

# Amended Substitute House Bill 49

## Senate Finance Committee Summary of OMNI Amendment

---

- Appropriates \$12.5M per year for Ohio's Tobacco Use Prevention Cessation efforts in line item 440-656. Increases allocation for Moms Quit for Two from \$500K to \$750K per FY and adds \$250K per FY for Baby and Me Tobacco Free program
- Increases the appropriation for the Ohio Parenting and Pregnancy program by \$200K per year
- Adds \$8M GRF to support \$14.2M in non GRF for Appalachian Workforce Assistance 195-403 (DSA) and Appalachian New Economy Workforce Partnership 235-407 (DHE)
- Removes a \$15M per year TANF earmark for child and family protective services and instead funds this with GRF at \$15M per year
- Requires the Director of OBM to transfer any remaining unobligated cash in fund 5RBO (Straight A Fund) to the GRF on January 1, 2018
- Makes a capital appropriation of \$300K each for Providence House and Blessing House helping families in crisis
- Moves the House added earmark for iBELIEVE to a new GRF line item
- Removes the option to appeal a decision of the Board of Tax Appeals directly to the Ohio Supreme Court, limiting those appeals to the court of appeals
- Removes a temporary law provision requiring the PUCO to research certain issues with the electric distribution system
- Increases the existing set-aside for Ohio ProStart school by \$25K per year
- Increases funding by \$2.5M each year for early childhood education efforts through a combination of dollars in GRF 600-535 and GRF 200-408
- Revises provisions related to the Health and Human Services Fund and requires the Director of Medicaid to request a waiver by January 31, 2018 to implement the Healthy Ohio Program
- Reduces GRF appropriation for DAS State Agency Support Services to \$18M in FY 19
- Adds \$125K to support Free Clinic Safety Net Services in the Department of Health
- Revenue neutral movement of funds associated with Accountability and Report Cards, DART grants and an MHA/EDU program to detect opiate addiction in schools, includes the creation of a non GRF line item (200-662) to work in conjunction with 200-439 Accountability/Report Cards
- Clarifies that current law procedures for criminal records background checks apply to persons seeking employment with medical marijuana related businesses
- Removes language requiring an RFP and also making a declaration of intent for the General Assembly with regards to voting machines
- Limits the scope of language that prescribes how school district taxes are levied when certain school districts are consolidated
- Eliminates a provision allowing local workforce development boards to conduct public meetings via teleconference
- Removes the second of two provisions that would have no longer required automobile insurers to send a cancellation notice separate from monthly statements

# Amended Substitute House Bill 49

## Senate Finance Committee Summary of OMNI Amendment

---

- Removes the provision related to maximum Medicaid rates for DME. Revises the rate paid for services under the nursing facility alternative purchasing model to 34%. Increases to 1% the amount withheld from Medicaid managed care plans as part of the pay for performance program
- Establishes a procedure for the legislature to review administrative agencies for efficiency
- Limits the ability of the Controlling Board to authorize a significant expenditure if it was not first approved by the legislature
- Codifies an existing rule allowing liquor stores to offer a 10% retail discount on a case of wine, and allows the discount to be applied to purchases of not less than six bottles and not greater than 12 bottles
- Revises the distance of turbine setbacks applied to wind farms, in addition to the setback waiver process, and eliminates application of existing setbacks when amending a certificate
- Allows residents of Ohio's two veterans' homes to play bingo games at those two facilities so long as prizes awarded do not exceed \$100 per prize, or \$500 total for all prizes during a game
- Permits the Director of Agriculture to establish the annual fee for inflatable amusement rides
- Beginning July 1, 2018, this language prohibits new enrollees into Group VIII of the Medicaid program
- Creates civil liability for employers who adopt or enforce a policy prohibiting concealed carry licensees from transporting or storing a firearm or ammunition in the person's privately-owned motor vehicle
- Clarifies language related to the Drug Abuse Response Team replication grant program
- Allows for a new ICF reimbursement methodology that will be based on a future agreement of all ICF provider associations and DODD to be effective during fiscal year 2019
- Eliminates the working group created to review the Assisted Living Program
- Modifies the proposed Tax Amnesty program to limit the applicable taxes to state taxes. Also uses the GRF as the source of the initial promotional costs instead of the BSF and increases the expected financial target of program to the GRF
- Earmarks \$250K (TANF) each year for the Children's Hunger Alliance
- Restores to executive levels the line item for Independent Living Councils
- Requires the Directors of Medicaid and Mental Health to complete several actions related to behavioral health redesign by October 1, 2017. Requires the departments to conduct beta testing for community behavioral health providers before any implementation
- Increases non GRF line Physician UPL in Department of Medicaid by \$15M each year
- Permits full agonist therapies to be provided as part of the addiction treatment program
- Clarifies the Money Follows the Person program can continue without state funding
- Authorizes the conveyance of the Youngstown Developmental Center to the Mahoning County Mental Health and Recovery Board or to an alternate purchaser

