



STATEHOUSE REPORT

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February 3, 2017

State rolls out Medicaid managed care organization (MCO) sales tax replacement proposal, disparate treatment of county/transit agency revenue losses a concern

As part of the SFY 18 – 19 biennial budget, the Kasich Administration has proposed replacing lost state sales tax revenue from Medicaid Managed Care Organizations' services with a health insuring corporation (HIC) assessment on a per member/per month basis. Unfortunately, while the state has proposed full replacement of the state's anticipated loss of Medicaid MCO sales tax dollars, county/transit sales tax losses are proposed to be addressed in SFY 2018 only, **leaving local governments short approximately \$200 million per year in SFY 2019 and succeeding years.**

CCAO is concerned about the **disparate treatment** provided to counties/transit authorities compared to the generous solution the administration has proposed in addressing the state budgetary shortfall. **While the state boasts about "fully replacing the \$597 million Ohio would have received (to the state GRF) under the existing Medicaid MCO sales tax system,"** counties and transit authorities are proposed to receive roughly the equivalent of one year's replacement revenue. The executive budget proposes to allocate \$207 million to counties/transit authorities in SFY 2018 with \$49 million used to cover forgone revenue for the last three months of 2017 and \$158 million to provide transitional funding for the balance of SFY 2018. The administration proposal begs the question of how are counties/transit authorities

County specific numbers on MCO transitional support payment proposal

Today the Kasich Administration released two documents providing greater detail on their proposal to transition counties and transit authorities off the Managed Care Organization (MCO) sales tax. Specifically, the executive budget contains a "transitional support payment proposal" that provides a one-time payment consisting of two components:

- (1) a calculated replacement payment intended to cover the last quarter of CY 2017, and
- 2) a formula based payment intended to distribute transitional support above amounts the Administration determined would be reasonable for counties and transit authorities to absorb based on their reliance on the managed care sales tax and on their local sales tax capacity.

[Click here](#) to access the county specific payment information.

[Click here](#) to access the explanation of the calculations for both types of aid.

to make up for lost revenues in the later part of CY 2018 and succeeding years.

Separately, the Ohio Department of Taxation has calculated Medicaid MCO sales tax distributions to counties and transit authorities as a percentage of total sales distributions for each of 7 calendar years (2010 – 2016). For a copy of this document, please click here:

http://www.tax.ohio.gov/Portals/0/tax_analysis/tax_data_series/sales_and_use/MHICbycounty-byyearcoversheetupdateJanuary2017.pdf

If you have questions regarding Medicaid MCO sales tax issue, contact Brad Cole or Kate Neithammer of the CCAO staff at bcole@ccao.org or kneithammer@ccao.org respectively.

Governor's budget proposes \$8.1 million LESS for indigent defense reimbursement



Based upon the numbers contained in the Executive Budget for FYs 2018 and 2019, the total amount proposed to be appropriated for indigent defense reimbursement during the FY 18/19 budget is \$8.1 million less that was actually appropriated for the current biennium. Although the general fund county reimbursement appropriation line item (019501) is given a 2.7% increase in FY 18 over FY 17 and a 1.5% increase in FY 19 over FY 18, the sleight of hand occurs within the allocation of the non-GRF revenues of the Indigent Defense Support Fund (IDSF).

Currently, county reimbursement is allocated 88% of this fund while the public defender's office operations are allocated 12%. In the current biennium budget this ratio was altered on a temporary basis to 87%/13%. The administration's proposed budget permanently reduces the county reimbursement percentage by 5% taking the IDSF split to 83%/17%. This amounts to a reduction of over \$6.5 million in each year being cut from funds available for reimbursement.

All of this leads the executive budget to estimate a reimbursement rate of 42% in FY 18 and 41% in FY19. Bottom line – additional appropriations of \$13.2 million in FY 18 and \$14.9 million in FY 19 will be required to be provided by the legislature in order to reach the realistic expectation of 50% reimbursement.

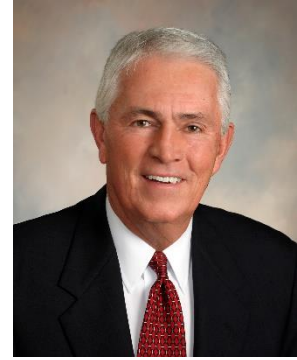
Director Wray presents SFY 18 – 19 transportation budget to House Finance Committee, total funding declines over next biennium

ODOT Director Jerry Wray presented the SFY 18 – 19 ODOT Budget to the House Finance Committee this past week. Appropriations for the next biennium for the Department of Public Safety and Department of Transportation are incorporated into [HB 26](#). The bill also includes provisions amending Department of Taxation responsibilities related to the motor fuel excise tax and the Property Tax Administration Fund.

The transportation agency is slated to receive \$3.3 billion in SFY 18 which is 2 percent less than SFY 17. In SFY 19, total funding is set at \$3.2 billion, down 3.7 percent from SFY 18.

