

Amended Substitute House Bill 166

Senate Finance Committee

Summary of Omnibus Amendment

- Creates the Internet Crimes Against Children Task Force GRF line item in the AGs office and funds at \$500K per FY
- Requires the chancellor and OBM director to coordinate the transfer of unencumbered GRF appropriations within DHE to a State Share of Instruction Reconciliation fund
- Restores the previously added set aside for the Michndoh Aquifer but splits the funding in both FY 20 and FY 21, and makes other changes to the temp law attached to it
- OBM Transfers a school bus purchasing program and related provisions from OFCC to ODE
- Creates permanent high school graduation requirements beginning with the Class of 2023 that reduces the number of state tests and provides non-test alternatives. Removes language allowing a CTPD to set its own point value for an industry-recognized credential
- Removes language changing criteria for the automatic closure of a community school, but maintains that a community school must fail to meet established benchmarks for three consecutive years, rather than two out of the most recent three years
- Permits temporary occupational licensing for transferred members of the military or their spouses if they were licensed elsewhere
- Requires that the chancellor and state superintendent work together with stakeholders to permit high school students enrolled in a career tech planning district (CTPD) to receive post-secondary credits comparable to CCP
- Requires health plan issuers to disclose certain claims data when requested by group plan policyholders
- Through June 30, 2023, prohibits a state agency from adopting a new regulatory restriction unless the agency removes two or more existing restrictions
- Requires ODE to recalculate ratings for community school sponsors whose schools receive recalculated report card grades for the 2017-18 school year
- Requires ODE to adjust a district's funding if it contracts with a JVSD to provide career-technical education (CTE) beginning in FY20 equal to CTE funds paid to that district
- Places additional reporting and audit requirements on PBMs; gives the Medicaid Director authority to recommend suspension of a PBM's license for noncompliance with contractual obligations or federal and state requirements
- Improves Access to the Breast and Cervical Cancer Project (BCCP): increases eligibility from 200% to 300% of the FPL and other age related changes to increase eligibility
- Expands the complete defense for agricultural activities in a nuisance suit to those that occur on land devoted exclusively to agricultural activities or ones that were conducted pursuant to a lease agreement
- Requires the Department of Medicaid to implement by January 1 2020 a supplement dispensing fee for Ohio Pharmacies for Medicaid prescriptions. The amendment appropriates \$30M state GRF over the biennium (\$100M total GRF over the biennium)

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- Just a revenue neutral redirect of a capital appropriation from H.B. 529 of the 132nd GA \$100K from the Earl Thomas Conley Splash Pad to Earl Thomas Conley Park improvements
- OBM Technical changes due to recent name change of the Fraternal Order of Police Labor Council, Unit 2 to the Fraternal Order of Police State of Ohio, Unit 2 Association
- Establishes a committee to study state report cards and issue a report with recommendations for improvements by December 15, 2019
- Reinserts \$125K in FY 20 to support George Barley Water Prize but makes changes to the temp law associated with the provision
- OBM Clarifies the Director of OBM may transfer unused funds from education related property tax line items if a funding shortfall exists in ODE
- GRF funding is restored for the Lupus Program in the Commission on Minority Health at \$93K per FY
- Expands the list of purposes for which the H2Ohio Fund may be used to include agricultural, community and nature water projects
- Requires the Directors of Agriculture, Natural Resources and EPA to convene their own separate advisory boards in each FY to consult with stakeholders to determine which water quality priorities shall be funded with the Department or Agency's share of H2Ohio funding
- Specifies that a student's medical absences do not apply toward determining whether they have been excessively absent and require a written notice from their school
- Increases the current \$28 fee for the first two pages of a recorded document to \$32 to be split evenly between the Housing Trust Fund and the County recorders
- Removes previously added language requiring \$192,490 in each FY be used to pay the cost of increasing postsecondary tuition for inmates (this change does not remove the funding)
- Removes language requiring that ODE calculate state report cards utilizing either the performance index or value added progress dimension, whichever is higher
- Adjusts the grading scale and methodology for determining the value-added progress dimension on state report cards
- OBM Removes the \$750K set aside for sight centers since ODDD already contracts with the Ohio State School for the Blind to provide these services
- Provides \$500K in FY 20 for Tri-State Early College STEM School to support facility renovations and school operations
- Allows applicants for the alternative resident educator license to have either an undergraduate GPA of at least 2.5 or a graduate school GPA of at least 3.0
- Qualifies certified STEM students at state universities and NEOMED for the Choose Ohio First Scholarship and allows students to exceed the maximum award amount. Also, allows the Chancellor to set awards without an annual public meeting

