

_____ moved to amend as follows:

Engross the bill as directed by the commands in the amendments attached hereto, ignoring matter extraneous to those commands

INDEX

The following amendments are attached hereto:

Amendment No.	Subject
g_134_0577-1	Workforce incentive payments for freestanding dialysis centers
g_134_0578-2	Exemption of public insurance entities from public records requests
g_134_0744-3	Boards and commissions
g_134_0807	School raffles
g_134_0809-3	Ohio Adoption Grant Program
g_134_0810-1	Publicly funded child care providers; encourage family day-care home licensure
g_134_0819	Critical Access Pharmacy grant program

Amendment No.	Subject
g_134_0842-1	Department of Job and Family Services
g_134_0843	Department of Job and Family Services
g_134_0844-2	Facilities Construction Commission
g_134_0848-1	Department of Developmental Disabilities
g_134_0850	Department of Development
g_134_0869	Department of Mental Health and Addiction Services
g_134_0870	Veterans Memorial and Museum
g_134_0876-1	Accrued vacation leave cash conversion
g_134_0885-1	Department of Development
g_134_0888	Failure to record satisfaction of mortgage
g_134_0892-2	Prelicensure nursing bachelor's degree programs
g_134_0893-2	Department of Mental Health and Addiction Services
g_134_0902	Special improvement districts (SIDs)

Amendment No.	Subject
g_134_0919-3	Afterschool Child Enrichment Educational Savings Account Program
g_134_0929-2	Department of Natural Resources
g_134_0931	Grant program for arts organizations
g_134_0932-2	Electronic pollbooks
g_134_0949	Office of Budget and Management
g_134_0988	Professional sports logo license plates
g_134_0992-2	Department of Job and Family Services - use of federal Child Care Development Fund funds
g_134_0995-1	State and Local Fiscal Recovery Funds investment earnings
g_134_0998	Transfer from GRF to Budget Stabilization Fund
g_134_1010-4	Low-income housing tax credit property; historical rehabilitation tax credit eligibility
g_134_1014-2	Department of Development
g_134_1024	Department of Job and Family Services
g_134_1031-3	Department of Medicaid - workforce support funds

Amendment No.	Subject
g_134_1057-2	Geneva Lodge and Convention Center
g_134_1083-1	Department of Medicaid
g_134_1090	PACE Program Expansion; Home First Component; Department of Medicaid
g_134_1091-1	Facilities Construction Commission
g_134_1094	Department of Education
g_134_1095-1	Reimbursements for peace officer and trooper training
g_134_1096	Eliminate school storm shelter requirement
g_134_1100	Department of Development
g_134_1101	Broadcast Educational Media Commission
g_134_1103	Department of Transportation
g_134_1108-2	Department of Development
g_134_1122-3	Office of Budget and Management
g_134_1123-3	Office of Budget and Management
g_134_1124-3	Office of Budget and Management

Amendment No.	Subject
g_134_1162	Department of Developmental Disabilities and Department of Mental Health and Addiction Services
g_134_1171	Hospital Workforce Incentive Payments; Department of Medicaid
g_134_1175-1	Public Integrity
g_134_1192	Department of Job and Family Services
g_134_1247-1	Reappropriation of recovery and relief funds
g_134_1256	Attorney General
g_134_1257-1	Department of Public Safety
g_134_1258-1	Department of Natural Resources
g_134_1259	Department of Developmental Disabilities
g_134_1270-1	Attorney General
g_134_1279-2	Department of Job and Family Services
g_134_1282-1	Office of Budget and Management
g_134_1283	Ohio Expositions Commission

Amendment No.	Subject
g_134_1284-1	Department of Agriculture
g_134_1286	Department of Development
g_134_1304	Publication of Delinquent Property Tax List
g_134_1307	School District Transportation Payment
g_134_1308	Disadvantaged Pupil Impact Aid Phase-in
g_134_1309-2	Department of Medicaid
g_134_1317	Bill title
g_134_1321	ALS Support Appropriation

1 The motion was _____ agreed to.

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "to require the Medicaid Director to make workforce incentive payments to freestanding dialysis centers, and to make an appropriation." 1
2
3

After line _____, insert: 4

"Section 1. (A) The Medicaid Director shall make a one-time payment to each freestanding dialysis center that is licensed under section 3702.30 of the Revised Code and in good standing with the Department of Health. The payment shall be made in accordance with the formula set forth in division (C) of this section and used by freestanding dialysis centers exclusively for direct care staff compensation, including retention bonus payments, overtime pay and shift differential payments, staff recruitment costs, and incentive payments for new hires. 5
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(B) The payment made pursuant to this section shall not be used by a freestanding dialysis center to pay: contract workers; temporary staff supplied through or by a staffing agency; or facility administrators, executive staff, or owners. The Medicaid Director may recover any payment used for purposes other than as specified in this section. 15
16
17
18
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20

(C) The amount of the payment made to a freestanding dialysis center as provided under this section shall be 21
22

determined in accordance with this division. The Department of 23
Medicaid shall calculate the total value of claims paid to all 24
freestanding dialysis centers eligible under division (A) of 25
this section, as compared to the total value of all claims paid 26
to each eligible freestanding dialysis center, for services 27
rendered during the period of July 1, 2020, through June 30, 28
2021. Based on those amounts, the Department shall determine for 29
each eligible freestanding dialysis center the percentage of 30
services provided by each center. The Director shall use that 31
percentage in allocating funds appropriated for the purposes of 32
this section. 33

(D) The Director may adopt rules as the Director 34
determines necessary to implement this section. Any rules 35
adopted shall be in accordance with Chapter 119. of the Revised 36
Code." 37

After line _____, insert: 38

"Section 2. All items in this act are hereby appropriated 39
as stated out of any moneys in the state treasury to the credit 40
of the stated fund. The operating appropriations made in this 41
act are in addition to any other operating appropriations made 42
for the FY 2022-FY 2023 biennium." 43

After line _____, insert: 44

"Section 3. In FY 2023, \$15,000,000 of the enhanced 45
federal medical assistance percentage, enacted as a result of 46
the COVID-19 pandemic, in Section 6008 of the "Families First 47
Coronavirus Response Act," Pub. L. No. 116-127, shall be used to 48
fund the one-time payment to each freestanding dialysis center, 49
from GRF appropriation item 651525, Medicaid Health Care 50
Services, in the manner in which the one-time payment is 51
established in Section 1 of this act. 52

An amount equal to the unexpended, unencumbered balance of 53
the amount allocated in this section, at the end of fiscal year 54
2023, is hereby reappropriated to the Department of Medicaid for 55
the same purpose in fiscal year 2024." 56

After line _____, insert: 57

"**Section 4.** Within the limits set forth in this act, the 58
Director of Budget and Management shall establish accounts 59
indicating the source and amount of funds for each appropriation 60
made in this act, and shall determine the form and manner in 61
which appropriation accounts shall be maintained. Expenditures 62
from operating appropriations contained in this act shall be 63
accounted for as though made in H.B. 110 of the 134th General 64
Assembly. The operating appropriations made in this act are 65
subject to all provisions of H.B. 110 of the 134th General 66
Assembly that are generally applicable to such appropriations." 67

The motion was _____ agreed to.

SYNOPSIS 68

**Workforce incentive payments for freestanding dialysis 69
centers** 70

Section 1 71

Requires the Medicaid Director to make a one-time payment 72
to each licensed freestanding dialysis center that is in good 73
standing with the Department of Health, to be used exclusively 74
for direct care staff compensation, including retention bonus 75
payments, overtime pay and shift differential payments, staff 76
recruitment costs, and incentive payments for new hires. 77

Specifies a formula to determine the amount of the payment 78
that is based on the percentage of claims paid by the Department 79
of Medicaid to a particular freestanding dialysis center, as 80
compared to the overall total of claims paid to all freestanding 81
dialysis centers, for the period of July 1, 2020, through June 82
30, 2021. 83

Department of Medicaid 84

Sections 2, 3, and 4 85

Appropriates \$15.0 million of the enhanced federal medical 86
assistance percentage enacted in the Families First Coronavirus 87
Response Act from appropriation item 651525, Medicaid Health 88
Care Services, to fund the one-time payment to dialysis centers, 89
as described above. Reappropriates the unexpended, unencumbered 90
balance of these allocated funds at the end of FY 2023 to the 91
same purpose in FY 2024. 92

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "3929.43 and 4509.70" 1
2

In line _____ of the title, after "_____" insert "3955.061 and 3956.061" 3
4

In line _____ of the title, after "_____" insert "and to exempt records from public insurance entities from public records requests" 5
6

After line _____, insert: 7

"Section 1. That sections 3929.43 and 4509.70 be amended 8
and sections 3955.061 and 3956.061 of the Revised Code be 9
enacted to read as follows: 10

Sec. 3929.43. (A) The Ohio fair plan underwriting 11
association is hereby created consisting of all insurers 12
authorized to write within this state, on a direct basis, basic 13
property insurance or any component thereof in multi-peril 14
policies, to assist applicants in urban areas to secure basic 15
property insurance or homeowners insurance, and to formulate and 16
administer a program for the equitable apportionment of basic 17
property insurance or homeowners insurance which cannot be 18
obtained in the normal market. Every such insurer shall be a 19
member of the association and shall remain a member as a 20
condition of its authority to write any of such insurance in 21
this state. 22

(B) The association, pursuant to sections 3929.41 to 23
3929.49 of the Revised Code, and the plan of operation, with 24
respect to basic property insurance or homeowners insurance, may 25
assume and cede reinsurance on insurable risks written by its 26
members. 27

(C) The board of governors of the association shall submit 28
to the superintendent of insurance, for approval, a proposed 29
plan of operation which shall provide for economical, fair, and 30
nondiscriminatory administration of a program for the equitable 31
apportionment among members of basic property insurance or 32
homeowners insurance which may be afforded in urban areas to 33
applicants whose property is insurable in accordance with 34
reasonable underwriting standards, but who are unable to procure 35
such insurance through normal channels. The association is under 36
no obligation to issue basic property insurance or homeowners 37
insurance to any person, unless that person and that person's 38
property would be insurable in the normal insurance market, and 39
such property, except for its location, would constitute an 40
insurable risk in accordance with reasonable underwriting 41
standards. The plan of operation shall provide that the 42
association, in determining whether the property is insurable, 43
shall give no consideration to the condition of surrounding 44
property or properties, where such condition is not within the 45
control of the applicant. Rates for basic property insurance and 46
homeowners insurance shall be subject to the approval of the 47
superintendent. The plan of operation may also provide for 48
assessment of all members in amounts sufficient to operate the 49
association, maximum limits of liability per location to be 50
placed through the program, reasonable underwriting standards 51
for determining insurability of a risk, and the commission to be 52
paid to the licensed producer designated by the applicant. The 53

superintendent shall adopt such plan and all amendments thereto 54
pursuant to Chapter 119. of the Revised Code. 55

If the superintendent disapproves the proposed plan of 56
operation, the board of governors shall, within fifteen days, 57
submit for approval an appropriately revised plan of operation 58
and if the board of governors fails to do so, or if the revised 59
plan submitted is unacceptable, the superintendent shall 60
promulgate a plan of operation. 61

If amendment of the plan of operation is requested by the 62
superintendent or the board of governors, the board of governors 63
shall submit to the superintendent, for approval, such 64
amendments. If such amendments are not approved by the 65
superintendent, the board of governors shall, within fifteen 66
days, submit for approval an appropriately revised amendment. If 67
the board of governors fails to do so, or if the amendment is 68
not approved by the superintendent, the superintendent shall 69
promulgate such amendment as the superintendent finds necessary. 70

(D) (1) The plan of operation may provide for periodic 71
advance assessments against member insurers in amounts 72
considered necessary to cover any deficit or projected deficit 73
arising out of the operation of the association. Any provision 74
in the plan for implementation of such advance assessments shall 75
be approved by the superintendent. Any such provision in the 76
plan shall also provide for quarterly or other periodic 77
installment payment of such assessments. 78

(2) Such plan shall provide a method whereby member 79
insurers may recoup assessments levied by the association. In 80
order to recoup such assessments the plan may also provide for 81
the calculation and use of rates or rating factors to be applied 82
to direct premiums for basic property insurance and homeowners 83

insurance located in this state. Such a provision is subject to 84
the approval of the superintendent. Member insurers of the 85
association implementing a change in rates pursuant to this 86
section shall file such changes with the superintendent. Such 87
changes shall not increase rates more than the amount authorized 88
by the association and approved by the superintendent pursuant 89
to the plan. The association may consult with member insurers or 90
licensed rating bureaus in connection with the establishment and 91
operation of any such provision. 92

(E) Any insurer which is a member of the association shall 93
participate in the writings, expenses, profits, and losses of 94
the association in the proportion that its premiums written bear 95
to the aggregate premiums written by all members of the 96
association, except that this division shall not be construed to 97
preclude the board of governors from taking action to adjust 98
assessments in accordance with a program adopted pursuant to 99
division (I) of this section. 100

(F) Such plan shall require the issuance of a binder 101
providing coverage for which the applicant tenders an amount 102
equal to the annual premium as estimated by the association, or 103
an appropriate percentage of that annual premium as determined 104
by the association. The binder shall take effect the day after 105
the association receives the application, provided that the 106
application meets the underwriting standards of the association, 107
for such term, and under such conditions as are determined by 108
the superintendent. The superintendent may alter such time 109
requirement on a specific risk under such conditions as the 110
superintendent finds appropriate. 111

(G) The association shall be governed by a board of 112
governors consisting of twelve members, four of whom shall be 113

appointed by the governor with the advice and consent of the 114
senate. One of such members shall be a licensed agent writing 115
basic property insurance for more than one insurer. None of the 116
other three such members shall be a director, officer, salaried 117
employee, agent, or substantial shareholder of any insurance 118
company and not more than two of these three members shall be 119
members of the same political party. Terms of office of members 120
appointed by the governor shall be for two years, commencing on 121
the nineteenth day of September and ending on the eighteenth day 122
of September. Each member shall hold office from the date of 123
appointment until the end of the term for which the member was 124
appointed. Any member appointed to fill a vacancy occurring 125
prior to the expiration of the term for which the member's 126
predecessor was appointed shall hold office for the remainder of 127
such term. Any appointed member shall continue in office 128
subsequent to the expiration date of the member's term until the 129
member's successor takes office, or until a period of sixty days 130
has elapsed, whichever occurs first. The remaining eight members 131
shall be representatives from member companies, at least five of 132
whom shall be Ohio domiciled members, elected annually by 133
accumulated voting by members of the association whose votes 134
shall be weighed in accordance with each member's premiums 135
written during the second preceding calendar year. Not more than 136
one insurer in a group under the same management or ownership 137
shall serve on the board of governors at the same time. The 138
eight representatives of member companies shall be elected at a 139
meeting of the members or their authorized representatives, 140
which shall be held at a time and place designated by the 141
superintendent. 142

(H) The plan shall be administered under the supervision 143
of the superintendent. 144

(I) The board of governors shall adopt a written program 145
for decreasing the overall utilization of the association as a 146
source of insurance. The program shall set forth actions that 147
the board shall take to decrease such utilization, including 148
actions intended to reduce the number of policies issued, the 149
number of persons whose properties are insured, and the total 150
amount and kinds of insurance written by the association, 151
provided this division does not authorize the board to take 152
action intended to decrease utilization of the association as a 153
source of insurance if such action would substantially conflict 154
with the purposes set forth in divisions (A), (B), and (D) of 155
section 3929.41 of the Revised Code or the plan of operation of 156
the association. 157

(J) (1) Except as provided in division (J) (2) of this 158
section, records created, held by, or pertaining to the 159
association are not public records under section 149.43 of the 160
Revised Code, are confidential, and are not subject to 161
inspection or disclosure. 162

(2) Division (J) (1) of this section does not apply to the 163
plan of operation and other information required to be filed 164
with the superintendent under this chapter unless otherwise 165
prohibited from release by law. 166

Sec. 3955.061. (A) Except as provided in division (B) of 167
this section, records created, held by, or pertaining to the 168
guaranty association are not public records under section 149.43 169
of the Revised Code, are confidential, and are not subject to 170
inspection or disclosure. 171

(B) Division (A) of this section does not apply to the 172
plan of operation required under section 3955.09 of the Revised 173
Code and other information required to be filed with the 174

superintendent of insurance under this chapter unless otherwise 175
prohibited from release by law. 176

Sec. 3956.061. (A) Except as provided in division (B) of 177
this section, records created, held by, or pertaining to the 178
guaranty association are not public records under section 149.43 179
of the Revised Code, are confidential, and are not subject to 180
inspection or disclosure. 181

(B) Division (A) of this section does not apply to the 182
plan of operation required under section 3956.10 of the Revised 183
Code, other information required to be filed with the 184
superintendent of insurance under this chapter, and any other 185
documents required to be released under this chapter unless 186
otherwise prohibited from release by law. 187

Sec. 4509.70. (A) After consultation with the insurance 188
companies authorized to issue automobile liability or physical 189
damage policies, or both, in this state, the superintendent of 190
insurance shall approve a reasonable plan, fair and equitable to 191
the insurers and to their policyholders, for the apportionment 192
among such companies of applicants for such policies and for 193
motor-vehicle liability policies who are in good faith entitled 194
to but are unable to procure such policies through ordinary 195
methods. When any such plan has been approved by the 196
superintendent, all such insurance companies shall subscribe and 197
participate. Any applicant for such policy, any person insured 198
under such plan of operation, and any insurance company 199
affected, may appeal to the superintendent of insurance from any 200
ruling or decision of the manager or committee designated in the 201
plan to operate the assigned risk insurance plan. Any order or 202
act of the superintendent under this section is subject to 203
review as provided in sections 119.01 to 119.13 of the Revised 204

Code, at the instance of any party in interest.	205
(B) The plan described in division (A) of this section may permit the assigned risk insurance plan to directly issue and process claims arising from such policies described in division (A) of this section to applicants of automobile insurance policies who are in good faith entitled to but are unable to procure such policies through ordinary methods.	206 207 208 209 210 211
(C) Every form of a policy, endorsement, rider, manual of classifications, rules, and rates, every rating plan, and every modification of any of them proposed to be used by the assigned risk insurance plan shall be filed, or the plan may satisfy its obligation to make such filings, as described in section 3937.03 of the Revised Code.	212 213 214 215 216 217
(D) Any automobile insurance policy issued by the assigned risk insurance plan under division (B) of this section:	218 219
(1) Shall be recognized as if issued by an insurance company authorized to do business in this state;	220 221
(2) Shall meet all requirements of proof of financial responsibility as described in division (K) of section 4509.01 of the Revised Code.	222 223 224
(E) Proof of financial responsibility provided by the assigned risk insurance plan to an automobile insurance policyholder that meets the requirements described in division (G) (1) (a) or (b) of section 4509.101 of the Revised Code shall be recognized as if issued by an insurance company authorized to do business in this state to demonstrate proof of financial responsibility under section 4509.101 of the Revised Code.	225 226 227 228 229 230 231
(F) The assigned risk insurance plan designated in division (A) of this section shall do both of the following:	232 233

(1) Make annual audited financial reports available to the 234
superintendent of insurance promptly upon the completion of such 235
audit; 236

(2) Upon reasonable notice, make available to the 237
superintendent of insurance all books and records relating to 238
the insurance transactions of the assigned risk insurance plan. 239

(G)(1) Except as provided in division (G)(2) of this 240
section, records created, held by, or pertaining to the assigned 241
risk insurance plan are not public records under section 149.43 242
of the Revised Code, are confidential, and are not subject to 243
inspection or disclosure. 244

(2) Division (G)(1) of this section does not apply to the 245
plan of operation and other information required to be filed 246
under this section with the superintendent unless otherwise 247
prohibited from release by law. 248

Section 2. That existing sections 3929.43 and 4509.70 of 249
the Revised Code are hereby repealed." 250

The motion was _____ agreed to.

SYNOPSIS 251

Exemption of public insurance entities from public records 252
requests 253

R.C. 3929.43, 3955.061, 3956.061, and 4509.70 254

Exempts, with certain exceptions, records created, held 255
by, or pertaining to the Ohio Fair Plan Underwriting 256
Association, Ohio Insurance Guaranty Association, the Life and 257

Health Guaranty Association, and the Ohio Automobile Insurance	258
Plan from public records requests.	259

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "to extend the authorization for two boards set to expire under Sunset Review Law,"

After line _____, insert:

"Section 1. The following agencies are retained under division (E) of section 101.83 of the Revised Code and expire at the end of December 31, 2024:

- | | | | |
|---|--|---------------|---|
| | 1 | 2 | |
| A | Chiropractic Loan Repayment Advisory Board | R.C. 3702.987 | |
| B | Holocaust and Genocide Memorial Education Commission | R.C. 197.03 | |
| | " | | 8 |

The motion was _____ agreed to.

SYNOPSIS 9

Boards and commissions 10

Section 1	11
Extends for two years authorization for the Chiropractic	12
Loan Repayment Advisory Board and the Holocaust and Genocide	13
Memorial Education Commission, which are set to expire under	14
Sunset Review Law on December 31, 2022.	15

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "2915.092" 1

In line _____ of the title, after "_____" insert "to allow schools 2
to conduct a raffle to raise money for the school" 3

After line _____, insert: 4

"Section 1. That section 2915.092 of the Revised Code be 5
amended to read as follows: 6

Sec. 2915.092. (A) (1) Subject to division (A) (2) of this 7
section, a person or entity ~~that is exempt from federal income~~ 8
~~taxation under subsection 501(a) and is described in subsection~~ 9
~~501(c) (3), 501(c) (4), 501(c) (6), 501(c) (7), 501(c) (8), 501(c)~~ 10
~~(10), or 501(c) (19) of the Internal Revenue Code~~ may conduct a 11
raffle to raise money for the person or entity and does not need 12
a license to conduct bingo in order to conduct a raffle drawing 13
that is not for profit if the person or entity is any of the 14
following: 15

(a) Exempt from federal income taxation under subsection 16
501(a) and described in subsection 501(c) (3) of the Internal 17
Revenue Code; 18

(b) A school district, community school established under 19
Chapter 3314. of the Revised Code, STEM school established under 20
Chapter 3326. of the Revised Code, college-preparatory boarding 21
school established under Chapter 3328. of the Revised Code, or 22

<u>chartered nonpublic school;</u>	23
<u>(c) Exempt from federal income taxation under subsection</u>	24
<u>501(a) and described in subsection 501(c)(4), 501(c)(6), 501(c)</u>	25
<u>(7), 501(c)(8), 501(c)(10), or 501(c)(19) of the Internal</u>	26
<u>Revenue Code.</u>	27
(2) If a person or entity that is described in division	28
(A)(1)(A)(1)(c) of this section, but that is not also described	29
in subsection 501(c)(3) of the Internal Revenue Code, conducts a	30
raffle, the person or entity shall distribute at least fifty per	31
cent of the net profit from the raffle to a charitable purpose	32
described in division (V) of section 2915.01 of the Revised Code	33
or to a department or agency of the federal government, the	34
state, or any political subdivision.	35
(B) Except as provided in division (A) or (B) of this	36
section, no person shall conduct a raffle drawing that is for	37
profit or a raffle drawing that is not for profit.	38
(C) Whoever violates division (B) of this section is	39
guilty of illegal conduct of a raffle. Except as otherwise	40
provided in this division, illegal conduct of a raffle is a	41
misdemeanor of the first degree. If the offender previously has	42
been convicted of a violation of division (B) of this section,	43
illegal conduct of a raffle is a felony of the fifth degree.	44
Section 2. That existing section 2915.092 of the Revised	45
Code is hereby repealed."	46

The motion was _____ agreed to.

School raffles	48
R.C. 2915.092	49
Allows a school district, community school established	50
under Chapter 3314. of the Revised Code, STEM school established	51
under Chapter 3326. of the Revised Code, college-preparatory	52
boarding school established under Chapter 3328. of the Revised	53
Code, or chartered nonpublic school to conduct a raffle to raise	54
money for the school district or school.	55

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "2101.16, 5747.01, 1
and 5747.98" 2

In line _____ of the title, after "_____" insert "3333.128, 3
5101.19, 5101.191, 5101.192, 5101.193, and 5101.194" 4

In line _____ of the title, after "_____" insert "5747.37" 5

In line _____ of the title, after "_____" insert ", to establish an 6
adoption grant program and an adopted student scholarship program, to 7
reduce adoption petition fees, to repeal an adoption tax credit, and to 8
make appropriations" 9

After line _____, insert: 10

"**Section 1.** That sections 2101.16, 5747.01, and 5747.98 be 11
amended and sections 3333.128, 5101.19, 5101.191, 5101.192, 12
5101.193, and 5101.194 of the Revised Code be enacted to read as 13
follows: 14

Sec. 2101.16. (A) Except as provided in section 2101.164 15
of the Revised Code, the fees enumerated in this division shall 16
be charged and collected, if possible, by the probate judge and 17
shall be in full for all services rendered in the respective 18
proceedings: 19

	1	2	3
A	(1)	Account, in addition to advertising charges	
B		_____	\$12.00
C		Waivers and proof of notice of hearing on account, per page, minimum one dollar	
D		_____	\$1.00
E	(2)	Account of distribution, in addition to advertising charges	
F		_____	\$7.00
G	(3)	Adoption of child, petition for	
H		_____	\$50.00 <u>\$20.00</u>
I	(4)	Alter or cancel contract for sale or purchase of real property, complaint to	
J		_____	\$20.00
K	(5)	Application and order not otherwise provided for in this section or by rule adopted pursuant to division (E) of this section	
L		_____	\$5.00
M	(6)	Appropriation suit, per day, hearing in	

N	_____	\$20.00
O	(7) Birth, application for registration of	
P	_____	\$7.00
Q	(8) Birth record, application to correct	
R	_____	\$5.00
S	(9) Bond, application for new or additional	
T	_____	\$5.00
U	(10) Bond, application for release of surety or reduction of	
V	_____	\$5.00
W	(11) Bond, receipt for securities deposited in lieu of	
X	_____	\$5.00
Y	(12) Certified copy of journal entry, record, or proceeding, per page, minimum fee one dollar	
Z	_____	\$1.00
AA	(13) Citation and issuing citation, application for	
AB	_____	\$5.00
AC	(14) Change of name, petition for	
AD	_____	\$20.00
AE	(15) Claim, application of administrator or executor for	

	allowance of administrator's or executor's own	
AF	_____	\$10.00
AG	(16) Claim, application to compromise or settle	
AH	_____	\$10.00
AI	(17) Claim, authority to present	
AJ	_____	\$10.00
AK	(18) Commissioner, appointment of	
AL	_____	\$5.00
AM	(19) Compensation for extraordinary services and attorney's fees for fiduciary, application for	
AN	_____	\$5.00
AO	(20) Competency, application to procure adjudication of	
AP	_____	\$20.00
AQ	(21) Complete contract, application to	
AR	_____	\$10.00
AS	(22) Concealment of assets, citation for	
AT	_____	\$10.00
AU	(23) Construction of will, complaint for	
AV	_____	\$20.00

AW	(24) Continue decedent's business, application to	
AX	_____	\$10.00
AY	Monthly reports of operation	
AZ	_____	\$5.00
BA	(25) Declaratory judgment, complaint for	
BB	_____	\$20.00
BC	(26) Deposit of will	
BD	_____	\$5.00
BE	(27) Designation of heir	
BF	_____	\$20.00
BG	(28) Distribution in kind, application, assent, and order for	
BH	_____	\$5.00
BI	(29) Distribution under section 2109.36 of the Revised Code, application for an order of	
BJ	_____	\$7.00
BK	(30) Docketing and indexing proceedings, including the filing and noting of all necessary documents, maximum fee, fifteen dollars	
BL	_____	\$15.00

BM	(31) Exceptions to any proceeding named in this section, contest of appointment or	
BN	_____	\$10.00
BO	(32) Election of surviving partner to purchase assets of partnership, proceedings relating to	
BP	_____	\$10.00
BQ	(33) Election of surviving spouse under will	
BR	_____	\$5.00
BS	(34) Fiduciary, including an assignee or trustee of an insolvent debtor or any guardian or conservator accountable to the probate court, appointment of	
BT	_____	\$35.00
BU	(35) Foreign will, application to record	
BV	_____	\$10.00
BW	Record of foreign will, additional, per page	
BX	_____	\$1.00
BY	(36) Forms when supplied by the probate court, not to exceed	
BZ	_____	\$10.00
CA	(37) Heirship, complaint to determine	
CB	_____	\$20.00

CC	(38) Injunction proceedings	
CD	_____	\$20.00
CE	(39) Improve real property, petition to	
CF	_____	\$20.00
CG	(40) Inventory with appraisement	
CH	_____	\$10.00
CI	(41) Inventory without appraisement	
CJ	_____	\$7.00
CK	(42) Investment or expenditure of funds, application for	
CL	_____	\$10.00
CM	(43) Invest in real property, application to	
CN	_____	\$10.00
CO	(44) Lease for oil, gas, coal, or other mineral, petition to	
CP	_____	\$20.00
CQ	(45) Lease or lease and improve real property, petition to	
CR	_____	\$20.00
CS	(46) Marriage license	
CT	_____	\$10.00

CU	Certified abstract of each marriage	
CV	_____	\$2.00
CW	(47) Minor or incompetent person, etc., disposal of estate under twenty-five thousand dollars of	
CX	_____	\$10.00
CY	(48) Mortgage or mortgage and repair or improve real property, complaint to	
CZ	_____	\$20.00
DA	(49) Newly discovered assets, report of	
DB	_____	\$7.00
DC	(50) Nonresident executor or administrator to bar creditors' claims, proceedings by	
DD	_____	\$20.00
DE	(51) Power of attorney or revocation of power, bonding company	
DF	_____	\$10.00
DG	(52) Presumption of death, petition to establish	
DH	_____	\$20.00
DI	(53) Probating will	
DJ	_____	\$15.00

DK	Proof of notice to beneficiaries	
DL	_____	\$5.00
DM	(54) Purchase personal property, application of surviving spouse to	
DN	_____	\$10.00
DO	(55) Purchase real property at appraised value, petition of surviving spouse to	
DP	_____	\$20.00
DQ	(56) Receipts in addition to advertising charges, application and order to record	
DR	_____	\$5.00
DS	Record of those receipts, additional, per page	
DT	_____	\$1.00
DU	(57) Record in excess of fifteen hundred words in any proceeding in the probate court, per page	
DV	_____	\$1.00
DW	(58) Release of estate by mortgagee or other lienholder	
DX	_____	\$5.00
DY	(59) Relieving an estate from administration under section 2113.03 of the Revised Code or granting an order for a summary release from administration under section	

2113.031 of the Revised Code

DZ	_____	\$60.00
EA	(60) Removal of fiduciary, application for	
EB	_____	\$10.00
EC	(61) Requalification of executor or administrator	
ED	_____	\$10.00
EE	(62) Resignation of fiduciary	
EF	_____	\$5.00
EG	(63) Sale bill, public sale of personal property	
EH	_____	\$10.00
EI	(64) Sale of personal property and report, application for	
EJ	_____	\$10.00
EK	(65) Sale of real property, petition for	
EL	_____	\$25.00
EM	(66) Terminate guardianship, petition to	
EN	_____	\$10.00
EO	(67) Transfer of real property, application, entry, and certificate for	
EP	_____	\$7.00

EQ	(68) Unclaimed money, application to invest	
ER	_____	\$7.00
ES	(69) Vacate approval of account or order of distribution, motion to	
ET	_____	\$10.00
EU	(70) Writ of execution	
EV	_____	\$5.00
EW	(71) Writ of possession	
EX	_____	\$5.00
EY	(72) Wrongful death, application and settlement of claim for	
EZ	_____	\$20.00
FA	(73) Year's allowance, petition to review	
FB	_____	\$7.00
FC	(74) Guardian's report, filing and review of	
FD	_____	\$5.00
FE	(75) Mentally ill person subject to court order, filing of affidavit and proceedings for	
FF	_____	\$25.00

(B) (1) In relation to an application for the appointment 22
of a guardian or the review of a report of a guardian under 23

section 2111.49 of the Revised Code, the probate court, pursuant 24
to court order or in accordance with a court rule, may direct 25
that the applicant or the estate pay any or all of the expenses 26
of an investigation conducted pursuant to section 2111.041 or 27
division (A)(2) of section 2111.49 of the Revised Code. If the 28
investigation is conducted by a public employee or investigator 29
who is paid by the county, the fees for the investigation shall 30
be paid into the county treasury. If the court finds that an 31
alleged incompetent or a ward is indigent, the court may waive 32
the costs, fees, and expenses of an investigation. 33

(2) In relation to the appointment or functioning of a 34
guardian for a minor or the guardianship of a minor, the probate 35
court may direct that the applicant or the estate pay any or all 36
of the expenses of an investigation conducted pursuant to 37
section 2111.042 of the Revised Code. If the investigation is 38
conducted by a public employee or investigator who is paid by 39
the county, the fees for the investigation shall be paid into 40
the county treasury. If the court finds that the guardian or 41
applicant is indigent, the court may waive the costs, fees, and 42
expenses of an investigation. 43

(3) In relation to the filing of an affidavit of mental 44
illness for a mentally ill person subject to court order, the 45
court may waive the fee under division (A)(75) of this section 46
if the court finds that the affiant is indigent or for good 47
cause shown. 48

(C) Thirty dollars of the thirty-five-dollar fee collected 49
pursuant to division (A)(34) of this section and twenty dollars 50
of the sixty-dollar fee collected pursuant to division (A)(59) 51
of this section shall be deposited by the county treasurer in 52
the indigent guardianship fund created pursuant to section 53

2111.51 of the Revised Code. 54

(D) The fees of witnesses, jurors, sheriffs, coroners, and 55
constables for services rendered in the probate court or by 56
order of the probate judge shall be the same as provided for 57
similar services in the court of common pleas. 58

(E) The probate court, by rule, may require an advance 59
deposit for costs, not to exceed one hundred twenty-five 60
dollars, at the time application is made for an appointment as 61
executor or administrator or at the time a will is presented for 62
probate. 63

(F) (1) ~~Thirty dollars of the fifty dollar fee collected~~ 64
~~pursuant to division (A) (3) of this section shall be deposited~~ 65
~~into the~~ The "putative father registry fund," which ~~"~~ is hereby 66
created in the state treasury. The department of job and family 67
services shall use the money in the fund to fund the 68
department's costs of performing its duties related to the 69
putative father registry established under section 3107.062 of 70
the Revised Code. 71

(2) If the department determines that money in the 72
putative father registry fund is more than is needed for its 73
duties related to the putative father registry, the department 74
may use the surplus moneys in the fund as permitted in division 75
(C) of section 2151.3534, division (B) of section 76
~~2151.3530~~2151.3535, or section 5103.155 of the Revised Code. 77

Sec. 3333.128. (A) As used in this section: 78

(1) "Cost of attendance" has the same meaning as in 20 79
U.S.C. 1087II. 80

(2) "Eligible student" means a student to whom all of the 81
following apply: 82

<u>(a) The student is a resident of this state under rules</u>	83
<u>adopted by the chancellor of higher education under section</u>	84
<u>3333.31 of the Revised Code.</u>	85
<u>(b) The student was not adopted by a stepparent, but was</u>	86
<u>adopted in accordance with Chapter 3107. of the Revised Code,</u>	87
<u>including any of the following types of adoption:</u>	88
<u>(i) An adoption arranged by an attorney;</u>	89
<u>(ii) An adoption arranged by a public children services</u>	90
<u>agency, private child placing agency, or private noncustodial</u>	91
<u>agency;</u>	92
<u>(iii) Interstate adoption in accordance with section</u>	93
<u>5103.23 of the Revised Code;</u>	94
<u>(iv) Foreign adoption in accordance with section 3107.18</u>	95
<u>of the Revised Code.</u>	96
<u>(c) The student's adoption is finalized on or after</u>	97
<u>January 1, 2023.</u>	98
<u>(d) The student is enrolled at a qualifying institution.</u>	99
<u>(3) "Qualifying institution" means either a state</u>	100
<u>institution of higher education as defined in section 3345.011</u>	101
<u>of the Revised Code or private college as defined in section</u>	102
<u>3365.01 of the Revised Code.</u>	103
<u>(B) The chancellor of higher education shall establish and</u>	104
<u>administer a grant program for students in Ohio who are adopted.</u>	105
<u>Under the program, the chancellor shall award a one-time grant</u>	106
<u>of two thousand five hundred dollars to approved participants.</u>	107
<u>(C) Eligible students shall apply in the form and manner</u>	108
<u>prescribed by the chancellor.</u>	109

(D) The chancellor shall approve applications and pay grants to the qualifying institution in which a participant is enrolled in the academic year for which the participant's application is approved. The qualifying institution shall apply the grant to a participant's cost of attendance for that academic year. If any amount of the grant remains after it is applied to the participant's cost of attendance for that year, the qualifying institution shall apply that remaining amount to the participant's cost of attendance for any other academic year in which the student is enrolled in the institution. The qualifying institution shall return to the chancellor any grant amount remaining after a participant graduates or disenrolls from the institution. 110
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(E) If, for any academic year, the amounts available for support of the program are inadequate to provide grants to all approved students, the chancellor shall determine a method to select which applications to approve. 123
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Sec. 5101.19. As used in sections 5101.19 to 5101.194 of the Revised Code: 127
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(A) "Adopted child" means a person who is less than eighteen years of age when the person becomes subject to a final order of adoption, an interlocutory order of adoption, or when the adoption is recognized by this state under section 3107.18 of the Revised Code. 129
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(B) "Adoption" includes an adoption arranged by an attorney, a public children services agency, private child placing agency, or a private noncustodial agency, an interstate adoption, or an international or foreign adoption. 134
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(C) "Adoptive parent" means the person or persons who 138

obtain parental rights and responsibilities over an adopted 139
child pursuant to a final order of adoption, an interlocutory 140
order of adoption, or an adoption recognized by this state under 141
section 3107.18 of the Revised Code. 142

(D) "Casework services" means services performed or 143
arranged by a public children services agency, private child 144
placing agency, private noncustodial agency, or public entity 145
with whom the department of job and family services has a Title 146
IV-E subgrant agreement in effect, to manage the progress, 147
provide supervision and protection of the child and the child's 148
parent, guardian, or custodian. 149

(E) "Foster caregiver" has the same meaning as in section 150
5103.02 of the Revised Code. 151

(F) "Qualified professional" means an individual that is, 152
but not limited to, any one of the following: 153

(1) Audiologist; 154

(2) Orthopedist; 155

(3) Physician; 156

(4) Certified nurse practitioner; 157

(5) Physician assistant; 158

(6) Psychiatrist; 159

(7) Psychologist; 160

(8) School psychologist; 161

(9) Licensed marriage and family therapist; 162

(10) Speech and language pathologist; 163

(11) Licensed independent social worker; 164

<u>(12) Licensed professional clinical counselor;</u>	165
<u>(13) Licensed social worker who is under the direct supervision of a licensed independent social worker;</u>	166 167
<u>(14) Licensed professional counselor who is under the direct supervision of a licensed professional clinical counselor.</u>	168 169 170
<u>(G) "Special needs" means any of the following:</u>	171
<u>(1) A developmental disability as defined in section 5123.01 of the Revised Code;</u>	172 173
<u>(2) A physical or mental impairment that substantially limits one or more of the major life activities;</u>	174 175
<u>(3) Any physiological disorder or condition, cosmetic disfigurement, or anatomical loss affecting one or more body systems;</u>	176 177 178
<u>(4) Any mental or psychological disorder;</u>	179
<u>(5) A medical condition causing distress, pain, dysfunction, or social problems as diagnosed by a qualified professional that results in ongoing medical treatment.</u>	180 181 182
<u>Sec. 5101.191.</u> <u>(A) The director of job and family services shall establish and administer the Ohio adoption grant program in accordance with sections 5101.19 to 5101.194 of the Revised Code.</u>	183 184 185 186
<u>(B) The director shall provide one, but not both, of the following one-time payments for an adopted child to the child's adoptive parent if the requirements of division (A) of section 5101.192 of the Revised Code, but not division (B) of that section, are satisfied regarding the child:</u>	187 188 189 190 191

<u>(1) Ten thousand dollars;</u>	192
<u>(2) Fifteen thousand dollars, if the parent was a foster caregiver who cared for the child prior to adoption.</u>	193 194
<u>(C) The director shall provide a one-time payment for an adopted child of twenty thousand dollars to the child's adoptive parent if the requirements of divisions (A) and (B) of section 5101.192 of the Revised Code are satisfied regarding the child.</u>	195 196 197 198
<u>Sec. 5101.192.</u> <u>(A) To receive a grant payment under division (B) of section 5101.191 of the Revised Code, all of the following must be satisfied:</u>	199 200 201
<u>(1) The adoptive parent has not previously received a grant payment from the Ohio adoption grant program for the adopted child for whom the parent is seeking payment.</u>	202 203 204
<u>(2) The adoptive parent does not also currently claim an adoption tax credit pursuant to former section 5747.37 of the Revised Code for the adopted child for whom the parent is seeking payment.</u>	205 206 207 208
<u>(3) The adoptive parent applies for the grant not later than one year after the final adoption order, interlocutory order of adoption, or recognition of the adoption by this state under section 3107.18 of the Revised Code for the adopted child for whom the grant payment is sought.</u>	209 210 211 212 213
<u>(4) The adoption was not by a parent whose spouse is a biological or adoptive parent of the child prior to the adoption for which the payment is sought.</u>	214 215 216
<u>(5) The adoption is finalized on or after January 1, 2023.</u>	217
<u>(B) To receive a grant payment under division (C) of section 5101.191 of the Revised Code, both of the following must</u>	218 219

<u>be satisfied:</u>	220
<u>(1) The requirements of division (A) of this section must</u>	221
<u>be satisfied.</u>	222
<u>(2) A qualified professional who does not provide casework</u>	223
<u>services to the adopted child diagnoses the child with one or</u>	224
<u>more special needs in the professional's area of expertise prior</u>	225
<u>to the final order of adoption, interlocutory order of adoption,</u>	226
<u>or recognition of the adoption by this state under section</u>	227
<u>3107.18 of the Revised Code.</u>	228
<u>Sec. 5101.193.</u> <u>(A) The director of job and family services</u>	229
<u>shall adopt rules to administer and implement the Ohio adoption</u>	230
<u>grant program. The director, in consultation with the tax</u>	231
<u>commissioner, shall also adopt rules authorizing the department</u>	232
<u>to withhold and remit to the Internal Revenue Service federal</u>	233
<u>income tax from grant payments under division (B) of section</u>	234
<u>5101.191 of the Revised Code, provided such withholding is</u>	235
<u>authorized under federal law or approved by the Internal Revenue</u>	236
<u>Service.</u>	237
<u>(B) No application fee shall be charged for the grant</u>	238
<u>program.</u>	239
<u>(C) Notwithstanding any law to the contrary, the director</u>	240
<u>may require, as necessary to administer the Ohio adoption grant</u>	241
<u>program, either or both of the following:</u>	242
<u>(1) The submission of any court or legal document</u>	243
<u>necessary to prove a final order of adoption, an interlocutory</u>	244
<u>order of adoption, or recognition of the adoption under section</u>	245
<u>3107.18 of the Revised Code;</u>	246
<u>(2) Any department, agency, or division of the state,</u>	247
<u>including the department of health, to provide any document</u>	248

<u>related to the adoption.</u>	249
<u>(D) Notwithstanding any provision of section 121.95 of the Revised Code to the contrary, a regulatory restriction contained in a rule adopted under section 5101.193 of the Revised Code is not subject to sections 121.95 to 121.953 of the Revised Code.</u>	250 251 252 253
<u>Sec. 5101.194. Any document provided to the department of job and family services under division (C) of section 5101.193 of the Revised Code remains a public record under section 149.43 of the Revised Code if it was a public record under that section before being provided to the department.</u>	254 255 256 257 258
Sec. 5747.01. Except as otherwise expressly provided or clearly appearing from the context, any term used in this chapter that is not otherwise defined in this section has the same meaning as when used in a comparable context in the laws of the United States relating to federal income taxes or if not used in a comparable context in those laws, has the same meaning as in section 5733.40 of the Revised Code. Any reference in this chapter to the Internal Revenue Code includes other laws of the United States relating to federal income taxes.	259 260 261 262 263 264 265 266 267
As used in this chapter:	268
(A) "Adjusted gross income" or "Ohio adjusted gross income" means federal adjusted gross income, as defined and used in the Internal Revenue Code, adjusted as provided in this section:	269 270 271 272
(1) Add interest or dividends on obligations or securities of any state or of any political subdivision or authority of any state, other than this state and its subdivisions and authorities.	273 274 275 276
(2) Add interest or dividends on obligations of any	277

authority, commission, instrumentality, territory, or possession	278
of the United States to the extent that the interest or	279
dividends are exempt from federal income taxes but not from	280
state income taxes.	281
(3) Deduct interest or dividends on obligations of the	282
United States and its territories and possessions or of any	283
authority, commission, or instrumentality of the United States	284
to the extent that the interest or dividends are included in	285
federal adjusted gross income but exempt from state income taxes	286
under the laws of the United States.	287
(4) Deduct disability and survivor's benefits to the	288
extent included in federal adjusted gross income.	289
(5) Deduct the following, to the extent not otherwise	290
deducted or excluded in computing federal or Ohio adjusted gross	291
income:	292
(a) Benefits under Title II of the Social Security Act and	293
tier 1 railroad retirement;	294
(b) Railroad retirement benefits, other than tier 1	295
railroad retirement benefits, to the extent such amounts are	296
exempt from state taxation under federal law.	297
(6) Deduct the amount of wages and salaries, if any, not	298
otherwise allowable as a deduction but that would have been	299
allowable as a deduction in computing federal adjusted gross	300
income for the taxable year, had the work opportunity tax credit	301
allowed and determined under sections 38, 51, and 52 of the	302
Internal Revenue Code not been in effect.	303
(7) Deduct any interest or interest equivalent on public	304
obligations and purchase obligations to the extent that the	305
interest or interest equivalent is included in federal adjusted	306

gross income.	307
(8) Add any loss or deduct any gain resulting from the sale, exchange, or other disposition of public obligations to the extent that the loss has been deducted or the gain has been included in computing federal adjusted gross income.	308 309 310 311
(9) Deduct or add amounts, as provided under section 5747.70 of the Revised Code, related to contributions to variable college savings program accounts made or tuition units purchased pursuant to Chapter 3334. of the Revised Code.	312 313 314 315
(10) (a) Deduct, to the extent not otherwise allowable as a deduction or exclusion in computing federal or Ohio adjusted gross income for the taxable year, the amount the taxpayer paid during the taxable year for medical care insurance and qualified long-term care insurance for the taxpayer, the taxpayer's spouse, and dependents. No deduction for medical care insurance under division (A) (10) (a) of this section shall be allowed either to any taxpayer who is eligible to participate in any subsidized health plan maintained by any employer of the taxpayer or of the taxpayer's spouse, or to any taxpayer who is entitled to, or on application would be entitled to, benefits under part A of Title XVIII of the "Social Security Act," 49 Stat. 620 (1935), 42 U.S.C. 301, as amended. For the purposes of division (A) (10) (a) of this section, "subsidized health plan" means a health plan for which the employer pays any portion of the plan's cost. The deduction allowed under division (A) (10) (a) of this section shall be the net of any related premium refunds, related premium reimbursements, or related insurance premium dividends received during the taxable year.	316 317 318 319 320 321 322 323 324 325 326 327 328 329 330 331 332 333 334
(b) Deduct, to the extent not otherwise deducted or excluded in computing federal or Ohio adjusted gross income	335 336

during the taxable year, the amount the taxpayer paid during the 337
taxable year, not compensated for by any insurance or otherwise, 338
for medical care of the taxpayer, the taxpayer's spouse, and 339
dependents, to the extent the expenses exceed seven and one-half 340
per cent of the taxpayer's federal adjusted gross income. 341

(c) For purposes of division (A) (10) of this section, 342
"medical care" has the meaning given in section 213 of the 343
Internal Revenue Code, subject to the special rules, 344
limitations, and exclusions set forth therein, and "qualified 345
long-term care" has the same meaning given in section 7702B(c) 346
of the Internal Revenue Code. Solely for purposes of division 347
(A) (10) (a) of this section, "dependent" includes a person who 348
otherwise would be a "qualifying relative" and thus a 349
"dependent" under section 152 of the Internal Revenue Code but 350
for the fact that the person fails to meet the income and 351
support limitations under section 152(d) (1) (B) and (C) of the 352
Internal Revenue Code. 353

(11) (a) Deduct any amount included in federal adjusted 354
gross income solely because the amount represents a 355
reimbursement or refund of expenses that in any year the 356
taxpayer had deducted as an itemized deduction pursuant to 357
section 63 of the Internal Revenue Code and applicable United 358
States department of the treasury regulations. The deduction 359
otherwise allowed under division (A) (11) (a) of this section 360
shall be reduced to the extent the reimbursement is attributable 361
to an amount the taxpayer deducted under this section in any 362
taxable year. 363

(b) Add any amount not otherwise included in Ohio adjusted 364
gross income for any taxable year to the extent that the amount 365
is attributable to the recovery during the taxable year of any 366

amount deducted or excluded in computing federal or Ohio	367
adjusted gross income in any taxable year.	368
(12) Deduct any portion of the deduction described in	369
section 1341(a) (2) of the Internal Revenue Code, for repaying	370
previously reported income received under a claim of right, that	371
meets both of the following requirements:	372
(a) It is allowable for repayment of an item that was	373
included in the taxpayer's adjusted gross income for a prior	374
taxable year and did not qualify for a credit under division (A)	375
or (B) of section 5747.05 of the Revised Code for that year;	376
(b) It does not otherwise reduce the taxpayer's adjusted	377
gross income for the current or any other taxable year.	378
(13) Deduct an amount equal to the deposits made to, and	379
net investment earnings of, a medical savings account during the	380
taxable year, in accordance with section 3924.66 of the Revised	381
Code. The deduction allowed by division (A) (13) of this section	382
does not apply to medical savings account deposits and earnings	383
otherwise deducted or excluded for the current or any other	384
taxable year from the taxpayer's federal adjusted gross income.	385
(14) (a) Add an amount equal to the funds withdrawn from a	386
medical savings account during the taxable year, and the net	387
investment earnings on those funds, when the funds withdrawn	388
were used for any purpose other than to reimburse an account	389
holder for, or to pay, eligible medical expenses, in accordance	390
with section 3924.66 of the Revised Code;	391
(b) Add the amounts distributed from a medical savings	392
account under division (A) (2) of section 3924.68 of the Revised	393
Code during the taxable year.	394
(15) Add any amount claimed as a credit under section	395

5747.059 of the Revised Code to the extent that such amount	396
satisfies either of the following:	397
(a) The amount was deducted or excluded from the	398
computation of the taxpayer's federal adjusted gross income as	399
required to be reported for the taxpayer's taxable year under	400
the Internal Revenue Code;	401
(b) The amount resulted in a reduction of the taxpayer's	402
federal adjusted gross income as required to be reported for any	403
of the taxpayer's taxable years under the Internal Revenue Code.	404
(16) Deduct the amount contributed by the taxpayer to an	405
individual development account program established by a county	406
department of job and family services pursuant to sections	407
329.11 to 329.14 of the Revised Code for the purpose of matching	408
funds deposited by program participants. On request of the tax	409
commissioner, the taxpayer shall provide any information that,	410
in the tax commissioner's opinion, is necessary to establish the	411
amount deducted under division (A)(16) of this section.	412
(17) (a) (i) Subject to divisions (A)(17)(a)(iii), (iv), and	413
(v) of this section, add five-sixths of the amount of	414
depreciation expense allowed by subsection (k) of section 168 of	415
the Internal Revenue Code, including the taxpayer's	416
proportionate or distributive share of the amount of	417
depreciation expense allowed by that subsection to a pass-	418
through entity in which the taxpayer has a direct or indirect	419
ownership interest.	420
(ii) Subject to divisions (A)(17)(a)(iii), (iv), and (v)	421
of this section, add five-sixths of the amount of qualifying	422
section 179 depreciation expense, including the taxpayer's	423
proportionate or distributive share of the amount of qualifying	424

section 179 depreciation expense allowed to any pass-through 425
entity in which the taxpayer has a direct or indirect ownership 426
interest. 427

(iii) Subject to division (A)(17)(a)(v) of this section, 428
for taxable years beginning in 2012 or thereafter, if the 429
increase in income taxes withheld by the taxpayer is equal to or 430
greater than ten per cent of income taxes withheld by the 431
taxpayer during the taxpayer's immediately preceding taxable 432
year, "two-thirds" shall be substituted for "five-sixths" for 433
the purpose of divisions (A)(17)(a)(i) and (ii) of this section. 434

(iv) Subject to division (A)(17)(a)(v) of this section, 435
for taxable years beginning in 2012 or thereafter, a taxpayer is 436
not required to add an amount under division (A)(17) of this 437
section if the increase in income taxes withheld by the taxpayer 438
and by any pass-through entity in which the taxpayer has a 439
direct or indirect ownership interest is equal to or greater 440
than the sum of (I) the amount of qualifying section 179 441
depreciation expense and (II) the amount of depreciation expense 442
allowed to the taxpayer by subsection (k) of section 168 of the 443
Internal Revenue Code, and including the taxpayer's 444
proportionate or distributive shares of such amounts allowed to 445
any such pass-through entities. 446

(v) If a taxpayer directly or indirectly incurs a net 447
operating loss for the taxable year for federal income tax 448
purposes, to the extent such loss resulted from depreciation 449
expense allowed by subsection (k) of section 168 of the Internal 450
Revenue Code and by qualifying section 179 depreciation expense, 451
"the entire" shall be substituted for "five-sixths of the" for 452
the purpose of divisions (A)(17)(a)(i) and (ii) of this section. 453

The tax commissioner, under procedures established by the 454

commissioner, may waive the add-backs related to a pass-through 455
entity if the taxpayer owns, directly or indirectly, less than 456
five per cent of the pass-through entity. 457

(b) Nothing in division (A) (17) of this section shall be 458
construed to adjust or modify the adjusted basis of any asset. 459

(c) To the extent the add-back required under division (A) 460
(17) (a) of this section is attributable to property generating 461
nonbusiness income or loss allocated under section 5747.20 of 462
the Revised Code, the add-back shall be situated to the same 463
location as the nonbusiness income or loss generated by the 464
property for the purpose of determining the credit under 465
division (A) of section 5747.05 of the Revised Code. Otherwise, 466
the add-back shall be apportioned, subject to one or more of the 467
four alternative methods of apportionment enumerated in section 468
5747.21 of the Revised Code. 469

(d) For the purposes of division (A) (17) (a) (v) of this 470
section, net operating loss carryback and carryforward shall not 471
include the allowance of any net operating loss deduction 472
carryback or carryforward to the taxable year to the extent such 473
loss resulted from depreciation allowed by section 168(k) of the 474
Internal Revenue Code and by the qualifying section 179 475
depreciation expense amount. 476

(e) For the purposes of divisions (A) (17) and (18) of this 477
section: 478

(i) "Income taxes withheld" means the total amount 479
withheld and remitted under sections 5747.06 and 5747.07 of the 480
Revised Code by an employer during the employer's taxable year. 481

(ii) "Increase in income taxes withheld" means the amount 482
by which the amount of income taxes withheld by an employer 483

during the employer's current taxable year exceeds the amount of 484
income taxes withheld by that employer during the employer's 485
immediately preceding taxable year. 486

(iii) "Qualifying section 179 depreciation expense" means 487
the difference between (I) the amount of depreciation expense 488
directly or indirectly allowed to a taxpayer under section 179 489
of the Internal Revised Code, and (II) the amount of 490
depreciation expense directly or indirectly allowed to the 491
taxpayer under section 179 of the Internal Revenue Code as that 492
section existed on December 31, 2002. 493

(18) (a) If the taxpayer was required to add an amount 494
under division (A) (17) (a) of this section for a taxable year, 495
deduct one of the following: 496

(i) One-fifth of the amount so added for each of the five 497
succeeding taxable years if the amount so added was five-sixths 498
of qualifying section 179 depreciation expense or depreciation 499
expense allowed by subsection (k) of section 168 of the Internal 500
Revenue Code; 501

(ii) One-half of the amount so added for each of the two 502
succeeding taxable years if the amount so added was two-thirds 503
of such depreciation expense; 504

(iii) One-sixth of the amount so added for each of the six 505
succeeding taxable years if the entire amount of such 506
depreciation expense was so added. 507

(b) If the amount deducted under division (A) (18) (a) of 508
this section is attributable to an add-back allocated under 509
division (A) (17) (c) of this section, the amount deducted shall 510
be situated to the same location. Otherwise, the add-back shall 511
be apportioned using the apportionment factors for the taxable 512

year in which the deduction is taken, subject to one or more of 513
the four alternative methods of apportionment enumerated in 514
section 5747.21 of the Revised Code. 515

(c) No deduction is available under division (A)(18)(a) of 516
this section with regard to any depreciation allowed by section 517
168(k) of the Internal Revenue Code and by the qualifying 518
section 179 depreciation expense amount to the extent that such 519
depreciation results in or increases a federal net operating 520
loss carryback or carryforward. If no such deduction is 521
available for a taxable year, the taxpayer may carry forward the 522
amount not deducted in such taxable year to the next taxable 523
year and add that amount to any deduction otherwise available 524
under division (A)(18)(a) of this section for that next taxable 525
year. The carryforward of amounts not so deducted shall continue 526
until the entire addition required by division (A)(17)(a) of 527
this section has been deducted. 528

(19) Deduct, to the extent not otherwise deducted or 529
excluded in computing federal or Ohio adjusted gross income for 530
the taxable year, the amount the taxpayer received during the 531
taxable year as reimbursement for life insurance premiums under 532
section 5919.31 of the Revised Code. 533

(20) Deduct, to the extent not otherwise deducted or 534
excluded in computing federal or Ohio adjusted gross income for 535
the taxable year, the amount the taxpayer received during the 536
taxable year as a death benefit paid by the adjutant general 537
under section 5919.33 of the Revised Code. 538

(21) Deduct, to the extent included in federal adjusted 539
gross income and not otherwise allowable as a deduction or 540
exclusion in computing federal or Ohio adjusted gross income for 541
the taxable year, military pay and allowances received by the 542

taxpayer during the taxable year for active duty service in the 543
United States army, air force, navy, marine corps, or coast 544
guard or reserve components thereof or the national guard. The 545
deduction may not be claimed for military pay and allowances 546
received by the taxpayer while the taxpayer is stationed in this 547
state. 548

(22) Deduct, to the extent not otherwise allowable as a 549
deduction or exclusion in computing federal or Ohio adjusted 550
gross income for the taxable year and not otherwise compensated 551
for by any other source, the amount of qualified organ donation 552
expenses incurred by the taxpayer during the taxable year, not 553
to exceed ten thousand dollars. A taxpayer may deduct qualified 554
organ donation expenses only once for all taxable years 555
beginning with taxable years beginning in 2007. 556

For the purposes of division (A) (22) of this section: 557

(a) "Human organ" means all or any portion of a human 558
liver, pancreas, kidney, intestine, or lung, and any portion of 559
human bone marrow. 560

(b) "Qualified organ donation expenses" means travel 561
expenses, lodging expenses, and wages and salary forgone by a 562
taxpayer in connection with the taxpayer's donation, while 563
living, of one or more of the taxpayer's human organs to another 564
human being. 565

(23) Deduct, to the extent not otherwise deducted or 566
excluded in computing federal or Ohio adjusted gross income for 567
the taxable year, amounts received by the taxpayer as retired 568
personnel pay for service in the uniformed services or reserve 569
components thereof, or the national guard, or received by the 570
surviving spouse or former spouse of such a taxpayer under the 571

survivor benefit plan on account of such a taxpayer's death. If 572
the taxpayer receives income on account of retirement paid under 573
the federal civil service retirement system or federal employees 574
retirement system, or under any successor retirement program 575
enacted by the congress of the United States that is established 576
and maintained for retired employees of the United States 577
government, and such retirement income is based, in whole or in 578
part, on credit for the taxpayer's uniformed service, the 579
deduction allowed under this division shall include only that 580
portion of such retirement income that is attributable to the 581
taxpayer's uniformed service, to the extent that portion of such 582
retirement income is otherwise included in federal adjusted 583
gross income and is not otherwise deducted under this section. 584
Any amount deducted under division (A) (23) of this section is 585
not included in a taxpayer's adjusted gross income for the 586
purposes of section 5747.055 of the Revised Code. No amount may 587
be deducted under division (A) (23) of this section on the basis 588
of which a credit was claimed under section 5747.055 of the 589
Revised Code. 590

(24) Deduct, to the extent not otherwise deducted or 591
excluded in computing federal or Ohio adjusted gross income for 592
the taxable year, the amount the taxpayer received during the 593
taxable year from the military injury relief fund created in 594
section 5902.05 of the Revised Code. 595

(25) Deduct, to the extent not otherwise deducted or 596
excluded in computing federal or Ohio adjusted gross income for 597
the taxable year, the amount the taxpayer received as a veterans 598
bonus during the taxable year from the Ohio department of 599
veterans services as authorized by Section 2r of Article VIII, 600
Ohio Constitution. 601

(26) Deduct, to the extent not otherwise deducted or 602
excluded in computing federal or Ohio adjusted gross income for 603
the taxable year, any income derived from a transfer agreement 604
or from the enterprise transferred under that agreement under 605
section 4313.02 of the Revised Code. 606

(27) Deduct, to the extent not otherwise deducted or 607
excluded in computing federal or Ohio adjusted gross income for 608
the taxable year, Ohio college opportunity or federal Pell grant 609
amounts received by the taxpayer or the taxpayer's spouse or 610
dependent pursuant to section 3333.122 of the Revised Code or 20 611
U.S.C. 1070a, et seq., and used to pay room or board furnished 612
by the educational institution for which the grant was awarded 613
at the institution's facilities, including meal plans 614
administered by the institution. For the purposes of this 615
division, receipt of a grant includes the distribution of a 616
grant directly to an educational institution and the crediting 617
of the grant to the enrollee's account with the institution. 618

(28) Deduct from the portion of an individual's federal 619
adjusted gross income that is business income, to the extent not 620
otherwise deducted or excluded in computing federal adjusted 621
gross income for the taxable year, one hundred twenty-five 622
thousand dollars for each spouse if spouses file separate 623
returns under section 5747.08 of the Revised Code or two hundred 624
fifty thousand dollars for all other individuals. 625

(29) Deduct, as provided under section 5747.78 of the 626
Revised Code, contributions to ABLE savings accounts made in 627
accordance with sections 113.50 to 113.56 of the Revised Code. 628

(30) (a) Deduct, to the extent not otherwise deducted or 629
excluded in computing federal or Ohio adjusted gross income 630
during the taxable year, all of the following: 631

(i) Compensation paid to a qualifying employee described 632
in division (A) (14) (a) of section 5703.94 of the Revised Code to 633
the extent such compensation is for disaster work conducted in 634
this state during a disaster response period pursuant to a 635
qualifying solicitation received by the employee's employer; 636

(ii) Compensation paid to a qualifying employee described 637
in division (A) (14) (b) of section 5703.94 of the Revised Code to 638
the extent such compensation is for disaster work conducted in 639
this state by the employee during the disaster response period 640
on critical infrastructure owned or used by the employee's 641
employer; 642

(iii) Income received by an out-of-state disaster business 643
for disaster work conducted in this state during a disaster 644
response period, or, if the out-of-state disaster business is a 645
pass-through entity, a taxpayer's distributive share of the 646
pass-through entity's income from the business conducting 647
disaster work in this state during a disaster response period, 648
if, in either case, the disaster work is conducted pursuant to a 649
qualifying solicitation received by the business. 650

(b) All terms used in division (A) (30) of this section 651
have the same meanings as in section 5703.94 of the Revised 652
Code. 653

(31) For a taxpayer who is a qualifying Ohio educator, 654
deduct, to the extent not otherwise deducted or excluded in 655
computing federal or Ohio adjusted gross income for the taxable 656
year, the lesser of two hundred fifty dollars or the amount of 657
expenses described in subsections (a) (2) (D) (i) and (ii) of 658
section 62 of the Internal Revenue Code paid or incurred by the 659
taxpayer during the taxpayer's taxable year in excess of the 660
amount the taxpayer is authorized to deduct for that taxable 661

year under subsection (a) (2) (D) of that section. 662

(32) Deduct, to the extent not otherwise deducted or 663
excluded in computing federal or Ohio adjusted gross income for 664
the taxable year, amounts received by the taxpayer as a 665
disability severance payment, computed under 10 U.S.C. 1212, 666
following discharge or release under honorable conditions from 667
the armed forces, as defined by 10 U.S.C. 101. 668

(33) Deduct, to the extent not otherwise deducted or 669
excluded in computing federal adjusted gross income or Ohio 670
adjusted gross income, amounts not subject to tax due to an 671
agreement entered into under division (A) (2) of section 5747.05 672
of the Revised Code. 673

(34) Deduct amounts as provided under section 5747.79 of 674
the Revised Code related to the taxpayer's qualifying capital 675
gains and deductible payroll. 676

To the extent a qualifying capital gain described under 677
division (A) (34) of this section is business income, the 678
taxpayer shall deduct those gains under this division before 679
deducting any such gains under division (A) (28) of this section. 680

(35) (a) For taxable years beginning in or after 2026, 681
deduct, to the extent not otherwise deducted or excluded in 682
computing federal or Ohio adjusted gross income for the taxable 683
year: 684

(i) One hundred per cent of the capital gain received by 685
the taxpayer in the taxable year from a qualifying interest in 686
an Ohio venture capital operating company attributable to the 687
company's investments in Ohio businesses during the period for 688
which the company was an Ohio venture operating company; and 689

(ii) Fifty per cent of the capital gain received by the 690

taxpayer in the taxable year from a qualifying interest in an 691
Ohio venture capital operating company attributable to the 692
company's investments in all other businesses during the period 693
for which the company was an Ohio venture operating company. 694

(b) Add amounts previously deducted by the taxpayer under 695
division (A) (35) (a) of this section if the director of 696
development certifies to the tax commissioner that the 697
requirements for the deduction were not met. 698

(c) All terms used in division (A) (35) of this section 699
have the same meanings as in section 122.851 of the Revised 700
Code. 701

(d) To the extent a capital gain described in division (A) 702
(35) (a) of this section is business income, the taxpayer shall 703
apply that division before applying division (A) (28) of this 704
section. 705

(36) Add, to the extent not otherwise included in 706
computing federal or Ohio adjusted gross income for any taxable 707
year, the taxpayer's proportionate share of the amount of the 708
tax levied under section 5747.38 of the Revised Code and paid by 709
an electing pass-through entity for the taxable year. 710

(37) Deduct, to the extent not otherwise deducted or 711
excluded in computing federal or Ohio adjusted gross income for 712
the taxable year, amounts delivered to a qualifying institution 713
pursuant to section 3333.128 of the Revised Code for the benefit 714
of the taxpayer or the taxpayer's spouse or dependent. 715

(38) Deduct, to the extent not otherwise deducted or 716
excluded in computing federal or Ohio adjusted gross income for 717
the taxable year, amounts received under the Ohio adoption grant 718
program pursuant to section 5101.191 of the Revised Code. 719

(B) "Business income" means income, including gain or loss, arising from transactions, activities, and sources in the regular course of a trade or business and includes income, gain, or loss from real property, tangible property, and intangible property if the acquisition, rental, management, and disposition of the property constitute integral parts of the regular course of a trade or business operation. "Business income" includes income, including gain or loss, from a partial or complete liquidation of a business, including, but not limited to, gain or loss from the sale or other disposition of goodwill or the sale of an equity or ownership interest in a business.

