



Ohio Legislative Service Commission

Bill Analysis

Bob Bennett

Sub. H.B. 331

128th General Assembly
(As Reported by H. State Government)

Reps. Hagan, Yuko, Stewart, Foley, Ujvagi, Boyd, Domenick, Koziura, Skindell, Phillips, Brown, Harris, Murray, Gerberry, Belcher, Lundy, Mallory

BILL SUMMARY

- Requires the Director of Job and Family Services to complete annual reports specifying (1) the name of each of the 50 employers that employ the most employees who are recipients of, or individuals whose incomes are counted in determining eligibility for, the Children's Health Insurance Program (CHIP), Medicaid, Ohio Works First, or Supplemental Nutrition Assistance Program (SNAP), (2) the number of such employees employed in the previous year by each employer specified in the report, and (3) the total cost to the state for the previous year of providing benefits under any of those programs to employees of each of the employers specified in the report.
- Requires the Director of Development, Controlling Board, and Tax Credit Authority to consider the information included in the annual reports when determining whether to grant an employer a contract, award, subsidy, or incentive or to approve such a contract, award, subsidy, or incentive.
- Requires the Director of Job and Family to make the annual reports available on a searchable internet web site and to include information regarding the impact the reports have on decisions regarding contracts, awards, subsidies, and incentives on the web site.

* The legislative history was updated.

CONTENT AND OPERATION

Background

The Children's Health Insurance Program (CHIP) is a health-care program for uninsured, low-income children. The program is funded with federal and state funds and counties incur certain administrative costs. It was established by Congress in 1997 as Title XXI of the Social Security Act. State law provides for CHIP to have three parts. CHIP Part I covers uninsured individuals under age 19 with family incomes not exceeding 150% of the federal poverty guidelines. CHIP Part II covers uninsured individuals under age 19 with family incomes above 150% but not exceeding 200% of the federal poverty guidelines. CHIP Part III covers individuals under age 19 with family incomes above 200% but not exceeding 300% of the federal poverty guidelines.

Medicaid is a health-care program for low-income children and families and aged, blind, and disabled persons. The program is funded with federal and state funds and counties incur certain administrative costs. It was established by Congress in 1965 as Title XIX of the Social Security Act.

Ohio Works First is one of the state's Temporary Assistance for Needy Families (TANF) programs. Participants of Ohio Works First receive time-limited cash and other assistance and must comply with work and other requirements. It is funded with federal, state, and county funds. State law creating Ohio Works First was enacted in 1997 following enactment of the federal Personal Responsibility and Work Opportunity and Reconciliation Act of 1996, which created the TANF block grant as Title IV-A of the Social Security Act.

The Supplemental Nutrition Assistance Program (SNAP) is the statutory name for the Food Stamp Program. Its purposes are to alleviate hunger and malnutrition by assisting low-income households obtain a more nutritious diet through normal channels of trade and to promote the distribution of the nation's agricultural abundance in a beneficial manner that strengthens the agricultural economy.¹ It is primarily funded with federal money but the state and counties incur certain administrative costs. The program has existed continuously since 1964 although similar programs were enacted at various times previously. Its name was officially changed from the Food Stamp Program to SNAP with the enactment of the Food and Nutrition Act of 2008.

¹ 7 U.S.C. 2011.

Annual reports identifying employers

(R.C. 5101.87)

The bill requires the Director of Job and Family Services to annually complete a report specifying certain information about employers and public assistance recipients. Each annual report must specify all of the following:

- The name of each of the 50 employers² that employed the most employees who, while employed by the employer in Ohio during the previous year, were recipients of, or individuals whose incomes were counted in determining eligibility for, CHIP, Medicaid, Ohio Works First, or SNAP;
- The number of such employees employed in the previous year by each employer specified in the report;
- The total cost to the state for the previous year of providing benefits under CHIP, Medicaid, Ohio Works First, or SNAP to employees of each of the employers specified in the report, specified separately for each employer.

The bill expressly makes the annual reports a public record under the state's Public Records Law. The reports, though, are prohibited from including identifying information about any employees who are recipients of, or individuals whose incomes are counted in determining eligibility for, CHIP, Medicaid, Ohio Works First, or SNAP.

The Director of Job and Family Services is required to provide a copy of the annual reports to all of the following:

- Each member of the General Assembly;
- The Director of Development;
- The Director of Budget and Management or, if the Director designates an employee of the Office of Budget and Management to serve on the Controlling Board in the Director's place, the designated employee;
- Each member of the Tax Credit Authority.

² For purposes of the bill, "employer" is defined as any individual, sole proprietorship, partnership, limited liability company, corporation, or other entity doing business in Ohio and any entity controlled by or affiliated with such an individual or entity. Whether an entity is controlled by or affiliated with an individual or entity doing business in Ohio is to be determined by applying the principles set forth on January 1, 1993, in the federal Internal Revenue Code, except that a voting power of 51% is to be applied to the determination of control or affiliation.

The Director of Development, members of the Controlling Board,³ and members of the Tax Credit Authority are required to consider the information included in the annual reports when determining whether to grant an employer a contract, award, subsidy, or incentive or to approve such a contract, award, subsidy, or incentive. And, they are to notify the Director of Job and Family Services of the impact the annual reports have on decisions regarding contracts, awards, subsidies, and incentives.

The Director of Job and Family Services is required to make the annual reports available on a searchable internet web site beginning not later than one year after the bill's effective date. The internet web site must include information provided by the Director of Development, Controlling Board, and Tax Credit Authority regarding the impact the annual reports have on decisions regarding contracts, awards, subsidies, and incentives.

HISTORY

| ACTION | DATE |
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| Introduced | 10-27-09 |
| Reported, H. State Gov't | 03-18-10 |
| Failed, Third Consideration, House (48-47) | 12-08-10 |

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³ The Controlling Board consists of six members of the General Assembly and the Director of Budget and Management or an employee of the Office of Budget and Management who the Director designates to serve in the Director's place (R.C. 127.12).

