

As Introduced

**133rd General Assembly
Regular Session
2019-2020**

H. B. No. 670

Representative Merrin

A BILL

To make capital reappropriations for certain 1
agencies for the biennium ending June 30, 2022, 2
and to declare an emergency. 3

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

Section 203.10. ADJ ADJUTANT GENERAL 4

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1 2 3

A Reappropriations

B Army National Guard Service Contract Fund (Fund 3420)

C C74537 Renovation Projects - Federal Share \$ 4,000,000

D TOTAL Army National Guard Service Contract Fund \$ 4,000,000

E Air National Guard Federal Construction Fund (Fund 3HJ0)

F C74545 Mansfield Taxiway Federal \$ 1,151,550

G TOTAL Air National Guard Federal Construction \$ 1,151,550

	Fund		
H	Ohio Military Facilities Fund (Fund 5RV0)		
I	C74547 Mansfield Taxiway OMFC	\$	2,051,550
J	TOTAL Ohio Military Facilities Fund	\$	2,051,550
K	Administrative Building Fund (Fund 7026)		
L	C74535 Renovations and Improvements	\$	2,200,000
M	C74541 Armory Technology Infrastructure	\$	90,000
N	C74555 Rickenbacker Runway Project	\$	139,000
O	TOTAL Administrative Building Fund	\$	2,429,000
P	TOTAL ALL FUNDS	\$	9,632,100

RICKENBACKER RUNWAY PROJECT 6

The amount reappropriated for the foregoing appropriation 7
 item C74555, Rickenbacker Runway Project, is the unencumbered 8
 balance as of June 30, 2020, in appropriation item C74555, 9
 Rickenbacker Runway Project, plus the unencumbered balance as of 10
 June 30, 2020, in appropriation item C23065, Rickenbacker 11
 Boyhood Home. 12

Section 219.10. DDD DEPARTMENT OF DEVELOPMENTAL 13
 DISABILITIES 14

A				Reappropriations
B	Mental Health Facilities Improvement Fund (Fund 7033)			
C	C59004	Community Assistance Projects	\$	10,000
D	C59034	Statewide Developmental Centers	\$	1,000,000
E	C59064	Heinzerling Community Facilities	\$	350,000
F	C59066	Children's Home Autism Building	\$	1,000,000
G	TOTAL Mental Health Facilities Improvement Fund			\$ 2,360,000
H	TOTAL ALL FUNDS			\$ 2,360,000

COMMUNITY ASSISTANCE PROJECTS 16

Capital reappropriations in this act made from 17
 appropriation item C59004, Community Assistance Projects, may be 18
 used to provide community assistance funds for the development, 19
 purchase, construction, or renovation of facilities for day 20
 programs or residential programs that provide services to 21
 persons eligible for services from the Department of 22
 Developmental Disabilities or county boards of developmental 23
 disabilities and shall be distributed by the Department of 24
 Developmental Disabilities subject to Controlling Board 25
 approval. 26

The amount reappropriated for the foregoing appropriation 27
 item C59004, Community Assistance Projects, is the unencumbered 28
 balance as of June 30, 2020, in appropriation item C59004, 29
 Community Assistance Projects, plus \$1,198,710. Prior to the 30
 expenditure of this appropriation, the Department of 31
 Developmental Disabilities shall certify to the Director of 32

Budget and Management canceled encumbrances in the amount of at least \$1,198,710. 33
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STATEWIDE DEVELOPMENTAL CENTERS 35

The amount reappropriated for the foregoing appropriation item C59034, Statewide Developmental Centers, is the unencumbered balance as of June 30, 2020, in appropriation item C59034, Statewide Developmental Centers, plus \$89,939. Prior to the expenditure of this appropriation, the Department of Developmental Disabilities shall certify to the Director of Budget and Management canceled encumbrances in the amount of at least \$89,939. 36
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Section 221.10. MHA DEPARTMENT OF MENTAL HEALTH AND ADDICTION SERVICES 44
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	1	2	3
A			Reappropriations
B	Mental Health Facilities Improvement Fund (Fund 7033)		
C	C58001	Community Assistance Projects	\$ 18,000,000
D	C58007	Infrastructure Renovations	\$ 2,000,000
E	C58033	Salvation Army of Greater Cleveland Harbor Light Complex	\$ 350,000
F	C58044	Alvis Women Community Reentry Project	\$ 50,000

G	C58046	Summer Entrepreneurial Experience and Knowledge	\$	100,000
H	C58047	TVBH Campus Redevelopment	\$	80,000
I	C58048	Community Resiliency Projects	\$	6,500,000
J	TOTAL Mental Health Facilities Improvement Fund		\$	27,080,000
K	TOTAL ALL FUNDS		\$	27,080,000

Section 221.13. COMMUNITY ASSISTANCE PROJECTS 47

Capital reappropriations in this act made from 48
appropriation item C58001, Community Assistance Projects, may be 49
used for facilities constructed or to be constructed pursuant to 50
Chapter 340., 5119., 5123., or 5126. of the Revised Code or the 51
authority granted by section 154.20 and other applicable 52
sections of the Revised Code and the rules issued pursuant to 53
those chapters and that section and shall be distributed by the 54
Department of Mental Health and Addiction Services subject to 55
Controlling Board approval. 56

The amount reappropriated for the foregoing appropriation 57
item C58001, Community Assistance Projects, is the unencumbered 58
balance as of June 30, 2020, minus \$600,000. The foregoing 59
appropriation item C58001, Community Assistance Projects, shall 60
be used to support the projects listed in this section unless 61
the amounts are distributed prior to June 30, 2020. 62

	1	2	3
A	Project List		
B	Cuyahoga County Mental Health Jail Diversion Facility	\$	700,000
C	Cornerstone of Hope - Cuyahoga County	\$	500,000
D	Lorain County Recovery One Center Renovation	\$	500,000
E	Tri-County One Wellness Place Troy Facility	\$	450,000
F	Portage County Detoxification and Residential Treatment Center	\$	400,000
G	Phillis Wheatley Home for Youth Aging Out of Foster Care	\$	350,000
H	Opiate Treatment Center at Western Reserve Area on Aging	\$	300,000
I	Alvis House Opiate Addiction Treatment Center	\$	300,000
J	Adams County Wilson Children's Home	\$	250,000
K	Lake County Painesville Addiction Recovery Center	\$	160,000
L	Maryhaven's Addiction Stabilization Center	\$	125,000
M	Talbert House Glenway Outpatient Treatment Center Renovations	\$	75,000
N	Child Focus Opiate Addiction Supervised Visitation Facility at Batavia	\$	50,000