As used in this division, the "sale of an equity or ownership interest in a business" means sales to which either or both of the following apply:

(1) The sale is treated for federal income tax purposes as the sale of assets.

(2) The seller materially participated, as described in 26 C.F.R. 1.469-5T, in the activities of the business during the taxable year in which the sale occurs or during any of the five preceding taxable years.

(C) "Nonbusiness income" means all income other than business income and may include, but is not limited to, compensation, rents and royalties from real or tangible personal property, capital gains, interest, dividends and distributions, patent or copyright royalties, or lottery winnings, prizes, and awards.

(D) "Compensation" means any form of remuneration paid to an employee for personal services.

(E) "Fiduciary" means a guardian, trustee, executor,

administrator, receiver, conservator, or any other person acting	749
in any fiduciary capacity for any individual, trust, or estate.	750
(F) "Fiscal year" means an accounting period of twelve	751
months ending on the last day of any month other than December.	752
(G) "Individual" means any natural person.	753
(H) "Internal Revenue Code" means the "Internal Revenue	754
Code of 1986," 100 Stat. 2085, 26 U.S.C.A. 1, as amended.	755
(I) "Resident" means any of the following:	756
(1) An individual who is domiciled in this state, subject	757
to section 5747.24 of the Revised Code;	758
(2) The estate of a decedent who at the time of death was	759
domiciled in this state. The domicile tests of section 5747.24	760
of the Revised Code are not controlling for purposes of division	761
(I) (2) of this section.	762
(3) A trust that, in whole or part, resides in this state.	763
If only part of a trust resides in this state, the trust is a	764
resident only with respect to that part.	765
For the purposes of division (I) (3) of this section:	766
(a) A trust resides in this state for the trust's current	767
taxable year to the extent, as described in division (I) (3) (d)	768
of this section, that the trust consists directly or indirectly,	769
in whole or in part, of assets, net of any related liabilities,	770
that were transferred, or caused to be transferred, directly or	771
indirectly, to the trust by any of the following:	772
(i) A person, a court, or a governmental entity or	773
instrumentality on account of the death of a decedent, but only	774
if the trust is described in division (I) (3) (e) (i) or (ii) of	775

this section;	776
(ii) A person who was domiciled in this state for the purposes of this chapter when the person directly or indirectly transferred assets to an irrevocable trust, but only if at least one of the trust's qualifying beneficiaries is domiciled in this state for the purposes of this chapter during all or some portion of the trust's current taxable year;	777 778 779 780 781 782
(iii) A person who was domiciled in this state for the purposes of this chapter when the trust document or instrument or part of the trust document or instrument became irrevocable, but only if at least one of the trust's qualifying beneficiaries is a resident domiciled in this state for the purposes of this chapter during all or some portion of the trust's current taxable year. If a trust document or instrument became irrevocable upon the death of a person who at the time of death was domiciled in this state for purposes of this chapter, that person is a person described in division (I) (3) (a) (iii) of this section.	783 784 785 786 787 788 789 790 791 792 793
(b) A trust is irrevocable to the extent that the transferor is not considered to be the owner of the net assets of the trust under sections 671 to 678 of the Internal Revenue Code.	794 795 796 797
(c) With respect to a trust other than a charitable lead trust, "qualifying beneficiary" has the same meaning as "potential current beneficiary" as defined in section 1361(e) (2) of the Internal Revenue Code, and with respect to a charitable lead trust "qualifying beneficiary" is any current, future, or contingent beneficiary, but with respect to any trust "qualifying beneficiary" excludes a person or a governmental entity or instrumentality to any of which a contribution would	798 799 800 801 802 803 804 805

qualify for the charitable deduction under section 170 of the 806
Internal Revenue Code. 807

(d) For the purposes of division (I) (3) (a) of this 808
section, the extent to which a trust consists directly or 809
indirectly, in whole or in part, of assets, net of any related 810
liabilities, that were transferred directly or indirectly, in 811
whole or part, to the trust by any of the sources enumerated in 812
that division shall be ascertained by multiplying the fair 813
market value of the trust's assets, net of related liabilities, 814
by the qualifying ratio, which shall be computed as follows: 815

(i) The first time the trust receives assets, the 816
numerator of the qualifying ratio is the fair market value of 817
those assets at that time, net of any related liabilities, from 818
sources enumerated in division (I) (3) (a) of this section. The 819
denominator of the qualifying ratio is the fair market value of 820
all the trust's assets at that time, net of any related 821
liabilities. 822

(ii) Each subsequent time the trust receives assets, a 823
revised qualifying ratio shall be computed. The numerator of the 824
revised qualifying ratio is the sum of (1) the fair market value 825
of the trust's assets immediately prior to the subsequent 826
transfer, net of any related liabilities, multiplied by the 827
qualifying ratio last computed without regard to the subsequent 828
transfer, and (2) the fair market value of the subsequently 829
transferred assets at the time transferred, net of any related 830
liabilities, from sources enumerated in division (I) (3) (a) of 831
this section. The denominator of the revised qualifying ratio is 832
the fair market value of all the trust's assets immediately 833
after the subsequent transfer, net of any related liabilities. 834

(iii) Whether a transfer to the trust is by or from any of 835

the sources enumerated in division (I) (3) (a) of this section 836
shall be ascertained without regard to the domicile of the 837
trust's beneficiaries. 838

(e) For the purposes of division (I) (3) (a) (i) of this 839
section: 840

(i) A trust is described in division (I) (3) (e) (i) of this 841
section if the trust is a testamentary trust and the testator of 842
that testamentary trust was domiciled in this state at the time 843
of the testator's death for purposes of the taxes levied under 844
Chapter 5731. of the Revised Code. 845

(ii) A trust is described in division (I) (3) (e) (ii) of 846
this section if the transfer is a qualifying transfer described 847
in any of divisions (I) (3) (f) (i) to (vi) of this section, the 848
trust is an irrevocable inter vivos trust, and at least one of 849
the trust's qualifying beneficiaries is domiciled in this state 850
for purposes of this chapter during all or some portion of the 851
trust's current taxable year. 852

(f) For the purposes of division (I) (3) (e) (ii) of this 853
section, a "qualifying transfer" is a transfer of assets, net of 854
any related liabilities, directly or indirectly to a trust, if 855
the transfer is described in any of the following: 856

(i) The transfer is made to a trust, created by the 857
decedent before the decedent's death and while the decedent was 858
domiciled in this state for the purposes of this chapter, and, 859
prior to the death of the decedent, the trust became irrevocable 860
while the decedent was domiciled in this state for the purposes 861
of this chapter. 862

(ii) The transfer is made to a trust to which the 863
decedent, prior to the decedent's death, had directly or 864

indirectly transferred assets, net of any related liabilities, 865
while the decedent was domiciled in this state for the purposes 866
of this chapter, and prior to the death of the decedent the 867
trust became irrevocable while the decedent was domiciled in 868
this state for the purposes of this chapter. 869

(iii) The transfer is made on account of a contractual 870
relationship existing directly or indirectly between the 871
transferor and either the decedent or the estate of the decedent 872
at any time prior to the date of the decedent's death, and the 873
decedent was domiciled in this state at the time of death for 874
purposes of the taxes levied under Chapter 5731. of the Revised 875
Code. 876

(iv) The transfer is made to a trust on account of a 877
contractual relationship existing directly or indirectly between 878
the transferor and another person who at the time of the 879
decedent's death was domiciled in this state for purposes of 880
this chapter. 881

(v) The transfer is made to a trust on account of the will 882
of a testator who was domiciled in this state at the time of the 883
testator's death for purposes of the taxes levied under Chapter 884
5731. of the Revised Code. 885

(vi) The transfer is made to a trust created by or caused 886
to be created by a court, and the trust was directly or 887
indirectly created in connection with or as a result of the 888
death of an individual who, for purposes of the taxes levied 889
under Chapter 5731. of the Revised Code, was domiciled in this 890
state at the time of the individual's death. 891

(g) The tax commissioner may adopt rules to ascertain the 892
part of a trust residing in this state. 893

(J) "Nonresident" means an individual or estate that is 894
not a resident. An individual who is a resident for only part of 895
a taxable year is a nonresident for the remainder of that 896
taxable year. 897

(K) "Pass-through entity" has the same meaning as in 898
section 5733.04 of the Revised Code. 899

(L) "Return" means the notifications and reports required 900
to be filed pursuant to this chapter for the purpose of 901
reporting the tax due and includes declarations of estimated tax 902
when so required. 903

(M) "Taxable year" means the calendar year or the 904
taxpayer's fiscal year ending during the calendar year, or 905
fractional part thereof, upon which the adjusted gross income is 906
calculated pursuant to this chapter. 907

(N) "Taxpayer" means any person subject to the tax imposed 908
by section 5747.02 of the Revised Code or any pass-through 909
entity that makes the election under division (D) of section 910
5747.08 of the Revised Code. 911

(O) "Dependents" means one of the following: 912

(1) For taxable years beginning on or after January 1, 913
2018, and before January 1, 2026, dependents as defined in the 914
Internal Revenue Code; 915

(2) For all other taxable years, dependents as defined in 916
the Internal Revenue Code and as claimed in the taxpayer's 917
federal income tax return for the taxable year or which the 918
taxpayer would have been permitted to claim had the taxpayer 919
filed a federal income tax return. 920

(P) "Principal county of employment" means, in the case of 921

a nonresident, the county within the state in which a taxpayer 922
performs services for an employer or, if those services are 923
performed in more than one county, the county in which the major 924
portion of the services are performed. 925

(Q) As used in sections 5747.50 to 5747.55 of the Revised 926
Code: 927

(1) "Subdivision" means any county, municipal corporation, 928
park district, or township. 929

(2) "Essential local government purposes" includes all 930
functions that any subdivision is required by general law to 931
exercise, including like functions that are exercised under a 932
charter adopted pursuant to the Ohio Constitution. 933

(R) "Overpayment" means any amount already paid that 934
exceeds the figure determined to be the correct amount of the 935
tax. 936

(S) "Taxable income" or "Ohio taxable income" applies only 937
to estates and trusts, and means federal taxable income, as 938
defined and used in the Internal Revenue Code, adjusted as 939
follows: 940

(1) Add interest or dividends, net of ordinary, necessary, 941
and reasonable expenses not deducted in computing federal 942
taxable income, on obligations or securities of any state or of 943
any political subdivision or authority of any state, other than 944
this state and its subdivisions and authorities, but only to the 945
extent that such net amount is not otherwise includible in Ohio 946
taxable income and is described in either division (S) (1) (a) or 947
(b) of this section: 948

(a) The net amount is not attributable to the S portion of 949
an electing small business trust and has not been distributed to 950

beneficiaries for the taxable year;	951
(b) The net amount is attributable to the S portion of an electing small business trust for the taxable year.	952 953
(2) Add interest or dividends, net of ordinary, necessary, and reasonable expenses not deducted in computing federal taxable income, on obligations of any authority, commission, instrumentality, territory, or possession of the United States to the extent that the interest or dividends are exempt from federal income taxes but not from state income taxes, but only to the extent that such net amount is not otherwise includible in Ohio taxable income and is described in either division (S) (1) (a) or (b) of this section;	954 955 956 957 958 959 960 961 962
(3) Add the amount of personal exemption allowed to the estate pursuant to section 642(b) of the Internal Revenue Code;	963 964
(4) Deduct interest or dividends, net of related expenses deducted in computing federal taxable income, on obligations of the United States and its territories and possessions or of any authority, commission, or instrumentality of the United States to the extent that the interest or dividends are exempt from state taxes under the laws of the United States, but only to the extent that such amount is included in federal taxable income and is described in either division (S) (1) (a) or (b) of this section;	965 966 967 968 969 970 971 972 973
(5) Deduct the amount of wages and salaries, if any, not otherwise allowable as a deduction but that would have been allowable as a deduction in computing federal taxable income for the taxable year, had the work opportunity tax credit allowed under sections 38, 51, and 52 of the Internal Revenue Code not been in effect, but only to the extent such amount relates	974 975 976 977 978 979

either to income included in federal taxable income for the	980
taxable year or to income of the S portion of an electing small	981
business trust for the taxable year;	982
(6) Deduct any interest or interest equivalent, net of	983
related expenses deducted in computing federal taxable income,	984
on public obligations and purchase obligations, but only to the	985
extent that such net amount relates either to income included in	986
federal taxable income for the taxable year or to income of the	987
S portion of an electing small business trust for the taxable	988
year;	989
(7) Add any loss or deduct any gain resulting from sale,	990
exchange, or other disposition of public obligations to the	991
extent that such loss has been deducted or such gain has been	992
included in computing either federal taxable income or income of	993
the S portion of an electing small business trust for the	994
taxable year;	995
(8) Except in the case of the final return of an estate,	996
add any amount deducted by the taxpayer on both its Ohio estate	997
tax return pursuant to section 5731.14 of the Revised Code, and	998
on its federal income tax return in determining federal taxable	999
income;	1000
(9) (a) Deduct any amount included in federal taxable	1001
income solely because the amount represents a reimbursement or	1002
refund of expenses that in a previous year the decedent had	1003
deducted as an itemized deduction pursuant to section 63 of the	1004
Internal Revenue Code and applicable treasury regulations. The	1005
deduction otherwise allowed under division (S) (9) (a) of this	1006
section shall be reduced to the extent the reimbursement is	1007
attributable to an amount the taxpayer or decedent deducted	1008
under this section in any taxable year.	1009

(b) Add any amount not otherwise included in Ohio taxable income for any taxable year to the extent that the amount is attributable to the recovery during the taxable year of any amount deducted or excluded in computing federal or Ohio taxable income in any taxable year, but only to the extent such amount has not been distributed to beneficiaries for the taxable year.

(10) Deduct any portion of the deduction described in section 1341(a) (2) of the Internal Revenue Code, for repaying previously reported income received under a claim of right, that meets both of the following requirements:

(a) It is allowable for repayment of an item that was included in the taxpayer's taxable income or the decedent's adjusted gross income for a prior taxable year and did not qualify for a credit under division (A) or (B) of section 5747.05 of the Revised Code for that year.

(b) It does not otherwise reduce the taxpayer's taxable income or the decedent's adjusted gross income for the current or any other taxable year.

(11) Add any amount claimed as a credit under section 5747.059 of the Revised Code to the extent that the amount satisfies either of the following:

(a) The amount was deducted or excluded from the computation of the taxpayer's federal taxable income as required to be reported for the taxpayer's taxable year under the Internal Revenue Code;

(b) The amount resulted in a reduction in the taxpayer's federal taxable income as required to be reported for any of the taxpayer's taxable years under the Internal Revenue Code.

(12) Deduct any amount, net of related expenses deducted

in computing federal taxable income, that a trust is required to 1039
report as farm income on its federal income tax return, but only 1040
if the assets of the trust include at least ten acres of land 1041
satisfying the definition of "land devoted exclusively to 1042
agricultural use" under section 5713.30 of the Revised Code, 1043
regardless of whether the land is valued for tax purposes as 1044
such land under sections 5713.30 to 5713.38 of the Revised Code. 1045
If the trust is a pass-through entity investor, section 5747.231 1046
of the Revised Code applies in ascertaining if the trust is 1047
eligible to claim the deduction provided by division (S) (12) of 1048
this section in connection with the pass-through entity's farm 1049
income. 1050

Except for farm income attributable to the S portion of an 1051
electing small business trust, the deduction provided by 1052
division (S) (12) of this section is allowed only to the extent 1053
that the trust has not distributed such farm income. 1054

(13) Add the net amount of income described in section 1055
641(c) of the Internal Revenue Code to the extent that amount is 1056
not included in federal taxable income. 1057

(14) Add or deduct the amount the taxpayer would be 1058
required to add or deduct under division (A) (17) or (18) of this 1059
section if the taxpayer's Ohio taxable income were computed in 1060
the same manner as an individual's Ohio adjusted gross income is 1061
computed under this section. 1062

(15) Add, to the extent not otherwise included in 1063
computing taxable income or Ohio taxable income for any taxable 1064
year, the taxpayer's proportionate share of the amount of the 1065
tax levied under section 5747.38 of the Revised Code and paid by 1066
an electing pass-through entity for the taxable year. 1067

(T) "School district income" and "school district income tax" have the same meanings as in section 5748.01 of the Revised Code.	1068 1069 1070
(U) As used in divisions (A) (7), (A) (8), (S) (6), and (S) (7) of this section, "public obligations," "purchase obligations," and "interest or interest equivalent" have the same meanings as in section 5709.76 of the Revised Code.	1071 1072 1073 1074
(V) "Limited liability company" means any limited liability company formed under Chapter 1705. or 1706. of the Revised Code or under the laws of any other state.	1075 1076 1077
(W) "Pass-through entity investor" means any person who, during any portion of a taxable year of a pass-through entity, is a partner, member, shareholder, or equity investor in that pass-through entity.	1078 1079 1080 1081
(X) "Banking day" has the same meaning as in section 1304.01 of the Revised Code.	1082 1083
(Y) "Month" means a calendar month.	1084
(Z) "Quarter" means the first three months, the second three months, the third three months, or the last three months of the taxpayer's taxable year.	1085 1086 1087
(AA) (1) "Modified business income" means the business income included in a trust's Ohio taxable income after such taxable income is first reduced by the qualifying trust amount, if any.	1088 1089 1090 1091
(2) "Qualifying trust amount" of a trust means capital gains and losses from the sale, exchange, or other disposition of equity or ownership interests in, or debt obligations of, a qualifying investee to the extent included in the trust's Ohio	1092 1093 1094 1095

taxable income, but only if the following requirements are	1096
satisfied:	1097
(a) The book value of the qualifying investee's physical	1098
assets in this state and everywhere, as of the last day of the	1099
qualifying investee's fiscal or calendar year ending immediately	1100
prior to the date on which the trust recognizes the gain or	1101
loss, is available to the trust.	1102
(b) The requirements of section 5747.011 of the Revised	1103
Code are satisfied for the trust's taxable year in which the	1104
trust recognizes the gain or loss.	1105
Any gain or loss that is not a qualifying trust amount is	1106
modified business income, qualifying investment income, or	1107
modified nonbusiness income, as the case may be.	1108
(3) "Modified nonbusiness income" means a trust's Ohio	1109
taxable income other than modified business income, other than	1110
the qualifying trust amount, and other than qualifying	1111
investment income, as defined in section 5747.012 of the Revised	1112
Code, to the extent such qualifying investment income is not	1113
otherwise part of modified business income.	1114
(4) "Modified Ohio taxable income" applies only to trusts,	1115
and means the sum of the amounts described in divisions (AA) (4)	1116
(a) to (c) of this section:	1117
(a) The fraction, calculated under section 5747.013, and	1118
applying section 5747.231 of the Revised Code, multiplied by the	1119
sum of the following amounts:	1120
(i) The trust's modified business income;	1121
(ii) The trust's qualifying investment income, as defined	1122
in section 5747.012 of the Revised Code, but only to the extent	1123

the qualifying investment income does not otherwise constitute 1124
modified business income and does not otherwise constitute a 1125
qualifying trust amount. 1126

(b) The qualifying trust amount multiplied by a fraction, 1127
the numerator of which is the sum of the book value of the 1128
qualifying investee's physical assets in this state on the last 1129
day of the qualifying investee's fiscal or calendar year ending 1130
immediately prior to the day on which the trust recognizes the 1131
qualifying trust amount, and the denominator of which is the sum 1132
of the book value of the qualifying investee's total physical 1133
assets everywhere on the last day of the qualifying investee's 1134
fiscal or calendar year ending immediately prior to the day on 1135
which the trust recognizes the qualifying trust amount. If, for 1136
a taxable year, the trust recognizes a qualifying trust amount 1137
with respect to more than one qualifying investee, the amount 1138
described in division (AA) (4) (b) of this section shall equal the 1139
sum of the products so computed for each such qualifying 1140
investee. 1141

(c) (i) With respect to a trust or portion of a trust that 1142
is a resident as ascertained in accordance with division (I) (3) 1143
(d) of this section, its modified nonbusiness income. 1144

(ii) With respect to a trust or portion of a trust that is 1145
not a resident as ascertained in accordance with division (I) (3) 1146
(d) of this section, the amount of its modified nonbusiness 1147
income satisfying the descriptions in divisions (B) (2) to (5) of 1148
section 5747.20 of the Revised Code, except as otherwise 1149
provided in division (AA) (4) (c) (ii) of this section. With 1150
respect to a trust or portion of a trust that is not a resident 1151
as ascertained in accordance with division (I) (3) (d) of this 1152
section, the trust's portion of modified nonbusiness income 1153

recognized from the sale, exchange, or other disposition of a 1154
debt interest in or equity interest in a section 5747.212 1155
entity, as defined in section 5747.212 of the Revised Code, 1156
without regard to division (A) of that section, shall not be 1157
allocated to this state in accordance with section 5747.20 of 1158
the Revised Code but shall be apportioned to this state in 1159
accordance with division (B) of section 5747.212 of the Revised 1160
Code without regard to division (A) of that section. 1161

If the allocation and apportionment of a trust's income 1162
under divisions (AA) (4) (a) and (c) of this section do not fairly 1163
represent the modified Ohio taxable income of the trust in this 1164
state, the alternative methods described in division (C) of 1165
section 5747.21 of the Revised Code may be applied in the manner 1166
and to the same extent provided in that section. 1167

(5) (a) Except as set forth in division (AA) (5) (b) of this 1168
section, "qualifying investee" means a person in which a trust 1169
has an equity or ownership interest, or a person or unit of 1170
government the debt obligations of either of which are owned by 1171
a trust. For the purposes of division (AA) (2) (a) of this section 1172
and for the purpose of computing the fraction described in 1173
division (AA) (4) (b) of this section, all of the following apply: 1174

(i) If the qualifying investee is a member of a qualifying 1175
controlled group on the last day of the qualifying investee's 1176
fiscal or calendar year ending immediately prior to the date on 1177
which the trust recognizes the gain or loss, then "qualifying 1178
investee" includes all persons in the qualifying controlled 1179
group on such last day. 1180

(ii) If the qualifying investee, or if the qualifying 1181
investee and any members of the qualifying controlled group of 1182
which the qualifying investee is a member on the last day of the 1183

qualifying investee's fiscal or calendar year ending immediately 1184
prior to the date on which the trust recognizes the gain or 1185
loss, separately or cumulatively own, directly or indirectly, on 1186
the last day of the qualifying investee's fiscal or calendar 1187
year ending immediately prior to the date on which the trust 1188
recognizes the qualifying trust amount, more than fifty per cent 1189
of the equity of a pass-through entity, then the qualifying 1190
investee and the other members are deemed to own the 1191
proportionate share of the pass-through entity's physical assets 1192
which the pass-through entity directly or indirectly owns on the 1193
last day of the pass-through entity's calendar or fiscal year 1194
ending within or with the last day of the qualifying investee's 1195
fiscal or calendar year ending immediately prior to the date on 1196
which the trust recognizes the qualifying trust amount. 1197

(iii) For the purposes of division (AA) (5) (a) (iii) of this 1198
section, "upper level pass-through entity" means a pass-through 1199
entity directly or indirectly owning any equity of another pass- 1200
through entity, and "lower level pass-through entity" means that 1201
other pass-through entity. 1202

An upper level pass-through entity, whether or not it is 1203
also a qualifying investee, is deemed to own, on the last day of 1204
the upper level pass-through entity's calendar or fiscal year, 1205
the proportionate share of the lower level pass-through entity's 1206
physical assets that the lower level pass-through entity 1207
directly or indirectly owns on the last day of the lower level 1208
pass-through entity's calendar or fiscal year ending within or 1209
with the last day of the upper level pass-through entity's 1210
fiscal or calendar year. If the upper level pass-through entity 1211
directly and indirectly owns less than fifty per cent of the 1212
equity of the lower level pass-through entity on each day of the 1213
upper level pass-through entity's calendar or fiscal year in 1214

which or with which ends the calendar or fiscal year of the 1215
lower level pass-through entity and if, based upon clear and 1216
convincing evidence, complete information about the location and 1217
cost of the physical assets of the lower pass-through entity is 1218
not available to the upper level pass-through entity, then 1219
solely for purposes of ascertaining if a gain or loss 1220
constitutes a qualifying trust amount, the upper level pass- 1221
through entity shall be deemed as owning no equity of the lower 1222
level pass-through entity for each day during the upper level 1223
pass-through entity's calendar or fiscal year in which or with 1224
which ends the lower level pass-through entity's calendar or 1225
fiscal year. Nothing in division (AA) (5) (a) (iii) of this section 1226
shall be construed to provide for any deduction or exclusion in 1227
computing any trust's Ohio taxable income. 1228

(b) With respect to a trust that is not a resident for the 1229
taxable year and with respect to a part of a trust that is not a 1230
resident for the taxable year, "qualifying investee" for that 1231
taxable year does not include a C corporation if both of the 1232
following apply: 1233

(i) During the taxable year the trust or part of the trust 1234
recognizes a gain or loss from the sale, exchange, or other 1235
disposition of equity or ownership interests in, or debt 1236
obligations of, the C corporation. 1237

(ii) Such gain or loss constitutes nonbusiness income. 1238

(6) "Available" means information is such that a person is 1239
able to learn of the information by the due date plus 1240
extensions, if any, for filing the return for the taxable year 1241
in which the trust recognizes the gain or loss. 1242

(BB) "Qualifying controlled group" has the same meaning as 1243

in section 5733.04 of the Revised Code.	1244
(CC) "Related member" has the same meaning as in section 5733.042 of the Revised Code.	1245 1246
(DD) (1) For the purposes of division (DD) of this section:	1247
(a) "Qualifying person" means any person other than a qualifying corporation.	1248 1249
(b) "Qualifying corporation" means any person classified for federal income tax purposes as an association taxable as a corporation, except either of the following:	1250 1251 1252
(i) A corporation that has made an election under subchapter S, chapter one, subtitle A, of the Internal Revenue Code for its taxable year ending within, or on the last day of, the investor's taxable year;	1253 1254 1255 1256
(ii) A subsidiary that is wholly owned by any corporation that has made an election under subchapter S, chapter one, subtitle A of the Internal Revenue Code for its taxable year ending within, or on the last day of, the investor's taxable year.	1257 1258 1259 1260 1261
(2) For the purposes of this chapter, unless expressly stated otherwise, no qualifying person indirectly owns any asset directly or indirectly owned by any qualifying corporation.	1262 1263 1264
(EE) For purposes of this chapter and Chapter 5751. of the Revised Code:	1265 1266
(1) "Trust" does not include a qualified pre-income tax trust.	1267 1268
(2) A "qualified pre-income tax trust" is any pre-income tax trust that makes a qualifying pre-income tax trust election	1269 1270

as described in division (EE) (3) of this section. 1271

(3) A "qualifying pre-income tax trust election" is an 1272
election by a pre-income tax trust to subject to the tax imposed 1273
by section 5751.02 of the Revised Code the pre-income tax trust 1274
and all pass-through entities of which the trust owns or 1275
controls, directly, indirectly, or constructively through 1276
related interests, five per cent or more of the ownership or 1277
equity interests. The trustee shall notify the tax commissioner 1278
in writing of the election on or before April 15, 2006. The 1279
election, if timely made, shall be effective on and after 1280
January 1, 2006, and shall apply for all tax periods and tax 1281
years until revoked by the trustee of the trust. 1282

(4) A "pre-income tax trust" is a trust that satisfies all 1283
of the following requirements: 1284

(a) The document or instrument creating the trust was 1285
executed by the grantor before January 1, 1972; 1286

(b) The trust became irrevocable upon the creation of the 1287
trust; and 1288

(c) The grantor was domiciled in this state at the time 1289
the trust was created. 1290

(FF) "Uniformed services" has the same meaning as in 10 1291
U.S.C. 101. 1292

(GG) "Taxable business income" means the amount by which 1293
an individual's business income that is included in federal 1294
adjusted gross income exceeds the amount of business income the 1295
individual is authorized to deduct under division (A) (28) of 1296
this section for the taxable year. 1297

(HH) "Employer" does not include a franchisor with respect 1298

to the franchisor's relationship with a franchisee or an 1299
employee of a franchisee, unless the franchisor agrees to assume 1300
that role in writing or a court of competent jurisdiction 1301
determines that the franchisor exercises a type or degree of 1302
control over the franchisee or the franchisee's employees that 1303
is not customarily exercised by a franchisor for the purpose of 1304
protecting the franchisor's trademark, brand, or both. For 1305
purposes of this division, "franchisor" and "franchisee" have 1306
the same meanings as in 16 C.F.R. 436.1. 1307

(II) "Modified adjusted gross income" means Ohio adjusted 1308
gross income plus any amount deducted under divisions (A) (28) 1309
and (34) of this section for the taxable year. 1310

(JJ) "Qualifying Ohio educator" means an individual who, 1311
for a taxable year, qualifies as an eligible educator, as that 1312
term is defined in section 62 of the Internal Revenue Code, and 1313
who holds a certificate, license, or permit described in Chapter 1314
3319. or section 3301.071 of the Revised Code. 1315

Sec. 5747.98. (A) To provide a uniform procedure for 1316
calculating a taxpayer's aggregate tax liability under section 1317
5747.02 of the Revised Code, a taxpayer shall claim any credits 1318
to which the taxpayer is entitled in the following order: 1319

Either the retirement income credit under division (B) of 1320
section 5747.055 of the Revised Code or the lump sum retirement 1321
income credits under divisions (C), (D), and (E) of that 1322
section; 1323

Either the senior citizen credit under division (F) of 1324
section 5747.055 of the Revised Code or the lump sum 1325
distribution credit under division (G) of that section; 1326

The dependent care credit under section 5747.054 of the 1327

Revised Code;	1328
The credit for displaced workers who pay for job training under section 5747.27 of the Revised Code;	1329 1330
The campaign contribution credit under section 5747.29 of the Revised Code;	1331 1332
The twenty-dollar personal exemption credit under section 5747.022 of the Revised Code;	1333 1334
The joint filing credit under division (G) of section 5747.05 of the Revised Code;	1335 1336
The earned income credit under section 5747.71 of the Revised Code;	1337 1338
The nonrefundable credit for education expenses under section 5747.72 of the Revised Code;	1339 1340
The nonrefundable credit for donations to scholarship granting organizations under section 5747.73 of the Revised Code;	1341 1342 1343
The nonrefundable credit for tuition paid to a nonchartered nonpublic school under section 5747.75 of the Revised Code;	1344 1345 1346
The nonrefundable vocational job credit under section 5747.057 of the Revised Code;	1347 1348
 The credit for adoption of a minor child under section 5747.37 of the Revised Code;	1349 1350
The nonrefundable job retention credit under division (B) of section 5747.058 of the Revised Code;	1351 1352
The enterprise zone credit under section 5709.66 of the Revised Code;	1353 1354

The credit for beginning farmers who participate in a financial management program under division (B) of section 5747.77 of the Revised Code;	1355 1356 1357
The credit for selling or renting agricultural assets to beginning farmers under division (A) of section 5747.77 of the Revised Code;	1358 1359 1360
The credit for purchases of qualifying grape production property under section 5747.28 of the Revised Code;	1361 1362
The small business investment credit under section 5747.81 of the Revised Code;	1363 1364
The nonrefundable lead abatement credit under section 5747.26 of the Revised Code;	1365 1366
The opportunity zone investment credit under section 122.84 of the Revised Code;	1367 1368
The enterprise zone credits under section 5709.65 of the Revised Code;	1369 1370
The research and development credit under section 5747.331 of the Revised Code;	1371 1372
The credit for rehabilitating a historic building under section 5747.76 of the Revised Code;	1373 1374
The nonresident credit under division (A) of section 5747.05 of the Revised Code;	1375 1376
The credit for a resident's out-of-state income under division (B) of section 5747.05 of the Revised Code;	1377 1378
The refundable motion picture and Broadway theatrical production credit under section 5747.66 of the Revised Code;	1379 1380
The refundable jobs creation credit or job retention	1381

credit under division (A) of section 5747.058 of the Revised Code;	1382 1383
The refundable credit for taxes paid by a qualifying entity granted under section 5747.059 of the Revised Code;	1384 1385
The refundable credits for taxes paid by a qualifying pass-through entity granted under division (I) of section 5747.08 of the Revised Code;	1386 1387 1388
The refundable credit under section 5747.80 of the Revised Code for losses on loans made to the Ohio venture capital program under sections 150.01 to 150.10 of the Revised Code;	1389 1390 1391
The refundable credit for rehabilitating a historic building under section 5747.76 of the Revised Code;	1392 1393
The refundable credit under section 5747.39 of the Revised Code for taxes levied under section 5747.38 of the Revised Code paid by an electing pass-through entity.	1394 1395 1396
(B) For any credit, except the refundable credits enumerated in this section and the credit granted under division (H) of section 5747.08 of the Revised Code, the amount of the credit for a taxable year shall not exceed the taxpayer's aggregate amount of tax due under section 5747.02 of the Revised Code, after allowing for any other credit that precedes it in the order required under this section. Any excess amount of a particular credit may be carried forward if authorized under the section creating that credit. Nothing in this chapter shall be construed to allow a taxpayer to claim, directly or indirectly, a credit more than once for a taxable year.	1397 1398 1399 1400 1401 1402 1403 1404 1405 1406 1407
Section 2. That existing sections 2101.16, 5747.01, and 5747.98 of the Revised Code are hereby repealed."	1408 1409
After line _____, insert:	1410

"Section 3. That section 5747.37 of the Revised Code is 1411
hereby repealed." 1412
After line _____, insert: 1413

"Section 4. The repeal of section 5747.37 of the Revised 1414
Code by Section 3 of this act does not affect tax credits first 1415
allowed due to legal adoptions of minor children occurring on or 1416
before December 31, 2022. A taxpayer who legally adopts a minor 1417
child on or before that date may claim or carry forward the tax 1418
credit authorized by section 5747.37 of the Revised Code, 1419
pursuant to the terms of that section as it existed immediately 1420
prior to its repeal by Section 3 of this act." 1421
After line _____, insert: 1422

"Section 5. All items in this act are hereby appropriated 1423
as designated out of any moneys in the state treasury to the 1424
credit of the designated fund. For all operating appropriations 1425
made in this act, those in the first column are for fiscal year 1426
2022 and those in the second column are for fiscal year 2023. 1427
The operating appropriations made in this act are in addition to 1428
any other operating appropriations made for the FY 2022-FY 2023 1429
biennium." 1430
After line _____, insert: 1431

"Section 6. 1432

1433

1 2 3 4 5

A JFS DEPARTMENT OF JOB AND FAMILY SERVICES

B General Revenue Fund

C	GRF	600450	Program Operations	\$0	\$250,000
D	GRF	600561	Parenting and Pregnancy Program	\$0	\$3,000,000
E	GRF	600562	Adoption Grant Program	\$0	\$15,000,000
F	GRF	600563	Putative Father Registry	\$0	\$500,000
G	TOTAL GRF General Revenue Fund			\$0	\$18,750,000
H	TOTAL ALL BUDGET FUND GROUPS			\$0	\$18,750,000

PROGRAM OPERATIONS 1434

The foregoing appropriation item 600450, Program 1435
Operations, shall be used to support the Connect Our Kids Family 1436
Connections training. 1437

PARENTING AND PREGNANCY PROGRAM 1438

The foregoing appropriation item 600561, Parenting and 1439
Pregnancy Program, shall be used, in accordance with section 1440
5101.804 of the Revised Code, to support the Ohio Parenting and 1441
Pregnancy Program. 1442

ADOPTION GRANT PROGRAM 1443

The foregoing appropriation item 600562, Adoption Grant 1444
Program, shall be used to administer grants to adoptive parents 1445
through the Adoption Grant Program, in accordance with sections 1446
5101.191 and 5101.192 of the Revised Code. 1447

If the Director of Job and Family Services determines that 1448
there are insufficient funds in fiscal year 2023 in 1449
appropriation item 600562, Adoption Grant Program, the Director 1450
may certify to the Director of Budget and Management the 1451

additional amount necessary to fund the Adoption Grant Program. 1452
The amount certified is hereby appropriated to appropriation 1453
item 600562, Adoption Grant Program. 1454

PUTATIVE FATHER REGISTRY 1455

The foregoing appropriation item 600563, Putative Father 1456
Registry, shall be used in accordance with sections 3107.062 and 1457
5103.155 and division (C) of section 2151.3534 of the Revised 1458
Code." 1459

After line _____, insert: 1460

"Section 7. Within the limits set forth in this act, the 1461
Director of Budget and Management shall establish accounts 1462
indicating the source and amount of funds for each appropriation 1463
made in this act, and shall determine the form and manner in 1464
which appropriation accounts shall be maintained. Expenditures 1465
from operating appropriations contained in this act shall be 1466
accounted for as though made in H.B. 110 of the 134th General 1467
Assembly. The operating appropriations made in this act are 1468
subject to all provisions of H.B. 110 of the 134th General 1469
Assembly that are generally applicable to such appropriations." 1470

After line _____, insert: 1471

"Section 8. The General Assembly, applying the principle 1472
stated in division (B) of section 1.52 of the Revised Code that 1473
amendments are to be harmonized if reasonably capable of 1474
simultaneous operation, finds that the following sections, 1475
presented in this act as composites of the sections as amended 1476
by the acts indicated, are the resulting versions of the 1477
sections in effect prior to the effective date of the sections 1478
as presented in this act: 1479

Section 5747.01 of the Revised Code as amended by both 1480

H.B. 515 and S.B. 246 of the 134th General Assembly. 1481
Section 5747.98 of the Revised Code as amended by H.B. 95, 1482
S.B. 166, and S.B. 246, all of the 134th General Assembly." 1483

The motion was _____ agreed to.

SYNOPSIS 1484

Ohio Adoption Grant Program 1485

R.C. 5101.19 to 5101.194 and 5747.01(A) (38) 1486

Establishes the Ohio Adoption Grant Program, administered 1487
by the Department of Job and Family Services (JFS), which 1488
provides one of the following as one-time payment to an adoptive 1489
parent for each eligible adopted child adopted on or after 1490
January 1, 2023: \$10,000, \$15,000 (if the adoptive parent was a 1491
foster caregiver for the child), or \$20,000 (if the child has 1492
diagnosed special needs). 1493

Authorizes an income tax deduction for grant payments. 1494

Requires the JFS director to adopt rules, exempt from the 1495
regulatory restriction reduction requirements under Ohio law, to 1496
administer and implement the grant program, including a rule to 1497
authorize federal income tax withholding. 1498

Prohibits the director from charging an application fee 1499
for the grant program. 1500

Permits the JFS director to require the submission of any 1501
court or legal document to prove the adoption and for any state 1502
agency or division to provide documents relating to the 1503

adoption, provided that such documents do not change public records status upon being submitted to JFS.	1504 1505
Adoption petition fee	1506
R.C. 2101.16(A) (3)	1507
Reduces the probate court adoption petition fee to \$20 instead of \$50 in current law.	1508 1509
Putative father registry fund	1510
R.C. 2101.16(F)	1511
Removes funding of the putative father registry fund through a portion of the collected adoption petition fee, and updates an incorrect cross-reference.	1512 1513 1514
Adoption tax credit	1515
R.C. 5747.37 (repealed) and 5747.98; Section 4	1516
Repeals the state's existing adoption income tax credit, effective January 1, 2023.	1517 1518
Higher education grant program for adopted Ohio residents	1519
R.C. 3333.128 and 5747.98(A) (37)	1520
Requires the Chancellor of Higher Education to establish a program to award one-time grants of \$2,500 to adopted Ohio residents who are attending a two- or four-year public or private higher education institution to be applied to the student's cost of attendance.	1521 1522 1523 1524 1525
Authorizes an income tax deduction for such grants.	1526
Department of Job and Family Services	1527
Sections 5, 6, and 7	1528

Appropriates \$250,000 in FY 2023 in existing GRF 1529
appropriation item 600450, Program Operations. Requires these 1530
funds to be used to support the Connect Our Kids Family 1531
Connections training. 1532

Appropriates \$3.0 million in FY 2023 in new GRF 1533
appropriation item 600561, Parenting and Pregnancy Program. 1534
Requires these funds to be used, in accordance with section 1535
5101.804 of the Revised Code, to support the Ohio Parenting and 1536
Pregnancy Program. 1537

Appropriates \$15.0 million in FY 2023 in new GRF 1538
appropriation item 600562, Adoption Grant Program. Requires 1539
these funds to be used to administer grants to adoptive parents 1540
through the Adoption Grant Program. Specifies that if the ODJFS 1541
Director determines that there are insufficient funds in FY 2023 1542
in appropriation item 600562 for the Adoption Grant Program, the 1543
Director may certify to the OBM Director the additional amount 1544
necessary to fund the Adoption Grant Program. Appropriates the 1545
amount certified to the appropriation item 600562 to be used for 1546
the same purpose. 1547

Appropriates \$500,000 in FY 2023 in new GRF appropriation 1548
item 600563, Putative Father Registry, and requires funds to be 1549
used in the same manner as funds deposited currently into the 1550
Putative Father Registry Fund (Fund 4E70). 1551

1552

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "5104.30, 5104.31, 1
5104.32, and 5104.38" 2

In line _____ of the title, after "_____" insert "5104.37" 3

In line _____ of the title, after "_____" insert "to revise the law 4
governing publicly funded child care and the Step Up to Quality program" 5

After line _____, insert: 6

"Section 1. That sections 5104.30, 5104.31, 5104.32, and 7
5104.38 be amended and section 5104.37 of the Revised Code be 8
enacted to read as follows: 9

Sec. 5104.30. (A) The department of job and family 10
services is hereby designated as the state agency responsible 11
for administration and coordination of federal and state funding 12
for publicly funded child care in this state. Publicly funded 13
child care shall be provided to the following: 14

(1) Recipients of transitional child care as provided 15
under section 5104.34 of the Revised Code; 16

(2) Participants in the Ohio works first program 17
established under Chapter 5107. of the Revised Code; 18

(3) Individuals who would be participating in the Ohio 19
works first program if not for a sanction under section 5107.16 20
of the Revised Code and who continue to participate in a work 21

activity, developmental activity, or alternative work activity 22
pursuant to an assignment under section 5107.42 of the Revised 23
Code; 24

(4) A family receiving publicly funded child care on 25
October 1, 1997, until the family's income reaches one hundred 26
fifty per cent of the federal poverty line; 27

(5) Subject to available funds, other individuals 28
determined eligible in accordance with rules adopted under 29
section 5104.38 of the Revised Code. 30

The department shall apply to the United States department 31
of health and human services for authority to operate a 32
coordinated program for publicly funded child care, if the 33
director of job and family services determines that the 34
application is necessary. For purposes of this section, the 35
department of job and family services may enter into agreements 36
with other state agencies that are involved in regulation or 37
funding of child care. The department shall consider the special 38
needs of migrant workers when it administers and coordinates 39
publicly funded child care and shall develop appropriate 40
procedures for accommodating the needs of migrant workers for 41
publicly funded child care. 42

(B) The department of job and family services shall 43
distribute state and federal funds for publicly funded child 44
care, including appropriations of state funds for publicly 45
funded child care and appropriations of federal funds available 46
under the child care block grant act, Title IV-A, and Title XX. 47
The department may use any state funds appropriated for publicly 48
funded child care as the state share required to match any 49
federal funds appropriated for publicly funded child care. 50

(C) In the use of federal funds available under the child care block grant act, all of the following apply: 51
52

(1) The department may use the federal funds to hire staff to prepare any rules required under this chapter and to administer and coordinate federal and state funding for publicly funded child care. 53
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(2) Not more than five per cent of the aggregate amount of the federal funds received for a fiscal year may be expended for administrative costs. 57
58
59

(3) The department shall allocate and use at least four per cent of the federal funds for the following: 60
61

(a) Activities designed to provide comprehensive consumer education to parents and the public; 62
63

(b) Activities that increase parental choice; 64

(c) Activities, including child care resource and referral services, designed to improve the quality, and increase the supply, of child care; 65
66
67

(d) Establishing the step up to quality program pursuant to section 5104.29 of the Revised Code. 68
69

(4) The department shall ensure that the federal funds will be used only to supplement, and will not be used to supplant, federal, state, and local funds available on the effective date of the child care block grant act for publicly funded child care and related programs. If authorized by rules adopted by the department pursuant to section 5104.42 of the Revised Code, county departments of job and family services may purchase child care from funds obtained through any other means. 70
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(D) The department shall encourage the development of 78

suitable child care throughout the state, especially in areas 79
with high concentrations of recipients of public assistance and 80
families with low incomes. The department shall encourage the 81
development of suitable child care designed to accommodate the 82
special needs of migrant workers. On request, the department, 83
through its employees or contracts with state or community child 84
care resource and referral service organizations, shall provide 85
consultation to groups and individuals interested in developing 86
child care. The department of job and family services may enter 87
into interagency agreements with the department of education, 88
the chancellor of higher education, the department of 89
development, and other state agencies and entities whenever the 90
cooperative efforts of the other state agencies and entities are 91
necessary for the department of job and family services to 92
fulfill its duties and responsibilities under this chapter. 93

The department shall develop and maintain a registry of 94
persons providing child care. The director shall adopt rules in 95
accordance with Chapter 119. of the Revised Code establishing 96
procedures and requirements for the registry's administration. 97

(E) (1) The director shall adopt rules in accordance with 98
Chapter 119. of the Revised Code establishing both of the 99
following: 100

(a) Reimbursement ~~ceilings~~rates for providers of publicly 101
funded child care not later than the first day of July in each 102
odd-numbered year; 103

(b) A procedure for reimbursing and paying providers of 104
publicly funded child care. 105

(2) In establishing reimbursement ~~ceilings~~rates under 106
division (E) (1) (a) of this section, the director shall do all of 107

the following:	108
(a) Use the information obtained in accordance with 45 C.F.R. 98.45;	109 110
(b) Establish an enhanced reimbursement ceiling <u>rate</u> for providers who provide child care for caretaker parents who work nontraditional hours;	111 112 113
(c) With regard to the step up to quality program established pursuant to section 5104.29 of the Revised Code, do both of the following:	114 115 116
(i) Establish <u>establish</u> enhanced reimbursement ceilings <u>rates</u> for child day-care providers that participate in the program and maintain quality ratings;	117 118 119
(ii) Weigh any reduction in reimbursement ceilings more heavily against providers that do not participate in the program or do not maintain quality ratings.	120 121 122
(3) In establishing reimbursement ceilings <u>rates</u> under division (E)(1)(a) of this section, the director may establish different reimbursement ceilings <u>rates</u> based on any of the following:	123 124 125 126
(a) Geographic location of the provider;	127
(b) Type of care provided;	128
(c) Age of the child served;	129
(d) Special needs of the child served;	130
(e) Whether the expanded hours of service are provided;	131
(f) Whether weekend service is provided;	132
(g) Whether the provider has exceeded the minimum	133

requirements of state statutes and rules governing child care;	134
(h) Any other factors the director considers appropriate.	135
Sec. 5104.31. (A) Publicly funded child care may be	136
provided only by the following:	137
(1) Any of the following licensed by the department of job	138
and family services pursuant to section 5104.03 of the Revised	139
Code or pursuant to rules adopted under section 5104.018 of the	140
Revised Code:	141
(a) A child day-care center, including a parent	142
cooperative child day-care center;	143
(b) A type A family day-care home, including a parent	144
cooperative type A family day-care home;	145
(c) A licensed type B family day-care home.	146
(2) An in-home aide who has been certified by the county	147
department of job and family services pursuant to section	148
5104.12 of the Revised Code;	149
(3) A child day camp approved pursuant to section 5104.22	150
of the Revised Code;	151
(4) A licensed preschool program;	152
(5) A licensed school child program;	153
(6) A border state child care provider, except that a	154
border state child care provider may provide publicly funded	155
child care only to an individual who resides in an Ohio county	156
that borders the state in which the provider is located.	157
(B) Publicly funded child day-care may be provided in a	158
child's own home only by an in-home aide.	159

(C) (1) Except as provided in division (C) (2) of this section, a licensed child care program may provide publicly funded child care only if the program is rated through the step up to quality program established pursuant to section 5104.29 of the Revised Code.

(2) A licensed child care program that is any of the following may provide publicly funded child care without being rated through the step up to quality program:

(a) A program that operates only during the summer and for not more than fifteen consecutive weeks;

(b) A program that operates only during school breaks;

(c) A program that operates only on weekday evenings, weekends, or both;

(d) A program that holds a provisional license issued under section 5104.03 of the Revised Code;

(e) A program that had its step up to quality program rating removed by the department of job and family services within the previous twelve months;

(f) A program that is the subject of a revocation action initiated by the department, but the license has not yet been revoked;

(g) A program that provides publicly funded child care to less than twenty-five per cent of the program's license capacity;

(h) A program that is a type A family day-care home or licensed type B family day-care home.

Sec. 5104.32. (A) All purchases of publicly funded child

care shall be made under a contract entered into by a licensed 187
child day-care center, licensed type A family day-care home, 188
licensed type B family day-care home, certified in-home aide, 189
approved child day camp, licensed preschool program, licensed 190
school child program, or border state child care provider and 191
the department of job and family services. All contracts for 192
publicly funded child care shall be contingent upon the 193
availability of state and federal funds. The department shall 194
prescribe a standard form to be used for all contracts for the 195
purchase of publicly funded child care, regardless of the source 196
of public funds used to purchase the child care. To the extent 197
permitted by federal law and notwithstanding any other provision 198
of the Revised Code that regulates state contracts or contracts 199
involving the expenditure of state or federal funds, all 200
contracts for publicly funded child care shall be entered into 201
in accordance with the provisions of this chapter and are exempt 202
from any other provision of the Revised Code that regulates 203
state contracts or contracts involving the expenditure of state 204
or federal funds. 205

(B) Each contract for publicly funded child care shall 206
specify at least the following: 207

(1) That the provider of publicly funded child care agrees 208
to be paid for rendering services at the lower of the rate 209
customarily charged by the provider for children enrolled for 210
child care or the reimbursement ~~ceiling or~~ rate of payment 211
established pursuant to section 5104.30 of the Revised Code; 212

(2) That, if a provider provides child care to an 213
individual potentially eligible for publicly funded child care 214
who is subsequently determined to be eligible, the department 215
agrees to pay for all child care provided between the date the 216

county department of job and family services receives the 217
individual's completed application and the date the individual's 218
eligibility is determined; 219

(3) Whether the county department of job and family 220
services, the provider, or a child care resource and referral 221
service organization will make eligibility determinations, 222
whether the provider or a child care resource and referral 223
service organization will be required to collect information to 224
be used by the county department to make eligibility 225
determinations, and the time period within which the provider or 226
child care resource and referral service organization is 227
required to complete required eligibility determinations or to 228
transmit to the county department any information collected for 229
the purpose of making eligibility determinations; 230

(4) That the provider, other than a border state child 231
care provider, shall continue to be licensed, approved, or 232
certified pursuant to this chapter and shall comply with all 233
standards and other requirements in this chapter and in rules 234
adopted pursuant to this chapter for maintaining the provider's 235
license, approval, or certification; 236

(5) That, in the case of a border state child care 237
provider, the provider shall continue to be licensed, certified, 238
or otherwise approved by the state in which the provider is 239
located and shall comply with all standards and other 240
requirements established by that state for maintaining the 241
provider's license, certificate, or other approval; 242

(6) Whether the provider will be paid by the state 243
department of job and family services or in some other manner as 244
prescribed by rules adopted under section 5104.42 of the Revised 245
Code; 246

(7) That the contract is subject to the availability of state and federal funds.	247 248
(C) (1) The department shall establish an automated child care system to track attendance and calculate payments for publicly funded child care.	249 250 251
(2) Each eligible provider that provides publicly funded child care shall participate in the automated child care system. A provider participating in the system shall not do any of the following:	252 253 254 255
(a) Use or have possession of a personal identification number or password issued to a caretaker parent under the automated child care system;	256 257 258
(b) Falsify attendance records;	259
(c) Knowingly seek or accept payment for publicly funded child care that was not provided or for which the provider was not eligible;	260 261 262
(d) Knowingly seek or accept payment for child care provided to a child who resides in the provider's own home.	263 264
(D) The department may withhold any money due under this chapter and may recover through any appropriate method any money erroneously paid under this chapter if evidence demonstrates that a provider of publicly funded child care failed to comply with either of the following:	265 266 267 268 269
(1) The terms of the contract entered into under this section;	270 271
(2) This chapter or any rules adopted under it.	272
(E) If the department has evidence that a provider has	273

employed an individual who is ineligible for employment under 274
section 5104.013 of the Revised Code and the provider has not 275
released the individual from employment upon notice that the 276
individual is ineligible, the department may terminate 277
immediately the contract entered into under this section to 278
provide publicly funded child care. 279

(F) Any decision by the department concerning publicly 280
funded child care, including the recovery of funds, overpayment 281
determinations, and contract terminations is final and is not 282
subject to appeal, hearing, or further review under Chapter 119. 283
of the Revised Code. 284

Sec. 5104.37. (A) In addition to the duties described in 285
division (D) of section 5104.30 of the Revised Code, the 286
director of job and family services shall engage in activities 287
to do the following: 288

(1) Encourage the establishment and licensure of family 289
day-care homes in this state, especially in areas with the 290
greatest need for child care; 291

(2) Connect families and caretaker parents in need of 292
child care with family day-care homes not meeting the license 293
capacity specified on their licenses, as described in division 294
(E) of section 5104.03 of the Revised Code. 295

(B) The director may contract with one or more third-party 296
entities to assist the director in performing the duties 297
described in division (A) of this section. 298

(C) Not later than May 30, 2023, and periodically 299
thereafter, the director shall submit to the general assembly a 300
report documenting any barriers that may prevent the 301
establishment or licensure of family day-care homes. The 302

director shall submit the required report in accordance with 303
section 101.68 of the Revised Code. 304

Sec. 5104.38. In addition to any other rules adopted under 305
this chapter, the director of job and family services shall 306
adopt rules in accordance with Chapter 119. of the Revised Code 307
governing financial and administrative requirements for publicly 308
funded child care and establishing all of the following: 309

(A) Procedures and criteria to be used in making 310
determinations of eligibility for publicly funded child care 311
that give priority to children of families with lower incomes 312
and procedures and criteria for eligibility for publicly funded 313
protective child care or homeless child care. The rules shall 314
specify the maximum amount of income a family may have for 315
initial and continued eligibility. The maximum amount shall not 316
exceed three hundred per cent of the federal poverty line. The 317
rules may specify exceptions to the eligibility requirements in 318
the case of a family that previously received publicly funded 319
child care and is seeking to have the child care reinstated 320
after the family's eligibility was terminated. 321

(B) Procedures under which an applicant for publicly 322
funded child care may receive publicly funded child care while 323
the county department of job and family services determines 324
eligibility and under which a child care provider may appeal a 325
denial of payment under division (A) (2) (b) of section 5104.34 of 326
the Revised Code; 327

(C) A schedule of fees requiring all eligible caretaker 328
parents to pay a fee for publicly funded child care according to 329
income and family size, which shall be uniform for all types of 330
publicly funded child care, except as authorized by rule, and, 331
to the extent permitted by federal law, shall permit the use of 332

state and federal funds to pay the customary deposits and other	333
advance payments that a provider charges all children who	334
receive child care from that provider.	335
(D) A formula for determining the amount of state and	336
federal funds appropriated for publicly funded child care that	337
may be allocated to a county department to use for	338
administrative purposes;	339
(E) Procedures to be followed by the department and county	340
departments in recruiting individuals and groups to become	341
providers of child care;	342
(F) Procedures to be followed in establishing state or	343
local programs designed to assist individuals who are eligible	344
for publicly funded child care in identifying the resources	345
available to them and to refer the individuals to appropriate	346
sources to obtain child care;	347
(G) Procedures to deal with fraud and abuse committed by	348
either recipients or providers of publicly funded child care;	349
(H) Procedures for establishing a child care grant or loan	350
program in accordance with the child care block grant act;	351
(I) Standards and procedures for applicants to apply for	352
grants and loans, and for the department to make grants and	353
loans;	354
(J) A definition of "person who stands in loco parentis"	355
for the purposes of division (LL)(3) of section 5104.01 of the	356
Revised Code;	357
(K) Procedures for a county department of job and family	358
services to follow in making eligibility determinations and	359
redeterminations for publicly funded child care available	360

through telephone, computer, and other means at locations other than the county department;

(L) If the director establishes a different reimbursement ~~ceiling rate~~ under division (E) (3) (d) of section 5104.30 of the Revised Code, standards and procedures for determining the amount of the higher payment that is to be issued to a child care provider based on the special needs of the child being served;

(M) To the extent permitted by federal law, procedures for paying for up to thirty days of child care for a child whose caretaker parent is seeking employment, taking part in employment orientation activities, or taking part in activities in anticipation of enrolling in or attending an education or training program or activity, if the employment or the education or training program or activity is expected to begin within the thirty-day period;

(N) Any other rules necessary to carry out sections 5104.30 to 5104.43 of the Revised Code.

Section 2. That existing sections 5104.30, 5104.31, 5104.32, and 5104.38 of the Revised Code are hereby repealed."

The motion was _____ agreed to.

SYNOPSIS 381

Publicly funded child care providers - Step Up to Quality ratings and provider reimbursement 382
383

R.C. 5104.30, 5104.31, 5104.32, and 5104.38 384

Establishes the following additional exceptions to the 385
current law requirement that a licensed child care program 386
(child day-care center, family day-care home, preschool program, 387
or school child program) be rated in the Step Up to Quality 388
program in order to be eligible to provide publicly funded child 389
care: 390

(1) A program that provides publicly funded child care to 391
less than 25% of the program's license capacity; 392

(2) A program that is a type A family day-care home or 393
licensed type B family day-care home. 394

With respect to the requirement that the Director of Job 395
and Family Services adopt rules governing the reimbursement of 396
publicly funded child care providers, makes the following 397
changes: 398

(1) Removes references to publicly funded child care 399
reimbursement ceilings and replaces them with reimbursement 400
rates; 401

(2) Eliminates the requirement that the Director establish 402
enhanced reimbursement rates for providers maintaining quality 403
ratings under the Step Up to Quality program; 404

(3) Eliminates the requirement that the Director weigh any 405
reductions in reimbursement more heavily against providers that 406
do not participate in Step Up to Quality or do not maintain 407
quality ratings under the program. 408

Activities to encourage family day-care home licensure 409

R.C. 5104.37 410

Requires the Department of Job and Family Services (ODJFS) 411
to engage in activities to (1) encourage the establishment and 412

licensure of family day-care homes and (2) connect families and	413
caretaker parents in need of child care with family day-care	414
homes not meeting their license capacity.	415
Permits the ODJFS Director to contract with third-party	416
entities to assist the Director in performing the foregoing	417
activities.	418
Requires the ODJFS Director to submit - not later than May	419
30, 2023, and periodically thereafter - to the General Assembly	420
a report documenting any barriers that may prevent the	421
establishment or licensure of family day-care homes.	422

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "to require the Department of Medicaid to administer a Critical Access Pharmacy Grant program, and to earmark an appropriation." 1
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After line _____, insert: 4

"Section 1. The Department of Medicaid shall administer a Critical Access Pharmacy Grant program. A pharmacy is eligible to apply for grant funds through the program if the pharmacy is located within a county that has no more than one retail pharmacy that participates in the Medicaid program located within the county. The program shall continue until the earlier of June 30, 2023, or the date that funds earmarked for the program are expended. Up to \$100,000 in fiscal year 2023 shall be used to fund this Critical Access Pharmacy Grant program from appropriation item 651525, Medicaid Health Care Services." 5
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The motion was _____ agreed to.

SYNOPSIS 15

Critical Access Pharmacy Grant program 16

Section 1 17

Requires the Department of Medicaid to administer a 18
Critical Access Pharmacy Grant program to award grants to 19
pharmacies that are located within counties that have no more 20
than one retail pharmacy that participates in the Medicaid 21
program located within the county. States that up to \$100,000 in 22
FY 2023 shall be used to fund this grant program from 23
appropriation item 651525, Medicaid Health Care Services. 24

C	GRF	600450	Program Operations	\$0	\$30,000,000
D	TOTAL GRF General Revenue Fund			\$0	\$30,000,000
E	Dedicated Purpose Fund Group				
F	5CV3	600455	Operating Funds ARPA	\$0	\$13,000,000
G	TOTAL DPF Dedicated Purpose Fund Group			\$0	\$13,000,000
H	TOTAL ALL BUDGET FUND GROUPS			\$0	\$43,000,000

OPERATING FUNDS ARPA 16

The foregoing appropriation items 600450, Program
Operations, and 600455, Operating Funds ARPA, shall be used by
the Department of Job and Family Services for Department
operations in the event of a budget shortfall." 17
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After line _____, insert: 21

"Section 3. Within the limits set forth in this act, the
Director of Budget and Management shall establish accounts
indicating the source and amount of funds for each appropriation
made in this act, and shall determine the form and manner in
which appropriation accounts shall be maintained. Expenditures
from operating appropriations contained in this act shall be
accounted for as though made in H.B. 110 of the 134th General
Assembly. The operating appropriations made in this act are
subject to all provisions of H.B. 110 of the 134th General
Assembly that are generally applicable to such appropriations." 22
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The motion was _____ agreed to.

<u>SYNOPSIS</u>	32
Department of Job and Family Services	33
Sections 1, 2, and 3	34
Appropriates \$30.0 million in GRF appropriation item	35
600450, Program Operations, and \$13.0 million in new DPF Fund	36
5CV3 appropriation item 600455, Operating Funds ARPA in FY 2023.	37
Requires these funds to be used by the Department of Job	38
and Family Services for Department operations in the event of a	39
budget shortfall.	40

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert ", and to make an appropriation" 1
2

After line _____, insert: 3

"Section 1. All items in this act are hereby appropriated 4
as designated out of any moneys in the state treasury to the 5
credit of the designated fund. For all operating appropriations 6
made in this act, those in the first column are for fiscal year 7
2022 and those in the second column are for fiscal year 2023. 8
The operating appropriations made in this act are in addition to 9
any other operating appropriations made for the FY 2022-FY 2023 10
biennium." 11

After line _____, insert: 12

"Section 2. 13

14

	1	2	3	4	5
A	JFS DEPARTMENT OF JOB AND FAMILY SERVICES				
B	Dedicated Purpose Fund Group				
C	5CV3	6006A3	County JFS	\$0	\$30,000,000

D	TOTAL DPF Dedicated Purpose Fund Group	\$0	\$30,000,000
E	TOTAL ALL BUDGET FUND GROUPS	\$0	\$30,000,000

COUNTY JFS 15

The foregoing appropriation item 6006A3, County JFS, shall 16
be provided to county departments of job and family services to 17
conduct eligibility redeterminations of all Medicaid recipients 18
in this state, as the designee of the Department of Medicaid, in 19
accordance with Section 333.255 of H.B. 110 of the 134th General 20
Assembly." 21

After line _____, insert: 22

"Section 3. Within the limits set forth in this act, the 23
Director of Budget and Management shall establish accounts 24
indicating the source and amount of funds for each appropriation 25
made in this act, and shall determine the form and manner in 26
which appropriation accounts shall be maintained. Expenditures 27
from operating appropriations contained in this act shall be 28
accounted for as though made in H.B. 110 of the 134th General 29
Assembly. The operating appropriations made in this act are 30
subject to all provisions of H.B. 110 of the 134th General 31
Assembly that are generally applicable to such appropriations." 32

The motion was _____ agreed to.

