

As Reported by the House State and Local Government Committee

132nd General Assembly

Regular Session

2017-2018

Sub. H. B. No. 675

Representative Barnes

Cosponsor: Representative Hambley

A BILL

To amend section 5705.06 and to enact sections 1
307.601 and 749.40 of the Revised Code to 2
expressly authorize municipal corporations and 3
counties to establish and operate local Hope for 4
a Smile Programs funded by property tax revenue. 5

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That section 5705.06 be amended and sections 6
307.601 and 749.40 of the Revised Code be enacted to read as 7
follows: 8

Sec. 307.601. (A) A board of county commissioners may 9
establish and operate a hope for a smile program with the 10
primary objective of improving the oral health of school-age 11
children, targeting children who are indigent and uninsured. The 12
program may be implemented in a way that creates systemic 13
efficiencies by leveraging available medicaid and insurance 14
funding to provide early dental care and thereby improve future 15
health outcomes and minimize the inevitable health care costs 16
associated with bad oral health that will be paid by future 17
taxpayers. 18

(B) The board may allocate revenue to a hope for a smile program from the proceeds of a tax levied under section 5705.191 of the Revised Code, or a tax that is a renewal or replacement of such levy, if the purpose of the tax is to supplement the general fund of the county for health or human services purposes. All such revenue shall be credited to a hope for a smile program fund established by the board and shall be used solely for the purposes described by this section. Any interest earned on money in the hope for a smile program fund shall be credited to the fund. 19
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(C) The board may collaborate with one or more of the following in administering a hope for a smile program: 29
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(1) The Ohio dental association; 31

(2) The Ohio dental hygienists' association; 32

(3) The Ohio state university college of dentistry and the dental hygiene program at that college; 33
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(4) Case western reserve university school of dental medicine; 35
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(5) Shawnee state university; 37

(6) James A. Rhodes state college; 38

(7) Columbus state community college; 39

(8) Cuyahoga community college, metropolitan campus; 40

(9) Youngstown state university; 41

(10) Lorain county community college; 42

(11) Lakeland community college; 43

(12) University of Cincinnati; 44

<u>(13) Sinclair community college;</u>	45
<u>(14) Owens community college;</u>	46
<u>(15) Stark state college.</u>	47
<u>(D) Money in the hope for a smile program fund may be used</u>	48
<u>to purchase or secure the use of, maintain, and operate one or</u>	49
<u>more buses equipped as mobile dental units and staffed by</u>	50
<u>dentists, dental hygienists, or the faculty or staff of the</u>	51
<u>dentistry and dental hygiene educational programs of this state.</u>	52
<u>The faculty or staff of the educational programs may permit</u>	53
<u>students enrolled in the programs to participate in staffing the</u>	54
<u>bus or buses.</u>	55
<u>The individuals staffing each bus shall travel to schools</u>	56
<u>located in the county. In scheduling visits to those schools,</u>	57
<u>priority shall be given to schools that are attended by high</u>	58
<u>numbers of children who are in the program's targeted</u>	59
<u>population, but any child may receive dental services. The bus</u>	60
<u>may also be used to provide services to elderly persons.</u>	61
<u>Individuals who provide services through a hope for a smile</u>	62
<u>program shall provide the services in accordance with their</u>	63
<u>authority to practice under Chapter 4715. of the Revised Code.</u>	64
<u>(E) A county that has established and operates a hope for</u>	65
<u>a smile program satisfying divisions (A) to (D) of this section</u>	66
<u>may do any of the following:</u>	67
<u>(1) Apply on the program's behalf to the department of</u>	68
<u>medicaid for a medicaid provider agreement.</u>	69
<u>(2) Arrange with private entities that provide health care</u>	70
<u>insurance or other forms of health care coverage in this state</u>	71
<u>for reimbursement from them for services provided to children</u>	72
<u>who have health care insurance or coverage through those</u>	73

entities. The director of health shall assist the county in 74
complying with this division upon the county's request. 75

(3) Seek payments from the medicaid program for services 76
provided to children who are medicaid recipients. 77

(4) Seek reimbursement from private entities that provide 78
health care insurance or other forms of health care coverage for 79
services provided to children who have insurance or coverage 80
through those. 81

(5) Apply for money allocated by the United States 82
department of labor or other entities for workforce or economic 83
development initiatives. 84

Any amounts received from a source described in this 85
division shall be credited to the hope for a smile program fund. 86

(F) Not later than the first day of July each year, a 87
board of county commissioners operating a hope for a smile 88
program shall prepare a report on progress the program has made 89
in achieving the objective expressed in division (A) of this 90
section, saving money for the medicaid program and other safety 91
net programs, and promoting workforce and economic development 92
in this state. The board shall submit each report to the 93
governor and to the general assembly. 94

Sec. 749.40. (A) The legislative authority of a municipal 95
corporation may establish and operate a hope for a smile program 96
with the primary objective of improving the oral health of 97
school-age children, targeting children who are indigent and 98
uninsured. The program may be implemented in a way that creates 99
systemic efficiencies by leveraging available medicaid and 100
insurance funding to provide early dental care and thereby 101
improve future health outcomes and minimize the inevitable 102

health care costs associated with bad oral health that will be 103
paid by future taxpayers. 104

(B) (1) The legislative authority may annually levy and 105
collect a tax under division (H) of section 5705.06 of the 106
Revised Code to fund a hope for a smile program. The rate of the 107
tax shall not exceed one mill on each dollar of taxable value. 108

(2) The legislative authority may, as a supplement or 109
alternative to the funding described in division (B) (1) of this 110
section, allocate revenue to a hope for a smile program from the 111
proceeds of a tax levied under section 5705.191 of the Revised 112
Code, or a tax that is a renewal or replacement of such levy, if 113
the purpose of the tax is to supplement the general fund of the 114
municipal corporation for health or human services purposes. 115