Section 221.15. INFRASTRUCTURE RENOVATIONS 64

The amount reappropriated for the foregoing appropriation 65
item C58007, Infrastructure Renovations, is the unencumbered 66
balance as of June 30, 2020, in appropriation item C58007, 67
Infrastructure Renovations, plus \$585,587, plus the unencumbered 68
balance as of June 30, 2020, in appropriation items C58000, 69
Hazardous Materials Abatement, C58004, Demolition, C58008, 70
Emergency Improvements, and C58010, Campus Consolidation. Prior 71
to the expenditure of this appropriation, the Department of 72
Mental Health and Addiction Services shall certify to the 73
Director of Budget and Management canceled encumbrances in the 74
amount of at least \$585,587. 75

Section 221.20. COMMUNITY RESILIENCY PROJECTS 76

The foregoing appropriation item, C58048, Community 77
Resiliency Projects, shall be used in support of the 78
establishment, expansion, and renovation of programming spaces 79
for individuals affected by behavioral health related issues, 80
specifically targeting, to the extent possible, programming 81
spaces for middle and high school age youth affected by 82
behavioral health related issues. 83

Funds shall be awarded to projects through a process to be 84
developed by the Department of Mental Health and Addiction 85
Services that may take into account, but is not limited to, the 86
following factors: the poverty rate of the community in which 87
the facility is to be located, the breadth and nature of the 88
plan to engage a broad spectrum of at-risk youth, support of 89
community partners, readiness of the funding applicant to move 90
forward with the project, and the array of supportive 91
programming to be offered by the applicant. All projects shall 92
comply with the community project standards and guidelines of 93

the Department of Mental Health and Addiction Services. 94

Section 225.10. DOT DEPARTMENT OF TRANSPORTATION 95

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	1	2	3
A			Reappropriations
B	Administrative Building Fund (Fund 7026)		
C	C77706	Allen County Building Demolition, Maintenance, or Construction	\$ 200,000
D	TOTAL Administrative Building Fund		\$ 200,000
E	Transportation Building Fund (Fund 7029)		
F	C77705	Statewide Land and Buildings	\$ 25,000,000
G	TOTAL Transportation Building Fund		\$ 25,000,000
H	TOTAL ALL FUNDS		\$ 25,200,000

STATEWIDE LAND AND BUILDINGS 97

The amount reappropriated for the foregoing appropriation 98
 item C77705, Statewide Land and Buildings, is the unencumbered 99
 balance as of June 30, 2020, in appropriation item C77705, 100
 Statewide Land and Buildings, plus \$5,000,000. Prior to the 101
 expenditure of this appropriation, the Department of 102
 Transportation shall certify to the Director of Budget and 103
 Management lapsed prior year appropriation of at least 104
 \$5,000,000. 105

Section 227.10. DPS DEPARTMENT OF PUBLIC SAFETY 106

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1	2	3
A		Reappropriations
B	Administrative Building Fund (Fund 7026)	
C	C76035 Alum Creek Facility Renovations and Upgrades	\$ 500,000
D	C76036 Shipley Building Renovations and Improvements	\$ 292,409
E	C76044 OSHP Headquarters/Post Renovations and Improvements	\$ 700,000
F	C76045 OSHP Academy Renovations and Improvements	\$ 85,591
G	C76049 EMA Building Renovations and Improvements	\$ 12,702
H	C76050 OSHP Dispatch Center Renovations and Improvements	\$ 500,000
I	C76060 Medina County Safety Services Complex	\$ 400,000
J	C76061 Warren County Drug Taskforce Headquarters	\$ 500,000
K	C76067 Radiological Calibration Laboratory Relocation	\$ 850,000
L	TOTAL Administrative Building Fund	\$ 3,840,702

M	TOTAL ALL FUNDS	\$ 3,840,702	
	OSHP HEADQUARTERS/POST RENOVATIONS AND IMPROVEMENTS		108
	The amount reappropriated for the foregoing appropriation		109
	item C76044, OSHP Headquarters/Post Renovations and		110
	Improvements, is the unencumbered balance as of June 30, 2020,		111
	in appropriation item C76044, OSHP Headquarters/Post Renovations		112
	and Improvements, plus the unencumbered balance as of June 30,		113
	2020, in appropriation item C76043, Minor Capital Projects.		114
	Section 229.10. DRC DEPARTMENT OF REHABILITATION AND		115
	CORRECTION		116
			117

	1	2	3
A			Reappropriations
B	Adult Correctional Building Fund (Fund 7027)		
C	C50100 Local Jails		\$ 4,525,000
D	C50101 Community-Based Correctional Facilities		\$ 13,602,598
E	C50105 Water System/Plant Improvements		\$ 2,000,000
F	C50114 Community Residential Program		\$ 1,219,535
G	C50136 General Building Renovations		\$ 10,000,000
H	TOTAL Adult Correctional Building Fund		\$ 31,347,133
I	TOTAL ALL FUNDS		\$ 31,347,133

COMMUNITY-BASED CORRECTIONAL FACILITIES	118
The amount reappropriated for the foregoing appropriation	119
item C50101, Community-Based Correctional Facilities, is the	120
unencumbered balance as of June 30, 2020, in appropriation item	121
C50101, Community-Based Correctional Facilities, plus \$222,864.	122
Prior to the expenditure of this appropriation, the Department	123
of Rehabilitation and Correction shall certify to the Director	124
of Budget and Management canceled encumbrances in the amount of	125
at least \$222,864.	126
WATER SYSTEM/PLANT IMPROVEMENTS	127
The amount reappropriated for the foregoing appropriation	128
item C50105, Water System/Plant Improvements, is the	129
unencumbered balance as of June 30, 2020, in appropriation item	130
C50105, Water System/Plant Improvements, plus \$12,983. Prior to	131
the expenditure of this appropriation, the Department of	132
Rehabilitation and Correction shall certify to the Director of	133
Budget and Management canceled encumbrances in the amount of at	134
least \$12,983.	135
COMMUNITY RESIDENTIAL PROGRAM	136
The amount reappropriated for the foregoing appropriation	137
item C50114, Community Residential Program, is the unencumbered	138
balance as of June 30, 2020, in appropriation item C50114,	139
Community Residential Program, plus \$9,549. Prior to the	140
expenditure of this appropriation, the Department of	141
Rehabilitation and Correction shall certify to the Director of	142
Budget and Management canceled encumbrances in the amount of at	143
least \$9,549.	144
GENERAL BUILDING RENOVATIONS	145
The amount reappropriated for the foregoing appropriation	146

item C50136, General Building Renovations, is the unencumbered 147
 balance as of June 30, 2020, in appropriation item C50136, 148
 General Building Renovations, plus \$3,289,709. Prior to the 149
 expenditure of this appropriation, the Department of 150
 Rehabilitation and Correction shall certify to the Director of 151
 Budget and Management canceled encumbrances in the amount of at 152
 least \$3,289,709. 153