SYNOPSIS 33

Department of Job and Family Services 34

Sections 1, 2, and 3 35

Appropriates \$30.0 million in FY 2023 in DPF Fund 5CV3	36
line item 6006A3, County JFS.	37
Requires these funds to be provided to county departments	38
of job and family services to conduct eligibility	39
redeterminations of all Medicaid recipients in the state, as the	40
designee of the Department of Medicaid, in accordance with a	41
provision enacted in the main operating budget that requires the	42
Department to redetermine Medicaid eligibility after the end of	43
the federally declared COVID-19 public health emergency.	44

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "to amend Sections 1
207.15, 221.10, 221.13, 223.15, 237.10, and 237.13 of H.B. 687 of the 2
134th General Assembly" 3

In line _____ of the title, after "_____" insert "to amend Section 4
237.13 of H.B. 597 of the 134th General Assembly, as subsequently 5
amended," 6

In line _____ of the title, after "_____" insert "to modify certain 7
capital appropriations and reappropriations for the biennium ending June 8
30, 2024, and to make an appropriation" 9

After line _____, insert: 10

"Section 1. That Sections 207.15, 221.10, 221.13, 223.15, 11
237.10, and 237.13 of H.B. 687 of the 134th General Assembly be 12
amended to read as follows: 13

Sec. 207.15. 14

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A

KSU KENT STATE UNIVERSITY

B

Higher Education Improvement Fund (Fund 7034)

C	C270H2	Founders Hall HVAC Upgrades - Tuscarawas	\$500,000
D	C270I7	Library Asbestos Abatement and Restroom Installation - Ashtabula	\$550,000
E	C270K3	Critical Deferred Maintenance-Kent	\$1,550,000
F	C270K4	Campus ADA Improvements-Kent	\$1,000,000
G	C270K5	Fine Arts Building Roof Replacement Phase II and Library Ceiling Replacement	\$900,000
H	C270K7	Nursing Skills Laboratory Renovation- Geauga	\$450,000
I	C270L8	Blossom Music Center	\$1,500,000
J	C270M6	Front Campus Chiller Plant and Loop- Kent	\$7,500,000
K	C270M7	CAED Beall Hall 2nd Floor Rehabilitation-Kent	\$6,500,000
L	C270M8	Cunningham Hall Deferred Maintenance Phase II-Kent	\$3,075,000
M	C270M9	Library-Theater Building Roof Replacement-Trumbull	\$500,000
N	C270N1	Main Classroom Rooftop Unit Replacement Phase I-Salem	\$475,000

O	C270N2	Academic Buildings IT Network Access Enhancement-Kent	\$3,588,475
P	C270N3	Ashland County Airport Authority Terminal and Flight School Project	\$150,000
Q	C270N4	East Liverpool Athletic Center	\$200,000
R	C270N5	Severance Music Center	\$500,000
S	C270N6	Kulas Hall Renovation - Cleveland Institute of Music	\$500,000
T	C270N7	SAM Center Upgrades	\$50,000
U	C270N8	Junior Achievement North Central Ohio Building	\$250,000
V	C270N9	STEM Center of Excellence	\$250,000
W	C27002	Shaw Jewish Community Center	\$75,000
X	C27003	Purinton Hall Renovations - East Liverpool	\$300,000
Y	TOTAL Higher Education Improvement Fund		\$30,363,475
			<u>\$30,313,475</u>
Z	TOTAL ALL FUNDS		\$30,363,475
			<u>\$30,313,475</u>

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A	MHA DEPARTMENT OF MENTAL HEALTH AND ADDICTION SERVICES		
B	Mental Health Facilities Improvement Fund (Fund 7033)		
C	C58001	Community Assistance Projects	\$50,380,139 <u>\$50,280,139</u>
D	C58007	Infrastructure Renovations	\$36,739,422
E	C58048	Community Resiliency Projects	\$5,000,000
F	TOTAL Mental Health Facilities Improvement Fund		\$92,119,561 <u>\$92,019,561</u>
G	TOTAL ALL FUNDS		\$92,119,561 <u>\$92,019,561</u>

Sec. 221.13. COMMUNITY ASSISTANCE PROJECTS 18

The foregoing appropriation item C58001, Community Assistance Projects, may be used for facilities constructed or to be constructed pursuant to Chapter 340., 5119., 5123., or 5126. of the Revised Code or the authority granted by section 154.20 and other applicable sections of the Revised Code and the rules issued pursuant to those chapters and that section and shall be distributed by the Department of Mental Health and Addiction Services subject to Controlling Board approval. 19
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Of the foregoing appropriation item C58001, Community Assistance Projects, ~~\$17,515,000~~ \$17,415,000 shall be used to support the projects listed in this section. 27
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A	Project List	
B	Gracehaven-Multipurpose Building	\$2,500,000
C	Blue Line Regional Training Center	\$1,625,000
D	Bellefaire Jewish Children's Bureau Child and Youth Service Center	\$1,000,000
E	Boundless Health Campus Expansion	\$900,000
F	Lorain Nord Center	\$900,000
G	Cleveland Christian Home	\$700,000
H	Providence House East Side Campus Community Hub	\$700,000
I	Lorain County Mental Health and Primary Care Expansion	\$500,000
J	Neighborhood Alliance	\$500,000
K	Unison Health Poe Road Crisis Residential Center	\$500,000
L	Van Buren Center Restoration	\$500,000
M	Medina County Emergency Housing Shelter	\$450,000
N	Ashtabula City - Samaritan House	\$400,000
O	Refuge Residential Capacity Expansion	\$400,000
P	May Dugan Building Renovation and Expansion	\$350,000

Q	Unison Health Dorr Street Behavioral Health Residential Facility	\$350,000
R	Harriet's Hope	\$300,000
S	House of Hope	\$300,000
T	Tiffin Community Kitchen	\$300,000
U	Center for Addiction Treatment Recovery House	\$250,000
V	CHC Addiction Services	\$250,000
W	Rosemary's Babies Holloway House	\$250,000
X	Sisters of Charity Health System and Sisters of Charity Foundation of Cleveland	\$250,000
Y	TCH Outpatient Community Behavioral Health Building	\$250,000
Z	Toledo YWCA Domestic Violence Shelter	\$250,000
AA	YWCA Greater Cincinnati Domestic Violence Shelter East	\$250,000
AB	Ashland Family YMCA	\$200,000
AC	Lutheran Community Services Building	\$200,000
AD	Star House	\$200,000
AE	Toledo Life Revitalization Center	\$200,000
AF	Walt Collins Veterans Housing Facility	\$200,000

AG	Washington County Boys and Girls Club	\$175,000
AH	Pathways for Women	\$150,000
AI	Square One Meigs	\$150,000
AJ	Uptown Smiles Clinical Renovations	\$125,000
AK	Anchorage Rehabilitation Phase III	\$100,000
AL	Comprehensive Health Care at the Centers, Gordon Square	\$100,000
AM	Turning Over a New Leaf in Rural Appalachian Ohio	\$100,000
AN	Women's Resource Center of Hancock County	\$100,000
AO	Y Haven	\$100,000
AP	YWCA Family Center - Columbus	\$100,000
AQ	YMCA Competitive Sports Training Facility	\$75,000
AR	YWCA Hamilton	\$75,000
AS	Cornerstone of Hope	\$50,000
AT	Harbor Crisis Stabilization Unit	\$50,000
AU	Lifecare Alliance	\$50,000
AV	Homesafe - Ashtabula	\$40,000
AW	Muskingum Behavioral Health	\$25,000
AX	Westfield Center Improvements	\$25,000

Sec. 223.15. The foregoing appropriation item C725E2, 31
Local Parks, Recreation, and Conservation Projects, shall be 32
used to support the projects listed in this section. An amount 33
equal to two per cent of the projects listed may be used by the 34
Department of Natural Resources for the administration of local 35
projects. 36

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A	Project List	
B	Heritage Trail Extension	\$2,500,000
C	Lima Community Pool	\$2,400,000
D	Cleveland Zoo Primate Rainforest	\$1,700,000
E	Columbus Zoo	\$1,400,000
F	Cincinnati Findlay Community and Recreation Center	\$1,200,000
G	Gateway to Freedom Park	\$1,200,000
H	Akron Area YMCA Camp Y-Noah Capital Improvement	\$1,000,000
I	Euclid Waterfront Improvement Plan - Phase III	\$1,000,000
J	Franklin Park Conservatory Renovation of the Wolfe Palm House and the Davis Showhouse	\$1,000,000
K	Cincinnati Zoo and Botanical Garden Pedestrian Bridge	\$900,000
L	The Wilds RV Park and Campground	\$900,000

M	Irishtown Bend and Canal Basin Park	\$850,000
N	Cincinnati Playhouse in the Park	\$800,000
O	Lima Rotary Community Stage and Park	\$800,000
P	Copley Ridgewood Trail	\$750,000
Q	Delhi Towne Square	\$750,000
R	Environmental Education Pavilion at Forest Lawn Stormwater Park	\$750,000
S	Glen Helen Nature Preserve Accessibility Improvements	\$750,000
T	Lebanon Scenic Railway Bridge	\$750,000
U	Strongsville Town Center Enhancement and Walkability Initiative	\$725,000
V	Salem City Village Green Park	\$700,000
W	Green Township Veterans Park Enhancement	\$650,000
X	Ohio Bird Sanctuary	\$600,000
Y	Stark Parks Magnolia Flouring Mill Public Access	\$571,000
Z	ArtsinStark Park	\$500,000
AA	Indian Lake Maintenance	\$500,000
AB	North Ridgeville Mills Creek	\$500,000
AC	Sidney Feeder Canal Bike Trail	\$500,000

AD	Sylvania YMCA	\$500,000
AE	The Foundry	\$500,000
AF	Vienna Air Heritage Park	\$500,000
AG	Litzenberg Memorial Woods Improvement Project	\$498,000
AH	Geneva Township Park - Old Lake Road Shoreline Restoration	\$450,000
AI	Hamilton-Clover Groff Trail Project	\$450,000
AJ	Lake Erie Shoreline Erosion Mitigation	\$450,000
AK	McCord Park Renovations	\$450,000
AL	Mentor Marsh Observation Tower	\$450,000
AM	Replacement of Discovery Frontier Playground at Fryer Park	\$450,000
AN	Mosquito Creek Lake Park Improvements	\$404,000
AO	Avon Traxler Preserve	\$400,000
AP	Chagrin Meadows Preserve	\$400,000
AQ	Fort Colerain Phase III	\$400,000
AR	Kelleys Island East Lakeshore Shoreline Protection	\$400,000
AS	Lake Metroparks Lake Erie Shoreline Trail and Revetment Wall	\$400,000

AT	Mason Makino Park	\$400,000
AU	McDonald Commons Renovation and Construction	\$400,000
AV	Ripley Freedom Landing Riverfront Development	\$400,000
AW	Solon to Chagrin Falls Multi-Purpose Trail	\$400,000
AX	Hamilton Beltline Recreational Trail	\$380,000
AY	Holbrook Hollows Park Expansion	\$375,000
AZ	Alum Creek Pedestrian/Bike Bridge - Bexley	\$350,000
BA	Boeckling Building Pier	\$350,000
BB	CROWN Wasson Way Crossing Improvements	\$350,000
BC	Fairport Harbor Marina Boat Launch	\$350,000
BD	Hiking Trails and Playground Refurbishment - Cincinnati	\$350,000
BE	Elyria Intergenerational Community Center	\$350,000
BF	Medina Recreation Center	\$350,000
BG	Project Playground Galena	\$350,000
BH	Wauseon Community Social and Recreational Center	\$350,000
BI	Twinsburg Glen Chamberlin Park	\$338,000
BJ	Botkins Community Park	\$300,000
BK	Camp Joy	\$300,000

BL	Canal Fulton Community Park	\$300,000
BM	Canton Township Faircrest Park	\$300,000
BN	Chagrin River Trail	\$300,000
BO	Creston Community Park Renovations	\$300,000
BP	Edge Adventure Park	\$300,000
BQ	Harbin Park ADA-Accessible Play Area and Splash Pad	\$300,000
BR	Kalida St. Michael Holy Name Ballpark	\$300,000
BS	Legacy Park Shelter House and Restrooms Project - Cridersville	\$300,000
BT	Liberty Landing Phase II	\$300,000
BU	Lincoln Heights Memorial Athletic Field Renovations	\$300,000
BV	Marysville Heritage Park	\$300,000
BW	Massillon Park Splash Pad	\$300,000
BX	Mayerson JCC Expansion	\$300,000
BY	Meredith Park	\$300,000
BZ	Niles Bike Path Bridge Improvements	\$300,000
CA	North Canton Dogwood Pool House	\$300,000
CB	Olmsted Township Nature Trail and Bark Park	\$300,000
CC	Plain Township Diamond Park Historic Barn	\$300,000

CD	Town Square Redevelopment - Blue Ash	\$300,000
CE	Willadale Trail-Boettler/Southgate Connector	\$275,000
CF	Fallen Timbers Family Recreation Center Pool Replacement	\$275,000
CG	Grailville Park Improvements	\$260,000
CH	Streetsboro Industrial Park	\$250,000
CI	Brunswick Recreation Center	\$250,000
CJ	Chudzinski Johansen Conservancy Park	\$250,000
CK	Clearcreek Park Trail	\$250,000
CL	Coke Oven Community Civic Center Park	\$250,000
CM	Covington - Schoolhouse Park	\$250,000
CN	Girl Scouts of Western Ohio - EMPOWER HER	\$250,000
CO	Girl Scouts of Western Ohio Camp Libbey	\$250,000
CP	Johnstown Splash Pad	\$250,000
CQ	Lockington Trail Bridge	\$250,000
CR	Lodi Community Park	\$250,000
CS	Louisville Metzger Park	\$250,000
CT	Noble County Heritage Park	\$250,000
CU	Rotary Lodge at River Cliff Park Renovation	\$250,000

CV	Schoonover Observatory Improvements	\$250,000
CW	SPIRE Institute and Academy	\$250,000
CX	Timken Gatehouse Renovation	\$250,000
CY	West Carrollton Whitewater Park	\$250,000
CZ	Wooster Barnes Preserve	\$250,000
DA	Valleyview Park	\$240,000
DB	Cave Lake Dam	\$225,000
DC	Moonville Rail Trail	\$225,000
DD	Dan Beard Scout Camp Flooding and Erosion Mitigation	\$223,000
DE	Chillicothe Paint Creek Recreational Trail	\$215,000
DF	Ashtabula Township Park - Restoration	\$200,000
DG	Augusta Community Park	\$200,000
DH	Bryan Lincoln Park	\$200,000
DI	Camp Oty'Okwa Capital Improvements	\$200,000
DJ	Center Gateway Improvement Project - Rocky River	\$200,000
DK	Centerville Benham's Grove	\$200,000
DL	City of Monroe Lookout Point	\$200,000
DM	Coshocton County Connector	\$200,000

DN	Franklin Furnace Park	\$200,000
DO	Great Miami River Trail - Middletown to Monroe Segment Construction Project	\$200,000
DP	Memorial Park All-Purpose Trail - North Royalton	\$200,000
DQ	Mount Aloysius Community Rec Center	\$200,000
DR	Portage Bike and Hike Trail - Mill Race Segment	\$200,000
DS	Seven Gables Park Playground Replacement	\$200,000
DT	Sylvania Plummer Pool	\$200,000
DU	Tuscarawas Memorial Park Improvements	\$200,000
DV	Wellness at the Generational Recreation Complex- Construction	\$200,000
DW	West Farmington Park Improvements	\$200,000
DX	Shawnee West Buckeye Trail	\$195,000
DY	Jim Terrell Park Canoe/Kayak Launch	\$190,000
DZ	Racine Star Mill Park	\$190,000
EA	Darke County Art Trail	\$180,000
EB	Bryn Du Barn	\$175,000
EC	Erie MetroParks Nature Center	\$175,000
ED	Norton Bicentennial Park	\$175,000

EE	Ohio and Erie Canal Restoration	\$175,000
EF	Concord Township Park Renovation	\$172,000
EG	Ward Park Swimming Pool Filtration System Replacement	\$171,000
EH	Ashland County Corner Park	\$150,000
EI	Brown County Board of Developmental Disabilities Resource and Community Center	\$150,000
EJ	Buckeye Lake Boat Ramps and Pier Enabling Project	\$150,000
EK	Deer Park Chamberlin Park	\$150,000
EL	Elyria Holly Hall	\$150,000
EM	Forest Park Central Park Improvements	\$150,000
EN	Fostoria Splash Pad	\$150,000
EO	Geneva Township Park Commission - Handicap Accessible Ramp	\$150,000
EP	Gibsonburg Logyard Park	\$150,000
EQ	Greenville Downtown Park	\$150,000
ER	Hammertown Lake Improvements Project	\$150,000
ES	Kingsbury Riverfront Park Rehabilitation Project	\$150,000
ET	Lock Nine Riverfront Park	\$150,000
EU	MAGNET's Manufacturing Innovation, Technology and Job	\$150,000

	Center Park	
EV	Mansfield B&O Trail Connector	\$150,000
EW	Mansfield Central Park	\$150,000
EX	Middle Point Recreation Center	\$150,000
EY	Mount Gilead Park Site Preparations	\$150,000
EZ	Navarre Park	\$150,000
FA	North Kingsville Village - Community Park	\$150,000
FB	North Olmsted Community Park Improvements	\$150,000
FC	Olmsted Falls East River Road Park	\$150,000
FD	Portsmouth Market Square Park	\$150,000
FE	Powhatan Point Municipal Park District	\$150,000
FF	Restore Rockefeller	\$150,000
FG	Richwood Splash Pad	\$150,000
FH	Rio Grande Reservoir and Park Improvements	\$150,000
FI	Seven Hills Calvin Park Drainage Improvements	\$150,000
FJ	Unger Park Multi-Use Loop Trail	\$150,000
FK	Urban Meadow Park Connector Trail	\$150,000
FL	Wellsville Marina Dredging	\$150,000

FM	Austintown Township Park Bandshell Replacement	\$140,000
FN	West Union SR 41 Shared Use Path Phase II	\$140,000
FO	Bellefontaine Blue Jacket Park	\$135,000
FP	Alliance Memorial Park	\$125,000
		<u>\$250,000</u>
FQ	Alliance Thompson Snodgrass Park	\$125,000
FR	Antwerp Holly Kobee Memorial Splash Pad	\$125,000
FS	Carey Splash Pad	\$125,000
FT	Flight Line: East Dayton Rails-to-Trails	\$125,000
FU	Friedt Park	\$125,000
FV	Kirtland Community Center	\$125,000
FW	Miami Valley Research Park Bike Path and Pedestrian Bridge	\$125,000
FX	Old Murray City School Building Demolition	\$125,000
FY	Vermillion Main Street Beach and Harbor Access Project	\$125,000
FZ	Clepper Park Pickleball Courts	\$122,000
GA	Village of Fort Loramie Community Park Improvements	\$122,000
GB	North Fork Preserve of Bath	\$120,000

GC	Rootstown Community Park and Gracie Field Paving	\$120,000
GD	New Knoxville Splash Pad and Shelter House	\$110,000
GE	Sally Buffalo Park Stage	\$110,000
GF	South Lebanon Veteran's Park Playground	\$110,000
GG	Middleburg Heights Memorial Hall Courtyard	\$104,000
GH	Akron Zoo Additional Animal Housing Phase II	\$100,000
GI	Bay Village Green Improvements	\$100,000
GJ	Brecksville Field House	\$100,000
GK	Cobblestone Park - Medina	\$100,000
GL	Fairfield Township Veterans Memorial Project	\$100,000
GM	Gahanna Exploration Center	\$100,000
GN	Harmony Park	\$100,000
GO	Highland Heights Park Connector	\$100,000
GP	Holden Arboretum All-Season Trails	\$100,000
GQ	Kenton Saulisberry Park at France Lake	\$100,000
GR	Mansfield Sterkel Park	\$100,000
GS	Marion Lincoln Park	\$100,000
GT	Mecca Township Recreation Center	\$100,000

GU	Montgomery Cultural Arts and Performance Fountain	\$100,000
GV	Ottawa Memorial Pool Splash Pad	\$100,000
GW	Outdoor Theater and Performing Arts Community Park - Hillsboro	\$100,000
GX	Painesville Kiwanis Recreation Park	\$100,000
GY	Pickleball Courts at Patricia Allyn Park	\$100,000
GZ	Plain City Heritage Trail	\$100,000
HA	Plan4Health Perry Township Park Trail Improvement Plan	\$100,000
HB	Police and Fire Dedication Playground - Lyndhurst	\$100,000
HC	Sheffield Village James Day Park	\$100,000
HD	Syracuse Skatepark	\$100,000
HE	The Pony Wagon Trail	\$100,000
HF	The Wilds Shade and Shelter Improvements	\$100,000
HG	Veterans Memorial at Rose Run Park	\$100,000
HH	Village of Bellville Historic Bandstand Renovations	\$100,000
HI	Village of Bentleyville Riverview Community Park	\$100,000
HJ	Village of Middlefield Parks Upgrades	\$100,000
HK	Weatherstone Park - Wadsworth	\$100,000

HL	West Alexandria Smith Street Park	\$100,000
HM	Wintersville Recreation Complex	\$100,000
HN	Acres of Adventure Learning Center	\$90,000
HO	Byesville Patriot Park	\$90,000
HP	Malta Park Improvements	\$90,000
HQ	Parma Park Improvements	\$90,000
HR	Perrysville Weltmer Park - Playground	\$85,000
HS	4-H Camp Piedmont Upgrades	\$75,000
HT	Brook Park Central Park	\$75,000
HU	Cuyahoga Heights Willowbrook Connector Trail	\$75,000
HV	Fairborn Memorial Park	\$75,000
HW	Fairview Park Bain Park	\$75,000
HX	Havener Park Improvements	\$75,000
HY	Independence Pool Facility Improvements	\$75,000
HZ	Lancaster Nature Trail at AHA!	\$75,000
IA	Leipsic Buckeye Park	\$75,000
IB	Little Miami River Access and Park Development	\$75,000
IC	Loveland Heights Playground Improvements	\$75,000

ID	Middleport-Pomeroy Walking Path Project Phase IV	\$75,000
IE	Monroe Township Park Playground	\$75,000
IF	Mt. Sterling Mason Park	\$75,000
IG	New Concord Swimming Pool	\$75,000
IH	Outdoor Sports Court Revitalization - Springdale	\$75,000
II	Sharon Nature Preserve Trails Phase I	\$75,000
IJ	Wadsworth Safety Town Park	\$75,000
IK	Voice of America MetroPark Tylersville Road Entrance	\$70,000
IL	Wilhelmina Park Trail and Shelter Project	\$70,000
IM	Ellsworth Hills Learning Lab	\$65,000
IN	Roscoe Village Infrastructure Project	\$60,000
IO	Buckeye Trail East Fork Wildlife Area	\$57,000
IP	Caldwell Walking Track Expansion	\$55,000
IQ	Reservoir Park Pathway Pedestrian Bridge - Deshler	\$52,000
IR	McCulloughs Run - Newton	\$50,000
IS	Bellaire Walking Trail	\$50,000
IT	Big Walnut Trail Extension and Park	\$50,000
IU	Big Walnut Trail SE Columbus - Eastland Area	\$50,000

IV	Brunswick Lake ADA Canoe/Kayak Launch	\$50,000
IW	Bryan George Bible Park	\$50,000
IX	Buckeye Lake Crystal Lagoon and Public Park	\$50,000
IY	Center Ice Foundation	\$50,000
IZ	Cleveland Botanical Garden Public Accessible Garden Path	\$50,000
JA	Concord Township Park Restroom Facility Project	\$50,000
JB	Doylestown Memorial Park	\$50,000
JC	Drews Track Memorial Pump Track Expansion	\$50,000
JD	Glass City Enrichment Center	\$50,000
JE	Greenwich Reservoir Park	\$50,000
JF	Leila McGuire Jeffrey Park Playground	\$50,000
JG	Levitt Pavilion Dayton	\$50,000
JH	Madison Village Dana's Park	\$50,000
JI	Madison Village Wetland Trail	\$50,000
JJ	Martins Ferry Recreation Center- Water Splash Park/Ice Rink	\$50,000
JK	Millersport Lions Park	\$50,000
JL	Moscow Ohio River Stabilization, Phase II	\$50,000

JM	Ohio FFA Camp Muskingum	\$50,000
JN	P&G MLB Cincinnati Reds Youth Academy	\$50,000
JO	Penney Nature Center Improvement Project	\$50,000
JP	Prairie Trail/Stitt Park Improvements	\$50,000
JQ	Caldwell Race Track Upgrades	\$50,000
JR	Richmond Heights Community Park Gazebo	\$50,000
JS	Richwood Park Lynn St. Shelterhouse and Parking	\$50,000
JT	Salt Fork State Park	\$50,000
JU	Shade Community Center Upgrades	\$50,000
JV	Tinker's Creek Trail	\$50,000
JW	Village of Bloomdale Reservoir Project	\$50,000
JX	Wapakoneta Waterpark	\$50,000
JY	Walton Hills Thomas Young Park	\$48,000
JZ	Byrd Township Community Center	\$45,000
KA	Selby Building Revitalization	\$45,000
KB	Village of Dunkirk Splash Pad and Storage Building	\$45,000
KC	Burr Oak State Park	\$44,000
KD	Veterans Memorial Park Accessibility Improvements - Liberty Center	\$42,000

KE	Chippewa Falls Rail Trail Parking Lot	\$40,000
KF	Chippewa Park Shelter House	\$40,000
KG	Gates Mills Community House Improvements	\$40,000
KH	Hartinger Park/Diles Park Playground Improvements	\$40,000
KI	Fifth Street Park Play Structure and Splash Pad	\$30,000
KJ	Keener Park Sledding Hill	\$30,000
KK	Alger Park Upgrades	\$25,000
KL	Blue Heron Park Trail Phase II	\$25,000
KM	Charlement Reservation Stable	\$25,000
KN	Gloria Glens Southwest Park Grading	\$25,000
KO	Pickerington Promenade	\$25,000
KP	Plymouth Mary Fate Park	\$25,000
KQ	Blue Heron Park Flood Mitigation	\$20,000
KR	Hardin County Veterans Memorial Park	\$20,000
KS	Malinta Community Park	\$20,000
KT	Zuck Riparian Preserve Trail	\$18,000
KU	Perrysville Weltmer Park - Electrical	\$15,000
KV	Sardinia Veteran's Community Park Revitalization	\$15,000

KW	Kokosing Gap Trail	\$14,000
KX	Paulding County Park District Floating Pier Addition	\$10,000
KY	Buckeye Trail Boesel Easement Bridge	\$2,800
KZ	Paulding County Park District Boat Launch Improvement	\$2,500
LA	Paulding County Park District	\$1,000
LB	Paulding County Park District Pier	\$1,000

Sec. 237.10. 38

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A	FCC FACILITIES CONSTRUCTION COMMISSION	
B	State Fiscal Recovery Fund (Fund 5CV3)	
C	C230GF ARPA School Security	\$100,000,000
D	TOTAL State Fiscal Recovery Fund	\$100,000,000
E	Administrative Building Fund (Fund 7026)	
F	C23016 Energy Conservation Projects	\$2,000,000
G	C230E5 State Agency Planning/Assessment	\$2,800,000
H	TOTAL Administrative Building Fund	\$4,800,000
I	Cultural and Sports Facilities Building Fund (Fund 7030)	

J	C23024	OHS - Statewide Site Exhibit Renovation	\$475,000
K	C23025	OHS - Statewide Site Repairs	\$1,600,000
L	C23028	OHS - Basic Renovations and Emergency Repairs	\$1,000,000
M	C23032	OHS - Ohio Historical Center Rehabilitation	\$3,000,000
N	C23033	OHS - Stowe House State Memorial	\$1,500,000
O	C23034	OHS - National Afro-American Museum	\$900,000
P	C23057	OHS - Online Portal to Ohio's Heritage	\$400,000
Q	C230C8	OHS - Serpent Mound	\$750,000
R	C230E6	OHS - Exhibits Native American Sites	\$250,000
S	C230EN	OHS - Storage Facility Expansion	\$5,000,000
T	C230EO	OHS - Poindexter Village Museum	\$1,000,000
U	C230FM	Cultural and Sports Facilities Projects	\$51,894,000 <u>\$52,044,000</u>
V	C230FS	OHS - Ohio River Museum New Building	\$3,000,000
W	C230FT	OHS - Statewide Site Security System	\$400,000
X	C230FY	OHS - National Road Museum	\$500,000
Y	C230GG	OHS - Start Westward Monument	\$500,000

Z	C230W7	OHS - Lundy House Restoration	\$1,250,000
AA	C230X1	OHS - Site Energy Conservation	\$300,000
AB	TOTAL Cultural and Sports Facilities Building Fund		\$73,719,000
			<u>\$73,869,000</u>
AC	School Building Program Assistance Fund (Fund 7032)		
AD	C23002	School Building Program Assistance	\$600,000,000
AE	TOTAL School Building Program Assistance Fund		\$600,000,000
AF	Capital IT Projects Fund (Fund 7091)		
AG	C230GF	Data Management Solution	\$3,000,000
AH	TOTAL Capital IT Projects Fund		\$3,000,000
AI	TOTAL ALL FUNDS		\$781,519,000
			<u>\$781,669,000</u>

ARPA SCHOOL SECURITY 40

(A) The foregoing appropriation item C230GF, ARPA School Security, shall be used by the Facilities Construction Commission to award grants of up to \$100,000 per school building to eligible public school districts and chartered nonpublic schools. Grants shall be awarded according to guidelines adopted by the Commission after consultation with the Ohio Department of Education and the division of Homeland Security of the Department of Public Safety. In awarding grants, the Commission may consider applications submitted by eligible public school districts in response to similar grant programs operated by the

Commission that have not been awarded if such applications 51
comply with guidelines adopted under this division. 52

(B) All grants awarded under division (A) of this section 53
shall comply with requirements of the federal American Rescue 54
Plan Act of 2021, Pub. L. No. 117-2. 55

(C) As used in division (A) of this section: 56

(1) "Eligible public school district" means any city, 57
local, exempted village, or joint vocational school district, 58
any community school established under Chapter 3314. of the 59
Revised Code, and any STEM school established under Chapter 60
3326. of the Revised Code. 61

(2) "School building" means a classroom facility serving 62
the educational needs of students that has not had construction 63
completed within the prior five years under any of the programs 64
authorized under Chapter 3318. of the Revised Code and that has 65
not received grant funding under the School Safety Grant Program 66
established in S.B. 310 of the 133rd General Assembly and funded 67
by appropriation item C23020, School Safety Grant Program. 68

(3) "Chartered nonpublic school" means a school that meets 69
standards for nonpublic schools prescribed by the State Board of 70
Education for nonpublic schools pursuant to section 3301.07 of 71
the Revised Code. 72

ENERGY CONSERVATION PROJECTS 73

The foregoing appropriation item C23016, Energy 74
Conservation Projects, shall be used to perform energy 75
conservation renovations, including the United States 76
Environmental Protection Agency's Energy Star Program, in state- 77
owned facilities. Prior to the release of funds for renovation, 78
state agencies shall have performed a comprehensive energy audit 79

for each project. The Facilities Construction Commission shall 80
review and approve proposals from state agencies to use these 81
funds for energy conservation. Public school districts and 82
state-supported and state-assisted institutions of higher 83
education are not eligible for funding from this item. 84

STATE AGENCY PLANNING/ASSESSMENT 85

Capital appropriations in ~~this act~~ H.B. 687 of the 134th 86
General Assembly made from appropriation item C230E5, State 87
Agency Planning/Assessment, shall be used by the Facilities 88
Construction Commission to provide assistance to any state 89
agency for assessment, capital planning, and maintenance 90
management. 91

Sec. 237.13. CULTURAL AND SPORTS FACILITIES PROJECTS 92

The foregoing appropriation item C230FM, Cultural and 93
Sports Facilities Projects, shall be used to support the 94
projects listed in this section. 95

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A	Project List	
B	Columbus Symphony Orchestra	\$2,000,000
C	Findlay Market Garage	\$2,000,000
D	Toledo Museum of Art	\$1,250,000
E	Cincinnati Museum Center STEM - Biomedical and Early Childhood Exhibits	\$1,200,000

F	Allen County Memorial Hall Improvements	\$1,000,000
G	Historic Newark Arcade Renovation	\$1,000,000
H	Eric Mendelsohn Park Synagogue Campus Restoration	\$1,000,000
I	Playhouse Square	\$1,000,000
J	Port Regal Theatre	\$1,000,000
K	Pro Football Hall of Fame	\$1,000,000
L	Rock and Roll Hall of Fame Expansion	\$1,000,000
M	Cleveland Museum of Art Horace Kelley Art Foundation Lobby Renovation Phase II	\$900,000
N	Cleveland Museum of Natural History	\$900,000
O	A.B. Graham Memorial at I-70 and SR 72	\$750,000
P	American Sign Museum	\$750,000
Q	James A. Garfield Memorial Preservation	\$750,000
R	Springfield Art Museum	\$750,000
S	Central Presbyterian Church	\$650,000
T	Emery Theater Restoration	\$650,000
U	Salmon Carter House	\$625,000
V	Athens Hall of Honor Veterans Memorial	\$600,000
W	DeYor Performing Arts Center	\$600,000

X	Fremont Amphitheater Park	\$600,000
Y	National Museum of the Great Lakes Expansion Project	\$600,000
Z	OH WOW! The Roger and Gloria Jones Children's Center for Science and Technology	\$600,000
AA	Akron Art Museum-Center for Creative Learning	\$500,000
AB	Canton Township Palace Theater	\$500,000
AC	Champaign Aviation Museum Improvements	\$500,000
AD	Crawford Auto-Aviation Museum	\$500,000
AE	Day Air Credit Union Ballpark Professional Development License Facility Standard Improvements	\$500,000
AF	Dayton Institute of Art	\$500,000
AG	Fort Recovery Opera House	\$500,000
AH	Friends of the St. Marys Theater and Grand Opera House Downtown Revitalization Project	\$500,000
AI	International Soap Box Derby	\$500,000
AJ	Lyric Theater Renovation	\$500,000
AK	Miami Valley Veterans Museum	\$500,000
AL	National Aviation Hall of Fame Innovation Laboratory	\$500,000
AM	National Voice of America Museum of Broadcasting	\$500,000

AN	Ohio Aerospace Institute Building Repair Project	\$500,000
AO	Stan Hywet Hall and Garden	\$500,000
AP	The Barn at Stratford	\$500,000
AQ	York Mason Building Renovation	\$500,000
AR	Brown-Harris Historic Cemetery Preservation	\$450,000
AS	Schuster Center	\$450,000
AT	Taft Museum of Art Preservation Phase II	\$450,000
AU	Clifton Cultural Arts Center	\$400,000
AV	Orange Township Veterans Memorial	\$400,000
AW	Columbus Museum of Art	\$350,000
AX	Fort Laurens Restoration	\$330,000
AY	Cleveland Center for Arts and Technology	\$325,000
AZ	Vandalia Art Park Amphitheater	\$300,000
BA	Butler Art Museum	\$300,000
BB	Champaign County Historical Society-Museum Additions and Renovation	\$300,000
BC	Gloria Theatre and the Urbana Youth Center Improvements	\$300,000
BD	Historic Washington Auditorium Renovation	\$300,000
BE	Jackson Amphitheater	\$300,000

BF	New Franklin Tudor House	\$300,000
BG	Robert (Sonny) Hill Community Center Expansion and Redevelopment Project	\$300,000
BH	Rockwell District Cultural and Arts Amphitheater - Whitehall	\$300,000
BI	Steubenville Grand Theater	\$300,000
BJ	Veterans Memorial Lake Park	\$300,000
BK	Oak Harbor Riverfront	\$275,000
BL	City of Orrville Market West Historic Area	\$250,000
BM	Cranz Farm at Hale Farm and Village	\$250,000
BN	Everts Athletic and Arts Community Center	\$250,000
BO	Findlay Market Infrastructure Renovations	\$250,000
BP	Holmes Center for the Arts	\$250,000
BQ	New London Hileman Community Building Project	\$250,000
BR	Piqua Arts - The Bank	\$250,000
BS	Rickenbacker Boyhood Home	\$250,000
BT	Sandusky State Theatre	\$250,000
BU	Toledo School for the Arts Expansion	\$250,000
BV	Youngstown Heritage Manor	\$250,000

BW	Preble County Historical Society Restoration and Nature Reserve	\$240,000
BX	Pickaway County Memorial Hall	\$225,000
BY	Beck Center	\$200,000
BZ	Cincinnati Carriage House Renovations	\$200,000
CA	Complete Cozad - Health Hospitality Campus	\$200,000
CB	East Liverpool Revitalization Project	\$200,000
CC	Grant Sawyer Carriage House	\$200,000
CD	Lorain Palace Theatre	\$200,000
CE	Marion Heritage Hall	\$200,000
CF	Painesville Amphitheater	\$200,000
CG	Karamu House Educational Wing Renovations	\$175,000
CH	McDowell-Phillips House Museum	\$175,000
CI	McKinley Presidential Library Upgrades	\$171,000
CJ	Grafton Veterans Memorial	\$150,000
CK	Historic Ohio State Reformatory Tour Site Upgrade and Expansion	\$150,000
CL	Johnstown Amphitheater	\$150,000
CM	Marion Women's Club	\$150,000

CN	Necco Center Campus	\$150,000
CO	Nuestra Gente Community Center	\$150,000
CP	Powell Education Center	\$150,000
CQ	St. Clairsville Train Depot	\$150,000
CR	Tecumseh! Actors Village Improvements	\$150,000
CS	Van Wert Area Performing Arts Annex Workshop	\$150,000
CT	Village of Richwood Opera House Restoration	\$150,000
CU	Woodsfield Monroe Theatre	\$135,000
CV	Pump House Center for the Arts	\$127,000
CW	Beach Park Railway Museum	\$125,000
CX	Ensemble Theatre of Cincinnati	\$125,000
CY	Forever Dads Historic Building Restoration	\$125,000
CZ	John and Iris Hathaway Education and Community Center	\$125,000
DA	Logan Theater Renovation	\$125,000
DB	<u>Anchorage Rehabilitation Phase III</u>	<u>\$100,000</u>
DC	Armstrong Air and Space Museum	\$100,000
DD	Barker House Stabilization Project	\$100,000
DE	Boonshoft Museum of Discovery	\$100,000

DF	Bowling Green Oak Street Theater	\$100,000
DG	Chagrin Falls Historical Society	\$100,000
DH	Columbus College of Art and Design Youth and Community Learning Hub	\$100,000
DI	Dairy Barn Arts Center	\$100,000
DJ	Delaware Arts Castle Mason Repairs	\$100,000
DK	Downtown Marion Community Culture and Entertainment Zone	\$100,000
DL	Dublin Arts Council - Muirfield Drive Project	\$100,000
DM	Evendale Cultural Arts Center - ADA Compliance	\$100,000
DN	Fayette County Museum	\$100,000
DO	Federal Valley Resource Center Improvements	\$100,000
DP	Firelands Historical Society Expansion	\$100,000
DQ	Galion Big Four Depot Renovation	\$100,000
DR	Historic Hoover Auditorium Renovation	\$100,000
DS	Historic Sidney Theater Phase II	\$100,000
DT	Hotel McArthur	\$100,000
DU	Jacob Miller Tavern	\$100,000
DV	Kol Israel Foundation Holocaust Memorial	\$100,000

DW	Lilly Weston House	\$100,000
DX	Louis Sullivan Building	\$100,000
DY	Macedonia Missionary Baptist Church Renovation	\$100,000
DZ	Middletown Entertainment and Sports Venue	\$100,000
EA	North Ridgeville Veterans Memorial	\$100,000
EB	Port Clinton Arts Garage	\$100,000
EC	Portage Riverwalk Arts Infrastructure - Oak Harbor	\$100,000
ED	Ro-Na Theater Entertainment and Performing Arts Theater	\$100,000
EE	Strand Theatre	\$100,000
EF	Swanton Memorial Park Improvements	\$100,000
EG	Walnut Hills Creative Campus	\$100,000
EH	Wellston Sport Complex	\$100,000
EI	Zoar <u>Dennison</u> Community Auditorium Accessibility	\$95,000
EJ	Arts and Education Campus Improvements - Silverton	\$90,000
EK	Georgetown Hall - Adena	\$90,000
EL	Sugarcreek Township Veterans Memorial	\$90,000
EM	Case Barlow Farm	\$80,000
EN	Highland House Museum	\$77,000

EO	Boys and Girls Club - HVAC and Roof Repair - Orrville	\$75,000
EP	Danny Thomas Park Amphitheater	\$75,000
EQ	Hudson Historic Boy Scout Cabin	\$75,000
ER	Pleasant Square Community Center	\$75,000
ES	Tarlton Community Building	\$75,000
ET	Warren County Community Services	\$75,000
EU	Massillon Museum Fire Monitoring System	\$68,000
EV	Pike Heritage Museum	\$60,000
EW	Allen County Museum	\$50,000
EX	Willoughby Arts Education and Performing Arts Center	\$50,000
EY	Fairfield County Historical Society Goslin Room	\$50,000
EZ	G.A.R. Hall Historic Rehabilitation	\$50,000
FA	Gallipolis Railroad Freight Station Museum	\$50,000
FB	Grand Army of the Republic Hall	\$50,000
FC	Grant Memorial Building, Phase II	\$50,000
FD	Grant Presidential Sculpture	\$50,000
FE	History Manor Renovation and Reinterpretation - Wauseon	\$50,000
FF	Libbey House	\$50,000

FG	Mansard Building Project	\$50,000
FH	Mansfield Art Center Pavilion	\$50,000
FI	O.P. Chaney/Historic Mill	\$50,000
FJ	Oviatt House	\$50,000
FK	Railroad Museum Upgrades - Bradford	\$50,000
FL	<u>SAM Center Upgrades</u>	<u>\$50,000</u>
FM	Spring Hill	\$50,000
FN	Trumpet in the Land Outdoor Drama Tower Project	\$50,000
FO	Westfield Center Community Center ADA Improvement Project	\$50,000
FP	Zanesville Gateway District	\$50,000
FQ	Zanesville Museum of Art Facility EIFS Repairs and HVAC Replacement	\$50,000
FR	Hardin County Armory	\$45,000
FS	Genoa One Room School House	\$40,000
FT	Victorian House Museum	\$35,000
FU	Convoy Opera House Annex Restoration	\$31,000
FV	Stuart's Opera House	\$30,000
FW	Dayton Contemporary Dance Arts and Cultural Center	\$25,000

FX	Ohio Glass Museum	\$25,000
FY	Peoples Bank Theatre	\$25,000
FZ	Poland Historical Society	\$25,000
GA	Village of Garrettsville Cemetery	\$25,000
GB	Scioto County Heritage Museum Restoration	\$10,000

Section 2. That existing Sections 207.15, 221.10, 221.13, 223.15, 237.10, and 237.13 of H.B. 687 of the 134th General Assembly are hereby repealed." 97
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After line _____, insert: 100

"Section 3. That Section 237.13 of H.B. 597 of the 134th General Assembly (as amended by H.B. 687 of the 134th General Assembly) be amended to read as follows: 101
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Sec. 237.13. The amount reappropriated from the foregoing appropriation item C230FM, Cultural and Sports Facilities Projects, shall be equal to the amount of all projects specified in this section, unless the amounts are released prior to June 30, 2022, and shall include the unencumbered balance as of June 30, 2022, in appropriation items C23072, Madisonville Arts Center of Hamilton County, and C230BB, Golf Manor Volunteer Park Outdoor Amphitheater. 104
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B	Rock and Roll Hall of Fame and Great Lakes Science Center	\$1,750,000
C	Cincinnati Art Museum Master Plan	\$1,400,000
D	Lima Rotary Stage and Park	\$1,250,000
E	Ohio Theatre Restoration	\$1,250,000
F	Cincinnati Ballet Center	\$1,000,000
G	Directing the Future: A New Stage for Cincinnati's National Theatre	\$1,000,000
H	Jeep Museum	\$1,000,000
I	Dayton Air Credit Union Ballpark	\$1,000,000
J	Northwood Community Recreation Center	\$1,000,000
K	Cleveland Museum of Art	\$750,000
L	Stan Hywet Hall & Gardens	\$750,000
M	World Heritage and Visitor Center	\$730,000
N	Ohio Aviation Hall of Fame	\$550,000
O	Carnes Center	\$500,000
P	BAYarts	\$500,000
Q	Columbus Historical Society Engine House #6	\$500,000
R	Flats East Bank Performance Stage	\$500,000

S	Louis Sullivan Building of Newark Restoration and Adaptive Reuse	\$489,000
T	Lake Erie Nature and Science Center Wildlife Gardens Education Project	\$450,000
U	Ariel Opera House Energy Efficiency and Safety Updates	\$400,000
V	Dublin North Market Bridge Park	\$350,000
W	Stambaugh Auditorium	\$350,000
X	Washington Court House Auditorium	\$325,000
Y	Midland Theatre Project	\$324,000
Z	Harveysburg First Free Black School	\$322,500
AA	Champaign County Historical Museum	\$300,000
AB	Barn at Stratford	\$300,000
AC	National Museum of the Great Lakes Expansion	\$300,000
AD	Willoughby Amphitheater	\$300,000
AE	Butler Institute of American Art	\$275,000
AF	Springfield Museum of Art Renovation	\$250,000
AG	O.P. Chaney/Historic Mill	\$250,000
AH	Norwalk Theater Rehabilitation Project	\$250,000

AI	Tam O'Shanter Renovations	\$250,000
AJ	Yoctangee Park Historic Armory	\$250,000
AK	Columbus Museum of Art Accessibility Upgrades	\$225,000
AL	Evendale Cultural Arts Center ADA Compliance	\$225,000
AM	Veterans Memorial Civic and Convention Center	\$200,000
AN	Ohio Valley Museum of Discovery	\$200,000
AO	Grove City Outdoor Cultural Arts Performance Facility	\$200,000
AP	Grove City Historical Society Renovations	\$200,000
AQ	South Point Community Center Update and Modernize	\$200,000
AR	Protect Our Bones: Critical Infrastructure Improvements at the Boonshoft Museum	\$200,000
AS	Warren Community Amphitheater Renovations	\$200,000
AT	Peoples Bank Theatre	\$200,000
AU	Buckeye Agricultural Museum and Education Center	\$194,538
AV	Historic Township Hall Relocation and Restoration	\$180,000
AW	Wright Factory Unit - Dayton	\$175,000
AX	African American Museum	\$150,000
AY	FRONT: MidTown Arts Campus <u>Transformer Station</u>	\$150,000

AZ	Karamu House Phase III	\$150,000
BA	Defiance Community Auditorium Renovation Project	\$150,000
BB	Invisible Gallery	\$150,000
BC	Madison Place Fire House Renovation	\$150,000
BD	Greenfield Historical Society Restoration Project	\$150,000
BE	Clearview Museum	\$150,000
BF	Akron Art Museum	\$150,000
BG	Baldwin-Buss House Restoration	\$150,000
BH	Unionville Tavern Improvements	\$125,000
BI	Williams County Fountain City Amphitheater	\$125,000
BJ	Lorain County Historical Society	\$112,000
BK	Wooster Amphitheater	\$100,000
BL	Maltz Museum of Jewish Heritage Reimagine Project	\$100,000
BM	North Royalton Memorial Park Amphitheater	\$100,000
BN	The Music Settlement Center for Innovation, Education, and Technology	\$100,000
BO	Minerva Park Amphitheater Restoration	\$100,000
BP	Rickenbacker Woods Museum	\$100,000
BQ	Covedale Center - Phase 6 Renovations	\$100,000

BR	Steubenville Grand Theater	\$100,000
BS	West Liberty Town Hall Opera House Community Center Restoration and Renovation	\$100,000
BT	Polish Cultural Center	\$100,000
BU	Battle of Buffington Island Civil War Battlefield Museum	\$100,000
BV	Meigs County Pioneer and Historical Society Renovations	\$100,000
BW	Twin City Opera House	\$100,000
BX	Gant Stadium Renovation	\$100,000
BY	Octagon House	\$100,000
BZ	Circleville Historic City Hall Improvements	\$100,000
CA	Pickaway County Historical Society Museum	\$100,000
CB	Camden Opera House Second Floor Renovation	\$100,000
CC	Southern Ohio War Memorial	\$100,000
CD	Levi Scofield Mansion Transformation	\$100,000
CE	El Mercado at La Villa Hispana Cultural Revitalization	\$100,000
CF	Mayfield Civic Center Theater Renovation	\$100,000
CG	Leesburg Historic B & O Rail Depot	\$100,000

CH	The Funk Music Hall of Fame and Exhibition Center	\$100,000
CI	Jacob Miller's Tavern Renovation	\$100,000
CJ	Stone Academy	\$92,000
CK	Morgan History Center Renovation	\$85,000
CL	Muirfield Dr. Kinetic Arts Project	\$75,000
CM	Convoy Opera House Facility Renovation	\$75,000
CN	Hune Covered Bridge Relocation	\$75,000
CO	Hardin County Historical Society Improvements	\$64,000
CP	Nancy and David Wolf Holocaust and Humanity Center	\$56,000
CQ	Soap Box Derby Track Resurfacing and Sidewalks Additions and Upgrades	\$50,000
CR	Gaslight Theater	\$50,000
CS	Mausoleum Repair	\$50,000
CT	John S. Knight Convention Center	\$50,000
CU	G.A.R. Hall ADA Accessibility	\$50,000
CV	Wright Patterson Air Force Base Holocaust Museum	\$50,000
CW	Clark Gable Facility Improvements	\$50,000
CX	Darke County Art Trail Initiative	\$40,000

CY	Wendel Concert Stage	\$35,000
CZ	History of Weston, Historical Offerings	\$30,000
DA	Evendale Cultural Arts Center	\$25,000
DB	Heritage Farm Museum Improvement	\$25,000
DC	Piketon Liberty Memorial	\$25,000
DD	1872 German Furniture Factory Project	\$25,000
DE	Medina County and Brunswick Historical Societies Project/Wadsworth Historical Society	\$25,000
DF	Bucyrus Bicentennial Arch Project	\$25,000
DG	Fairborn Military Veterans Memorial	\$25,000
DH	Stained Glass Window Restoration for the Wapakoneta Museum	\$22,000
DI	Shelby House Museum	\$20,000
DJ	Jackson Center Museum Building Improvements	\$13,500
DK	Leipsic Recreation Center Improvements	\$7,500
DL	Jeromesville Totem Pole	\$3,000

Section 4. That existing Section 237.13 of H.B. 597 of the 113
134th General Assembly (as amended by H.B. 687 of the 134th 114
General Assembly) is hereby repealed." 115

The motion was _____ agreed to.

<u>SYNOPSIS</u>	116
Capital appropriation changes for Kent State University,	117
Department of Mental Health and Addiction Services, Department	118
of Natural Resources, and Facilities Construction Commission	119
Sections 1 and 2 (amending Sections 207.15, 221.10,	120
221.13, 223.15, 237.10, and 237.13 of H.B. 687 of the 134th	121
General Assembly)	122
Increases Cultural and Sports Facilities Building Fund	123
(Fund 7030) line item C230FM, Cultural and Sports Facilities	124
Projects, in the Facilities Construction Commission budget, by	125
\$150,000 in the FY 2023-FY 2024 biennium and redirects the	126
following as earmarks under this item:	127
(1) An earmark of \$100,000 for the Anchorage	128
Rehabilitation Phase III project under Mental Health Facilities	129
Improvement Fund (Fund 7033) line item C58001, Community	130
Assistance Projects, in the Department of Mental Health and	131
Addiction Services' budget;	132
(2) Higher Education Improvement Fund (Fund 7034) line	133
item C270N7, SAM Center Upgrades, with an appropriation of	134
\$50,000 in Kent State University's budget.	135
Eliminates an earmark of \$125,000 for the Alliance	136
Thompson - Snodgrass Park under Parks and Recreation Improvement	137
Fund (Fund 7035) line item C725E2, Local Parks, Recreation, and	138
Conservation Projects, in the Department of Natural Resources'	139
budget and increases an earmark for Alliance Memorial Park under	140
the same line item by \$125,000.	141
Renames a \$95,000 earmark of line item C230FM for "Zoar	142
Community Auditorium Accessibility" as "Dennison Community	143
Auditorium Accessibility."	144

Capital reappropriation change for the Facilities	145
Construction Commission	146
Sections 3 and 4 (amending Section 237.13 of H.B. 597 of the 134th General Assembly)	147 148
Redirects an earmark of \$150,000 from "FRONT: MidTown Arts Campus" to "Transformer Station" under Cultural and Sports Facilities Building Fund (Fund 7030) line item C230FM, Cultural and Sports Facilities Projects, under the Facilities Construction Commission.	149 150 151 152 153

C	5Z10	653624	County Board Waiver Match	\$0	\$45,000,000
D			TOTAL DPF Dedicated Purpose Fund Group	\$0	\$45,000,000
E			Federal Fund Group		
F	3A40	653654	Medicaid Services	\$0	\$105,000,000
G			TOTAL FED Federal Fund Group	\$0	\$105,000,000
H			TOTAL ALL BUDGET FUND GROUPS	\$0	\$150,000,000

(A) In fiscal year 2023, a portion of funds from 16
appropriation item 653624, County Board Waiver Match, and 17
appropriation item 653654, Medicaid Services, may be used to 18
implement the Direct Support Professional Quarterly Retention 19
Payments Program during the period of July 1, 2022, through June 20
30, 2023. The Director of Developmental Disabilities shall 21
administer the program by doing the following: 22

(1) Establishing criteria for eligible home and community- 23
based waiver providers; 24

(2) Implementing an opt-in system; 25

(3) Developing provider requirements on the payments; 26

(4) Establishing quarterly provider payments based on 27
percentage of the provider's reimbursed claims during the 28
preceding quarter; 29

(5) Collecting data on the initiative. 30

(B) The Director of Developmental Disabilities shall adopt 31
rules to implement this initiative. The Director of 32
Developmental Disabilities shall consult with county boards of 33

developmental disabilities, the Ohio Association of County 34
Boards of Developmental Disabilities, and provider organizations 35
to review the effectiveness of the initiative and make 36
recommendations on the continuation of the initiative." 37

After line _____, insert: 38

"Section 3. Within the limits set forth in this act, the 39
Director of Budget and Management shall establish accounts 40
indicating the source and amount of funds for each appropriation 41
made in this act, and shall determine the form and manner in 42
which appropriation accounts shall be maintained. Expenditures 43
from operating appropriations contained in this act shall be 44
accounted for as though made in H.B. 110 of the 134th General 45
Assembly. The operating appropriations made in this act are 46
subject to all provisions of H.B. 110 of the 134th General 47
Assembly that are generally applicable to such appropriations." 48

The motion was _____ agreed to.

SYNOPSIS 49

Department of Developmental Disabilities 50

Sections 1, 2, and 3 51

Makes FY 2023 supplemental appropriations of \$45.0 million 52
in appropriation line item 653624, County Board Waiver Match, 53
and \$105.0 million in appropriation line item 653654, Medicaid 54
Services. Allows the increased funds to be used for the Direct 55
Support Professional Quarterly Retention Payments Program. 56
Requires the Department of Developmental Disabilities to 57
administer and oversee the program and to establish quarterly 58

provider payments, and tasks the Department to consult with	59
county boards of developmental disabilities, the Ohio	60
Association of County Boards of Developmental Disabilities, and	61
provider organizations to oversee and make recommendations for	62
the continuation of the program.	63

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "to make an appropriation to support local water and sewer projects" 1
2

After line _____, insert: 3

"Section 1. All items in this act are hereby appropriated 4
as designated out of any moneys in the state treasury to the 5
credit of the designated fund. For all operating appropriations 6
made in this act, those in the first column are for fiscal year 7
2022 and those in the second column are for fiscal year 2023. 8
The operating appropriations made in this act are in addition to 9
any other operating appropriations made for the FY 2022-FY 2023 10
biennium." 11

After line _____, insert: 12

"Section 2. 13

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	1	2	3	4	5
A	DEV DEPARTMENT OF DEVELOPMENT				
B	Dedicated Purpose Fund Group				
C	5CV3	195457	Local Water and Sewer	\$0	\$75,000,000

D TOTAL DPF Dedicated Purpose Fund Group \$0 \$75,000,000
E TOTAL ALL BUDGET FUND GROUPS \$0 \$75,000,000

LOCAL WATER AND SEWER 15

The foregoing appropriation item 195457, Local Water and Sewer, shall be used by the Department of Development to enter into grant agreements with city or county governments that will provide necessary water or sewer upgrades at a location to be utilized by a megaproject that satisfies the criteria described in section 122.17 of the Revised Code." 16
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After line _____, insert: 22

"Section 3. Within the limits set forth in this act, the Director of Budget and Management shall establish accounts indicating the source and amount of funds for each appropriation made in this act, and shall determine the form and manner in which appropriation accounts shall be maintained. Expenditures from operating appropriations contained in this act shall be accounted for as though made in H.B. 110 of the 134th General Assembly. The operating appropriations made in this act are subject to all provisions of H.B. 110 of the 134th General Assembly that are generally applicable to such appropriations." 23
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The motion was _____ agreed to.

SYNOPSIS 33

Department of Development 34

Section 2 35

Appropriates \$75.0 million in FY 2023 under DPF State	36
Fiscal Recovery Fund (Fund 5CV3) appropriation item 195457,	37
Local Water and Sewer, and requires the Department of	38
Development to enter into grant agreements with city or county	39
governments that will provide necessary water or sewer upgrades	40
at a location to be utilized by a megaproject.	41

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "to support a behavioral health workforce expansion initiative, and to make an appropriation" 1
2
3

After line _____, insert: 4

"Section 1. All items in this act are hereby appropriated 5
as designated out of any moneys in the state treasury to the 6
credit of the designated fund. For all operating appropriations 7
made in this act, those in the first column are for fiscal year 8
2022 and those in the second column are for fiscal year 2023. 9
The operating appropriations made in this act are in addition to 10
any other operating appropriations made for the FY 2022-FY 2023 11
biennium." 12

After line _____, insert: 13

"Section 2. 14

15

1 2 3 4 5

A MHA DEPARTMENT OF MENTAL HEALTH AND ADDICTION SERVICES

B Dedicated Purpose Fund Group

C	5HC8	652698	MHA Home and Community Based Services	\$0	\$85,000,000
D	TOTAL DPF Dedicated Purpose Fund Group			\$0	\$85,000,000
E	TOTAL ALL BUDGET FUND GROUPS			\$0	\$85,000,000

MHA HOME AND COMMUNITY BASED SERVICES 16

The foregoing appropriation item 652698, MHA Home and
Community Based Services, shall be used by the Department of
Mental Health and Addiction Services, in coordination with the
Department of Higher Education, to expand career-focused
programming in the behavioral health disciplines at state
institutions of higher education, as defined in section 3345.011
of the Revised Code, and nonprofit institutions holding a
certificate of authorization pursuant to Chapter 1713. of the
Revised Code, and to administer other initiatives to recruit,
train, and retain a robust behavioral health workforce. Any
expenditures shall be used in accordance with Section 9817 of
the "American Rescue Plan Act of 2021," Pub. L. No. 117-2, and
shall comply with the Department of Medicaid's Medicaid state
plan approved by the United States Centers for Medicare and
Medicaid Services (CMS) and any associated CMS guidance,
reporting requirements, and certifications."

After line _____, insert: 33

"Section 3. HOME AND COMMUNITY BASED SERVICES 34
APPROPRIATIONS - STATE 35

The Director of Budget and Management may authorize 36
additional expenditures in appropriation items 651698, MCD Home 37
and Community Based Services, 652698, MHA Home and Community 38

Based Services, 653698, DDD Home and Community Based Services, 39
655698, JFS Home and Community Based Services, 656698, AGE Home 40
and Community Based Services, and 659698, BOR Home and Community 41
Based Services, as long as the additional expenditures are 42
offset by equal expenditure reductions in another of these 43
appropriation items. Any additional expenditures shall be used 44
in accordance with Section 9817 of the "American Rescue Plan Act 45
of 2021," Pub. L. No. 117-2, and shall comply with the 46
Department of Medicaid's Medicaid state plan approved by the 47
United States Centers for Medicare and Medicaid Services (CMS) 48
and any associated CMS guidance, reporting requirements, and 49
certifications. Any additional expenditures are hereby 50
appropriated." 51

After line _____, insert: 52

"Section 4. HOME AND COMMUNITY BASED APPROPRIATIONS - 53
FEDERAL 54

The Director of Budget and Management may authorize 55
additional expenditures in appropriation items 651699, MCD Home 56
and Community Based Services - Federal, 652699, MHA Home and 57
Community Based Services - Federal, 653699, DDD Home and 58
Community Based Services - Federal, 655699, JFS Home and 59
Community Based Services - Federal, 656699, AGE Home and 60
Community Based Services - Federal, and 659699, BOR Home and 61
Community Based Services - Federal. If additional expenditures 62
are authorized in any of these appropriation items, the Director 63
of Budget and Management shall make appropriation adjustments in 64
any of the other items as necessary. Any additional expenditures 65
shall be used in accordance with Section 9817 of the "American 66
Rescue Plan Act of 2021," Pub. L. No. 117-2, and shall comply 67
with the Department of Medicaid's Medicaid state plan approved 68
by the United States Centers for Medicare and Medicaid Services 69

(CMS) and any associated CMS guidance, reporting requirements, 70
and certifications. Any additional expenditures are hereby 71
appropriated." 72

After line _____, insert: 73

"Section 5. Within the limits set forth in this act, the 74
Director of Budget and Management shall establish accounts 75
indicating the source and amount of funds for each appropriation 76
made in this act, and shall determine the form and manner in 77
which appropriation accounts shall be maintained. Expenditures 78
from operating appropriations contained in this act shall be 79
accounted for as though made in H.B. 110 of the 134th General 80
Assembly. The operating appropriations made in this act are 81
subject to all provisions of H.B. 110 of the 134th General 82
Assembly that are generally applicable to such appropriations." 83

The motion was _____ agreed to.

