

As Reported by House Finance and Appropriations Committee

123rd General Assembly

Regular Session

1999-2000

Sub. S. B. No. 245

Senators Ray, White, Fingerhut

Representatives Corbin, Carey, Coughlin, Evans, Goodman, Hoops, Mead,

Metzger, Mottley, O'Brien, Vesper, Womer Benjamin, Barrett, Boyd, Jones,

Metelsky, D. Miller, R. Miller, Ogg, Perry

A BILL

To amend sections 103.21, 124.15, 126.06, 126.32, 1
127.14, 166.03, 169.02, 329.07, 1547.72, 3109.401, 2
3313.483, 3313.487, 3313.489, 3314.08, 3317.02, 3
3317.022, 3317.0212, 3317.0216, 3317.11, 3317.16, 4
3318.01, 3318.011, 3318.36, 3332.05, 3332.06, 5
3333.29, 3734.281, 4506.01, 4766.05, 4911.18, 6
5101.325, 5101.35, 5107.05, 5107.161, 5107.162, 7
5111.23, 5117.071, 5528.30, 5705.34, 5727.84, and 8
5727.85 and to repeal section 5528.41 of the 9
Revised Code and to amend Section 3 of Am. Sub. 10
H.B. 440 of the 121st General Assembly, as most 11
recently amended by Am. Sub. H.B. 283 of the 123rd 12
General Assembly; to amend Section 18 of Am. Sub. 13
H.B. 650 of the 122nd General Assembly, as 14
subsequently amended; to amend Sections 5.05 and 7 15
of Am. Sub. H.B. 163 of the 123rd General 16
Assembly; to amend Sections 4, 4.01, 4.07, 4.10, 17
4.13, 7.01, 11, and 17 of Am. Sub. H.B. 282 of the 18
123rd General Assembly; to contingently amend 19
Section 10 of Am. Sub. S.B. 153 of the 123rd 20
General Assembly; and to amend Sections 15, 21, 21

24, 28, 29, 37, 37.04, 37.12, 37.14, 55.07, 64, 22
69.02, 72, 90, 96, 96.03, 98, 98.02, and 101 of 23
Am. Sub. H.B. 283 of the 123rd General Assembly to 24
correct, clarify, supplement, and modify certain 25
budget-related and other authorizations and 26
conditions established for the operation and 27
administration of state programs, to make 28
supplemental appropriations for the biennium 29
ending June 30, 2001, to make capital 30
appropriations to the Public Works Commission for 31
the biennium ending June 30, 2002, and to make 32
capital reappropriations for the biennium ending 33
June 30, 2002. 34

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

Section 1. That sections 103.21, 124.15, 126.06, 126.32, 35
127.14, 166.03, 169.02, 329.07, 1547.72, 3109.401, 3313.483, 36
3313.487, 3313.489, 3314.08, 3317.02, 3317.022, 3317.0212, 37
3317.0216, 3317.11, 3317.16, 3318.01, 3318.011, 3318.36, 3332.05, 38
3332.06, 3333.29, 3734.281, 4506.01, 4766.05, 4911.18, 5101.325, 39
5101.35, 5107.05, 5107.161, 5107.162, 5111.23, 5117.071, 5528.30, 40
5705.34, 5727.84, and 5727.85 of the Revised Code be amended to 41
read as follows: 42

Sec. 103.21. (A) The compensation of the director and all 43
officers and employees of the Ohio legislative service commission, 44
the expenses of the commission, and the expenses of the director 45
and the employees of the commission shall be paid out of 46
appropriations made for that purpose upon vouchers approved by the 47
director and the chairperson of the commission. 48

(B) The director of budget and management, upon the request 49

of the director of the legislative service commission and with the approval of the chairperson and vice-chairperson of the commission, shall make transfers ~~between any appropriations made~~ to of all or part of an appropriation within the commission or from one fiscal year to another.

Sec. 124.15. (A) Board and commission members appointed prior to July 1, 1991, shall be paid a salary or wage in accordance with the following schedules of rates:

Schedule B

Pay Ranges and Step Values				
Range	Step 1	Step 2	Step 3	Step 4
23 Hourly	5.72	5.91	6.10	6.31
Annually	11897.60	12292.80	12688.00	13124.80
	Step 5	Step 6		
Hourly	6.52	6.75		
Annually	13561.60	14040.00		
	Step 1	Step 2	Step 3	Step 4
24 Hourly	6.00	6.20	6.41	6.63
Annually	12480.00	12896.00	13332.80	13790.40
	Step 5	Step 6		
Hourly	6.67	7.10		
	<u>6.87</u>			
Annually	14289.60	14768.00		
	Step 1	Step 2	Step 3	Step 4
25 Hourly	6.31	6.52	6.75	6.99
Annually	13124.80	13561.60	14040.00	14539.20
	Step 5	Step 6		
Hourly	7.23	7.41		
Annually	15038.40	15412.80		
	Step 1	Step 2	Step 3	Step 4
26 Hourly	6.63	6.87	7.10	7.32

Annually	13790.40	14289.6014768.00	15225.60	81
	Step 5	Step 6		82
Hourly	7.53	7.77		83
Annually	15662.40	16161.60		84
	Step 1	Step 2Step 3	Step 4	85
27 Hourly	6.99	7.237.41	7.64	86
Annually	14534.20	15038.4015412.80	15891.20	87
	Step 5	Step 6Step 7		88
Hourly	7.88	8.158.46		89
Annually	16390.40	16952.0017596.80		90
	Step 1	Step 2Step 3	Step 4	91
28 Hourly	7.41	7.647.88	8.15	92
Annually	15412.80	15891.2016390.40	16952.00	93
	Step 5	Step 6Step 7		94
Hourly	8.46	8.799.15		95
Annually	17596.80	18283.2019032.00		96
	Step 1	Step 2Step 3	Step 4	97
29 Hourly	7.88	8.158.46	8.79	98
Annually	16390.40	16952.0017596.80	18283.20	99
	Step 5	Step 6Step 7		100
Hourly	9.15	9.5810.01		101
Annually	19032.00	19926.4020820.80		102
	Step 1	Step 2Step 3	Step 4	103
30 Hourly	8.46	8.799.15	9.58	104
Annually	17596.80	18283.2019032.00	19926.40	105
	Step 5	Step 6Step 7		106
Hourly	10.01	10.4610.99		107
Annually	20820.80	21756.8022859.20		108
	Step 1	Step 2Step 3	Step 4	109
31 Hourly	9.15	9.5810.01	10.46	110
Annually	19032.00	19962.4020820.80	21756.80	111
	Step 5	Step 6Step 7		112
Hourly	10.99	11.5212.09		113