Section 229.20. LOCAL JAILS 154

The amount reappropriated for the foregoing appropriation 155
 item C50100, Local Jails, shall be equal to the amount of all 156
 projects specified in this section, unless the amounts are 157
 released prior to June 30, 2020. 158

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	1	2	3
A	Project List		
B	Hamilton County Justice Center Capacity and Recovery Expansion	\$	2,500,000
C	Warren County Jail Interceptor Center	\$	750,000
D	Barberton Municipal Jail	\$	500,000
E	Columbiana County Jail	\$	250,000
F	Fayette County Adult Detention Facility	\$	225,000
G	Tuscarawas County Jail	\$	200,000
H	Allen County Jail Facility	\$	100,000

Section 229.25. COMMUNITY-BASED CORRECTIONAL FACILITIES	160
For capital reappropriations in this act made from	161
appropriation item C50101, Community-Based Correctional	162
Facilities, the Department of Rehabilitation and Correction	163
shall designate the projects involving the construction and	164
renovation of single-county and district community-based	165
correctional facilities.	166
The Department of Rehabilitation and Correction may review	167
and approve the renovation and construction of projects for	168
which funds are provided. The proceeds of any obligations	169
authorized under this section shall not be applied to any such	170
facilities that are not designated and approved by the	171
Department of Rehabilitation and Correction.	172
The Department of Rehabilitation and Correction shall	173
adopt guidelines to accept and review applications and designate	174
projects. The guidelines shall require the county or counties to	175
justify the need for the facility and to comply with timelines	176
for the submission of documentation pertaining to the site,	177
program, and construction.	178
Section 229.30. COMMUNITY RESIDENTIAL PROGRAM RENOVATIONS	179
Capital reappropriations in this act made from	180
appropriation item C50114, Community Residential Program, may be	181
used by the Department of Rehabilitation and Correction,	182
pursuant to sections 5120.103 to 5120.105 of the Revised Code,	183
to provide for the construction or renovation of halfway house	184
facilities for offenders eligible for community supervision by	185
the Department of Rehabilitation and Correction.	186
Section 233.10. DYS DEPARTMENT OF YOUTH SERVICES	187

	1	2	3
A			Reappropriations
B	Juvenile Correctional Building Fund (Fund 7028)		
C	C47001	Fire Suppression, Safety, and Security	\$ 500,000
D	C47002	General Institutional Renovations	\$ 1,000,000
E	C47003	Community Rehabilitation Centers	\$ 280,275
F	C47007	Local Juvenile Detention Centers	\$ 93,000
G	C47025	Cuyahoga Housing Replacement	\$ 6,981,385
H	C47027	Ashtabula Juvenile Court Resources and Reporting Center Improvements	\$ 500,000
I	TOTAL Juvenile Correctional Building Fund		\$ 9,354,660
J	TOTAL ALL FUNDS		\$ 9,354,660

FIRE SUPPRESSION/SAFETY/SECURITY 189

The amount reappropriated for the foregoing appropriation 190
item C47001, Fire Suppression/Safety/Security, is the 191
unencumbered balance as of June 30, 2020, in appropriation item 192
C47001, Fire Suppression/Safety/Security, plus \$206,479. Prior 193
to the expenditure of this appropriation, the Department of 194
Youth Services shall certify to the Director of Budget and 195
Management canceled encumbrances in the amount of at least 196
\$206,479. 197

Section 233.20. COMMUNITY REHABILITATION CENTERS 198

For capital reappropriations in this act made from 199
appropriation item C47003, Community Rehabilitation Centers, the 200
Department of Youth Services shall designate the projects 201
involving the construction and renovation of single-county and 202
multicounty community corrections facilities. 203

The Department of Youth Services may review and approve 204
the renovation and construction of projects for which funds are 205
provided. The proceeds of any obligations authorized under this 206
section shall not be applied to any such facilities that are not 207
designated and approved by the Department of Youth Services. 208

The Department of Youth Services shall adopt guidelines to 209
accept and review applications and designate projects. The 210
guidelines shall require the county or counties to justify the 211
need for the facility and to comply with timelines for the 212
submission of documentation pertaining to the site, program, and 213
construction. 214

For purposes of this section, "community corrections 215
facilities" has the same meaning as in section 5139.36 of the 216
Revised Code. 217

Section 233.30. LOCAL JUVENILE DETENTION CENTERS 218

For capital appropriations or reappropriations in this act 219
made from appropriation item C47007, Local Juvenile Detention 220
Centers, the Department of Youth Services shall designate the 221
projects involving the construction and renovation of county and 222
multicounty juvenile detention centers. 223

The Department of Youth Services may review and approve 224
the renovation and construction of projects for which funds are 225
provided. The proceeds of any obligations authorized under this 226
section shall not be applied to any such facilities that are not 227

designated by the Department of Youth Services. 228

The Department of Youth Services shall comply with the 229
guidelines set forth in this section, accept and review 230
applications, designate projects, and determine the amount of 231
state match funding to be applied to each project. The 232
department shall, with the advice of the county or counties 233
participating in a project, determine the funded design capacity 234
of the detention centers that are designated to receive funding. 235
Notwithstanding any provisions to the contrary contained in 236
Chapter 153. of the Revised Code, the Department of Youth 237
Services may coordinate, review, and monitor the drawdown and 238
use of funds for the renovation and construction of projects for 239
which designated funds are provided. 240

(A) The Department of Youth Services shall develop a 241
formula to determine the amount, if any, of state match that may 242
be provided to a single county or multicounty detention center 243
project. 244

(B) The formula developed by the Department of Youth 245
Services shall yield a percentage of state match ranging from 246
zero to sixty per cent. The funding authorized under this 247
section that may be applied to a construction or renovation 248
project shall not exceed the actual cost of the project. 249

The funding authorized under this section shall not be 250
applied to any project unless the detention center will be built 251
in compliance with health, safety, and security standards for 252
detention centers as established by the Department of Youth 253
Services. In addition, the funding authorized under this section 254
shall not be applied to the renovation of a detention center 255
unless the renovation is for the purpose of increasing the 256
number of beds in the center, or to meet health, safety, or 257

security standards for detention centers as established by the Department of Youth Services.

