicaid director shall review the information at least monthly. 687  
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(C) The agreements required by division (A) of this section shall describe the manner in which each agency is to report the information to the department of medicaid. 691  
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**Sec. 5163.51. Unless required by federal law or regulations, the department of medicaid shall not do any of the following related to administration of the medicaid program and medicaid eligibility:** 694  
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(A) Conduct post-enrollment verification of income or nonincome-related eligibility instead of verifying income and nonincome-related eligibility before enrollment; 698  
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(B) Designate itself as a qualified health entity for the purpose of making presumptive eligibility determinations or for any purpose not expressly authorized by the Revised Code; 701  
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703

(C) Accept self-attestation of income or receipt of other health insurance coverage; 704  
705

(D) Request approval from the United States centers for medicare and medicaid services to not exercise both of the following requirements: 706  
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(1) To periodically check any available income-related data sources to verify eligibility; 709  
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(2) To comply with the public notice requirements related 711

to proposed changes to the medicaid state plan, as required 712  
under 42 C.F.R. 447.205, 42 C.F.R. 447.57, and 42 C.F.R. 713  
440.386. 714

**Sec. 5163.52.** If the department of medicaid receives 715  
federal funding for the medicaid program that is contingent on a 716  
temporary maintenance of effort restriction or that otherwise 717  
limits the department's ability to disenroll ineligible medicaid 718  
recipients, such as the requirements under Section 6008 of the 719  
"Families First Coronavirus Response Act," Pub. L. No. 116-127, 720  
the department shall do both of the following: 721

(A) Continue to conduct eligibility redeterminations under 722  
the medicaid program and act on those redeterminations to the 723  
fullest extent permitted under federal law and regulations. 724

(B) Within sixty days of the expiration of the restriction 725  
or limitation, complete an audit in which the department does 726  
all of the following: 727

(1) Completes and acts on eligibility redeterminations for 728  
all medicaid recipients for whom a redetermination has not been 729  
conducted in the past twelve months; 730

(2) Requests approval from the United States centers for 731  
medicare and medicaid services to conduct and act on eligibility 732  
redeterminations on all medicaid recipients who were enrolled 733  
for three or more months during the period of restriction or 734  
limitation; the department shall, within sixty days of any such 735  
approval, conduct and act on the redeterminations; 736

(3) Carries out an additional check of all information 737  
available to the department from agreements under section 738  
5163.50 of the Revised Code to verify the eligibility of all 739  
medicaid recipients, and acts on the check; 740

(4) Submits a report summarizing the results of the audit 741  
to the speaker of the house of representatives and senate 742  
president in accordance with section 101.68 of the Revised Code. 743

**Section 2.** That existing sections 4501.27, 5101.33, 744  
5101.54, and 5101.542 of the Revised Code are hereby repealed. 745

**Section 3.** Sections 1, 2, and 3 of this act take effect on 746  
January 1, 2022. Any sections necessitating approval of a 747  
Medicaid program state plan amendment or Medicaid program waiver 748  
before implementation shall not be implemented until the 749  
approval of the amendment or waiver, or January 1, 2022, 750  
whichever is later. 751