Annually	22859.20	22961.60 25147.20		114
		<u>23961.60</u>		115
	Step 1	Step 2	Step 3	Step 4
32 Hourly	10.01	10.46	10.99	11.52
Annually	20820.80	21756.80	22859.20	23961.60
	Step 5	Step 6	Step 7	Step 8
Hourly	12.09	12.68	13.29	13.94
Annually	25147.20	26374.40	27643.20	28995.20
	Step 1	Step 2	Step 3	Step 4
33 Hourly	10.99	11.52	12.09	12.68
Annually	22859.20	23961.60	25147.20	26374.40
	Step 5	Step 6	Step 7	Step 8
Hourly	13.29	13.94	14.63	15.35
Annually	27643.20	28995.20	30430.40	31928.00
	Step 1	Step 2	Step 3	Step 4
34 Hourly	12.09	12.68	13.29	13.94
Annually	25147.20	26374.40	27643.20	28995.20
	Step 5	Step 6	Step 7	Step 8
Hourly	14.63	15.35	16.11	16.91
Annually	30430.40	31928.00	33508.80	35172.80
	Step 1	Step 2	Step 3	Step 4
35 Hourly	13.29	13.94	14.63	15.35
Annually	27643.20	28995.20	30430.40	31928.00
	Step 5	Step 6	Step 7	Step 8
Hourly	16.11	16.91	17.73	18.62
Annually	33508.80	35172.80	36878.40	38729.60
	Step 1	Step 2	Step 3	Step 4
36 Hourly	14.63	15.35	16.11	16.91
Annually	30430.40	31928.00	33508.80	35172.80
	Step 5	Step 6	Step 7	Step 8
Hourly	17.73	18.62	19.54	20.51
Annually	36878.40	38729.60	40643.20	42660.80
Schedule C				146

Pay Range and Values			147
Range	Minimum	Maximum	148
41 Hourly	10.44	15.72	149
Annually	21715.20	32697.60	150
42 Hourly	11.51	17.35	151
Annually	23940.80	36088.00	152
43 Hourly	12.68	19.12	153
Annually	26374.40	39769.60	154
44 Hourly	13.99	20.87	155
Annually	29099.20	43409.60	156
45 Hourly	15.44	22.80	157
Annually	32115.20	47424.00	158
46 Hourly	17.10	24.90	159
	<u>17.01</u>		160
Annually	35380.80	51792.00	161
47 Hourly	18.75	27.18	162
Annually	39000.00	56534.40	163
48 Hourly	20.67	29.69	164
Annually	42993.60	61755.20	165
49 Hourly	22.80	32.06	166
Annually	47424.00	66684.80	167

(B) The pay schedule of all employees shall be on a biweekly basis, with amounts computed on an hourly basis. 168
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(C) Part-time employees shall be compensated on an hourly basis for time worked, at the rates shown in division (A) of this section or in section 124.152 of the Revised Code. 170
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(D) The salary and wage rates in division (A) of this section or in section 124.152 of the Revised Code represent base rates of compensation and may be augmented by the provisions of section 124.181 of the Revised Code. In those cases where lodging, meals, laundry, or other personal services are furnished an employee, the actual costs or fair market value thereof shall be paid by the 173
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employee in such amounts and manner as determined by the director 179
of administrative services and approved by the director of budget 180
and management, and such services shall not be considered as a 181
part of the employee's compensation. An appointing authority, with 182
the approval of the director of administrative services and the 183
director of budget and management, may establish payments to 184
employees for uniforms, tools, equipment, and other requirements 185
of the department and payments for the maintenance thereof. 186
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The director of administrative services may review collective 188
bargaining agreements entered into under Chapter 4117. of the 189
Revised Code that cover state employees and determine whether 190
certain benefits or payments provided to state employees covered 191
by those agreements should also be provided to employees who are 192
exempt from collective bargaining coverage and are paid in 193
accordance with section 124.152 of the Revised Code or are listed 194
in division (B)(2) or (4) of section 124.14 of the Revised Code. 195
On completing the review, the director of administrative services, 196
with the approval of the director of budget and management, may 197
provide to some or all of these employees any payment or benefit, 198
except for salary, contained in such a collective bargaining 199
agreement even if it is similar to a payment or benefit already 200
provided by law to some or all of these employees. Any payment or 201
benefit so provided shall not exceed the highest level for that 202
payment or benefit specified in such a collective bargaining 203
agreement. The director of administrative services shall not 204
provide, and the director of budget and management shall not 205
approve, any payment or benefit to such an employee under this 206
division unless the payment or benefit is provided pursuant to a 207
collective bargaining agreement to a state employee who is in a 208
position with similar duties as, is supervised by, or is employed 209
by the same appointing authority as, the employee to whom the 210
benefit or payment is to be provided. 211

As used in this division, "payment or benefit already provided by law" includes, but is not limited to, bereavement, personal, vacation, administrative, and sick leave, disability benefits, holiday pay, and pay supplements provided under the Revised Code, but does not include wages or salary.

(E) New employees paid under schedule B of division (A) of this section or under schedule E-1 of section 124.152 of the Revised Code shall be employed at the minimum rate established for the range unless otherwise provided. Employees with qualifications that are beyond the minimum normally required for the position and that are determined by the director to be exceptional may be employed in, or may be transferred or promoted to, a position at an advanced step of the range. Further, in time of a serious labor market condition when it is relatively impossible to recruit employees at the minimum rate for a particular classification the entrance rate may be set at an advanced step in the range by the director of administrative services. This rate may be limited to geographical regions of the state. Appointments made to an advanced step under the provision regarding exceptional qualifications shall not affect the step assignment of employees already serving. However, anytime the hiring rate of an entire classification is advanced to a higher step all incumbents of that classification being paid at a step lower than that being used for hiring, shall be advanced beginning at the start of the first pay period thereafter to the new hiring rate and any time accrued at the lower step will be used to calculate advancement to a succeeding step. If the hiring rate of a classification is increased for only a geographical region of the state, then only incumbents who work in that geographical region shall be advanced to a higher step. When an employee in the unclassified service changes from one state position to another, or is appointed to a position in the classified service, or if an employee in the

classified service is appointed to a position in the unclassified 244
service, the employee's salary or wage in the new position shall 245
be determined in the same manner as if the employee were an 246
employee in the classified service. When an employee in the 247
unclassified service who is not eligible for step increases is 248
appointed to a classification in the classified service under 249
which step increases are provided, future step increases shall be 250
based on the date on which the employee last received a pay 251
increase. Future step increases shall be effective on the pay 252
period that is twenty-six pay periods following the employee's 253
last increase. If the employee has not received an increase during 254
the previous year, the date of the appointment to the classified 255
service shall be used to determine the employee's annual step 256
advancement date. In reassigning any employee to a classification 257
resulting in a pay range increase or to a new pay range as a 258
result of a promotion, an increase pay range adjustment, or other 259
classification change resulting in a pay range increase, the 260
director shall assign such employee to the step in the new pay 261
range that will provide an increase of approximately four per cent 262
if the new pay range can accommodate the increase. When an 263
employee is being assigned to a classification or new pay range as 264
the result of a class plan change, if the employee has completed a 265
probationary period, the employee shall be placed in a step no 266
lower than step two of the new pay range. If the employee has not 267
completed a probationary period, the employee may be placed in 268
step one of the new pay range. Such new salary or wage shall 269
become effective on such date as the director determines. 270

(F) If employment conditions and the urgency of the work 271
require such action, the director of administrative services may, 272
upon the application of a department head, authorize payment at 273
any rate established within the range for the class of work, for 274
work of a casual or intermittent nature or on a project basis. 275
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Payment at such rates shall not be made to the same individual for
more than three calendar months in any one calendar year. Any such
action shall be subject to the approval of the director of budget
and management as to the availability of funds. This section and
sections 124.14 and 124.152 of the Revised Code do not repeal any
authority of any department or public official to contract with or
fix the compensation of professional persons who may be employed
temporarily for work of a casual nature or for work on a project
basis.

