

**Ohio House of Representatives
Substitute House Bill 166**

AGRICULTURE AND DEVELOPMENT, *Chairman Jim Hoops*

- Funds the H2Ohio at the requested level for FY20 and FY21 of \$85M.
- Creates the H2Ohio Advisory Council to oversee the use of state funds used through the H2Ohio Program to ensure internal controls and external accountability.
- Institutions of higher education are now on the list of eligible entities for the H2Ohio fund.
- Amusement ride fees increased as in the executive version. Requires a study to be completed by November 1, 2019.
- Removes \$3 million from Department of Commerce budget under securities investor education/enforcement line item.
- Re-establishes the Rural Industrial Park Loan Program.
- Removes the industry sector partnership provisions contained in the as introduced version of the budget.
- Removes scrap tire, best available technology requirements for air contaminants and open dumping proposed policy changes from the budget.
- Supports proposed recovery housing pilot program, but instructs MHAS to run the program instead of DSA.
- Requires Controlling Board approval for proposed cash transfers.
- "Plastics to Fuel" amendment that will reduce the amount of single use plastic that ends up in landfills while producing sustainable fuels such as diesel and synthetic gasoline
- Earmark for Edison Welding Institute.
- Authorizes ODA to promote the use of Ohio-produced agricultural goods grown for inclusion in beer, cider, or spirituous liquor through promotional programs.
- Maintains current law prohibiting the controlling board from transferring balances from the Waterways Safety Fund and Wildlife Fund from the GRF.
- Increases from three years to four years the amount of time that soil test results are valid for purposes of inclusion in a voluntary nutrient management plan approved by the Director of Agriculture.
- Requires the Advisory Council on Amusement Ride Safety to vote on whether to submit findings or recommendations for the Director of Agriculture. Advisory council may submit only those findings or recommendations that receive a majority vote.
- Allows a person to own more than two horse racing facilities or more than two casino facilities, provided that the person is not the operator of any additional facility and is not a management company for the operator.
- Provides resources for the testing and study of the Michindoh Aquifer.
- Provides additional support for Poultry Inspections.
- Clarifies consumer rights regarding electric usage data.
- Requires the Public Utilities Commission when determining whether an electric distribution utility had or is likely to have significantly excessive earnings use the total of the utilities' earned return on common equity for affiliated utilities that operate under a joint electric security plan.

TRANSPORTATION AND PUBLIC SAFETY, *Chairman Dave Greenspan*

- Creates the Ohio Maritime Assistance Program.
- Provides an additional \$35M in FY21 for the State Public Defender.
- Supports Ohio Task Force One – Urban Search and Rescue.
- Increases funding for postsecondary education programming to security level 3 and 4 correctional institutions.
- Provides up to two free license plates and handicap placards for Veterans.
- Provides grant funding for security improvements that assist in preventing, preparing for, or responding to acts of terrorism.
- Provides continued support for Veterans' Organizations.
- Retains the authority to medically release an offender with the Governor.
- Removes changes contained in the executive version related to Adult Parole Authority.
- Provides support for Community Based Correctional Facilities.

HIGHER EDUCATION, *Chairman Rick Carfagna*

- Maintains Governor DeWine's proposed increased funding for the State Share of Instruction (SSI), the Ohio College Opportunity Grant (OGOC), War Orphans Scholarship and Choose Ohio First Scholarship.
- Removes the \$6 million dollar earmark for textbooks for students enrolled in community colleges, branch campuses, and technical colleges from the OCOG line to a standalone line and removes the requirement that the student must be full-time.
- Funds the Rural University Fund Program.
- Supports Rape Crisis Centers.
- Provides support for the Washington Center Internship Program at 11 public universities in Ohio.
- Funds the internship programs at Ohio University, Akron University and The Ohio State University.
- Continues support for the Ohio Technical Centers.
- Allows the board of trustees of a state community college district to levy a property tax for permanent improvements.
- Supports the George V. Voinovich Academy for Excellence in Public Service.
- Commitment to the Ohio Arts Council at \$1M per year.
- Provides resources for the Northeast Ohio Medical University's statewide campus safety and mental health programs.
- Supports funding for domestic violence programs.
- Provides \$1M each year to support the MARCS fee offset for local governments.
- Provides funding for the county sheriff's pay supplement and the county board of elections officials.
- Provides \$1M each year to support Shawnee State University.
- Exempts fees for student mental health and substance abuse services from the restriction on increase in general and instructional fees.
- Delays the time period by which a state university or college must repay a Choose Ohio First Award when terms of the award have been violated until the university or college collects repayment by the student.
- Increase appropriation for the Appalachian New Economy Partnership.
- Removed Hocking College earmark.