The ODOT budget bill grants the director authority to lower speed limits during rush hour while opening the shoulder in an effort to ease congestion. If approved, a pilot program on Interstate 670 in Columbus would begin in 2018.

Representatives Nickie Antonio (D-Lakewood) and Dan Ramos (D-Lorain) both spoke of the need for additional public transportation funding. The proposed budget includes a \$10 million increase in funding for public transportation using federal dollars, Director Wray said in response.



**ODOT Director
Jerry Wray**

Representative Bob Cupp (R-Lima) asked the director about crumbling infrastructure in townships and counties around the state, to which the director said that counties and townships receive about \$300 million annually in funding for road and bridge projects. Director Wray added, “I think there needs to be some debate in this body in terms of what you might do to help them.”

According to the Ohio Department of Taxation Annual Report, counties received \$205 million and townships \$120 million in fuel tax revenue in CY 2014. Municipalities received \$238.5 million in fuel tax revenue, bringing the total for local governments to \$564 million in 2014, according to Department of Taxation data.

Other changes of note made by HB 26 include the following:

- Moves the point at which the fuel excise tax is applied from the point when the fuel is “received” to the terminal or refinery rack
- Consolidates the 5 existing motor fuel tax levies which total 28 cents per gallon into one 28 cent levy and changes the statutory language governing the distribution of revenue from the various state funds
- Suspends additional funding for the Property Tax Administration Fund that is used to defray the state’s property tax administration expenses for SFY 18 – 19 biennium.
- Permanently reduces the share of property tax revenue credited to that fund and scales the funding directly to the annual administrative expenses instead of a fixed percentage of property tax collections.

For additional information regarding this legislation, please contact CCAO staffer Brad Cole at bcole@ccao.org.

Governor Kasich's Proposed SFY 2018-2019 State Budget – initial impressions

Replacement of the Medicaid Managed Care Organization sales tax:

CCAO continues to learn more (see box on p.1 of this issue) about the Administration's proposal relative to replacing the sales tax revenue from Medicaid Managed Care Organizations' services. Here is a link to an overview provided by the Administration:

<http://budget.ohio.gov/MedicaidSalesTax.aspx>

CCAO's initial understanding was that some replacement revenue will be allocated on "sales tax capacity." According to the Director of the Office of Budget and Management, this would be a county's sales tax capacity per capita. In addition, the overview document references total permissive sales tax distributions.

CCAO is waiting on further clarity as to how this formula works and what it means. Originally, the staff had heard it to mean the taxing capacity that remained unused by a county. However, this newer information is providing a different picture.

State Replacement: The proposal would replace the existing sales tax on managed care organizations with a health insuring corporation assessment levied on a per member/per month basis. The premium on Medicaid recipients would range from \$26 to \$56 a month if their income reaches a certain level. For non-Medicaid individuals, the assessment would be \$1-2 a month. In total, the statewide assessment would generate a little more money than the state had been receiving from the MCO sales tax.

In addition, the new health insuring corporation assessment revenue will go into a state non-GRF fund and, thus, will not help support the Local Government Fund.

Local Replacement: The proposal would provide counties and transit authorities with "one check" from the state this fall, to transition local jurisdictions from the MCO sales tax revenues. Statewide \$207 million is allocated in SFY 2018. These funds would be allocated based on two calculations:

- Approximately \$49 million – This would be used to cover the foregone revenue the last three months of CY 2017. County MCO sales tax revenues for CY 2015 and CY 2016 would be averaged to determine a county's allocation for the last quarter of CY 2017. All counties and transit authorities will receive some funding.
- Approximately \$158 million – This would be allocated based on the following: (1) the county's reliance on MCO sales tax when compared with its overall sales tax revenue; and (2) the county's sales tax capacity per capita. Thus, the formula based payment would distribute more transitional support to counties and transit authorities where the managed care sales tax is a greater share of the total local sales tax receipts, and the sales tax capacity per capita is below the statewide average. A handful of counties will receive no funding under these calculations. Counties will be required to pass a resolution to spend these dollars out of a special fund, and the resolution must denote the purpose.

CCAO will continue to update its members as new information is available. If you have questions in the meantime, please contact the CCAO Policy Team at 614-221-5627.

Indigent Defense:

The governor's budget projects a reimbursement rate of 41-42 percent. The GRF line item for reimbursement is increased by only \$600,600 in SFY 18 and \$350,000 in SFY 19 going from the SFY 17 appropriation of \$22.6 million to \$23.5 million in SFY 19.

Counties also take a hit because the percentage share of the Indigent Defense Support Fund (IDSF), which receives the non-GRF revenues, that is allocated to reimbursement is cut from 88 percent to 83 percent reducing the funds available for reimbursement from the IDSF in each year of the biennium by almost \$7 million. This number may be impacted to an even greater degree because CCAO believes the budget estimates for the IDSF receipts will not be met given the current trend of IDSF receipts.