SYNOPSIS 84

Department of Mental Health and Addiction Services 85

Sections 1, 2, 3, 4, and 5 86

Appropriates \$85.0 million in FY 2023 in DPF Fund 5HC8 87
line item 652698, MHA Home and Community Based Services. 88
Requires these funds to be used, in coordination with the 89
Department of Higher Education, to grow career-focused 90
programming in the behavioral health disciplines at state 91
institutions of higher education and nonprofit institutions 92
holding a certificate of authorization, and to administer other 93
initiatives to recruit, train, and retain a robust behavioral 94

health workforce.	95
Allows the OBM Director to authorize additional	96
expenditures in the following state DPF line items: 651698, MCD	97
Home and Community Based Services, 652698, MHA Home and	98
Community Based Services, 653698, DDD Home and Community Based	99
Services, 655698, JFS Home and Community Based Services, 656698,	100
AGE Home and Community Based Services, and 659698, BOR Home and	101
Community Based Services, as long as any additional expenditures	102
are offset by equal expenditure reductions in another of these	103
appropriation items. Appropriates any additional expenditures	104
authorized.	105
Allows the OBM Director to authorize additional	106
expenditures in the following federal line items: 651699, MCD	107
Home and Community Based Services - Federal, 652699, MHA Home	108
and Community Based Services - Federal, 653699, DDD Home and	109
Community Based Services - Federal, 655699, JFS Home and	110
Community Based Services - Federal, 656699, AGE Home and	111
Community Based Services - Federal, and 659699, BOR Home and	112
Community Based Services - Federal. Requires the Director to	113
make appropriation adjustments in any of the other items as	114
necessary if additional expenditures are authorized.	115
Appropriates any additional expenditures authorized.	116

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "307.6910" 1
In line _____ of the title, after "_____" insert "to exempt the 2
Board of Directors of the nonprofit corporation that operates the Veterans 3
Memorial and Museum from Ohio's sunshine laws" 4
After line _____, insert: 5
"Section 1. That section 307.6910 of the Revised Code be 6
amended to read as follows: 7
Sec. 307.6910. (A) A new nonprofit corporation shall be 8
organized under the laws of this state for the purpose of 9
operating a veterans memorial and museum to be located within 10
the city of Columbus at the site described in division (B) of 11
this section. 12
(B) The site of the veterans memorial and museum, shall be 13
constructed on the following parcel of real property owned in 14
fee simple by the board of county commissioners of Franklin 15
county: 16
That property located at 300 West Broad Street, Columbus, 17
Ohio, generally lying north of Broad Street, south of the right- 18
of-way line of Norfolk and Southern Railway, west of the Scioto 19
River and its floodwall, and east of the east line of Belle 20
Street if the same extended north of Broad Street to the 21
railroad right-of-way. 22

(C) The bylaws of the new nonprofit corporation shall 23
provide for the board of directors to consist of a minimum of 24
fifteen members. The appointments to the board of directors 25
shall be made in accordance with the articles of incorporation 26
and bylaws of the nonprofit corporation. All appointments to the 27
board of directors shall satisfy any qualifications set forth in 28
the nonprofit corporation's bylaws. The appointments to the 29
board of directors shall be made as follows: 30

(1) The board of county commissioners of Franklin county 31
shall appoint five members. 32

(2) The articles of incorporation shall provide for the 33
remaining appointments. 34

(D) The bylaws of the new nonprofit corporation shall 35
provide for a national veterans advisory committee to consist of 36
veterans and family members of veterans. Appointments to the 37
national veterans advisory committee shall be made in accordance 38
with the bylaws of the nonprofit corporation. 39

(E) All Notwithstanding any other provision of the Revised 40
Code, meetings and records of the board of directors of the new 41
nonprofit corporation shall be conducted and maintained in 42
accordance with the sunshine laws of this state, including, but 43
not limited to, sections are not subject to section 121.22 and 44
149.43 of the Revised Code, and records of the board and of the 45
corporation are not public records under section 149.43 of the 46
Revised Code. 47

(F) The board of county commissioners of Franklin county 48
may lease the site described in division (B) of this section 49
together with any adjacent property, without engaging in 50
competitive bidding, to an Ohio nonprofit corporation for the 51

construction, development, and operation of the veterans 52
memorial and museum. A board of county commissioners may 53
appropriate funds to either the nonprofit corporation 54
established as provided in this section or the nonprofit 55
corporation with which the county has leased the property for 56
permanent improvements and operating expenses of the veterans 57
memorial and museum. 58

Section 2. That existing section 307.6910 of the Revised 59
Code is hereby repealed." 60

The motion was _____ agreed to.

SYNOPSIS 61

Veterans Memorial and Museum 62

R.C. 307.6910 63

Exempts, from Open Meetings Law, all meetings of the board 64
of directors of the nonprofit corporation that operates the 65
Veterans Memorial and Museum. 66

Establishes that records of the board of directors or of 67
the nonprofit corporation are not public records under Public 68
Records Law. 69

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "124.134" 1

In line _____ of the title, after "_____" insert "regarding unused 2
vacation leave cash conversions by certain state employees" 3

After line _____, insert: 4

"Section 1. That section 124.134 of the Revised Code be 5
amended to read as follows: 6

Sec. 124.134. (A) Each full-time permanent state employee 7
paid in accordance with section 124.152 of the Revised Code and 8
those employees listed in divisions (B) (2) and (4) of section 9
124.14 of the Revised Code shall be credited with vacation leave 10
with full pay according to length of service and accruing at a 11
corresponding rate per biweekly pay period, as follows: 12

13

1

2

A	Length of Service Per Pay Period	Accrual Rate
B	Less than 4 years	3.1 hours
C	4 but less than 9 years	4.6 hours

D	9 but less than 14 years	6.2 hours
E	14 but less than 19 years	6.9 hours
F	19 but less than 24 years	7.7 hours
G	24 years or more	9.2 hours

Fifty-two weeks equal one year of service. 14

The amount of an employee's service shall be determined in 15
accordance with the standard specified in section 9.44 of the 16
Revised Code. Credit for prior service, including an increased 17
vacation accrual rate and longevity supplement, shall take 18
effect during the first pay period that begins immediately 19
following the date the director of administrative services 20
approves granting credit for that prior service. No employee, 21
other than an employee who submits proof of prior service within 22
ninety days after the date of the employee's hiring, shall 23
receive any amount of vacation leave for the period prior to the 24
date of the director's approval of the grant of credit for prior 25
service. 26

Part-time permanent employees who are paid in accordance 27
with section 124.152 of the Revised Code and full-time permanent 28
employees subject to this section who are in active pay status 29
for less than eighty hours in a pay period shall earn vacation 30
leave on a prorated basis. The ratio between the hours worked 31
and the vacation hours earned by these classes of employees 32
shall be the same as the ratio between the hours worked and the 33
vacation hours earned by a full-time permanent employee with the 34
same amount of service as provided for in this section. 35

Vacation leave is not available for use until it appears 36

on the employee's earning statement and the compensation 37
described in the earning statement is available to the employee. 38

(B) Employees granted leave under this section shall 39
forfeit their right to take or to be paid for any vacation leave 40
to their credit which is in excess of the accrual for three 41
years. Any excess leave shall be eliminated from the employees' 42
leave balance. 43

(C) Except as provided in division (D) of this section, 44
beginning in fiscal year 2012, an employee may be paid for up to 45
eighty hours of vacation leave each fiscal year if the employee 46
requested and was denied the use of vacation leave during that 47
fiscal year. No employee shall receive payment for more than 48
eighty hours of denied vacation leave in a single fiscal year. 49
An employee is only eligible to receive payment for vacation 50
leave when the employee's vacation leave credit is at, or will 51
reach in the immediately following pay period, the maximum of 52
the accrual for three years and the employee has been denied the 53
use of vacation leave. An employee is not entitled to receive 54
payment for vacation leave denied in any pay period in which the 55
employee's vacation leave credit is not at, or will not reach in 56
the immediately following pay period, the maximum of accrual for 57
three years. Any vacation leave for which an employee receives 58
payment shall be deducted from the employee's vacation leave 59
balance. No employee is eligible to receive payment for denied 60
vacation leave in either fiscal year 2010 or fiscal year 2011. 61

(D) The supreme court, general assembly, secretary of 62
state, auditor of state, treasurer of state, and attorney 63
general may establish by policy an alternate payment structure 64
for employees whose vacation leave credit is at, or will reach 65
in the immediately following pay period, the maximum of accrual 66

for three years and the employee has been denied the use of 67
vacation leave. An employee is not entitled to receive payment 68
for vacation leave denied in any pay period in which the 69
employee's vacation leave credit is not at, or will not reach in 70
the immediately following pay period, the maximum of accrual for 71
three years. Any vacation leave for which the employee receives 72
payment shall be deducted from the employee's vacation leave 73
balance. 74

(E) Except as otherwise provided in this division, upon 75
separation from state service, an employee granted leave under 76
this section is entitled to compensation at the employee's 77
current rate of pay for all unused vacation leave accrued under 78
this section or section 124.13 of the Revised Code to the 79
employee's credit. An employee who separates from state service 80
with less than twelve months of total state service is not 81
entitled to compensation for unused accrued vacation leave. In 82
case of transfer of an employee from one state agency to 83
another, the employee shall retain the unused accrued vacation 84
leave. In case of the death of an employee, the unused accrued 85
vacation leave shall be paid in accordance with section 2113.04 86
of the Revised Code, or to the employee's estate. An employee 87
serving in a temporary worklevel who is eligible to receive 88
compensation under this division shall be compensated at the 89
base rate of pay of the employee's normal classification. 90

(F)(1) Except as provided in division (G) of this section, 91
beginning in December ~~2019~~2023, and every year thereafter, the 92
director shall allow an eligible full-time or part-time employee 93
who is credited with vacation leave under this section to 94
convert ~~to cash a maximum of forty hours of a portion of the~~ 95
employee's unused accrued vacation leave to cash in accordance 96
with this division. 97

(2) To be eligible for the conversion described in 98
division (F)(1) of this section, an employee shall have not less 99
than ~~two~~ one hundred hours of unused accrued vacation leave 100
available for use on the last day of the first pay period of 101
November in the year that the employee chooses to make the 102
conversion. 103

(3) An employee who has not less than two hundred hours of 104
unused accrued vacation leave available for use on the last day 105
of the first pay period of November in the year that the 106
employee chooses to make the conversion is eligible to convert 107
up to eighty hours of unused accrued vacation leave to cash 108
under division (F)(1) of this section. An employee who has not 109
less than one hundred hours of unused accrued vacation leave 110
available for use on the last day of the first pay period of 111
November in the year that the employee chooses to make the 112
conversion is eligible to convert up to forty hours of unused 113
accrued vacation leave to cash under division (F)(1) of this 114
section. 115

(4) Unused accrued vacation leave converted to cash under 116
division (F)(1) of this section shall be paid to the employee in 117
the first paycheck of December at the base rate of pay for every 118
hour of unused accrued vacation leave that the employee 119
converts. An employee serving in a temporary work level who 120
elects to convert unused accrued vacation leave to cash shall do 121
so at the base rate of pay of the employee's normal 122
classification. 123

~~(4)~~ (5) An employee who separates from state service 124
during the year shall not be eligible for the cash benefit 125
provided under division (F) of this section. 126

~~(5)~~ (6) The cash benefit set forth in division (F) of this 127

section shall not be subject to contributions to any of the 128
retirement systems, either by the employee or the employer. 129

~~(6)~~ (7) The director shall establish procedures to 130
implement this division. The director shall include in the 131
procedures a final date by which an employee must notify the 132
director of the amount of unused accrued vacation leave to be 133
converted to cash. Except as provided in division (B) of this 134
section, an employee's unused accrued vacation leave balance 135
shall automatically carry forward if the employee does not 136
notify the director in accordance with the procedures the 137
director establishes. 138

(G) Division (F) of this section does not apply to 139
employees of the supreme court, the general assembly, the 140
legislative service commission, the secretary of state, the 141
auditor of state, the treasurer of state, or the attorney 142
general unless the supreme court, the general assembly, the 143
legislative service commission, the secretary of state, the 144
auditor of state, the treasurer of state, or the attorney 145
general decides that the employees of those respective entities 146
should be eligible for the opportunity to convert unused accrued 147
vacation leave pursuant to division (F) of this section and 148
notifies the director in writing on or before the first day of 149
October of the calendar year of the decision to make the 150
employees eligible. The first year that these entities may elect 151
to allow to make the employees eligible is ~~2019~~2023. After 152
notifying the director in writing of the decision that employees 153
of those respective entities are eligible, those employees 154
remain eligible until the respective entity notifies the 155
director in writing on or before the first day of October of the 156
calendar year that the employees are ineligible. If any entity 157
notifies the director of a decision that employees of those 158

entities are ineligible during any calendar year, those 159
employees remain ineligible until the entity notifies the 160
director in writing on or before the first day of October of the 161
calendar year that the employees are eligible. This division 162
does not apply to employees defined as public employees under 163
section 4117.01 of the Revised Code. 164

Section 2. That existing section 124.134 of the Revised 165
Code is hereby repealed." 166

The motion was _____ agreed to.

SYNOPSIS 167

Accrued vacation leave cash conversion 168

R.C. 124.134 169

Beginning in December 2023, increases, from 40 to 80, the 170
maximum hours of accrued unused vacation leave certain state 171
employees exempt from collective bargaining may convert to cash, 172
provided the employee has at least 200 hours of unused accrued 173
vacation leave. 174

Beginning in December 2023, allows an employee described 175
above who has at least 100 hours of unused accrued vacation 176
leave to convert 40 hours to cash. 177

Exempts employees of the Supreme Court, the General 178
Assembly, the Legislative Service Commission, the Secretary of 179
State, the Auditor of State, the Treasurer of State, and the 180
Attorney General from the cash conversion unless the employees' 181
employer notifies the Director of Administrative Services in 182

writing before the first day of October 2023, that the employees	183
are eligible. (Once an agency provides the notice, its employees	184
remain eligible until the agency notifies the Director in	185
writing that the employees are not eligible.)	186

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "to make an appropriation for the Water and Sewer Quality Program" 1
2

After line _____, insert: 3

"Section 1. All items in this act are hereby appropriated 4
as designated out of any moneys in the state treasury to the 5
credit of the designated fund. For all operating appropriations 6
made in this act, those in the first column are for fiscal year 7
2022 and those in the second column are for fiscal year 2023. 8
The operating appropriations made in this act are in addition to 9
any other operating appropriations made for the FY 2022-FY 2023 10
biennium." 11

After line _____, insert: 12

"Section 2. 13

14

	1	2	3	4	5
A	DEV DEPARTMENT OF DEVELOPMENT				
B	Dedicated Purpose Fund Group				
C	5CV3	1956A1	Water and Sewer Quality	\$0	\$250,000,000

Program

D TOTAL DPF Dedicated Purpose Fund Group \$0 \$250,000,000
E TOTAL ALL BUDGET FUND GROUPS \$0 \$250,000,000

WATER AND SEWER QUALITY PROGRAM 15

The foregoing appropriation item 1956A1, Water and Sewer 16
Quality Program, shall be used to award grants under the Water 17
and Sewer Quality Program established in Section 259.30 of H.B. 18
168 of the 134th General Assembly." 19

After line _____, insert: 20

"Section 3. Within the limits set forth in this act, the 21
Director of Budget and Management shall establish accounts 22
indicating the source and amount of funds for each appropriation 23
made in this act, and shall determine the form and manner in 24
which appropriation accounts shall be maintained. Expenditures 25
from operating appropriations contained in this act shall be 26
accounted for as though made in H.B. 110 of the 134th General 27
Assembly. The operating appropriations made in this act are 28
subject to all provisions of H.B. 110 of the 134th General 29
Assembly that are generally applicable to such appropriations." 30

The motion was _____ agreed to.

SYNOPSIS 31

Department of Development 32

Sections 1 to 3 33

Appropriates \$250.0 million in FY 2023 under DPF Fund 5CV3	34
appropriation item 1956A1, Water and Sewer Quality Program, and	35
earmarks the same amount for the Department of Development to	36
award grants under the Water and Sewer Quality Program created	37
in Section 259.30 of H.B. 168 of the 134th General Assembly.	38

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "5301.36" 1
In line _____ of the title, after "_____" insert "and to amend the 2
law related to the satisfaction of mortgages" 3
After line _____, insert: 4
"Section 1. That section 5301.36 of the Revised Code be 5
amended to read as follows: 6
Sec. 5301.36. (A) Except in a county in which the county 7
recorder has elected to require that all satisfactions of 8
mortgages be recorded by separate instrument as allowed under 9
section 5301.28 of the Revised Code, when recording a mortgage, 10
county recorders shall leave space on the margin of the record 11
for the entry of satisfaction, and record therein the 12
satisfaction made on the mortgage, or permit the owner of the 13
claim secured by the mortgage to enter such satisfaction. Such 14
record shall have the same effect as the record of a release of 15
the mortgage. 16
(B) Within ninety days from the date of the satisfaction 17
of a mortgage, the mortgagee shall record a release of the 18
mortgage evidencing the fact of its satisfaction in the 19
appropriate county recorder's office and pay any fees required 20
for the recording. The mortgagee may, by contract with the 21
mortgagor, recover the cost of the fees required for the 22

recording of the satisfaction by the county recorder. 23

~~(C) If (C) (1) Except as provided in division (C) (2) of~~ 24
this section, if the mortgagee fails to comply with division (B) 25
of this section, the mortgagor of the unrecorded satisfaction 26
and the current owner of the real property to which the mortgage 27
pertains may recover, in a civil action, damages of two hundred 28
fifty dollars. This division does not preclude or affect any 29
other legal remedies or damages that may be available to the 30
mortgagor. 31

(2) A mortgagor or current owner of the real property 32
shall not be eligible to collect the damages described in 33
division (C) (1) of this section via a class action for 34
violations of division (B) of this section that occurred in 35
calendar year 2020. This division does not preclude or affect 36
any other legal remedies or damages that may be available to the 37
mortgagor or current owner. 38

(D) (1) If upon the expiration of the ninety-day period 39
described in division (B) of this section, the satisfaction of 40
mortgage remains unrecorded, the current owner of the real 41
property shall provide the mortgagee written notice, in 42
accordance with the Rules of Civil Procedure, of the failure to 43
enter the release of the mortgage of record. The notice shall be 44
in substantially the following form: 45

"OHIO LAW REQUIRES A MORTGAGEE, WHETHER THE ORIGINAL MORTGAGEE 46
OR ANY SUCCESSOR TO THE INTEREST OF THE ORIGINAL MORTGAGEE, TO 47
RECORD A RELEASE OF A MORTGAGE EVIDENCING ITS SATISFACTION IN 48
THE APPROPRIATE COUNTY RECORDER'S OFFICE AND TO PAY ANY FEES 49
REQUIRED FOR THE RECORDING WITHIN A CERTAIN TIME PERIOD. (Name 50
of mortgagor)'S MORTGAGE LOAN, (loan number or other loan 51
identification), FOR PROPERTY LOCATED AT (property address), WAS 52

SATISFIED ON (date of satisfaction). IT APPEARS YOU HAVE YET TO 53
RECORD A RELEASE OF THIS MORTGAGE. FAILURE TO RECORD THE RELEASE 54
WITHIN 15 DAYS OF RECEIVING THIS NOTICE MAY RESULT IN A CIVIL 55
ACTION FILED AGAINST YOU TO RECOVER REASONABLE ATTORNEYS' FEES 56
AND COSTS INCURRED IN SUCH AN ACTION OR OTHERWISE TO OBTAIN THE 57
RECORDING, PLUS DAMAGES OF \$100 FOR EACH DAY OF NONCOMPLIANCE 58
NOT TO EXCEED \$5,000 IN TOTAL DAMAGES." 59

(2) Within fifteen days after delivery of the notice 60
described in division (D) (1) of this section, the mortgagee 61
shall record a release of the mortgage evidencing the fact of 62
its satisfaction in the appropriate county recorder's office and 63
pay any fees required for the recording. The mortgagee may, by 64
contract with the mortgagor or current owner of the real 65
property, recover the cost of the fees required for the 66
recording of the satisfaction by the county recorder. 67

(E) If the mortgagee fails to comply with division (D) (2) 68
of this section after receiving the notice in accordance with 69
division (D) (1) of this section, the current owner of the real 70
property may recover, in a civil action, reasonable attorneys' 71
fees and costs incurred in such an action or otherwise to obtain 72
the recording of a satisfaction of mortgage plus damages of one 73
hundred dollars for each day of noncompliance, not to exceed 74
five thousand dollars in total damages. 75

This division does not preclude or affect any other legal 76
remedies or damages that may be available to the current owner. 77

(F) A mortgagee that records a release of a mortgage 78
evidencing the fact of its satisfaction within the time periods 79
required by this section shall not be in violation of this 80
section, or subject to damages or fees, due to the failure of a 81
county recorder to timely process that release of mortgage. 82

(G) A current owner may combine the civil actions 83
described in divisions (C) and (E) of this section by bringing 84
one action to collect for both damages, or may bring separate 85
actions. 86

(H) As used in this section: 87

(1) "Mortgagee" includes the original mortgagee or any 88
successor to or assignee of the original mortgagee. 89

(2) "Satisfaction" means that the obligation secured by a 90
mortgage has been paid in full and the underlying obligation 91
terminated, with no opportunities for future advancements. 92

Section 2. That existing section 5301.36 of the Revised 93
Code is hereby repealed." 94

The motion was _____ agreed to.

SYNOPSIS 95

Failure to record satisfaction of mortgage 96

R.C. 5301.36 97

Prohibits a mortgagor or current owner of real property 98
from collecting, through a class action lawsuit, \$250 in damages 99
for failure on the part of the mortgagee, during calendar year 100
2020, to record the satisfaction of a mortgage within 90 days. 101

Specifies that this prohibition does not preclude or 102
affect any other legal remedies or damages available to the 103
mortgagor or current owner. 104

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "3333.051" 1
In line _____ of the title, after "_____" insert ", regarding 2
prelicensure nursing bachelor's degree programs at community, state 3
community, or technical colleges," 4
After line _____, insert: 5

"Section 1. That section 3333.051 of the Revised Code be 6
amended to read as follows: 7

Sec. 3333.051. (A) The chancellor of higher education 8
shall establish a program under which a community college 9
established under Chapter 3354., technical college established 10
under Chapter 3357., or state community college established 11
under Chapter 3358. of the Revised Code may apply to the 12
chancellor for authorization to offer applied bachelor's ~~and,~~ 13
nursing bachelor's, and prelicensure nursing bachelor's degree 14
programs. 15

The chancellor may approve programs under this section 16
that demonstrate all of the following: 17

(1) Evidence of an agreement between the college and a 18
regional business or industry to train students in an in-demand 19
field and to employ students upon their successful completion of 20
the program; 21

(2) That the workforce need of the regional business or industry is in an in-demand field with long-term sustainability based upon data provided by the governor's office of workforce transformation;

(3) Supporting data that identifies the specific workforce need the program will address;

(4) The absence of a bachelor's degree program that meets the workforce need addressed by the proposed program that is offered by a state university or private college or university;

(5) Willingness of an industry partner to offer workplace-based learning and employment opportunities to students enrolled in the proposed program.

~~(B)~~ (B) (1) The chancellor shall approve the creation of any nursing bachelor's degree program proposed by a community, state community, or technical college that meet the requirements prescribed in divisions (A) (1) to (5) of this section and the standards and procedures for academic program approval pursuant to section 3333.04 of the Revised Code. Upon the approval of the chancellor the institution shall establish an accredited nursing bachelor's degree program.

(2) Notwithstanding any provision of law to the contrary, the chancellor shall approve any proposal for a prelicensure nursing bachelor's degree program submitted by a community, state community, or technical college prior to September 30, 2022. The chancellor promptly shall transmit that proposal along with the chancellor's approval to the appropriate accreditation bodies.

(C) As used in this section:

(1) "Applied bachelor's degree" means a bachelor's degree

that is both of the following: 51

(a) Specifically designed for an individual who holds an 52
associate of applied science degree, or its equivalent, in order 53
to maximize application of the individual's technical course 54
credits toward the bachelor's degree; 55

(b) Based on curriculum that incorporates both theoretical 56
and applied knowledge and skills in a specific technical field. 57

(2) "Private college or university" means a nonprofit 58
institution that holds a certificate of authorization pursuant 59
to Chapter 1713. of the Revised Code. 60

(3) "State university" has the same meaning as in section 61
3345.011 of the Revised Code. 62

Section 2. That existing section 3333.051 of the Revised 63
Code is hereby repealed." 64

The motion was _____ agreed to.

SYNOPSIS 65

Prelicensure nursing bachelor's degree programs 66

R.C. 3333.051 67

Requires the Chancellor to approve a prelicensure nursing 68
bachelor's degree program proposal submitted by a community, 69
state community, or technical college prior to September 30, 70
2022, and transmit that approved proposal to appropriate 71
accreditation bodies. 72

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "to support the expansion of crisis infrastructure, and to make an appropriation." 1
2

After line _____, insert: 3

"Section 1. All items in this act are hereby appropriated 4
as designated out of any moneys in the state treasury to the 5
credit of the designated fund. For all operating appropriations 6
made in this act, those in the first column are for fiscal year 7
2022 and those in the second column are for fiscal year 2023. 8
The operating appropriations made in this act are in addition to 9
any other operating appropriations made for the FY 2022-FY 2023 10
biennium." 11

After line _____, insert: 12

"Section 2. 13

14

	1	2	3	4	5
A	MHA DEPARTMENT OF MENTAL HEALTH AND ADDICTION SERVICES				
B	Dedicated Purpose Fund Group				
C	5CV3	336657	Crisis	\$0	\$90,000,000

Infrastructure
Expansion

D	TOTAL DPF Dedicated Purpose Fund Group	\$0	\$90,000,000
E	TOTAL ALL BUDGET FUND GROUPS	\$0	\$90,000,000

CRISIS INFRASTRUCTURE EXPANSION 15

The foregoing appropriation item 336657, Crisis 16
Infrastructure Expansion, shall be used for one-time 17
infrastructure investments to support the expansion of crisis 18
infrastructure, including stabilization units, short-term crisis 19
residential services, hospital diversion and step-down centers, 20
mobile crisis response, and behavioral health urgent care 21
centers. Funding shall be allocated regionally based on the 22
Department of Mental Health and Addiction Services' regional 23
psychiatric hospital catchment areas. Funds allocated shall be 24
used to pay for renovation, construction, operations, and 25
technology upgrades for services. 26

An amount equal to the unexpended, unencumbered balance of 27
appropriation item 336657, Crisis Infrastructure Expansion, at 28
the end of fiscal year 2023 is hereby reappropriated to the same 29
appropriation item for the same purpose for fiscal year 2024." 30

After line _____, insert: 31

"Section 3. Within the limits set forth in this act, the 32
Director of Budget and Management shall establish accounts 33
indicating the source and amount of funds for each appropriation 34
made in this act, and shall determine the form and manner in 35
which appropriation accounts shall be maintained. Expenditures 36
from operating appropriations contained in this act shall be 37
accounted for as though made in H.B. 110 of the 134th General 38

Assembly. The operating appropriations made in this act are 39
subject to all provisions of H.B. 110 of the 134th General 40
Assembly that are generally applicable to such appropriations." 41

The motion was _____ agreed to.

SYNOPSIS 42

Department of Mental Health and Addiction Services 43

Sections 1, 2, and 3 44

Appropriates \$90.0 million in FY 2023 in new DPF Fund 5CV3 45
line item 336657, Crisis Infrastructure Expansion. Requires 46
these funds to be used for one-time infrastructure investments 47
to support the expansion of crisis infrastructure. Requires 48
funds to be allocated regionally based on the Department's 49
regional psychiatric hospital catchment areas and that 50
allocations be used for renovation, construction, operations, 51
and technology upgrades for services. 52

Requires an amount equal to the unexpended, unencumbered 53
balance of these funds from FY 2023 be reappropriated for the 54
same purpose in FY 2024. 55

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "102.01, 121.22, 149.43, and 1710.02" 1 2

In line _____ of the title, after "_____" insert "and to modify the law governing certain special improvement districts" 3 4

After line _____, insert: 5

"Section 1. That sections 102.01, 121.22, 149.43, and 1710.02 of the Revised Code be amended to read as follows: 6 7

Sec. 102.01. As used in this chapter: 8

(A) "Compensation" means money, thing of value, or financial benefit. "Compensation" does not include reimbursement for actual and necessary expenses incurred in the performance of official duties. 9 10 11 12

(B) "Public official or employee" means any person who is elected or appointed to an office or is an employee of any public agency. "Public official or employee" does not include a- any of the following: 13 14 15 16

(1) A person elected or appointed to the office of precinct, ward, or district committee member under section 3517.03 of the Revised Code, any presidential elector, or any delegate to a national convention. "Public official or employee" does not include a-; 17 18 19 20 21

(2) A person who is a teacher, instructor, professor, or 22
other kind of educator whose position does not involve the 23
performance of, or authority to perform, administrative or 24
supervisory functions; 25

(3) An officer, member, or director of an existing 26
qualified nonprofit corporation that creates a special 27
improvement district under Chapter 1710. of the Revised Code, or 28
such a person's designee or proxy, when the person is not acting 29
in that role with respect to a purpose for which the district is 30
created. 31

(C) (1) "Public agency" means the general assembly, all 32
courts, any department, division, institution, board, 33
commission, authority, bureau or other instrumentality of the 34
state, a county, city, village, or township, the five state 35
retirement systems, or any other governmental entity. 36

(2) Notwithstanding any contrary provision of division (C) 37
(3) (a) of this section, "public agency" includes a regional 38
council of governments established under Chapter 167. of the 39
Revised Code. 40

(3) "Public agency" does not include ~~either~~ any of the 41
following: 42

(a) A department, division, institution, board, 43
commission, authority, or other instrumentality of the state or 44
a county, municipal corporation, township, or other governmental 45
entity that functions exclusively for cultural, educational, 46
historical, humanitarian, advisory, or research purposes; that 47
does not expend more than ten thousand dollars per calendar 48
year, excluding salaries and wages of employees; and whose 49
members are uncompensated; 50

(b) The nonprofit corporation formed under section 187.01	51
of the Revised Code;	52
<u>(c) An existing qualified nonprofit corporation that</u>	53
<u>creates a special improvement district under Chapter 1710. of</u>	54
<u>the Revised Code, when the corporation is not acting with</u>	55
<u>respect to a purpose for which the district is created.</u>	56
(D) "Immediate family" means a spouse residing in the	57
person's household and any dependent child.	58
(E) "Income" includes gross income as defined and used in	59
the "Internal Revenue Code of 1986," 100 Stat. 2085, 26 U.S.C.	60
1, as amended, interest and dividends on obligations or	61
securities of any state or of any political subdivision or	62
authority of any state or political subdivision, and interest or	63
dividends on obligations of any authority, commission, or	64
instrumentality of the United States.	65
(F) Except as otherwise provided in division (A) of	66
section 102.08 of the Revised Code, "appropriate ethics	67
commission" means:	68
(1) For matters relating to members of the general	69
assembly, employees of the general assembly, employees of the	70
legislative service commission, and candidates for the office of	71
member of the general assembly, the joint legislative ethics	72
committee;	73
(2) For matters relating to judicial officers and	74
employees, and candidates for judicial office, the board of	75
commissioners on grievances and discipline of the supreme court;	76
(3) For matters relating to all other persons, the Ohio	77
ethics commission.	78

(G) "Anything of value" has the same meaning as provided 79
in section 1.03 of the Revised Code and includes, but is not 80
limited to, a contribution as defined in section 3517.01 of the 81
Revised Code. 82

(H) "Honorarium" means any payment made in consideration 83
for any speech given, article published, or attendance at any 84
public or private conference, convention, meeting, social event, 85
meal, or similar gathering. "Honorarium" does not include 86
ceremonial gifts or awards that have insignificant monetary 87
value; unsolicited gifts of nominal value or trivial items of 88
informational value; or earned income from any person, other 89
than a legislative agent, for personal services that are 90
customarily provided in connection with the practice of a bona 91
fide business, if that business initially began before the 92
public official or employee conducting that business was elected 93
or appointed to the public official's or employee's office or 94
position of employment. 95

(I) "Employer" means any person who, directly or 96
indirectly, engages an executive agency lobbyist or legislative 97
agent. 98

(J) "Executive agency decision," "executive agency 99
lobbyist," and "executive agency lobbying activity" have the 100
same meanings as in section 121.60 of the Revised Code. 101

(K) "Legislation," "legislative agent," "financial 102
transaction," and "actively advocate" have the same meanings as 103
in section 101.70 of the Revised Code. 104

(L) "Expenditure" has the same meaning as in section 105
101.70 of the Revised Code when used in relation to activities 106
of a legislative agent, and the same meaning as in section 107

121.60 of the Revised Code when used in relation to activities	108
of an executive agency lobbyist.	109
Sec. 121.22. (A) This section shall be liberally construed	110
to require public officials to take official action and to	111
conduct all deliberations upon official business only in open	112
meetings unless the subject matter is specifically excepted by	113
law.	114
(B) As used in this section:	115
(1) "Public body" means any of the following:	116
(a) Any board, commission, committee, council, or similar	117
decision-making body of a state agency, institution, or	118
authority, and any legislative authority or board, commission,	119
committee, council, agency, authority, or similar decision-	120
making body of any county, township, municipal corporation,	121
school district, or other political subdivision or local public	122
institution;	123
(b) Any committee or subcommittee of a body described in	124
division (B) (1) (a) of this section;	125
(c) A court of jurisdiction of a sanitary district	126
organized wholly for the purpose of providing a water supply for	127
domestic, municipal, and public use when meeting for the purpose	128
of the appointment, removal, or reappointment of a member of the	129
board of directors of such a district pursuant to section	130
6115.10 of the Revised Code, if applicable, or for any other	131
matter related to such a district other than litigation	132
involving the district. As used in division (B) (1) (c) of this	133
section, "court of jurisdiction" has the same meaning as "court"	134
in section 6115.01 of the Revised Code.	135
(2) "Meeting" means any prearranged discussion of the	136

public business of the public body by a majority of its members.	137
(3) "Regulated individual" means either of the following:	138
(a) A student in a state or local public educational institution;	139 140
(b) A person who is, voluntarily or involuntarily, an inmate, patient, or resident of a state or local institution because of criminal behavior, mental illness, an intellectual disability, disease, disability, age, or other condition requiring custodial care.	141 142 143 144 145
(4) "Public office" has the same meaning as in section 149.011 of the Revised Code.	146 147
(C) All meetings of any public body are declared to be public meetings open to the public at all times. A member of a public body shall be present in person at a meeting open to the public to be considered present or to vote at the meeting and for purposes of determining whether a quorum is present at the meeting.	148 149 150 151 152 153
The minutes of a regular or special meeting of any public body shall be promptly prepared, filed, and maintained and shall be open to public inspection. The minutes need only reflect the general subject matter of discussions in executive sessions authorized under division (G) or (J) of this section.	154 155 156 157 158
(D) This section does not apply to any of the following:	159
(1) A grand jury;	160
(2) An audit conference conducted by the auditor of state or independent certified public accountants with officials of the public office that is the subject of the audit;	161 162 163

(3) The adult parole authority when its hearings are	164
conducted at a correctional institution for the sole purpose of	165
interviewing inmates to determine parole or pardon and the	166
department of rehabilitation and correction when its hearings	167
are conducted at a correctional institution for the sole purpose	168
of making determinations under section 2967.271 of the Revised	169
Code regarding the release or maintained incarceration of an	170
offender to whom that section applies;	171
(4) The organized crime investigations commission	172
established under section 177.01 of the Revised Code;	173
(5) Meetings of a child fatality review board established	174
under section 307.621 of the Revised Code, meetings related to a	175
review conducted pursuant to guidelines established by the	176
director of health under section 3701.70 of the Revised Code,	177
and meetings conducted pursuant to sections 5153.171 to 5153.173	178
of the Revised Code;	179
(6) The state medical board when determining whether to	180
suspend a license or certificate without a prior hearing	181
pursuant to division (G) of either section 4730.25 or 4731.22 of	182
the Revised Code;	183
(7) The board of nursing when determining whether to	184
suspend a license or certificate without a prior hearing	185
pursuant to division (B) of section 4723.281 of the Revised	186
Code;	187
(8) The state board of pharmacy when determining whether	188
to do either of the following:	189
(a) Suspend a license, certification, or registration	190
without a prior hearing, including during meetings conducted by	191
telephone conference, pursuant to Chapters 3719., 3796., 4729.,	192

and 4752. of the Revised Code and rules adopted thereunder; or	193
(b) Restrict a person from obtaining further information	194
from the drug database established in section 4729.75 of the	195
Revised Code without a prior hearing pursuant to division (C) of	196
section 4729.86 of the Revised Code.	197
(9) The state chiropractic board when determining whether	198
to suspend a license without a hearing pursuant to section	199
4734.37 of the Revised Code;	200
(10) The executive committee of the emergency response	201
commission when determining whether to issue an enforcement	202
order or request that a civil action, civil penalty action, or	203
criminal action be brought to enforce Chapter 3750. of the	204
Revised Code;	205
(11) The board of directors of the nonprofit corporation	206
formed under section 187.01 of the Revised Code or any committee	207
thereof, and the board of directors of any subsidiary of that	208
corporation or a committee thereof;	209
(12) An audit conference conducted by the audit staff of	210
the department of job and family services with officials of the	211
public office that is the subject of that audit under section	212
5101.37 of the Revised Code;	213
(13) The occupational therapy section of the occupational	214
therapy, physical therapy, and athletic trainers board when	215
determining whether to suspend a license without a hearing	216
pursuant to division (E) of section 4755.11 of the Revised Code;	217
(14) The physical therapy section of the occupational	218
therapy, physical therapy, and athletic trainers board when	219
determining whether to suspend a license without a hearing	220
pursuant to division (F) of section 4755.47 of the Revised Code;	221

(15) The athletic trainers section of the occupational therapy, physical therapy, and athletic trainers board when determining whether to suspend a license without a hearing pursuant to division (E) of section 4755.64 of the Revised Code;	222 223 224 225
(16) Meetings of the pregnancy-associated mortality review board established under section 3738.01 of the Revised Code;	226 227
(17) Meetings of a fetal-infant mortality review board established under section 3707.71 of the Revised Code;	228 229
(18) Meetings of a drug overdose fatality review committee described in section 307.631 of the Revised Code;	230 231
(19) Meetings of a suicide fatality review committee described in section 307.641 of the Revised Code;	232 233
<u>(20) Meetings of the officers, members, or directors of an existing qualified nonprofit corporation that creates a special improvement district under Chapter 1710. of the Revised Code, at which the public business of the corporation pertaining to a purpose for which the district is created is not discussed.</u>	234 235 236 237 238
(E) The controlling board, the tax credit authority, or the minority development financing advisory board, when meeting to consider granting assistance pursuant to Chapter 122. or 166. of the Revised Code, in order to protect the interest of the applicant or the possible investment of public funds, by unanimous vote of all board or authority members present, may close the meeting during consideration of the following information confidentially received by the authority or board from the applicant:	239 240 241 242 243 244 245 246 247
(1) Marketing plans;	248
(2) Specific business strategy;	249

(3) Production techniques and trade secrets;	250
(4) Financial projections;	251
(5) Personal financial statements of the applicant or members of the applicant's immediate family, including, but not limited to, tax records or other similar information not open to public inspection.	252 253 254 255
The vote by the authority or board to accept or reject the application, as well as all proceedings of the authority or board not subject to this division, shall be open to the public and governed by this section.	256 257 258 259
(F) Every public body, by rule, shall establish a reasonable method whereby any person may determine the time and place of all regularly scheduled meetings and the time, place, and purpose of all special meetings. A public body shall not hold a special meeting unless it gives at least twenty-four hours' advance notice to the news media that have requested notification, except in the event of an emergency requiring immediate official action. In the event of an emergency, the member or members calling the meeting shall notify the news media that have requested notification immediately of the time, place, and purpose of the meeting.	260 261 262 263 264 265 266 267 268 269 270
The rule shall provide that any person, upon request and payment of a reasonable fee, may obtain reasonable advance notification of all meetings at which any specific type of public business is to be discussed. Provisions for advance notification may include, but are not limited to, mailing the agenda of meetings to all subscribers on a mailing list or mailing notices in self-addressed, stamped envelopes provided by the person.	271 272 273 274 275 276 277 278

(G) Except as provided in divisions (G) (8) and (J) of this section, the members of a public body may hold an executive session only after a majority of a quorum of the public body determines, by a roll call vote, to hold an executive session and only at a regular or special meeting for the sole purpose of the consideration of any of the following matters:

(1) To consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official, or the investigation of charges or complaints against a public employee, official, licensee, or regulated individual, unless the public employee, official, licensee, or regulated individual requests a public hearing. Except as otherwise provided by law, no public body shall hold an executive session for the discipline of an elected official for conduct related to the performance of the elected official's official duties or for the elected official's removal from office. If a public body holds an executive session pursuant to division (G) (1) of this section, the motion and vote to hold that executive session shall state which one or more of the approved purposes listed in division (G) (1) of this section are the purposes for which the executive session is to be held, but need not include the name of any person to be considered at the meeting.

(2) To consider the purchase of property for public purposes, the sale of property at competitive bidding, or the sale or other disposition of unneeded, obsolete, or unfit-for-use property in accordance with section 505.10 of the Revised Code, if premature disclosure of information would give an unfair competitive or bargaining advantage to a person whose personal, private interest is adverse to the general public interest. No member of a public body shall use division (G) (2)

of this section as a subterfuge for providing covert information 310
to prospective buyers or sellers. A purchase or sale of public 311
property is void if the seller or buyer of the public property 312
has received covert information from a member of a public body 313
that has not been disclosed to the general public in sufficient 314
time for other prospective buyers and sellers to prepare and 315
submit offers. 316

If the minutes of the public body show that all meetings 317
and deliberations of the public body have been conducted in 318
compliance with this section, any instrument executed by the 319
public body purporting to convey, lease, or otherwise dispose of 320
any right, title, or interest in any public property shall be 321
conclusively presumed to have been executed in compliance with 322
this section insofar as title or other interest of any bona fide 323
purchasers, lessees, or transferees of the property is 324
concerned. 325

(3) Conferences with an attorney for the public body 326
concerning disputes involving the public body that are the 327
subject of pending or imminent court action; 328

(4) Preparing for, conducting, or reviewing negotiations 329
or bargaining sessions with public employees concerning their 330
compensation or other terms and conditions of their employment; 331

(5) Matters required to be kept confidential by federal 332
law or regulations or state statutes; 333

(6) Details relative to the security arrangements and 334
emergency response protocols for a public body or a public 335
office, if disclosure of the matters discussed could reasonably 336
be expected to jeopardize the security of the public body or 337
public office; 338

(7) In the case of a county hospital operated pursuant to 339
Chapter 339. of the Revised Code, a joint township hospital 340
operated pursuant to Chapter 513. of the Revised Code, or a 341
municipal hospital operated pursuant to Chapter 749. of the 342
Revised Code, to consider trade secrets, as defined in section 343
1333.61 of the Revised Code; 344

(8) To consider confidential information related to the 345
marketing plans, specific business strategy, production 346
techniques, trade secrets, or personal financial statements of 347
an applicant for economic development assistance, or to 348
negotiations with other political subdivisions respecting 349
requests for economic development assistance, provided that both 350
of the following conditions apply: 351

(a) The information is directly related to a request for 352
economic development assistance that is to be provided or 353
administered under any provision of Chapter 715., 725., 1724., 354
or 1728. or sections 701.07, 3735.67 to 3735.70, 5709.40 to 355
5709.43, 5709.61 to 5709.69, 5709.73 to 5709.75, or 5709.77 to 356
5709.81 of the Revised Code, or that involves public 357
infrastructure improvements or the extension of utility services 358
that are directly related to an economic development project. 359

(b) A unanimous quorum of the public body determines, by a 360
roll call vote, that the executive session is necessary to 361
protect the interests of the applicant or the possible 362
investment or expenditure of public funds to be made in 363
connection with the economic development project. 364

If a public body holds an executive session to consider 365
any of the matters listed in divisions (G)(2) to (8) of this 366
section, the motion and vote to hold that executive session 367
shall state which one or more of the approved matters listed in 368

those divisions are to be considered at the executive session. 369

A public body specified in division (B)(1)(c) of this 370
section shall not hold an executive session when meeting for the 371
purposes specified in that division. 372

(H) A resolution, rule, or formal action of any kind is 373
invalid unless adopted in an open meeting of the public body. A 374
resolution, rule, or formal action adopted in an open meeting 375
that results from deliberations in a meeting not open to the 376
public is invalid unless the deliberations were for a purpose 377
specifically authorized in division (G) or (J) of this section 378
and conducted at an executive session held in compliance with 379
this section. A resolution, rule, or formal action adopted in an 380
open meeting is invalid if the public body that adopted the 381
resolution, rule, or formal action violated division (F) of this 382
section. 383

(I)(1) Any person may bring an action to enforce this 384
section. An action under division (I)(1) of this section shall 385
be brought within two years after the date of the alleged 386
violation or threatened violation. Upon proof of a violation or 387
threatened violation of this section in an action brought by any 388
person, the court of common pleas shall issue an injunction to 389
compel the members of the public body to comply with its 390
provisions. 391

(2)(a) If the court of common pleas issues an injunction 392
pursuant to division (I)(1) of this section, the court shall 393
order the public body that it enjoins to pay a civil forfeiture 394
of five hundred dollars to the party that sought the injunction 395
and shall award to that party all court costs and, subject to 396
reduction as described in division (I)(2) of this section, 397
reasonable attorney's fees. The court, in its discretion, may 398

reduce an award of attorney's fees to the party that sought the 399
injunction or not award attorney's fees to that party if the 400
court determines both of the following: 401

(i) That, based on the ordinary application of statutory 402
law and case law as it existed at the time of violation or 403
threatened violation that was the basis of the injunction, a 404
well-informed public body reasonably would believe that the 405
public body was not violating or threatening to violate this 406
section; 407

(ii) That a well-informed public body reasonably would 408
believe that the conduct or threatened conduct that was the 409
basis of the injunction would serve the public policy that 410
underlies the authority that is asserted as permitting that 411
conduct or threatened conduct. 412

(b) If the court of common pleas does not issue an 413
injunction pursuant to division (I)(1) of this section and the 414
court determines at that time that the bringing of the action 415
was frivolous conduct, as defined in division (A) of section 416
2323.51 of the Revised Code, the court shall award to the public 417
body all court costs and reasonable attorney's fees, as 418
determined by the court. 419

(3) Irreparable harm and prejudice to the party that 420
sought the injunction shall be conclusively and irrebuttably 421
presumed upon proof of a violation or threatened violation of 422
this section. 423

(4) A member of a public body who knowingly violates an 424
injunction issued pursuant to division (I)(1) of this section 425
may be removed from office by an action brought in the court of 426
common pleas for that purpose by the prosecuting attorney or the 427

attorney general. 428

(J) (1) Pursuant to division (C) of section 5901.09 of the Revised Code, a veterans service commission shall hold an executive session for one or more of the following purposes unless an applicant requests a public hearing: 429 430 431 432

(a) Interviewing an applicant for financial assistance under sections 5901.01 to 5901.15 of the Revised Code; 433 434

(b) Discussing applications, statements, and other documents described in division (B) of section 5901.09 of the Revised Code; 435 436 437

(c) Reviewing matters relating to an applicant's request for financial assistance under sections 5901.01 to 5901.15 of the Revised Code. 438 439 440

(2) A veterans service commission shall not exclude an applicant for, recipient of, or former recipient of financial assistance under sections 5901.01 to 5901.15 of the Revised Code, and shall not exclude representatives selected by the applicant, recipient, or former recipient, from a meeting that the commission conducts as an executive session that pertains to the applicant's, recipient's, or former recipient's application for financial assistance. 441 442 443 444 445 446 447 448

(3) A veterans service commission shall vote on the grant or denial of financial assistance under sections 5901.01 to 5901.15 of the Revised Code only in an open meeting of the commission. The minutes of the meeting shall indicate the name, address, and occupation of the applicant, whether the assistance was granted or denied, the amount of the assistance if assistance is granted, and the votes for and against the granting of assistance. 449 450 451 452 453 454 455 456

Sec. 149.43. (A) As used in this section:	457
(1) "Public record" means records kept by any public office, including, but not limited to, state, county, city, village, township, and school district units, and records pertaining to the delivery of educational services by an alternative school in this state kept by the nonprofit or for-profit entity operating the alternative school pursuant to section 3313.533 of the Revised Code. "Public record" does not mean any of the following:	458 459 460 461 462 463 464 465
(a) Medical records;	466
(b) Records pertaining to probation and parole proceedings, to proceedings related to the imposition of community control sanctions and post-release control sanctions, or to proceedings related to determinations under section 2967.271 of the Revised Code regarding the release or maintained incarceration of an offender to whom that section applies;	467 468 469 470 471 472
(c) Records pertaining to actions under section 2151.85 and division (C) of section 2919.121 of the Revised Code and to appeals of actions arising under those sections;	473 474 475
(d) Records pertaining to adoption proceedings, including the contents of an adoption file maintained by the department of health under sections 3705.12 to 3705.124 of the Revised Code;	476 477 478
(e) Information in a record contained in the putative father registry established by section 3107.062 of the Revised Code, regardless of whether the information is held by the department of job and family services or, pursuant to section 3111.69 of the Revised Code, the office of child support in the department or a child support enforcement agency;	479 480 481 482 483 484
(f) Records specified in division (A) of section 3107.52	485

of the Revised Code;	486
(g) Trial preparation records;	487
(h) Confidential law enforcement investigatory records;	488
(i) Records containing information that is confidential under section 2710.03 or 4112.05 of the Revised Code;	489 490
(j) DNA records stored in the DNA database pursuant to section 109.573 of the Revised Code;	491 492
(k) Inmate records released by the department of rehabilitation and correction to the department of youth services or a court of record pursuant to division (E) of section 5120.21 of the Revised Code;	493 494 495 496
(l) Records maintained by the department of youth services pertaining to children in its custody released by the department of youth services to the department of rehabilitation and correction pursuant to section 5139.05 of the Revised Code;	497 498 499 500
(m) Intellectual property records;	501
(n) Donor profile records;	502
(o) Records maintained by the department of job and family services pursuant to section 3121.894 of the Revised Code;	503 504
(p) Designated public service worker residential and familial information;	505 506
(q) In the case of a county hospital operated pursuant to Chapter 339. of the Revised Code or a municipal hospital operated pursuant to Chapter 749. of the Revised Code, information that constitutes a trade secret, as defined in section 1333.61 of the Revised Code;	507 508 509 510 511
(r) Information pertaining to the recreational activities	512

of a person under the age of eighteen;	513
(s) In the case of a child fatality review board acting	514
under sections 307.621 to 307.629 of the Revised Code or a	515
review conducted pursuant to guidelines established by the	516
director of health under section 3701.70 of the Revised Code,	517
records provided to the board or director, statements made by	518
board members during meetings of the board or by persons	519
participating in the director's review, and all work products of	520
the board or director, and in the case of a child fatality	521
review board, child fatality review data submitted by the board	522
to the department of health or a national child death review	523
database, other than the report prepared pursuant to division	524
(A) of section 307.626 of the Revised Code;	525
(t) Records provided to and statements made by the	526
executive director of a public children services agency or a	527
prosecuting attorney acting pursuant to section 5153.171 of the	528
Revised Code other than the information released under that	529
section;	530
(u) Test materials, examinations, or evaluation tools used	531
in an examination for licensure as a nursing home administrator	532
that the board of executives of long-term services and supports	533
administers under section 4751.15 of the Revised Code or	534
contracts under that section with a private or government entity	535
to administer;	536
(v) Records the release of which is prohibited by state or	537
federal law;	538
(w) Proprietary information of or relating to any person	539
that is submitted to or compiled by the Ohio venture capital	540
authority created under section 150.01 of the Revised Code;	541

(x) Financial statements and data any person submits for any purpose to the Ohio housing finance agency or the controlling board in connection with applying for, receiving, or accounting for financial assistance from the agency, and information that identifies any individual who benefits directly or indirectly from financial assistance from the agency;	542 543 544 545 546 547
(y) Records listed in section 5101.29 of the Revised Code;	548
(z) Discharges recorded with a county recorder under section 317.24 of the Revised Code, as specified in division (B) (2) of that section;	549 550 551
(aa) Usage information including names and addresses of specific residential and commercial customers of a municipally owned or operated public utility;	552 553 554
(bb) Records described in division (C) of section 187.04 of the Revised Code that are not designated to be made available to the public as provided in that division;	555 556 557
(cc) Information and records that are made confidential, privileged, and not subject to disclosure under divisions (B) and (C) of section 2949.221 of the Revised Code;	558 559 560
(dd) Personal information, as defined in section 149.45 of the Revised Code;	561 562
(ee) The confidential name, address, and other personally identifiable information of a program participant in the address confidentiality program established under sections 111.41 to 111.47 of the Revised Code, including the contents of any application for absent voter's ballots, absent voter's ballot identification envelope statement of voter, or provisional ballot affirmation completed by a program participant who has a confidential voter registration record; records or portions of	563 564 565 566 567 568 569 570

records pertaining to that program that identify the number of 571
program participants that reside within a precinct, ward, 572
township, municipal corporation, county, or any other geographic 573
area smaller than the state; and any real property 574
confidentiality notice filed under section 111.431 of the 575
Revised Code and the information described in division (C) of 576
that section. As used in this division, "confidential address" 577
and "program participant" have the meaning defined in section 578
111.41 of the Revised Code. 579

(ff) Orders for active military service of an individual 580
serving or with previous service in the armed forces of the 581
United States, including a reserve component, or the Ohio 582
organized militia, except that, such order becomes a public 583
record on the day that is fifteen years after the published date 584
or effective date of the call to order; 585

(gg) The name, address, contact information, or other 586
personal information of an individual who is less than eighteen 587
years of age that is included in any record related to a traffic 588
accident involving a school vehicle in which the individual was 589
an occupant at the time of the accident; 590

(hh) Protected health information, as defined in 45 C.F.R. 591
160.103, that is in a claim for payment for a health care 592
product, service, or procedure, as well as any other health 593
claims data in another document that reveals the identity of an 594
individual who is the subject of the data or could be used to 595
reveal that individual's identity; 596

(ii) Any depiction by photograph, film, videotape, or 597
printed or digital image under either of the following 598
circumstances: 599

(i) The depiction is that of a victim of an offense the 600
release of which would be, to a reasonable person of ordinary 601
sensibilities, an offensive and objectionable intrusion into the 602
victim's expectation of bodily privacy and integrity. 603

(ii) The depiction captures or depicts the victim of a 604
sexually oriented offense, as defined in section 2950.01 of the 605
Revised Code, at the actual occurrence of that offense. 606

(jj) Restricted portions of a body-worn camera or 607
dashboard camera recording; 608

(kk) In the case of a fetal-infant mortality review board 609
acting under sections 3707.70 to 3707.77 of the Revised Code, 610
records, documents, reports, or other information presented to 611
the board or a person abstracting such materials on the board's 612
behalf, statements made by review board members during board 613
meetings, all work products of the board, and data submitted by 614
the board to the department of health or a national infant death 615
review database, other than the report prepared pursuant to 616
section 3707.77 of the Revised Code. 617

(ll) Records, documents, reports, or other information 618
presented to the pregnancy-associated mortality review board 619
established under section 3738.01 of the Revised Code, 620
statements made by board members during board meetings, all work 621
products of the board, and data submitted by the board to the 622
department of health, other than the biennial reports prepared 623
under section 3738.08 of the Revised Code; 624

(mm) Except as otherwise provided in division (A) (1) (oo) 625
of this section, telephone numbers for a victim, as defined in 626
section 2930.01 of the Revised Code or a witness to a crime that 627
are listed on any law enforcement record or report. 628

(nn) A preneed funeral contract, as defined in section 629
4717.01 of the Revised Code, and contract terms and personally 630
identifying information of a preneed funeral contract, that is 631
contained in a report submitted by or for a funeral home to the 632
board of embalmers and funeral directors under division (C) of 633
section 4717.13, division (J) of section 4717.31, or section 634
4717.41 of the Revised Code. 635

(oo) Telephone numbers for a party to a motor vehicle 636
accident subject to the requirements of section 5502.11 of the 637
Revised Code that are listed on any law enforcement record or 638
report, except that the telephone numbers described in this 639
division are not excluded from the definition of "public record" 640
under this division on and after the thirtieth day after the 641
occurrence of the motor vehicle accident. 642

(pp) Records pertaining to individuals who complete 643
training under section 5502.703 of the Revised Code to be 644
permitted by a school district board of education or governing 645
body of a community school established under Chapter 3314. of 646
the Revised Code, a STEM school established under Chapter 3326. 647
of the Revised Code, or a chartered nonpublic school to convey 648
deadly weapons or dangerous ordnance into a school safety zone. 649

(qq) Records of an existing qualified nonprofit 650
corporation that creates a special improvement district under 651
Chapter 1710. of the Revised Code that do not pertain to a 652
purpose for which the district is created. 653

A record that is not a public record under division (A) (1) 654
of this section and that, under law, is permanently retained 655
becomes a public record on the day that is seventy-five years 656
after the day on which the record was created, except for any 657
record protected by the attorney-client privilege, a trial 658

preparation record as defined in this section, a statement 659
prohibiting the release of identifying information signed under 660
section 3107.083 of the Revised Code, a denial of release form 661
filed pursuant to section 3107.46 of the Revised Code, or any 662
record that is exempt from release or disclosure under section 663
149.433 of the Revised Code. If the record is a birth 664
certificate and a biological parent's name redaction request 665
form has been accepted under section 3107.391 of the Revised 666
Code, the name of that parent shall be redacted from the birth 667
certificate before it is released under this paragraph. If any 668
other section of the Revised Code establishes a time period for 669
disclosure of a record that conflicts with the time period 670
specified in this section, the time period in the other section 671
prevails. 672

(2) "Confidential law enforcement investigatory record" 673
means any record that pertains to a law enforcement matter of a 674
criminal, quasi-criminal, civil, or administrative nature, but 675
only to the extent that the release of the record would create a 676
high probability of disclosure of any of the following: 677

(a) The identity of a suspect who has not been charged 678
with the offense to which the record pertains, or of an 679
information source or witness to whom confidentiality has been 680
reasonably promised; 681

(b) Information provided by an information source or 682
witness to whom confidentiality has been reasonably promised, 683
which information would reasonably tend to disclose the source's 684
or witness's identity; 685

(c) Specific confidential investigatory techniques or 686
procedures or specific investigatory work product; 687

(d) Information that would endanger the life or physical 688
safety of law enforcement personnel, a crime victim, a witness, 689
or a confidential information source. 690

(3) "Medical record" means any document or combination of 691
documents, except births, deaths, and the fact of admission to 692
or discharge from a hospital, that pertains to the medical 693
history, diagnosis, prognosis, or medical condition of a patient 694
and that is generated and maintained in the process of medical 695
treatment. 696

(4) "Trial preparation record" means any record that 697
contains information that is specifically compiled in reasonable 698
anticipation of, or in defense of, a civil or criminal action or 699
proceeding, including the independent thought processes and 700
personal trial preparation of an attorney. 701

(5) "Intellectual property record" means a record, other 702
than a financial or administrative record, that is produced or 703
collected by or for faculty or staff of a state institution of 704
higher learning in the conduct of or as a result of study or 705
research on an educational, commercial, scientific, artistic, 706
technical, or scholarly issue, regardless of whether the study 707
or research was sponsored by the institution alone or in 708
conjunction with a governmental body or private concern, and 709
that has not been publicly released, published, or patented. 710

(6) "Donor profile record" means all records about donors 711
or potential donors to a public institution of higher education 712
except the names and reported addresses of the actual donors and 713
the date, amount, and conditions of the actual donation. 714

(7) "Designated public service worker" means a peace 715
officer, parole officer, probation officer, bailiff, prosecuting 716

attorney, assistant prosecuting attorney, correctional employee, 717
county or multicounty corrections officer, community-based 718
correctional facility employee, designated Ohio national guard 719
member, protective services worker, youth services employee, 720
firefighter, EMT, medical director or member of a cooperating 721
physician advisory board of an emergency medical service 722
organization, state board of pharmacy employee, investigator of 723
the bureau of criminal identification and investigation, 724
emergency service telecommunicator, forensic mental health 725
provider, mental health evaluation provider, regional 726
psychiatric hospital employee, judge, magistrate, or federal law 727
enforcement officer. 728

(8) "Designated public service worker residential and 729
familial information" means any information that discloses any 730
of the following about a designated public service worker: 731

(a) The address of the actual personal residence of a 732
designated public service worker, except for the following 733
information: 734

(i) The address of the actual personal residence of a 735
prosecuting attorney or judge; and 736

(ii) The state or political subdivision in which a 737
designated public service worker resides. 738

(b) Information compiled from referral to or participation 739
in an employee assistance program; 740

(c) The social security number, the residential telephone 741
number, any bank account, debit card, charge card, or credit 742
card number, or the emergency telephone number of, or any 743
medical information pertaining to, a designated public service 744
worker; 745

(d) The name of any beneficiary of employment benefits, 746
including, but not limited to, life insurance benefits, provided 747
to a designated public service worker by the designated public 748
service worker's employer; 749

(e) The identity and amount of any charitable or 750
employment benefit deduction made by the designated public 751
service worker's employer from the designated public service 752
worker's compensation, unless the amount of the deduction is 753
required by state or federal law; 754

(f) The name, the residential address, the name of the 755
employer, the address of the employer, the social security 756
number, the residential telephone number, any bank account, 757
debit card, charge card, or credit card number, or the emergency 758
telephone number of the spouse, a former spouse, or any child of 759
a designated public service worker; 760

(g) A photograph of a peace officer who holds a position 761
or has an assignment that may include undercover or plain 762
clothes positions or assignments as determined by the peace 763
officer's appointing authority. 764

(9) As used in divisions (A) (7) and (15) to (17) of this 765
section: 766

"Peace officer" has the meaning defined in section 109.71 767
of the Revised Code and also includes the superintendent and 768
troopers of the state highway patrol; it does not include the 769
sheriff of a county or a supervisory employee who, in the 770
absence of the sheriff, is authorized to stand in for, exercise 771
the authority of, and perform the duties of the sheriff. 772

"Correctional employee" means any employee of the 773
department of rehabilitation and correction who in the course of 774

performing the employee's job duties has or has had contact with 775
inmates and persons under supervision. 776

"County or multicounty corrections officer" means any 777
corrections officer employed by any county or multicounty 778
correctional facility. 779

"Designated Ohio national guard member" means a member of 780
the Ohio national guard who is participating in duties related 781
to remotely piloted aircraft, including, but not limited to, 782
pilots, sensor operators, and mission intelligence personnel, 783
duties related to special forces operations, or duties related 784
to cybersecurity, and is designated by the adjutant general as a 785
designated public service worker for those purposes. 786

"Protective services worker" means any employee of a 787
county agency who is responsible for child protective services, 788
child support services, or adult protective services. 789

"Youth services employee" means any employee of the 790
department of youth services who in the course of performing the 791
employee's job duties has or has had contact with children 792
committed to the custody of the department of youth services. 793

"Firefighter" means any regular, paid or volunteer, member 794
of a lawfully constituted fire department of a municipal 795
corporation, township, fire district, or village. 796

"EMT" means EMTs-basic, EMTs-I, and paramedics that 797
provide emergency medical services for a public emergency 798
medical service organization. "Emergency medical service 799
organization," "EMT-basic," "EMT-I," and "paramedic" have the 800
meanings defined in section 4765.01 of the Revised Code. 801

"Investigator of the bureau of criminal identification and 802
investigation" has the meaning defined in section 2903.11 of the 803

Revised Code.	804
"Emergency service telecommunicator" has the meaning defined in section 4742.01 of the Revised Code.	805 806
"Forensic mental health provider" means any employee of a community mental health service provider or local alcohol, drug addiction, and mental health services board who, in the course of the employee's duties, has contact with persons committed to a local alcohol, drug addiction, and mental health services board by a court order pursuant to section 2945.38, 2945.39, 2945.40, or 2945.402 of the Revised Code.	807 808 809 810 811 812 813
"Mental health evaluation provider" means an individual who, under Chapter 5122. of the Revised Code, examines a respondent who is alleged to be a mentally ill person subject to court order, as defined in section 5122.01 of the Revised Code, and reports to the probate court the respondent's mental condition.	814 815 816 817 818 819
"Regional psychiatric hospital employee" means any employee of the department of mental health and addiction services who, in the course of performing the employee's duties, has contact with patients committed to the department of mental health and addiction services by a court order pursuant to section 2945.38, 2945.39, 2945.40, or 2945.402 of the Revised Code.	820 821 822 823 824 825 826
"Federal law enforcement officer" has the meaning defined in section 9.88 of the Revised Code.	827 828
(10) "Information pertaining to the recreational activities of a person under the age of eighteen" means information that is kept in the ordinary course of business by a public office, that pertains to the recreational activities of a	829 830 831 832

person under the age of eighteen years, and that discloses any	833
of the following:	834
(a) The address or telephone number of a person under the	835
age of eighteen or the address or telephone number of that	836
person's parent, guardian, custodian, or emergency contact	837
person;	838
(b) The social security number, birth date, or	839
photographic image of a person under the age of eighteen;	840
(c) Any medical record, history, or information pertaining	841
to a person under the age of eighteen;	842
(d) Any additional information sought or required about a	843
person under the age of eighteen for the purpose of allowing	844
that person to participate in any recreational activity	845
conducted or sponsored by a public office or to use or obtain	846
admission privileges to any recreational facility owned or	847
operated by a public office.	848
(11) "Community control sanction" has the meaning defined	849
in section 2929.01 of the Revised Code.	850
(12) "Post-release control sanction" has the meaning	851
defined in section 2967.01 of the Revised Code.	852
(13) "Redaction" means obscuring or deleting any	853
information that is exempt from the duty to permit public	854
inspection or copying from an item that otherwise meets the	855
definition of a "record" in section 149.011 of the Revised Code.	856
(14) "Designee," "elected official," and "future official"	857
have the meanings defined in section 109.43 of the Revised Code.	858
(15) "Body-worn camera" means a visual and audio recording	859
device worn on the person of a peace officer while the peace	860

officer is engaged in the performance of the peace officer's 861
duties. 862

(16) "Dashboard camera" means a visual and audio recording 863
device mounted on a peace officer's vehicle or vessel that is 864
used while the peace officer is engaged in the performance of 865
the peace officer's duties. 866

(17) "Restricted portions of a body-worn camera or 867
dashboard camera recording" means any visual or audio portion of 868
a body-worn camera or dashboard camera recording that shows, 869
communicates, or discloses any of the following: 870

(a) The image or identity of a child or information that 871
could lead to the identification of a child who is a primary 872
subject of the recording when the law enforcement agency knows 873
or has reason to know the person is a child based on the law 874
enforcement agency's records or the content of the recording; 875

(b) The death of a person or a deceased person's body, 876
unless the death was caused by a peace officer or, subject to 877
division (H)(1) of this section, the consent of the decedent's 878
executor or administrator has been obtained; 879

(c) The death of a peace officer, firefighter, paramedic, 880
or other first responder, occurring while the decedent was 881
engaged in the performance of official duties, unless, subject 882
to division (H)(1) of this section, the consent of the 883
decedent's executor or administrator has been obtained; 884

(d) Grievous bodily harm, unless the injury was effected 885
by a peace officer or, subject to division (H)(1) of this 886
section, the consent of the injured person or the injured 887
person's guardian has been obtained; 888

(e) An act of severe violence against a person that 889

results in serious physical harm to the person, unless the act 890
and injury was effected by a peace officer or, subject to 891
division (H) (1) of this section, the consent of the injured 892
person or the injured person's guardian has been obtained; 893

(f) Grievous bodily harm to a peace officer, firefighter, 894
paramedic, or other first responder, occurring while the injured 895
person was engaged in the performance of official duties, 896
unless, subject to division (H) (1) of this section, the consent 897
of the injured person or the injured person's guardian has been 898
obtained; 899

(g) An act of severe violence resulting in serious 900
physical harm against a peace officer, firefighter, paramedic, 901
or other first responder, occurring while the injured person was 902
engaged in the performance of official duties, unless, subject 903
to division (H) (1) of this section, the consent of the injured 904
person or the injured person's guardian has been obtained; 905

(h) A person's nude body, unless, subject to division (H) 906
(1) of this section, the person's consent has been obtained; 907

(i) Protected health information, the identity of a person 908
in a health care facility who is not the subject of a law 909
enforcement encounter, or any other information in a health care 910
facility that could identify a person who is not the subject of 911
a law enforcement encounter; 912

(j) Information that could identify the alleged victim of 913
a sex offense, menacing by stalking, or domestic violence; 914

(k) Information, that does not constitute a confidential 915
law enforcement investigatory record, that could identify a 916
person who provides sensitive or confidential information to a 917
law enforcement agency when the disclosure of the person's 918

identity or the information provided could reasonably be	919
expected to threaten or endanger the safety or property of the	920
person or another person;	921
(1) Personal information of a person who is not arrested,	922
cited, charged, or issued a written warning by a peace officer;	923
(m) Proprietary police contingency plans or tactics that	924
are intended to prevent crime and maintain public order and	925
safety;	926
(n) A personal conversation unrelated to work between	927
peace officers or between a peace officer and an employee of a	928
law enforcement agency;	929
(o) A conversation between a peace officer and a member of	930
the public that does not concern law enforcement activities;	931
(p) The interior of a residence, unless the interior of a	932
residence is the location of an adversarial encounter with, or a	933
use of force by, a peace officer;	934
(q) Any portion of the interior of a private business that	935
is not open to the public, unless an adversarial encounter with,	936
or a use of force by, a peace officer occurs in that location.	937
As used in division (A) (17) of this section:	938
"Grievous bodily harm" has the same meaning as in section	939
5924.120 of the Revised Code.	940
"Health care facility" has the same meaning as in section	941
1337.11 of the Revised Code.	942
"Protected health information" has the same meaning as in	943
45 C.F.R. 160.103.	944
"Law enforcement agency" has the same meaning as in	945

section 2925.61 of the Revised Code.	946
"Personal information" means any government-issued	947
identification number, date of birth, address, financial	948
information, or criminal justice information from the law	949
enforcement automated data system or similar databases.	950
"Sex offense" has the same meaning as in section 2907.10	951
of the Revised Code.	952
"Firefighter," "paramedic," and "first responder" have the	953
same meanings as in section 4765.01 of the Revised Code.	954
(B) (1) Upon request by any person and subject to division	955
(B) (8) of this section, all public records responsive to the	956
request shall be promptly prepared and made available for	957
inspection to the requester at all reasonable times during	958
regular business hours. Subject to division (B) (8) of this	959
section, upon request by any person, a public office or person	960
responsible for public records shall make copies of the	961
requested public record available to the requester at cost and	962
within a reasonable period of time. If a public record contains	963
information that is exempt from the duty to permit public	964
inspection or to copy the public record, the public office or	965
the person responsible for the public record shall make	966
available all of the information within the public record that	967
is not exempt. When making that public record available for	968
public inspection or copying that public record, the public	969
office or the person responsible for the public record shall	970
notify the requester of any redaction or make the redaction	971
plainly visible. A redaction shall be deemed a denial of a	972
request to inspect or copy the redacted information, except if	973
federal or state law authorizes or requires a public office to	974
make the redaction.	975

(2) To facilitate broader access to public records, a public office or the person responsible for public records shall organize and maintain public records in a manner that they can be made available for inspection or copying in accordance with division (B) of this section. A public office also shall have available a copy of its current records retention schedule at a location readily available to the public. If a requester makes an ambiguous or overly broad request or has difficulty in making a request for copies or inspection of public records under this section such that the public office or the person responsible for the requested public record cannot reasonably identify what public records are being requested, the public office or the person responsible for the requested public record may deny the request but shall provide the requester with an opportunity to revise the request by informing the requester of the manner in which records are maintained by the public office and accessed in the ordinary course of the public office's or person's duties.