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- Modifies language regarding professional development for computer science instruction for the '19 and '20 school years to allow a licensed educator teaching in grades 7-12 to teach a computer science course if they complete an approved program
- Allows for certain cases involving child support/custodial matters to be transferred from a juvenile court to a domestic relation court, and vice versa
- Allocates \$1M in FY 20, subject to Controlling Board approval, for the ongoing capital case in Pike County
- Adds \$500K per FY to support the set aside for the Mahoning Valley Innovation and Commercialization Center
- OBM Changes name from State Criminal Sentencing Council to State Criminal Sentencing Commission
- Allows for local police departments to apply for School Safety Training grants if the local school district has not already applied for it
- Decreases funding to the Victoria Theater Association by \$150K each FY and adds \$125K in each FY for Ohio Public Television Stations
- Increases funding for the Statehouse New Bureau by \$25K per year
- Modifies an urban hospital's Medicaid base rate for FY 20 under certain conditions and appropriates \$1.8M (State GRF) in FY 20
- Reinstates current law requiring Medicaid to allow MCOs to credential providers that administer care to the organization's enrollees
- Allows community addiction and mental health providers to participate in the Rural Healthcare Workforce Training and Retention Program
- Allows the Auditor of State to audit Medicaid providers and comprehensive risk contracts until June 31, 2023
- Replaces the Medicaid Reserve Fund provision in the bill with language establishing a limit on the balance that can be held in a county board of DD's account
- OBM Changes references from "radiography" to "radiology", as the term radiology better encompasses both radiography and fluoroscopy procedures
- Reduces the licensure fee paid to the State Medical Board by physician assistants by \$100
- Provides \$100K each FY for the Read, Baby, Read! program
- Modifies the Kinship Caregiver Program guidelines to include a family stabilization service and a caregiving service
- OBM Requires the Pharmacy Board to collaborate with InnovateOhio to implement provisions allowing Medicaid MCOs to request information from OARRS; provides a \$350K (non-GRF) appropriation
- OBM Changes the date for including telemedicine coverage in health benefit plans to January 1, 2021, as plans have already filed with the Department for 2020

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- Makes changes within ODDD related to ICF/IID services, such as increasing the franchise fee to provide additional resources to help multi-system youth
- Requires the Senate President and the Speaker to each appoint an individual representing children's interests to the Commission on Infant Mortality
- OBM Requires the Occupational Therapy, Physical Therapy, and Athletic Trainers Board to adopt rules for individuals to use 3-D printing of open-source prosthetic kits
- Restores language making changes to the State Medical Board's continuing education requirements for physicians and podiatrists
- Reinserts State Medical Board language eliminating limited certificates; another process is currently used, and a limited certificate hasn't been issued in over 20 years
- Restores State Medical Board language that eliminates telemedicine certificates and converts them all to licenses
- Moves the \$1M per FY funding for the Lead Safe Cleveland Coalition from TANF to a GRF allocation within the Department of Health
- Increases the appropriation for Multi-system Youth Custody Relinquishment by \$2M in FY 20 and \$6M in FY 21
- OBM Moves the Indigent Burial and Cremation Support Program in the bill from JFS to the State Board of Embalmers and Funeral Directors
- OBM Technical changes to proposal dealing with income tax exemptions in TY 19 and 20, and resuming their indexing for inflation in TY 21
- Ensures patients receive cost estimates for health care services at least 7 days before a scheduled procedure; requires hospitals to include up-to-date lists on their websites of standard charges for services provided at the hospital; requires insurers to provide cost estimates for health care services and procedures to covered persons
- Protects patients from receiving costly medical bills for unanticipated out-of-network health care services provided at in-network facilities by prohibiting balance billing; requires the health care practitioner and insurer to negotiate payment terms, and allows them to request arbitration when there is disagreement on reimbursement
- Removes language eliminating academic distress commissions from the bill and removes related appropriations
- Reduces the number of items schools are required to submit annually to ODE on their consolidated school mandate report
- Provides \$50K (non-GRF) in FY 20 to support the duties of the Women's Suffrage Centennial Commission
- Restores previously deleted language regarding several ODNR fees, well transfer notifications and other provisions
- Revises standards of care for high volume dog breeders, including daily exercise and outdoor access requirements