- Supports the Kent State University Rising Scholars Program.
- Supports the Model United Nations Program at Wright State University.
- Provides funding for American Jewish Archives of the Hebrew College – Jewish Institute of Religion.
- Supports Cincinnati Hillel at the University of Cincinnati.
- Provides \$5 million each year to be distributed to community colleges, state community colleges, technical colleges and Ohio Technical Centers for noncredit job related workforce training programs.

PRIMARY AND SECONDARY EDUCATION, *Chairman Bob Cupp*

- Requires the business advisory committee of each career-technical planning district (CTPD) to determine and submit to the board of the lead district an appropriate point value for each industry-recognized credential that is approved by the Superintendent of Public Instruction and offered by the CTPD.
- Replaces the current option to complete a teacher preparation program summer training institute offered by a nonprofit organization with the option to complete the teacher preparation preservice training approved by the Chancellor of Higher Education.
- Permits any international student attending an elementary or secondary school in Ohio that holds an F-1 Visa to participate in interscholastic athletics.
- Makes various changes to charter school law [Need to add more detail]
- Expands school breakfast program.
- Provides funding for the Open Doors Academy.
- Changes the criteria for community school closure.
- Increase the Cleveland Scholarship Amount for grades K-8 from \$4,650 to \$7,000 and for grades 9-12 from \$6,000 to \$8,000.
- Makes conforming changes for accredited chartered nonpublic schools.
- Earmark for the SmartOhio Financial Literacy program at the University of Cincinnati.
- Changes the drop out recovery school report card measure of 12th grade students who have attained the designated passing score on all applicable high school assessments to those who have attained the cumulative performance score on the end-of-course exams.
- Auditor of State for performance audits, conducted in consultation with the Joint Education Oversight Committee, of offices or programs within the Department of Education. The audit shall be completed by October 1, 2020.
- Earmark for the iBelieve Foundation.
- Earmark for the Adaptive Sports Program.
- Modifies the proposed “Construction and Manufacturing Mentorship Program to only include manufacturing occupations and changes the name to Manufacturing Mentorship Program.
- Earmark for Jobs for Ohio Graduates.
- Requirements for internet or computer-based community schools.
- Expands the list of licensed personal who can perform the annual medical examination for school bus drivers – makes consistent with what the Ohio Highway Patrol requires.
- Priority for school facilities funding.
- Permits chartered nonpublic schools that participate in state scholarship programs to administer an alternative to state achievement assessments for grades 3 through 8, as determined by the Department of Education.

- Excuse students with disabilities from state assessments at chartered nonpublic schools with written plan.
- Supports ProStart School restaurant program.
- Makes changes to the application periods for the Cleveland Scholarship program.
- Permits the transfers of school district territory through a petition and vote of qualified electors in an eligible township.
- Specifies that an educational service center is permitted to apply for state or federal grants on behalf of a school district or community school.
- Permits show choir to fulfill high school physical education requirements.
- Provides \$1M for the 22+ Adult High School Diploma program.
- Prohibits a school district, during the school year, from reducing transportation it has opted to provide to students after the first day of school.
- Funding deductions for certain school districts with taxable value increase of utility tangible personal property.
- Creates a school bus purchase program for FY21 at the Ohio School Facilities Commission. \$20M in FY21.