(3) If a request is ultimately denied, in part or in whole, the public office or the person responsible for the requested public record shall provide the requester with an explanation, including legal authority, setting forth why the request was denied. If the initial request was provided in writing, the explanation also shall be provided to the requester in writing. The explanation shall not preclude the public office or the person responsible for the requested public record from relying upon additional reasons or legal authority in defending an action commenced under division (C) of this section.

(4) Unless specifically required or authorized by state or federal law or in accordance with division (B) of this section, no public office or person responsible for public records may

limit or condition the availability of public records by 1007
requiring disclosure of the requester's identity or the intended 1008
use of the requested public record. Any requirement that the 1009
requester disclose the requester's identity or the intended use 1010
of the requested public record constitutes a denial of the 1011
request. 1012

(5) A public office or person responsible for public 1013
records may ask a requester to make the request in writing, may 1014
ask for the requester's identity, and may inquire about the 1015
intended use of the information requested, but may do so only 1016
after disclosing to the requester that a written request is not 1017
mandatory, that the requester may decline to reveal the 1018
requester's identity or the intended use, and when a written 1019
request or disclosure of the identity or intended use would 1020
benefit the requester by enhancing the ability of the public 1021
office or person responsible for public records to identify, 1022
locate, or deliver the public records sought by the requester. 1023

(6) If any person requests a copy of a public record in 1024
accordance with division (B) of this section, the public office 1025
or person responsible for the public record may require the 1026
requester to pay in advance the cost involved in providing the 1027
copy of the public record in accordance with the choice made by 1028
the requester under this division. The public office or the 1029
person responsible for the public record shall permit the 1030
requester to choose to have the public record duplicated upon 1031
paper, upon the same medium upon which the public office or 1032
person responsible for the public record keeps it, or upon any 1033
other medium upon which the public office or person responsible 1034
for the public record determines that it reasonably can be 1035
duplicated as an integral part of the normal operations of the 1036
public office or person responsible for the public record. When 1037

the requester makes a choice under this division, the public 1038
office or person responsible for the public record shall provide 1039
a copy of it in accordance with the choice made by the 1040
requester. Nothing in this section requires a public office or 1041
person responsible for the public record to allow the requester 1042
of a copy of the public record to make the copies of the public 1043
record. 1044

(7) (a) Upon a request made in accordance with division (B) 1045
of this section and subject to division (B) (6) of this section, 1046
a public office or person responsible for public records shall 1047
transmit a copy of a public record to any person by United 1048
States mail or by any other means of delivery or transmission 1049
within a reasonable period of time after receiving the request 1050
for the copy. The public office or person responsible for the 1051
public record may require the person making the request to pay 1052
in advance the cost of postage if the copy is transmitted by 1053
United States mail or the cost of delivery if the copy is 1054
transmitted other than by United States mail, and to pay in 1055
advance the costs incurred for other supplies used in the 1056
mailing, delivery, or transmission. 1057

(b) Any public office may adopt a policy and procedures 1058
that it will follow in transmitting, within a reasonable period 1059
of time after receiving a request, copies of public records by 1060
United States mail or by any other means of delivery or 1061
transmission pursuant to division (B) (7) of this section. A 1062
public office that adopts a policy and procedures under division 1063
(B) (7) of this section shall comply with them in performing its 1064
duties under that division. 1065

(c) In any policy and procedures adopted under division 1066
(B) (7) of this section: 1067

(i) A public office may limit the number of records 1068
requested by a person that the office will physically deliver by 1069
United States mail or by another delivery service to ten per 1070
month, unless the person certifies to the office in writing that 1071
the person does not intend to use or forward the requested 1072
records, or the information contained in them, for commercial 1073
purposes; 1074

(ii) A public office that chooses to provide some or all 1075
of its public records on a web site that is fully accessible to 1076
and searchable by members of the public at all times, other than 1077
during acts of God outside the public office's control or 1078
maintenance, and that charges no fee to search, access, 1079
download, or otherwise receive records provided on the web site, 1080
may limit to ten per month the number of records requested by a 1081
person that the office will deliver in a digital format, unless 1082
the requested records are not provided on the web site and 1083
unless the person certifies to the office in writing that the 1084
person does not intend to use or forward the requested records, 1085
or the information contained in them, for commercial purposes. 1086

(iii) For purposes of division (B)(7) of this section, 1087
"commercial" shall be narrowly construed and does not include 1088
reporting or gathering news, reporting or gathering information 1089
to assist citizen oversight or understanding of the operation or 1090
activities of government, or nonprofit educational research. 1091

(8) A public office or person responsible for public 1092
records is not required to permit a person who is incarcerated 1093
pursuant to a criminal conviction or a juvenile adjudication to 1094
inspect or to obtain a copy of any public record concerning a 1095
criminal investigation or prosecution or concerning what would 1096
be a criminal investigation or prosecution if the subject of the 1097

investigation or prosecution were an adult, unless the request 1098
to inspect or to obtain a copy of the record is for the purpose 1099
of acquiring information that is subject to release as a public 1100
record under this section and the judge who imposed the sentence 1101
or made the adjudication with respect to the person, or the 1102
judge's successor in office, finds that the information sought 1103
in the public record is necessary to support what appears to be 1104
a justiciable claim of the person. 1105

(9) (a) Upon written request made and signed by a 1106
journalist, a public office, or person responsible for public 1107
records, having custody of the records of the agency employing a 1108
specified designated public service worker shall disclose to the 1109
journalist the address of the actual personal residence of the 1110
designated public service worker and, if the designated public 1111
service worker's spouse, former spouse, or child is employed by 1112
a public office, the name and address of the employer of the 1113
designated public service worker's spouse, former spouse, or 1114
child. The request shall include the journalist's name and title 1115
and the name and address of the journalist's employer and shall 1116
state that disclosure of the information sought would be in the 1117
public interest. 1118

(b) Division (B) (9) (a) of this section also applies to 1119
journalist requests for: 1120

(i) Customer information maintained by a municipally owned 1121
or operated public utility, other than social security numbers 1122
and any private financial information such as credit reports, 1123
payment methods, credit card numbers, and bank account 1124
information; 1125

(ii) Information about minors involved in a school vehicle 1126
accident as provided in division (A) (1) (gg) of this section, 1127

other than personal information as defined in section 149.45 of 1128
the Revised Code. 1129

(c) As used in division (B) (9) of this section, 1130
"journalist" means a person engaged in, connected with, or 1131
employed by any news medium, including a newspaper, magazine, 1132
press association, news agency, or wire service, a radio or 1133
television station, or a similar medium, for the purpose of 1134
gathering, processing, transmitting, compiling, editing, or 1135
disseminating information for the general public. 1136

(10) Upon a request made by a victim, victim's attorney, 1137
or victim's representative, as that term is used in section 1138
2930.02 of the Revised Code, a public office or person 1139
responsible for public records shall transmit a copy of a 1140
depiction of the victim as described in division (A) (1) (ii) of 1141
this section to the victim, victim's attorney, or victim's 1142
representative. 1143

(C) (1) If a person allegedly is aggrieved by the failure 1144
of a public office or the person responsible for public records 1145
to promptly prepare a public record and to make it available to 1146
the person for inspection in accordance with division (B) of 1147
this section or by any other failure of a public office or the 1148
person responsible for public records to comply with an 1149
obligation in accordance with division (B) of this section, the 1150
person allegedly aggrieved may do only one of the following, and 1151
not both: 1152

(a) File a complaint with the clerk of the court of claims 1153
or the clerk of the court of common pleas under section 2743.75 1154
of the Revised Code; 1155

(b) Commence a mandamus action to obtain a judgment that 1156

orders the public office or the person responsible for the 1157
public record to comply with division (B) of this section, that 1158
awards court costs and reasonable attorney's fees to the person 1159
that instituted the mandamus action, and, if applicable, that 1160
includes an order fixing statutory damages under division (C) (2) 1161
of this section. The mandamus action may be commenced in the 1162
court of common pleas of the county in which division (B) of 1163
this section allegedly was not complied with, in the supreme 1164
court pursuant to its original jurisdiction under Section 2 of 1165
Article IV, Ohio Constitution, or in the court of appeals for 1166
the appellate district in which division (B) of this section 1167
allegedly was not complied with pursuant to its original 1168
jurisdiction under Section 3 of Article IV, Ohio Constitution. 1169

(2) If a requester transmits a written request by hand 1170
delivery, electronic submission, or certified mail to inspect or 1171
receive copies of any public record in a manner that fairly 1172
describes the public record or class of public records to the 1173
public office or person responsible for the requested public 1174
records, except as otherwise provided in this section, the 1175
requester shall be entitled to recover the amount of statutory 1176
damages set forth in this division if a court determines that 1177
the public office or the person responsible for public records 1178
failed to comply with an obligation in accordance with division 1179
(B) of this section. 1180

The amount of statutory damages shall be fixed at one 1181
hundred dollars for each business day during which the public 1182
office or person responsible for the requested public records 1183
failed to comply with an obligation in accordance with division 1184
(B) of this section, beginning with the day on which the 1185
requester files a mandamus action to recover statutory damages, 1186
up to a maximum of one thousand dollars. The award of statutory 1187

damages shall not be construed as a penalty, but as compensation 1188
for injury arising from lost use of the requested information. 1189
The existence of this injury shall be conclusively presumed. The 1190
award of statutory damages shall be in addition to all other 1191
remedies authorized by this section. 1192

The court may reduce an award of statutory damages or not 1193
award statutory damages if the court determines both of the 1194
following: 1195

(a) That, based on the ordinary application of statutory 1196
law and case law as it existed at the time of the conduct or 1197
threatened conduct of the public office or person responsible 1198
for the requested public records that allegedly constitutes a 1199
failure to comply with an obligation in accordance with division 1200
(B) of this section and that was the basis of the mandamus 1201
action, a well-informed public office or person responsible for 1202
the requested public records reasonably would believe that the 1203
conduct or threatened conduct of the public office or person 1204
responsible for the requested public records did not constitute 1205
a failure to comply with an obligation in accordance with 1206
division (B) of this section; 1207

(b) That a well-informed public office or person 1208
responsible for the requested public records reasonably would 1209
believe that the conduct or threatened conduct of the public 1210
office or person responsible for the requested public records 1211
would serve the public policy that underlies the authority that 1212
is asserted as permitting that conduct or threatened conduct. 1213

(3) In a mandamus action filed under division (C) (1) of 1214
this section, the following apply: 1215

(a) (i) If the court orders the public office or the person 1216

responsible for the public record to comply with division (B) of 1217
this section, the court shall determine and award to the relator 1218
all court costs, which shall be construed as remedial and not 1219
punitive. 1220

(ii) If the court makes a determination described in 1221
division (C) (3) (b) (iii) of this section, the court shall 1222
determine and award to the relator all court costs, which shall 1223
be construed as remedial and not punitive. 1224

(b) If the court renders a judgment that orders the public 1225
office or the person responsible for the public record to comply 1226
with division (B) of this section or if the court determines any 1227
of the following, the court may award reasonable attorney's fees 1228
to the relator, subject to division (C) (4) of this section: 1229

(i) The public office or the person responsible for the 1230
public records failed to respond affirmatively or negatively to 1231
the public records request in accordance with the time allowed 1232
under division (B) of this section. 1233

(ii) The public office or the person responsible for the 1234
public records promised to permit the relator to inspect or 1235
receive copies of the public records requested within a 1236
specified period of time but failed to fulfill that promise 1237
within that specified period of time. 1238

(iii) The public office or the person responsible for the 1239
public records acted in bad faith when the office or person 1240
voluntarily made the public records available to the relator for 1241
the first time after the relator commenced the mandamus action, 1242
but before the court issued any order concluding whether or not 1243
the public office or person was required to comply with division 1244
(B) of this section. No discovery may be conducted on the issue 1245

of the alleged bad faith of the public office or person 1246
responsible for the public records. This division shall not be 1247
construed as creating a presumption that the public office or 1248
the person responsible for the public records acted in bad faith 1249
when the office or person voluntarily made the public records 1250
available to the relator for the first time after the relator 1251
commenced the mandamus action, but before the court issued any 1252
order described in this division. 1253

(c) The court shall not award attorney's fees to the 1254
relator if the court determines both of the following: 1255

(i) That, based on the ordinary application of statutory 1256
law and case law as it existed at the time of the conduct or 1257
threatened conduct of the public office or person responsible 1258
for the requested public records that allegedly constitutes a 1259
failure to comply with an obligation in accordance with division 1260
(B) of this section and that was the basis of the mandamus 1261
action, a well-informed public office or person responsible for 1262
the requested public records reasonably would believe that the 1263
conduct or threatened conduct of the public office or person 1264
responsible for the requested public records did not constitute 1265
a failure to comply with an obligation in accordance with 1266
division (B) of this section; 1267

(ii) That a well-informed public office or person 1268
responsible for the requested public records reasonably would 1269
believe that the conduct or threatened conduct of the public 1270
office or person responsible for the requested public records 1271
would serve the public policy that underlies the authority that 1272
is asserted as permitting that conduct or threatened conduct. 1273

(4) All of the following apply to any award of reasonable 1274
attorney's fees awarded under division (C) (3) (b) of this 1275

section:	1276
(a) The fees shall be construed as remedial and not punitive.	1277 1278
(b) The fees awarded shall not exceed the total of the reasonable attorney's fees incurred before the public record was made available to the relator and the fees described in division (C) (4) (c) of this section.	1279 1280 1281 1282
(c) Reasonable attorney's fees shall include reasonable fees incurred to produce proof of the reasonableness and amount of the fees and to otherwise litigate entitlement to the fees.	1283 1284 1285
(d) The court may reduce the amount of fees awarded if the court determines that, given the factual circumstances involved with the specific public records request, an alternative means should have been pursued to more effectively and efficiently resolve the dispute that was subject to the mandamus action filed under division (C) (1) of this section.	1286 1287 1288 1289 1290 1291
(5) If the court does not issue a writ of mandamus under division (C) of this section and the court determines at that time that the bringing of the mandamus action was frivolous conduct as defined in division (A) of section 2323.51 of the Revised Code, the court may award to the public office all court costs, expenses, and reasonable attorney's fees, as determined by the court.	1292 1293 1294 1295 1296 1297 1298
(D) Chapter 1347. of the Revised Code does not limit the provisions of this section.	1299 1300
(E) (1) To ensure that all employees of public offices are appropriately educated about a public office's obligations under division (B) of this section, all elected officials or their appropriate designees shall attend training approved by the	1301 1302 1303 1304

attorney general as provided in section 109.43 of the Revised 1305
Code. A future official may satisfy the requirements of this 1306
division by attending the training before taking office, 1307
provided that the future official may not send a designee in the 1308
future official's place. 1309

(2) All public offices shall adopt a public records policy 1310
in compliance with this section for responding to public records 1311
requests. In adopting a public records policy under this 1312
division, a public office may obtain guidance from the model 1313
public records policy developed and provided to the public 1314
office by the attorney general under section 109.43 of the 1315
Revised Code. Except as otherwise provided in this section, the 1316
policy may not limit the number of public records that the 1317
public office will make available to a single person, may not 1318
limit the number of public records that it will make available 1319
during a fixed period of time, and may not establish a fixed 1320
period of time before it will respond to a request for 1321
inspection or copying of public records, unless that period is 1322
less than eight hours. 1323

The public office shall distribute the public records 1324
policy adopted by the public office under this division to the 1325
employee of the public office who is the records custodian or 1326
records manager or otherwise has custody of the records of that 1327
office. The public office shall require that employee to 1328
acknowledge receipt of the copy of the public records policy. 1329
The public office shall create a poster that describes its 1330
public records policy and shall post the poster in a conspicuous 1331
place in the public office and in all locations where the public 1332
office has branch offices. The public office may post its public 1333
records policy on the internet web site of the public office if 1334
the public office maintains an internet web site. A public 1335

office that has established a manual or handbook of its general 1336
policies and procedures for all employees of the public office 1337
shall include the public records policy of the public office in 1338
the manual or handbook. 1339

(F) (1) The bureau of motor vehicles may adopt rules 1340
pursuant to Chapter 119. of the Revised Code to reasonably limit 1341
the number of bulk commercial special extraction requests made 1342
by a person for the same records or for updated records during a 1343
calendar year. The rules may include provisions for charges to 1344
be made for bulk commercial special extraction requests for the 1345
actual cost of the bureau, plus special extraction costs, plus 1346
ten per cent. The bureau may charge for expenses for redacting 1347
information, the release of which is prohibited by law. 1348

(2) As used in division (F) (1) of this section: 1349

(a) "Actual cost" means the cost of depleted supplies, 1350
records storage media costs, actual mailing and alternative 1351
delivery costs, or other transmitting costs, and any direct 1352
equipment operating and maintenance costs, including actual 1353
costs paid to private contractors for copying services. 1354

(b) "Bulk commercial special extraction request" means a 1355
request for copies of a record for information in a format other 1356
than the format already available, or information that cannot be 1357
extracted without examination of all items in a records series, 1358
class of records, or database by a person who intends to use or 1359
forward the copies for surveys, marketing, solicitation, or 1360
resale for commercial purposes. "Bulk commercial special 1361
extraction request" does not include a request by a person who 1362
gives assurance to the bureau that the person making the request 1363
does not intend to use or forward the requested copies for 1364
surveys, marketing, solicitation, or resale for commercial 1365

purposes. 1366

(c) "Commercial" means profit-seeking production, buying, 1367
or selling of any good, service, or other product. 1368

(d) "Special extraction costs" means the cost of the time 1369
spent by the lowest paid employee competent to perform the task, 1370
the actual amount paid to outside private contractors employed 1371
by the bureau, or the actual cost incurred to create computer 1372
programs to make the special extraction. "Special extraction 1373
costs" include any charges paid to a public agency for computer 1374
or records services. 1375

(3) For purposes of divisions (F) (1) and (2) of this 1376
section, "surveys, marketing, solicitation, or resale for 1377
commercial purposes" shall be narrowly construed and does not 1378
include reporting or gathering news, reporting or gathering 1379
information to assist citizen oversight or understanding of the 1380
operation or activities of government, or nonprofit educational 1381
research. 1382

(G) A request by a defendant, counsel of a defendant, or 1383
any agent of a defendant in a criminal action that public 1384
records related to that action be made available under this 1385
section shall be considered a demand for discovery pursuant to 1386
the Criminal Rules, except to the extent that the Criminal Rules 1387
plainly indicate a contrary intent. The defendant, counsel of 1388
the defendant, or agent of the defendant making a request under 1389
this division shall serve a copy of the request on the 1390
prosecuting attorney, director of law, or other chief legal 1391
officer responsible for prosecuting the action. 1392

(H) (1) Any portion of a body-worn camera or dashboard 1393
camera recording described in divisions (A) (17) (b) to (h) of 1394

this section may be released by consent of the subject of the 1395
recording or a representative of that person, as specified in 1396
those divisions, only if either of the following applies: 1397

(a) The recording will not be used in connection with any 1398
probable or pending criminal proceedings; 1399

(b) The recording has been used in connection with a 1400
criminal proceeding that was dismissed or for which a judgment 1401
has been entered pursuant to Rule 32 of the Rules of Criminal 1402
Procedure, and will not be used again in connection with any 1403
probable or pending criminal proceedings. 1404

(2) If a public office denies a request to release a 1405
restricted portion of a body-worn camera or dashboard camera 1406
recording, as defined in division (A) (17) of this section, any 1407
person may file a mandamus action pursuant to this section or a 1408
complaint with the clerk of the court of claims pursuant to 1409
section 2743.75 of the Revised Code, requesting the court to 1410
order the release of all or portions of the recording. If the 1411
court considering the request determines that the filing 1412
articulates by clear and convincing evidence that the public 1413
interest in the recording substantially outweighs privacy 1414
interests and other interests asserted to deny release, the 1415
court shall order the public office to release the recording. 1416

Sec. 1710.02. ~~(A)~~ (A) (1) A special improvement district may 1417
be created within the boundaries of any one municipal 1418
corporation, any one township, or any combination of municipal 1419
corporations and townships within a single county, or counties 1420
that adjoin one another, for the purpose of developing and 1421
implementing plans for public improvements and public services 1422
that benefit the district. A district may be created by petition 1423
of the owners of real property within the proposed district, or 1424

by an existing qualified nonprofit corporation. ~~If~~ 1425

(2) If the district is created by an existing qualified 1426
nonprofit corporation, the purposes for which the district is 1427
created may be supplemental to the other purposes for which the 1428
corporation is organized. All~~The~~ corporation is considered a 1429
special improvement district only when it acts with respect to a 1430
purpose for which the district is created, and not when it acts 1431
with respect to any other purpose for which it is organized. 1432

(3) All territory in a special improvement district shall 1433
be contiguous; except that the territory in a special 1434
improvement district may be noncontiguous if at least one 1435
special energy improvement project or shoreline improvement 1436
project is designated for each parcel of real property included 1437
within the special improvement district. Additional territory 1438
may be added to a special improvement district created under 1439
this chapter for the purpose of developing and implementing 1440
plans for special energy improvement projects or shoreline 1441
improvement projects if at least one special energy improvement 1442
project or shoreline improvement project, respectively, is 1443
designated for each parcel of real property included within such 1444
additional territory and the addition of territory is authorized 1445
by the initial plan proposed under division (F) of this section 1446
or a plan adopted by the board of directors of the special 1447
improvement district under section 1710.06 of the Revised Code. 1448

(4) The district shall be governed by the board of 1449
trustees of a nonprofit corporation. This board shall be known 1450
as the board of directors of the special improvement district. 1451
~~No~~ 1452

(5) No special improvement district shall include any 1453
church property, or property of the federal or state government 1454

or a county, township, or municipal corporation, unless the 1455
church or the county, township, or municipal corporation 1456
specifically requests in writing that the property be included 1457
within the district, or unless the church is a member of the 1458
existing qualified nonprofit corporation creating the district 1459
at the time the district is created. ~~A~~ 1460

(6) A shoreline improvement project may extend into the 1461
territory of Lake Erie as described in sections 1506.10 and 1462
1506.11 of the Revised Code. However, the state shall remain 1463
exempt from any special assessment that may be levied against 1464
that territory under section 1710.06 and Chapter 727. of the 1465
Revised Code. ~~More~~ 1466

(7) More than one district may be created within a 1467
participating political subdivision, but no real property may be 1468
included within more than one district unless the owner of the 1469
property files a written consent with the clerk of the 1470
legislative authority, the township fiscal officer, or the 1471
village clerk, as appropriate. ~~The~~ 1472

(8) The area of each district shall be contiguous; except 1473
that the area of a special improvement district may be 1474
noncontiguous if all parcels of real property included within 1475
such area contain at least one special energy improvement or 1476
shoreline improvement thereon. 1477

~~(B) Except as provided in~~ Subject to division (C)(A)(2) of 1478
this section, ~~a~~ all of the following apply: 1479

(1) A district created under this chapter is not a 1480
political subdivision, except for purposes of section 4905.34 of 1481
the Revised Code. ~~A~~ 1482

(2) A district created under this chapter shall be 1483

considered a public agency under section 102.01 and a public 1484
authority under section 4115.03 of the Revised Code. ~~Each member~~ 1485
~~of the board of directors of a district, each member's designee~~ 1486
~~or proxy, and each officer and employee of a district shall be~~ 1487
~~considered a public official or employee under section 102.01 of~~ 1488
~~the Revised Code and a public official and public servant under~~ 1489
~~section 2921.42 of the Revised Code. Districts~~ 1490

(3) Districts created under this chapter are not subject 1491
to sections 121.81 to 121.83 of the Revised Code. Districts 1492
created under this chapter are subject to sections 121.22 and 1493
121.23 of the Revised Code. 1494

(4) All records of the district are public records under 1495
section 149.43 of the Revised Code, except that records of 1496
organizations contracting with a district are not public records 1497
under section 149.43 or section 149.431 of the Revised Code 1498
solely by reason of any contract with a district. 1499

~~(C) Each district created under this chapter shall be~~ 1500
~~considered a political subdivision for purposes of section~~ 1501
~~4905.34 of the Revised Code.~~ (C) (1) Subject to division (C) (2) of 1502
this section, both of the following apply: 1503

(a) Membership on the board of directors of the district 1504
shall not be considered as holding a public office. ~~Directors~~ 1505
However, each member of the board of directors of a district, 1506
each member's designee or proxy, and each officer or employee of 1507
a district is a public official or employee under section 102.01 1508
and a public official under section 2921.42 of the Revised Code. 1509
District officers and district members and directors and their 1510
designees or proxies are not required to file a statement with 1511
the Ohio ethics commission under section 102.02 of the Revised 1512
Code. 1513

(b) Directors and their designees shall be entitled to the 1514
immunities provided by Chapter 1702. and to the same immunity as 1515
an employee under division (A) (6) of section 2744.03 of the 1516
Revised Code, except that directors and their designees shall 1517
not be entitled to the indemnification provided in section 1518
2744.07 of the Revised Code unless the director or designee is 1519
an employee or official of a participating political subdivision 1520
of the district and is acting within the scope of the director's 1521
or designee's employment or official responsibilities. 1522

(2) District officers and district members and directors 1523
of a district created by an existing qualified nonprofit 1524
corporation, and their designees or proxies shall not be 1525
required to file a statement with the Ohio ethics commission 1526
under section 102.02 of the Revised Code. All records of the 1527
district shall be treated as public records under section 149.43 1528
of the Revised Code, except that records of organizations 1529
contracting with a district shall not be considered to be public 1530
records under section 149.43 or section 149.431 of the Revised 1531
Code solely by reason of any contract with a district, are 1532
public officials or employees under section 102.01 and public 1533
officials under section 2921.42 of the Revised Code by virtue of 1534
their positions with the corporation only when they act with 1535
respect to a purpose for which the district is created, and not 1536
when they act with respect to any other purpose for which the 1537
corporation is organized. 1538

(D) Except as otherwise provided in this section, the 1539
nonprofit corporation that governs a district shall be organized 1540
in the manner described in Chapter 1702. of the Revised Code. 1541
Except in the case of a district created by an existing 1542
qualified nonprofit corporation, the corporation's articles of 1543
incorporation are required to be approved, as provided in 1544

division (E) of this section, by resolution of the legislative 1545
authority of each participating political subdivision of the 1546
district. A copy of that resolution shall be filed along with 1547
the articles of incorporation in the secretary of state's 1548
office. 1549

In addition to meeting the requirements for articles of 1550
incorporation set forth in Chapter 1702. of the Revised Code, 1551
the articles of incorporation for the nonprofit corporation 1552
governing a district formed under this chapter shall provide all 1553
the following: 1554

(1) The name for the district, which shall include the 1555
name of each participating political subdivision of the 1556
district; 1557

(2) A description of the territory within the district, 1558
which may be all or part of each participating political 1559
subdivision. The description shall be specific enough to enable 1560
real property owners to determine if their property is located 1561
within the district. 1562

(3) A description of the procedure by which the articles 1563
of incorporation may be amended. The procedure shall include 1564
receiving approval of the amendment, by resolution, from the 1565
legislative authority of each participating political 1566
subdivision and filing the approved amendment and resolution 1567
with the secretary of state. 1568

(4) The reasons for creating the district, plus an 1569
explanation of how the district will be conducive to the public 1570
health, safety, peace, convenience, and welfare of the district. 1571

(E) The articles of incorporation for a nonprofit 1572
corporation governing a district created under this chapter and 1573

amendments to them shall be submitted to the municipal 1574
executive, if any, and the legislative authority of each 1575
municipal corporation or township in which the proposed district 1576
is to be located. Except in the case of a district created by an 1577
existing qualified nonprofit corporation, the articles or 1578
amendments shall be accompanied by a petition signed either by 1579
the owners of at least sixty per cent of the front footage of 1580
all real property located in the proposed district that abuts 1581
upon any street, alley, public road, place, boulevard, parkway, 1582
park entrance, easement, or other existing public improvement 1583
within the proposed district, excluding church property or 1584
property owned by the state, county, township, municipal, or 1585
federal government, unless a church, county, township, or 1586
municipal corporation has specifically requested in writing that 1587
the property be included in the district, or by the owners of at 1588
least seventy-five per cent of the area of all real property 1589
located within the proposed district, excluding church property 1590
or property owned by the state, county, township, municipal, or 1591
federal government, unless a church, county, township, or 1592
municipal corporation has specifically requested in writing that 1593
the property be included in the district. Pursuant to Section 2o 1594
of Article VIII, Ohio Constitution, the petition required under 1595
this division may be for the purpose of developing and 1596
implementing plans for special energy improvement projects or 1597
shoreline improvement projects, and, in such case, is determined 1598
to be in furtherance of the purposes set forth in Section 2o of 1599
Article VIII, Ohio Constitution. Except as provided in division 1600
(H) of this section, if a special improvement district is being 1601
created under this chapter for the purpose of developing and 1602
implementing plans for special energy improvement projects or 1603
shoreline improvement projects, the petition required under this 1604
division shall be signed by one hundred per cent of the owners 1605

of the area of all real property located within the proposed 1606
special improvement district, at least one special energy 1607
improvement project or shoreline improvement project shall be 1608
designated for each parcel of real property within the special 1609
improvement district, and the special improvement district may 1610
include any number of parcels of real property as determined by 1611
the legislative authority of each participating political 1612
subdivision in which the proposed special improvement district 1613
is to be located. For purposes of determining compliance with 1614
these requirements, the area of the district, or the front 1615
footage and ownership of property, shall be as shown in the most 1616
current records available at the county recorder's office and 1617
the county engineer's office sixty days prior to the date on 1618
which the petition is filed. 1619

Each municipal corporation or township with which the 1620
petition is filed has sixty days to approve or disapprove, by 1621
resolution, the petition, including the articles of 1622
incorporation. In the case of a district created by an existing 1623
qualified nonprofit corporation, each municipal corporation or 1624
township has sixty days to approve or disapprove the creation of 1625
the district after the corporation submits the articles of 1626
incorporation or amendments thereto. This chapter does not 1627
prohibit or restrict the rights of municipal corporations under 1628
Article XVIII of the Ohio Constitution or the right of the 1629
municipal legislative authority to impose reasonable conditions 1630
in a resolution of approval. The acquisition, installation, 1631
equipping, and improvement of a special energy improvement 1632
project under this chapter shall not supersede any local zoning, 1633
environmental, or similar law or regulation. In addition, all 1634
activities associated with a shoreline improvement project that 1635
is implemented under this chapter shall comply with all 1636

applicable local zoning requirements, all local, state, and 1637
federal environmental laws and regulations, and all applicable 1638
requirements established in Chapter 1506. of the Revised Code 1639
and rules adopted under it. 1640

(F) Persons proposing creation and operation of the 1641
district may propose an initial plan for public services or 1642
public improvements that benefit all or any part of the 1643
district. Any initial plan shall be submitted as part of the 1644
petition proposing creation of the district or, in the case of a 1645
district created by an existing qualified nonprofit corporation, 1646
shall be submitted with the articles of incorporation or 1647
amendments thereto. 1648

An initial plan may include provisions for the following: 1649

(1) Creation and operation of the district and of the 1650
nonprofit corporation to govern the district under this chapter; 1651

(2) Hiring employees and professional services; 1652

(3) Contracting for insurance; 1653

(4) Purchasing or leasing office space and office 1654
equipment; 1655

(5) Other actions necessary initially to form, operate, or 1656
organize the district and the nonprofit corporation to govern 1657
the district; 1658

(6) A plan for public improvements or public services that 1659
benefit all or part of the district, which plan shall comply 1660
with the requirements of division (A) of section 1710.06 of the 1661
Revised Code and may include, but is not limited to, any of the 1662
permissive provisions described in the fourth sentence of that 1663
division or listed in divisions (A)(1) to (7) of that section; 1664

(7) If the special improvement district is being created 1665
under this chapter for the purpose of developing and 1666
implementing plans for special energy improvement projects or 1667
shoreline improvement projects, provision for the addition of 1668
territory to the special improvement district. 1669

After the initial plan is approved by all municipal 1670
corporations and townships to which it is submitted for approval 1671
and the district is created, each participating subdivision 1672
shall levy a special assessment within its boundaries to pay for 1673
the costs of the initial plan. The levy shall be for no more 1674
than ten years from the date of the approval of the initial 1675
plan; except that if the proceeds of the levy are to be used to 1676
pay the costs of a special energy improvement project or 1677
shoreline improvement project, the levy of a special assessment 1678
shall be for no more than thirty years from the date of approval 1679
of the initial plan. In the event that additional territory is 1680
added to a special improvement district, the special assessment 1681
to be levied with respect to such additional territory shall 1682
commence not earlier than the date such territory is added and 1683
shall be for no more than thirty years from such date. For 1684
purposes of levying an assessment for this initial plan, the 1685
services or improvements included in the initial plan shall be 1686
deemed a special benefit to property owners within the district. 1687

(G) Each nonprofit corporation governing a district under 1688
this chapter may do the following: 1689

(1) Exercise all powers of nonprofit corporations granted 1690
under Chapter 1702. of the Revised Code that do not conflict 1691
with this chapter; 1692

(2) Develop, adopt, revise, implement, and repeal plans 1693
for public improvements and public services for all or any part 1694

of the district; 1695

(3) Contract with any person, political subdivision as 1696
defined in section 2744.01 of the Revised Code, or state agency 1697
as defined in section 1.60 of the Revised Code to develop and 1698
implement plans for public improvements or public services 1699
within the district; 1700

(4) Contract and pay for insurance for the district and 1701
for directors, officers, agents, contractors, employees, or 1702
members of the district for any consequences of the 1703
implementation of any plan adopted by the district or any 1704
actions of the district. 1705

The board of directors of a special improvement district 1706
may, acting as agent and on behalf of a participating political 1707
subdivision, sell, transfer, lease, or convey any special energy 1708
improvement project owned by the participating political 1709
subdivision upon a determination by the legislative authority 1710
thereof that the project is not required to be owned exclusively 1711
by the participating political subdivision for its purposes, for 1712
uses determined by the legislative authority thereof as those 1713
that will promote the welfare of the people of such 1714
participating political subdivision; improve the quality of life 1715
and the general and economic well-being of the people of the 1716
participating political subdivision; better ensure the public 1717
health, safety, and welfare; protect water and other natural 1718
resources; provide for the conservation and preservation of 1719
natural and open areas and farmlands, including by making urban 1720
areas more desirable or suitable for development and 1721
revitalization; control, prevent, minimize, clean up, or mediate 1722
certain contamination of or pollution from lands in the state 1723
and water contamination or pollution; or provide for safe and 1724

natural areas and resources. The legislative authority of each 1725
participating political subdivision shall specify the 1726
consideration for such sale, transfer, lease, or conveyance and 1727
any other terms thereof. Any determinations made by a 1728
legislative authority of a participating political subdivision 1729
under this division shall be conclusive. 1730

Any sale, transfer, lease, or conveyance of a special 1731
energy improvement project by a participating political 1732
subdivision or the board of directors of the special improvement 1733
district may be made without advertising, receipt of bids, or 1734
other competitive bidding procedures applicable to the 1735
participating political subdivision or the special improvement 1736
district under Chapter 153. or 735. or section 1710.11 of the 1737
Revised Code or other representative provisions of the Revised 1738
Code. 1739

(H) The owner of real property that is part of a planned 1740
community or a condominium development is deemed to have signed 1741
the petitions required under division (E) of this section and 1742
division (B) of section 1710.06 of the Revised Code with respect 1743
to a special improvement district that is being created for the 1744
purpose of developing and implementing plans for shoreline 1745
improvement projects if the district and the projects have been 1746
approved through an alternative process prescribed by the 1747
bylaws, declarations, covenants, and restrictions governing the 1748
planned community or condominium development. Such an 1749
alternative process may consist of a vote of the owners 1750
association or unit owners association, the approval of a 1751
specified percentage of property owners, or any other procedure 1752
authorized by the bylaws, declarations, covenants, and 1753
restrictions governing the planned community or condominium 1754
development. 1755

As used in this division, "condominium development" and 1756
"unit owners association" have the same meanings as in section 1757
5311.01 of the Revised Code, and "planned community," "owners 1758
association," "bylaws," and "declaration" have the same meanings 1759
as in section 5312.01 of the Revised Code. 1760

Section 2. That existing sections 102.01, 121.22, 149.43, 1761
and 1710.02 of the Revised Code are hereby repealed." 1762

The motion was _____ agreed to.

SYNOPSIS 1763

Special improvement districts (SIDs) 1764

R.C. 1710.02 and conforming changes in R.C. 102.01, 1765
121.22, and 149.43 1766

Modifies provisions of law that apply to an existing 1767
qualified nonprofit corporation that creates a SID. 1768

Specifies that the corporation is considered a SID only 1769
when it acts with respect to a purpose for which the SID is 1770
created, and not when it acts with respect to any other purpose 1771
for which the corporation is organized. 1772

Provides that the following laws, which normally apply to 1773
SIDs, apply to the corporation only when it is acting as a SID: 1774

- The Ethics Law; 1775
- The Public Records Law; 1776
- The Open Meetings Law; 1777

- The law governing wages and hours on public works;	1778
- The law prohibiting public contracts from being awarded	1779
to persons found in contempt for failure to correct an unfair	1780
labor practice.	1781
Specifies that the corporation's officers, members, and	1782
directors, and their designees or proxies, are subject to the	1783
Ethics Law only when they act on SID business, and not when they	1784
act on other business of the corporation.	1785

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "3310.70" 1
In line _____ of the title, after "_____" insert ", with regard to 2
the Afterschool Child Enrichment Educational Savings Account Program," 3
After line _____, insert: 4
"Section 1. That section 3310.70 of the Revised Code be 5
amended to read as follows: 6
Sec. 3310.70. (A) A student is an "eligible student" for 7
purposes of this section if the student is at least six but no 8
more than eighteen years old and ~~the~~ at least one of the 9
following conditions is met: 10
(1) The student's family adjusted gross income, as defined 11
in section 5747.01 of the Revised Code, is at or below ~~three-~~ 12
four hundred per cent of the federal poverty guidelines, as 13
defined in section 5101.46 of the Revised Code. 14
(2) The student's resident district, as defined in section 15
3310.01 of the Revised Code, had a chronic absenteeism rate 16
ranked in the highest ten per cent of school districts in the 17
most recent school year. 18
(3) The student's resident district operates one or more 19
school buildings described in division (A)(1) of section 3310.03 20
of the Revised Code or is a district described in division (C) 21

of that section. 22

(4) The student's resident district is a school district 23
in which the pilot program is operating under sections 3313.974 24
to 3313.979 of the Revised Code. 25

For the purpose of division (A) (1) of this section, a 26
student's parent or guardian may certify income eligibility to 27
the department of education by submitting, in a manner 28
determined by the department, an affidavit affirming the 29
student's family income meets the requirement, proof of income 30
eligibility under another state or federal program, or other 31
evidence determined appropriate by the department. 32

(B) (1) There is hereby established the afterschool child 33
enrichment (ACE) educational savings account program. The 34
department of education shall adopt rules under Chapter 119. of 35
the Revised Code that prescribe procedures for the establishment 36
of these accounts in fiscal years ~~2022~~, 2023, and 2024 upon 37
the request of the parent or guardian of an eligible student 38
enrolled in a public or nonpublic school or an eligible student 39
who has been excused from the compulsory attendance law for the 40
purpose of home instruction under section 3321.04 of the Revised 41
Code. Accounts shall be established on a first-come, first- 42
served basis according to the availability of funds appropriated 43
for purposes of this section. 44

Accounts shall be used in accordance with division (E) of 45
this section. Any balance remaining in a student's account after 46
fiscal year ~~2023~~2024 shall remain in that account for use as 47
prescribed in division (D) (3) of this section. 48

Except as provided for in divisions (C) (3) and (D) (3) of 49
this section, neither the department nor the vendor shall 50

reclaim any funds credited to a student's account. 51

(2) The department shall create an online form for parents 52
and guardians to request the establishment of an account under 53
this section. 54

(C) (1) The department shall contract with a vendor for 55
purposes of administering the provisions of this section and may 56
contract with the treasurer of state for technical assistance. 57
In selecting a vendor, the department shall give preference to 58
those vendors who use a smart phone application that is free for 59
parents or guardians to use, is capable of scanning receipts, 60
allows users to provide program feedback, and includes customer 61
service contact information for parents and guardians who 62
experience technical issues with the application. For each 63
fiscal year in which the program operates, the department shall 64
pay the vendor not more than three per cent of the amount 65
appropriated for that fiscal year for purposes of this section. 66

(2) The vendor selected by the department under division 67
(C) (2) of this section shall do both of the following: 68

(a) Monitor how accounts are used by parents or guardians 69
and recoup moneys that are used for purposes that are not 70
authorized by this section as determined by the vendor; 71

(b) Provide the department with a comprehensive list of 72
purchases made with accounts. 73

(3) At no time shall the vendor authorize parents or 74
guardians to use moneys for purposes that are not authorized by 75
this section as determined by the vendor. If the vendor 76
authorizes parents or guardians to use moneys for a specified 77
purpose and later determines that purpose is not authorized by 78
this section, the vendor may recoup that money. 79

(D) (1) If a parent or guardian makes a request under 80
division (B) of this section during fiscal year 2022, five 81
hundred dollars shall be credited to the account established 82
pursuant to the parent's or guardian's request within fourteen 83
days of the parent's or guardian's request, and that amount 84
shall be disbursed upon request to the parent or guardian not 85
later than June 30, 2022, for use in accordance with division 86
(E) of this section. Any amount remaining in an account at the 87
end of fiscal year 2022 shall remain in that account for fiscal 88
year 2023 for use in accordance with division (E) of this 89
section. 90

(2) If a parent or guardian makes a request under division 91
(B) of this section during fiscal year 2023 or 2024, ~~five-~~ 92
~~hundred one thousand~~ dollars shall be credited to the account 93
established pursuant to the parent's or guardian's request 94
within fourteen days of the parent's or guardian's request, and 95
that amount shall be disbursed upon request to the parent or 96
guardian not later than June 30, 2023, for fiscal year 2023 or 97
June 30, 2024, for fiscal year 2024 for use in accordance with 98
division (E) of this section. If a parent or guardian had an 99
account established for the previous fiscal year ~~2022~~, that 100
amount shall be credited and distributed to that account for use 101
in accordance with division (E) of this section. 102

For each account credited five hundred dollars for fiscal 103
year 2023 prior to the effective date of this amendment, the 104
department shall credit an additional five hundred dollars for 105
that year. The total amount credited to an account for fiscal 106
year 2023 shall not exceed one thousand dollars. 107

Nothing in division (D) (2) of this section shall be 108
construed to limit the amount of the total balance in an 109

<u>account.</u>	110
(3) Any amount remaining in an account established under	111
division (B) of this section at the end of fiscal year 2023 <u>2024</u>	112
shall remain in that account for use in accordance with division	113
(E) of this section in future fiscal years until either the full	114
amount has been spent or the student graduates from high school.	115
Any amount remaining in the account of a student who graduates	116
from high school shall be returned to the department.	117
(E) Subject to division (F) of this section, moneys	118
credited to an education savings account established under	119
division (B) of this section shall be used by an eligible	120
student's parent or guardian for any of the following purposes,	121
whether secular or nonsecular:	122
(1) Before- or after-school educational programs;	123
(2) Day camps, including camps for academics, music, and	124
arts;	125
(3) Tuition at learning extension centers;	126
(4) Tuition for learning pods;	127
(5) If the student has been excused from the compulsory	128
attendance law for the purpose of home instruction under section	129
3321.04 of the Revised Code, purchase of curriculum and	130
materials;	131
(6) Educational, learning, or study skills services;	132
(7) Field trips to historical landmarks, museums, science	133
centers, and theaters, including admission, exhibit, and program	134
fees;	135
(8) Language classes;	136

(9) Instrument lessons;	137
(10) Tutoring.	138
(F) At no time shall moneys credited to an account established under division (B) of this section be used for the purchase of electronic devices.	139 140 141
(G) The department shall make available to parents and guardians a list of the purposes for which moneys credited to an account established under division (B) of this section may be spent in accordance with division (E) of this section.	142 143 144 145
(H) Not later than December 31, 2023, the department shall prepare a report regarding the administration of this section, including feedback from a random sampling of parents and guardians who participate in the program for fiscal year 2022, fiscal year 2023, or both and submit the report to the general assembly in accordance with section 101.68 of the Revised Code.	146 147 148 149 150 151
Section 2. That existing section 3310.70 of the Revised Code is hereby repealed."	152 153

The motion was _____ agreed to.

<u>SYNOPSIS</u>	154
Afterschool Child Enrichment Educational Savings Account Program	155 156
R.C. 3310.70	157
Extends operation of the Afterschool Child Enrichment Educational Savings Account Program (ACE) through the 2024	158 159

fiscal year.	160
Increases the amount that a student's account may be credited under the Program from \$500 to \$1,000 for FY 2023 and FY 2024.	161 162 163
Changes the eligibility requirements for an account as follows:	164 165
(1) Increases the family income threshold to qualify for an account from at or below 300% of the federal poverty level to at or below 400% and uses the family's adjusted gross income to determine eligibility;	166 167 168 169
(2) Qualifies a student whose resident district ranked in the highest 10% of school districts according to the chronic absenteeism rate in the most recent school year;	170 171 172
(3) Qualifies a student whose resident district operates one or more school buildings designated as low performing under the Educational Choice Scholarship Program;	173 174 175
(4) Qualifies a student whose resident district is the Cleveland Municipal School District.	176 177
Permits a student's parent or guardian to certify income eligibility for an account to the Department of Education by submitting an affidavit affirming the student's family income meets the requirement, proof of income eligibility under another state or federal program, or other evidence determined appropriate by the Department.	178 179 180 181 182 183
Requires the Department to credit an additional \$500 to each account that received \$500 for FY 2023 prior to the bill's effective date, but limits to \$1,000 the total amount that may be credited to an account for that fiscal year.	184 185 186 187

Clarifies that the amendment's provisions do not limit the	188
amount of the total balance of the account.	189
Unless funds are misused or the student graduates high	190
school, prohibits the Department or vendor operating the program	191
from reclaiming any funds credited to a student's account under	192
the ACE Program.	193

E TOTAL ALL BUDGET FUND GROUPS \$0 \$2,750,000

SPECIAL PROJECTS 13

The foregoing appropriation item 725520, Special Projects, 14
shall be used by the Director of Natural Resources to support 15
the prevention and removal of invasive weeds at Indian Lake. 16
Funding under this line item may be used for the application of 17
weed control chemicals, weed harvesting, or other tasks 18
necessary to control invasive weeds in Indian Lake." 19

After line _____, insert: 20

"Section 2. Within the limits set forth in this act, the 21
Director of Budget and Management shall establish accounts 22
indicating the source and amount of funds for each appropriation 23
made in this act, and shall determine the form and manner in 24
which appropriation accounts shall be maintained. Expenditures 25
from operating appropriations contained in this act shall be 26
accounted for as though made in H.B. 110 of the 134th General 27
Assembly. The operating appropriations made in this act are 28
subject to all provisions of H.B. 110 of the 134th General 29
Assembly that are generally applicable to such appropriations." 30

The motion was _____ agreed to.

SYNOPSIS 31

Department of Natural Resources 32

Section 1 33

Appropriates \$2,750,000 in FY 2023 under GRF appropriation 34

item 725520, Special Projects.	35
Earmarks the appropriated amount to support the prevention and removal of invasive weeds at Indian Lake.	36 37
Specifies that the funding may be used for the application of weed control chemicals, weed harvesting, or other projects necessary to control weeds at Indian Lake.	38 39 40

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "to authorize grants for certain performing arts organizations and operators of cultural arts museums and to make an appropriation,"

After line _____, insert:

"Section 1. (A) As used in this section:

(1) "Performing arts organization" means any institution that satisfies all of the following:

(a) Its principal place of business is in this state.

(b) Its primary purpose is to produce or present performances in music, comedy, the performing arts, or related fields.

(c) It is operated by or partially funded by a political subdivision of this state, a state institution of higher education, or a charitable organization.

(d) If it is operated by or partially funded by a political subdivision of this state or a state institution of higher education, it receives at least a majority of its funding from sources other than that subdivision or institution.

(e) If it is operated by a state institution of higher education, its managing board is independent of that

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institution's board of trustees and it does not present work 21
exclusively by or for students. 22

(f) It manages its own budget. 23

(g) It has an annual, independent audit. 24

(2) "Cultural arts museum" means any museum that satisfies 25
all of the following: 26

(a) It is located in this state. 27

(b) Its primary purpose is to exhibit or present, for 28
artistic or aesthetic purposes, property, including such 29
property related to painting, drawing, design, sculpture making, 30
ceramic making, printmaking, photography, video and filmmaking, 31
graphic design, architecture, textiles, performing arts, and 32
preserving and interpreting the history, art, and culture of 33
popular music and multidisciplinary art forms. 34

(c) The operator of the museum meets all of the criteria 35
described in divisions (A)(1)(c) to (g) of this section. 36

(3) "Charitable organization" means an organization 37
described under section 501(c)(3) of the Internal Revenue Code 38
and exempt from federal income taxation under section 501(a) of 39
the Internal Revenue Code. 40

(4) "State institution of higher education" has the same 41
meaning as in section 3345.011 of the Revised Code. 42

(B) A performing arts organization or the operator of a 43
cultural arts museum may apply to the Director of Development 44
for a grant under this section. The application shall be 45
submitted on a form and in the manner prescribed by the Director 46
not later than thirty days after the effective date of this 47
section. 48

The application shall, at minimum, include the following:	49
(1) Documentation establishing the organization's or the museum's operating budget for the most recently-concluded calendar year;	50 51 52
(2) Information and documentation detailing the organization's or operator's intended use of the requested grant funds;	53 54 55
(3) Any other information and documentation sufficient to establish that the organization or the museum meets the eligibility criteria prescribed by this section.	56 57 58
(C) The Director shall review and make a determination on each application submitted under division (B) of this section within thirty days of receipt. The Director may approve the application and award a grant to such organization or the operator of such museum. When awarding grants to eligible recipients, and when determining the amount of such grants, the Director shall give priority to organizations and operators of museums that did not receive funding from the Ohio Arts Council pursuant to the "Coronavirus Aid, Relief, and Economic Security (CARES) Act," Pub. L. No. 116-136.	59 60 61 62 63 64 65 66 67 68
(D) Grants awarded under this section shall be used for one or more of the following purposes:	69 70
(1) Employee compensation, excluding bonuses;	71
(2) Employee recruitment, rehiring, and training expenses;	72
(3) Rent or mortgage payments;	73
(4) Operating costs;	74
(5) Capital expenditures."	75

After line _____, insert: 76

"Section 2. All items in this act are hereby appropriated 77
as designated out of any moneys in the state treasury to the 78
credit of the designated fund. For all operating appropriations 79
made in this act, those in the first column are for fiscal year 80
2022 and those in the second column are for fiscal year 2023. 81
The operating appropriations made in this act are in addition to 82
any other operating appropriations made for the FY 2022-FY 2023 83
biennium." 84

After line _____, insert: 85

"Section 3. 86

87

	1	2	3	4	5
A	DEV DEPARTMENT OF DEVELOPMENT				
B	Dedicated Purpose Fund Group				
C	5CV3	1956E9	ARPA Arts Grant Program	\$0	\$50,000,000
D	TOTAL DPF Dedicated Purpose Fund Group			\$0	\$50,000,000
E	TOTAL ALL BUDGET FUND GROUPS			\$0	\$50,000,000

ARPA ARTS GRANT PROGRAM 88

The foregoing appropriation item 1956E9, ARPA Arts Grant 89
Program, shall be used, in accordance with the "American Rescue 90
Plan Act of 2021," Pub. L. No. 117-2, by the Department of 91
Development to award grants under Section 1 of this act." 92

After line _____, insert: 93

"Section 4. Within the limits set forth in this act, the 94
Director of Budget and Management shall establish accounts 95
indicating the source and amount of funds for each appropriation 96
made in this act, and shall determine the form and manner in 97
which appropriation accounts shall be maintained. Expenditures 98
from operating appropriations contained in this act shall be 99
accounted for as though made in H.B. 110 of the 134th General 100
Assembly. The operating appropriations made in this act are 101
subject to all provisions of H.B. 110 of the 134th General 102
Assembly that are generally applicable to such appropriations." 103

The motion was _____ agreed to.

SYNOPSIS 104

Grant program for arts organizations 105

Section 1 106

Authorizes grants for certain performing arts 107
organizations and operators of cultural arts museums. The 108
Director of Development will administer the program, and must 109
give priority to organizations that did not receive funding from 110
the Ohio Arts Council through the federal CARES Act. 111

Department of Development 112

Sections 2 to 4 113

Appropriates \$50.0 million in FY 2023 under State Fiscal 114
Recovery Fund (Fund 5CV3) appropriation item 1956E9, ARPA Arts 115
Grant Program, for the Department of Development, in accordance 116
with the federal American Rescue Plan Act, to award grants as 117

described above for certain performing arts organizations and
operators of cultural arts museums.

118

119

E TOTAL ALL BUDGET FUND GROUPS \$0 \$7,500,000

ELECTRONIC POLLBOOKS 13

The foregoing appropriation item 050638, Electronic Pollbooks, shall be used by the Secretary of State to pay eighty-five per cent of the calculated allocation cost of acquiring electronic pollbooks, as defined in section 3506.05 of the Revised Code, and ancillary equipment, for county boards of elections in accordance with this section. 14
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An amount equal to the unexpended, unencumbered portion of the foregoing appropriation item 050638, Electronic Pollbooks, at the end of fiscal year 2023 is hereby reappropriated to the Secretary of State for the same purpose in fiscal year 2024. 20
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On the effective date of this section, or as soon as possible thereafter, the Director of Budget and Management shall transfer \$7,500,000 cash from the General Revenue Fund to the Electronic Pollbook Fund (Fund 5ZE0), which is hereby created in the state treasury. 24
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The Secretary of State shall calculate the portion of appropriation item 050638, Electronic Pollbooks, to be allocated to each county board of elections in proportion to the number of registered voters in each county as recorded in the statewide voter registration database as of July 1, 2022. The Secretary of State, in conjunction with the Office of Procurement Services within the Department of Administrative Services, shall use the funding allocated to each county board of elections for the purchase of electronic pollbooks and ancillary equipment as follows: 29
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(A) For electronic pollbooks and ancillary equipment to be 39

purchased after the effective date of this section, upon request 40
by a county board of elections, the Secretary of State shall 41
provide a list of the vendors and electronic pollbooks certified 42
in accordance with section 3506.05 of the Revised Code. The 43
board of elections shall select electronic pollbooks from this 44
list and notify the Office of Procurement Services of its 45
selection. The Office shall purchase the selected electronic 46
pollbooks and any other necessary equipment on behalf of the 47
board of elections and shall transfer those pollbooks and 48
equipment to the board. The board of elections shall enter into 49
a memorandum of understanding with the applicable board of 50
county commissioners and the Department of Administrative 51
Services concerning those purchases. The Secretary of State 52
shall reimburse the board of elections for the lesser amount of 53
either eighty-five per cent of those purchases or the amount of 54
the allocation as determined by the Secretary of State under 55
this section. 56

(B) If, prior to the effective date of this section and 57
after the date of December 31, 2019, a board of elections 58
purchased electronic pollbooks or ancillary equipment, the 59
Secretary of State shall reimburse the board of elections for 60
the lesser amount of either eighty-five per cent of that 61
purchase or the amount of the allocation as determined by the 62
Secretary of State under this section. Reimbursement shall be 63
paid to the county general fund." 64

After line _____, insert: 65

"Section 2. Within the limits set forth in this act, the 66
Director of Budget and Management shall establish accounts 67
indicating the source and amount of funds for each appropriation 68
made in this act, and shall determine the form and manner in 69
which appropriation accounts shall be maintained. Expenditures 70

from operating appropriations contained in this act shall be 71
accounted for as though made in H.B. 110 of the 134th General 72
Assembly. The operating appropriations made in this act are 73
subject to all provisions of H.B. 110 of the 134th General 74
Assembly that are generally applicable to such appropriations. 75

Expenditures from the FY 2024 appropriation contained in 76
this act shall be accounted for as though made in the main 77
operating appropriations act of the 135th General Assembly. The 78
FY 2024 appropriation made in this act is subject to all 79
provisions of the main operating appropriations act of the 135th 80
General Assembly that are generally applicable to such 81
appropriations." 82

The motion was _____ agreed to.

SYNOPSIS 83

Electronic Pollbooks 84

Sections 1 and 2 85

Appropriates \$7.5 million in FY 2023 to DPF line item 86
050638, Electronic Pollbooks, under the budget of the Secretary 87
of State to pay the lesser amount of eighty-five per cent of the 88
calculated allocation cost of acquiring electronic pollbooks and 89
ancillary equipment or the amount of the allocation as 90
determined by the Secretary of State under this section. 91

Reappropriates an amount equal to the unexpended, 92
unencumbered portion of the foregoing appropriation item 050638, 93
Electronic Pollbooks, at the end of fiscal year 2023 to the 94
Secretary of State for the same purpose in fiscal year 2024. 95

Establishes the Electronic Pollbook Fund (Fund 5ZE0) and	96
transfers \$7.5 million from the GRF to Fund 5ZE0 to fund the	97
appropriation.	98
Enables county boards of elections to be reimbursed at	99
eighty-five per cent of the calculated allocation cost of	100
acquiring electronic pollbooks and ancillary equipment or the	101
amount of the allocation as determined by the Secretary of State	102
under this section, whichever is less, if the equipment was	103
purchased between December 31, 2019, and the effective date of	104
Section 1.	105

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "to support COVID- 1
19 pandemic recovery and to make an appropriation" 2

After line _____, insert: 3

"Section 1. All items in this act are hereby appropriated 4
as designated out of any moneys in the state treasury to the 5
credit of the designated fund. For all operating appropriations 6
made in this act, those in the first column are for fiscal year 7
2022 and those in the second column are for fiscal year 2023. 8
The operating appropriations made in this act are in addition to 9
any other operating appropriations made for the FY 2022-FY 2023 10
biennium." 11

After line _____, insert: 12

"Section 2. 13

14

	1	2	3	4	5
A	OBM OFFICE OF BUDGET AND MANAGEMENT				
B	Dedicated Purpose Fund Group				
C	5CV3	042627	Ohio Ambulance Transportation	\$0	\$20,000,000

D	TOTAL Dedicated Purpose Fund Group	\$0	\$20,000,000
E	TOTAL ALL BUDGET FUND GROUPS	\$0	\$20,000,000

The foregoing appropriation item 042627, Ohio Ambulance Transportation, shall be used by the Director of Budget and Management to administer grants to any public, not-for-profit, or private ground ambulance transport provider, who submitted claims to the Ohio Department of Medicaid during the current state fiscal year." 15
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After line _____, insert: 21

"Section 3. Within the limits set forth in this act, the Director of Budget and Management shall establish accounts indicating the source and amount of funds for each appropriation made in this act, and shall determine the form and manner in which appropriation accounts shall be maintained. Expenditures from operating appropriations contained in this act shall be accounted for as though made in H.B. 110 of the 134th General Assembly. The operating appropriations made in this act are subject to all provisions of H.B. 110 of the 134th General Assembly that are generally applicable to such appropriations." 22
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The motion was _____ agreed to.