Section 237.10. FCC FACILITIES CONSTRUCTION COMMISSION

	1	2	3	
A				Reappropriations
B	Public School Building Fund (Fund 7021)			
C	C23001	Public School Buildings	\$ 37,000,000	
D	C230W4	Community School Classroom Facilities Assistance	\$ 11,964,763	
E	TOTAL Public School Building Fund		\$ 48,964,763	
F	School Building Program Assistance Fund (Fund 7032)			
G	C23002	School Building Program Assistance	\$ 56,300,000	
H	C23011	Corrective Action Program Grants	\$ 2,331,865	
I	C23018	STEM Facility Assistance	\$ 20,000	
J	TOTAL School Building Program Assistance Fund		\$ 58,651,865	
K	TOTAL ALL FUNDS		\$ 107,616,628	

PUBLIC SCHOOL BUILDINGS 262

The amount reappropriated for the foregoing appropriation item C23001, Public School Buildings, is the unencumbered 263
264

balance as of June 30, 2020, in appropriation item C23001, 265
Public School Buildings, plus the unencumbered balance as of 266
June 30, 2020, in appropriation item C230X9, Lead Plumbing 267
Fixture Replacement. 268

Section 237.20. SCHOOL BUILDING PROGRAM ASSISTANCE 269

Capital reappropriations in this act made from 270
appropriation item C23002, School Building Program Assistance, 271
shall be used by the Facilities Construction Commission to 272
provide funding to school districts that receive conditional 273
approval from the Commission pursuant to Chapter 3318. of the 274
Revised Code. 275

Section 237.30. CORRECTIVE ACTION PROGRAM GRANTS 276

The foregoing appropriation item C23011, Corrective Action 277
Program Grants, may be used to provide funding to bring 278
facilities up to Ohio School Design Manual standards for a 279
project funded pursuant to sections 3318.01 to 3318.20 or 280
3318.40 to 3318.45 of the Revised Code for the correction of 281
work that is found after occupancy of the facility to be 282
defective, or to have been omitted. Funding shall only be 283
provided for work if the impacted school district notifies the 284
Executive Director of the Ohio Facilities Construction 285
Commission within five years after occupancy of the facility for 286
which the district seeks the funding. The Commission may provide 287
funding assistance necessary to take corrective measures after 288
evaluating defective or omitted work. If the work to be 289
corrected or remediated is part of a project not yet completed, 290
the Commission may amend the project agreement to increase the 291
project budget and use corrective action funding to provide the 292
state portion of the amendment. If the work to be corrected or 293
remediated was part of a completed project and funds were 294

retained or transferred pursuant to division (C) of section 295
3318.12 of the Revised Code, the Commission may enter into a new 296
agreement to address the necessary corrective action. The 297
Commission shall assess responsibility for the defective or 298
omitted work and seek cost recovery from responsible parties, if 299
applicable. Any funds recovered shall be applied first to the 300
district portion of the cost of the corrective action. Any 301
remaining funds shall be applied to the state portion and 302
deposited into the School Building Program Assistance Fund (Fund 303
7032). 304

Section 237.40. COMMUNITY SCHOOL CLASSROOM FACILITIES 305
GRANTS 306

The foregoing appropriation item C230W4, Community School 307
Classroom Facilities Grants, may be used by the Facilities 308
Construction Commission to provide grant funding to an eligible 309
high-performing community school established under Chapter 3314. 310
of the Revised Code. 311

For purposes of this section, an "eligible high-performing 312
community school" means a community school that has available 313
and has certified it will supply, at least fifty per cent of the 314
cost of the project funded under this section and that meets the 315
following other conditions: 316

(A) Except as provided in division (B) or (C) of this 317
section, the school both: 318

(1) Has received a grade of "A," "B," or "C" for the 319
performance index score under division (C)(1)(b) of section 320
3302.03 of the Revised Code or has increased its performance 321
index score under division (C)(1)(b) of section 3302.03 of the 322
Revised Code in each of the previous three years of operation; 323

and 324

(2) Has received a grade of "A" or "B" for the value-added 325
progress dimension under division (C) (1) (e) of section 3302.03 326
of the Revised Code on its most recent report card rating issued 327
under that section. 328

(B) If the school serves only grades kindergarten through 329
three, the school received a grade of "A" or "B" for making 330
progress in improving literacy in grades kindergarten through 331
three under division (C) (1) (g) of section 3302.03 of the Revised 332
Code on its most recent report card issued under that section. 333

(C) If the school primarily serves students enrolled in a 334
dropout prevention and recovery program as described in division 335
(A) (4) (a) of section 3314.35 of the Revised Code, the school 336
received a rating of "exceeds standards" on its most recent 337
report card issued under section 3314.017 of the Revised Code. 338

Notwithstanding the definition of an eligible high- 339
performing community school under divisions (A) to (C) of this 340
section, a newly established community school may be eligible 341
for assistance under this section, if it is implementing a 342
community school model that has a track record of high quality 343
academic performance, as determined by the Department of 344
Education. 345

The foregoing appropriation may be used for the purchase, 346
construction, reconstruction, renovation, remodeling, or 347
addition to classroom facilities. A grant may be awarded to an 348
eligible high-performing community school that demonstrates that 349
the funds will be used to purchase or support classroom 350
facilities construction or modifications that increase the 351
supply of seats in effective schools, service specific unmet 352

student needs through community school education, and show 353
innovation in design and potential as a successful, replicable 354
school model. The Facilities Construction Commission may award a 355
grant to an eligible high-performing community school upon the 356
approval of a grant application by the Executive Director of the 357
Commission and the Superintendent of Public Instruction. A 358
facility that is purchased, constructed, or modified by the 359
grant funds shall be used for educational purposes for a minimum 360
of ten years after receiving the grant funds. The Facilities 361
Construction Commission, in consultation with the Superintendent 362
of Public Instruction, shall develop guidelines and may adopt 363
rules under Chapter 111. of the Revised Code for the 364
administration of the grants, including provisions for the 365
ownership and disposal of the facilities funded under this 366
section in the event the community school closes at any time. 367
Notwithstanding any provision of law to the contrary, all 368
Revised Code exemptions applicable to grants awarded and 369
projects administered by the Facilities Construction Commission 370
shall apply to the grants pursuant to this section. 371

Section 239.10. JFS DEPARTMENT OF JOB AND FAMILY SERVICES 372

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	1	2		3
A				Reappropriations
B	Special Administrative Fund (Fund 4A90)			
C	C60005	Youngstown Office Improvements	\$	723,820
D	C60007	Lima Office Improvements	\$	512,126

E	C60009	Central Office Improvements	\$	391,300
F	TOTAL Special Administrative Fund		\$	1,627,246
G	TOTAL ALL FUNDS		\$	1,627,246

Section 243.10. PWC PUBLIC WORKS COMMISSION 374

375

	1	2		3
A				Reappropriations
B	State Capital Improvements Fund (Fund 7038)			
C	C15000	Local Public Infrastructure	\$	1,004,000
D	C15001	Infrastructure - District 1	\$	31,214,552
E	C15002	Infrastructure - District 2	\$	13,860,322
F	C15003	Infrastructure - District 3	\$	26,791,311
G	C15004	Infrastructure - District 4	\$	9,944,295
H	C15005	Infrastructure - District 5	\$	8,317,110
I	C15006	Infrastructure - District 6	\$	10,035,543
J	C15007	Infrastructure - District 7	\$	10,737,598
K	C15008	Infrastructure - District 8	\$	17,683,859
L	C15009	Infrastructure - District 9	\$	7,842,900