(3) All revenue received from the tax levied under 116
division (B) (1) of this section or allocated under division (B) 117
(2) of this section shall be credited to a hope for a smile 118
program fund established by the municipal corporation and shall 119
be used solely for the purposes described by this section. Any 120
interest earned on money in the hope for a smile program fund 121
shall be credited to the fund. 122

(C) A municipal corporation may collaborate with one or 123
more of the following in administering a hope for a smile 124
program: 125

(1) The Ohio dental association; 126

(2) The Ohio dental hygienists' association; 127

(3) The Ohio state university college of dentistry and the 128
dental hygiene program at that college; 129

(4) Case western reserve university school of dental 130

<u>medicine;</u>	131
<u>(5) Shawnee state university;</u>	132
<u>(6) James A. Rhodes state college;</u>	133
<u>(7) Columbus state community college;</u>	134
<u>(8) Cuyahoga community college, metropolitan campus;</u>	135
<u>(9) Youngstown state university;</u>	136
<u>(10) Lorain county community college;</u>	137
<u>(11) Lakeland community college;</u>	138
<u>(12) University of Cincinnati;</u>	139
<u>(13) Sinclair community college;</u>	140
<u>(14) Owens community college;</u>	141
<u>(15) Stark state college.</u>	142
<u>(D) Money in the hope for a smile program fund may be used</u>	143
<u>to purchase or secure the use of, maintain, and operate one or</u>	144
<u>more buses equipped as mobile dental units and staffed by</u>	145
<u>dentists, dental hygienists, or the faculty or staff of the</u>	146
<u>dentistry and dental hygiene educational programs of this state.</u>	147
<u>The faculty or staff of the educational programs may permit</u>	148
<u>students enrolled in the programs to participate in staffing the</u>	149
<u>bus or buses.</u>	150
<u>The individuals staffing each bus shall travel to schools</u>	151
<u>located in the municipal corporation. In scheduling visits to</u>	152
<u>those schools, priority shall be given to schools that are</u>	153
<u>attended by high numbers of children who are in the program's</u>	154
<u>targeted population, but any child may receive dental services.</u>	155
<u>The bus may also be used to provide services to elderly persons.</u>	156

Individuals who provide services through a hope for a smile 157
program shall provide the services in accordance with their 158
authority to practice under Chapter 4715. of the Revised Code. 159

(E) A municipal corporation that has established and 160
operates a hope for a smile program satisfying divisions (A) to 161
(D) of this section may do any of the following: 162

(1) Apply on the program's behalf to the department of 163
medicaid for a medicaid provider agreement. 164

(2) Arrange with private entities that provide health care 165
insurance or other forms of health care coverage in this state 166
for reimbursement from them for services provided to children 167
who have health care insurance or coverage through those 168
entities. The director of health shall assist the municipal 169
corporation in complying with this division upon the municipal 170
corporation's request. 171

(3) Seek payments from the medicaid program for services 172
provided to children who are medicaid recipients. 173

(4) Seek reimbursement from private entities that provide 174
health care insurance or other forms of health care coverage for 175
services provided to children who have insurance or coverage 176
through those. 177

(5) Apply for money allocated by the United States 178
department of labor or other entities for workforce or economic 179
development initiatives. 180

Any amounts received from a source described in this 181
division shall be credited to the hope for a smile program fund. 182

(F) Not later than the first day of July each year, a 183
municipal corporation operating a hope for a smile program shall 184

prepare a report on progress the program has made in achieving 185
the objective expressed in division (A) of this section, saving 186
money for the medicaid program and other safety net programs, 187
and promoting workforce and economic development in this state. 188
The municipal corporation shall submit each report to the 189
governor and to the general assembly. 190

Sec. 5705.06. The following special levies are hereby 191
authorized without vote of the people: 192

(A) A levy for any specific permanent improvement which 193
the subdivision is authorized by law to acquire, construct, or 194
improve, or any class of such improvements which could be 195
included in a single bond issue; 196

(B) A levy for the library purposes of the subdivision, in 197
accordance with the provisions of the Revised Code authorizing 198
levies for such purposes, but only to the extent so authorized; 199

(C) In the case of a municipal corporation, a levy for a 200
municipal university under section 3349.13 of the Revised Code, 201
but only to the extent authorized; 202

(D) In the case of a county, a levy for the construction, 203
reconstruction, resurfacing, and repair of roads and bridges, 204
other than state roads and bridges; 205

(E) In the case of a county, a levy for paying the 206
county's proportion of the cost of the construction, 207
improvement, and maintenance of state highways; 208

(F) In the case of a township, a levy for the 209
construction, reconstruction, resurfacing, and repair of roads 210
and bridges, excluding state roads and bridges, including the 211
township's portion of the cost of the construction, improvement, 212
maintenance, and repair of county roads and bridges; 213

(G) The levies prescribed by division (B) of sections 742.33 and 742.34 of the Revised Code;	214
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<u>(H) In the case of a municipal corporation, a levy for the purposes of establishing and operating a hope for a smile program under section 749.40 of the Revised Code.</u>	216
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Each such special levy shall be within the ten-mill limitation and shall be subject to the control of the county budget commission, as provided by sections 5705.01 to 5705.47 of the Revised Code.	219
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Except for the special levies authorized in divisions (A), (B), (C), (D), (E), and (G) of this section, any authority granted by the Revised Code to levy a special tax within the ten-mill limitation for a current expense shall be construed as authority to provide for such expense by the general levy for current expenses.	223
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Section 2. That existing section 5705.06 of the Revised Code is hereby repealed.	229
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