At this point the Executive Budget proposes to appropriate over \$8 million less to reimbursement for the FY 18/19 biennium that was appropriated for the current biennium.

Local Government Funds

The Administration proposes a new distribution formula for the Local Government Funds, so that over time 20 percent of the dollars are allocated based on jurisdictions' revenue capacity. This change would be implemented slowly as follows:

- | | |
|---------|---------------------------------------------------------------------------------------------------------------------------------|
| CY 2018 | 95 percent of CY 2017 LGF dollars will be distributed using current state formula as well as local county distribution formulas |
| | Remaining 5 percent of CY 2017 LGF dollars and any new growth will be distributed based on <i>New Method</i> |
| CY 2019 | 90 percent of CY 2017 LGF dollars will be distributed using current state formula as well as local county distribution formulas |
| | Remaining 10 percent of CY 2017 LGF dollars and any new growth will be distributed based on <i>New Method</i> |

New Method -- The new pot of money will be distributed to the jurisdiction types as follows:

- 37.3 percent counties
- 47.7 percent cities
- 3.7 percent villages with an income tax
- 1.5 percent villages without an income tax
- 9.8 percent townships

Within each of these types of jurisdictions, they would be rated based on their capacity to generate revenue. For counties, this would be a weighted determination based on 80 percent sales tax and 20 percent property tax.

For cities and villages with an income tax, their allocation would be weighted on income tax.

For villages without an income tax and townships, their allocation would be weighted on property tax.

Overall, the LGF line item proposes a 0.4 percent and 3.1 percent increase in SFY 2018 and 2019, respectively.

TPP & KWH

No changes have been proposed.

Bureau for Medically Handicapped Children (BCMh)

We understand that the program will begin to be transitioned from the Ohio Department of Health (ODH) to the Department of Medicaid. Children who enter the program after July 2017, even if they are not Medicaid eligible, will be covered by state resources through the new Department of Medicaid BCMH program. Children currently enrolled in the ODH program who are not Medicaid eligible will continue to receive services through the existing ODH BCMH program until they age out. This change will eventually eliminate the need for county resources as the number of children served by the ODH program lessens over time.

Non-emergency transportation (NET)

Department of Medicaid Director Sears announced that the state plans to move non-emergency medical transportation away from a county trip centered system to a state brokered system. They will be working with ODOT to integrate new technology that will move people more efficiently and collect data to help the state plan for the future.

Foster Care

The extension of foster care services to age 21 was funded with \$11 million in new GRF which will allow the state to pull down additional federal money to fully fund the program.

CCMEP and Ohio Youth Works

CCMEP funding for the current population was continued and language was added that allows ODJFS to expand the program to other populations. A new program called Ohio Youth Works was created to serve 14 and 15 year olds in 2017. This new program is a replacement for the summer youth program and will serve as a bridge to year round CCMEP services for those youth.

The budget is a very fluid process. We will continue to provide our members more information on its contents and its process as we get the opportunity to review the language as introduced and follow the bill as it proceeds through the House and then the Senate. If at any time you have specific questions please contact the Policy Team at 614-221-5627.

Regional Legislative Briefings

14 Regional Legislative Briefings are set to be held across the state during February and March. We continue to work on scheduling several others and will keep you posted as we finalize details for these additional briefing sessions.

As the 132nd General Assembly convenes, the need for state legislators to understand the issues confronting county government is more important than ever.

We must stress to them the critical need for ensuring fiscal stability and the impact that the resolution of the Medicaid Managed Care Organizations sales tax will have upon our ability to maintain that fiscal stability and meet the needs of our mutual constituents. The disparate treatment proposed in the governor's budget casts huge doubt on the administration's commitment to a viable state/county partnership. While the proposal makes the state permanently whole for its loss, county government receives a one-time payment of less than one year's loss.

In addition, because the new assessment on managed health care organizations will be credited to a special fund outside of the state general revenue fund, none of the revenue raised through this assessment will be credited to the Local Government Fund. These legislative briefing sessions will allow our counties to tell their stories to their legislators about the real consequences to service delivery that will be effectuated by the disparate treatment proposed in the Executive Budget for FY 18/19.

BRIEFINGS INFORMATION

Commissioners, council members, county executives, county administrators and all county commission / council clerks were emailed the details regarding the briefing sessions on Thursday. The [information](#) is also available on the CCAO website. The email also contained an RSVP form for each county to return.



Recognizing that legislators' schedules can be quite challenging, our invitations to legislators invite them to a specific briefing session but also extend an open invitation to them to attend any of the scheduled events. We ask you to follow up with your legislators to personally invite them to the briefing session being planned for your area.

Statehouse, Etc.



Senate Committee Assignments. The Ohio Senate has released its standing committee assignments for the 132 General Assembly.