M	C15010	Infrastructure - District 10	\$	13,440,169
N	C15011	Infrastructure - District 11	\$	10,236,035
O	C15012	Infrastructure - District 12	\$	8,773,043
P	C15013	Infrastructure - District 13	\$	6,637,312
Q	C15014	Infrastructure - District 14	\$	6,432,288
R	C15015	Infrastructure - District 15	\$	7,376,287
S	C15016	Infrastructure - District 16	\$	8,173,105
T	C15017	Infrastructure - District 17	\$	9,210,404
U	C15018	Infrastructure - District 18	\$	6,805,211
V	C15019	Infrastructure - District 19	\$	7,068,148
W	C15020	Emergency Set Aside	\$	5,969,609
X	C15022	Ohio Small Government Capital Improvement	\$	24,603,746
Y	TOTAL State Capital Improvement Fund		\$	252,156,847
Z	State Capital Improvements Revolving Loan Fund (Fund 7040)			
AA	C15030	Revolving Loan	\$	6,132,884
AB	C150RA	Revolving Loan Fund-District 1	\$	12,779,521
AC	C150RB	Revolving Loan Fund-District 2	\$	10,052,786
AD	C150RC	Revolving Loan Fund-District 3	\$	11,342,421

AE	C150RD	Revolving Loan Fund-District 4	\$	6,616,453
AF	C150RE	Revolving Loan Fund-District 5	\$	2,687,929
AG	C150RF	Revolving Loan Fund-District 6	\$	6,521,841
AH	C150RG	Revolving Loan Fund-District 7	\$	5,587,427
AI	C150RH	Revolving Loan Fund-District 8	\$	3,814,226
AJ	C150RI	Revolving Loan Fund-District 9	\$	4,082,928
AK	C150RJ	Revolving Loan Fund-District 10	\$	6,492,965
AL	C150RK	Revolving Loan Fund-District 11	\$	5,701,197
AM	C150RL	Revolving Loan Fund-District 12	\$	5,353,855
AN	C150RM	Revolving Loan Fund-District 13	\$	2,811,272
AO	C150RN	Revolving Loan Fund-District 14	\$	2,554,690
AP	C150RO	Revolving Loan Fund-District 15	\$	3,535,277
AQ	C150RP	Revolving Loan Fund-District 16	\$	5,452,577
AR	C150RQ	Revolving Loan Fund-District 17	\$	4,164,859
AS	C150RS	Revolving Loan Fund-District 18	\$	4,658,332
AT	C150RT	Revolving Loan Fund-District 19	\$	3,540,069
AU	C150RU	Small Government Program	\$	6,956,258
AV	C150RV	Emergency Program	\$	990,514

AW	TOTAL State Capital Improvements Revolving Loan Fund	\$	121,830,281
AX	Clean Ohio Conservation Fund (Fund 7056)		
AY	C150AA Clean Ohio-District 1	\$	6,364,244
AZ	C150BB Clean Ohio-District 2	\$	4,721,542
BA	C150CC Clean Ohio-District 3	\$	7,504,509
BB	C150DD Clean Ohio-District 4	\$	5,818,128
BC	C150EE Clean Ohio-District 5	\$	3,199,090
BD	C150FF Clean Ohio-District 6	\$	4,743,634
BE	C150GG Clean Ohio-District 7	\$	4,716,808
BF	C150HH Clean Ohio-District 8	\$	5,324,658
BG	C150II Clean Ohio-District 9	\$	4,031,869
BH	C150JJ Clean Ohio-District 10	\$	4,739,969
BI	C150KK Clean Ohio-District 11	\$	5,072,954
BJ	C150LL Clean Ohio-District 12	\$	3,696,315
BK	C150MM Clean Ohio-District 13	\$	7,330,745
BL	C150NN Clean Ohio-District 14	\$	7,108,486
BM	C150OO Clean Ohio-District 15	\$	6,289,397
BN	C150PP Clean Ohio-District 16	\$	7,136,473

BO	C150QQ	Clean Ohio-District 17	\$	4,041,371
BP	C150RR	Clean Ohio-District 18	\$	4,676,875
BQ	C150SS	Clean Ohio-District 19	\$	5,191,826
BR	TOTAL	Clean Ohio Conservation Fund	\$	101,708,893
BS	TOTAL ALL FUNDS		\$	475,696,021

LOCAL PUBLIC INFRASTRUCTURE 376

Capital reappropriations in this act made from the State 377
 Capital Improvements Fund (Fund 7038) shall be used in 378
 accordance with sections 164.01 to 164.12 of the Revised Code. 379
 The Director of the Public Works Commission may certify to the 380
 Director of Budget and Management that a need exists to 381
 appropriate investment earnings to be used in accordance with 382
 sections 164.01 to 164.12 of the Revised Code. If the Director 383
 of Budget and Management determines pursuant to division (D) of 384
 section 164.08 and section 164.12 of the Revised Code that 385
 investment earnings are available to support additional 386
 appropriations, such amounts are hereby appropriated. 387

If the Public Works Commission receives refunds due to 388
 project overpayments that are discovered during a post-project 389
 audit, the Director of the Public Works Commission may certify 390
 to the Director of Budget and Management that refunds have been 391
 received. In certifying the refunds, the Director of the Public 392
 Works Commission shall provide the Director of Budget and 393
 Management information on the project refunds. The certification 394
 shall detail by project the source and amount of project 395
 overpayments received and include any supporting documentation 396
 required or requested by the Director of Budget and Management. 397

Upon receipt of the certification, the Director of Budget and Management shall determine if the project refunds are necessary to support existing appropriations. If the project refunds are available to support additional appropriations, these amounts are hereby appropriated to appropriation item C15000, Local Public Infrastructure/State CIP.

REVOLVING LOAN

Capital reappropriations in this act made from the State Capital Improvements Revolving Loan Fund (Fund 7040) shall be used in accordance with sections 164.01 to 164.12 of the Revised Code.

If the Public Works Commission receives refunds due to project overpayments that are discovered during a post-project audit, the Director of the Public Works Commission may certify to the Director of Budget and Management that refunds have been received. In certifying the refunds, the Director of the Public Works Commission shall provide the Director of Budget and Management information on the project refunds. The certification shall detail by project the source and amount of project overpayments received and include any supporting documentation required or requested by the Director of Budget and Management. Upon receipt of the certification, the Director of Budget and Management shall determine if the project refunds are necessary to support existing appropriations. If the project refunds are available to support additional appropriations, these amounts are hereby appropriated to appropriation item C15030, Revolving Loan.