(G) Each state employee paid under schedule B of this section
or under schedule E-1 of section 124.152 of the Revised Code shall
be advanced to succeeding steps in the range for the employee's
class according to the schedule established in this division.
Beginning on the first day of the pay period within which the
employee completes the prescribed probationary period in the
employee's classification with the state, each employee shall
receive an automatic salary adjustment equivalent to the next
higher step within the pay range for the employee's class or
grade. The base rate of each employee paid under schedule B of
this section or under schedule E-1 of section 124.152 of the
Revised Code shall advance at annual intervals thereafter, if the
employee has maintained satisfactory performance, to the next
higher step until the maximum step is reached. When an employee is
promoted or reassigned to a higher pay range, the employee's step
indicator shall return to "0" or be adjusted to account for a
probationary period, as appropriate. Step advancement shall not be
affected by demotion. A promoted employee shall advance to the
next higher step of the pay range on the first day of the pay
period in which the required probationary period is completed.
Step advancement shall become effective at the beginning of the
pay period within which the employee attains the necessary length
of service. Time spent on authorized leave of absence shall be

counted for this purpose. 309

If determined to be in the best interest of the state 310
service, the director of administrative services may, either 311
statewide or in selected agencies, adjust the dates on which 312
annual step increases are received by employees paid under 313
schedule E-1 of section 124.152 of the Revised Code. 314

(H) Employees in appointive managerial or professional 315
positions paid under salary schedule C of this section or under 316
salary schedule E-2 of section 124.152 of the Revised Code may be 317
appointed at any rate within the appropriate pay range. This rate 318
of pay may be adjusted higher or lower within the respective pay 319
range at any time the appointing authority so desires as long as 320
the adjustment is based on the employee's ability to successfully 321
administer those duties assigned to the employee. Salary 322
adjustments shall not be made more frequently than once in any 323
six-month period under this provision to incumbents holding the 324
same position and classification. 325

(I) When an employee is assigned to duty outside this state, 326
the employee may be compensated, upon request of the department 327
head and with the approval of the director of administrative 328
services at a rate not to exceed fifty per cent in excess of the 329
employee's current base rate for the period of time spent on such 330
duty. 331

(J) Unless compensation for members of a board or commission 332
is otherwise specifically provided by law, the director of 333
administrative services shall establish the rate and method of 334
payment for members of boards and commissions pursuant to the pay 335
schedules listed in section 124.152 of the Revised Code. 336

(K) Regular full-time employees in positions assigned to 337
classes within the instruction and education administration series 338
under the rules of the director of administrative services, except 339

certificated employees on the instructional staff of the state 340
school for the blind or the state school for the deaf, whose 341
positions are scheduled to work on the basis of an academic year 342
rather than a full calendar year, shall be paid according to the 343
pay range assigned by such rules but only during those pay periods 344
included in the academic year of the school where the employee is 345
located. 346

(1) Part-time or substitute teachers or those whose period of 347
employment is other than the full academic year shall be 348
compensated for the actual time worked at the rate established by 349
this section. 350

(2) Employees governed by this division are exempt from 351
sections 124.13 and 124.19 of the Revised Code. 352

(3) Length of service for the purpose of determining 353
eligibility for step increases as provided by division (G) of this 354
section and for the purpose of determining eligibility for 355
longevity pay supplements as provided by division (F) of section 356
124.181 of the Revised Code shall be computed on the basis of one 357
full year of service for the completion of each academic year. 358

(L) The superintendent of the state school for the deaf and 359
the superintendent of the state school for the blind shall, 360
subject to the approval of the superintendent of public 361
instruction, carry out both of the following: 362

(1) Annually, between the first day of April and the last day 363
of June, establish for the ensuing fiscal year a schedule of 364
hourly rates for the compensation of each certificated employee on 365
the instructional staff of that superintendent's respective school 366
constructed as follows: 367

(a) Determine for each level of training, experience, and 368
other professional qualification for which an hourly rate is set 369
forth in the current schedule, the per cent that rate is of the 370

rate set forth in such schedule for a teacher with a bachelor's 371
degree and no experience. If there is more than one such rate for 372
such a teacher, the lowest rate shall be used to make the 373
computation. 374

(b) Determine which six city, local, and exempted village 375
school districts with territory in Franklin county have in effect 376
on, or have adopted by, the first day of April for the school year 377
that begins on the ensuing first day of July, teacher salary 378
schedules with the highest minimum salaries for a teacher with a 379
bachelor's degree and no experience; 380

(c) Divide the sum of such six highest minimum salaries by 381
ten thousand five hundred sixty; 382

(d) Multiply each per cent determined in division (L)(1)(a) 383
of this section by the quotient obtained in division (L)(1)(c) of 384
this section; 385

(e) One hundred five per cent of each product thus obtained 386
shall be the hourly rate for the corresponding level of training, 387
experience, or other professional qualification in the schedule 388
for the ensuing fiscal year. 389

(2) Annually, assign each certificated employee on the 390
instructional staff of the superintendent's respective school to 391
an hourly rate on the schedule that is commensurate with the 392
employee's training, experience, and other professional 393
qualifications. 394

If an employee is employed on the basis of an academic year, 395
the employee's annual salary shall be calculated by multiplying 396
the employee's assigned hourly rate times one thousand seven 397
hundred sixty. If an employee is not employed on the basis of an 398
academic year, the employee's annual salary shall be calculated in 399
accordance with the following formula: 400

(a) Multiply the number of days the employee is required to 401
work pursuant to the employee's contract by eight; 402

(b) Multiply the product of division (L)(2)(a) of this 403
section by the employee's assigned hourly rate. 404

Each employee shall be paid an annual salary in biweekly 405
installments. The amount of each installment shall be calculated 406
by dividing the employee's annual salary by the number of biweekly 407
installments to be paid during the year. 408

Sections 124.13 and 124.19 of the Revised Code do not apply 409
to an employee who is paid under this division. 410

As used in this division, "academic year" means the number of 411
days in each school year that the schools are required to be open 412
for instruction with pupils in attendance. Upon completing an 413
academic year, an employee paid under this division shall be 414
deemed to have completed one year of service. An employee paid 415
under this division is eligible to receive a pay supplement under 416
division (L)(1), (2), or (3) of section 124.181 of the Revised 417
Code for which the employee qualifies, but is not eligible to 418
receive a pay supplement under division (L)(4) or (5) of such 419
section. An employee paid under this division is eligible to 420
receive a pay supplement under division (L)(6) of section 124.181 421
of the Revised Code for which the employee qualifies, except that 422
the supplement is not limited to a maximum of five per cent of the 423
employee's regular base salary in a calendar year. 424

(M) Division (A) of this section does not apply to "exempt 425
employees" as defined in section 124.152 of the Revised Code who 426
are paid under that section. 427

Notwithstanding any other provisions of this chapter, when an 428
employee transfers between bargaining units or transfers out of or 429
into a bargaining unit, the director shall establish the 430
employee's compensation and adjust the maximum leave accrual 431

schedule as the director deems equitable.