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- Allows a city to file a property lien if a resident has unpaid trash collection fees in excess of \$250
- OBM Modifies previously added language regarding real estate broker and salesperson background checks clarifying the disclosure of any criminal offense
- OBM Changes the effective dates of previously added provisions allowing sales and use tax levies in increments of 0.05% additional levies for detention facilities to October 1, 2019
- Authorizes the practice of, and establishes regulations regarding, peer-to-peer car sharing and makes other related changes
- Permits the adult parole authority to offer county funding for probation services if the legislature has appropriated sufficient funds for this purpose
- Restores the FY 20 GRF cash transfer to the Reclamation Forfeiture Fund and requires the money to be used to reclaim areas of land affected by coal mining
- Provides that a public safety answering point may be deemed compliant with rules for minimum staffing standards if they comply with all other rules for operational standards
- OBM Technical changes to the provision removing the 3% flat rate on small business income in TY 20
- Modifies a previously added provision dealing with the automatic enrollment of certain employees in a deferred compensation program
- Authorizes a convention facility's authority created between July and December of 2019 to levy up to a 3% excise tax on hotel lodging within its territory on or before December 30, 2020. Current law requires action by the Board of Commissioners and the amendment allows for a voter referendum
- Establishes funding for community schools operating under a Montessori teaching model as a set aside within ODE's Foundation Funding line item instead of a separate line
- Requires that both "exemplary" and "effective" community school sponsors be evaluated by ODE every three years, rather than annually
- Requires state agencies to quantify all agency rules that carry regulatory restrictions and to publish those rules on the agency's website
- Establishes a statewide watershed planning and management program for the improvement and protection of state watersheds
- Makes several modifications to the state level filings of municipal income tax, including allowing a taxpayer who previously opted to use the system to terminate their election within the first 24 months of making the election
- To ensure resources reach the airports with the highest need, modifies a previously added provision to remove a requirement that Ohio Airport Grants must be available for use by all of Ohio airports
- Increases the maximum amount of lodging tax revenue received by the Muskingum County Convention Facilities Authority that is permitted to be used for county fairground purposes

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- Clarifies the Ohio Turnpike Commission is to use a competitive proposal process, rather than competitive bidding, for goods and services contracts
- Allows county boards of elections to reduce the minimum number of required precinct election officials in multi-precinct voting locations using electronic poll books
- Authorizes a property tax exemption for a certain convention center or arena (Hamilton) that is leased to a private enterprise
- Authorizes the Department of Tax to confirm income return information with ODE for the purpose of verifying family incomes of students applying for and receiving Educational Choice Scholarships, without providing the physical tax return
- Modifies the Pay for Success program, empowering the Treasurer of State in administering the program and ensuring performance targets are met before payments are awarded
- Requires the Treasurer of State to partner with the DAS in contracting for the Pay for Success program and makes other changes to ensure the program's integrity
- Makes several programmatic and appropriation changes to provide \$5M in FY 20 to the Treasurer of State for a demonstration project with the Pay for Success program in conjunction with DRC. Also provides an additional \$750K for TechCred workforce initiative (above levels in sub bill) Lastly, phases out the OhioMeansJobs Workforce Development Revolving Loan Fund
- Extends the moratorium on new fireworks wholesaler and manufacturer licenses through December 31, 2020
- Moves the presidential primary to the third Tuesday after the first Monday in March
- Delays the deadline for political parties to certify presidential candidates for the 2020 general election
- Sets aside \$100K in each FY for Save a Warrior to provide post-traumatic stress rehabilitation services to veterans
- Restores current law with regards to various sales and use tax provisions regarding the aviation industry including repair and maintenance of aircraft and the purchase of flight simulators for pilot training
- OBM Modifies requirement that the FY 19 ending GRF surplus remain in the GRF to achieve the intended purpose by removing the requirement that it remain "through the end of the biennium ending June 30, 2021"
- Permits a chartered nonpublic school to deny admission to a student whose parent or guardian declines to have their child vaccinated
- OBM Technical change to the taxable income tables for trusts and estates to mirror the previously added exemption for individuals earning \$21,750 or less
- OBM Modifies previously added language regarding the elimination of the Ohio political party fund income tax checkoff to increase appropriations (non-GRF) for the first half of FY 21 since the fund is required to be dissolved no later than January 1, 2021