Agriculture - 614-466-8150

Hite, Chair *O'Brien
Hoagland, Vice Chair Skindell
Beagle Tavares
Hackett
Kunze
LaRose
Peterson
Uecker

Education - 614-466-4538

Lehner, Chair *Sykes
Huffman, Vice Chair Thomas
Coley Yuko
Gardner
Hite
Manning
Terhar
Wilson

Energy & Natural Resources - 614-466-8076

Balderson, Chair *O'Brien
Jordan, Vice Chair Skindell
Bacon Williams
Dolan
Gardner
Hite
Hoagland
Hottinger
LaRose

Finance - 614-466-0626

Oelslager, Chair *Skindell
Manning, Vice Chair Sykes
Bacon Tavares
Balderson
Beagle
Burke
Coley
Dolan
Eklund
Lehner

Primary/Secondary Education

Subcommittee - 614-466-8150

Hite, Chair Sykes, Vice Chair
Balderson Yuko
Huffman
Lehner
Manning

General Government and Agency

Review Subcommittee - 614-466-8086

Jordan, Chair O'Brien, Vice Chair
Eklund Schiavoni
Hoagland Skindell
LaRose
Peterson
Uecker

Higher Education Subcommittee -

614-466-8060

Gardner, Chair Williams, Vice Chair
Bacon Thomas
Dolan
Kunze
Wilson

Health and Medicaid Subcommittee -

614-466-3780

Hackett, Chair Tavares, Vice Chair

Beagle Brown

Burke

Coley

Hottinger

Terhar

Government Oversight & Reform - 614-

466-8072

Coley, Chair *Yuko

Uecker, Vice Chair Brown

Bacon Skindell

Balderson

Huffman

Jordan

LaRose

Peterson

Health, Human Services & Medicaid -

614-466-8049

Burke, Chair *Tavares

Beagle, Vice Chair Brown

Gardner Sykes

Hackett

Hottinger

Huffman

Kunze

Lehner

Oelslager

Insurance and Financial Institutions -

614-466-5838

Hottinger, Chair *Brown

Hackett, Vice Chair Yuko

Bacon Williams

Beagle

Burke

Dolan

Jordan

Kunze

Terhar

Wilson

Judiciary - 614-466-8064

Bacon, Chair *Thomas

Dolan, Vice Chair O'Brien

Coley Skindell

Eklund

Huffman

Lehner

Oelslager

Local Government, Public Safety and

Veterans Affairs - 614-466-8082

Uecker, Chair *Thomas

Wilson, Vice Chair Sykes

Hackett Yuko

Hoagland

Manning

Peterson

Terhar

Public Utilities - 614-466-6247

Beagle, Chair *Williams

LaRose, Vice Chair O'Brien

Balderson Sykes

Burke

Eklund

Hite

Huffman

Jordan

Terhar

Uecker

Rules & Reference - 614-466-7505

Obhoff, Chair *Schiavoni

Peterson, Vice Chair Brown

Burke Tavares

Coley Thomas

Eklund

Gardner

Hite

Huffman

Manning

Oelslager

Transportation, Commerce & Workforce -
614-466-4823
LaRose, Chair *Tavares
Kunze, Vice Chair Brown
Beagle Yuko
Dolan
Hoagland
Hottinger
Manning
Uecker

Ways & Means - 614-644-7718
Eklund, Chair *Williams
Terhar, Vice Chair O'Brien
Beagle Thomas
Hackett
Jordan
Lehner
Peterson
Wilson

*Ranking Minority Member
2/2/17

House Committee Assignments. The Ohio House of Representatives has released its standing committee assignments for the 132 General Assembly.

Aging and Long Term Care 614-644-6011
Thursdays, 10 a.m., Room 113
Arndt (R) - Chair; Pelanda (R-Marysville) -
Vice Chair
(R) - Antani, Kick, Merrin, Patton, Schaffer,
Scherer, Schuring, Wiggam
(D) *Howse, Bishoff, Boyd, Craig, Kelly

**Agriculture and Rural Development 614-
644-6014**
Tuesdays, 8:30 a.m., Room 018
Hill (R) - Chair; Koehler (R) - Vice Chair
(R) Carfagna, Edwards, Faber, Hagan,
Keller, Kick, Lipps, Merrin, Rezabek, Stein,
Thompson
(D) *Patterson, Cera, Leland, O'Brien,
Patmon, Sheehy

**Armed Services, Veterans Affairs and
Homeland
Security 614-466-2124**
Wednesdays, 4 p.m., Room 116
T. Johnson (R) - Chair; Lanese (R) - Vice
Chair

(R) Anielski, Landis, Perales, Riedel, Vitale,
Young, Zeltwanger
(D) *Craig, Bishoff, Fedor, Miller

Civil Justice 614-644-6008
Wednesdays, 4 p.m., Room 113
Butler (R) - Chair; Hughes (R) - Vice Chair
(R) Dever, Gavarone, Lanese, Manning,
McColley, Rezabek, Seitz
(D) *Boggs, Celebrezze, Kelly, Sykes