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Sec. 126.06. The total operating fund consists of all funds 433
in the state treasury except the auto registration distribution 434
fund, development bond retirement fund, facilities establishment 435
fund, gasoline excise tax fund, higher education improvement fund, 436
highway improvement bond retirement fund, highway obligations bond 437
retirement fund, highway ~~obligations construction~~ capital 438
improvement fund, improvements bond retirement fund, mental health 439
facilities improvement fund, parks and recreation improvement 440
fund, public improvements bond retirement fund, school district 441
income tax fund, state agency facilities improvement fund, state 442
and local government highway distribution fund, state highway 443
safety fund, Vietnam conflict compensation fund, any other fund 444
determined by the director of budget and management to be a bond 445
fund or bond retirement fund, and such portion of the highway 446
operating fund as is determined by the director of budget and 447
management and the director of transportation to be restricted by 448
Section 5a of Article XII, Ohio Constitution. 449

When determining the availability of money in the total 450
operating fund to pay claims chargeable to a fund contained within 451
the total operating fund, the director of budget and management 452
shall use the same procedures and criteria ~~he~~ the director employs 453
in determining the availability of money in a fund contained 454
within the total operating fund. The director may establish limits 455
on the negative cash balance of the general revenue fund within 456
the total operating fund, but in no case shall the negative cash 457
balance of the general revenue fund exceed ten per cent of the 458
total revenue of the general revenue fund in the preceding fiscal 459
year. 460

Sec. 126.32. (A) Any officer of any state agency may 461

authorize reimbursement for travel, including the costs of 462
transportation, for lodging, and for meals to any person who is 463
interviewing for a position that is classified in pay range 13 or 464
above in schedule E-1, or is classified in schedule E-2, of 465
section 124.152 of the Revised Code. 466

(B) If a person is appointed to a position listed in section 467
121.03 of the Revised Code, to the position of ~~administrator of~~ 468
~~workers' compensation after August 31, 2000,~~ chairperson of the 469
industrial commission, adjutant general, chancellor of the Ohio 470
board of regents, superintendent of public instruction, 471
chairperson of the public utilities commission of Ohio, or 472
director of the state lottery commission, to a position holding a 473
fiduciary relationship to the governor, to a position of an 474
appointing authority of the department of mental health, mental 475
retardation and developmental disabilities, or rehabilitation and 476
correction, to a position of superintendent in the department of 477
youth services, or to a position under section 122.05 of the 478
Revised Code, and if that appointment requires a permanent change 479
of residence, the appropriate state agency may reimburse the 480
person for the person's actual and necessary expenses, including 481
the cost of in-transit storage of household goods and personal 482
effects, of moving the person and members of the person's 483
immediate family residing in the person's household, and of moving 484
their household goods and personal effects, to the person's new 485
location. 486

Until that person moves the person's permanent residence to 487
the new location, but not for a period that exceeds thirty 488
consecutive days, the state agency may reimburse the person for 489
the person's temporary living expenses at the new location that 490
the person has incurred on behalf of the person and members of the 491
person's immediate family residing in the person's household. In 492
addition, the state agency may reimburse that person for the 493

person's travel expenses between the new location and the person's 494
former residence during this period for a maximum number of trips 495
specified by rule of the director of budget and management, but 496
the state agency shall not reimburse the person for travel 497
expenses incurred for those trips by members of the person's 498
immediate family. With the prior written approval of the director, 499
the maximum thirty-day period for temporary living expenses may be 500
extended for a person appointed to a position under section 122.05 501
of the Revised Code. 502

The director of development may reimburse a person appointed 503
to a position under section 122.05 of the Revised Code for the 504
person's actual and necessary expenses of moving the person and 505
members of the person's immediate family residing in the person's 506
household back to the United States and may reimburse a person 507
appointed to such a position for the cost of storage of household 508
goods and personal effects of the person and the person's 509
immediate family while the person is serving outside the United 510
States, if the person's office outside the United States is the 511
person's primary job location. 512

(C) All reimbursement under division (A) or (B) of this 513
section shall be made in the manner, and at rates that do not 514
exceed those, provided by rule of the director of budget and 515
management in accordance with section 111.15 of the Revised Code. 516
Reimbursements may be made under division (B) of this section 517
directly to the persons who incurred the expenses or directly to 518
the providers of goods or services the persons receive, as 519
determined by the director of budget and management. 520

Sec. 127.14. The controlling board may, at the request of any 521
state agency or the director of budget and management, authorize, 522
with respect to the provisions of any appropriation act: 523

(A) Transfers of all or part of an appropriation within but 525
not between state agencies, except such transfers as the director 526
of budget and management is authorized by law to make, provided 527
that no transfer shall be made by the director for the purpose of 528
effecting new or changed levels of program service not authorized 529
by the general assembly; 530

(B) Transfers of all or part of an appropriation from one 531
fiscal year to another; 532

(C) Transfers of all or part of an appropriation within or 533
between state agencies made necessary by administrative 534
reorganization or by the abolition of an agency or part of an 535
agency; 536

(D) Transfers of all or part of cash balances in excess of 537
needs from any fund of the state to the general revenue fund or to 538
such other fund of the state to which the money would have been 539
credited in the absence of the fund from which the transfers are 540
authorized to be made, except that the controlling board may not 541
authorize such transfers from the accrued leave liability fund, 542
auto registration distribution fund, budget stabilization fund, 543
development bond retirement fund, facilities establishment fund, 544
gasoline excise tax fund, general revenue fund, higher education 545
improvement fund, highway improvement bond retirement fund, 546
highway obligations bond retirement fund, ~~highways obligations~~ 547
~~construction~~ highway capital improvement fund, highway operating 548
fund, horse racing tax fund, improvements bond retirement fund, 549
library and local government support fund, liquor control fund, 550
local government fund, local transportation improvement program 551
fund, mental health facilities improvement fund, Ohio fairs fund, 552
parks and recreation improvement fund, public improvements bond 553
retirement fund, school district income tax fund, state agency 554
facilities improvement fund, state and local government highway 555
distribution fund, state highway safety fund, state lottery fund, 556

undivided liquor permit fund, Vietnam conflict compensation bond 557
retirement fund, volunteer fire fighters' dependents fund, 558
waterways safety fund, wildlife fund, workers' compensation fund, 559
or any fund not specified in this division that the director of 560
budget and management determines to be a bond fund or bond 561
retirement fund; 562

(E) Transfers of all or part of those appropriations included 563
in the emergency purposes account of the controlling board; 564
565

(F) Temporary transfers of all or part of an appropriation or 566
other moneys into and between existing funds, or new funds, as may 567
be established by law when needed for capital outlays for which 568
notes or bonds will be issued; 569

(G) Transfer or release of all or part of an appropriation to 570
a state agency requiring controlling board approval of such 571
transfer or release as provided by law; 572