SYNOPSIS 32

Office of Budget and Management 33

Sections 1, 2, and 3 34

Appropriates \$20,000,000 in FY 2023 for DPF item 042627, 35

Ohio Ambulance Transportation, for use by the Director of Budget	36
and Management to administer grants to any public, not-for-	37
profit, or private ground ambulance transport provider, who	38
submitted claims to the Ohio Department of Medicaid during the	39
current state fiscal year.	40

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "4503.591" 1
In line _____ of the title, after "_____" insert "to alter the law 2
governing professional sports team logo license plates" 3
After line _____, insert: 4
"Section 1. That section 4503.591 of the Revised Code be 5
amended to read as follows: 6
Sec. 4503.591. (A) If a professional sports team located 7
in this state desires to have its logo appear on license plates 8
issued by this state, it shall enter into a contract with either 9
a sports commission to permit such display, as permitted by 10
division (E) of this section, or with a community charity, as 11
permitted by division (G) of this section. 12
(B) The owner or lessee of any passenger car, 13
noncommercial motor vehicle, recreational vehicle, or other 14
vehicle of a class approved by the registrar of motor vehicles 15
may apply to the registrar for the registration of the vehicle 16
and issuance of license plates bearing the logo of a 17
professional sports team that has entered into a contract 18
described in division (A) of this section. The application shall 19
designate the sports team whose logo the owner or lessee desires 20
to appear on the license plates. Failure to designate a 21
participating professional sports team shall result in rejection 22

by the registrar of the registration application. An application 23
made under this section may be combined with a request for a 24
special reserved license plate under section 4503.40 or 4503.42 25
of the Revised Code. Upon receipt of the completed application 26
and compliance by the applicant with divisions (C) and (D) of 27
this section, the registrar shall issue to the applicant the 28
appropriate vehicle registration and a set of license plates 29
bearing the logo of the professional sports team the owner 30
designated in the application and a validation sticker, or a 31
validation sticker alone when required by section 4503.191 of 32
the Revised Code. 33

In addition to the letters and numbers ordinarily 34
inscribed thereon, professional sports team license plates shall 35
bear the logo of a participating professional sports team, and 36
shall display county identification stickers that identify the 37
county of registration as required under section 4503.19 of the 38
Revised Code. 39

(C) The professional sports team license plates and 40
validation sticker, or validation sticker alone, as the case may 41
be, shall be issued upon payment of the regular license tax as 42
prescribed under section 4503.04 of the Revised Code, any 43
applicable motor vehicle license tax levied under Chapter 4504. 44
of the Revised Code, an additional fee of ten dollars, and 45
compliance with all other applicable laws relating to the 46
registration of motor vehicles. If the application for a 47
professional sports team license plate is combined with a 48
request for a special reserved license plate under section 49
4503.40 or 4503.42 of the Revised Code, the license plates and 50
validation sticker, or validation sticker alone, shall be issued 51
upon payment of the taxes and fees described in this division 52
plus the additional fee prescribed under section 4503.40 or 53

4503.42 of the Revised Code and compliance with all other 54
applicable laws relating to the registration of motor vehicles. 55

(D) For each application for registration and registration 56
renewal notice the registrar receives under this section, the 57
registrar shall collect a contribution of twenty-five dollars. 58
The registrar shall transmit this contribution to the treasurer 59
of state for deposit into the license plate contribution fund 60
created by section 4501.21 of the Revised Code. 61

The registrar shall transmit the additional fee of ten 62
dollars, which is to compensate the bureau of motor vehicles for 63
the additional services required in the issuing of professional 64
sports team license plates, to the treasurer of state for 65
deposit into the state treasury to the credit of the public 66
safety - highway purposes fund created by section 4501.06 of the 67
Revised Code. 68

(E) If a professional sports team located in this state 69
desires to have its logo appear on license plates issued by this 70
state and it desires to do so pursuant to this division, it 71
shall inform the largest convention and visitors' bureau of the 72
county in which the professional sports team is located of that 73
desire. That convention and visitors' bureau shall create a 74
sports commission to operate in that county to receive the 75
contributions that are paid by applicants who choose to be 76
issued license plates bearing the logo of that professional 77
sports team for display on their motor vehicles. The sports 78
commission shall negotiate with the professional sports team to 79
permit the display of the team's logo on license plates issued 80
by this state, enter into the contract with the team to permit 81
such display, and pay to the team any licensing or rights fee 82
that must be paid in connection with the issuance of the license 83

plates. Upon execution of the contract, the sports commission 84
shall provide a copy of it to the registrar, along with any 85
other documentation the registrar may require. Upon receipt of 86
the contract and any required additional documentation, and when 87
the numerical requirement contained in section 4503.78 of the 88
Revised Code has been met relative to that particular 89
professional sports team, the registrar shall take the measures 90
necessary to issue license plates bearing the logo of that team. 91

(F) A sports commission shall expend the money it receives 92
pursuant to section 4501.21 of the Revised Code to attract 93
amateur regional, national, and international sporting events to 94
the municipal corporation, county, or township in which it is 95
located, and it may sponsor such events. Prior to attracting or 96
sponsoring such events, the sports commission shall perform an 97
economic analysis to determine whether the proposed event will 98
have a positive economic effect on the greater area in which the 99
event will be held. A sports commission shall not expend any 100
money it receives under that section to attract or sponsor an 101
amateur regional, national, or international sporting event if 102
its economic analysis does not result in a finding that the 103
proposed event will have a positive economic effect on the 104
greater area in which the event will be held. 105

A sports commission that receives money pursuant to that 106
section, in addition to any other duties imposed on it by law 107
and notwithstanding the scope of those duties, also shall 108
encourage the economic development of this state through the 109
promotion of tourism within all areas of this state. A sports 110
commission that receives ten thousand dollars or more during any 111
calendar year shall submit a written report to the director of 112
development, on or before the first day of October of the next 113
succeeding year, detailing its efforts and expenditures in the 114

promotion of tourism during the calendar year in which it 115
received the ten thousand dollars or more. 116

As used in this division, "promotion of tourism" means the 117
encouragement through advertising, educational and informational 118
means, and public relations, both within the state and outside 119
of it, of travel by persons away from their homes for pleasure, 120
personal reasons, or other purposes, except to work, to this 121
state or to the region in which the sports commission is 122
located. 123

(G) If a professional sports team located in this state 124
desires to have its logo appear on license plates issued by this 125
state and it does not desire to do so pursuant to division (E) 126
of this section, it shall do so pursuant to this division. The 127
professional sports team shall notify a community charity of 128
that desire. That community charity may negotiate with the 129
professional sports team to permit the display of the team's 130
logo on license plates issued by this state, enter into a 131
contract with the team to permit such display, and pay to the 132
team any licensing or rights fee that must be paid in connection 133
with the issuance of the license plates. Upon execution of a 134
contract, the community charity shall provide a copy of it to 135
the registrar along with any other documentation the registrar 136
may require. Upon receipt of the contract and any required 137
additional documentation, and when the numerical requirement 138
contained in section 4503.78 of the Revised Code has been met 139
relative to that particular professional sports team, the 140
registrar shall take the measures necessary to issue license 141
plates bearing the logo of that team. 142

(H) (1) A community charity shall expend the money it 143
receives pursuant to section 4501.21 of the Revised Code solely 144

to provide financial support to a sports commission for the 145
purposes described in division (F) of this section and to 146
nonprofit organizations located in this state that seek to 147
improve the lives of those who are less fortunate and who reside 148
in the region and state in which is located the sports team with 149
which the community charity entered into a contract pursuant to 150
division (G) of this section. Such organizations shall achieve 151
this purpose through activities such as youth sports programs; 152
educational, health, social, and community service programs; or 153
services such as emergency assistance or employment, education, 154
housing, and nutrition services. 155

The community charity shall not expend any money it 156
receives pursuant to section 4501.21 of the Revised Code if the 157
expenditure will be received by a nonprofit organization that 158
will use the money in a manner or for a purpose that is not 159
described in this division. 160

(2) The community charity shall provide a written 161
quarterly report to the director of development and the director 162
of job and family services detailing the expenditures of the 163
money it receives pursuant to section 4501.21 of the Revised 164
Code. The report shall include the amount of such money received 165
and an accounting of all expenditures of such money. 166

(I) For purposes of this section: 167

(1) The "largest" convention and visitors' bureau of a 168
county is the bureau that receives the largest amount of money 169
generated in that county from excise taxes levied on lodging 170
transactions under sections 351.021, 5739.08, and 5739.09 of the 171
Revised Code. 172

(2) "Sports commission" means a commission consisting of 173

at least fifteen members that is a nonprofit corporation 174
organized under the laws of this state that is entitled to tax 175
exempt status under section 501(c) (3) of the "Internal Revenue 176
Code of 1986," 100 Stat. 2085, 26 U.S.C.A. 501, as amended, and 177
whose function is to attract, promote, or sponsor sports and 178
athletic events within a municipal corporation, county, or 179
township. 180

~~Such a commission shall consist of twenty one members.~~ 181
~~Seven members shall be appointed by the mayor of the largest~~ 182
~~city to be served by the commission. Seven members shall be~~ 183
~~appointed by the board of county commissioners of the county to~~ 184
~~be served by the commission. Seven members shall be appointed by~~ 185
~~the largest convention and visitors' bureau in the area to be~~ 186
~~served by the commission.~~ A sports commission may provide all 187
services related to attracting, promoting, or sponsoring such 188
events, including, but not limited to, the booking of athletes 189
and teams, scheduling, and hiring or contracting for staff, 190
ushers, managers, and other persons whose functions are directly 191
related to the sports and athletic events the commission 192
attracts, promotes, or sponsors. 193

(3) "Community charity" means a nonprofit corporation 194
organized under the laws of this state that is entitled to tax 195
exempt status under section 501(c) (3) of the "Internal Revenue 196
Code of 1986," 100 Stat. 2085, 26 U.S.C. 501, as amended, and 197
that enters into a contract with a professional sports team 198
pursuant to division (G) of this section. 199

(4) "Nonprofit organization" means a nonprofit corporation 200
organized under the laws of this state that is entitled to tax 201
exempt status under section 501(c) (3) of the "Internal Revenue 202
Code of 1986," 100 Stat. 2085, 26 U.S.C. 501, as amended, and 203

that receives money from a community charity pursuant to	204
division (H) (1) of this section.	205
Section 2. That existing section 4503.591 of the Revised	206
Code is hereby repealed."	207

The motion was _____ agreed to.

<u>SYNOPSIS</u>	208
Professional sports logo license plates	209
R.C. 4503.591	210
Regarding a sports commission formed for the purpose of	211
receiving contributions from the purchase of a state license	212
plate with a professional team logo, does both of the following:	213
1. Modifies the number of sports commission board members	214
from 21 to at least 15.	215
2. Eliminates the requirement that commission members be	216
appointed by the mayor of the largest city, board of county	217
commissioners of the county, and the largest convention and	218
visitors' bureau in the area to be served by the commission.	219

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "Section 307.270 of H.B. 110 of the 134th General Assembly"

In line _____ of the title, after "_____" insert "to revise the law governing the Department of Job and Family Services' use of federal Child Care Development Fund funds, and to make an appropriation"

After line _____, insert:

"Section 1. That Section 307.270 of H.B. 110 of the 134th General Assembly be amended to read as follows:

Sec. 307.270. PUBLICLY FUNDED CHILD CARE

Of the foregoing appropriation item 600617, Child Care Federal, \$50,000,000 in fiscal year 2022 of the amounts provided from the "Consolidated Appropriations Act, 2021" Pub. L. No. 116-260 shall be used to provide a discount to the co-payments, established under section 5104.38 of the Revised Code, for families participating in publicly funded child care.

~~All of the~~ The following apply-applies to funds provided through the "Consolidated Appropriations Act, 2021," Pub. L. No. 116-260 or the "American Rescue Plan Act of 2021," Pub. L. No. 117-2, including funds appropriated through appropriation item 600617, Child Care Federal:

~~(A)~~ In the event "Consolidated Appropriations Act, 2021,"

Pub. L. No. 116-260, funds not previously appropriated by the 22
General Assembly, including through Controlling Board or as part 23
of S.B. 109 of the 134th General Assembly, remain available, the 24
Department of Job and Family Services shall use the funds to 25
assist with stabilizing and sustaining the child care program, 26
improve workforce recruitment and retention, and increase access 27
for families. 28

~~(B) In the event Ohio receives federal Child Care 29
Development Fund (CCDF) supplemental discretionary funds from 30
the "American Rescue Plan Act of 2021," Pub. L. No. 117-2, the 31
Department of Job and Family Services shall use the funds to 32
assist with stabilizing and sustaining the child care program, 33
improve workforce recruitment and retention, and increase access 34
for families. 35~~

Section 2. That existing Section 307.270 of H.B. 110 of 36
the 134th General Assembly is hereby repealed." 37

After line _____, insert: 38

"Section 3. All items in this act are hereby appropriated 39
as designated out of any moneys in the state treasury to the 40
credit of the designated fund. For all operating appropriations 41
made in this act, those in the first column are for fiscal year 42
2022 and those in the second column are for fiscal year 2023. 43
The operating appropriations made in this act are in addition to 44
any other operating appropriations made for the FY 2022-FY 2023 45
biennium." 46

After line _____, insert: 47

"Section 4. 48

	1	2	3	4	5
A	JFS DEPARTMENT OF JOB AND FAMILY SERVICES				
B	Federal Fund Group				
C	3H70	600661	Child Care ARPA Supplement	\$0	\$498,500,000
D	TOTAL FED Federal Fund Group			\$0	\$498,500,000
E	TOTAL ALL BUDGET FUND GROUPS			\$0	\$498,500,000

CHILD CARE ARPA SUPPLEMENT 50

The foregoing appropriation item 600661, Child Care ARPA Supplement, shall first be used by the Department of Job and Family Services to maximize the amount of funds expended on direct payments to providers serving children eligible for publicly funded child care. Any remaining appropriation after direct payments have been made shall be used only for increases in market rates, workforce supplements, copayment assistance, program business development supports, home-based program start-up grants, mental health and special needs services, and a shared services pilot program. Funds shall not be used to assist the Department in administering the child care program." 51-61

After line _____, insert: 62

Section 5. Within the limits set forth in this act, the Director of Budget and Management shall establish accounts indicating the source and amount of funds for each appropriation made in this act, and shall determine the form and manner in which appropriation accounts shall be maintained. Expenditures from operating appropriations contained in this act shall be accounted for as though made in H.B. 110 of the 134th General 63-69

Assembly. The operating appropriations made in this act are 70
subject to all provisions of H.B. 110 of the 134th General 71
Assembly that are generally applicable to such appropriations." 72

The motion was _____ agreed to.

SYNOPSIS 73

**Department of Job and Family Services - use of federal 74
Child Care Development Fund funds 75**

**Section 307.270 of H.B. 110 of the 134th General Assembly; 76
Sections 3, 4, and 5 77**

Repeals the law governing the use of federal Child Care 78
Development Fund supplemental discretionary funds (from the 79
"American Rescue Plan Act of 2021"), which would have required 80
the Department of Job and Family Services (JFS), in the event 81
Ohio received the funds, to use them to assist with stabilizing 82
and sustaining the child care program, improving workforce 83
recruitment and retention, and increasing access for families, 84
and instead does the following: 85

(1) Appropriates \$498.5 million in FY 2023 in federal Fund 86
3H70 line item 600661, Child Care ARPA Supplement; 87

(2) Requires JFS to first use the appropriated funds to 88
maximize the amount of funds expended on direct payments to 89
providers serving children eligible for publicly funded child 90
care; 91

(3) Requires JFS to use any remaining funds only for 92
increases in market rates, workforce supplements, copayment 93

assistance, program business development supports, home-based	94
program start-up grants, mental health and special needs	95
services, and a shared services pilot program;	96
(4) Prohibits the funds from being used to assist JFS in	97
administering the child care program.	98

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "to transfer
 certain investment earnings credited to the State and Local Fiscal
 Recovery Funds to the Controlling Board Emergency Purposes/Contingencies
 Fund" 1
 2
 3
 4

After line _____, insert: 5

"Section 1. Notwithstanding any provision of law to the
 contrary, at the close of each fiscal quarter, or as soon as
 practicable thereafter, the Director of Budget and Management
 shall transfer the amounts equal to the investment earnings
 credited between March 31, 2021, to December 31, 2026, to the
 State Fiscal Recovery Fund (Fund 5CV3) and the Local Fiscal
 Recovery Fund (Fund 5CV4), both created by the Controlling
 Board, to the Controlling Board Emergency Purposes/Contingencies
 Fund created in section 127.19 of the Revised Code." 6
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 12
 13
 14

The motion was _____ agreed to.

SYNOPSIS 15

State and Local Fiscal Recovery Funds investment earnings 16

Section 1 17

Requires the Director of Budget and Management to transfer	18
quarterly any investment earnings credited to the State and	19
Local Fiscal Recovery Funds (Funds 5CV3 and 5CV4) that were	20
earned between March 30, 2021, and December 31, 2026, to the	21
existing Controlling Board Emergency Purposes/Contingencies	22
Fund.	23

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "and require a transfer from the General Revenue Fund to the Budget Stabilization Fund" 1
2

After line _____, insert: 3

"Section 1. On the effective date of this section, or as soon as possible thereafter, the Director of Budget and Management shall determine the amount by which the funding level specified in division (B) (1) (a) of section 131.44 of the Revised Code exceeds the cash balance in the Budget Stabilization Fund, and shall transfer that amount from the General Revenue Fund to the Budget Stabilization Fund." 4
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The motion was _____ agreed to.

SYNOPSIS 11

Transfer from GRF to Budget Stabilization Fund 12

Section 1 13

Requires the Director of Budget and Management to transfer funds from the GRF to the Budget Stabilization Fund so as to increase the cash balance of the latter to 8.5% of FY 2022 GRF revenue. 14
15
16
17

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "149.311 and 5713.03" 1
2

In line _____ of the title, after "_____" insert ", to specify the 3
manner by which low-income housing tax credit properties are valued for 4
tax purposes, and to prohibit such properties from qualifying for the 5
historic rehabilitation tax credit" 6

After line _____, insert: 7

"Section 1. That sections 149.311 and 5713.03 of the 8
Revised Code be amended to read as follows: 9

Sec. 149.311. (A) As used in this section: 10

(1) "Historic building" means a building, including its 11
structural components, that is located in this state and that is 12
either individually listed on the national register of historic 13
places under 16 U.S.C. 470a, located in a registered historic 14
district, and certified by the state historic preservation 15
officer as being of historic significance to the district, or is 16
individually listed as an historic landmark designated by a 17
local government certified under 16 U.S.C. 470a(c). 18

(2) "Qualified rehabilitation expenditures" means 19
expenditures paid or incurred during the rehabilitation period, 20
and before and after that period as determined under 26 U.S.C. 21
47, by an owner or qualified lessee of an historic building to 22

rehabilitate the building. "Qualified rehabilitation	23
expenditures" includes architectural or engineering fees paid or	24
incurred in connection with the rehabilitation, and expenses	25
incurred in the preparation of nomination forms for listing on	26
the national register of historic places. "Qualified	27
rehabilitation expenditures" does not include any of the	28
following:	29
(a) The cost of acquiring, expanding, or enlarging an	30
historic building;	31
(b) Expenditures attributable to work done to facilities	32
related to the building, such as parking lots, sidewalks, and	33
landscaping;	34
(c) New building construction costs.	35
(3) "Owner" of an historic building means a person holding	36
the fee simple interest in the building. "Owner" does not	37
include the state or a state agency, or any political	38
subdivision as defined in section 9.23 of the Revised Code.	39
(4) "Qualified lessee" means a person subject to a lease	40
agreement for an historic building and eligible for the federal	41
rehabilitation tax credit under 26 U.S.C. 47. "Qualified lessee"	42
does not include the state or a state agency or political	43
subdivision as defined in section 9.23 of the Revised Code.	44
(5) "Certificate owner" means the owner or qualified	45
lessee of an historic building to which a rehabilitation tax	46
credit certificate was issued under this section.	47
(6) "Registered historic district" means an historic	48
district listed in the national register of historic places	49
under 16 U.S.C. 470a, an historic district designated by a local	50
government certified under 16 U.S.C. 470a(c), or a local	51

historic district certified under 36 C.F.R. 67.8 and 67.9. 52

(7) "Rehabilitation" means the process of repairing or 53
altering an historic building or buildings, making possible an 54
efficient use while preserving those portions and features of 55
the building and its site and environment that are significant 56
to its historic, architectural, and cultural values. 57

(8) "Rehabilitation period" means one of the following: 58

(a) If the rehabilitation initially was not planned to be 59
completed in stages, a period chosen by the owner or qualified 60
lessee not to exceed twenty-four months during which 61
rehabilitation occurs; 62

(b) If the rehabilitation initially was planned to be 63
completed in stages, a period chosen by the owner or qualified 64
lessee not to exceed sixty months during which rehabilitation 65
occurs. Each stage shall be reviewed as a phase of a 66
rehabilitation as determined under 26 C.F.R. 1.48-12 or a 67
successor to that section. 68

(9) "State historic preservation officer" or "officer" 69
means the state historic preservation officer appointed by the 70
governor under 16 U.S.C. 470a. 71

(10) "Catalytic project" means the rehabilitation of an 72
historic building, the rehabilitation of which will foster 73
economic development within two thousand five hundred feet of 74
the historic building. 75

(B) The owner or qualified lessee of an historic building 76
may apply to the director of development for a rehabilitation 77
tax credit certificate for qualified rehabilitation expenditures 78
paid or incurred by such owner or qualified lessee after April 79
4, 2007, for rehabilitation of an historic building. If the 80

owner of an historic building enters a pass-through agreement 81
with a qualified lessee for the purposes of the federal 82
rehabilitation tax credit under 26 U.S.C. 47, the qualified 83
rehabilitation expenditures paid or incurred by the owner after 84
April 4, 2007, may be attributed to the qualified lessee. 85

The form and manner of filing such applications shall be 86
prescribed by rule of the director. Each application shall state 87
the amount of qualified rehabilitation expenditures the 88
applicant estimates will be paid or incurred and shall indicate 89
whether the historic building was used as a theater before, and 90
is intended to be used as a theater after, the rehabilitation. 91
The director may require applicants to furnish documentation of 92
such estimates. 93

The director, after consultation with the tax commissioner 94
and in accordance with Chapter 119. of the Revised Code, shall 95
adopt rules that establish all of the following: 96

(1) Forms and procedures by which applicants may apply for 97
rehabilitation tax credit certificates; 98

(2) Criteria for reviewing, evaluating, and approving 99
applications for certificates within the limitations under 100
division (D) of this section, criteria for assuring that the 101
certificates issued encompass a mixture of high and low 102
qualified rehabilitation expenditures, and criteria for issuing 103
certificates under division (C) (3) (b) of this section; 104

(3) Eligibility requirements for obtaining a certificate 105
under this section; 106

(4) The form of rehabilitation tax credit certificates; 107

(5) Reporting requirements and monitoring procedures; 108

(6) Procedures and criteria for conducting cost-benefit analyses of historic buildings that are the subjects of applications filed under this section. The purpose of a cost-benefit analysis shall be to determine whether rehabilitation of the historic building will result in a net revenue gain in state and local taxes once the building is used.	109 110 111 112 113 114
(7) Any other rules necessary to implement and administer this section.	115 116
(C) The director shall review the applications with the assistance of the state historic preservation officer and determine whether all of the following criteria are met:	117 118 119
(1) That the building that is the subject of the application is an historic building and the applicant is the owner or qualified lessee of the building;	120 121 122
(2) That the rehabilitation will satisfy standards prescribed by the United States secretary of the interior under 16 U.S.C. 470, et seq., as amended, and 36 C.F.R. 67.7 or a successor to that section;	123 124 125 126
(3) That receiving a rehabilitation tax credit certificate under this section is a major factor in:	127 128
(a) The applicant's decision to rehabilitate the historic building; or	129 130
(b) To increase the level of investment in such rehabilitation.	131 132
<u>(4) The historic building that is the subject of the application is not, and will not upon completion of the rehabilitation project be, part of a qualified low-income housing project allocated a tax credit pursuant to section 42 of</u>	133 134 135 136

the Internal Revenue Code. 137

An applicant shall demonstrate to the satisfaction of the 138
state historic preservation officer and director that the 139
rehabilitation will satisfy the standards described in division 140
(C) (2) of this section before the applicant begins the physical 141
rehabilitation of the historic building. 142

(D) (1) If the director determines that an application 143
meets the criteria in ~~divisions (C) (1), (2), and (3)~~ division 144
(C) of this section, the director shall conduct a cost-benefit 145
analysis for the historic building that is the subject of the 146
application to determine whether rehabilitation of the historic 147
building will result in a net revenue gain in state and local 148
taxes once the building is used. The director shall consider the 149
results of the cost-benefit analysis in determining whether to 150
approve the application. The director shall also consider the 151
potential economic impact and the regional distributive balance 152
of the credits throughout the state. The director may approve an 153
application only after completion of the cost-benefit analysis. 154

(2) A rehabilitation tax credit certificate shall not be 155
issued for an amount greater than the estimated amount furnished 156
by the applicant on the application for such certificate and 157
approved by the director. The director shall not approve more 158
than a total of one hundred twenty million dollars of 159
rehabilitation tax credits for each of fiscal years 2023 and 160
2024, and sixty million dollars of rehabilitation tax credits 161
for each fiscal year thereafter but the director may reallocate 162
unused tax credits from a prior fiscal year for new applicants 163
and such reallocated credits shall not apply toward the dollar 164
limit of this division. 165

(3) For rehabilitations with a rehabilitation period not 166

exceeding twenty-four months as provided in division (A) (8) (a) 167
of this section, a rehabilitation tax credit certificate shall 168
not be issued before the rehabilitation of the historic building 169
is completed. 170

(4) For rehabilitations with a rehabilitation period not 171
exceeding sixty months as provided in division (A) (8) (b) of this 172
section, a rehabilitation tax credit certificate shall not be 173
issued before a stage of rehabilitation is completed. After all 174
stages of rehabilitation are completed, if the director cannot 175
determine that the criteria in division (C) of this section are 176
satisfied for all stages of rehabilitations, the director shall 177
certify this finding to the tax commissioner, and any 178
rehabilitation tax credits received by the applicant shall be 179
repaid by the applicant and may be collected by assessment as 180
unpaid tax by the commissioner. 181

(5) The director shall require the applicant to provide a 182
third-party cost certification by a certified public accountant 183
of the actual costs attributed to the rehabilitation of the 184
historic building when qualified rehabilitation expenditures 185
exceed two hundred thousand dollars. 186

If an applicant whose application is approved for receipt 187
of a rehabilitation tax credit certificate fails to provide to 188
the director sufficient evidence of reviewable progress, 189
including a viable financial plan, copies of final construction 190
drawings, and evidence that the applicant has obtained all 191
historic approvals within twelve months after the date the 192
applicant received notification of approval, and if the 193
applicant fails to provide evidence to the director that the 194
applicant has secured and closed on financing for the 195
rehabilitation within eighteen months after receiving 196

notification of approval, the director may rescind the approval 197
of the application. The director shall notify the applicant if 198
the approval has been rescinded. Credits that would have been 199
available to an applicant whose approval was rescinded shall be 200
available for other qualified applicants. Nothing in this 201
division prohibits an applicant whose approval has been 202
rescinded from submitting a new application for a rehabilitation 203
tax credit certificate. 204

(6) The director may approve the application of, and issue 205
a rehabilitation tax credit certificate to, the owner of a 206
catalytic project, provided the application otherwise meets the 207
criteria described in divisions (C) and (D) of this section. The 208
director may not approve more than one application for a 209
rehabilitation tax credit certificate under division (D)(6) of 210
this section during each state fiscal biennium. The director 211
shall not approve an application for a rehabilitation tax credit 212
certificate under division (D)(6) of this section during the 213
state fiscal biennium beginning July 1, 2017, or during any 214
state fiscal biennium thereafter. The director shall consider 215
the following criteria in determining whether to approve an 216
application for a certificate under division (D)(6) of this 217
section: 218

(a) Whether the historic building is a catalytic project; 219

(b) The effect issuance of the certificate would have on 220
the availability of credits for other applicants that qualify 221
for a credit certificate within the credit dollar limit 222
described in division (D)(2) of this section; 223

(c) The number of jobs, if any, the catalytic project will 224
create. 225

(7) (a) The owner or qualified lessee of a historic building may apply for a rehabilitation tax credit certificate under both divisions (B) and (D) (6) of this section. In such a case, the director shall consider each application at the time the application is submitted.

(b) The director shall not issue more than one certificate under this section with respect to the same qualified rehabilitation expenditures.

(8) The director shall give consideration for tax credits awarded under this section to rehabilitations of historic buildings used as a theater before, and intended to be used as a theater after, the rehabilitation. In determining whether to approve an application for such a rehabilitation, the director shall consider the extent to which the rehabilitation will increase attendance at the theater and increase the theater's gross revenue.

(9) The director shall rescind the approval of any application if the building that is the subject of the application is part of a qualified low-income housing project allocated a tax credit pursuant to section 42 of the Internal Revenue Code at any time before the building's rehabilitation is complete.

(E) Issuance of a certificate represents a finding by the director of the matters described in divisions (C) (1), (2), and (3) of this section only; issuance of a certificate does not represent a verification or certification by the director of the amount of qualified rehabilitation expenditures for which a tax credit may be claimed under section 5725.151, 5725.34, 5726.52, 5729.17, 5733.47, or 5747.76 of the Revised Code. The amount of qualified rehabilitation expenditures for which a tax credit may

be claimed is subject to inspection and examination by the tax 256
commissioner or employees of the commissioner under section 257
5703.19 of the Revised Code and any other applicable law. Upon 258
the issuance of a certificate, the director shall certify to the 259
tax commissioner, in the form and manner requested by the tax 260
commissioner, the name of the applicant, the amount of qualified 261
rehabilitation expenditures shown on the certificate, and any 262
other information required by the rules adopted under this 263
section. 264

(F) (1) On or before the first day of August each year, the 265
director and tax commissioner jointly shall submit to the 266
president of the senate and the speaker of the house of 267
representatives a report on the tax credit program established 268
under this section and sections 5725.151, 5725.34, 5726.52, 269
5729.17, 5733.47, and 5747.76 of the Revised Code. The report 270
shall present an overview of the program and shall include 271
information on the number of rehabilitation tax credit 272
certificates issued under this section during the preceding 273
fiscal year, an update on the status of each historic building 274
for which an application was approved under this section, the 275
dollar amount of the tax credits granted under sections 276
5725.151, 5725.34, 5726.52, 5729.17, 5733.47, and 5747.76 of the 277
Revised Code, and any other information the director and 278
commissioner consider relevant to the topics addressed in the 279
report. 280

(2) On or before December 1, 2015, the director and tax 281
commissioner jointly shall submit to the president of the senate 282
and the speaker of the house of representatives a comprehensive 283
report that includes the information required by division (F) (1) 284
of this section and a detailed analysis of the effectiveness of 285
issuing tax credits for rehabilitating historic buildings. The 286

report shall be prepared with the assistance of an economic 287
research organization jointly chosen by the director and 288
commissioner. 289

(G) There is hereby created in the state treasury the 290
historic rehabilitation tax credit operating fund. The director 291
is authorized to charge reasonable application and other fees in 292
connection with the administration of tax credits authorized by 293
this section and sections 5725.151, 5725.34, 5726.52, 5729.17, 294
5733.47, and 5747.76 of the Revised Code. Any such fees 295
collected shall be credited to the fund and used to pay 296
reasonable costs incurred by the department of development in 297
administering this section and sections 5725.151, 5725.34, 298
5726.52, 5729.17, 5733.47, and 5747.76 of the Revised Code. 299

The Ohio historic preservation office is authorized to 300
charge reasonable fees in connection with its review and 301
approval of applications under this section. Any such fees 302
collected shall be credited to the fund and used to pay 303
administrative costs incurred by the Ohio historic preservation 304
office pursuant to this section. 305

(H) Notwithstanding sections 5725.151, 5725.34, 5726.52, 306
5729.17, 5733.47, and 5747.76 of the Revised Code, the 307
certificate owner of a tax credit certificate issued under 308
division (D)(6) of this section may claim a tax credit equal to 309
twenty-five per cent of the dollar amount indicated on the 310
certificate for a total credit of not more than twenty-five 311
million dollars. The credit claimed by such a certificate owner 312
for any calendar year, tax year, or taxable year under section 313
5725.151, 5725.34, 5726.52, 5729.17, 5733.47, or 5747.76 of the 314
Revised Code shall not exceed five million dollars. If the 315
certificate owner is eligible for more than five million dollars 316

in total credits, the certificate owner may carry forward the 317
balance of the credit in excess of the amount claimed for that 318
year for not more than five ensuing calendar years, tax years, 319
or taxable years. If the credit claimed in any calendar year, 320
tax year, or taxable year exceeds the tax otherwise due, the 321
excess shall be refunded to the taxpayer. 322

(I) Notwithstanding sections 5725.151, 5725.34, 5726.52, 323
5729.17, 5733.47, and 5747.76 of the Revised Code, the following 324
apply to a tax credit approved under this section after ~~the~~ 325
~~effective date of this amendment~~ September 13, 2022, and before 326
July 1, 2024: 327

(1) The certificate holder may claim a tax credit equal to 328
thirty-five per cent of the dollar amount indicated on the tax 329
credit certificate if any county, township, or municipal 330
corporation within which the project is located has a population 331
of less than three hundred thousand according to the 2020 332
decennial census. The tax credit equals twenty-five per cent of 333
the dollar amount indicated on the certificate if the project is 334
not located within such a county, township, or municipal 335
corporation. 336

(2) The total tax credit claimed under section 5725.151, 337
5725.34, 5726.52, 5729.17, 5733.47, or 5747.76 of the Revised 338
Code for any one project shall not exceed ten million dollars 339
for any calendar year, tax year, or taxable year. 340

(3) If the credit claimed in any calendar year, tax year, 341
or taxable year exceeds the tax otherwise due, the excess shall 342
be refunded to the taxpayer, subject to division (I)(2) of this 343
section. 344

(J) The director of development, in consultation with the 345

director of budget and management, shall develop and adopt a 346
system of tracking any information necessary to anticipate the 347
impact of credits issued under this section on tax revenues for 348
current and future fiscal years. Such information may include 349
the number of applications approved, the estimated 350
rehabilitation expenditures and rehabilitation period associated 351
with such applications, the number and amount of tax credit 352
certificates issued, and any other information the director of 353
budget and management requires for the purposes of this 354
division. 355

(K) For purposes of this section and Chapter 122:19-1 of 356
the Ohio Administrative Code, a tax credit certificate issued 357
under this section is effective on the date that all historic 358
buildings rehabilitated by the project are "placed in service," 359
as that term is used in section 47 of the Internal Revenue Code. 360

Sec. 5713.03. (A) The county auditor, from the best 361
sources of information available, shall determine, as nearly as 362
practicable, the true value of the fee simple estate, as if 363
unencumbered but subject to any effects from the exercise of 364
police powers or from other governmental actions, of each 365
separate tract, lot, or parcel of real property and of 366
buildings, structures, and improvements located thereon and the 367
current agricultural use value of land valued for tax purposes 368
in accordance with section 5713.31 of the Revised Code, in every 369
district, according to the rules prescribed by this chapter and 370
section 5715.01 of the Revised Code, and in accordance with the 371
uniform rules and methods of valuing and assessing real property 372
as adopted, prescribed, and promulgated by the tax commissioner. 373
The auditor shall determine the taxable value of all real 374
property by reducing its true or current agricultural use value 375
by the percentage ordered by the commissioner. In determining 376

the true value of any tract, lot, or parcel of real estate under 377
this section, if such tract, lot, or parcel has been the subject 378
of an arm's length sale between a willing seller and a willing 379
buyer within a reasonable length of time, either before or after 380
the tax lien date, the auditor may consider the sale price of 381
such tract, lot, or parcel to be the true value for taxation 382
purposes. However, the sale price in an arm's length transaction 383
between a willing seller and a willing buyer shall not be 384
considered the true value of the property sold if subsequent to 385
the sale: 386

~~(A)~~ (1) The tract, lot, or parcel of real estate loses 387
value due to some casualty; 388

~~(B)~~ (2) An improvement is added to the property. 389

Nothing in this section or section 5713.01 of the Revised 390
Code and no rule adopted under section 5715.01 of the Revised 391
Code shall require the county auditor to change the true value 392
in money of any property in any year except a year in which the 393
tax commissioner is required to determine under section 5715.24 394
of the Revised Code whether the property has been assessed as 395
required by law. 396

(B) Pursuant to division (A) of this section, the county 397
auditor may determine the true value of real property that is 398
part of a qualified low-income housing tax credit project 399
through use of one or more of the market-data approach, the 400
income approach, or the cost approach. 401

As used in division (B) of this section, "low-income 402
housing tax credit project" means a qualified low-income housing 403
project during its compliance period, as those terms are defined 404
by section 42 of the Internal Revenue Code. 405

(C) The county auditor shall adopt and use a real property record approved by the commissioner for each tract, lot, or parcel of real property, setting forth the true and taxable value of land and, in the case of land valued in accordance with section 5713.31 of the Revised Code, its current agricultural use value, the number of acres of arable land, permanent pasture land, woodland, and wasteland in each tract, lot, or parcel. The auditor shall record pertinent information and the true and taxable value of each building, structure, or improvement to land, which value shall be included as a separate part of the total value of each tract, lot, or parcel of real property.

Section 2. That existing sections 149.311 and 5713.03 of the Revised Code are hereby repealed."

After line _____, insert:

"Section 3. The amendment by this act of section 149.311 of the Revised Code applies to applications filed with the Director of Development under division (B) of that section on or after the effective date of this section."

After line _____, insert:

"Section 4. The amendment by this act of section 5713.03 of the Revised Code applies to tax year 2023 and every tax year thereafter."

The motion was _____ agreed to.

SYNOPSIS 428

Low-income housing tax credit property 429

R.C. 149.311 and 5713.03; Section 3 430

Valuation of low-income housing tax credit property	431
R.C. 5713.03; Section 4	432
Codifies, beginning for tax year 2023, the use of any or	433
all of the market-data approach, the income approach, or the	434
cost approach to value property for tax purposes that is	435
allocated a low-income housing tax credit.	436
Historic rehabilitation tax credit eligibility	437
R.C. 149.311; Section 3	438
Prohibits a project involving the rehabilitation of low-	439
income housing tax credit property from qualifying for an	440
existing state tax credit for rehabilitating historic buildings.	441
Applies to new credit applications filed after the provision's	442
effective date.	443

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "to support grants for lead poisoning prevention and mitigation and to make an appropriation"

After line _____, insert:

"Section 1. All items in this act are hereby appropriated as designated out of any moneys in the state treasury to the credit of the designated fund. For all operating appropriations made in this act, those in the first column are for fiscal year 2022 and those in the second column are for fiscal year 2023. The operating appropriations made in this act are in addition to any other operating appropriations made for the FY 2022-FY 2023 biennium."

After line _____, insert:

"Section 2.

	1	2	3	4	5
A	DEV DEPARTMENT OF DEVELOPMENT				
B	Dedicated Purpose Fund Group				
C	5CV3	1956F6	ARPA Lead Prevention and	\$0	\$150,000,000

Mitigation

D	TOTAL DPF Dedicated Purpose Fund Group	\$0	\$150,000,000
E	TOTAL ALL BUDGET FUND GROUPS	\$0	\$150,000,000

ARPA LEAD PREVENTION AND MITIGATION 15

Of the foregoing appropriation item 1956F6, ARPA Lead Prevention and Mitigation, not less than \$20,000,000 in fiscal year 2023 shall be used by the Department of Development, in coordination with the Department of Health, to support lead poisoning prevention projects in the state including, but not limited to, lead-safe building certification, screening and testing for lead poisoning, education and community engagement, and early intervention for children and families impacted by lead. 16
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The amount remaining in fiscal year 2023 under the foregoing appropriation item 1956F6, ARPA Lead Prevention and Mitigation, shall be used by the Department of Development for workforce development, recruitment, and retention of lead contractors and to conduct lead abatement services including window and door replacement in residential properties, congregate care settings, and childcare facilities constructed before 1978. 25
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Any unexpended and unencumbered portion of the foregoing appropriation item 1956F6, ARPA Lead Prevention and Mitigation, at the end of fiscal year 2023 is hereby reappropriated for the same purpose in fiscal year 2024." 33
34
35
36

After line _____, insert: 37

"Section 3. Within the limits set forth in this act, the 38

Director of Budget and Management shall establish accounts 39
indicating the source and amount of funds for each appropriation 40
made in this act, and shall determine the form and manner in 41
which appropriation accounts shall be maintained. Expenditures 42
from operating appropriations contained in this act shall be 43
accounted for as though made in H.B. 110 of the 134th General 44
Assembly. The operating appropriations made in this act are 45
subject to all provisions of H.B. 110 of the 134th General 46
Assembly that are generally applicable to such appropriations." 47

The motion was _____ agreed to.

SYNOPSIS 48

Department of Development 49

Sections 1 to 3 50

Appropriates \$150.0 million in FY 2023 under State Fiscal 51
Recovery Fund (Fund 5CV3) appropriation item 1956F6, ARPA Lead 52
Prevention and Mitigation, and earmarks all of the following: 53

(1) Not less than \$20.0 million for the Department of 54
Development, in coordination with the Department of Health, to 55
distribute funding to lead poisoning prevention projects in the 56
state including but not limited to lead-safe building 57
certification, screening and testing for lead poisoning, 58
education and community engagement, and early intervention for 59
children and families impacted by lead. 60

(2) The remaining amount for the Department of Development 61
to support workforce development, recruitment, and retention of 62
lead contractors and to conduct lead abatement services 63

including window and door replacement in residential properties,	64
congregate care settings, and childcare facilities constructed	65
before 1978.	66
Reappropriates the unexpended, unencumbered balance of	67
Fund 5CV3 appropriation item 1956F6, Lead Prevention and	68
Mitigation, at the end of FY 2023 to FY 2024 for the same	69
purpose.	70

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "to provide funds for meals for food-insecure children, and to make an appropriation" 1 2

After line _____, insert: 3

"Section 1. All items in this act are hereby appropriated as designated out of any moneys in the state treasury to the credit of the designated fund. For all operating appropriations made in this act, those in the first column are for fiscal year 2022 and those in the second column are for fiscal year 2023. The operating appropriations made in this act are in addition to any other operating appropriations made for the FY 2022-FY 2023 biennium." 4 5 6 7 8 9 10 11

After line _____, insert: 12

"Section 2. 13

14

1 2 3 4 5

A JFS DEPARTMENT OF JOB AND FAMILY SERVICES

B Dedicated Purpose Fund Group

C 5CV3 6006A5 ARPA Food Assistance \$0 \$5,000,000

D	TOTAL DPF Dedicated Purpose Fund Group	\$0	\$5,000,000
E	TOTAL ALL BUDGET FUND GROUPS	\$0	\$5,000,000

ARPA FOOD ASSISTANCE 15

The foregoing appropriation item 6006A5, ARPA Food 16
Assistance, shall be distributed to the Children's Hunger 17
Alliance and used to provide meals to food-insecure children. 18

An amount equal to the unexpended, unencumbered balance of 19
appropriation item 6006A5, ARPA Food Assistance, at the end of 20
fiscal year 2023 is hereby reappropriated to the same 21
appropriation item for the same purpose for fiscal year 2024." 22

After line _____, insert: 23

"Section 3. Within the limits set forth in this act, the 24
Director of Budget and Management shall establish accounts 25
indicating the source and amount of funds for each appropriation 26
made in this act, and shall determine the form and manner in 27
which appropriation accounts shall be maintained. Expenditures 28
from operating appropriations contained in this act shall be 29
accounted for as though made in H.B. 110 of the 134th General 30
Assembly. The operating appropriations made in this act are 31
subject to all provisions of H.B. 110 of the 134th General 32
Assembly that are generally applicable to such appropriations." 33

The motion was _____ agreed to.

SYNOPSIS 34

Department of Job and Family Services 35

Sections 1, 2, and 3	36
Appropriates \$5.0 million in FY 2023 in DPF Fund 5CV3 line item 6006A5, ARPA Food Assistance.	37 38
Requires these funds be distributed to the Children's Hunger Alliance and be used to provide meals to food-insecure children.	39 40 41
Requires an amount equal to the unexpended, unencumbered balance of these funds from FY 2023 be reappropriated for the same purpose in FY 2024.	42 43 44

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "5165.36" 1

In line _____ of the title, after "_____" insert ", to provide 2
nursing facility payments for workforce support, and to make an 3
appropriation" 4

After line _____, insert: 5

"Section 1. That section 5165.36 of the Revised Code be 6
amended to read as follows: 7

Sec. 5165.36. ~~(A)~~The department of medicaid shall conduct 8
a rebasing at least once every five state fiscal years. ~~Except-~~ 9
~~as provided in division (B) of this section, when~~ When the 10
department conducts a rebasing for a state fiscal year, it shall 11
conduct the rebasing for only the direct care, ancillary and 12
support, and tax cost centers. A nursing facility provider shall 13
spend money received from the rebasing conducted in state fiscal 14
year 2022 on the direct care, ancillary and support, and tax 15
cost centers only. 16

~~(B) A nursing facility provider shall spend seventy per-~~ 17
~~cent of any additional dollars received by the provider as a~~ 18
~~result of a rebasing on direct care costs, including employee-~~ 19
~~salaries. The department may recover any amounts that are not~~ 20
~~spent in accordance with this requirement. This requirement-~~ 21
~~applies to the department's rebasing in fiscal year 2022 and all~~ 22

~~subsequent rebasings. The director shall adopt rules authorized under section 5165.02 of the Revised Code as necessary to implement this division, including to ensure that nursing facility operators spend at least seventy per cent of the additional dollars resulting from a rebasing on direct care costs.~~

Section 2. That existing section 5165.36 of the Revised Code is hereby repealed."

After line _____, insert:

"Section 3. All items in this act are hereby appropriated as designated out of any moneys in the state treasury to the credit of the designated fund. For all operating appropriations made in this act, those in the first column are for fiscal year 2022 and those in the second column are for fiscal year 2023. The operating appropriations made in this act are in addition to any other operating appropriations made for the FY 2022-FY 2023 biennium."

After line _____, insert:

"Section 4.

	1	2	3	4	5
A	MCD DEPARTMENT OF MEDICAID				
B	Dedicated Purpose Fund Group				
C	5CV3	651688	Nursing Facility Workforce Support	\$0	\$350,000,000
D	TOTAL Dedicated Purpose Fund Group			\$0	\$350,000,000

E	TOTAL ALL BUDGET FUND GROUPS	\$0	\$350,000,000	
	NURSING FACILITY WORKFORCE SUPPORT			43
	(A) As used in this section:			44
	(1) "Ancillary and support costs," "direct care costs,"			45
	"nursing facility," and "operator" have the same meanings as in			46
	section 5165.01 of the Revised Code.			47
	(2) "CMS" means the United States Centers for Medicare and			48
	Medicaid Services.			49
	(3) "Long-stay resident" means an individual who has			50
	resided in a nursing facility for at least one hundred one days.			51
	(4) "Nursing facilities for which a quality score was			52
	determined" includes nursing facilities that are determined to			53
	have a quality score of zero.			54
	(B) The foregoing appropriation item 651688, Nursing			55
	Facility Workforce Support, shall be used by the Department of			56
	Medicaid to provide a lump sum payment to nursing facilities.			57
	Nursing facility providers shall use the funds from the lump sum			58
	payment to make workforce relief payments in accordance with			59
	this section. The Department shall distribute the appropriated			60
	funds not earlier than January 1, 2023, and not later than			61
	January 31, 2023, as follows:			62
	(1) Forty per cent of the appropriated funds shall be made			63
	as payments to nursing facilities based on each facility's total			64
	number of Medicaid days in calendar year 2021.			65
	(2) Sixty per cent of the funds shall be made as quality			66
	payments to nursing facilities, to be determined in accordance			67
	with division (C) of this section.			68

(C) The Department shall determine each nursing facility's quality payment under division (B) (2) of this section as follows:

(1) Determine the sum of the quality scores determined under division (D) of this section for all nursing facilities.

(2) Determine the average quality score by dividing the sum determined under division (C) (1) of this section by the number of nursing facilities for which a quality score was determined.

(3) Determine the sum of the total number of Medicaid days for all of calendar year 2021 for all nursing facilities for which a quality score was determined.

(4) Multiply the average quality score determined under division (C) (2) of this section by the sum determined under division (C) (3) of this section.

(5) Determine the value per quality point by determining the quotient of the following:

(a) The number that is sixty per cent of the appropriation made in this section;

(b) The product determined under division (C) (4) of this section.

(6) Multiply the value per quality point determined under division (C) (5) of this section by the nursing facility's quality score determined under division (D) of this section.

(D) A nursing facility's quality score shall be calculated as follows:

(1) Calculate the sum of the total number of points that

CMS assigned to the nursing facility under CMS's nursing	96
facility five-star quality rating system for the following	97
quality metrics based on the four-quarter average for calendar	98
year 2021 in the database maintained by CMS and known as care	99
compare:	100
(a) The percentage of the nursing facility's long-stay	101
residents at high risk for pressure ulcers who had pressure	102
ulcers;	103
(b) The percentage of the nursing facility's long-stay	104
residents who had a urinary tract infection;	105
(c) The percentage of the nursing facility's long-stay	106
residents whose ability to move independently worsened;	107
(d) The percentage of the nursing facility's long-stay	108
residents who had a catheter inserted and left in their bladder.	109
(2) If the nursing facility was in the lowest percentile	110
for any of the measures specified in division (D)(1) of this	111
section, reduce the facility's points to zero for that measure.	112
(3) To the sum calculated under divisions (D)(1) and (2)	113
of this section, add seven and one-half points if the nursing	114
facility's occupancy rate during calendar year 2021 was seventy-	115
five per cent or more.	116
(E) A new nursing facility shall receive a quality score	117
that equals the median quality score for all nursing facilities	118
for which a quality score was determined.	119
(F) A nursing facility provider shall use the funds	120
received under this section only for workforce expenses. A	121
nursing facility's workforce expenses are its direct care costs	122
and its ancillary and support costs, as reported in the	123

facility's cost report filed with the Department pursuant to 124
section 5165.10 of the Revised Code." 125

After line _____, insert: 126

"Section 5. Within the limits set forth in this act, the 127
Director of Budget and Management shall establish accounts 128
indicating the source and amount of funds for each appropriation 129
made in this act, and shall determine the form and manner in 130
which appropriation accounts shall be maintained. Expenditures 131
from operating appropriations contained in this act shall be 132
accounted for as though made in H.B. 110 of the 134th General 133
Assembly. The operating appropriations made in this act are 134
subject to all provisions of H.B. 110 of the 134th General 135
Assembly that are generally applicable to such appropriations." 136

After line _____, insert: 137

"Section 6. (A) As used in this section: "ancillary and 138
support costs," "capital costs," "cost center," "direct care 139
costs," "nursing facility," "provider," and "tax costs" have the 140
same meanings as in section 5165.01 of the Revised Code. 141

(B) Notwithstanding the rebasing requirements of section 142
5165.36 of the Revised Code as amended by this act and Section 143
333.240 of H.B. 110 of the 134th General Assembly, it is the 144
intent of the General Assembly to require in the main operating 145
budget of the 135th General Assembly a rebasing of the direct 146
care cost, ancillary and support cost, and tax cost centers, to 147
be effective July 1, 2023. In the rebasing, the Department will 148
use data from nursing facility cost reports from calendar year 149
2022 filed with the Department pursuant to section 5165.10 of 150
the Revised Code. 151

(C) It is the intent of the General Assembly to require 152
the Department of Medicaid and industry stakeholders together to 153

develop both of the following detailed legislative proposals and 154
submit the proposals to the General Assembly pursuant to section 155
101.68 of the Revised Code as follows: 156

(1) Not later than October 1, 2023, a proposal for 157
replacing the current formula for calculating nursing facility's 158
capital costs with a formula that utilizes a fair rental value 159
methodology; 160

(2) Not later than June 1, 2023, a proposal to provide a 161
reimbursement incentive for nursing facility providers for 162
utilizing private rooms for their residents." 163

The motion was _____ agreed to.

SYNOPSIS 164

Department of Medicaid - workforce support funds 165

Sections 3, 4, and 5 166

Appropriates \$350.0 million in FY 2023 in DPF Fund 5CV3 167
appropriation item 651688, Nursing Facility Workforce Support, 168
and requires the Department of Medicaid to use the funds to 169
provide a lump sum payment to nursing facilities for workforce 170
relief payments. 171

Requires the Department to distribute the funds between 172
January 1, 2023, and January 31, 2023, as follows: (1) 40% as 173
payments to nursing facilities based on each facility's total 174
number of Medicaid days in calendar year 2021 and (2) 60% as 175
payments to nursing facilities based on enumerated quality 176
metrics. 177

Specifies how each nursing facility's quality payment amount is to be calculated.	178 179
Nursing facility rebasing	180
R.C. 5165.36; Section 6	181
Repeals existing language that requires nursing facility providers to spend 70% of any additional dollars received by the provider as a result of a rebasing on direct care costs.	182 183 184
States that it is the intent of the General Assembly to include a rebasing of the direct care, ancillary and support, and tax cost centers in the next main operating budget.	185 186 187
States that it is the intent of the General Assembly to require the Department and industry stakeholders to submit to the General Assembly detailed legislative proposals that: (1) replace the capital costs formula with a formula that utilizes a fair rental value methodology and (2) provide an incentive for nursing facilities to place residents in private rooms.	188 189 190 191 192 193

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "Section 343.30 of
H.B. 110 of the 134th General Assembly" 1 2

In line _____ of the title, after "_____" insert "Section 715.20 of
H.B. 110 of the 134th General Assembly" 3 4

In line _____ of the title, after "_____" insert "and to make an
appropriation." 5 6

After line _____, insert: 7

"Section 1. That Section 343.30 of H.B. 110 of the 134th
General Assembly be amended to read as follows: 8 9

Sec. 343.30. ~~STATE PARK OPERATIONS~~ 10

~~Of the foregoing appropriation item, 725605, State Park
Operations, \$13,950,000 over the biennium ending June 30, 2023,
shall be used to purchase the Geneva Lodge and Conference Center
and pay operating costs for the facility pursuant to Section
715.20 of this act. An amount equal to \$13,950,000 less any
amount used to purchase or to pay the operating costs for the
Geneva Lodge and Conference Center in fiscal year 2022 is hereby
appropriated for the same purpose in fiscal year 2023.~~ 11 12 13 14 15 16 17 18

OIL AND GAS WELL PLUGGING 19

The foregoing appropriation item 725677, Oil and Gas Well
Plugging, shall be used exclusively for the purposes of plugging 20 21

wells and to properly restore the land surface of idle and 22
orphan oil and gas wells pursuant to section 1509.071 of the 23
Revised Code. This appropriation item shall not be used for 24
salaries, maintenance, equipment, or other administrative 25
purposes, except for those costs directly attributable to the 26
plugging of an idle or orphan well. In addition, this 27
appropriation item shall not be used to transfer cash to any 28
other fund or appropriation item. 29

H2OHIO FUND 30

On July 1, 2022, or as soon as possible thereafter, the 31
Director of Natural Resources may certify to the Director of 32
Budget and Management an amount up to the unexpended, 33
unencumbered balance of the foregoing appropriation item, 34
725681, H2Ohio, at the end of fiscal year 2022 to be 35
reappropriated in fiscal year 2023. Upon Controlling Board 36
approval, the amount certified is hereby reappropriated to the 37
same appropriation item for fiscal year 2023. 38

APPALACHIAN HILLS 39

The foregoing appropriation item 725607, Appalachian 40
Hills, shall be used to purchase the remainder of the American 41
Electric Power ReCreation Land in southeastern Ohio. An amount 42
equal to the unexpended, unencumbered portion of the foregoing 43
appropriation item 725607, Appalachian Hills, at the end of 44
fiscal year 2022 is hereby reappropriated to fiscal year 2023 45
for the same purpose. 46

WELL LOG FILING FEES 47

The Chief of the Division of Water Resources shall deposit 48
fees forwarded to the Division pursuant to section 1521.05 of 49
the Revised Code into the Water Management Fund (Fund 5160) for 50

the purposes described in that section. 51

PARKS CAPITAL EXPENSES FUND 52

The Director of Natural Resources shall submit to the 53
Director of Budget and Management the estimated design, 54
engineering, and planning costs of capital-related work to be 55
done by Department of Natural Resources staff for parks projects 56
within the Ohio Parks and Recreation Improvement Fund (Fund 57
7035). If the Director of Budget and Management approves the 58
estimated costs, the Director may release appropriations from 59
Fund 7035 appropriation item C725E6, Project Planning, for those 60
purposes. Upon release of the appropriations, the Department of 61
Natural Resources shall pay for these expenses from the Parks 62
Capital Expenses Fund (Fund 2270). Expenses paid from Fund 2270 63
shall be reimbursed by Fund 7035 using an intrastate transfer 64
voucher. 65

NATUREWORKS CAPITAL EXPENSES FUND 66

The Department of Natural Resources shall submit to the 67
Director of Budget and Management the estimated design, 68
planning, and engineering costs of capital-related work to be 69
done by Department of Natural Resources staff for each capital 70
improvement project within the Ohio Parks and Natural Resources 71
Fund (Fund 7031). If the Director of Budget and Management 72
approves the estimated costs, the Director may release 73
appropriations from Fund 7031 appropriation item C725E5, Project 74
Planning, for those purposes. Upon release of the 75
appropriations, the Department of Natural Resources shall pay 76
for these expenses from the Capital Expenses Fund (Fund 4S90). 77
Expenses paid from Fund 4S90 shall be reimbursed by Fund 7031 78
using an intrastate transfer voucher. 79

PARK MAINTENANCE	80
The foregoing appropriation item 725514, Park Maintenance,	81
shall be used by the Department of Natural Resources to pay the	82
costs of projects supported by the State Park Maintenance Fund	83
(Fund 5TD0) under section 1501.08 of the Revised Code.	84
On July 1 of each fiscal year or as soon as possible	85
thereafter, the Director of Natural Resources shall certify the	86
amount of five percent of the average of the previous five years	87
of deposits in the State Park Fund (Fund 5120) to the Director	88
of Budget and Management. The Director of Budget and Management	89
may transfer up to \$1,600,000 from Fund 5120 to the State Park	90
Maintenance Fund (Fund 5TD0).	91
Section 2. That existing Section 343.30 of H.B. 110 of the	92
134th General Assembly is hereby repealed."	93
After line _____, insert:	94
"Section 3. That Section 715.20 of H.B. 110 of the 134th	95
General Assembly is hereby repealed."	96
After line _____, insert:	97
"Section 4. All items in this act are hereby appropriated	98
as designated out of any moneys in the state treasury to the	99
credit of the designated fund. For all operating appropriations	100
made in this act, those in the first column are for fiscal year	101
2022 and those in the second column are for fiscal year 2023.	102
The operating appropriations made in this act are in addition to	103
any other operating appropriations made for the FY 2022-FY 2023	104
biennium.	105

1	2	3	4	5
A		OBM OFFICE OF BUDGET AND MANAGEMENT		
B		Dedicated Purpose Fund Group		
C	5ZF0 042426	Ashtabula County Supplement	\$0	\$13,950,000
D		TOTAL Dedicated Purpose Fund Group	\$0	\$13,950,000
E		TOTAL ALL BUDGET FUND GROUPS	\$0	\$13,950,000

ASHTABULA COUNTY SUPPLEMENT 107

The foregoing appropriation item 042426, Ashtabula County 108
Supplement, shall be granted to the Ashtabula County 109
Commissioners for the purpose of retiring any outstanding debt 110
obligations on the Geneva Lodge and Convention Center. Any funds 111
in excess of the outstanding debt shall be used by the Ashtabula 112
County Commissioners to pay costs of deferred maintenance on the 113
lodge." 114

After line _____, insert: 115

"Section 5. Within the limits set forth in this act, the 116
Director of Budget and Management shall establish accounts 117
indicating the source and amount of funds for each appropriation 118
made in this act, and shall determine the form and manner in 119
which appropriation accounts shall be maintained. Expenditures 120
from operating appropriations contained in this act shall be 121
accounted for as though made in H.B. 110 of the 134th General 122
Assembly. The operating appropriations made in this act are 123
subject to all provisions of H.B. 110 of the 134th General 124
Assembly that are generally applicable to such appropriations." 125

After line _____, insert: 126

"Section 6. The County Supplemental Grant Fund (Fund 5ZF0) 127
is hereby created in the state treasury. The fund shall consist 128
of moneys transferred to it pursuant to Section 7 of this act 129
and shall be used by the Director of Budget and Management 130
pursuant to Section 4 of this act." 131

After line _____, insert: 132

"Section 7. Within 30 days of the effective date of this 133
act, the Director of Budget and Management shall transfer 134
\$13,950,000 cash from the State Park Fund (Fund 5120) to the 135
County Supplemental Grant Fund (Fund 5ZF0)." 136

The motion was _____ agreed to.

SYNOPSIS 137

Geneva Lodge and Convention Center 138

Sections 1, 3, 4, 6, and 7 139

Amends H.B. 110 of the 134th General Assembly to eliminate 140
a requirement that DNR purchase the Geneva Lodge and Convention 141
Center from the Ashtabula County Commissioners. 142

Amends H.B. 110 of the 134th General Assembly to remove a 143
requirement that DNR use \$13,950,000 under State Park Fund (Fund 144
5120) ALI 725505, State Park Operations, to complete the 145
purchase. 146

Creates the County Supplemental Grant Fund (Fund 5ZF0) for 147
the purpose of providing a grant to the Ashtabula County 148
Commissioners. 149

Appropriates \$13,950,000 in FY 2023 under Fund 5ZF0 ALI 150

042426, Ashtabula County Supplement, and earmarks that amount	151
for the grant.	152
Requires the grant to be used to retire debt incurred by	153
the county on the Geneva Lodge and Convention Center.	154
Specifies that any amounts remaining after the debt is	155
retired must be used to pay costs of deferred maintenance on the	156
Geneva Lodge and Convention Center.	157
Requires, within 30 days of the bill's effective date, the	158
Director of Budget and Management to transfer \$13,950,000 cash	159
from Fund 5120 to Fund 5ZF0.	160

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "and to make an appropriation" 1
2

After line _____, insert: 3

"Section 1. All items in this act are hereby appropriated 4
as designated out of any moneys in the state treasury to the 5
credit of the designated fund. For all operating appropriations 6
made in this act, those in the first column are for fiscal year 7
2022 and those in the second column are for fiscal year 2023. 8
The operating appropriations made in this act are in addition to 9
any other operating appropriations made for the FY 2022-FY 2023 10
biennium." 11

After line _____, insert: 12

"Section 2. 13

14

	1	2	3	4	5
A	MCD DEPARTMENT OF MEDICAID				
B	General Revenue Fund				
C	GRF	651525	Medicaid Health Care Services -	\$0	\$438,564,000

	Federal		
D	Medicaid Health Care Services -	\$0	\$438,564,000
	Total		
E	TOTAL GRF General Revenue Fund		
F	Federal	\$0	\$438,564,000
G	GRF Total	\$0	\$438,564,000
H	Dedicated Purpose Fund Group		
I	5DL0 651690 Multi-system Youth Custody	\$0	\$9,000,000
	Relinquishment		
J	TOTAL DPF Dedicated Purpose Fund Group	\$0	\$9,000,000
K	Federal Fund Group		
L	3F00 651623 Medicaid Services - Federal	\$0	\$1,056,712,000
M	TOTAL FED Federal Fund Group	\$0	\$1,056,712,000
N	TOTAL ALL BUDGET FUND GROUPS	\$0	\$1,504,276,000

" 15
After line _____, insert: 16

"Section 3. Within the limits set forth in this act, the 17
Director of Budget and Management shall establish accounts 18
indicating the source and amount of funds for each appropriation 19
made in this act, and shall determine the form and manner in 20
which appropriation accounts shall be maintained. Expenditures 21
from operating appropriations contained in this act shall be 22

accounted for as though made in H.B. 110 of the 134th General 23
Assembly. The operating appropriations made in this act are 24
subject to all provisions of H.B. 110 of the 134th General 25
Assembly that are generally applicable to such appropriations." 26

The motion was _____ agreed to.