HEALTH AND HUMAN SERVICES, *Chairman Mark Romanchuk*

- Changes the age to buy tobacco and other tobacco products from 18 to 21 years.
- Increases transparency in the Medicaid program regarding drug pricing, PBM relationships, and Managed Care Plan reform.
- Provides increases for Assisted Living Waiver and PASSPORT Waiver providers.
- Creates new quality incentives for Managed Care Plans to decrease costs to the Medicaid Program.
- Provides increased incentives for Nursing Facilities to increase the quality of care in an institutional setting.
- Provides \$13.00 per hour for homemaker/personal care services.
- Earmark for Applewood Centers.
- \$2M in each fiscal year to support grants to reduce infant mortality.
- Makes changes to the Cystic Fibrosis Legislative Task Force.
- State Medical Board – changes to license to practice.
- Allows a criminal offender under a community control sanction to be selected to participate in Medication Assisted Treatment drug courts.
- Provides for reimbursement of psychotropic drugs.
- Prohibits a Medicaid managed care organization from initiating a recoupment of an overpayment made to a home health agency later than one year after the payment was made.
- Requires the Department of Medicaid's website include the metrics the Department uses to determine Medicaid managed care organization's contract performance.
- Removes a prohibition on mesh crib liners.
- Provides funding for Big Brothers and Big Sisters and the Ohio Alliance of Boys and Girls Club.
- Prohibits the Department of Aging from awarding a grant under Title III of the Older Americans Act of 1965 to a provider of home-delivered meals if the provider offers snacks in addition to the regular meals unless certain requirements regarding snacks are met.

- Requires the Department of Medicaid, not later than January 1, 2020, to evaluate and benchmark the financial health of Medicaid managed care organizations.
 - Removes an executive provision that requires health benefit plans to cover telemedicine services on the same basis and to the same extent as in-person services.
 - Decreases various lines in the Long-term care ombudsman program, Medicaid – Health Care Quality Assurance and the Medicare Survey and Certification.
 - Requires the Director of Developmental Disabilities to establish a workgroup regarding adult day support and nonmedical transportation services provided under the Medicaid waivers administered by the Department of Developmental Disabilities.
 - Requires that the Medicaid rate for the Vagus Nerve Stimulation services provided under the outpatient hospital benefit equal 75% of the Medicare rate for the service during the period beginning July 1, 2019 and ending July 1, 2021.
 - Provides additional resources for Targeted Health Care Services.
 - Allows county developmental disabilities boards to request that the board of county commissioners establish a county developmental disabilities Medicaid reserve fund.
 - Funds earmark for Ohio's Sight Centers.
 - Requires the Department of Medicaid to permit each board of county commissioners to choose whether to participate in a state-based nonemergency medical transportation brokerage program.
 - Fund earmark for the Ohio Association of Free Clinics.
 - Requires an insurer to reimburse an out-of-network provider for emergency services when those services are performed at an in-network facility.
 - Earmark for Produce Perks Midwest.
 - Requires each managed care organization to establish an employment connection incentive program to assist Medicaid recipients in obtaining and maintaining employment.
 - Removes provision that would have repealed a requirement that the Department of Medicaid require MCO to provide or arrange for Medicaid recipients to receive the following – services provided by a certified community health worker or public health nurse employed by, or under contract with, a qualified hub – other services performed for the purpose of ensuring the recipients are linked to employment services, housing, educational services, social services, or medically necessary physical and behavioral health services.
 - Earmark for Gracehaven Centers.
 - Earmark for People Work Cooperatively for the Whole Home Center.
 - Solemn Covenant of the States for curing diseases.
 - Minimum prices for health services – prevents insurers from establishing minimum charges for health services.
 - Direct primary agreements – Provides that direct primary care agreements that meet certain criteria are not considered insurance.
 - Requires the Medicaid Director to adopt performance indicators to measure the quality of services provided by children's hospitals.
 - Freestanding emergency departments.
 - Requires the Governor or the Governor's designee to serve on the Commission on Infant Mortality.
- ⓪ Specifies that a portion of the funds earmarked from the Family and Children Services, must be used to provide services to youth requiring support from multiple systems to prevent them from entering custody rather than youth at risk for entering custody of a PCSA.

- Requires the Ohio Family and Children First Cabinet Council to develop a comprehensive multi-system youth action plan.
- Requires that the central intake and referral system used to refer families to home visiting services must include referrals to home visiting programs that use home visiting contractors who provide services within a community HUB that fully or substantially complies with the pathways community HUB certification standards developed by the pathways community HUB institute.
- Earmark for Brigid's path.
- Removes all provisions relating to the body art program.
- Removes references to certificates of authority held by advanced practice nurses.
- Provides earmark for the Mayerson Jewish Community Center.
- Prohibits the Director of Health from requiring a licensed radon mitigation specialist to be physically present during the radon mitigation.
- Requires the Medicaid Director to establish a Medicaid waiver component that addresses social determinants of health, including housing, transportation, food, interpersonal safety and toxic stress.
- Requires that a SNF or assisted living automatically be appointed authorized representative for a resident who applies for Medicaid while residing in the building.
- Establishes the Health and Human Services Efficiencies and Alignment study Committee to examine the alignment and administrative efficiencies with the state's health and human services agencies.
- Provides TANF earmark for Star House Drop-in Center.
- Earmark for Special Olympics.