(H) Temporary transfer of funds included in the emergency 573
purposes appropriation of the controlling board. Such temporary 574
transfers may be made subject to conditions specified by the 575
controlling board at the time temporary transfers are authorized. 576
No transfers shall be made under this division for the purpose of 577
effecting new or changed levels of program service not authorized 578
by the general assembly. 579

As used in this section, "request" means an application by a 580
state agency or the director of budget and management seeking some 581
action by the controlling board. 582

When authorizing the transfer of all or part of an 583
appropriation under this section, the controlling board may 584
authorize the transfer to an existing appropriation item and the 585
creation of and transfer to a new appropriation item. 586

Whenever there is a transfer of all or part of funds included 587

in the emergency purposes appropriation by the controlling board, 588
pursuant to division (E) of this section, the state agency or the 589
director of budget and management receiving such transfer shall 590
keep a detailed record of the use of the transferred funds. At the 591
earliest scheduled meeting of the controlling board following the 592
accomplishment of the purposes specified in the request originally 593
seeking the transfer, or following the total expenditure of the 594
transferred funds for the specified purposes, the state agency or 595
the director of budget and management shall submit a report on the 596
expenditure of such funds to the board. The portion of any 597
appropriation so transferred which is not required to accomplish 598
the purposes designated in the original request to the controlling 599
board shall be returned to the proper appropriation of the 600
controlling board at this time. 601

Notwithstanding any provisions of law providing for the 602
deposit of revenues received by a state agency to the credit of a 603
particular fund in the state treasury, whenever there is a 604
temporary transfer of funds included in the emergency purposes 605
appropriation of the controlling board pursuant to division (H) of 606
this section, revenues received by any state agency receiving such 607
a temporary transfer of funds shall, as directed by the 608
controlling board, be transferred back to the emergency purposes 609
appropriation. 610

The board may delegate to the director of budget and 611
management authority to approve transfers among items of 612
appropriation under division (A) of this section. 613

Sec. 166.03. (A) There is hereby created the facilities 614
establishment fund within the state treasury, consisting of 615
proceeds from the issuance of obligations as specified under 616
section 166.08 of the Revised Code; the moneys received by the 617
state from the sources specified in section 166.09 of the Revised 618

Code; service charges imposed under sections 166.06 and 166.07 of 619
the Revised Code; any grants, gifts, or contributions of moneys 620
received by the director of development to be used for loans made 621
under section 166.07 of the Revised Code or for the payment of the 622
allowable costs of project facilities; and all other moneys 623
appropriated or transferred to the fund. Moneys in the loan 624
guarantee fund in excess of four per cent of the unpaid principal 625
amount of loan repayments guaranteed under section 166.06 of the 626
Revised Code, but subject to the provisions and requirements of 627
any guarantee contracts, may be transferred to the facilities 628
establishment fund by the treasurer of state upon the order of the 629
director of development. Moneys received by the state under 630
Chapter 122. of the Revised Code, to the extent allocable to the 631
utilization of moneys derived from proceeds of the sale of 632
obligations pursuant to section 166.08 of the Revised Code, shall 633
be credited to the facilities establishment fund. 634

(B) All moneys appropriated or transferred to the facilities 635
establishment fund may be released at the request of the director 636
of development for payment of allowable costs or the making of 637
loans under this chapter, for transfer to the loan guarantee fund 638
established in section 166.06 of the Revised Code, or for use for 639
the purpose of or transfer to the funds established by sections 640
122.35, 122.42, 122.54, 122.55, 122.56, 122.561, 122.57, and 641
122.80; ~~until June 30, 1999, section 122.26;~~ of the Revised Code 642
and, until July 1, 2001, ~~section~~ the funds established by sections 643
122.26 and 166.031 of the Revised Code, but only for such of those 644
purposes as are within the authorization of Section 13 of Article 645
VIII, Ohio Constitution, in all cases subject to the approval of 646
the controlling board. 647

(C) The department of development, in the administration of 648
the facilities establishment fund, is encouraged to utilize and 649
promote the utilization of, to the maximum practicable extent, the 650

other existing programs, business incentives, and tax incentives 651
that department is required or authorized to administer or 652
supervise. 653

Sec. 169.02. Subject to division (B) of section 169.01 of the 654
Revised Code, the following constitute unclaimed funds: 655

(A) Except as provided in division (R) of this section, any 656
demand, savings, or matured time deposit account, or matured 657
certificate of deposit, together with any interest or dividend on 658
it, less any lawful claims, that is held or owed by a holder which 659
is a financial organization, unclaimed for a period of five years; 660

(B) Any funds paid toward the purchase of withdrawable shares 661
or other interest in a financial organization, and any interest or 662
dividends on them, less any lawful claims, that is held or owed by 663
a holder which is a financial organization, unclaimed for a period 664
of five years; 665

(C) Except as provided in division (A) of section 3903.45 of 666
the Revised Code, moneys held or owed by a holder, including a 667
fraternal association, providing life insurance, including annuity 668
or endowment coverage, unclaimed for three years after becoming 669
payable as established from the records of such holder under any 670
life or endowment insurance policy or annuity contract that has 671
matured or terminated. An insurance policy, the proceeds of which 672
are payable on the death of the insured, not matured by proof of 673
death of the insured is deemed matured and the proceeds payable if 674
such policy was in force when the insured attained the limiting 675
age under the mortality table on which the reserve is based. 676

Moneys otherwise payable according to the records of such 677
holder are deemed payable although the policy or contract has not 678
been surrendered as required. 679

(D) Any deposit made to secure payment or any sum paid in 680

advance for utility services of a public utility and any amount 681
refundable from rates or charges collected by a public utility for 682
utility services held or owed by a holder, less any lawful claims, 683
that has remained unclaimed for one year after the termination of 684
the services for which the deposit or advance payment was made or 685
one year from the date the refund was payable, whichever is 686
earlier; 687

(E) Except as provided in division (R) of this section, any 688
certificates, securities as defined in section 1707.01 of the 689
Revised Code, nonwithdrawable shares, other instruments evidencing 690
ownership, or rights to them or funds paid toward the purchase of 691
them, or any dividend, capital credit, profit, distribution, 692
interest, or payment on principal or other sum, held or owed by a 693
holder, including funds deposited with a fiscal agent or fiduciary 694
for payment of them, and instruments representing an ownership 695
interest, unclaimed for five years. Any underlying share or other 696
intangible instrument representing an ownership interest in a 697
business association, in which the issuer has recorded on its 698
books the issuance of the share but has been unable to deliver the 699
certificate to the shareholder, constitutes unclaimed funds if 700
such underlying share is unclaimed for five years. In addition, an 701
underlying share constitutes unclaimed funds if a dividend, 702
distribution, or other sum payable as a result of the underlying 703
share has remained unclaimed by the owner for five years. 704

This division shall not prejudice the rights of fiscal agents 705
or fiduciaries for payment to return the items described in this 706
division to their principals, according to the terms of an agency 707
or fiduciary agreement, but such a return shall constitute the 708
principal as the holder of the items and shall not interrupt the 709
period for computing the time for which the items have remained 710
unclaimed. 711

In the case of any such funds accruing and held or owed by a 712

corporation under division (E) of section 1701.24 of the Revised Code, such corporation shall comply with this chapter, subject to the limitation contained in section 1701.34 of the Revised Code. The period of time for which such funds have gone unclaimed specified in section 1701.34 of the Revised Code shall be computed, with respect to dividends or distributions, commencing as of the dates when such dividends or distributions would have been payable to the shareholder had such shareholder surrendered the certificates for cancellation and exchange by the date specified in the order relating to them.