SYNOPSIS 27

Department of Medicaid 28

Sections 1, 2, and 3 29

Makes supplemental appropriations in the amounts of \$438.6 30
million in GRF appropriation item 651525, Medicaid Health Care 31
Services - Federal, \$9.0 million in DPF appropriation item 32
651690, Multi-system Youth Custody Relinquishment, and \$1.06 33
billion in FED appropriation item 651623, Medicaid Services - 34
Federal. 35

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "173.501" 1
In line _____ of the title, after "_____" insert "to expand Ohio's 2
Medicaid component known as the Program of All-Inclusive Care for the 3
Elderly (PACE) and to make an appropriation" 4
After line _____, insert: 5
"Section 1. That section 173.501 of the Revised Code be 6
amended to read as follows: 7
Sec. 173.501. (A) As used in this section: 8
"Nursing facility" has the same meaning as in section 9
5165.01 of the Revised Code. 10
"PACE provider" has the same meaning as in the "Social 11
Security Act," section 1934(a) (3), 42 U.S.C. 1396u-4(a) (3). 12
(B) The department of aging shall establish a home first 13
component of the PACE program under which eligible individuals 14
may be enrolled in the PACE program in accordance with this 15
section. An individual is eligible for the PACE program's home 16
first component if both of the following apply: 17
(1) The individual has been determined to be eligible for 18
the PACE program. 19
(2) At least one of the following applies: 20

(a) The individual has been admitted to a nursing facility. 21
22

(b) A physician has determined and documented ~~in writing~~ that the individual has a medical condition that, unless the individual is enrolled in home and community-based services such as the PACE program, will require the individual to be admitted to a nursing facility within thirty days of the physician's determination. 23
24
25
26
27
28

(c) The individual has been hospitalized and a physician has determined and documented ~~in writing~~ that, unless the individual is enrolled in home and community-based services such as the PACE program, the individual is to be transported directly from the hospital to a nursing facility and admitted. 29
30
31
32
33

(d) Both of the following apply: 34

(i) The individual is the subject of a report made under section 5101.63 of the Revised Code regarding abuse, neglect, or exploitation or such a report referred to a county department of job and family services under section 5126.31 of the Revised Code or has made a request to a county department for protective services as defined in section 5101.60 of the Revised Code. 35
36
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(ii) A county department of job and family services and an area agency on aging have jointly documented in writing that, unless the individual is enrolled in home and community-based services such as the PACE program, the individual should be admitted to a nursing facility. 41
42
43
44
45

(C) Each month, the department of aging shall identify individuals who are eligible for the home first component of the PACE program. When the department identifies such an individual, the department shall notify the PACE provider serving the area 46
47
48
49

in which the individual resides. The PACE provider shall 50
determine whether the PACE program is appropriate for the 51
individual and whether the individual would rather participate 52
in the PACE program than continue or begin to reside in a 53
nursing facility. If the PACE provider determines that the PACE 54
program is appropriate for the individual and the individual 55
would rather participate in the PACE program than continue or 56
begin to reside in a nursing facility, the PACE provider shall 57
so notify the department of aging. On receipt of the notice from 58
the PACE provider, the department of aging shall approve the 59
individual's enrollment in the PACE program in accordance with 60
priorities established in rules adopted under section 173.50 of 61
the Revised Code. 62

Section 2. That existing section 173.501 of the Revised 63
Code is hereby repealed." 64

After line _____, insert: 65

"Section 3. (A) As used in this section: 66

(1) "CMS" means the United States Centers for Medicare and 67
Medicaid Services. 68

(2) "Entity" has the same meaning as in 42 C.F.R. 460.10. 69

(3) "PACE center," "PACE organization," "participant," and 70
"state administering agency" have the same meanings as in 42 71
C.F.R. 460.6. 72

(B) (1) Not later than one hundred twenty days after the 73
effective date of this section, the Department of Aging shall 74
issue a request for proposals from any entity interested in 75
becoming a PACE organization, including for service areas in the 76
counties, or contiguous zip codes within the counties, or 77
extending from the counties, of Franklin, Hamilton, Montgomery, 78

Lorain, Lucas, and Summit. Proposals shall be submitted to the 79
Department not later than ninety days after the date the 80
Department issues the request for proposals. 81

(2) Division (B)(1) of this section does not prevent the 82
Department from expanding the PACE program outside of the 83
process required by that division, including by issuing other 84
requests for proposals. 85

(C) To be eligible for approval by the Department to 86
become a PACE organization, an entity that submits a proposal 87
pursuant to division (B)(1) of this section shall meet all of 88
the following requirements: 89

(1) The entity provides a feasibility study of its 90
proposed service area to the Department. 91

(2) The entity has a current, valid provider agreement, as 92
defined in section 5164.01 of the Revised Code, or will be 93
eligible to enter into a provider agreement by the time that the 94
entity will begin providing services under the PACE program. 95

(3) The entity meets all federal requirements applicable 96
to PACE organizations. 97

(4) The entity demonstrates to the satisfaction of the 98
Department that the organization has experience providing health 99
care services to frail older adults and that each member of the 100
entity's staff, including employees and contractors, complies 101
with 42 C.F.R. 460.64. 102

(5) The entity has a facility suitable to be a PACE 103
center, or plans to acquire, build, or expand a facility 104
suitable to be a PACE center prior to beginning services, in its 105
proposed service area, as described in the request for proposals 106
process. 107

(6) The entity meets any additional requirements in rules 108
adopted by the Department pursuant to division (G) of this 109
section. 110

(D) The Department shall review all proposals submitted in 111
accordance with division (B) (1) of this section. For at least 112
each of the six service areas identified in division (C) of this 113
section, the Department shall determine from the proposals which 114
entities it considers qualified to become PACE organizations for 115
each service area. The determination shall be made not later 116
than nine months after the date the Department issues the 117
request for proposals. 118

(E) An entity considered by the Department as qualified to 119
become a PACE organization may apply to CMS to become a PACE 120
organization. The Department shall provide support to any such 121
organization that applies to CMS, by complying with federal 122
requirements. 123

(F) Each entity approved to become a PACE organization by 124
CMS shall begin providing services to participants not later 125
than two years after the entity receives notice of its approval 126
from CMS, consistent with federal financial participation. 127

(G) The Director of Aging may adopt rules to implement 128
this section. The rules shall be adopted in accordance with 129
Chapter 119. of the Revised Code." 130

After line _____, insert: 131

"Section 4. All items in this act are hereby appropriated 132
as designated out of any moneys in the state treasury to the 133
credit of the designated fund. For all operating appropriations 134
made in this act, those in the first column are for fiscal year 135
2022 and those in the second column are for fiscal year 2023. 136

The operating appropriations made in this act are in addition to 137
any other operating appropriations made for the FY 2022-FY 2023 138
biennium." 139

After line _____, insert: 140

"Section 5. 141

142

	1	2	3	4	5
A			MCD DEPARTMENT OF MEDICAID		
B			Dedicated Purpose Fund Group		
C	5HC8	651698	MCD Home and Community Based Services	\$0	\$50,000,000
D			TOTAL DPF Dedicated Purpose Fund Group	\$0	\$50,000,000
E			TOTAL ALL BUDGET FUND GROUPS	\$0	\$50,000,000

PACE PROGRAM EXPANSION 143

The foregoing appropriation item 651698, MCD Home and 144
Community Based Services, shall be used to expand the component 145
of the Medicaid program known as the Program of All-Inclusive 146
Care for the Elderly or PACE to the entities approved to become 147
PACE organizations after applying for approval as PACE 148
organizations in accordance with the request for proposals 149
established by division (B) (1) of Section 3 of this act." 150

After line _____, insert: 151

"Section 6. Within the limits set forth in this act, the 152
Director of Budget and Management shall establish accounts 153

indicating the source and amount of funds for each appropriation 154
made in this act, and shall determine the form and manner in 155
which appropriation accounts shall be maintained. Expenditures 156
from operating appropriations contained in this act shall be 157
accounted for as though made in H.B. 110 of the 134th General 158
Assembly. The operating appropriations made in this act are 159
subject to all provisions of H.B. 110 of the 134th General 160
Assembly that are generally applicable to such appropriations." 161

The motion was _____ agreed to.

SYNOPSIS 162

PACE program expansion 163

Section 3 164

Requires the Department of Aging to expand to the 165
following counties the existing Medicaid component known as the 166
Program of All-inclusive Care for the Elderly (PACE): Franklin, 167
Hamilton, Montgomery, Lorain, Lucas, and Summit. 168

Home First component 169

R.C. 173.501 170

Regarding the existing Home First component of the PACE 171
program, eliminates various references to documentation being 172
"in writing." 173

Department of Medicaid 174

Sections 4, 5, and 6 175

Appropriates \$50.0 million in FY 2023 in DPF Fund 5HC8 176

appropriation item 651698, MCD Home and Community Based	177
Services, and requires these funds to be used to expand PACE	178
organizations in accordance with other components of the act.	179

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "to make an appropriation" 1
2

After line _____, insert: 3

"Section 1. All items in this act are hereby appropriated 4
as designated out of any moneys in the state treasury to the 5
credit of the designated fund. For all operating appropriations 6
made in this act, those in the first column are for fiscal year 7
2022 and those in the second column are for fiscal year 2023. 8
The operating appropriations made in this act are in addition to 9
any other operating appropriations made for the FY 2022-FY 2023 10
biennium." 11

After line _____, insert: 12

"Section 2. 13

14

	1	2	3	4	5
A	FCC FACILITIES CONSTRUCTION COMMISSION				
B	Dedicated Purpose Fund Group				
C	5CV3	230650	ARPA School Security	\$0	\$112,000,000

D	TOTAL DPF Dedicated Purpose Fund Group	\$0	\$112,000,000
E	TOTAL ALL BUDGET FUND GROUPS	\$0	\$112,000,000

ARPA SCHOOL SECURITY 15

(A) The foregoing appropriation item 230650, ARPA School Security, shall be used by the Facilities Construction Commission to award grants of up to \$100,000 per school building to eligible public school districts and chartered nonpublic schools. Grants shall be awarded according to guidelines adopted by the Commission after consultation with the Ohio Department of Education and the division of Homeland Security of the Department of Public Safety. In awarding grants, the Commission may consider applications submitted by eligible public school districts in response to similar grant programs operated by the Commission that have not been awarded if such applications comply with guidelines adopted under this division. 16
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(B) All grants awarded under division (A) of this section shall comply with requirements of the federal "American Rescue Plan Act of 2021," Pub. L. No. 117-2. 28
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(C) As used in division (A) of this section: 31

(1) "Eligible public school district" means any city, local, exempted village, or joint vocational school district, any community school established under Chapter 3314. of the Revised Code, and any STEM school established under Chapter 3326. of the Revised Code. 32
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(2) "School building" means a classroom facility serving the educational needs of students that has not had construction completed within the prior five years under any of the programs authorized under Chapter 3318. of the Revised Code and that has 37
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not received grant funding under the School Safety Grant Program 41
established in S.B. 310 of the 133rd General Assembly and funded 42
by appropriation item C23020, School Safety Grant Program. 43

(3) "Chartered nonpublic school" means a school that meets 44
standards for nonpublic schools prescribed by the State Board of 45
Education for nonpublic schools pursuant to section 3301.07 of 46
the Revised Code. 47

(D) On July 1, 2023, or as soon as possible thereafter, 48
the Executive Director of the Ohio Facilities Construction 49
Commission may certify to the Director of Budget and Management 50
an amount up to the unexpended, unencumbered balance of the 51
foregoing appropriation item 230650, ARPA School Security, at 52
the end of fiscal year 2023 to be reappropriated to fiscal year 53
2024. The amount certified is hereby appropriated to the same 54
appropriation item for fiscal year 2024." 55

After line _____, insert: 56

"**Section 3.** Within the limits set forth in this act, the 57
Director of Budget and Management shall establish accounts 58
indicating the source and amount of funds for each appropriation 59
made in this act, and shall determine the form and manner in 60
which appropriation accounts shall be maintained. Expenditures 61
from operating appropriations contained in this act shall be 62
accounted for as though made in H.B. 110 of the 134th General 63
Assembly. The operating appropriations made in this act are 64
subject to all provisions of H.B. 110 of the 134th General 65
Assembly that are generally applicable to such appropriations." 66

The motion was _____ agreed to.

SYNOPSIS

	67
Facilities Construction Commission	68
Sections 1, 2, and 3	69
Appropriates \$112,000,000 in FY 2023 from Coronavirus	70
State Fiscal Recovery Fund (Fund 5CV3) appropriation item	71
230650, ARPA School Security, to be used by the Facilities	72
Construction Commission (FCC) to award competitive grants of up	73
to \$100,000 per school building to eligible public school	74
districts and chartered nonpublic schools for building security	75
and safety enhancements. (H.B. 687 of the 134th General Assembly	76
appropriated \$100,000,000 from Fund 5CV3 for the same purpose in	77
the FY 2023-FY 2024 biennium.)	78
Authorizes the FCC Executive Director to certify to the	79
OBM Director an amount up to the unexpended, unencumbered	80
balance of appropriation item 230650 at the end of FY 2023 to be	81
reappropriated to FY 2024, and reappropriates that amount.	82

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "to make an appropriation" 1
2

After line _____, insert: 3

"Section 1. All items in this act are hereby appropriated 4
as designated out of any moneys in the state treasury to the 5
credit of the designated fund. For all operating appropriations 6
made in this act, those in the first column are for fiscal year 7
2022 and those in the second column are for fiscal year 2023. 8
The operating appropriations made in this act are in addition to 9
any other operating appropriations made for the FY 2022-FY 2023 10
biennium." 11

After line _____, insert: 12

"Section 2. 13

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1 2 3 4 5

A EDU DEPARTMENT OF EDUCATION

B Federal Fund Group

C 3HS0 200640 Federal Coronavirus School \$0 \$1,750,000,000

Relief

D TOTAL FED Federal Fund Group \$0 \$1,750,000,000

E TOTAL ALL BUDGET FUND GROUPS \$0 \$1,750,000,000

" 15

After line _____, insert: 16

"Section 3. Within the limits set forth in this act, the 17
Director of Budget and Management shall establish accounts 18
indicating the source and amount of funds for each appropriation 19
made in this act, and shall determine the form and manner in 20
which appropriation accounts shall be maintained. Expenditures 21
from operating appropriations contained in this act shall be 22
accounted for as though made in H.B. 110 of the 134th General 23
Assembly. The operating appropriations made in this act are 24
subject to all provisions of H.B. 110 of the 134th General 25
Assembly that are generally applicable to such appropriations." 26

The motion was _____ agreed to.

SYNOPSIS 27

Department of Education 28

Sections 1, 2, and 3 29

Appropriates \$1,750,000,000 in FY 2023 to FED Fund 3HS0 30

appropriation item 200640, Federal Coronavirus School Relief. 31

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "Section 701.70 of
H.B. 110 of the 134th General Assembly" 1 2

In line _____ of the title, after "_____" insert "to extend until
June 30, 2023, the pilot program for providing state funding for peace
officer and trooper continuing professional training, to provide a
different mechanism for use under the program during the extension period,
and to make an appropriation" 3 4 5 6 7

After line _____, insert: 8

"Section 1. That Section 701.70 of H.B. 110 of the 134th
General Assembly be amended to read as follows: 9 10

Sec. 701.70. (A) (1) As used in this section: 11

(a) "Peace officer" has the same meaning as in section
109.71 of the Revised Code. 12 13

(b) "Trooper" means an individual appointed as a State
Highway Patrol Trooper under section 5503.01 of the Revised
Code. 14 15 16

(2) Not later than December 1, 2021, the Attorney General
shall create a pilot program for state funding of the training
of peace officers and troopers that is required under section
109.803 of the Revised Code. The pilot program shall be
administered by the office of the Attorney General, in 17 18 19 20 21

accordance with this section. The pilot program shall be ~~a one-~~ 22
~~year an eighteen-month~~ program, to be in existence ~~for calendar-~~ 23
~~year from January 1, 2022, until June 30, 2023.~~ 24

~~(3)~~The pilot program shall consist of two components. The 25
first component applies with respect to state funding under the 26
pilot program during calendar year 2022 of the training of peace 27
officers and troopers that is required under section 109.803 of 28
the Revised Code, and shall be in existence only for calendar 29
year 2022. Divisions (B) (1) to (4) of this section apply with 30
respect to that first component. The second component applies 31
with respect to state funding under the pilot program from 32
January 1, 2023, until June 30, 2023, of the training of peace 33
officers and troopers that is required under section 109.803 of 34
the Revised Code. Divisions (C) (1) to (6) of this section apply 35
with respect to that second component. 36

(B) (1) Not later than December 2, 2021, each law 37
enforcement agency that has peace officers or troopers who are 38
subject to the training requirement set forth in section 109.803 39
of the Revised Code shall certify to the Attorney General the 40
total of all salaries to be paid in calendar year 2022 to 41
officers or troopers of the agency who will receive that 42
training in calendar year 2022 and the hourly rate of pay for 43
each of those officers and troopers. 44

~~(4)~~(2) Not later than January 1, 2022, the Attorney 45
General shall begin the operation of the pilot program 46
established under division (A) (2) of this section. Prior to that 47
date, the Attorney General shall establish rules, under section 48
111.15 of the Revised Code, for the operation and administration 49
of the component of the pilot program governed by division (B) 50
of this section, for the determination of eligibility for 51

funding and payments under that component of the program, and 52
for the provision of funding and payments under that component 53
of the pilot program, in accordance with division (B) of this 54
section. From money appropriated to the Attorney General for the 55
purposes of such payments under that component of the pilot 56
program, the Attorney General shall pay to each law enforcement 57
agency that has peace officers or troopers who are subject to 58
the training requirement set forth in section 109.803 of the 59
Revised Code an amount to cover up to fifty per cent of the 60
total cost of the salaries of the officers or troopers of the 61
agency to be paid to officers or troopers who will receive that 62
training in calendar year 2022, as certified by the agency in 63
accordance with division ~~(A) (3)~~ (B) (1) of this section, during 64
the period of the training. The amount to be paid shall cover 65
only the period during which the officers or troopers are 66
receiving that training and shall not exceed an amount covering 67
twenty-four hours of the training. If the amount of the money 68
appropriated to the Attorney General for the purposes of the 69
component of the pilot program governed by division (B) of this 70
section is insufficient to pay fifty per cent of the total cost 71
of the salaries of the peace officers or troopers of all law 72
enforcement agencies to be paid in calendar year 2022 to 73
officers or troopers who will receive that training in calendar 74
year 2022, the amount to be paid to each such agency shall be 75
reduced proportionately so that each agency is paid an equal 76
percentage of its cost in the year for the training. No payment 77
shall be made to any law enforcement agency under division (B) 78
of this ~~division~~ section after January 1, 2023. If a law 79
enforcement agency that receives money under this division does 80
not use all of the money for the salaries certified by the 81
agency in accordance with division ~~(A) (3)~~ (B) (1) of this section, 82
the agency shall ~~return~~ retain all of the money not used ~~to the~~ 83

Attorney General and shall use the retained money only for paying 84
the cost of future continuing professional training programs for 85
its peace officers and troopers. 86

A law enforcement agency that receives any payments under 87
this division shall be responsible for paying the cost of 88
training of its peace officers or troopers required under 89
section 109.803 of the Revised Code that exceeds the amount of 90
the payment received under the pilot program under this 91
division. 92

~~(5)~~(3) Except as otherwise provided in this division, 93
state funding for the training of peace officers or troopers 94
that is required under section 109.803 of the Revised Code shall 95
be provided in calendar year 2022 only in accordance with 96
division ~~(A)~~(4)~~(B)~~(2) of this section, notwithstanding former 97
section 109.802 of the Revised Code as it existed prior to 98
September 20, 2021, rule 109:2-18-04 of the Administrative Code, 99
and any other provision of law that addresses any alternative 100
method of state funding for such training. The limitation 101
specified in this division does not apply with respect to direct 102
appropriations made to a state law enforcement agency or with 103
respect to funding in accordance with division (C) of this 104
section as that division exists on and after the effective date 105
of this amendment. 106

~~(6)~~(4) Each law enforcement agency that receives money 107
under division ~~(A)~~(4)~~(B)~~(2) of this section shall submit to the 108
Attorney General, by the date specified by the Attorney General, 109
a report that states the amount of money the agency received, 110
how that money was used, when it was used, and any other 111
information with respect to the use of the money that is 112
required by the Attorney General. The Attorney General shall 113

prepare a report that compiles the information in the reports 114
received from law enforcement agencies under this division and 115
submit the report to the General Assembly and the Legislative 116
Service Commission. 117

~~(B) (1)~~ (C) (1) From money appropriated to the Attorney 118
General for the purposes of payments under the component of the 119
pilot program governed by division (C) of this section, the 120
Attorney General shall pay reimbursements in accordance with 121
division (C) of this section for continuing professional 122
training programs for peace officers and troopers as provided in 123
section 109.803 of the Revised Code. 124

(2) The Attorney General shall establish rules, under 125
section 111.15 of the Revised Code, specifying application 126
procedures, standards, and guidelines, and prescribing an 127
application form, for the reimbursement under division (C) of 128
this section of law enforcement agencies for the cost of 129
continuing professional training programs for their peace 130
officers and troopers that is required under section 109.803 of 131
the Revised Code. The rules shall include, but are not limited 132
to, all of the following: 133

(a) The date by which applications must be made and the 134
documentation required to substantiate any costs for which the 135
applicant seeks reimbursement; 136

(b) Procedures for making reimbursements from the fund and 137
standards for determining the amounts of those reimbursements; 138

(c) Any other requirements necessary for the proper 139
administration of the reimbursement program under division (C) 140
of this section. 141

(3) Each law enforcement agency may apply to the Attorney 142

General for reimbursement under division (C) of this section for 143
the costs of continuing professional training programs that are 144
successfully completed by the agency's peace officers or 145
troopers. Each application shall be made in accordance with, on 146
an application form prescribed in, and be supported by the 147
documentation required by, the rules adopted by the Attorney 148
General pursuant to division (C) (2) of this section. 149

(4) The Attorney General shall review each application for 150
reimbursement made under division (C) (3) of this section to 151
determine if the applicant is entitled to reimbursement for the 152
training programs for which the applicant seeks reimbursement. A 153
law enforcement agency that complies with division (B) of 154
section 109.761 of the Revised Code and applies under division 155
(C) (3) of this section for reimbursement is entitled to 156
reimbursement for each of the agency's peace officers or 157
troopers who timely complies with the continuing professional 158
training requirement specified in division (A) (1) of section 159
109.803 of the Revised Code by completing the minimum number of 160
hours of training directed by the Ohio peace officer training 161
commission under that division and with the other requirements 162
described in that division. 163

(5) If a law enforcement agency that applies under 164
division (C) (3) of this section for reimbursement is entitled to 165
reimbursement under division (C) (4) of this section for each 166
peace officer and trooper who successfully completes a training 167
program, the commission shall approve reimbursing the agency for 168
the cost of that program. The actual amount of reimbursement for 169
each authorized training program shall be determined by rules 170
adopted by the Attorney General under division (C) (2) of this 171
section. 172

(6) (a) Each law enforcement agency that receives funds 173
under division (C) (4) this section shall keep those funds 174
separate from any other funds of the agency and shall use those 175
funds only for paying the cost of continuing professional 176
training programs. 177

(b) If a law enforcement agency that receives funds for 178
reimbursement under division (C) (4) of this section for peace 179
officers or troopers who successfully complete a training 180
program does not use all of the funds received for such a 181
reimbursement, the agency shall retain all of the funds not used 182
and shall use the retained funds only for paying the cost of 183
future continuing professional training programs for its peace 184
officers and troopers. 185

(c) A law enforcement agency that receives funds for 186
reimbursement under division (C) (4) of this section shall be 187
responsible for paying the cost of training of its peace 188
officers or troopers required under section 109.803 of the 189
Revised Code that exceeds the amount of the payment received 190
under the pilot program under division (C) of this section. 191

(D) (1) There is created the Law Enforcement Training 192
Funding Study Commission. The Commission shall consist of the 193
following twelve members: 194

(a) The Attorney General or a designee of the Attorney 195
General who has experience in law enforcement funding issues; 196

(b) The Director of Public Safety or a designee of the 197
Director who has experience in law enforcement funding issues; 198

(c) Three members of the House of Representatives 199
appointed by the Speaker of the House of Representatives, with 200
not more than two of the persons appointed as members being 201

members of the same political party; 202

(d) Three members of the Senate appointed by the President 203
of the Senate, with not more than two of the persons appointed 204
as members being members of the same political party; 205

(e) Four members of the public appointed by the Governor, 206
with each such member having a law enforcement background. 207

(2) The Speaker of the House of Representatives, the 208
President of the Senate, and the Governor shall make their 209
initial appointments to the Law Enforcement Training Funding 210
Study Commission not later than ~~thirty days after the effective~~ 211
~~date of this Section~~ October 30, 2021. 212

(3) If an appointed member of the Law Enforcement Training 213
Funding Study Commission ceases to hold the position that led to 214
the member's appointment, the member is disqualified and a 215
vacancy occurs. Vacancies of appointed members shall be filled 216
in the same manner as original appointments. 217

(4) The Law Enforcement Training Funding Study Commission 218
shall hold its first meeting not later than ~~thirty days after~~ 219
~~the effective date of this Section~~ October 30, 2021, regardless 220
of whether all members have been appointed under division ~~(B)(2)~~ 221
(D)(2) of this section. At its first meeting, the Commission 222
shall select a chairperson, and also shall select a vice- 223
chairperson to perform in the absence of the chairperson. The 224
Commission shall adopt procedures to govern its proceedings and 225
shall meet as necessary at the call of the chairperson or on the 226
written request of a majority of its members. A majority of 227
serving Commission members constitutes a quorum. Formal 228
recommendations shall be made by a vote of a majority of the 229
quorum present. Commission meetings shall be open to the public 230

under section 121.22 of the Revised Code. The Commission shall 231
keep minutes of its meetings as public records under section 232
149.43 of the Revised Code. 233

(5) Members of the Law Enforcement Training Funding Study 234
Commission shall serve without compensation. 235

(6) The Law Enforcement Training Funding Study Commission 236
shall study possible long-term methods for the provision of 237
state funding to law enforcement agencies for the training of 238
their peace officers and troopers that is required under section 239
109.803 of the Revised Code. The Commission shall evaluate the 240
plans for the pilot program established under division (A) of 241
this section, with respect to funding to be provided under 242
division (B) of this section, as part of the study. Upon 243
completion of the study, the Commission shall prepare a report 244
of its findings and recommendations for a long-term method for 245
the provision of state funding to law enforcement agencies for 246
the training of their peace officers and troopers that is 247
required under section 109.803 of the Revised Code. Not later 248
than March 1, 2022, the Commission shall submit the report to 249
the Governor, the General Assembly, the Attorney General, and 250
the Legislative Service Commission. Upon submission of the 251
report, the Commission shall cease to exist. 252

Section 2. That existing Section 701.70 of H.B. 110 of the 253
134th General Assembly is hereby repealed." 254

After line _____, insert: 255

"Section 3. All items in this act are hereby appropriated 256
as designated out of any moneys in the state treasury to the 257
credit of the designated fund. For all operating appropriations 258
made in this act, those in the first column are for fiscal year 259
2022 and those in the second column are for fiscal year 2023. 260

The operating appropriations made in this act are in addition to 261
any other operating appropriations made for the FY 2022-FY 2023 262
biennium." 263

After line _____, insert: 264

"Section 4. 265

266

	1	2	3	4	5
A			AGO ATTORNEY GENERAL		
B			General Revenue Fund		
C	GRF	055509	Law Enforcement Reimbursement Training Pilot Program	\$0	\$5,000,000
D			TOTAL GRF General Revenue Fund	\$0	\$5,000,000
E			TOTAL ALL BUDGET FUND GROUPS	\$0	\$5,000,000

LAW ENFORCEMENT REIMBURSEMENT TRAINING PILOT PROGRAM 267

The foregoing appropriation item 055509, Law Enforcement 268
Reimbursement Training Pilot Program, shall be used by the 269
Attorney General to pay reimbursements in accordance with 270
division (C) of Section 701.70 of H.B. 110 of the 134th General 271
Assembly for continuing professional training programs for peace 272
officers and troopers as provided in section 109.803 of the 273
Revised Code, and any administrative costs incurred by the 274
Attorney General to administer the 18-month pilot program 275
described in Section 701.70 of H.B. 110 of the 134th General 276
Assembly. 277

Notwithstanding any provision of the law to the contrary, 278
all amounts reappropriated at the end of FY 2022 to 279
appropriation item 055509, Law Enforcement Reimbursement 280
Training Pilot Program, in fiscal year 2023 may be used by the 281
Attorney General for the same purpose described above." 282

After line _____, insert: 283

"Section 5. Within the limits set forth in this act, the 284
Director of Budget and Management shall establish accounts 285
indicating the source and amount of funds for each appropriation 286
made in this act, and shall determine the form and manner in 287
which appropriation accounts shall be maintained. Expenditures 288
from operating appropriations contained in this act shall be 289
accounted for as though made in H.B. 110 of the 134th General 290
Assembly. The operating appropriations made in this act are 291
subject to all provisions of H.B. 110 of the 134th General 292
Assembly that are generally applicable to such appropriations." 293

After line _____, insert: 294

"Section 6. The amendments by this act to Section 701.70 295
of H.B. 110 of the 134th General Assembly are exempt from the 296
referendum under Ohio Constitution, Article II, Section 1d 297
because their implementation depends on appropriations contained 298
in this act and therefore they take effect immediately when this 299
act becomes law." 300

The motion was _____ agreed to.

SYNOPSIS 301

Reimbursements for peace officer and trooper training 302

Section 701.70 of H.B. 110 of the 134th General Assembly	303
Regarding the current pilot program for providing state	304
funding for the cost of continuing professional training	305
programs for peace officers and Ohio State Highway Patrol	306
troopers (which is scheduled to end on December 31, 2022):	307
1. Specifies that if a law enforcement agency that	308
receives money under the current program does not use all of the	309
money received for the salaries of its peace officers and	310
troopers receiving training, as certified by the agency under	311
the program, the agency is to retain all of the money not used	312
and must use the retained money only for paying the cost of	313
future continuing professional training programs for its peace	314
officers and troopers (currently, the agency must return all of	315
the unused money to the Attorney General).	316
2. Extends until June 30, 2023, the pilot program and	317
modifies the mechanism for making the payments under the program	318
during the period of the extension so that law enforcement	319
agencies will be reimbursed for the costs of the training	320
provided to their peace officers or troopers -- similar to the	321
change described above in (1), the modified mechanism specifies	322
that if an agency that receives funds for reimbursement under	323
the program for peace officers or troopers who successfully	324
complete a training program does not use all of the funds	325
received for such a reimbursement, the agency is to retain all	326
of the funds not used and must use the retained funds only for	327
paying the cost of future continuing professional training	328
programs for its peace officers and troopers.	329
Law Enforcement Reimbursement Training Pilot Program	330
appropriation	331

Section 4	332
Appropriates an additional \$5,000,000 to GRF appropriation	333
item 055509, Law Enforcement Reimbursement Training Pilot	334
Program, in FY 2023 to support reimbursements for peace officer	335
and trooper continuing professional training and administrative	336
costs related to the extended pilot program, described above in	337
Section 1. Allows the existing appropriation in FY 2023, limited	338
to the current CY 2022 pilot program (scheduled to end on	339
December 31, 2022), to also be used during the extension period	340
(from January 1, 2023, until June 30, 2023).	341

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "3781.1010" 1
In line _____ of the title, after "_____" insert ", to prohibit the 2
Board of Building Standards from requiring schools to install storm 3
shelters in school buildings," 4
After line _____, insert: 5
"Section 1. That section 3781.1010 of the Revised Code be 6
amended to read as follows: 7
Sec. 3781.1010. (A) No rule of the board of building 8
standards for the erection, construction, repair, alteration, 9
and maintenance of buildings adopted under section 3781.10 of 10
the Revised Code shall require the installation of a storm 11
shelter in any school building operated by a public or private 12
school ~~prior to November 30, 2022,~~ or in any such school 13
building undergoing or about to undergo construction, 14
alteration, repair, or maintenance ~~for which financing has been~~ 15
~~secured prior to that date.~~ 16
(B) Any rule adopted by the board that conflicts with this 17
section shall not be effective with respect to any school 18
building ~~prior to November 30, 2022.~~ 19
(C) As used in this section, "school building," "public 20
school," and "private school" have the same meanings as in 21
section 3781.106 of the Revised Code. 22

Section 2. That existing section 3781.1010 of the Revised Code is hereby repealed." 23
24

The motion was _____ agreed to.

SYNOPSIS 25

Eliminate school storm shelter requirement 26

R.C. 3781.1010 27

Prohibits the Board of Building Standards from requiring 28
the installation of storm shelters in school buildings operated 29
by public or private schools or undergoing or about to undergo 30
construction, alteration, repair, or maintenance. 31

C	5CV3	195579	Workforce Housing Development	\$0	\$25,000,000
D	TOTAL Dedicated Purpose Fund Group			\$0	\$25,000,000
E	TOTAL ALL BUDGET FUND GROUPS			\$0	\$25,000,000

WORKFORCE HOUSING DEVELOPMENT 16

Of the foregoing appropriation item 195579, Workforce Housing Development, \$15,000,000 in fiscal year 2023 shall be used for a Habitat for Humanity workforce housing development grant program administered by the Department of Development. Grants awarded shall not exceed \$50,000 per home constructed or fully rehabilitated into workforce housing by Habitat for Humanity. The Department of Development shall ensure, to the extent possible, that each house built with this grant money is sold to a household that has an income below 80% of the area median income. 17
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Of the foregoing appropriation item 195579, Workforce Housing Development, \$9,000,000 in fiscal year 2023 shall be used for a Habitat for Humanity critical home repair grant program for households that have an income below 80% of the area median income. A majority of the funds distributed shall be to households that either contain at least one person with a disability or that is 65 years old or older. This program shall be administered by the Department of Development. 27
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Of the foregoing appropriation item 195579, Workforce Housing Development, \$1,000,000 in fiscal year 2023 shall be used to establish a Habitat for Humanity statewide apprenticeship program. The statewide apprenticeship program shall expand upon the Habitat for Humanity of Southeast Ohio's regional workforce development pilot program and be administered 35
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by the Department of Development." 41
After line _____, insert: 42
"Section 3. Within the limits set forth in this act, the 43
Director of Budget and Management shall establish accounts 44
indicating the source and amount of funds for each appropriation 45
made in this act, and shall determine the form and manner in 46
which appropriation accounts shall be maintained. Expenditures 47
from operating appropriations contained in this act shall be 48
accounted for as though made in H.B. 110 of the 134th General 49
Assembly. The operating appropriations made in this act are 50
subject to all provisions of the H.B. 110 of the 134th General 51
Assembly that are generally applicable to such appropriations." 52

The motion was _____ agreed to.

SYNOPSIS 53

Department of Development 54

Section 2 55

Appropriates a total of \$25 million in FY 2023 under 56
Coronavirus State Fiscal Recovery Fund (Fund 5CV3) line item 57
195579, Workforce Housing Development, under the Department of 58
Development and earmarks the funding as follows: 59

- \$15 million for a Habitat for Humanity workforce housing 60
development grant program; 61

- \$9 million for a Habitat for Humanity critical home 62
repair grant program; and 63

- \$1 million to establish a Habitat for Humanity statewide 64

apprenticeship program.

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "to make an appropriation" 1
2

After line _____, insert: 3

"Section 1. All items in this act are hereby appropriated 4
as designated out of any moneys in the state treasury to the 5
credit of the designated fund. For all operating appropriations 6
made in this act, those in the first column are for fiscal year 7
2022 and those in the second column are for fiscal year 2023. 8
The operating appropriations made in this act are in addition to 9
any other operating appropriations made for the FY 2022-FY 2023 10
biennium." 11

After line _____, insert: 12

"Section 2. 13

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A	ETC BROADCAST EDUCATIONAL MEDIA COMMISSION				
B	General Revenue Fund				
C	GRF 935402	Ohio Government Telecommunications		\$0	\$90,000

Services

D	TOTAL GRF General Revenue Fund	\$0	\$90,000
E	TOTAL ALL BUDGET FUND GROUPS	\$0	\$90,000

" 15

After line _____, insert: 16

"Section 3. Within the limits set forth in this act, the 17
Director of Budget and Management shall establish accounts 18
indicating the source and amount of funds for each appropriation 19
made in this act, and shall determine the form and manner in 20
which appropriation accounts shall be maintained. Expenditures 21
from operating appropriations contained in this act shall be 22
accounted for as though made in H.B. 110 of the 134th General 23
Assembly. The operating appropriations made in this act are 24
subject to all provisions of H.B. 110 of the 134th General 25
Assembly that are generally applicable to such appropriations." 26

The motion was _____ agreed to.

SYNOPSIS 27

Broadcast Educational Media Commission 28

Sections 1, 2, and 3 29

Appropriates \$90,000 in FY 2023 to GRF appropriation item 30
935402, Ohio Government Telecommunications Services. 31

D	TOTAL GRF General Revenue Fund	\$0	\$150,000
E	TOTAL ALL BUDGET FUND GROUPS	\$0	\$150,000

LOCAL TRANSPORTATION PROJECTS 15

The foregoing appropriation item 772502, Local
Transportation Projects, shall be used to support the Regional
Transportation Improvement Project in Stark, Columbiana, and
Carroll counties." 16
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After line _____, insert: 20

"Section 3. Within the limits set forth in this act, the
Director of Budget and Management shall establish accounts
indicating the source and amount of funds for each appropriation
made in this act, and shall determine the form and manner in
which appropriation accounts shall be maintained. Expenditures
from operating appropriations contained in this act shall be
accounted for as though made in H.B. 110 of the 134th General
Assembly. The operating appropriations made in this act are
subject to all provisions of H.B. 110 of the 134th General
Assembly that are generally applicable to such appropriations." 21
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The motion was _____ agreed to.

SYNOPSIS 31

Department of Transportation 32

Section 2 33

Appropriates \$150,000 in FY 2023 under GRF appropriation
item 772502, Local Transportation Projects, to be used by the 34
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Department of Transportation (ODOT) to support the Regional	36
Transportation Improvement Project (RTIP) in Stark, Columbiana,	37
and Carroll counties.	38

D	TOTAL DPF Dedicated Purpose Fund Group	\$0	\$161,000,000
E	TOTAL ALL BUDGET FUND GROUPS	\$0	\$161,000,000

RENT AND UTILITY ASSISTANCE 15

The foregoing appropriation item 195559, Rent and Utility Assistance, shall be used by the Department of Development to disburse funding under the Emergency Rental Assistance program in accordance with the federal "American Rescue Plan Act of 2021," Pub. L. No. 117-2, and program guidelines for the use of these funds provided by the U.S. Department of the Treasury. 16
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Notwithstanding any other law to the contrary, the funding disbursed under the foregoing appropriation item 195559, Rent and Utility Assistance, shall be used to provide payments towards an eligible household's rent and utility arrearages incurred before December 31, 2021. Funding disbursed under the foregoing appropriation item shall be used by December 31, 2023." 22
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After line _____, insert: 29

"Section 3. Within the limits set forth in this act, the Director of Budget and Management shall establish accounts indicating the source and amount of funds for each appropriation made in this act, and shall determine the form and manner in which appropriation accounts shall be maintained. Expenditures from operating appropriations contained in this act shall be accounted for as though made in H.B. 110 of the 134th General Assembly. The operating appropriations made in this act are subject to all provisions of H.B. 110 of the 134th General Assembly that are generally applicable to such appropriations." 30
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The motion was _____ agreed to.

<u>SYNOPSIS</u>	40
Department of Development	41
Sections 1 to 3	42
Appropriates \$161,000,000 in FY 2023 under Emergency	43
Rental Assistance Fund (Fund 5CV2) appropriation item 195559,	44
Rent and Utility Assistance, and requires the funds to be used	45
by December 31, 2023.	46
Requires the funds to be used for the Emergency Rental	47
Assistance program in accordance with the federal American	48
Rescue Plan Act and U.S. Department of the Treasury guidelines	49
for the program, and specifically requires the funds to be used	50
for rent and utility arrearages incurred before December 31,	51
2021.	52

C	5CV3	042631	Assisted Living Workforce Support	\$0	\$40,000,000
D	TOTAL Dedicated Purpose Fund Group			\$0	\$40,000,000
E	TOTAL ALL BUDGET FUND GROUPS			\$0	\$40,000,000

ASSISTED LIVING WORKFORCE SUPPORT 16

The foregoing appropriation item 042631, Assisted Living Workforce Support, shall be used to fund provider relief allocations for residential care facilities, as defined in section 3721.01 of the Revised Code. A residential care facility operator shall use the funds exclusively for direct care staff compensation, which may include staff retention bonus payments, overtime pay and shift differential payments, staff recruitment costs, and new hire incentive payments. No funds under this section shall be paid to any of the following: 17
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- (A) Contract workers; 26
- (B) Staff supplied by or through a staffing agency; 27
- (C) Residential care facility administrators; 28
- (D) Residential care facility executive staff; 29
- (E) Residential care facility owners. 30

The Director of Budget and Management may recover any of the funds under this section that are used for any purpose other than as specified in this section." 31
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After line _____, insert: 34

"Section 3. Within the limits set forth in this act, the Director of Budget and Management shall establish accounts indicating the source and amount of funds for each appropriation made in this act, and shall determine the form and manner in 35
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which appropriation accounts shall be maintained. Expenditures 39
from operating appropriations contained in this act shall be 40
accounted for as though made in H.B. 110 of the 134th General 41
Assembly. The operating appropriations made in this act are 42
subject to all provisions of H.B. 110 of the 134th General 43
Assembly that are generally applicable to such appropriations." 44

The motion was _____ agreed to.

SYNOPSIS 45

Office of Budget and Management 46

Sections 1, 2, and 3 47

Appropriates \$40.0 million in FY 2023 in DPF Fund 5CV3 48
appropriation item 042631, Assisted Living Workforce Support, to 49
be used for provider relief for residential care facilities. 50

Requires the funds to be used exclusively for direct care 51
staff compensation, and prohibits the funds from being used for 52
temporary staffing agency staff or facility administrators, 53
executive staff, or owners. 54

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "to fund provider relief payments to hospice care programs, and to make an appropriation" 1 2

After line _____, insert: 3

"Section 1. All items in this act are hereby appropriated as designated out of any moneys in the state treasury to the credit of the designated fund. For all operating appropriations made in this act, those in the first column are for fiscal year 2022 and those in the second column are for fiscal year 2023. The operating appropriations made in this act are in addition to any other operating appropriations made for the FY 2022-FY 2023 biennium." 4 5 6 7 8 9 10 11

After line _____, insert: 12

"Section 2. 13

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1 2 3 4 5

A OBM OFFICE OF BUDGET AND MANAGEMENT

B Dedicated Purpose Fund Group

C 5CV3 042632 Hospice Care Workforce Support \$0 \$30,000,000

D	TOTAL Dedicated Purpose Fund Group	\$0	\$30,000,000
E	TOTAL ALL BUDGET FUND GROUPS	\$0	\$30,000,000

HOSPICE CARE WORKFORCE SUPPORT 15

The foregoing appropriation item 042632, Hospice Care 16
Workforce Support, shall be used to fund provider relief 17
allocations for hospice care programs, as defined in section 18
3712.01 of the Revised Code. A hospice care program operator 19
shall use the funds exclusively for direct care staff 20
compensation, which may include staff retention bonus payments, 21
overtime pay and shift differential payments, staff recruitment 22
costs, and new hire incentive payments. No funds under this 23
section shall be paid to any of the following: 24

- (A) Contract workers; 25
- (B) Staff supplied by or through a staffing agency; 26
- (C) Hospice care program administrators; 27
- (D) Hospice care program executive staff; 28
- (E) Hospice care program owners. 29

The Director of Budget and Management may recover any of 30
the funds under this section that are used for any purpose other 31
than as specified in this section." 32

After line _____, insert: 33

"Section 3. Within the limits set forth in this act, the 34
Director of Budget and Management shall establish accounts 35
indicating the source and amount of funds for each appropriation 36
made in this act, and shall determine the form and manner in 37
which appropriation accounts shall be maintained. Expenditures 38

from operating appropriations contained in this act shall be 39
accounted for as though made in H.B. 110 of the 134th General 40
Assembly. The operating appropriations made in this act are 41
subject to all provisions of H.B. 110 of the 134th General 42
Assembly that are generally applicable to such appropriations." 43

The motion was _____ agreed to.

SYNOPSIS 44

Office of Budget and Management 45

Sections 1, 2, and 3 46

Appropriates \$30.0 million in FY 2023 in DPF Fund 5CV3 47
appropriation item 042632, Hospice Care Workforce Support, to be 48
used for provider relief for hospice care programs. 49

Requires the funds to be used exclusively for direct care 50
staff compensation, and prohibits the funds from being used for 51
temporary staffing agency staff or program administrators, 52
executive staff, or owners. 53

C	5CV3 042633 HCBS Workforce Support	\$0	\$10,000,000
D	TOTAL Dedicated Purpose Fund Group	\$0	\$10,000,000
E	TOTAL ALL BUDGET FUND GROUPS	\$0	\$10,000,000

HCBS WORKFORCE SUPPORT 16

The foregoing appropriation item 042633, HCBS Workforce Support, shall be used to fund provider relief allocations for Medicaid home and community-based services providers. These funds shall be used exclusively for direct care staff compensation, which may include staff retention bonus payments, overtime pay and shift differential payments, staff recruitment costs, and new hire incentive payments. No funds under this section shall be paid to any of the following: 17
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- (A) Contract workers; 25
- (B) Staff supplied by or through a staffing agency; 26
- (C) Program administrators; 27
- (D) Executive staff; 28
- (E) Owners. 29

The Director of Budget and Management may recover any of the funds under this section that are used for any purpose other than as specified in this section." 30
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After line _____, insert: 33

"Section 3. Within the limits set forth in this act, the Director of Budget and Management shall establish accounts indicating the source and amount of funds for each appropriation made in this act, and shall determine the form and manner in which appropriation accounts shall be maintained. Expenditures 34
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from operating appropriations contained in this act shall be 39
accounted for as though made in H.B. 110 of the 134th General 40
Assembly. The operating appropriations made in this act are 41
subject to all provisions of H.B. 110 of the 134th General 42
Assembly that are generally applicable to such appropriations." 43

The motion was _____ agreed to.

SYNOPSIS 44

Office of Budget and Management 45

Sections 1, 2, and 3 46

Appropriates \$10.0 million in FY 2023 in DPF Fund 5CV3 47
appropriation item 042633, HCBS Workforce Support, to be used 48
for provider relief for Medicaid home and community-based 49
services providers. 50

Requires the funds to be used exclusively for direct care 51
staff compensation, and prohibits the funds from being used for 52
temporary staffing agency staff or program administrators, 53
executive staff, or owners. 54

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "Sections 219.10
as subsequently amended, 221.10 as subsequently amended, and 221.13 as
subsequently amended of H.B. 597 of the 134th General Assembly"

In line _____ of the title, after "_____" insert "to remove
existing capital reappropriations, and to make appropriations"

After line _____, insert:

"Section 1. That Sections 219.10 (as amended by H.B. 687
of the 134th General Assembly), 221.10 (as amended by H.B. 687
of the 134th General Assembly), and 221.13 (as amended by H.B.
687 of the 134th General Assembly) of H.B. 597 of the 134th
General Assembly be amended to read as follows:

Sec. 219.10.

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A DDD DEPARTMENT OF DEVELOPMENTAL DISABILITIES

B Reappropriations

C Mental Health Facilities Improvement Fund (Fund 7033)

D	C59004	Community Assistance Projects	\$725,000
E	C59034	Statewide Developmental Centers	\$1,100,000
F	C59070	Hardin County YMCA Renovations	\$164,000
G	C59071	NECCO Gym Project	\$8,500
H	C59072	Windfall Developmental Disabilities Project	\$250,000
I	C59073	Hattie Larlham	\$400,000
J	C59075	Easterseals Production and Fulfillment Center	\$200,000
K	TOTAL Department of Developmental Disabilities		\$2,847,500
			<u>\$2,447,500</u>
L	TOTAL ALL FUNDS		\$2,847,500
			<u>\$2,447,500</u>

COMMUNITY ASSISTANCE PROJECTS 14

The foregoing appropriation item C59004, Community Assistance Projects, may be used to provide community assistance funds for the development, purchase, construction, or renovation of facilities for day programs or residential programs that provide services to persons eligible for services from the Department of Developmental Disabilities or county boards of developmental disabilities and shall be distributed by the Department of Developmental Disabilities subject to Controlling Board approval. 15
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Sec. 221.10.

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A	MHA DEPARTMENT OF MENTAL HEALTH AND ADDICTION SERVICES		
B			Reappropriations
C	Mental Health Facilities Improvement Fund (Fund 7033)		
D	C58001	Community Assistance Projects	\$24,235,310
			<u>\$23,885,310</u>
E	C58007	Infrastructure Renovations	\$15,000,000
F	C58033	Salvation Army of Greater Cleveland Harbor Light Complex	\$350,000
G	C58044	Alvis Women Community Reentry Project	\$50,000
H	C58046	Summer Entrepreneurial Experience and Knowledge	\$100,000
I	C58048	Community Resiliency Projects	\$10,549,443
J	TOTAL Mental Health Facilities Improvement Fund		\$50,284,753
			<u>\$49,934,753</u>
K	TOTAL ALL FUNDS		\$50,284,753
			<u>\$49,934,753</u>

INFRASTRUCTURE RENOVATIONS 26

The amount reappropriated for the foregoing appropriation 27
item C58007, Infrastructure Renovations, is the unencumbered 28
balance as of June 30, 2022, in appropriation item C58007, 29
Infrastructure Renovations, plus \$621,441. Prior to the 30
expenditure of this appropriation, the Department of Mental 31
Health and Addiction Services shall certify to the Director of 32
Budget and Management canceled encumbrances in the amount of at 33
least \$621,441. 34

Sec. 221.13. COMMUNITY ASSISTANCE PROJECTS 35

The foregoing appropriation item C58001, Community 36
Assistance Projects, may be used for facilities constructed or 37
to be constructed pursuant to Chapter 340., 5119., 5123., or 38
5126. of the Revised Code or the authority granted by section 39
154.20 and other applicable sections of the Revised Code and the 40
rules issued pursuant to those chapters and that section and 41
shall be distributed by the Department of Mental Health and 42
Addiction Services subject to Controlling Board approval. 43

~~The amount reappropriated for the foregoing appropriation 44
item C58001, Community Assistance Projects, is the unencumbered 45
balance as of June 30, 2022, in appropriation item C58001, 46
Community Assistance Projects, plus the unencumbered balance as 47
of June 30, 2022, in appropriation item C59064, Heinzerling- 48
Community Facilities. 49~~

A portion of the foregoing appropriation item C58001, 50
Community Assistance Projects, shall be used to support the 51
projects listed in this section unless the amounts are 52
distributed prior to June 30, 2022. 53

	1	2
A	Project List	
B	Comprehensive Addiction Center	\$4,500,000
C	Bellefaire JCB Pediatric Psychiatric Hospital and Autism School	\$1,000,000
D	Comprehensive Outpatient Program Expansion	\$1,000,000
E	Restoration of Mental Health Diversion Center	\$1,000,000
F	Sheakley Day Treatment	\$934,000
G	Greater Dayton Regional Hospital Association	\$800,000
H	Cleveland Clinic Akron General	\$700,000
I	Cuyahoga County Mental Health Jail Diversion Facility	\$700,000
J	One Step Closer to Home	\$650,000
K	Cornerstone of Hope - Independence	\$500,000
L	ADAS Board of Lorain County	\$500,000
M	Tri-County Board of Recovery and Mental Health Services	\$450,000
N	Perry County Behavioral Health Veterans Drug Treatment Program	\$400,000

O	Providence House	\$400,000
P	Neighborhood Development Services	\$400,000
Q	Heinzerling Community Facilities	\$350,000
R	Alvis House	\$300,000
S	Western Reserve Area on Aging-St. Vincent	\$300,000
T	Cedar Hills Transformation Camp	\$250,000
U	Adams County	\$250,000
V	(Cocoon) Comprehensive Advocacy Center for Survivors of Domestic and Sexual Violence	\$200,000
W	CommQuests Recovery Campus Improvements	\$200,000
X	West Dayton Community Services Center	\$200,000
Y	Meadow Center	\$150,000
Z	Y-Haven	\$150,000
AA	City of Franklin	\$150,000
AB	Maryhaven	\$125,000
AC	Forbes House Domestic Violence Project	\$120,000
AD	Seven Hills Trauma Recovery Center	\$105,000
AE	Save a Warrior Project	\$100,000
AF	Cadence Care Network Family and Community	\$50,000

	Resource Center	
AG	Grace House Akron, Inc.	\$50,000
AH	Lighthouse Behavioral Health Solutions Outpatient Behavioral Health Clinic	\$50,000
AI	The Glenway Outpatient Treatment Center - Phase 3 (Final)	\$50,000
AJ	The Commons at Springfield	\$25,000
AK	Women's Recovery Center	\$13,000

Section 2. That existing Sections 219.10 (as amended by 55
H.B. 687 of the 134th General Assembly), 221.10 (as amended by 56
H.B. 687 of the 134th General Assembly), and 221.13 (as amended 57
by H.B. 687 of the 134th General Assembly) of H.B. 597 of the 58
134th General Assembly are hereby repealed." 59

After line _____, insert: 60

"Section 3. All items in this act are hereby appropriated 61
as designated out of any moneys in the state treasury to the 62
credit of the designated fund. For all operating appropriations 63
made in this act, those in the first column are for fiscal year 64
2022 and those in the second column are for fiscal year 2023. 65
The operating appropriations made in this act are in addition to 66
any other operating appropriations made for the FY 2022-FY 2023 67
biennium." 68

After line _____, insert: 69

"Section 4. Community Program Support 70

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	1	2	3	4	5
A			DDD DEPARTMENT OF DEVELOPMENTAL DISABILITIES		
B			General Revenue Fund		
C	GRF	322502	Community Program Support	\$0	\$750,000
D			TOTAL General Revenue Fund	\$0	\$750,000
E			TOTAL ALL BUDGET FUND GROUPS	\$0	\$750,000

COMMUNITY PROGRAM SUPPORT 72

Of the foregoing appropriation item 322502, Community 73
Program Support, \$350,000 in fiscal year 2023 shall be allocated 74
to Heinzerling Community Facilities and \$400,000 in fiscal year 75
2023 shall be allocated to Hattie Larlham." 76

After line _____, insert: 77

"Section 5. Within the limits set forth in this act, the 78
Director of Budget and Management shall establish accounts 79
indicating the source and amount of funds for each appropriation 80
made in this act, and shall determine the form and manner in 81
which appropriation accounts shall be maintained. Expenditures 82
from operating appropriations contained in this act shall be 83
accounted for as though made in H.B. 110 of the 134th General 84
Assembly. The operating appropriations made in this act are 85
subject to all provisions of H.B. 110 of the 134th General 86
Assembly that are generally applicable to such appropriations." 87

The motion was _____ agreed to.

<u>SYNOPSIS</u>	88
Department of Developmental Disabilities and Department of Mental Health and Addiction Services	89 90
Sections 1 through 5	91
Eliminates the existing capital reappropriations: \$400,000 to Hattie Larlham (item C59073 under the Department of Developmental Disabilities) and \$350,000 to Heinzerling Community Facilities (item C59064 under the Department of Mental Health and Addiction Services).	92 93 94 95 96
Appropriates \$750,000 in FY 2023 in GRF appropriation item 322502, Community Program Support, which is in the Department of Developmental Disabilities' budget. Earmarks the appropriation as follows: \$350,000 to Heinzerling Community Facilities and \$400,000 to Hattie Larlham.	97 98 99 100 101

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "to fund provider relief to certain hospitals, to make an earmark, and to make an appropriation" 1
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After line _____, insert: 4

"Section 1. All items in this act are hereby appropriated as designated out of any moneys in the state treasury to the credit of the designated fund. The operating appropriations made in this act are in addition to any other operating appropriations made for the FY 2022-FY 2023 biennium." 5
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After line _____, insert: 10

"Section 2. MEDICAID ALLOCATIONS FROM ENHANCED FEDERAL MEDICAL ASSISTANCE PERCENTAGE 11
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(A) In fiscal year 2023, a portion 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 provider relief allocations to critical access hospitals and rural hospitals, as determined by the Medicaid Director. This shall be funded from GRF appropriation item 651525, Medicaid Health Care Services. The amount of allocation shall not exceed \$62,000,000. 13
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(B) The Director of Budget and Management may increase the 22

federal share of GRF appropriation item 651525, Medicaid Health Care Services, to fund the federal share of hospital provider relief. Any additional expenditures are hereby appropriated." 23
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After line _____, insert: 26

"Section 3. HOSPITAL WORKFORCE INCENTIVE PAYMENTS 27

For the purposes described in this section and 28
notwithstanding section 5164.48 of the Revised Code, the 29
Medicaid Director may make payments to hospitals that are 30
Medicaid providers, as defined in section 5164.01 of the Revised 31
Code, and are general, acute-care hospitals in good standing 32
classified by the Department of Medicaid as a critical access 33
hospital or a rural hospital. A hospital shall use the payments 34
exclusively for direct care staff compensation, which may 35
include staff retention bonus payments, overtime pay and shift 36
differential payments, staff recruitment costs, and new hire 37
incentive payments. 38

(A) All funds distributed under this section are in 39
addition to the Medicaid payment rates set forth in Chapter 40
5164. of the Revised Code. 41

(B) No funds under this section shall be paid to any of 42
the following: 43

(1) Contract workers; 44

(2) Staff supplied by or through a staffing agency; 45

(3) Hospital administrators; 46

(4) Hospital executive staff; 47

(5) Hospital owners. 48

(C) The Medicaid Director may recover any funds that are 49

used for any purpose other than as specified in this section." 50
After line _____, insert: 51
"Section 4. Within the limits set forth in this act, the 52
Director of Budget and Management shall establish accounts 53
indicating the source and amount of funds for each appropriation 54
made in this act, and shall determine the form and manner in 55
which appropriation accounts shall be maintained. Expenditures 56
from operating appropriations contained in this act shall be 57
accounted for as though made in H.B. 110 of the 134th General 58
Assembly. The operating appropriations made in this act are 59
subject to all provisions of H.B. 110 of the 134th General 60
Assembly that are generally applicable to such appropriations." 61

The motion was _____ agreed to.

SYNOPSIS 62

Department of Medicaid 63

Sections 1, 2, and 4 64

Allocates up to \$62.0 million in FY 2023 of the enhanced 65
federal medical assistance percentage enacted in the "Families 66
First Coronavirus Response Act" from appropriation item 651525, 67
Medicaid Health Care Services, to be used for provider relief to 68
critical access hospitals and rural hospitals. 69

Authorizes the Director of Budget and Management to 70
increase the federal share of appropriation item 651525, 71
Medicaid Health Care Services, and appropriates any increases. 72

Hospital Workforce Incentive Payments 73

Section 3	74
Authorizes the Medicaid Director to make payments to hospitals that are Medicaid providers and classified as critical access or rural hospitals.	75 76 77
Sets restrictions on the use of the payments by specifying that they must be used for direct care staff compensation.	78 79
Specifically prohibits use of the payments for other purposes, including payments to staffing agency or contract workers, administrators, executive staff, or hospital owners.	80 81 82
Authorizes the Medicaid Director to recover any funds used for a purpose not allowed by the bill.	83 84

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "and to make an appropriation" 1
2

After line _____, insert: 3

"Section 1. All items in this act are hereby appropriated 4
as designated out of any moneys in the state treasury to the 5
credit of the designated fund. For all operating appropriations 6
made in this act, those in the first column are for fiscal year 7
2022 and those in the second column are for fiscal year 2023. 8
The operating appropriations made in this act are in addition to 9
any other operating appropriations made for the FY 2022-FY 2023 10
biennium." 11

After line _____, insert: 12

"Section 2. 13

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	1	2	3	4	5
A			SOS SECRETARY OF STATE		
B		General Revenue Fund Group			
C	GRF	050321	Operating Expenses	\$0	\$250,000

D	TOTAL General Revenue Fund	\$0	\$250,000
E	TOTAL All BUDGET FUND GROUPS	\$0	\$250,000

OPERATING EXPENSES 15

The foregoing appropriation item 050321, Operating Expenses, may be used by the Secretary of State to fund programs, services, and any other activities supporting public integrity, data analytics, and data transparency." 16
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After line _____, insert: 20

"Section 3. Within the limits set forth in this act, the Director of Budget and Management shall establish accounts indicating the source and amount of funds for each appropriation made in this act, and shall determine the form and manner in which appropriation accounts shall be maintained. Expenditures from operating appropriations contained in this act shall be accounted for as though made in H.B. 110 of the 134th General Assembly. The operating appropriations made in this act are subject to all provisions of H.B. 110 of the 134th General Assembly that are generally applicable to such appropriations." 21
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The motion was _____ agreed to.

SYNOPSIS 31

Public Integrity 32

Section 2 33

Appropriates \$250,000 in FY 2023 under GRF line item 050321, Operating Expenses, and allows the Secretary of State to 34
35

use this money to fund programs, services, and activities that 36
support public integrity, data analytics, and data transparency. 37

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "to assist Ashland Foundations Community Childcare, and to make an appropriation" 1 2

After line _____, insert: 3

"Section 1. All items in this act are hereby appropriated as designated out of any moneys in the state treasury to the credit of the designated fund. For all operating appropriations made in this act, those in the first column are for fiscal year 2022 and those in the second column are for fiscal year 2023. The operating appropriations made in this act are in addition to any other operating appropriations made for the FY 2022-FY 2023 biennium." 4 5 6 7 8 9 10 11

After line _____, insert: 12

"Section 2. 13

14

	1	2	3	4	5
A	JFS DEPARTMENT OF JOB AND FAMILY SERVICES				
B	General Revenue Fund				
C	GRF	600450	Program Operations	\$0	\$300,000

D	TOTAL GRF General Revenue Fund	\$0	\$300,000
E	TOTAL ALL BUDGET FUND GROUPS	\$0	\$300,000

PROGRAM OPERATIONS 15

The foregoing appropriation item 600450, Program 16
Operations, shall be allocated to Ashland Foundations Community 17
Childcare." 18

After line _____, insert: 19

"Section 3. Within the limits set forth in this act, the 20
Director of Budget and Management shall establish accounts 21
indicating the source and amount of funds for each appropriation 22
made in this act, and shall determine the form and manner in 23
which appropriation accounts shall be maintained. Expenditures 24
from operating appropriations contained in this act shall be 25
accounted for as though made in H.B. 110 of the 134th General 26
Assembly. The operating appropriations made in this act are 27
subject to all provisions of H.B. 110 of the 134th General 28
Assembly that are generally applicable to such appropriations." 29

The motion was _____ agreed to.

SYNOPSIS 30

Department of Job and Family Services 31

Sections 1, 2, and 3 32

Appropriates \$300,000 in FY 2023 in GRF appropriation item 33
600450, Program Operations. Allocates these funds to Ashland 34
Foundations Community Childcare. 35

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "to reappropriate certain recovery and relief funds, and to make an appropriation" 1 2

After line _____, insert: 3

"Section 1. Amounts equal to the unexpended portions of 4
appropriation items under the following recovery and relief 5
funds, at the end of fiscal year 2023 are hereby reappropriated 6
to the same appropriation items and shall be used for the same 7
purposes in fiscal year 2024: Governor's Emergency Education 8
Relief Fund (Fund 3HQ0), CARES Act School Relief Fund (Fund 9
3HS0), Emergency Rental Assistance Fund (Fund 5CV2), State 10
Fiscal Recovery Fund (Fund 5CV3), Local Fiscal Recovery Fund 11
(Fund 5CV4), Coronavirus Capital Projects Fund (Fund 5CV5), and 12
the Health and Human Services Fund (Fund 5SA4). 13

Expenditures from the FY 2024 appropriations contained in 14
this act shall be accounted for as though made in the main 15
operating appropriations act of the 135th General Assembly. The 16
FY 2024 appropriations made in this act are subject to all 17
provisions of the main operating appropriations act of the 135th 18
General Assembly that are generally applicable to such 19
appropriations." 20

The motion was _____ agreed to.

<u>SYNOPSIS</u>	21
Reappropriation of recovery and relief funds	22
Section 1	23
Reappropriates the unexpended balance of appropriation	24
items under the following recovery and relief funds, at the end	25
of FY 2023 to FY 2024: the Governor's Emergency Education Relief	26
Fund (Fund 3HQ0), the CARES Act School Relief Fund (Fund 3HS0),	27
the Emergency Rental Assistance Fund (Fund 5CV2), the State	28
Fiscal Recovery Fund (Fund 5CV3), the Fiscal Recovery Fund (Fund	29
5CV4), the Coronavirus Capital Projects Fund (Fund 5CV5), and	30
the Health and Human Services Fund (Fund 5SA4).	31

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "and to make an appropriation" 1
2

After line _____, insert: 3

"Section 1. All items in this act are hereby appropriated 4
as designated out of any moneys in the state treasury to the 5
credit of the designated fund. For all operating appropriations 6
made in this act, those in the first column are for fiscal year 7
2022 and those in the second column are for fiscal year 2023. 8
The operating appropriations made in this act are in addition to 9
any other operating appropriations made for the FY 2022-FY 2023 10
biennium." 11

After line _____, insert: 12

"Section 2. 13

14

	1	2	3	4	5
A			AGO ATTORNEY GENERAL		
B		General Revenue Fund			
C	GRF	055505	Pike County Capital Case	\$0	\$500,000

D	TOTAL GRF General Revenue Fund	\$0	\$500,000
E	TOTAL ALL BUDGET FUND GROUPS	\$0	\$500,000

PIKE COUNTY CAPITAL CASE 15

The foregoing appropriation item 055505, Pike County
Capital Case, shall be used, subject to the approval of the
Controlling Board, to defray the costs of capital case
litigation in Pike County." 16
17
18
19

After line _____, insert: 20

"Section 3. Within the limits set forth in this act, the
Director of Budget and Management shall establish accounts
indicating the source and amount of funds for each appropriation
made in this act, and shall determine the form and manner in
which appropriation accounts shall be maintained. Expenditures
from operating appropriations contained in this act shall be
accounted for as though made in H.B. 110 of the 134th General
Assembly. The operating appropriations made in this act are
subject to all provisions of H.B. 110 of the 134th General
Assembly that are generally applicable to such appropriations." 21
22
23
24
25
26
27
28
29
30

The motion was _____ agreed to.

