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# OHIO LEGISLATIVE SERVICE COMMISSION

Office of Research  
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## Synopsis of Senate Committee Amendments

(This synopsis does not address amendments that may have been adopted on the Senate Floor.)

### H.B. 371 of the 134<sup>th</sup> General Assembly

#### Senate Health

Audra Tidball, Attorney

#### **Temporary certificate of need changes**

For a certificate of need (CON) granted during the COVID-19 state of emergency (March 9, 2020, to June 18, 2021):

--Requires the Director of Health to grant a CON holder a 24-month extension to obligate capital expenditures and commence construction for a proposed project;

--Provides that the transfer of a CON, or transfer of the controlling interest in an entity that holds a CON, prior to completion of the reviewable activity for which the CON was granted, does not void the CON, so long as recognizing the transfer would not result in a violation of existing law that prohibits a CON application from being approved in various circumstances.

For a CON granted on or before the effective date of the bill, prohibits the Director of Health from imposing a civil penalty against a CON holder for obligating a capital expenditure in an amount between 110% and 150% of the approved project cost (current administrative rules permit a monetary penalty for obligating more than 110% of the approved project cost).