Capital credits of a cooperative which after January 1, 1972, have been allocated to members and which by agreement are expressly required to be paid if claimed after death of the owner are deemed payable, for the purpose of this chapter, fifteen years after either the termination of service by the cooperative to the owner or upon the nonactivity as provided in division (B) of section 169.01 of the Revised Code, whichever occurs later, provided that this provision does not apply if the payment is not mandatory.

(F) Any sum payable on certified checks or other written instruments certified or issued and representing funds held or owed by a holder, less any lawful claims, that are unclaimed for five years, ~~and traveler's checks that are unclaimed for fifteen years~~ from the date payable, or from the date of issuance if payable on demand; except that the unclaimed period for money orders that are not third party bank checks is seven years, and the unclaimed period for traveler's checks is fifteen years, from the date payable or from the date of issuance if payable on demand.

As used in this division, "written instruments" include, but are not limited to, certified checks, cashier's checks, bills of exchange, letters of credit, drafts, money orders, and traveler's

checks. 745

If there is no address of record for the owner or other 746
person entitled to the funds, such address is presumed to be the 747
address where the instrument was certified or issued. 748

(G) Except as provided in division (R) of this section, all 749
moneys, rights to moneys, or other intangible property, arising 750
out of the business of engaging in the purchase or sale of 751
securities, or otherwise dealing in intangibles, less any lawful 752
claims, that are held or owed by a holder and are unclaimed for 753
five years from the date of transaction. 754

(H) Except as provided in division (A) of section 3903.45 of 755
the Revised Code, all moneys, rights to moneys, and other 756
intangible property distributable in the course of dissolution or 757
liquidation of a holder that are unclaimed for one year after the 758
date set by the holder for distribution; 759

(I) All moneys, rights to moneys, or other intangible 760
property removed from a safe-deposit box or other safekeeping 761
repository located in this state or removed from a safe-deposit 762
box or other safekeeping repository of a holder, on which the 763
lease or rental period has expired, or any amount arising from the 764
sale of such property, less any lawful claims, that are unclaimed 765
for three years from the date on which the lease or rental period 766
expired; 767

(J) Subject to division (M)(2) of this section, all moneys, 768
rights to moneys, or other intangible property, and any income or 769
increment on them, held or owed by a holder which is a fiduciary 770
for the benefit of another, or a fiduciary or custodian of a 771
qualified retirement plan or individual retirement arrangement 772
under section 401 or 408 of the Internal Revenue Code, unclaimed 773
for three years after the final date for distribution; 774

(K) All moneys, rights to moneys, or other intangible 775

property held or owed in this state or held for or owed to an 776
owner whose last known address is within this state, by the United 777
States government or any state, as those terms are described in 778
division (E) of section 169.01 of the Revised Code, unclaimed by 779
the owner for three years, excluding any property in the control 780
of any court in a proceeding in which a final adjudication has not 781
been made; 782

(L) Amounts payable pursuant to the terms of any policy of 783
insurance, other than life insurance, or any refund available 784
under such a policy, held or owed by any holder, unclaimed for 785
three years from the date payable or distributable; 786

(M)(1) Subject to division (M)(2) of this section, any funds 787
constituting rents or lease payments due, any deposit made to 788
secure payment of rents or leases, or any sum paid in advance for 789
rents, leases, possible damage to property, unused services, 790
performance requirements, or any other purpose, held or owed by a 791
holder unclaimed for one year; 792

(2) Any escrow funds, security deposits, or other moneys that 793
are received by a licensed broker in a fiduciary capacity and 794
that, pursuant to division (A)(26) of section 4735.18 of the 795
Revised Code, are required to be deposited into and maintained in 796
a special or trust, noninterest-bearing bank account separate and 797
distinct from any personal or other account of the licensed 798
broker, held or owed by the licensed broker unclaimed for two 799
years. 800

(N) Any sum payable as wages, salaries, or commissions, any 801
sum payable for services rendered, funds owed or held as 802
royalties, oil and mineral proceeds, funds held for or owed to 803
suppliers, and moneys owed under pension and profit-sharing plans, 804
held or owed by any holder unclaimed for one year from date 805
payable or distributable, and all other credits held or owed by 806

any holder unclaimed for three years from date payable or 807
distributable; 808

(O) Amounts held in respect of or represented by lay-aways 809
sold after January 1, 1972, less any lawful claims, when such 810
lay-aways are unclaimed for three years after the sale of them; 811

(P) All moneys, rights to moneys, and other intangible 812
property not otherwise constituted as unclaimed funds by this 813
section, including any income or increment on them, less any 814
lawful claims, which are held or owed by any holder, other than a 815
holder which holds a permit issued pursuant to Chapter 3769. of 816
the Revised Code, and which have remained unclaimed for three 817
years after becoming payable or distributable; 818

(Q) All moneys that arise out of a sale held pursuant to 819
section 5322.03 of the Revised Code, that are held by a holder for 820
delivery on demand to the appropriate person pursuant to division 821
(I) of that section, and that are unclaimed for two years after 822
the date of the sale. 823

(R)(1) Any funds that are subject to an agreement between the 824
holder and owner providing for automatic reinvestment and that 825
constitute dividends, distributions, or other sums held or owed by 826
a holder in connection with a security as defined in section 827
1707.01 of the Revised Code. an ownership interest in an 828
investment company registered under the "Investment Company Act of 829
1940," 54 Stat. 789, 15 U.S.C. 80a-1, as amended, or a certificate 830
of deposit, unclaimed for a period of five years. 831

(2) The five-year period under division (R)(1) of this 832
section commences from the date a second shareholder notification 833
or communication mailing to the owner of the funds is returned to 834
the holder as undeliverable by the United States postal service or 835
other carrier. The notification or communication mailing by the 836
holder shall be no less frequent than quarterly. 837

All moneys in a personal allowance account, as defined by 838
rules adopted by the director of job and family services, up to 839
and including the maximum resource limitation, of a medicaid 840
patient who has died after receiving care in a long-term care 841
facility, and for whom there is no identifiable heir or sponsor, 842
are not subject to this chapter. 843

Sec. 329.07. As used in this section, "Ohio works first" and, 844
"Title IV-A" have the same meanings as in section 5107.02 of the 845
Revised Code. 846

Each county department of job and family services shall have 847
at least one Ohio works first ombudsperson. A county department 848
may provide for an Ohio works first participant who resides in the 849
county the county department serves and is qualified to perform 850
the duties of an ombudsperson to be an ombudsperson. If no Ohio 851
works first participant residing in the county the county 852
department serves is qualified to perform the duties of an 853
ombudsperson, the county department shall provide for one or more 854
employees of the county department to be ombudspersons or contract 855
with a person or government entity for the person or entity to 856
perform the duties of an ombudsperson for the county department. 857
To the extent permitted by federal law, the county department may 858
use funds available under Title IV-A to provide for county 859
department employees or a person or government entity under 860
contract with the county department to perform the duties of an 861
ombudsperson. 862