**Community and Family Advancement
614-466-8022**

Wednesdays, 5 p.m., Room 114

Ginter (R) - Chair; Conditt (R) - Vice Chair
(R) Antani, Brenner, Dean, Greenspan,
Hood, LaTourette, Vitale, Young
(D) *Boyd, Ashford, Howse, Kent, Sheehy

Criminal Justice - 614-644-5076

Tuesdays, 1:30 p.m., Room 114

Manning (R) - Chair; Rezabek (R) - Vice
Chair
(R) Butler, Conditt, Cupp, Lanese,
McColley, Pelanda, Seitz
(D) *G. Johnson, Kent, Patmon, Rogers

**Economic Development, Commerce and
Labor**

614-644-6074

Tuesdays, 1:30 p.m., Room 113

Young (R) - Chair; DeVitis (R) - Vice Chair
(R) Arndt, Brinkman, Dean, Greenspan,
Hood, Householder, Landis, Stein
(D) *Lepore-Hagan, Kelly, Reece, Sheehy,
West

**Education and Career Readiness 614-
644-6711**

Tuesdays, 4:30 p.m., Room 121

Brenner (R) - Chair; Slaby (R) - Vice Chair
(R) Butler, Cupp, Gavarone, Hambley,
Henne, Hood, Huffman, Koehler, Manning,
R. Smith, Stein
(D) *Fedor, Ingram, G. Johnson, Patterson,
Ramos, K. Smith

**Energy and Natural Resources 614-466-
8035**

Tuesdays, 4 p.m., Room 018

Landis (R) - Chair; Hagan (R) - Vice Chair
(R) Antani, Edwards, Schaffer, Stein,
Thompson, Vitale, Wiggam
(D) *O'Brien, Bocchieri, Clyde, Leland

**Federalism and Interstate Relations 614-
466-1177**

Tuesdays, 4 p.m., Room 115

Roegner (R) - Chair; Lipps (R) - Vice Chair
(R) Becker, Duffey, Koehler, Merrin,
Retherford, Young, Zeltwanger
(D) *Leland, Barnes, Holmes, Miller

Finance 614-466-1366

Room 313

R. Smith (R) - Chair; Ryan (R) - Vice Chair
(R) Anielski, Arndt, Blessing, Butler, Cupp,
Duffey,
Faber, Gonzales, Green, LaTourette, Lipps,
McColley, Patton, Perales, Reineke,
Romanchuk, Scherer, Schuring, Sprague,
Thompson
(D) *Cera, Antonio, Kelly, Miller, O'Brien,
Patterson, Ramos, Reece, Rogers, Sykes

**Agriculture, Development and Natural
Resources Subcommittee 614-644-8728**

Thompson (R) - Chair

(R) Lipps, Scherer

(D) *Kelly, O'Brien

1/30/17

**Health and Human Services
Subcommittee**

614-466-5802

Romanchuk (R) - Chair
(R) LaTourette, Sprague
(D) *Sykes, O'Brien

**Higher Education Subcommittee 614-
644-**

6020

Perales (R) - Chair
(R) Anielski, Duffey
(D) *Ramos, Antonio

**Primary & Secondary Education
Subcommittee**

614-466-9624

Cupp (R) - Chair
(R) Blessing, Reineke
(D) *Miller, Patterson

**State Government and Agency Review
Subcommittee 614-466-6344**

Faber (R) - Chair
(R) Arndt, Butler, Schuring
(D) *Patterson, Kelly, Ramos

Transportation Subcommittee 614-466-3760

McColley (R) - Chair
(R) Green, Patton
(D) *Reece, Rogers

**Financial Institutions, Housing and
Urban Development
614-466-8120**

Tuesdays, 9 a.m., Room 115
Dever (R) - Chair; Sprague (R) - Vice Chair
(R) Anielski, Brenner, Hughes, Lanese,
Reineke, Wiggam, Young
(D) *K. Smith, Craig, Ingram, Leland

**Government Accountability and
Oversight 614-466-9091**

Wednesdays, 9:30 a.m., Room 114
Blessing (R) - Chair; Reineke (R) - Vice
Chair
(R) Faber, Ginter, Greenspan, McColley,
Pelanda, Seitz, R. Smith
(D) *Clyde, G. Johnson, Kent, Reece

Health - 614-466-8114

Wednesdays, 9 a.m., Room 121
Huffman (R) - Chair; Gavarone (R) - Vice
Chair
(R) Antani, Butler, Duffey, Edwards, Ginter,
T. Johnson, Keller, Kick, LaTourette, Merrin,
Romanchuck
(D) *Antonio, Barnes, Bishoff, Kent, Lepore-
Hagan,
West