TAX POLICY

- Modifies an existing tax exemption for property held or occupied by a fraternal organization.
- Expands a sales tax exemption for equipment and supplies used to clean other equipment that is used to produce or process food for people.
- Exempts from sales and use tax any supplies or janitorial services purchased to clean machinery in a manufacturing facility by categorizing those supplies and services with other exempt purchase used primarily in manufacturing operating to produce items for sale.
- Allows a county or transit authority to levy a sales and use tax in increments of 0.05%.
- Prescribes procedures for the reporting and payment of a partnership's partners' Ohio income tax liability arising from a federal partnership level audit.
- Transportation network services tax.
- Community Bank Tax Relief Act.
- Provides that public accountants are not guilty of a crime or subject to professional discipline solely because they provide accounting services to marijuana licensees.
- Repeals the motion picture tax credit.
- Extends until July 1, 2021 a temporary provision authorizing owners of a historic rehabilitation tax credit certificate to claim the credit against the CAT.
- Use tax – out-of-state sellers.
- Pass-through entity taxes.
- Funding adjustments – districts with TPP value changes.

MISCELLANEOUS PROVISIONS

- In general, earmark requests were funded at half of the request.
- Provides additional resources to the Ohio Government Television and requires OGT to broadcast committee hearings.
- Increase appropriation for the Legislative Task Force on Redistricting.
- Exempts the Capital Square Review and Advisory Board from the Ohio Facilities Construction Commission.
- Makes members of Team Rubicon eligible for disaster service leave.
- Provides a 2-year window to amend local subdivision rules.

OHIO HOUSE DEMOCRAT AMENDMENTS
AS OF FRIDAY, MAY 1, 2019

- Establishes H2Ohio Advisory Council to prepare annual plan for H2Ohio Fund Expenditures
- Expands list of entities for H2Ohio to include institutions of higher education
- ServeOhio earmark at \$250,000 each year
- Unpaid garbage fees a lien against real property
- ① Rape Crisis Centers - *fully funded request*
- NEOMED - Prevention and wellness
- ① MARCS subsidy - at \$1M each year - *Senate will do \$2 M*
- ① OCOG - removes requirement in executive budget that only full time community colleges are eligible for textbook assistance
- Require high school seniors enrolled in CCPlus to complete FAFSA
- ① FAFSA incentive program at \$75,000 each year
- Attorney General certifying debt
- ① Student Loan Debt Advisory Group Report with amendment to remove the requirement to "implement"
- ① Infant Mortality Health Grant at \$2M per year - *fully funded request*
- ① Pay direct service employees at \$13.00 per hour - *above ask*
- Participants in MAT drug court programs
- ① Psychotropic Drug Reimbursement Program
- Ohio Commission on Fatherhood at \$1M each year
- ① Adult Protective Services at full request of \$3M each year
- ① ODNR program to study the impact of water removal for use in the fracking industry
- Governor's authority to declare public health emergency - *the whole provision removed*
- ~~Pregnancy Associated Mortality Review (PAMR) Board - the whole provision removed~~
- ① Add Commission on Minority Health to the Pregnancy risk assessment work group
- ① Add Commission on Minority Health to the home visiting consortium
- Require a state agency to annually conduct a survey on diversity with amendment to require DAS to conduct survey
- ① Chardon School Districts at full request of \$125,000 - *fully funded request*
- Non-opioid directive with amendment to use DPS
- STEM for Geauga and neighboring counties at full request of \$200,000 per year - *fully funded request*
- Increase appropriation for Ohio ProStart at full request of \$150,000 per year - *fully funded request*
- Reimbursement for cost associated with AP tests at \$100,000 per year
- Adaptive Sports Program at \$250,000 per year
- ① Maritime Assistance Program at full request of \$10M per year - *fully funded request*
- Veterans Organizations 4% increase in both years - *not an*
- Increase of \$1M per year for Appalachia Assistance program
- ① Restores \$200,000 in FY21 to Department of Commerce Bureau of Wage and Hour - *fully funded request*
- Eastern Gateway
- ① Halfway houses - *leader's amendment*