# Amended Substitute House Bill 49

## Senate Finance Committee Summary of OMNI Amendment

---

- Restores current law with regards to non-institutional providers exceeding Medicare payment limits
- Allows under certain circumstances graduation from the U.S. Air Force or the Allied Health Program to satisfy the pre-licensure education requirements for LPNs
- Requires DODD to convene a stakeholder workgroup to evaluate services provided to individuals with developmental disabilities living in the community
- Allows an existing earmark for specialized docket programs to be used to support administrative expenses for participating courts
- Permits the Board of Pharmacy to impose sanctions against a wholesaler or other distributor of dangerous drugs for making false claims to the public related to controlled substances
- Modifies the Psychotropic Drug Reimbursement program included in the sub bill
- Revises the All Roads Lead to Home Program included in the sub bill
- Requires recipients of funding under the AG's Drug Abuse Response Team replication grant program to submit a report on their outcomes
- Eliminates the proposed creation of the State Physical Health Services Board and instead retains the existing OTPTAT Board but adds to its duties the regulation of orthotics, prosthetics, and pedorthics
- Removes House-added provisions that would have required the Director of Health to administer an expedited review process for the Certificate of Need program
- Increases the existing appropriation for the Chardon school district program in MHA by \$25K per year
- Reappropriates \$2M in GRF (336-504) from FY17 and requires the money to be used for workforce recruitment and retention to support community behavioral health centers
- Allows DODD to provide ICF/IID ventilator care to those over 22 years of age
- Requires the ODMHAS Director to establish a strategy for data collection and sharing by agencies that serve multi-system youth
- Reappropriates \$20K in GRF (440-482) from FY 17 and uses these funds to purchase naloxone
- Authorizes the Director of Medicaid to establish the Care Innovation and Community Improvement Program to assist certain non-profit hospitals affiliated with a state university
- Specifies that driver's education courses should include training on the dangers of driving while using illegal drugs, prescription medication, or alcohol
- Clarifies that a person may file a wrongful imprisonment claim in the county where the criminal proceedings were initiated or in the county where that person resides
- Authorizes the Chancellor of Higher Education to designate Rhodes State a state community college rather than a technical college
- Requires the Chancellor to develop criteria for students at proprietary institutions to transfer credits to a state institution and issue a report

# Amended Substitute House Bill 49

## Senate Finance Committee Summary of OMNI Amendment

---

- Eliminates language concerning students receiving college credit for comparable coursework
- Eliminates duplicative reporting requirements within the College Credit Plus program
- Eliminates language exempting apple butter and syrup processors from laws governing food processing establishments
- Provides a school district that is educating a student with special education needs in a residential treatment facility with the option of receiving from the student's district of residence either tuition or an excess cost payment
- Exempts early college high school programs from the requirements of CCP with the approval of the State Superintendent and the Chancellor of DHE
- Increases the maximum amounts for the Cleveland Scholarship program to match the EdChoice Scholarship
- Sets Medicaid payment rates for hospitals for the coming two years at the same rates in existence on January 1, 2017
- Creates two alternative graduation pathways for the Class of 2018 as per recommendations from the State Board of Education
- Restores House language permitting ESCs rated "effective" or higher to sponsor community schools regardless of the school's location
- Restores Early Childhood Education earmark to support early learning and development programs in smaller communities and programs rated three-stars and above under Step Up to Quality
- Adds appropriations to various federal line items in the Department of Medicaid
- Restores language from the As Introduced version creating two new career-technical educator licenses
- Restores language from the As Introduced version regarding distribution of early childhood funding to economically disadvantaged communities and creates an Appalachian region pilot project
- Replaces a school district's three year average property valuation with its most recent tax year valuation in FY18 and FY19 if at least 10% of the district's total taxable value is comprised of public utility TPP and the public utility property has lost at least 10% of its total taxable value from the previous year; and the total taxable value of power plants in the district is at least 10% less than the previous year
- Restores a \$10K transfer each year to the Ohio Legal Aid fund
- Permits a superintendent to allow an employee to fill in temporarily as a substitute educational assistant in cases of illness, leave or emergency provided the employee has started the process to apply for an educational aide permit or paraprofessional license with the State Board of Education and has passed a criminal background check
- Requires the Director of JFS and the Chancellor of DHE to convene a SNAP employment and training program planning committee