**Higher Education and Workforce
Development
614-644-6030**

Duffey (R) - Chair; Antani (R) - Vice Chair
(R) Edwards, Gavarone, Goodman,
Perales, Riedel, Romanchuk, Zeltwanger
(D) *Sweeney, Clyde, Ingram, K. Smith

Insurance 614-644-6886

Wednesdays, 10 a.m., Room 113
Brinkman (R) - Chair; Henne (R) - Vice
Chair
(R) Brenner, Dean, Gonzales, Householder,
Huffman, LaTourette, Retherford
(D) *Bocchieri, Ashford, Boggs, Holmes

Public Utilities 614-466-8258

Tuesdays, 3 p.m., Room 116
Seitz (R) - Chair; Carfagna (R) - Vice Chair
(R) Brinkman, Conditt, Cupp, Dever,
DeVitis, Faber,
Ginter, Gonzales, Hagan, Hill, Patton,
Roegner, Romanchuk
(D) *Ashford, Bocchieri, Boggs, Craig, Miller,
Rogers, K. Smith, Sweeney

**Rules and Reference 614-466-3506
Room 119**

Rosenberger (R) - Chair; Schuring (R) -
Vice Chair
(R) Blessing, Brenner, Carfagna, Hood,
LaTourette, Patton, Pelanda, Ryan,
Scherer, Seitz
(D) *Strahorn, Antonio, Boggs, Celebrezze,
Sykes

State and Local Government 614-644-6041

Thursdays, 9 a.m., Room 116
Anielski (R) - Chair; Hambly (R) - Vice
Chair
(R) Arndt, Becker, Carfagna, Dean,
Goodman, Hill, Householder, Perales
(D) *Bishoff, Ashford, Boyd, Holmes,
O'Brien

Transportation and Public Safety 614-644-6034

Wednesdays, 9 a.m., Room 017
Green (R) - Chair; Greenspan (R) - Vice
Chair
(R) DeVitis, Householder, Hughes T.
Johnson, Keller, Kick, Manning, Patton
(D) *Sheehy, Howse, Lepore-Hagan,
Patmon, West

Ways and Means 614-466-8100

Tuesdays, 9 a.m., Room 121

Schaffer (R) - Chair; Scherer (R) - Vice
Chair

(R) Becker, Blessing, Goodman, Green,
Hambley, Henne, Householder, Merrin,
Reineke, Retherford, Riedel, Ryan

(D) *Rogers, Barnes, Boyd, Cera, Fedor,
Ramos, Sykes

Bills Introduced



SB 1

DRUG OFFENSES ([LAROSE, F.](#))

To increase penalties for drug trafficking violations, drug possession violations, and aggravated funding of drug trafficking when the drug involved in the offense is a fentanyl-related compound, to revise the manner of determining sentence for certain violations of the offense of permitting drug abuse, and to add lisdexamfetamine to the list of schedule II controlled substances.

SB 2

ENVIRONMENTAL LAWS ([HITE, C.](#))

To revise specified laws relating to environmental protection.

SB 3

WORKFORCE DEVELOPMENT ([BEAGLE, B.](#), [BALDERSON, T.](#))

To revise the laws governing the state's workforce development system, programs that may be offered by primary and secondary schools, certificates of qualification for employment, and the Opportunities for Ohioans with Disabilities Agency, and to designate the first week of May as In-Demand Jobs Week.

SB 4

HUMAN TRAFFICKING ([KUNZE, S.](#), [OELSLAGER, S.](#))

To allow a person who is found not guilty of an offense or who is the defendant named in a dismissed criminal charge to apply for a court order to expunge the person's official records in the case if the charge or not guilty finding was the result of the applicant having been a human trafficking victim, to allow a person convicted of certain prostitution-related offenses to apply for the expungement of the conviction record of any offense, other than a specified disqualifying offense,

the person's participation in which was a result of having been a human trafficking victim, and to allow intervention in lieu of conviction for persons charged with committing an offense while a victim of compelling prostitution.

SB 6

BRIDGE PROGRAM (HOAGLAND, F.)

To extend the Ohio Bridge Partnership Program through the end of fiscal year 2019 and to require the Director of Transportation to submit a report to the Governor, Senate, and House of Representatives recommending ways to continue to fund the program.

SB 7

PROTECTION ORDERS (BACON, K., MANNING, G.)

To provide that service of a protection order or consent agreement upon a person is not necessary for the person to be convicted of the offense of violating a protection order if the person had actual notice of the order or agreement and the person recklessly violated its terms.

SB 9

Track

SALES TAX HOLIDAY (BACON, K.)

To provide for a three-day sales tax "holiday" in August 2017 during which sales of clothing and school supplies are exempt from sales and use taxes.

SB 10

PRIMARY ELECTIONS (LAROSE, F.)

To expand the circumstances under which a board of elections or the secretary of state is not required to hold a primary election.

SB 13

LAW ENFORCEMENT RECORDINGS (TAVARES, C.)