An Ohio works first ombudsperson shall help Ohio works first 863
applicants and participants resolve complaints the applicants and 864
participants have about the administration of Ohio works first ~~and~~ 865
~~help participants contact caseworkers for the purpose of~~ 866
~~scheduling meetings under section 5107.161 of the Revised Code.~~ 867

The department of job and family services shall maintain a 868

toll-free telephone number an Ohio works first assistance group 869
may call to obtain the telephone number of an Ohio works first 870
ombudsperson. 871

Sec. 1547.72. (A) The division of watercraft, whenever it 872
considers it in the best interests of the state, and as an aid to 873
lake commerce and navigation or recreational boating, may 874
construct, maintain, repair, and operate refuge harbors and other 875
projects for the harboring, mooring, docking, launching, and 876
storing of light draft vessels, and marine recreational 877
facilities. Subject to section 1547.77 of the Revised Code, those 878
harbors, projects, and facilities may be constructed on waters in 879
this state. If a refuge harbor lies between the shoreline and a 880
harbor line established by the United States government so as to 881
interfere with the wharfing out by a littoral owner to navigable 882
waters, the littoral owner shall consent thereto in writing before 883
the location and construction thereof. 884

The division may lease any space in those refuge harbors or 885
other projects for the harboring, mooring, docking, launching, and 886
storing of light draft vessels. The rental therefor shall be 887
determined by the division. 888

(B) The division, with the approval of the director of 889
natural resources, may expend for the acquisition of any rights in 890
land; for the construction, maintenance, repair, and operation of 891
refuge harbors and other projects for the harboring, mooring, 892
docking, launching, and storing of light draft vessels, and marine 893
recreational facilities on waters in this state; for planning, 894
studies, surveys, and engineering therefor; or for the improvement 895
of harbors, channels, and waterways to foster vessel safety, funds 896
appropriated by the general assembly for those purposes and, in 897
addition, moneys accruing to the waterways safety fund established 898
in section 1547.75 of the Revised Code. 899

(C) The division, with the approval of the director, may 900
distribute moneys for the purpose of administering federal 901
assistance ~~under the Clean Vessel Act of 1992, 106 Stat. 5086, 33~~ 902
~~U.S.C. 1322 note,~~ to public and private entities ~~for the~~ 903
~~construction, renovation, operation, and maintenance of pumpout~~ 904
~~stations and waste reception facilities and for any other purpose~~ 905
~~provided under that act~~ in accordance with guidelines established 906
under each federal grant program. Public and private entities that 907
receive moneys under this division may charge fees at the 908
facilities in accordance with the applicable federal guidelines 909
~~established under the Clean Vessel Act of 1992.~~ 910

Sec. 3109.401. (A) The general assembly finds the following: 911
912

(1) That the parent and child relationship is of fundamental 913
importance to the welfare of a child, and that the relationship 914
between a child and each parent should be fostered unless 915
inconsistent with the child's best interests; 916

(2) That parents have the responsibility to make decisions 917
and perform other parenting functions necessary for the care and 918
growth of their children; 919

(3) That the courts, when allocating parenting functions and 920
responsibilities with respect to the child in a divorce, 921
dissolution, legal separation, annulment, or any other proceeding 922
addressing the allocation of parental rights and responsibilities, 923
must determine the child's best interests; 924

(4) That the courts and parents must take into consideration 925
the following general principles when allocating parental rights 926
and responsibilities and developing appropriate terms for 927
parenting plans: 928

(a) Children are served by a parenting arrangement that best 929

provides for a child's safety, emotional growth, health, 930
stability, and physical care. 931

(b) Exposure of the child to harmful parental conflict should 932
be minimized as much as possible. 933

(c) Whenever appropriate, parents should be encouraged to 934
meet their responsibilities to their children through agreements 935
rather than by relying on judicial intervention. 936

(d) When a parenting plan provides for mutual decision-making 937
responsibility by the parents but they are unable to make 938
decisions mutually, they should make a good faith effort to 939
utilize the mediation process as required by the parenting plan. 940
941

(e) In apportioning between the parents the daily physical 942
living arrangements of the child and the child's location during 943
legal and school holidays, vacations, and days of special 944
importance, a court should not impose any type of standard 945
schedule unless a standard schedule meets the needs of the child 946
better than any proposed alternative parenting plan. 947

(B) It is, therefore, the purpose of Chapter 3109. of the 948
Revised Code, when it is in the child's best interest, to foster 949
the relationship between the child and each parent when a court 950
allocates parental rights and responsibilities with respect to the 951
child in a divorce, dissolution, legal separation, annulment, or 952
any other proceeding addressing the allocation of parental rights 953
and responsibilities. 954

(C) There is hereby created the task force on family law and 955
children consisting of twenty-four members. The Ohio state bar 956
association shall appoint three members who shall be attorneys 957
with extensive experience in the practice of family law. The Ohio 958
association of domestic relations judges shall appoint three 959
members who shall be domestic relations judges. The Ohio 960

association of juvenile and family court judges shall appoint 961
three members who shall be juvenile or family court judges. The 962
chief justice of the supreme court shall appoint eight members, 963
three of whom shall be persons who practice in the field of family 964
law mediation, two of whom shall be persons who practice in the 965
field of child psychology, one of whom shall be a person who 966
represents parent and child advocacy organizations, one of whom 967
shall be a person who provides parenting education services, and 968
one of whom shall be a magistrate employed by a domestic relations 969
or juvenile court. The speaker of the house of representatives 970
shall appoint two members who shall be members of the house of 971
representatives and who shall be from different political parties. 972
The president of the senate shall appoint two members who shall be 973
members of the senate and who shall be from different political 974
parties. The governor shall appoint two members who shall 975
represent child caring agencies. One member shall be the director 976
of job and family services or the director's designee. The chief 977
justice shall designate one member of the task force to chair the 978
task force. 979

The appointing authorities and persons shall make 980
appointments to the task force on family law and children within 981
thirty days after ~~the effective date of this section~~ September 1, 982
1998 Section 101.84 of the Revised Code does not apply to the task 983
force. 984

(D) The task force on family law and children shall do all of 985
the following: 986

(1) Appoint and fix the compensation of any technical, 987
professional, and clerical employees and perform any services that 988
are necessary to carry out the powers and duties of the task force 989
on family law and children. All employees of the task force shall 990
serve at the pleasure of the task force. 991