CLEAN OHIO CONSERVATION GRANT REPAYMENTS

Capital reappropriations in this act made from the Clean

Ohio Conservation Fund (Fund 7056) shall be used in accordance 427
with sections 164.20 to 164.27 of the Revised Code. 428

Any amount in grant repayments received by the Public 429
Works Commission and deposited into the Clean Ohio Conservation 430
Fund pursuant to section 164.261 of the Revised Code is hereby 431
appropriated through the foregoing appropriation item C15060, 432
Clean Ohio Conservation. 433

Section 245.10. OSB SCHOOL FOR THE BLIND 434

435

	1	2		3
A				Reappropriations
B	Administrative Building Fund (Fund 7026)			
C	C22616	Renovations and Improvements	\$	95,961
D	C22628	Old Campus Building Demolition	\$	110,653
E	C22629	Roadway Improvements	\$	275,000
F	C22700	Infrastructure Improvements	\$	17,146
G	TOTAL Administrative Building Fund		\$	498,760
H	TOTAL ALL FUNDS		\$	498,760

Section 247.10. OSD SCHOOL FOR THE DEAF 436

437

	1	2	3
A			Reappropriations
B	Administrative Building Fund (Fund 7026)		
C	C22107	Renovations and Improvements	\$ 626,171
D	C22114	Dormitory Construction	\$ 2,503,000
E	C22116	Old Campus Building Demolition	\$ 193,134
F	C22800	Infrastructure Improvements	\$ 2,668
G	TOTAL Administrative Building Fund		\$ 3,324,973
H	TOTAL ALL FUNDS		\$ 3,324,973

RENOVATIONS AND IMPROVEMENTS 438

The amount reappropriated for the foregoing appropriation 439
item C22107, Renovations and Improvements, is the unencumbered 440
balance as of June 30, 2020, in appropriation item C22107, 441
Renovations and Improvements, plus the unencumbered balance as 442
of June 30, 2020, in appropriation item C22111, Staff Building 443
Windows and Repair. 444

Section 509.10. CERTIFICATION OF AVAILABILITY OF MONEYS 445

Moneys that require release shall not be expended from any 446
appropriation contained in this act without certification of the 447
Director of Budget and Management that there are sufficient 448
moneys in the state treasury in the fund from which the 449
appropriation is made. Such certification made by the Office of 450
Budget and Management shall be based on estimates of revenue, 451
receipts, and expenses. Nothing in this section limits the 452

authority of the Director of Budget and Management granted in 453
section 126.07 of the Revised Code. 454

Section 509.20. LIMITATION ON USE OF CAPITAL 455
APPROPRIATIONS 456

The appropriations made in this act, excluding those made 457
from the State Capital Improvement Fund (Fund 7038) and the 458
State Capital Improvements Revolving Loan Fund (Fund 7040) for 459
buildings or structures, including remodeling and renovations, 460
are limited to: 461

(A) Acquisition of real property or interests in real 462
property; 463

(B) Buildings and structures, which includes construction, 464
demolition, complete heating and cooling, lighting, and lighting 465
fixtures, and all necessary utilities, ventilating, plumbing, 466
sprinkling, and water and sewer systems, when such systems are 467
authorized or necessary; 468

(C) Architectural, engineering, and professional services 469
expenses directly related to the projects; 470

(D) Machinery that is necessary to the operation or 471
function of the building or structure at the time of initial 472
acquisition or construction; 473

(E) Acquisition, development, and deployment of new 474
computer systems, including the integration of existing and new 475
computer systems, but excluding regular or ongoing maintenance 476
or support agreements; 477

(F) Furniture, fixtures, or equipment that meets all the 478
following criteria: 479

(1) Is essential in bringing the facility up to its 480

intended use or is necessary for the functioning of the 481
particular facility or project; 482

(2) Has a unit cost of about \$100 or more; and 483

(3) Has a useful life of five years or more. 484

Furniture, fixtures, or equipment that is not an integral 485
part of or directly related to the basic purpose or function of 486
a project for which moneys are appropriated shall not be paid 487
for from these appropriations. This paragraph does not apply to 488
appropriation line items specifically for furniture, fixtures, 489
or equipment. 490

Section 509.30. CONTINGENCY RESERVE REQUIREMENT 491

Any request for release of capital appropriations by the 492
Director of Budget and Management or the Controlling Board for 493
projects, the contracts for which are awarded by the Ohio 494
Facilities Construction Commission, shall contain a contingency 495
reserve, the amount of which shall be determined by the Ohio 496
Facilities Construction Commission, for payment of unanticipated 497
project expenses. Any amount deducted from the encumbrance for a 498
contractor's contract as an assessment for liquidated damages 499
shall be added to the encumbrance for the contingency reserve. 500
Contingency reserve funds shall be used to pay costs resulting 501
from unanticipated job conditions, to comply with rulings 502
regarding building and other codes, to pay costs related to 503
errors or omissions in contract documents, to pay costs 504
associated with changes in the scope of work, and to pay the 505
cost of settlements and judgments related to the project. 506

Any funds remaining upon completion of a project, may, 507
upon approval of the Controlling Board, be released for the use 508
of the institution to which the appropriation was made for 509

another capital facilities project or projects. 510

Section 509.40. SATISFACTION OF JUDGMENTS AND SETTLEMENTS 511
AGAINST THE STATE 512

Except as otherwise provided in this section, an 513
appropriation contained in this act or in any other act may be 514
used for the purpose of satisfying judgments, settlements, or 515
administrative awards ordered or approved by the Court of Claims 516
or by any other court of competent jurisdiction in connection 517
with civil actions against the state. This authorization does 518
not apply to appropriations that are to be applied to or used 519
for payment of guarantees by or on behalf of the state or for 520
payments under lease agreements relating to or debt service on 521
bonds, notes, or other obligations of the state. Notwithstanding 522
any other section of law to the contrary, this authorization 523
includes appropriations from funds into which proceeds or direct 524
obligations of the state are deposited only to the extent that 525
the judgment, settlement, or administrative award is for or 526
represents capital costs for which the appropriation may 527
otherwise be used and is consistent with the purpose for which 528
any related obligations were issued or entered into. Nothing 529
contained in this section is intended to subject the state to 530
suit in any forum in which it is not otherwise subject to suit, 531
nor is it intended to waive or compromise any defense or right 532
available to the state in any suit against it. 533

Section 509.50. CAPITAL RELEASES BY THE DIRECTOR OF BUDGET 534
AND MANAGEMENT 535

Notwithstanding section 126.14 of the Revised Code, 536
appropriations for appropriation items C50100, Local Jails, and 537
C50101, Community-Based Correctional Facilities, appropriated 538
from the Adult Correctional Building Fund (Fund 7027) to the 539