To grant a person the right to lawfully record any incident involving a law enforcement officer and to impose civil liability upon the state or a local law enforcement agency if a law enforcement officer employed by the state or local law enforcement agency interferes with the recording of the incident, destroys the recording, seizes the recording without a warrant or subpoena or the person's consent, or retaliates against the person who recorded the incident.

SB 17

LOCAL GOVERNMENT FUNDING (TAVARES, C.)

To increase monthly allocations to the Local Government Fund from 1.66% to 3.68% of the total tax revenue credited to the General Revenue Fund each month.

SB 19

PROSECUTING ATTORNEYS ([THOMAS, C.](#))

To prohibit prosecuting attorneys of counties with a population of 400,001 or more from engaging in the private practice of law.

SB 21

ELECTION PROCEDURES ([UECKER, J.](#))

To reduce the minimum number of precinct election officials in a precinct in which electronic pollbooks are used and to eliminate the requirement that a board of elections send a notice to a person's residence address when the board cancels the person's voter registration because it received a report of the person's death.

SB 25

PERRY COUNTY COURT ([HOTTINGER, J.](#))

To create the Perry County Municipal Court in New Lexington on January 1, 2018, to establish one full-time judgeship in that court, to provide for the nomination of the judge by petition only, to abolish the Perry County County Court on that date, to designate the Perry County Clerk of Courts as the clerk of the Perry County Municipal Court, and to provide for the election for the Perry County Municipal Court of one full-time judge in 2017.

SCR 2

IDENTIFICATION CARDS ([BROWN, E.](#), [YUKO, K.](#))

To urge municipal corporations throughout the state to adopt a Municipal Identification Card Program.

HB 2

CIVIL RIGHTS LAWS ([SEITZ, B.](#))

To modify Ohio civil rights laws related to employment.

HB 3

DATAOHIO BOARD ([DUFFEY, M.](#), [HAGAN, C.](#))

To create the DataOhio Board, to specify requirements for posting public records online, to require the Auditor of State to adopt rules regarding a uniform accounting system for public offices, to establish an online catalog of public data at data.Ohio.gov, to establish the Local Government Information Exchange Grant Program, and to make appropriations.

HB 5

MICROBUSINESSES ([PELANDA, D.](#), [GAVARONE, T.](#))

To create a statutory definition of "microbusiness."

HB 6

CRIMINAL RECORDS ([BARNES, J.](#))

To prohibit a person who publishes or disseminates criminal record information from soliciting or accepting a fee to remove, correct, modify, or refrain from publishing or otherwise disseminating the information and to provide criminal and civil remedies for a violation of the prohibition.

HB 14

VOTER REGISTRATION ([CLYDE, K.](#))

To require that eligible persons in certain government and school databases be automatically registered to vote or have their registrations updated automatically unless those persons decline and to expand how a voter may register or update their registration through the online voter registration system.

HB 15

ABANDONED MINES ([CERA, J.](#))

To credit a portion of the revenue derived from the kilowatt-hour tax to the Abandoned Mine Reclamation Fund, the Acid Mine Drainage Abatement and Treatment Fund, and the Mine Safety Fund and to make other changes to the use of money in those funds.

HB 18

SPECIAL ELECTIONS ([PELANDA, D.](#), [RETFERFORD, W.](#))

To eliminate the requirement of holding a special election to fill a vacancy in a party nomination for the office of representative to Congress under certain circumstances.

HB 24

VETERAN ORGANIZATIONS ([GINTER, T.](#))

To modify the existing tax exemption for veterans organizations' property to include property of certain veterans organizations exempt from federal taxation under section 501C(4) of the Internal Revenue Code and to exclude property that is not used primarily for meetings, administration, and the provision of programs and services to past and present members of the United States armed forces.

HB 25

PRESIDENTIAL ELECTIONS ([RAMOS, D.](#), [LELAND, D.](#))

To adopt the Agreement Among the States to Elect the President by National Popular Vote.

HB 26

TRANSPORTATION BUDGET ([MCCOLLEY, R.](#))

To make appropriations for programs related to transportation and public safety for the biennium beginning July 1, 2017, and ending June 30, 2019, and to provide authorization and conditions for the operation of those programs.

HB 27

BWC BUDGET (BRINKMAN, T.)

To make changes to the Workers' Compensation Law, to make appropriations for the Bureau of Workers' Compensation for the biennium beginning July 1, 2017, and ending June 30, 2019, and to provide authorization and conditions for the operation of the Bureau's programs.

HB 28

IC BUDGET (BRINKMAN, T.)

To make appropriations for the Industrial Commission for the biennium beginning July 1, 2017, and ending June 30, 2019, and to provide authorization and conditions for the operation of Commission programs.

Hearing Schedule



TUESDAY, FEBRUARY 7

House Finance

(Chr. [Smith, R.](#), [\(614\) 466-1366](#)), Rm. 313, 9:00 am

- 2nd Hearing on main operating budget. Executive testimony on education provisions.