SYNOPSIS 31

Attorney General 32

Section 2 33

Appropriates \$500,000 in FY 2023 to GRF appropriation item
055505, Pike County Capital Case. Requires that amount to be 34
35

used, subject to the approval of the Controlling Board, to 36
defray the costs of capital case litigation in Pike County. 37

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "and to make an appropriation" 1
2

After line _____, insert: 3

"Section 1. All items in this act are hereby appropriated 4
as designated out of any moneys in the state treasury to the 5
credit of the designated fund. For all operating appropriations 6
made in this act, those in the first column are for fiscal year 7
2022 and those in the second column are for fiscal year 2023. 8
The operating appropriations made in this act are in addition to 9
any other operating appropriations made for the FY 2022-FY 2023 10
biennium." 11

After line _____, insert: 12

"Section 2. 13

14

	1	2	3	4	5
A	DPS DEPARTMENT OF PUBLIC SAFETY				
B	General Revenue Fund				
C	GRF	768425	Justice Program Services	\$0	\$1,000,000

D	TOTAL GRF General Revenue Fund	\$0	\$1,000,000
E	TOTAL ALL BUDGET FUND GROUPS	\$0	\$1,000,000

JUSTICE PROGRAM SERVICES 15

Of the foregoing appropriation item 768425, Justice 16
Program Services, \$1,000,000 in fiscal year 2023 shall be used 17
to provide grants to child advocacy centers to coordinate the 18
investigation, prosecution, and treatment of child sexual abuse 19
while helping abused children heal." 20

After line _____, insert: 21

"Section 3. Within the limits set forth in this act, the 22
Director of Budget and Management shall establish accounts 23
indicating the source and amount of funds for each appropriation 24
made in this act, and shall determine the form and manner in 25
which appropriation accounts shall be maintained. Expenditures 26
from operating appropriations contained in this act shall be 27
accounted for as though made in H.B. 110 of the 134th General 28
Assembly. The operating appropriations made in this act are 29
subject to all provisions of H.B. 110 of the 134th General 30
Assembly that are generally applicable to such appropriations." 31

The motion was _____ agreed to.

SYNOPSIS 32

Department of Public Safety 33

Section 2 34

Appropriates \$1 million in FY 2023 to GRF line item 35

768425, Justice Program Services, to provide grants to child	36
advocacy centers to coordinate the investigation, prosecution,	37
and treatment of child sexual abuse while helping abused	38
children heal.	39

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "Sections 223.10 and 223.15 of H.B. 687 of the 134th General Assembly" 1 2

In line _____ of the title, after "_____" insert "and to make an appropriation" 3 4

After line _____, insert: 5

"Section 1. All items in this act are hereby appropriated as designated out of any moneys in the state treasury to the credit of the designated fund. For all operating appropriations made in this act, those in the first column are for fiscal year 2022 and those in the second column are for fiscal year 2023. The operating appropriations made in this act are in addition to any other operating appropriations made for the FY 2022-FY 2023 biennium. 6 7 8 9 10 11 12 13

14

1 2 3 4 5

A DNR DEPARTMENT OF NATURAL RESOURCES

B General Revenue Fund

C GRF 725520 Special Projects \$0 \$500,000

D	TOTAL GRF General Revenue Fund	\$0	\$500,000
E	TOTAL ALL BUDGET FUND GROUPS	\$0	\$500,000

SPECIAL PROJECTS 15

The foregoing appropriation item 725520, Special Projects, 16
shall be used to support the Mentor Erosion Mitigation Project." 17

After line _____, insert: 18

"Section 2. Within the limits set forth in this act, the 19
Director of Budget and Management shall establish accounts 20
indicating the source and amount of funds for each appropriation 21
made in this act, and shall determine the form and manner in 22
which appropriation accounts shall be maintained. Expenditures 23
from operating appropriations contained in this act shall be 24
accounted for as though made in H.B. 110 of the 134th General 25
Assembly. The operating appropriations made in this act are 26
subject to all provisions of H.B. 110 of the 134th General 27
Assembly that are generally applicable to such appropriations." 28

After line _____, insert: 29

"Section 3. That Sections 223.10 and 223.15 of H.B. 687 of 30
the 134th General Assembly be amended to read as follows: 31

Sec. 223.10. 32

33

1

2

3

A DNR DEPARTMENT OF NATURAL RESOURCES

B State Fiscal Recovery Fund (Fund 5CV3)

C	C725V4	Parks - ARPA	\$137,000,000
D	C725V5	Trails - ARPA	\$15,000,000
E	C725V6	Wastewater/Water Systems - ARPA	\$50,000,000
F	TOTAL State Fiscal Recovery Fund		\$202,000,000
G	Wildlife Fund (Fund 7015)		
H	C725K9	Wildlife Area Building Development/Renovation	\$14,220,000
I	TOTAL Wildlife Fund		\$14,220,000
J	Administrative Building Fund (Fund 7026)		
K	C725D5	Fountain Square Building and Telephone Improvement	\$1,500,000
L	C725N7	District Office Renovations	\$1,100,000
M	TOTAL Administrative Building Fund		\$2,600,000
N	Ohio Parks and Natural Resources Fund (Fund 7031)		
O	C72549	Facilities Development	\$3,255,659
P	C725E1	Local Parks Projects Statewide	\$3,575,971
Q	C725E5	Project Planning	\$468,226
R	C725J0	Natural Areas/Preserves Maintenance/ Facilities	\$6,300,000

S	C725K0	State Park Renovations/Upgrading	\$1,150,000
T	C725N8	Forestry Equipment	\$3,130,000
U		TOTAL Ohio Parks and Natural Resources Fund	\$17,879,856
V		Parks and Recreation Improvement Fund (Fund 7035)	
W	C725A0	State Parks, Campgrounds, Lodges, Cabins	\$125,807,774
X	C725C4	Muskingum River Lock and Dam	\$27,500,000
Y	C725E2	Local Parks, Recreation, and Conservation Projects	\$73,062,300 <u>\$76,062,300</u>
Z	C725E6	Project Planning	\$12,476,398
AA	C725M5	Lake Erie Islands State Park/Middle Bass Island State Park	\$11,000,000
AB	C725R3	State Parks Renovations/Upgrades	\$19,950,000
AC	C725R4	Dam Rehabilitation - Parks	\$29,275,200
AD	C725U7	Eagle Creek Watershed Flood Mitigation	\$30,000,000
AE		TOTAL Parks and Recreation Improvement Fund	\$329,071,672 <u>\$332,071,672</u>
AF		Clean Ohio Trail Fund (Fund 7061)	
AG	C72514	Clean Ohio Trail Fund	\$12,500,000

AH	TOTAL Clean Ohio Trail Fund	\$12,500,000
AI	Waterways Safety Fund (Fund 7086)	
AJ	C725A7 Cooperative Funding for Boating Facilities	\$4,500,000
AK	C725N9 Operations Facilities Development	\$5,000,000
AL	TOTAL Waterways Safety Fund	\$9,500,000
AM	TOTAL ALL FUNDS	\$587,771,528 <u>\$590,771,528</u>

FEDERAL REIMBURSEMENT 34

All reimbursements received from the federal government 35
for any expenditures made pursuant to this section shall be 36
deposited in the state treasury to the credit of the fund from 37
which the expenditure originated. 38

Sec. 223.15. The foregoing appropriation item C725E2, 39
Local Parks, Recreation, and Conservation Projects, shall be 40
used to support the projects listed in this section. An amount 41
equal to two per cent of the projects listed may be used by the 42
Department of Natural Resources for the administration of local 43
projects. 44

45

B	<u>Mentor Erosion Mitigation</u>	<u>\$3,000,000</u>
C	Heritage Trail Extension	\$2,500,000
D	Lima Community Pool	\$2,400,000
E	Cleveland Zoo Primate Rainforest	\$1,700,000
F	Columbus Zoo	\$1,400,000
G	Cincinnati Findlay Community and Recreation Center	\$1,200,000
H	Gateway to Freedom Park	\$1,200,000
I	Akron Area YMCA Camp Y-Noah Capital Improvement	\$1,000,000
J	Euclid Waterfront Improvement Plan - Phase III	\$1,000,000
K	Franklin Park Conservatory Renovation of the Wolfe Palm House and the Davis Showhouse	\$1,000,000
L	Cincinnati Zoo and Botanical Garden Pedestrian Bridge	\$900,000
M	The Wilds RV Park and Campground	\$900,000
N	Irishtown Bend and Canal Basin Park	\$850,000
O	Cincinnati Playhouse in the Park	\$800,000

P	Lima Rotary Community Stage and Park	\$800,000
Q	Copley Ridgewood Trail	\$750,000
R	Delhi Towne Square	\$750,000
S	Environmental Education Pavilion at Forest Lawn Stormwater Park	\$750,000
T	Glen Helen Nature Preserve Accessibility Improvements	\$750,000
U	Lebanon Scenic Railway Bridge	\$750,000
V	Strongsville Town Center Enhancement and Walkability Initiative	\$725,000
W	Salem City Village Green Park	\$700,000
X	Green Township Veterans Park Enhancement	\$650,000
Y	Ohio Bird Sanctuary	\$600,000
Z	Stark Parks Magnolia Flouring Mill Public Access	\$571,000
AA	ArtsinStark Park	\$500,000
AB	Indian Lake Maintenance	\$500,000
AC	North Ridgeville Mills Creek	\$500,000

AD	Sidney Feeder Canal Bike Trail	\$500,000
AE	Sylvania YMCA	\$500,000
AF	The Foundry	\$500,000
AG	Vienna Air Heritage Park	\$500,000
AH	Litzenberg Memorial Woods Improvement Project	\$498,000
AI	Geneva Township Park - Old Lake Road Shoreline Restoration	\$450,000
AJ	Hamilton-Clover Groff Trail Project	\$450,000
AK	Lake Erie Shoreline Erosion Mitigation	\$450,000
AL	McCord Park Renovations	\$450,000
AM	Mentor Marsh Observation Tower	\$450,000
AN	Replacement of Discovery Frontier Playground at Fryer Park	\$450,000
AO	Mosquito Creek Lake Park Improvements	\$404,000
AP	Avon Traxler Preserve	\$400,000
AQ	Chagrin Meadows Preserve	\$400,000

AR	Fort Colerain Phase III	\$400,000
AS	Kelleys Island East Lakeshore Shoreline Protection	\$400,000
AT	Lake Metroparks Lake Erie Shoreline Trail and Revetment Wall	\$400,000
AU	Mason Makino Park	\$400,000
AV	McDonald Commons Renovation and Construction	\$400,000
AW	Ripley Freedom Landing Riverfront Development	\$400,000
AX	Solon to Chagrin Falls Multi- Purpose Trail	\$400,000
AY	Hamilton Beltline Recreational Trail	\$380,000
AZ	Holbrook Hollows Park Expansion	\$375,000
BA	Alum Creek Pedestrian/Bike Bridge - Bexley	\$350,000
BB	Boeckling Building Pier	\$350,000
BC	CROWN Wasson Way Crossing Improvements	\$350,000
BD	Fairport Harbor Marina Boat	\$350,000

	Launch	
BE	Hiking Trails and Playground Refurbishment - Cincinnati	\$350,000
BF	Elyria Intergenerational Community Center	\$350,000
BG	Medina Recreation Center	\$350,000
BH	Project Playground Galena	\$350,000
BI	Wauseon Community Social and Recreational Center	\$350,000
BJ	Twinsburg Glen Chamberlin Park	\$338,000
BK	Botkins Community Park	\$300,000
BL	Camp Joy	\$300,000
BM	Canal Fulton Community Park	\$300,000
BN	Canton Township Faircrest Park	\$300,000
BO	Chagrin River Trail	\$300,000
BP	Creston Community Park Renovations	\$300,000
BQ	Edge Adventure Park	\$300,000
BR	Harbin Park ADA-Accessible Play Area and Splash Pad	\$300,000

BS	Kalida St. Michael Holy Name Ballpark	\$300,000
BT	Legacy Park Shelter House and Restrooms Project - Cridersville	\$300,000
BU	Liberty Landing Phase II	\$300,000
BV	Lincoln Heights Memorial Athletic Field Renovations	\$300,000
BW	Marysville Heritage Park	\$300,000
BX	Massillon Park Splash Pad	\$300,000
BY	Mayerson JCC Expansion	\$300,000
BZ	Meredith Park	\$300,000
CA	Niles Bike Path Bridge Improvements	\$300,000
CB	North Canton Dogwood Pool House	\$300,000
CC	Olmsted Township Nature Trail and Bark Park	\$300,000
CD	Plain Township Diamond Park Historic Barn	\$300,000
CE	Town Square Redevelopment - Blue Ash	\$300,000
CF	Willadale Trail-Boettler/Southgate	\$275,000

	Connector	
CG	Fallen Timbers Family Recreation Center Pool Replacement	\$275,000
CH	Grailville Park Improvements	\$260,000
CI	Streetsboro Industrial Park	\$250,000
CJ	Brunswick Recreation Center	\$250,000
CK	Chudzinski Johansen Conservancy Park	\$250,000
CL	Clearcreek Park Trail	\$250,000
CM	Coke Oven Community Civic Center Park	\$250,000
CN	Covington - Schoolhouse Park	\$250,000
CO	Girl Scouts of Western Ohio - EMPOWER HER	\$250,000
CP	Girl Scouts of Western Ohio Camp Libbey	\$250,000
CQ	Johnstown Splash Pad	\$250,000
CR	Lockington Trail Bridge	\$250,000
CS	Lodi Community Park	\$250,000
CT	Louisville Metzger Park	\$250,000

CU	Noble County Heritage Park	\$250,000
CV	Rotary Lodge at River Cliff Park Renovation	\$250,000
CW	Schoonover Observatory Improvements	\$250,000
CX	SPIRE Institute and Academy	\$250,000
CY	Timken Gatehouse Renovation	\$250,000
CZ	West Carrollton Whitewater Park	\$250,000
DA	Wooster Barnes Preserve	\$250,000
DB	Valleyview Park	\$240,000
DC	Cave Lake Dam	\$225,000
DD	Moonville Rail Trail	\$225,000
DE	Dan Beard Scout Camp Flooding and Erosion Mitigation	\$223,000
DF	Chillicothe Paint Creek Recreational Trail	\$215,000
DG	Ashtabula Township Park - Restoration	\$200,000
DH	Augusta Community Park	\$200,000
DI	Bryan Lincoln Park	\$200,000

DJ	Camp Oty'Okwa Capital Improvements	\$200,000
DK	Center Gateway Improvement Project - Rocky River	\$200,000
DL	Centerville Benham's Grove	\$200,000
DM	City of Monroe Lookout Point	\$200,000
DN	Coshocton County Connector	\$200,000
DO	Franklin Furnace Park	\$200,000
DP	Great Miami River Trail - Middletown to Monroe Segment Construction Project	\$200,000
DQ	Memorial Park All-Purpose Trail - North Royalton	\$200,000
DR	Mount Aloysius Community Rec Center	\$200,000
DS	Portage Bike and Hike Trail - Mill Race Segment	\$200,000
DT	Seven Gables Park Playground Replacement	\$200,000
DU	Sylvania Plummer Pool	\$200,000
DV	Tuscarawas Memorial Park Improvements	\$200,000

DW	Wellness at the Generational Recreation Complex- Construction	\$200,000
DX	West Farmington Park Improvements	\$200,000
DY	Shawnee West Buckeye Trail	\$195,000
DZ	Jim Terrell Park Canoe/Kayak Launch	\$190,000
EA	Racine Star Mill Park	\$190,000
EB	Darke County Art Trail	\$180,000
EC	Bryn Du Barn	\$175,000
ED	Erie MetroParks Nature Center	\$175,000
EE	Norton Bicentennial Park	\$175,000
EF	Ohio and Erie Canal Restoration	\$175,000
EG	Concord Township Park Renovation	\$172,000
EH	Ward Park Swimming Pool Filtration System Replacement	\$171,000
EI	Ashland County Corner Park	\$150,000
EJ	Brown County Board of Developmental Disabilities Resource and Community Center	\$150,000
EK	Buckeye Lake Boat Ramps and Pier	\$150,000

Enabling Project		
EL	Deer Park Chamberlin Park	\$150,000
EM	Elyria Holly Hall	\$150,000
EN	Forest Park Central Park Improvements	\$150,000
EO	Fostoria Splash Pad	\$150,000
EP	Geneva Township Park Commission - Handicap Accessible Ramp	\$150,000
EQ	Gibsonburg Logyard Park	\$150,000
ER	Greenville Downtown Park	\$150,000
ES	Hammertown Lake Improvements Project	\$150,000
ET	Kingsbury Riverfront Park Rehabilitation Project	\$150,000
EU	Lock Nine Riverfront Park	\$150,000
EV	MAGNET's Manufacturing Innovation, Technology and Job Center Park	\$150,000
EW	Mansfield B&O Trail Connector	\$150,000
EX	Mansfield Central Park	\$150,000
EY	Middle Point Recreation Center	\$150,000

EZ	Mount Gilead Park Site Preparations	\$150,000
FA	Navarre Park	\$150,000
FB	North Kingsville Village - Community Park	\$150,000
FC	North Olmsted Community Park Improvements	\$150,000
FD	Olmsted Falls East River Road Park	\$150,000
FE	Portsmouth Market Square Park	\$150,000
FF	Powhatan Point Municipal Park District	\$150,000
FG	Restore Rockefeller	\$150,000
FH	Richwood Splash Pad	\$150,000
FI	Rio Grande Reservoir and Park Improvements	\$150,000
FJ	Seven Hills Calvin Park Drainage Improvements	\$150,000
FK	Unger Park Multi-Use Loop Trail	\$150,000
FL	Urban Meadow Park Connector Trail	\$150,000
FM	Wellsville Marina Dredging	\$150,000

FN	Austintown Township Park Bandshell Replacement	\$140,000
FO	West Union SR 41 Shared Use Path Phase II	\$140,000
FP	Bellefontaine Blue Jacket Park	\$135,000
FQ	Alliance Memorial Park	\$125,000
FR	Alliance Thompson- Snodgrass Park	\$125,000
FS	Antwerp Holly Kobee Memorial Splash Pad	\$125,000
FT	Carey Splash Pad	\$125,000
FU	Flight Line: East Dayton Rails- to-Trails	\$125,000
FV	Friedt Park	\$125,000
FW	Kirtland Community Center	\$125,000
FX	Miami Valley Research Park Bike Path and Pedestrian Bridge	\$125,000
FY	Old Murray City School Building Demolition	\$125,000
FZ	Vermillion Main Street Beach and Harbor Access Project	\$125,000
GA	Clepper Park Pickleball Courts	\$122,000

GB	Village of Fort Loramie Community Park Improvements	\$122,000
GC	North Fork Preserve of Bath	\$120,000
GD	Rootstown Community Park and Gracie Field Paving	\$120,000
GE	New Knoxville Splash Pad and Shelter House	\$110,000
GF	Sally Buffalo Park Stage	\$110,000
GG	South Lebanon Veteran's Park Playground	\$110,000
GH	Middleburg Heights Memorial Hall Courtyard	\$104,000
GI	Akron Zoo Additional Animal Housing Phase II	\$100,000
GJ	Bay Village Green Improvements	\$100,000
GK	Brecksville Field House	\$100,000
GL	Cobblestone Park - Medina	\$100,000
GM	Fairfield Township Veterans Memorial Project	\$100,000
GN	Gahanna Exploration Center	\$100,000
GO	Harmony Park	\$100,000

GP	Highland Heights Park Connector	\$100,000
GQ	Holden Arboretum All-Season Trails	\$100,000
GR	Kenton Saulisberry Park at France Lake	\$100,000
GS	Mansfield Sterkel Park	\$100,000
GT	Marion Lincoln Park	\$100,000
GU	Mecca Township Recreation Center	\$100,000
GV	Montgomery Cultural Arts and Performance Fountain	\$100,000
GW	Ottawa Memorial Pool Splash Pad	\$100,000
GX	Outdoor Theater and Performing Arts Community Park - Hillsboro	\$100,000
GY	Painesville Kiwanis Recreation Park	\$100,000
GZ	Pickleball Courts at Patricia Allyn Park	\$100,000
HA	Plain City Heritage Trail	\$100,000
HB	Plan4Health Perry Township Park Trail Improvement Plan	\$100,000
HC	Police and Fire Dedication Playground - Lyndhurst	\$100,000

HD	Sheffield Village James Day Park	\$100,000
HE	Syracuse Skatepark	\$100,000
HF	The Pony Wagon Trail	\$100,000
HG	The Wilds Shade and Shelter Improvements	\$100,000
HH	Veterans Memorial at Rose Run Park	\$100,000
HI	Village of Bellville Historic Bandstand Renovations	\$100,000
HJ	Village of Bentleyville Riverview Community Park	\$100,000
HK	Village of Middlefield Parks Upgrades	\$100,000
HL	Weatherstone Park - Wadsworth	\$100,000
HM	West Alexandria Smith Street Park	\$100,000
HN	Wintersville Recreation Complex	\$100,000
HO	Acres of Adventure Learning Center	\$90,000
HP	Byesville Patriot Park	\$90,000
HQ	Malta Park Improvements	\$90,000

HR	Parma Park Improvements	\$90,000
HS	Perrysville Weltmer Park - Playground	\$85,000
HT	4-H Camp Piedmont Upgrades	\$75,000
HU	Brook Park Central Park	\$75,000
HV	Cuyahoga Heights Willowbrook Connector Trail	\$75,000
HW	Fairborn Memorial Park	\$75,000
HX	Fairview Park Bain Park	\$75,000
HY	Havener Park Improvements	\$75,000
HZ	Independence Pool Facility Improvements	\$75,000
IA	Lancaster Nature Trail at AHA!	\$75,000
IB	Leipsic Buckeye Park	\$75,000
IC	Little Miami River Access and Park Development	\$75,000
ID	Loveland Heights Playground Improvements	\$75,000
IE	Middleport-Pomeroy Walking Path Project Phase IV	\$75,000
IF	Monroe Township Park Playground	\$75,000

IG	Mt. Sterling Mason Park	\$75,000
IH	New Concord Swimming Pool	\$75,000
II	Outdoor Sports Court Revitalization - Springdale	\$75,000
IJ	Sharon Nature Preserve Trails Phase I	\$75,000
IK	Wadsworth Safety Town Park	\$75,000
IL	Voice of America MetroPark Tylersville Road Entrance	\$70,000
IM	Wilhelmina Park Trail and Shelter Project	\$70,000
IN	Ellsworth Hills Learning Lab	\$65,000
IO	Roscoe Village Infrastructure Project	\$60,000
IP	Buckeye Trail East Fork Wildlife Area	\$57,000
IQ	Caldwell Walking Track Expansion	\$55,000
IR	Reservoir Park Pathway Pedestrian Bridge - Deshler	\$52,000
IS	McCulloughs Run - Newton	\$50,000
IT	Bellaire Walking Trail	\$50,000

IU	Big Walnut Trail Extension and Park	\$50,000
IV	Big Walnut Trail SE Columbus - Eastland Area	\$50,000
IW	Brunswick Lake ADA Canoe/Kayak Launch	\$50,000
IX	Bryan George Bible Park	\$50,000
IY	Buckeye Lake Crystal Lagoon and Public Park	\$50,000
IZ	Center Ice Foundation	\$50,000
JA	Cleveland Botanical Garden Public Accessible Garden Path	\$50,000
JB	Concord Township Park Restroom Facility Project	\$50,000
JC	Doylestown Memorial Park	\$50,000
JD	Drews Track Memorial Pump Track Expansion	\$50,000
JE	Glass City Enrichment Center	\$50,000
JF	Greenwich Reservoir Park	\$50,000
JG	Leila McGuire Jeffrey Park Playground	\$50,000
JH	Levitt Pavilion Dayton	\$50,000

JI	Madison Village Dana's Park	\$50,000
JJ	Madison Village Wetland Trail	\$50,000
JK	Martins Ferry Recreation Center- Water Splash Park/Ice Rink	\$50,000
JL	Millersport Lions Park	\$50,000
JM	Moscow Ohio River Stabilization, Phase II	\$50,000
JN	Ohio FFA Camp Muskingum	\$50,000
JO	P&G MLB Cincinnati Reds Youth Academy	\$50,000
JP	Penney Nature Center Improvement Project	\$50,000
JQ	Prairie Trail/Stitt Park Improvements	\$50,000
JR	Caldwell Race Track Upgrades	\$50,000
JS	Richmond Heights Community Park Gazebo	\$50,000
JT	Richwood Park Lynn St. Shelterhouse and Parking	\$50,000
JU	Salt Fork State Park	\$50,000
JV	Shade Community Center Upgrades	\$50,000

JW	Tinker's Creek Trail	\$50,000
JX	Village of Bloomdale Reservoir Project	\$50,000
JY	Wapakoneta Waterpark	\$50,000
JZ	Walton Hills Thomas Young Park	\$48,000
KA	Byrd Township Community Center	\$45,000
KB	Selby Building Revitalization	\$45,000
KC	Village of Dunkirk Splash Pad and Storage Building	\$45,000
KD	Burr Oak State Park	\$44,000
KE	Veterans Memorial Park Accessibility Improvements - Liberty Center	\$42,000
KF	Chippewa Falls Rail Trail Parking Lot	\$40,000
KG	Chippewa Park Shelter House	\$40,000
KH	Gates Mills Community House Improvements	\$40,000
KI	Hartinger Park/Diles Park Playground Improvements	\$40,000
KJ	Fifth Street Park Play Structure and Splash Pad	\$30,000

KK	Keener Park Sledding Hill	\$30,000
KL	Alger Park Upgrades	\$25,000
KM	Blue Heron Park Trail Phase II	\$25,000
KN	Charlement Reservation Stable	\$25,000
KO	Gloria Glens Southwest Park Grading	\$25,000
KP	Pickerington Promenade	\$25,000
KQ	Plymouth Mary Fate Park	\$25,000
KR	Blue Heron Park Flood Mitigation	\$20,000
KS	Hardin County Veterans Memorial Park	\$20,000
KT	Malinta Community Park	\$20,000
KU	Zuck Riparian Preserve Trail	\$18,000
KV	Perrysville Weltmer Park - Electrical	\$15,000
KW	Sardinia Veteran's Community Park Revitalization	\$15,000
KX	Kokosing Gap Trail	\$14,000
KY	Paulding County Park District Floating Pier Addition	\$10,000

KZ	Buckeye Trail Boesel Easement Bridge	\$2,800
LA	Paulding County Park District Boat Launch Improvement	\$2,500
LB	Paulding County Park District	\$1,000
LC	Paulding County Park District Pier	\$1,000

Section 4. That existing Sections 223.10 and 223.15 of	46
H.B. 687 of the 134th General Assembly are hereby repealed."	47

The motion was _____ agreed to.

<u>SYNOPSIS</u>	48
Department of Natural Resources	49
Sections 1, 2, and 3	50
Appropriates \$500,000 in FY 2023 under GRF line item	51
725520, Special Projects, under the DNR budget and requires the	52
funding to be used to support the Mentor Erosion Mitigation	53
Project.	54
Amends H.B. 687 of the 134th General Assembly, the capital	55
budget for the FY 2023-FY 2024 capital biennium, to increase	56
capital appropriations for DNR under Fund 7035 C725E2, Local	57
Parks, Recreation and Conservation Projects by \$3,000,000 to a	58
total of \$76,062,300.	59

Earmarks the increased capital funding for the Mentor	60
Erosion Mitigation project.	61

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "and to make an appropriation" 1
2

After line _____, insert: 3

"Section 1. All items in this act are hereby appropriated 4
as designated out of any moneys in the state treasury to the 5
credit of the designated fund. For all operating appropriations 6
made in this act, those in the first column are for fiscal year 7
2022 and those in the second column are for fiscal year 2023. 8
The operating appropriations made in this act are in addition to 9
any other operating appropriations made for the FY 2022-FY 2023 10
biennium." 11

After line _____, insert: 12

"Section 2. 13

14

	1	2	3	4	5
A	DDD DEPARTMENT OF DEVELOPMENTAL DISABILITIES				
B	Federal Fund Group				
C	3A40	653654	Medicaid Services	\$0	\$100,000,000

D	TOTAL FED Federal Fund Group	\$0	\$100,000,000
E	TOTAL ALL BUDGET FUND GROUPS	\$0	\$100,000,000

" 15
After line _____, insert: 16

"**Section 3.** Within the limits set forth in this act, the 17
Director of Budget and Management shall establish accounts 18
indicating the source and amount of funds for each appropriation 19
made in this act, and shall determine the form and manner in 20
which appropriation accounts shall be maintained. Expenditures 21
from operating appropriations contained in this act shall be 22
accounted for as though made in H.B. 110 of the 134th General 23
Assembly. The operating appropriations made in this act are 24
subject to all provisions of H.B. 110 of the 134th General 25
Assembly that are generally applicable to such appropriations." 26

The motion was _____ agreed to.

SYNOPSIS 27

Department of Developmental Disabilities 28

Sections 1, 2, and 3 29

Makes FY 2023 supplemental appropriations of \$100.0 30
million in appropriation line item 653654, Medicaid Services. 31

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "to make an appropriation" 1
2

After line _____, insert: 3

"Section 1. All items in this act are hereby appropriated 4
as designated out of any moneys in the state treasury to the 5
credit of the designated fund. For all operating appropriations 6
made in this act, those in the first column are for fiscal year 7
2022 and those in the second column are for fiscal year 2023. 8
The operating appropriations made in this act are in addition to 9
any other operating appropriations made for the FY 2022-FY 2023 10
biennium." 11

After line _____, insert: 12

"Section 2. 13

14

	1	2	3	4	5
A			AGO ATTORNEY GENERAL		
B			Dedicated Purpose Fund Group		
C	5CV3	055671	Ohio Crime Victim	\$0	\$900,000

Justice Center

D	TOTAL DPF Dedicated Purpose Fund Group	\$0	\$900,000
E	TOTAL ALL BUDGET FUND GROUPS	\$0	\$900,000

" 15

After line _____, insert: 16

"Section 3. Within the limits set forth in this act, the 17
Director of Budget and Management shall establish accounts 18
indicating the source and amount of funds for each appropriation 19
made in this act, and shall determine the form and manner in 20
which appropriation accounts shall be maintained. Expenditures 21
from operating appropriations contained in this act shall be 22
accounted for as though made in H.B. 110 of the 134th General 23
Assembly. The operating appropriations made in this act are 24
subject to all provisions of H.B. 110 of the 134th General 25
Assembly that are generally applicable to such appropriations." 26

The motion was _____ agreed to.

SYNOPSIS 27

Attorney General 28

Section 2 29

Appropriates \$900,000 in FY 2023 from the State Fiscal 30
Recovery Fund (Fund 5CV3) to new appropriation item 055671, Ohio 31
Crime Victim Justice Center. 32

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "to provide civil legal services to Ukrainian refugees, and to make an appropriation" 1 2

After line _____, insert: 3

"Section 1. All items in this act are hereby appropriated as designated out of any moneys in the state treasury to the credit of the designated fund. For all operating appropriations made in this act, those in the first column are for fiscal year 2022 and those in the second column are for fiscal year 2023. The operating appropriations made in this act are in addition to any other operating appropriations made for the FY 2022-FY 2023 biennium." 4 5 6 7 8 9 10 11

After line _____, insert: 12

"Section 2. 13

14

1 2 3 4 5

A JFS DEPARTMENT OF JOB AND FAMILY SERVICES

B Dedicated Purpose Fund Group

C 5CV3 6006A6 Legal Services for \$0 \$5,000,000

Ukrainian Refugees

D TOTAL DPF Dedicated Purpose Fund Group \$0 \$5,000,000
E TOTAL ALL BUDGET FUND GROUPS \$0 \$5,000,000

LEGAL SERVICES FOR UKRAINIAN REFUGEES 15

The foregoing appropriation item 6006A6, Legal Services 16
for Ukrainian Refugees, shall be allocated to the Ohio Access to 17
Justice Foundation and shall be used to provide civil legal 18
services to Ukrainian refugees." 19

After line _____, insert: 20

"Section 3. Within the limits set forth in this act, the 21
Director of Budget and Management shall establish accounts 22
indicating the source and amount of funds for each appropriation 23
made in this act, and shall determine the form and manner in 24
which appropriation accounts shall be maintained. Expenditures 25
from operating appropriations contained in this act shall be 26
accounted for as though made in H.B. 110 of the 134th General 27
Assembly. The operating appropriations made in this act are 28
subject to all provisions of H.B. 110 of the 134th General 29
Assembly that are generally applicable to such appropriations." 30

The motion was _____ agreed to.

SYNOPSIS 31

Department of Job and Family Services 32

Sections 1, 2, and 3 33

Appropriates \$5.0 million in FY 2023 in DPF Fund 5CV3 line	34
item 6006A6, Legal Services for Ukrainian Refugees. Requires	35
funds to be allocated to the Ohio Access to Justice Foundation	36
and used to provide civil legal services to Ukrainian refugees.	37

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "to support COVID- 1
19 pandemic recovery and to make an appropriation" 2

After line _____, insert: 3

"Section 1. All items in this act are hereby appropriated 4
as designated out of any moneys in the state treasury to the 5
credit of the designated fund. For all operating appropriations 6
made in this act, those in the first column are for fiscal year 7
2022 and those in the second column are for fiscal year 2023. 8
The operating appropriations made in this act are in addition to 9
any other operating appropriations made for the FY 2022-FY 2023 10
biennium." 11

After line _____, insert: 12

"Section 2. 13

14

	1	2	3	4	5
A	OBM OFFICE OF BUDGET AND MANAGEMENT				
B	Dedicated Purpose Fund Group				
C	5CV3	042628	Adult Day Care	\$0	\$8,000,000

D	TOTAL Dedicated Purpose Fund Group	\$0	\$8,000,000
E	TOTAL ALL BUDGET FUND GROUPS	\$0	\$8,000,000

The foregoing appropriation item 042628, Adult Day Care, 15
shall be used by the Director of Budget and Management to 16
administer grants to eligible adult day care providers during 17
the current state fiscal year." 18

After line _____, insert: 19

"Section 3. Within the limits set forth in this act, the 20
Director of Budget and Management shall establish accounts 21
indicating the source and amount of funds for each appropriation 22
made in this act, and shall determine the form and manner in 23
which appropriation accounts shall be maintained. Expenditures 24
from operating appropriations contained in this act shall be 25
accounted for as though made in H.B. 110 of the 134th General 26
Assembly. The operating appropriations made in this act are 27
subject to all provisions of H.B. 110 of the 134th General 28
Assembly that are generally applicable to such appropriations." 29

The motion was _____ agreed to.

SYNOPSIS 30

Office of Budget and Management 31

Sections 1, 2, and 3 32

Appropriates \$8,000,000 in FY 2023 for DPF item 042628, 33
Adult Day Care, for use by the Director of Budget and Management 34
to administer grants to eligible adult day care providers during 35

the current state fiscal year.

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "to support COVID- 1
19 pandemic recovery and to make an appropriation" 2

After line _____, insert: 3

"Section 1. All items in this act are hereby appropriated 4
as designated out of any moneys in the state treasury to the 5
credit of the designated fund. For all operating appropriations 6
made in this act, those in the first column are for fiscal year 7
2022 and those in the second column are for fiscal year 2023. 8
The operating appropriations made in this act are in addition to 9
any other operating appropriations made for the FY 2022-FY 2023 10
biennium." 11

After line _____, insert: 12

"Section 2. 13

14

	1	2	3	4	5
A	EXP OHIO EXPOSITIONS COMMISSION				
B	Dedicated Purpose Fund Group				
C	5CV3	723411	Expositions Commission - ARPA	\$0	\$50,000,000

Recovery

D TOTAL DPF Dedicated Purpose Fund Group \$0 \$50,000,000
E TOTAL ALL BUDGET FUND GROUPS \$0 \$50,000,000

EXPOSITIONS COMMISSION - ARPA RECOVERY 15

The General Manager of the Ohio Expositions Commission 16
shall seek Controlling Board approval before expending any money 17
under the foregoing appropriation item 723411, Expositions 18
Commission - ARPA Recovery." 19

After line _____, insert: 20

"Section 3. Within the limits set forth in this act, the 21
Director of Budget and Management shall establish accounts 22
indicating the source and amount of funds for each appropriation 23
made in this act, and shall determine the form and manner in 24
which appropriation accounts shall be maintained. Expenditures 25
from operating appropriations contained in this act shall be 26
accounted for as though made in H.B. 110 of the 134th General 27
Assembly. The operating appropriations made in this act are 28
subject to all provisions of H.B. 110 of the 134th General 29
Assembly that are generally applicable to such appropriations." 30

The motion was _____ agreed to.

SYNOPSIS 31

Ohio Expositions Commission 32

Sections 1 to 3 33

Appropriates \$50.0 million in FY 2023 under State Fiscal	34
Recovery Fund (Fund 5CV3) appropriation item 723411, Expositions	35
Commission - ARPA Recovery.	36
Requires the General Manager of the Ohio Expositions	37
Commission to seek Controlling Board approval before any	38
expenditures are made under the above appropriation item.	39

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "to support COVID- 1
19 pandemic recovery and to make an appropriation" 2

After line _____, insert: 3

"Section 1. All items in this act are hereby appropriated 4
as designated out of any moneys in the state treasury to the 5
credit of the designated fund. For all operating appropriations 6
made in this act, those in the first column are for fiscal year 7
2022 and those in the second column are for fiscal year 2023. 8
The operating appropriations made in this act are in addition to 9
any other operating appropriations made for the FY 2022-FY 2023 10
biennium." 11

After line _____, insert: 12

"Section 2. 13

14

	1	2	3	4	5
A	AGR DEPARTMENT OF AGRICULTURE				
B	General Revenue Fund				
C	GRF	700501	County Agricultural Societies	\$0	\$4,500,000

D	TOTAL GRF General Revenue Fund	\$0	\$4,500,000
E	TOTAL ALL BUDGET FUND GROUPS	\$0	\$4,500,000

The foregoing appropriation item 700501, County Agricultural Societies, shall be used to administer grants to eligible county and independent agricultural societies in FY 2023." 15
16
17
18

After line _____, insert: 19

"Section 3. Within the limits set forth in this act, the Director of Budget and Management shall establish accounts indicating the source and amount of funds for each appropriation made in this act, and shall determine the form and manner in which appropriation accounts shall be maintained. Expenditures from operating appropriations contained in this act shall be accounted for as though made in H.B. 110 of the 134th General Assembly. The operating appropriations made in this act are subject to all provisions of H.B. 110 of the 134th General Assembly that are generally applicable to such appropriations." 20
21
22
23
24
25
26
27
28
29

The motion was _____ agreed to.

SYNOPSIS 30

Department of Agriculture 31

Sections 1 to 3 32

Appropriates \$4,500,000 in FY 2023 under GRF appropriation item 700501, County Agricultural Societies, for the Department of Agriculture to administer grants to eligible county and 33
34
35

independent agricultural societies during the current state 36
fiscal year. 37

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "and to make an appropriation to support the Medina County Emergency Housing Shelter" 1
2

After line _____, insert: 3

"Section 1. All items in this act are hereby appropriated 4
as designated out of any moneys in the state treasury to the 5
credit of the designated fund. For all operating appropriations 6
made in this act, those in the first column are for fiscal year 7
2022 and those in the second column are for fiscal year 2023. 8
The operating appropriations made in this act are in addition to 9
any other operating appropriations made for the FY 2022-FY 2023 10
biennium." 11

After line _____, insert: 12

"Section 2. 13

14

	1	2	3	4	5
A	DEV DEPARTMENT OF DEVELOPMENT				
B	General Revenue Fund				
C	GRF	195503	Local Development Projects	\$0	\$300,000

D	TOTAL GRF General Revenue Fund	\$0	\$300,000
E	TOTAL ALL BUDGET FUND GROUPS	\$0	\$300,000

LOCAL DEVELOPMENT PROJECTS 15

The foregoing appropriation item 195503, Local Development
Projects, shall be allocated to the Medina County Emergency
Housing Shelter." 16
17
18

After line _____, insert: 19

"Section 3. Within the limits set forth in this act, the 20
Director of Budget and Management shall establish accounts 21
indicating the source and amount of funds for each appropriation 22
made in this act, and shall determine the form and manner in 23
which appropriation accounts shall be maintained. Expenditures 24
from operating appropriations contained in this act shall be 25
accounted for as though made in H.B. 110 of the 134th General 26
Assembly. The operating appropriations made in this act are 27
subject to all provisions of H.B. 110 of the 134th General 28
Assembly that are generally applicable to such appropriations." 29

The motion was _____ agreed to.

SYNOPSIS 30

Department of Development 31

Sections 1 to 3 32

Appropriates \$300,000 in FY 2023 under GRF appropriation 33
item 195503, Local Development Projects, and earmarks the 34
funding for Medina County Emergency Housing Shelter. 35

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "5721.03" 1
In line _____ of the title, after "_____" insert "and to permit the 2
second publication of a county delinquent property tax list to be made 3
online instead of in a newspaper" 4
After line _____, insert: 5
"Section 1. That section 5721.03 of the Revised Code be 6
amended to read as follows: 7
Sec. 5721.03. (A) At the time of making the delinquent 8
land list, as provided in section 5721.011 of the Revised Code, 9
the county auditor shall compile a delinquent tax list 10
consisting of all lands on the delinquent land list on which 11
taxes have become delinquent at the close of the collection 12
period immediately preceding the making of the delinquent land 13
list. The auditor shall also compile a delinquent vacant land 14
tax list of all delinquent vacant lands prior to the institution 15
of any foreclosure and forfeiture actions against delinquent 16
vacant lands under section 5721.14 of the Revised Code or any 17
foreclosure actions against delinquent vacant lands under 18
section 5721.18 of the Revised Code. 19
The delinquent tax list, and the delinquent vacant land 20
tax list if one is compiled, shall contain all of the 21
information included on the delinquent land list, except that, 22

if the auditor's records show that the name of the person in 23
whose name the property currently is listed is not the name that 24
appears on the delinquent land list, the name used in the 25
delinquent tax list or the delinquent vacant land tax list shall 26
be the name of the person the auditor's records show as the 27
person in whose name the property currently is listed. 28

Lands that have been included in a previously published 29
delinquent tax list shall not be included in the delinquent tax 30
list so long as taxes have remained delinquent on such lands for 31
the entire intervening time. 32

In either list, there may be included lands that have been 33
omitted in error from a prior list and lands with respect to 34
which the auditor has received a certification that a delinquent 35
tax contract has become void since the publication of the last 36
previously published list, provided the name of the owner was 37
stricken from a prior list under section 5721.02 of the Revised 38
Code. 39

(B) (1) The auditor shall cause the delinquent tax list and 40
the delinquent vacant land tax list, if one is compiled, to be 41
published twice within sixty days after the delivery of the 42
delinquent land duplicate to the county treasurer⁷. The first 43
publication shall be made in a newspaper of general circulation 44
in the county. The ~~newspaper~~ second publication may be made 45
either in a newspaper of general circulation in the county or on 46
a web site maintained or approved by the county. If the second 47
publication is made on such a web site, the auditor shall remove 48
or cause to be removed the list or lists from that web site two 49
weeks after publication. 50

(2) When publication is made in a newspaper of general 51
circulation in the county, the auditor shall comply with the 52

following requirements: 53

(a) The newspaper shall meet the requirements of section 54
7.12 of the Revised Code. The auditor may publish the list or 55
lists on a preprinted insert in the newspaper. The cost of the 56
second newspaper publication of the list or lists, if 57
applicable, shall not exceed three-fourths of the cost of the 58
first publication of the list or lists. 59

(b) The auditor shall insert display notices of the 60
forthcoming publication of the delinquent tax list and, if it is 61
to be published, the delinquent vacant land tax list once a week 62
for two consecutive weeks in ~~a the newspaper of general~~ 63
~~circulation in the county.~~ The display notices shall contain the 64
times and methods of payment of taxes provided by law, including 65
information concerning installment payments made in accordance 66
with a written delinquent tax contract. The display notice for 67
the delinquent tax list also shall include a notice that an 68
interest charge will accrue on accounts remaining unpaid after 69
the last day of November unless the taxpayer enters into a 70
written delinquent tax contract to pay such taxes in 71
installments. The display notice for the delinquent vacant land 72
tax list, if it is to be published, also shall include a notice 73
that delinquent vacant lands in the list are lands on which 74
taxes have remained unpaid for one year after being certified 75
delinquent, and that they are subject to foreclosure proceedings 76
as provided in section 323.25, sections 323.65 to 323.79, or 77
section 5721.18 of the Revised Code, or foreclosure and 78
forfeiture proceedings as provided in section 5721.14 of the 79
Revised Code. Each display notice also shall state that the 80
lands are subject to a tax certificate sale under section 81
5721.32 or 5721.33 of the Revised Code or assignment to a county 82
land reutilization corporation, as the case may be, and shall 83

include any other information that the auditor considers 84
pertinent to the purpose of the notice. The display notices 85
shall be furnished by the auditor to the newspaper selected to 86
publish the lists at least ten days before their first 87
publication. 88

~~(2)~~ (c) Publication of the list or lists may be made by a 89
newspaper in installments, provided the complete publication of 90
each list is made twice during the sixty-day period as provided 91
in division (B) (1) of this section. 92

~~(3) There shall be attached to the~~ The delinquent tax list 93
shall be accompanied by a notice that the delinquent lands will 94
be certified for foreclosure by the auditor unless the taxes, 95
assessments, interest, and penalties due and owing on them are 96
paid. ~~There shall be attached to the~~ If a delinquent vacant land 97
tax list, ~~if it~~ is to be published, it shall be accompanied by a 98
notice that delinquent vacant lands will be certified for 99
foreclosure or foreclosure and forfeiture by the auditor unless 100
the taxes, assessments, interest, and penalties due and owing on 101
them are paid within twenty-eight days after the final 102
publication of the notice. 103

(4) The auditor shall review the first publication of each 104
list for accuracy and completeness and may correct any errors 105
appearing in the list in the second publication. 106

(5) Nothing in this section prohibits a foreclosure action 107
from being brought against a parcel of land under section 108
323.25, sections 323.65 to 323.79, or section 5721.18 of the 109
Revised Code before the delinquent tax list or delinquent vacant 110
land tax list that includes the parcel is published pursuant to 111
division (B) (1) of this section if the list is not published 112
within the time prescribed by that division. 113

(C) For the purposes of section 5721.18 of the Revised Code, land is first certified delinquent on the date of the certification of the delinquent land list containing that land.

Section 2. That existing section 5721.03 of the Revised Code is hereby repealed."

The motion was _____ agreed to.

SYNOPSIS 119

Publication of delinquent property tax list 120

R.C. 5721.03 121

Authorizes the second publication of a county delinquent property tax list to be made online, provided the list's first publication continues to be made in a newspaper of general circulation.

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "3317.0212" 1
In line _____ of the title, after "_____" insert "with regard to 2
the calculation of the school district transportation payment" 3
After line _____, insert: 4
"Section 1. That section 3317.0212 of the Revised Code be 5
amended to read as follows: 6
Sec. 3317.0212. (A) As used in this section: 7
(1) For fiscal years 2022 and 2023, "assigned bus" means a 8
school bus used to transport qualifying riders. 9
(2) For fiscal years 2022 and 2023, "density" means the 10
total riders per square mile of a school district. 11
(3) For fiscal years 2022 and 2023, "nontraditional 12
ridership" means the average number of qualifying riders who are 13
enrolled in a community school established under Chapter 3314. 14
of the Revised Code, in a STEM school established under Chapter 15
3326. of the Revised Code, or in a nonpublic school and are 16
provided school bus service by a school district during the 17
first full week of October. 18
(4) "Qualifying riders" means the following: 19
(a) For fiscal years 2022 and 2023, resident students 20

enrolled in preschool and regular education in grades 21
kindergarten to twelve who are provided school bus service by a 22
school district, including students with dual enrollment in a 23
joint vocational school district or a cooperative education 24
school district, and students enrolled in a community school, 25
STEM school, or nonpublic school; 26

(b) For fiscal year 2024 and each fiscal year thereafter, 27
students specified by the general assembly. 28

(5) "Qualifying ridership" means the following: 29

(a) For fiscal years 2022 and 2023, the greater of the 30
average number of qualifying riders counted in the morning or 31
counted in the afternoon who are provided school bus service by 32
a school district during the first full week of October; 33

(b) For fiscal year 2024 and each fiscal year thereafter, 34
a ridership determined in a manner specified by the general 35
assembly. 36

(6) "Rider density" means the following: 37

(a) For fiscal years 2022 and 2023, the following 38
quotient: 39

A school district's total number of qualifying riders/ the 40
number of square miles in the district 41

(b) For fiscal year 2024 and each fiscal year thereafter, 42
a number calculated in a manner determined by the general 43
assembly. 44

(7) For fiscal years 2022 and 2023, "riders" means 45
students enrolled in regular and special education in grades 46
kindergarten through twelve who are provided school bus service 47
by a school district, including students with dual enrollment in 48

a joint vocational school district or a cooperative education school district, and students enrolled in a community school, STEM school, or nonpublic school.

(8) "School bus service" means a school district's transportation of qualifying riders in any of the following types of vehicles:

(a) School buses owned or leased by the district;

(b) School buses operated by a private contractor hired by the district;

(c) School buses operated by another school district or entity with which the district has contracted, either as part of a consortium for the provision of transportation or otherwise.

(B) Not later than the first day of November, for fiscal years 2022 and 2023, or a date determined by the general assembly, for fiscal year 2024 and each fiscal year thereafter, of each year, each city, local, and exempted village school district shall report to the department of education its qualifying ridership and any other information requested by the department. Subsequent adjustments to the reported numbers shall be made only in accordance with rules adopted by the department.

(C) The department shall calculate the statewide transportation cost per student as follows:

(1) Determine each city, local, and exempted village school district's transportation cost per student by dividing the district's total costs for school bus service in the previous fiscal year by its qualifying ridership in the previous fiscal year.

(2) After excluding districts that do not provide school

bus service and the ten districts with the highest 77
transportation costs per student and the ten districts with the 78
lowest transportation costs per student, divide the aggregate 79
cost for school bus service for the remaining districts in the 80
previous fiscal year by the aggregate qualifying ridership of 81
those districts in the previous fiscal year. 82

(D) The department shall calculate the statewide 83
transportation cost per mile as follows: 84

(1) Determine each city, local, and exempted village 85
school district's transportation cost per mile by dividing the 86
district's total costs for school bus service in the previous 87
fiscal year by its total number of miles driven for school bus 88
service in the previous fiscal year. 89

(2) After excluding districts that do not provide school 90
bus service and the ten districts with the highest 91
transportation costs per mile and the ten districts with the 92
lowest transportation costs per mile, divide the aggregate cost 93
for school bus service for the remaining districts in the 94
previous fiscal year by the aggregate miles driven for school 95
bus service in those districts in the previous fiscal year. 96

(E) The department shall calculate each city, local, and 97
exempted village school district's transportation base payment 98
as follows: 99

(1) For fiscal years 2022 and 2023: 100

(a) Calculate the sum of the following: 101

(i) The product of the statewide transportation cost per 102
student and the number of students counted in the district's 103
qualifying ridership for the current fiscal year who are 104
enrolled in the district; 105

(ii) 1.5 times the statewide transportation cost per student times the number of students counted in the district's qualifying ridership for the current fiscal year who are enrolled in community schools established under Chapter 3314. of the Revised Code or STEM schools established under Chapter 3326. of the Revised Code;

(iii) 2.0 times the statewide transportation cost per student times the number of students counted in the district's qualifying ridership for the current fiscal year who are enrolled in nonpublic schools.

(b) ~~Multiply~~ Calculate the sum of the following:

(i) The product of the statewide transportation cost per mile by the district's total and the number of miles driven for school bus service in as reported for qualifying riders for the current fiscal year who are enrolled in the district;

(ii) 1.5 times the statewide transportation cost per mile times the number of miles driven for school bus service as reported for qualifying riders for the current fiscal year who are enrolled in community schools or STEM schools;

(iii) 2.0 times the statewide transportation cost per mile times the number of miles driven for school bus service as reported for qualifying riders for the current fiscal year who are enrolled in nonpublic schools.

(c) Multiply the greater of the amounts calculated under divisions (E) (1) (a) and (b) of this section by the following:

(i) For fiscal year 2022, the greater of twenty-nine and one-sixth per cent or the district's state share percentage, as defined in section 3317.02 of the Revised Code;

(ii) For fiscal year 2023, the greater of thirty-three and one-third per cent or the district's state share percentage.	134 135
(2) For fiscal year 2024 and each fiscal year thereafter, an amount determined by the general assembly.	136 137
(F) For fiscal years 2022 and 2023, the department shall pay a district's efficiency adjustment payment in accordance with divisions (F) (1) to (3) of this section. For fiscal year 2024 and each fiscal year thereafter, the department shall pay a district's efficiency adjustment payment in a manner determined by the general assembly, if the general assembly authorizes such a payment to districts.	138 139 140 141 142 143 144
(1) The department annually shall establish a target number of qualifying riders per assigned bus for each city, local, and exempted village school district. The department shall use the most recently available data in establishing the target number. The target number shall be based on the statewide median number of riders per assigned bus as adjusted to reflect the district's density in comparison to the density of all other districts. The department shall post on the department's web site each district's target number of riders per assigned bus and a description of how the target number was determined.	145 146 147 148 149 150 151 152 153 154
(2) The department shall determine each school district's efficiency index by dividing the district's number of riders per assigned bus by its target number of riders per assigned bus.	155 156 157
(3) The department shall determine each city, local, and exempted village school district's efficiency adjustment payment as follows:	158 159 160
(a) If the district's efficiency index is equal to or greater than 1.5, the efficiency adjustment payment shall be	161 162

calculated according to the following formula:	163
0.15 X the district's transportation base payment calculated	164
under division (E) of this section	165
(b) If the district's efficiency index is less than 1.5	166
but greater than or equal to 1.0, the efficiency adjustment	167
payment shall be calculated according to the following formula:	168
{[(The district's efficiency index - 1) X 0.15]/0.5} X the	169
district's transportation base payment calculated under division	170
(E) of this section	171
(c) If the district's efficiency index is less than 1.0,	172
the efficiency adjustment payment shall be zero.	173
(G) In addition to funds paid under divisions (E), (F),	174
and (H) of this section, each city, local, and exempted village	175
district shall receive in accordance with rules adopted by the	176
state board of education a payment for students transported by	177
means other than school bus service and whose transportation is	178
not funded under division (C) of section 3317.024 of the Revised	179
Code. The rules shall include provisions for school district	180
reporting of such students.	181
(H) (1) For purposes of division (H) of this section, a	182
school district's "transportation supplement percentage" means	183
the following:	184
(a) For fiscal years 2022 and 2023, the following	185
quotient:	186
(28 - the district's rider density) / 100	187
If the result of the calculation for a district under	188
division (H) (1) (a) of this section is less than zero, the	189
district's transportation supplement percentage shall be zero.	190

(b) For fiscal year 2024 and each fiscal year thereafter, 191
a percentage calculated in a manner determined by the general 192
assembly. 193

(2) The department shall pay each district a 194
transportation supplement calculated according to the following 195
formula: 196

The district's transportation supplement percentage X the amount 197
calculated for the district under division (E) (1) (b) of this 198
section X 0.55 199

(I) (1) If a school district board and a community school 200
governing authority elect to enter into an agreement under 201
division (A) of section 3314.091 of the Revised Code, the 202
department shall make payments to the community school according 203
to the terms of the agreement for each student actually 204
transported under division (C) (1) of that section. If a 205
community school governing authority accepts transportation 206
responsibility under division (B) of that section, the 207
department shall make payments to the community school for each 208
student actually transported or for whom transportation is 209
arranged by the community school under division (C) (1) of that 210
section, calculated as follows: 211

(a) For any fiscal year which the general assembly has 212
specified that transportation payments to school districts be 213
based on an across-the-board percentage of the district's 214
payment for the previous school year, the per pupil payment to 215
the community school shall be the following quotient: 216

(i) The total amount calculated for the school district in 217
which the child is entitled to attend school for student 218
transportation other than transportation of children with 219

disabilities; divided by	220
(ii) The number of students included in the district's	221
transportation ADM for the current fiscal year, as calculated	222
under section 3317.03 of the Revised Code, plus the number of	223
students enrolled in the community school not counted in the	224
district's transportation ADM who are transported under division	225
(B) (1) or (2) of section 3314.091 of the Revised Code.	226
(b) For any fiscal year which the general assembly has	227
specified that the transportation payments to school districts	228
be calculated in accordance with this section and any rules of	229
the state board of education implementing this section, the	230
payment to the community school shall be the following:	231
(i) For fiscal years 2022 and 2023, either of the	232
following:	233
(I) If the school district in which the student is	234
entitled to attend school would have used a method of	235
transportation for the student for which payments are computed	236
and paid under division (E) of this section, 1.0 times the	237
statewide transportation cost per student, as calculated in	238
division (C) of this section;	239
(II) If the school district in which the student is	240
entitled to attend school would have used a method of	241
transportation for the student for which payments are computed	242
and paid in a manner described in division (G) of this section,	243
the amount that would otherwise be computed for and paid to the	244
district.	245
(ii) For fiscal year 2024 and each fiscal year thereafter,	246
an amount calculated in a manner determined by the general	247
assembly.	248

The community school, however, is not required to use the same method to transport the student.	249 250
As used in this division, "entitled to attend school" means entitled to attend school under section 3313.64 or 3313.65 of the Revised Code.	251 252 253
(2) A community school shall be paid under division (H) (1) <u>(I) (2)</u> of this section only for students who are eligible as specified in section 3327.01 of the Revised Code and division (C) (1) of section 3314.091 of the Revised Code, and whose transportation to and from school is actually provided, who actually utilized transportation arranged, or for whom a payment in lieu of transportation is made by the community school's governing authority. To qualify for the payments, the community school shall report to the department, in the form and manner required by the department, data on the number of students transported or whose transportation is arranged, the number of miles traveled, cost to transport, and any other information requested by the department.	254 255 256 257 258 259 260 261 262 263 264 265 266
Section 2. That existing section 3317.0212 of the Revised Code is hereby repealed."	267 268

The motion was _____ agreed to.

<u>SYNOPSIS</u>	269
School district transportation payment	270
R.C. 3317.0212	271
Adds the following weights to calculate transportation	272

payments for school districts using miles driven for school bus	273
service:	274
(1) 1.5 to the number of miles driven for community school	275
and STEM school students for the current fiscal year; and	276
(2) 2.0 to the number of miles driven for nonpublic school	277
students for the current fiscal year.	278

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "Section 265.220 of H.B. 110 of the 134th General Assembly"

In line _____ of the title, after "_____" insert ", with regard to the phase-in percentage for disadvantaged pupil impact aid for fiscal year 2023"

After line _____, insert:

"Section 1. That Section 265.220 of H.B. 110 of the 134th General Assembly be amended to read as follows:

Sec. 265.220. PHASE-IN PERCENTAGE FOR DISADVANTAGED PUPIL IMPACT AID

For purposes of division (X)(2) of section 3317.02 of the Revised Code, the General Assembly has determined that the phase-in percentage for disadvantaged pupil impact aid for fiscal year 2022 shall be 0 per cent and the phase-in percentage for disadvantaged pupil impact aid for fiscal year 2023 shall be ~~14~~33.33 per cent.

Section 2. That existing Section 265.220 of H.B. 110 of the 134th General Assembly is hereby repealed."

The motion was _____ agreed to.

<u>SYNOPSIS</u>	19
Disadvantaged pupil impact aid phase-in	20
Sections 1 and 2 (amending Section 265.220 of H.B. 110 of the 134th General Assembly)	21 22
For fiscal year 2023, increases the phase-in percentage for disadvantaged pupil impact aid from 14% to 33.33%.	23 24

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "to provide for one-time payments to certain hospitals, and to make an appropriation" 1
2

After line _____, insert: 3

"Section 1. All items in this act are hereby appropriated 4
as designated out of any moneys in the state treasury to the 5
credit of the designated fund. For all operating appropriations 6
made in this act, those in the first column are for fiscal year 7
2022 and those in the second column are for fiscal year 2023. 8
The operating appropriations made in this act are in addition to 9
any other operating appropriations made for the FY 2022-FY 2023 10
biennium." 11

After line _____, insert: 12

"Section 2. 13

14

	1	2	3	4	5
A	MCD DEPARTMENT OF MEDICAID				
B	General Revenue Fund				
C	GRF 651525	Medicaid Health Care Services -		\$0	\$2,340,000

	State		
D	Medicaid Health Care Services - Federal	\$0	\$4,160,000
E	Medicaid Health Care Services - Total	\$0	\$6,500,000
F	TOTAL GRF General Revenue Fund		
G	State	\$0	\$2,340,000
H	Federal	\$0	\$4,160,000
I	GRF Total	\$0	\$6,500,000
J	TOTAL ALL BUDGET FUND GROUPS	\$0	\$6,500,000

The foregoing supplemental appropriations in appropriation 15
item 651525, Medicaid Health Care Services, shall be used by the 16
Department of Medicaid for a one-time payment to certain 17
hospitals for provider relief payments. The total payments made 18
by the Department pursuant to this section shall not exceed six 19
million five hundred thousand dollars. 20

A hospital is eligible for the one-time payment described 21
in this section if it is located in a county with a population 22
between 350,000 and 380,000 people and has been financially 23
impacted by the COVID-19 pandemic. A hospital's one-time payment 24
amount shall be calculated at a rate of eight hundred dollars 25
for each Medicaid enrollee patient discharge made by the 26
hospital during calendar year 2022. No hospital shall receive 27
more than four million dollars in payment under this section." 28

After line _____, insert: 29

"Section 3. Within the limits set forth in this act, the 30
Director of Budget and Management shall establish accounts 31
indicating the source and amount of funds for each appropriation 32
made in this act, and shall determine the form and manner in 33
which appropriation accounts shall be maintained. Expenditures 34
from operating appropriations contained in this act shall be 35
accounted for as though made in H.B. 110 of the 134th General 36
Assembly. The operating appropriations made in this act are 37
subject to all provisions of H.B. 110 of the 134th General 38
Assembly that are generally applicable to such appropriations." 39

The motion was _____ agreed to.

SYNOPSIS 40

Department of Medicaid 41

Sections 1, 2, and 3 42

Appropriates \$6.5 million (\$2.3 million state share) in FY 43
2023 in GRF appropriation item 651525, Medicaid Health Care 44
Services, to provide for one-time provider relief payments to 45
certain hospitals, to be calculated based on Medicaid enrollee 46
patient discharge. 47

_____ moved to amend as follows:

In line _____ of the title, after "_____"	1
insert "to make appropriations and to provide authorization and conditions for the	2
operation of state programs"	3

After line _____, insert:	4
---------------------------	---

"Section 1. Notwithstanding any other amendment to the	5
title of H.B. 45 by the components of omnibus amendment AM4298,	6
the bill title shall state the bill's content as expressed in	7
lines 1 to 3 of this amendment."	8

The motion was _____ agreed to.

<u>SYNOPSIS</u>	9
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Bill title	10
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Section ____	11
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Harmonizes the various amendments to the bill's title.	12
--	----

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "and to make an appropriation" 1
2

After line _____, insert: 3

"Section 1. All items in this act are hereby appropriated 4
as designated out of any moneys in the state treasury to the 5
credit of the designated fund. For all operating appropriations 6
made in this act, those in the first column are for fiscal year 7
2022 and those in the second column are for fiscal year 2023. 8
The operating appropriations made in this act are in addition to 9
any other operating appropriations made for the FY 2022-FY 2023 10
biennium." 11

After line _____, insert: 12

"Section 2. 13

14

	1	2	3	4	5
A	OBM OFFICE OF BUDGET AND MANAGEMENT				
B	Dedicated Purpose Fund Group				
C	5CV3	042XXX	ALS Support Grants	\$0	\$1,000,000

D	TOTAL Dedicated Purpose Fund Group	\$0	\$1,000,000
E	TOTAL All Budget Fund Groups	\$0	\$1,000,000

The foregoing appropriation item 042XXX, ALS Support Grants, shall be used by the Director of Budget and Management to administer grants to organizations for the expansion of in-home and respite care, the purchasing of durable medical equipment and home modifications, and professional services for persons with Amyotrophic Lateral Sclerosis (ALS)." 15
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After line _____, insert: 21

"Section 3. Within the limits set forth in this act, the Director of Budget and Management shall establish accounts indicating the source and amount of funds for each appropriation made in this act, and shall determine the form and manner in which appropriation accounts shall be maintained. Expenditures from operating appropriations contained in this act shall be accounted for as though made in H.B. 110 of the 134th General Assembly. The operating appropriations made in this act are subject to all provisions of H.B. 110 of the 134th General Assembly that are generally applicable to such appropriations." 22
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The motion was _____ agreed to.

SYNOPSIS 32

ALS Support appropriation 33

Sections 1, 2, and 3 34

Appropriates \$1 million in FY 2023 in DPF Fund 5CV3 in the 35

budget of the Office of Budget and Management to provide grants	36
to organizations for specified types of support for persons with	37
ALS.	38