Department of Rehabilitation and Correction, and any projects 540
specifically identified for C58001, Community Assistance 541
Projects, shall be released upon the written approval of the 542
Director of Budget and Management. The appropriations from the 543
Public School Building Fund (Fund 7021), the Education 544
Facilities Trust Fund (Fund N087), and the School Building 545
Program Assistance Fund (Fund 7032) to the Facilities 546
Construction Commission, from the Transportation Building Fund 547
(Fund 7029) to the Department of Transportation, from the Clean 548
Ohio Conservation Fund (Fund 7056), the State Capital 549
Improvement Fund (Fund 7038), and the State Capital Improvements 550
Revolving Loan Fund (Fund 7040) to the Public Works Commission, 551
and from the Underground Parking Garage Operating Fund (Fund 552
2080) to the Capitol Square Review and Advisory Board shall be 553
released upon presentation of a request to release the funds, by 554
the agency to which the appropriation has been made, to the 555
Director of Budget and Management. 556

Section 509.60. PREVAILING WAGE REQUIREMENT 557

Except as provided in section 4115.04 of the Revised Code, 558
moneys appropriated or reappropriated by the 133rd General 559
Assembly shall not be used for the construction of public 560
improvements, as defined in section 4115.03 of the Revised Code, 561
unless the mechanics, laborers, or workers engaged therein are 562
paid the prevailing rate of wages prescribed in section 4115.04 563
of the Revised Code. Nothing in this section affects the wages 564
and salaries established for state employees under Chapter 124. 565
of the Revised Code, or collective bargaining agreements entered 566
into by the state under Chapter 4117. of the Revised Code, while 567
engaged on force account work, nor does this section interfere 568
with the use of inmate and patient labor by the state. 569

Section 509.70. AUTHORIZATION OF THE DIRECTOR OF BUDGET	570
AND MANAGEMENT	571
The Director of Budget and Management shall authorize both	572
of the following:	573
(A) The initial release of moneys for projects from the	574
funds into which proceeds of direct obligations of the state are	575
deposited; and	576
(B) The expenditure or encumbrance of moneys from funds	577
into which proceeds of direct obligations are deposited, only	578
after determining to the Director's satisfaction that either of	579
the following applies:	580
(1) The application of such moneys to the particular	581
project will not negatively affect any exclusion of the interest	582
or interest equivalent on obligations issued to provide moneys	583
to the particular fund from the calculation of gross income for	584
federal income tax purposes under the "Internal Revenue Code of	585
1986," 100 Stat. 2085, 26 U.S.C. 1, as amended.	586
(2) Moneys for the project will come from the proceeds of	587
federally taxable obligations, the interest on which is not so	588
excluded from the calculation of gross income for federal income	589
tax purposes and which have been authorized and issued on that	590
basis by their issuing authority.	591
In the event the Director determines that the condition	592
set forth in division (B) (1) of this section does not apply, and	593
that there is no existing fund in the state treasury to enable	594
compliance with the condition set forth in division (B) (2) of	595
this section, the Director may create a fund in the state	596
treasury for the purpose of receiving proceeds of federally	597
taxable obligations. The Director may establish capital	598

appropriation items in that taxable bond fund that correspond to 599
the preexisting capital appropriation items in the associated 600
tax-exempt bond fund. The Director also may transfer capital 601
appropriations in whole or in part between the taxable and tax- 602
exempt bond funds within a particular purpose for which the 603
bonds have been authorized. 604

Section 509.80. COMMUNITY SCHOOL CLASSROOM FACILITIES 605
GRANTS 606

The foregoing appropriation item C230W4, Community School 607
Classroom Facilities Grants, may be used by the Facilities 608
Construction Commission to provide grant funding to an eligible 609
high-performing community school established under Chapter 3314. 610
of the Revised Code. 611

For purposes of this section, an "eligible high-performing 612
community school" means a community school that has available 613
and has certified it will supply, at least fifty per cent of the 614
cost of the project funded under this section and that meets the 615
following other conditions: 616

(A) Except as provided in division (B) or (C) of this 617
section, the school both: 618

(1) Has received a grade of "A," "B," or "C" for the 619
performance index score under division (C) (1) (b) of section 620
3302.03 of the Revised Code or has increased its performance 621
index score under division (C) (1) (b) of section 3302.03 of the 622
Revised Code in each of the previous three years of operation; 623
and 624

(2) Has received a grade of "A" or "B" for the value-added 625
progress dimension under division (C) (1) (e) of section 3302.03 626
of the Revised Code on its most recent report card rating issued 627

under that section. 628

(B) If the school serves only grades kindergarten through 629
three, the school received a grade of "A" or "B" for making 630
progress in improving literacy in grades kindergarten through 631
three under division (C) (1) (g) of section 3302.03 of the Revised 632
Code on its most recent report card issued under that section. 633

(C) If the school primarily serves students enrolled in a 634
dropout prevention and recovery program as described in division 635
(A) (4) (a) of section 3314.35 of the Revised Code, the school 636
received a rating of "exceeds standards" on its most recent 637
report card issued under section 3314.017 of the Revised Code. 638

Notwithstanding the definition of an eligible high- 639
performing community school under divisions (A) to (C) of this 640
section, a newly established community school may be eligible 641
for assistance under this section, if it is implementing a 642
community school model that has a track record of high quality 643
academic performance, as determined by the Department of 644
Education. 645

The foregoing appropriation may be used for the purchase, 646
construction, reconstruction, renovation, remodeling, or 647
addition to classroom facilities. A grant may be awarded to an 648
eligible high-performing community school that demonstrates that 649
the funds will be used to purchase or support classroom 650
facilities construction or modifications that increase the 651
supply of seats in effective schools, service specific unmet 652
student needs through community school education, and show 653
innovation in design and potential as a successful, replicable 654
school model. The Facilities Construction Commission may award a 655
grant to an eligible high-performing community school upon the 656
approval of a grant application by the Executive Director of the 657

Commission and the Superintendent of Public Instruction. A 658
facility that is purchased, constructed, or modified by the 659
grant funds shall be used for educational purposes for a minimum 660
of ten years after receiving the grant funds. The Facilities 661
Construction Commission, in consultation with the Superintendent 662
of Public Instruction, shall develop guidelines and may adopt 663
rules under Chapter 111. of the Revised Code for the 664
administration of the grants, including provisions for the 665
ownership and disposal of the facilities funded under this 666
section in the event the community school closes at any time. 667
Notwithstanding any provision of law to the contrary, all 668
Revised Code exemptions applicable to grants awarded and 669
projects administered by the Facilities Construction Commission 670
shall apply to the grants pursuant to this section. 671