# Amended Substitute House Bill 49

## Senate Finance Committee Summary of OMNI Amendment

---

- Appropriates \$125K per year non GRF for the Lake and Geauga Counties Manufacturing K-12 Partnership
- Establishes the 1:1 School Facilities Option Program
- Requires ODE to annually recommend to the General Assembly a structure to compensate districts for a percentage of the loss the district experiences when it has a 50% decrease in public utility personal property valuation
- Removes a Senate-added provision that requires the Ohio Peace Officer Training Commission to reimburse for continuing professional training programs
- Removes language requiring DAS to establish a high-deductible health plan
- Requires Controlling Board approval for any state agency contract for the procurement of energy for more than \$50K over a five-year period
- Removes provisions from the sub bill dealing with FCC and the Corrective Action Program
- Makes various reductions to debt service lines in DHE and DAS
- Replaces language exempting automotive shredder residue from classification as solid waste and instead exempts solid waste that the EPA Director approves for use as alternative daily cover from Solid Waste fees
- Removes unitization language from the bill
- Removes language added by the Senate exempting certain specified oil and gas land professionals from the real estate licensing law
- Adds \$100K per year for a Financial Literacy program at the University of Cincinnati
- Reinstates current law governing the Home Energy Assistance Block Grant
- Transfers and appropriates \$250K per year in non GRF line 195-622 to support various defense related workforce efforts
- Authorizes the transfer and appropriation of \$125K in FY 18 from non GRF sources for a STEAM program at the Trumbull County ESC
- Requires the OBM Director to issue reports to the General Assembly every 6 months on discontinued line items that have remaining balances, funds with cash balances but no recent expenditures, funds spending less than 50% of their appropriations, and other unique situations
- Authorizes the use of an electrically powered personal delivery device on sidewalks and crosswalks
- Removes language prohibiting financing of capital improvements by another state or another state entity unless certain requirements were met
- Specifies that an incumbent local exchange carrier that is an eligible telecommunications carrier must implement lifeline telephone service consistent with federal law requirements
- Specifies that power from small hydroelectric facilities is a renewable energy source
- Clarifying language to the provisions of the bill allowing for centralized collection of municipal income taxes
- Adds \$100K per year for FASTER Saves Lives Program

# Amended Substitute House Bill 49

## Senate Finance Committee Summary of OMNI Amendment

---

- Adds \$100K per year for Wingspan Care Group and its efforts dealing with children and families
- Requires the State Victims Assistance Advisory Council to provide advice to the Attorney General regarding domestic violence victims program funds instead of creating a separate committee
- Requires the State Vision Professionals Board to include a licensed ophthalmologist as part of any advisory committee that may be appointed
- Transfers and appropriates \$100K per year in non GRF dollars to be used to promote Aerospace efforts in the state
- Increases non GRF line item 090-603 in the Treasurer of State's budget by \$125,468 each year
- Allows the PUCO to consider a utility's credit rating when establishing rates that are to be included in a utility's electric security plan
- Removes all temp law associated with the Healthy Food Financing Initiative
- Ensures coaches and supervisors of interscholastic athletics are required to compete training on an automated external defibrillator (AED)
- Makes clarifying changes to the bill's language treating an individual that owns property in Ohio as a resident for the purposes of obtaining a resident hunting permit
- Adds \$250K per year for the Teach for America Program
- Adds individuals who suffer from a mental illness to the list of those who are exempt from work requirements in the Medicaid program
- Establishes the Patient-Centered Medicaid Managed Care Long-Term Services and Supports Committee to study the inclusion of nursing facility services and home and community-based waiver services into Medicaid managed care
- Removes House provision establishing a \$10.49 pharmacy dispensing fee
- Increases non GRF line 725-677 for Oil and Gas Well Plugging by \$3M per year
- Removes portions of the language related to areawide waste treatment management planning to reflect an agreement between interested parties
- Redirects \$250K of capital money from the Heritage Rail Trail Extension to the Greener Property Recreational Facility in Hilliard
- Modifies a provision exempting electricity used in the chlor-alkali manufacturing process from the kilowatt-hour tax
- Appropriates \$300K in capital money for the Lake Metropolitan Housing Authority Chagrin Riverbank Stabilization Project
- Restores language modifying the types of allowable disbursements under the Ohio Good Funds Law
- Removes language dealing with property tax complaints and appeals
- Removes Senate added language dealing with prison populations and their relation to the collective bargaining law