House Finance: Transportation Sub.

(Chr. [McColley, R.](#), [\(614\) 466-3760](#)), Rm. 313, 1:00 pm

- Meeting could start after Finance; Testimony from Department of Transportation and Ohio Turnpike Commission. Public Testimony will also be accepted.

HB 26

TRANSPORTATION BUDGET (MCCOLLEY, R.)

To make appropriations for programs related to transportation and public safety for the biennium beginning July 1, 2017, and ending June 30, 2019, and to provide authorization and conditions for the operation of those programs. --1st Hearing-Pending referral

WEDNESDAY, FEBRUARY 8

House Rules & Reference

(Chr. [Rosenberger, C.](#), [\(614\) 466-3506](#)), Rm. 119, 9:00 am

House Finance

(Chr. [Smith, R.](#), [\(614\) 466-1366](#)), Rm. 313, 9:00 am

3rd Hearing on main operating budget. Executive testimony on Medicaid provisions.

Senate Judiciary

(Chr. [Bacon, K.](#), [\(614\) 466-8064](#)), North Hearing Rm., 10:30 am

SB 4

HUMAN TRAFFICKING ([KUNZE, S.](#), [OELSLAGER, S.](#))

To allow a person who is found not guilty of an offense or who is the defendant named in a dismissed criminal charge to apply for a court order to expunge the person's official records in the case if the charge or not guilty finding was the result of the applicant having been a human trafficking victim, to allow a person convicted of certain prostitution-related offenses to apply for the expungement of the conviction record of any offense, other than a specified disqualifying offense, the person's participation in which was a result of having been a human trafficking victim, and to allow intervention in lieu of conviction for persons charged with committing an offense while a victim of compelling prostitution. --1st Hearing-Sponsor

SB 20

FELONY SENTENCES ([HACKETT, B.](#))

To require an additional prison term of 3 to 8 years for an offender who is convicted of or pleads guilty to a felony offense of violence if the offender is convicted of or pleads guilty to a specification that the victim suffered permanent disabling harm. --1st Hearing-Sponsor

SB 1

DRUG OFFENSES ([LAROSE, F.](#))

To increase penalties for drug trafficking violations, drug possession violations, and aggravated funding of drug trafficking when the drug involved in the offense is a fentanyl-related compound, to revise the manner of determining sentence for certain violations of the offense of permitting drug abuse, and to add lisdexamfetamine to the list of schedule II controlled substances. --1st Hearing-Sponsor

SB 12

DEATH PENALTY ([TAVARES, C.](#))

To provide that a defendant cannot be executed if the defendant's race was the basis of the decision to seek or impose the death penalty, to permit a defendant to file a motion alleging that the defendant's race was the basis of the decision to seek or impose the death penalty, and to specify the procedure for determining if the defendant's race was the basis of that decision. --1st Hearing-Sponsor

SB 25

PERRY COUNTY COURT ([HOTTINGER, J.](#))

To create the Perry County Municipal Court in New Lexington on January 1, 2018, to establish one full-time judgeship in that court, to provide for the nomination of the judge by petition only, to abolish the Perry County County Court on that date, to designate the Perry County Clerk of Courts as the clerk of the Perry County Municipal Court, and to provide for the election for the Perry County Municipal Court of one full-time judge in 2017. --1st Hearing-Sponsor

Senate Rules & Reference

(Chr. [Obhof, L.](#), [\(614\) 466-7505](#)), Majority Conf. Rm., 11:00 am

House Finance: Transportation Sub.

(Chr. [McColley, R.](#), [\(614\) 466-3760](#)), Rm. 313, 1:00 pm

Meeting could start after Finance. Testimony from Department of Public Safety. Public testimony also accepted.

HB 26

TRANSPORTATION BUDGET (MCCOLLEY, R.)

To make appropriations for programs related to transportation and public safety for the biennium beginning July 1, 2017, and ending June 30, 2019, and to provide authorization and conditions for the operation of those programs. --2nd Hearing-All testimony

Senate Session

(Chr. [Obhof, L.](#), [\(614\) 466-4900](#)), Senate Chamber, 1:30 pm

THURSDAY, FEBRUARY 9

House Finance

(Chr. [Smith, R.](#), [\(614\) 466-1366](#)), Rm. 313, 9:00 am

4th Hearing on main operating budget. Executive testimony on tax provisions.

House Finance: Transportation Sub.

(Chr. [McColley, R.](#), [\(614\) 466-3760](#)), Rm. 313, 1:00 pm

Meeting could start after Finance. Testimony from the Development Services Agency and Public Works Commission. Public Testimony will also be accepted.

HB 26

Track

TRANSPORTATION BUDGET (MCCOLLEY, R.)

To make appropriations for programs related to transportation and public safety for the biennium beginning July 1, 2017, and ending June 30, 2019, and to provide authorization and conditions for the operation of those programs. --3rd Hearing-All testimony