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- OBM Technical correction to capital appropriation totals resulting from changes made to H.B. 529 of the 132nd GA
- Allows for the manufacturing and sale of switchblades or gravity knives and makes other related changes concerning the possession of these and similar items
- Clarifies the recent change in compensation adjustments for certain boards of election members allowing for annual adjustments
- OBM Corrects the limit amount OBM can transfer from HEFC Operating Fund to HEFC Administrative Fund from \$50K to \$60K
- Removes a requirement that a school district or chartered nonpublic school that requires foreign language for high school graduation must count a course in computer coding toward that requirement
- Authorizes a district board of education to propose a levy for school safety and security that provides some revenue to chartered nonpublic schools in that district for the same purpose
- OBM Removes a provision from HB 62 – 133rd General Assembly requiring the use of a dynamic character for the international symbol of access
- Exempts a processor of any tree syrup, rather than only maple syrup, from laws governing retail food and food processing establishment requirements
- Makes conforming changes regarding the indigent defense provisions found in the sub bill
- Changes the recipient of a set-aside from the Village of Yankee Lake to the Trumbull County Sanitary Engineer's Department
- Prohibits individuals between 18 and 21 from knowingly furnishing false information in order to obtain tobacco products
- Permits individuals who turn 18 before October 1, 2019 to continue to buy tobacco products, thereby grandfathering individuals who can legally buy tobacco before the minimum age is raised
- Reinstates a provision to authorize the extension of a TIF that is currently in effect up to an additional 30 years
- Prohibits a tax return preparer, who is not an accountant or attorney, from engaging in certain activities and allows the Tax Commissioner to impose a penalty if the individual engages in such prohibited conduct
- Provides \$1.12M to Manchester Local School District to reduce the debt owed on bonds prior to the decommissioning of the Stuart and Killen power stations
- Adjusts the per-student amount for nonpublic administrative cost reimbursement from \$405 to \$450 per student to adjust to available funds
- Adjusts the per-pupil payments in the Quality Community Schools Support program to account for available funds

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- Makes changes to the proposed tax on e-cigarettes and vapor products including levying the tax at 1 cent per .1ML of liquid volume instead of a % of wholesale price, clarifies the definition of vapor products, reduces application fees to \$125 and other clarifying changes
- Restores funding for the Kent State Rising Scholars program
- Clarifies that municipalities with a population under 1,000 do not qualify for a share of the LGF direct distribution created in the sub bill since those municipalities already qualify for another direct distribution
- Makes a conforming change to the sub bill language regarding new community districts
- OBM Delays by 1 year the provision requiring deducted small business income to be added back to eligibility calculations for the homestead exemption. Without this provision previously awarded homestead exemptions would have to be clawed back
- Makes corrective changes as a result of duplicative provisions included in HB 111 and SB 119 from the 132nd General Assembly dealing with opioid treatment programs
- Requires a host family to immediately report any suspected abuse or neglect of a host child to a qualified organization regulated by JFS
- Allocates \$150K per FY to the city of Toledo for lead-based paint abatement
- OBM Requires the Tax Commissioner to consult with OBM to make income tax withholding adjustments using the newly created Income Tax Withholding Fund
- OBM Cleans up language regarding the elimination of the professional racing sales tax exemption as it appears in multiple code sections
- OBM Technical change for the exemption from marketplace facilitator sales tax collections, stating sellers must have “at least” \$1B in annual gross receipts, not exactly \$1B
- Removes the provisions dealing with alcohol sales at farmers markets from the bill
- Prohibits specified health care providers from charging covered telemedicine services fee
- OBM Clarifies that the \$1M per FY allocation for the Siemer Institute is to be reimbursed to the organization rather than distributed, in accordance with federal law
- Increases OCOG award amounts by \$100 for students attending state colleges, universities, and private nonprofit institutions
- Modifies a previously added provision about the fiscal process the Tax Commissioner should follow if making adjustments to personal income tax withholding rates with surplus revenue after the BSF is at statutory target
- Removes sub bill language regarding how monies received from legal settlements with drug manufacturers are appropriated
- LSC technical amendments

- Note: See LSC Budget in Detail for changes to the spreadsheet
- Note: In a few summaries, numbers have been rounded. Please refer to the omni amendment, the budget in detail and COMP DOC for more information