# Amended Substitute House Bill 49

## Senate Finance Committee Summary of OMNI Amendment

---

- Allows county commissioners to participate in a joint self-insurance pool to comply with oil and gas well liability coverage requirements
- Reinstates language related to an existing sales and use tax exemption for a 2013 computer data center project
- Prohibits an agency whose rule has been invalidated by concurrent resolution from reintroducing that rule during that term of the General Assembly
- Modifies language allowing a Board of County Commissioners that currently levies a 3% lodging tax to increase that tax rate by an additional 1%
- Makes clarifications regarding municipal income tax refunds to reflect what is allowable under current law
- Increases 195-453 by \$25K per year and requires money to be used by Camp Ravenna to help secure federal funding promoting the defense of the United States
- Cleans up sub bill by deleting earmarking language for the Lumos accelerator as money was deleted earlier
- Allows municipalities to provide job creation and retention tax credits to businesses that elect to file with the Tax Commissioner to reflect what is allowable under current law
- Specifies that reimbursements for voting machines are based on the number of registered voters in those counties as of January 1, 2017
- Adds \$100K per year to assist The Ohio State University in hosting the annual Special Olympics
- Authorizes the transfer and appropriation of \$75K in FY 18 from non GRF sources to support an additional welding laboratory at the Trumbull Career and Technical Center
- Allocates \$100K per year for the Healthy Food Financing Initiative
- Adjusts appropriate line items to account for anticipated revenue from Lottery Commission's passage of a June 12<sup>th</sup> Controlling Board request for MPQK machines
- Allocates \$50K per year to the Healthier Buckeye Grant Program
- Revises the current law restrictions on investments in certain commercial paper to allow counties to invest the same percentage as cities
- Reinstates language allowing the conveyance of state-owned land in Lorain County
- Reinstates a provision of the bill authorizing the conveyance of land in Warren County
- Modifies a provision of the bill that allows community improvements board grants funded by a county sales tax to be used for school district improvements where only part of the school district is inside the county
- OBM Modifies the eLicense transaction fee language included in the original bill to ensure that the various fees to accomplish e-licensing are being deposited and accounted for correctly
- OBM Cleans up sub bill by removing temp law associated with the Pay for Success program since the appropriation was deleted in the sub bill
- OBM Cleans up sub bill by deleting earmarking language for the PLAY Program in Preble County since the money was deleted in the sub bill

# Amended Substitute House Bill 49

## Senate Finance Committee Summary of OMNI Amendment

---

- OBM Removes from Executive language a potential redundant \$5 Dental Board financial services fee since DAS will be imposing a \$3.50 fee
- OBM Adjusts the earmarks within the 195-453 Technology Programs and Grants line item to account for House and Senate appropriation adjustments and makes corresponding temp law changes
- OBM Authorizes the Director of the Office of Budget and Management to transfer up to 2% of several non GRF agencies FY 17 appropriations to the GRF
- OBM Cleans up sub bill dealing with cash transfers in EPA. The sub bill adjusted the appropriation level of non GRF 715-681 but did not adjust the underlying transfers to support the appropriation
- OBM Removes changes dealing with the commission percentage of video lottery sales agents and returns to current law
- OBM With regards to the Medicaid Managed Care Quality Payment Fund; eliminates the GRF transfer of \$20M per FY and restores \$20M per FY in the 651-525 line item
- LSC corrective amendment eliminating duplicative language with SB 293 of the 131st General Assembly
- LSC Omnibus technical amendment
- Please see the bill text, LSC analysis, LSC Budget in Detail and LSC COMP doc for more detail