Section 509.90. PREVIOUSLY RELEASED REAPPROPRIATIONS 672

Capital reappropriations in this act that have been 673
released by the Controlling Board or the Director of Budget and 674
Management between July 1, 2018, and June 30, 2020, do not 675
require further approval or release prior to being encumbered. 676
Funds reappropriated in excess of such prior releases shall be 677
released in accordance with applicable provisions of this act. 678

Section 510.10. REAPPROPRIATION OF UNENCUMBERED BALANCES 679
OF CAPITAL APPROPRIATIONS 680

The reappropriations made in this act represent the 681
unencumbered balances of prior years' capital improvements 682
appropriations estimated to be available on June 30, 2020. 683
Notwithstanding the foregoing, unless otherwise specified, the 684
actual unencumbered balances on June 30, 2020, for the 685
appropriation items in this act identified as reappropriations 686
are hereby reappropriated. Additionally, there is hereby 687

reappropriated the actual unencumbered balances on June 30, 688
2020, of any appropriation items either appropriated or 689
reappropriated in H.B. 529 of the 132nd General Assembly or 690
appropriated in H.B. 24 of the 132nd General Assembly, H.B. 92 691
of the 132nd General Assembly, S.B. 299 of the 132nd General 692
Assembly, S.B. 51 of the 132nd General Assembly, H.B. 62 of the 693
133rd General Assembly, or H.B. 166 of the 133rd General 694
Assembly and not otherwise listed in this act, or created by the 695
Controlling Board pursuant to section 127.15 of the Revised 696
Code, if the Director of Budget and Management determines that 697
such balances are needed to complete the projects for which they 698
were reappropriated or appropriated. The appropriation items and 699
amounts that are reappropriated by this act shall be reported to 700
the Controlling Board within 30 days after the effective date of 701
this section. 702

Section 510.20. REQUIREMENTS RELATING TO NON-STATE 703
OWNERSHIP OF CERTAIN FINANCED PROJECTS 704

(A) No capital improvement reappropriations made in this 705
act from the Mental Health Facilities Improvement Fund (Fund 706
7033) or from the Parks and Recreation Improvement Fund (Fund 707
7035) shall be released for planning or for improvement, 708
renovation, or construction or acquisition of capital facilities 709
if a governmental agency, as defined in section 154.01 of the 710
Revised Code, does not own the real property that constitutes 711
the capital facilities or on which the capital facilities are or 712
will be located. This restriction does not apply in any of the 713
following circumstances: 714

(1) The governmental agency has a long-term (at least 715
fifteen years) lease of, or other interest (such as an easement) 716
in, the real property. 717

(2) In the case of a reappropriation for capital facilities that, because of their unique nature or location, will be owned or be part of facilities owned by a separate nonprofit organization and made available to the governmental agency for its use or benefit, the nonprofit organization either owns or has a long-term (at least fifteen years) lease of the real property or other capital facility to be improved, renovated, constructed, or acquired and has entered into a joint or cooperative use agreement, with and approved by the governmental agency that meets the requirements of division (B) of this section.

(B) In the case of capital facilities referred to in division (A)(2) of this section, the joint or cooperative use agreement shall include, as a minimum, provisions that:

(1) Specify the extent and nature of that joint or cooperative use, extending for not fewer than fifteen years, with the value of such use or right to use to be, as determined by the parties and approved by the approving department, reasonably related to the amount of the appropriation;

(2) Provide for pro rata reimbursement to the state should the arrangement for joint or cooperative use by a governmental agency be terminated; and

(3) Provide that procedures to be followed during the capital improvement process will comply with appropriate applicable state statutes and rules, including the provisions of this act.

Section 518.10. OBLIGATIONS ISSUED UNDER CHAPTER 151. OF THE REVISED CODE

The capital improvements for which reappropriations are

made in this act from the Higher Education Improvement Taxable Fund (Fund 7024), the Ohio Parks and Natural Resources Fund (Fund 7031), the School Building Program Assistance Fund (Fund 7032), the Higher Education Improvement Fund (Fund 7034), the State Capital Improvements Fund (Fund 7038), the State Capital Improvements Revolving Loan Fund (Fund 7040), the Coal Research and Development Fund (Fund 7046), the Clean Ohio Conservation Fund (Fund 7056), the Clean Ohio Agricultural Easement Fund (Fund 7057), and the Clean Ohio Trail Fund (Fund 7061) are determined to be capital improvements and capital facilities for natural resources, a statewide system of commonschools, state-supported and state-assisted institutions of higher education, local subdivision capital improvement projects, coal research and development projects, and conservation purposes (under the Clean Ohio Program) and are designated as capital facilities to which proceeds of obligations issued under Chapter 151. of the Revised Code are to be applied.

Section 518.20. OBLIGATIONS ISSUED UNDER CHAPTER 154. OF THE REVISED CODE

The capital improvements for which reappropriations are made in this act from the Administrative Building Taxable Bond Fund (Fund 7016), the Administrative Building Fund (Fund 7026), the Adult Correctional Building Fund (Fund 7027), the Juvenile Correctional Building Fund (Fund 7028), the Transportation Building Fund (Fund 7029), the Cultural and Sports Facilities Building Fund (Fund 7030), the Mental Health Facilities Improvement Fund (Fund 7033), and the Parks and Recreation Improvement Fund (Fund 7035) are determined to be capital improvements and capital facilities for housing state agencies and branches of government, mental health and developmental disabilities, and parks and recreation and are designated as

capital facilities to which proceeds of obligations issued under	778
Chapter 154. of the Revised Code are to be applied.	779
Section 523.10. TRANSFER OF OPEN ENCUMBRANCES	780
Upon the request of the agency to which a capital project	781
appropriation item is appropriated, the Director of Budget and	782
Management may transfer open encumbrance amounts between	783
separate encumbrances for the project appropriation item to the	784
extent that any reductions in encumbrances are agreed to by the	785
contracting vendor and the agency.	786
Section 525.10. LITIGATION PROCEEDS TO THE ADMINISTRATIVE	787
BUILDING FUND	788
Any proceeds received by the state as the result of	789
litigation or a settlement agreement related to any liability	790
for the planning, design, engineering, construction, or	791
constructed management of facilities operated by the Department	792
of Administrative Services shall be deposited into the General	793
Revenue Fund or the Building Improvement Fund (Fund 5KZ0).	794
Section 806.10. The items of law contained in this act,	795
and their applications, are severable. If an item of law	796
contained in this act, or if an application of an item of law	797
contained in this act, is held invalid, the invalidity does not	798
affect other items of law contained in this act and their	799
applications that can be given effect without the invalid item	800
or application.	801
Section 806.20. This act is hereby declared to be an	802
emergency measure necessary for the immediate preservation of	803
the public peace, health, and safety. The reason for such	804
necessity is to address urgent needs of the state during the	805
period of emergency arising from a COVID-19 outbreak. Therefore,	806

this act shall go into immediate effect.

807