

**As Introduced**

**132nd General Assembly**

**Regular Session**

**2017-2018**

**H. B. No. 675**

**Representative Barnes**

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**A BILL**

To amend section 5705.06 and to enact section 1  
749.40 of the Revised Code to expressly 2  
authorize municipal corporations to impose an 3  
unvoted property tax levy not exceeding one mill 4  
per dollar of taxable value for the purpose of 5  
funding a local Hope for a Smile Program. 6

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

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

**Sec. 749.40.** (A) The legislative authority of a municipal 9  
corporation may annually levy and collect a tax under division 10  
(H) of section 5705.06 of the Revised Code for the purpose of 11  
establishing and operating a hope for a smile program. The rate 12  
of the tax shall not exceed one mill on each dollar of taxable 13  
value. All revenue received from the tax shall be credited to a 14  
hope for a smile program fund established by the municipal 15  
corporation and shall be used solely for the purposes described 16  
by this section. Any interest earned on money in the hope for a 17  
smile program fund shall be credited to the fund. 18

(B) The primary objective of the hope for a smile program 19

shall be to improve the oral health of school-age children. 20  
Services provided under the program shall be targeted at school- 21  
age children who are indigent and uninsured, although other 22  
children may be served. 23

(C) A municipal corporation levying a tax under division 24  
(H) of section 5705.06 of the Revised Code may collaborate with 25  
one or more of the following in administering the hope for a 26  
smile program: 27

(1) The Ohio dental association; 28

(2) The Ohio dental hygienists' association; 29

(3) The Ohio state university college of dentistry and the 30  
dental hygiene program at that college; 31

(4) Case western reserve university school of dental 32  
medicine; 33

(5) Shawnee state university; 34

(6) James A. Rhodes state college; 35

(7) Columbus state community college; 36

(8) Cuyahoga community college, metropolitan campus; 37

(9) Youngstown state university; 38

(10) Lorain county community college; 39

(11) Lakeland community college; 40

(12) University of Cincinnati; 41

(13) Sinclair community college; 42

(14) Owens community college; 43

(15) Stark state college. 44

(D) Money in the hope for a smile program fund may be used 45  
to purchase or secure the use of, maintain, and operate one or 46  
more buses equipped as mobile dental units and staffed by 47  
dentists, dental hygienists, or the faculty or staff of the 48  
dentistry and dental hygiene educational programs of this state. 49  
The faculty or staff of the educational programs may permit 50  
students enrolled in the programs to participate in staffing the 51  
bus or buses. 52

The individuals staffing each bus shall travel to schools 53  
located in the municipal corporation. In scheduling visits to 54  
those schools, priority shall be given to schools that are 55  
attended by high numbers of children who are in the program's 56  
targeted population. During each visit, the individuals who 57  
provide services to the children shall provide the services in 58  
accordance with their authority to practice under Chapter 4715. 59  
of the Revised Code. 60

(E) A municipal corporation that has established and 61  
operates a hope for a smile program satisfying divisions (A) to 62  
(D) of this section may do any of the following: 63

(1) Apply on the program's behalf to the department of 64  
medicaid for a medicaid provider agreement. 65

(2) Arrange with private entities that provide health care 66  
insurance or other forms of health care coverage in this state 67  
for reimbursement from them for services provided to children 68  
who have health care insurance or coverage through those 69  
entities. The director of health shall assist the municipal 70  
corporation in complying with this division upon the municipal 71  
corporation's request. 72

(3) Seek payments from the medicaid program for services 73

provided to children who are medicaid recipients. 74

(4) Seek reimbursement from private entities that provide 75  
health care insurance or other forms of health care coverage for 76  
services provided to children who have insurance or coverage 77  
through those. 78

(5) Apply for money allocated by the United States 79  
department of labor or other entities for workforce or economic 80  
development initiatives. 81

Any amounts received from a source described in this 82  
division shall be credited to the hope for a smile program fund 83  
created under division (A) of this section. 84

(F) Not later than the first day of July each year, a 85  
municipal corporation levying a tax under division (H) of 86  
section 5705.06 of the Revised Code shall prepare a report on 87  
progress the program has made in achieving the objective 88  
expressed in division (B) of this section, saving money for the 89  
medicaid program and other safety net programs, and promoting 90  
workforce and economic development in this state. The municipal 91  
corporation shall submit each report to the governor and to the 92  
general assembly. 93

**Sec. 5705.06.** The following special levies are hereby 94  
authorized without vote of the people: 95

(A) A levy for any specific permanent improvement which 96  
the subdivision is authorized by law to acquire, construct, or 97  
improve, or any class of such improvements which could be 98  
included in a single bond issue; 99

(B) A levy for the library purposes of the subdivision, in 100  
accordance with the provisions of the Revised Code authorizing 101  
levies for such purposes, but only to the extent so authorized; 102

(C) In the case of a municipal corporation, a levy for a 103  
municipal university under section 3349.13 of the Revised Code, 104  
but only to the extent authorized; 105

(D) In the case of a county, a levy for the construction, 106  
reconstruction, resurfacing, and repair of roads and bridges, 107  
other than state roads and bridges; 108

(E) In the case of a county, a levy for paying the 109  
county's proportion of the cost of the construction, 110  
improvement, and maintenance of state highways; 111

(F) In the case of a township, a levy for the 112  
construction, reconstruction, resurfacing, and repair of roads 113  
and bridges, excluding state roads and bridges, including the 114  
township's portion of the cost of the construction, improvement, 115  
maintenance, and repair of county roads and bridges; 116

(G) The levies prescribed by division (B) of sections 117  
742.33 and 742.34 of the Revised Code; 118

(H) In the case of a municipal corporation, a levy for the 119  
purposes of establishing and operating a hope for a smile 120  
program under section 749.40 of the Revised Code. 121

Each such special levy shall be within the ten-mill 122  
limitation and shall be subject to the control of the county 123  
budget commission, as provided by sections 5705.01 to 5705.47 of 124  
the Revised Code. 125

Except for the special levies authorized in divisions (A), 126  
(B), (C), (D), (E), and (G) of this section, any authority 127  
granted by the Revised Code to levy a special tax within the 128  
ten-mill limitation for a current expense shall be construed as 129  
authority to provide for such expense by the general levy for 130  
current expenses. 131

<b>Section 2.</b> That existing section 5705.06 of the Revised	132
Code is hereby repealed.	133