(2) By December 31, 1999 <u>July 1, 2001</u> , submit to the speaker	992
and minority leader of the house of representatives and to the	993
president and the minority leader of the senate a report of its	994
findings and recommendations on how to create a more civilized and	995
constructive process for the parenting of children whose parents	996
do not reside together. The recommendations shall propose a system	997
to do all of the following:	998
(a) Put children first;	999
(b) Provide families with choices before they make a decision	1000
to obtain or finalize a divorce, dissolution, legal separation, or	1001
annulment;	1002
(c) Redirect human services to intervention and prevention,	1003
rather than supporting the casualties of the current process;	1004
(d) Avoid needless conflict between the participants;	1005
(e) Encourage problem solving among the participants;	1006
(f) Force the participants to act responsibly;	1007
(g) Shield both the participants and their children from	1008
lasting emotional damage.	1009
(3) Gather information on and study the current state of	1010
family law in this state;	1011
(4) Collaborate and consult with entities engaged in family	1012
and children's issues including, but not limited to, the Ohio	1013
association of child caring agencies, the Ohio family court	1014
feasibility study, and the Ohio courts futures commission;	1015
(5) Utilize findings and outcomes from pilot projects	1016
conducted by the Ohio family court feasibility study to explore	1017
alternatives in creating a more civilized and constructive process	1018
for the parenting of children whose parents do not reside together	1019
with an emphasis on the areas of mediation and obtaining	1020
visitation compliance.	1021

(E) Courts of common pleas shall cooperate with the task 1022
force on family law and children in the performance of the task 1023
force's duties described in division (D) of this section. 1024

Sec. 3313.483. (A) A board of education, upon the adoption of 1025
a resolution stating that it may be financially unable to open on 1026
the day or to remain open for instruction on all days set forth in 1027
its adopted school calendar and pay all obligated expenses, or the 1028
superintendent of public instruction upon the issuance of written 1029
notification under division ~~(C)~~(B) of section 3313.489 of the 1030
Revised Code, shall request the auditor of state to determine 1031
whether such situation exists. The auditor shall deliver a copy of 1032
each request from a board of education to the superintendent of 1033
public instruction. In the case of a school district not under a 1034
fiscal emergency pursuant to Chapter 3316. of the Revised Code the 1035
auditor shall not issue a finding under this section until written 1036
notification is received from the superintendent pursuant to 1037
section 3313.487 of the Revised Code. 1038

(B) If the auditor of state finds that the board of education 1039
has attempted to avail itself to the fullest extent authorized by 1040
law of all lawful revenue sources available to it except those 1041
authorized by section 5705.21 of the Revised Code, the auditor 1042
shall certify that finding to the superintendent of public 1043
instruction and the state board of education and shall certify the 1044
operating deficit the district will have at the end of the fiscal 1045
year if it commences or continues operating its instructional 1046
program in accordance with its adopted school calendar and pays 1047
all obligated expenses. 1048

(C) No board of education may delay the opening of its 1049
schools or close its schools for financial reasons. Upon the 1050
request of the superintendent of public instruction, the attorney 1051
general shall seek injunctive relief and any other relief required 1052

to enforce this prohibition in the court of common pleas of 1053
Franklin county. The court of common pleas of Franklin county has 1054
exclusive original jurisdiction over all such actions. 1055

(D) Upon the receipt of any certification of an operating 1056
deficit from the auditor of state, a board of education shall make 1057
application to a commercial bank, underwriter, or other 1058
prospective lender or purchaser of its obligations for a loan in 1059
an amount sufficient to enable the district to open or remain open 1060
for instruction on all days set forth in its adopted school 1061
calendar but not to exceed the amount of the deficit certified. 1062

(E)(1) Any board of education that has applied for and been 1063
denied a loan from a commercial bank, underwriter, or other 1064
prospective lender or purchaser of its obligations pursuant to 1065
division (D) of this section shall submit to the superintendent of 1066
public instruction a plan for implementing reductions in the 1067
school district's budget; apply for a loan from a commercial bank, 1068
underwriter, or other prospective lender or purchaser of its 1069
obligations in an amount not to exceed its certified deficit; and 1070
provide the superintendent such information as the superintendent 1071
requires concerning its application for such a loan. The board of 1072
education of a school district declared to be under a fiscal watch 1073
pursuant to division (A) of section 3316.03 of the Revised Code 1074
may, upon approval of the superintendent, utilize the financial 1075
plan required by section 3316.04 of the Revised Code, or 1076
applicable parts thereof, as the plan required under this 1077
division. The board of education of a school district declared to 1078
be under a fiscal emergency pursuant to division (B) of section 1079
3316.03 of the Revised Code may utilize the financial recovery 1080
plan for the district, or applicable parts thereof, as the plan 1081
required under this division. Except for the plan of a school 1082
district under a fiscal emergency, the superintendent shall 1083
evaluate, make recommendations concerning, and approve or 1084

disapprove each plan. When a plan is submitted, the superintendent shall immediately notify the members of the general assembly whose legislative districts include any or all of the territory of the school district submitting the plan.

(2) The superintendent shall submit to the controlling board a copy of each plan the superintendent approves, or each plan submitted by a district under a fiscal emergency pursuant to division (B) of section 3316.03 of the Revised Code, and the general terms of each proposed loan, and shall make recommendations regarding the plan and whether a proposed loan to the board of education should be approved for payment as provided in division (E)(3) of this section. The controlling board shall approve or disapprove the plan and the proposed loan presented to it by the superintendent. In the case of a district not under a fiscal emergency pursuant to division (B) of section 3316.03 of the Revised Code, the controlling board may require a board of education to implement the superintendent's recommendations for expenditure reductions or impose other requirements. Loan repayments shall be in accordance with a schedule approved by the superintendent, except that the principal amount of the loan shall be payable in monthly, semiannual, or annual installments of principal and interest that are substantially equal principal and interest installments. Except as otherwise provided in division (E)(2) of this section, repayment shall be made no later than the fifteenth day of June of the second fiscal year following the approval of the loan. A school district with a certified deficit in excess of either twenty-five million dollars or fifteen per cent of the general fund expenditures of the district during the fiscal year shall repay the loan no later than the fifteenth day of June of the tenth fiscal year following the approval of the loan. In deciding whether to approve or disapprove a proposed loan, the controlling board shall consider the deficit certified

by the auditor of state pursuant to this section. A board of
education that has an outstanding loan approved pursuant to this
section with a repayment date of more than two fiscal years after
the date of approval of such loan may not apply for another loan
with such a repayment date until the outstanding loan has been
repaid.

(3) If a board of education has submitted and received
controlling board approval of a plan and proposed loan in
accordance with this section, the superintendent of public
instruction shall report to the controlling board the actual
amounts loaned to the board of education. Such board of education
shall request the superintendent to pay any funds the board of
education would otherwise receive pursuant to sections 3317.022 to
3317.025 of the Revised Code first directly to the holders of the
board of education's notes, or an agent thereof, such amounts as
are specified under the terms of the loan. Such payments shall be
made only from and to the extent of money appropriated by the
general assembly for purposes of such sections. No note or other
obligation of the board of education under the loan constitutes an
obligation nor a debt or a pledge of the faith, credit, or taxing
power of the state, and the holder or owner of such note or
obligation has no right to have taxes levied by the general
assembly for the payment of such note or obligation, and such note
or obligation shall contain a statement to that effect.

(4) Pursuant to the terms of such a loan, a board of
education may issue its notes in anticipation of the collection of
its voted levies for current expenses or its receipt of such state
funds or both. Such notes shall be issued in accordance with
division (E) of section 133.10 of the Revised Code and constitute
Chapter 133. securities to the extent such division and the
otherwise applicable provisions of Chapter 133. of the Revised
Code are not inconsistent with this section, provided that in any

event sections 133.24 and 5705.21 and divisions (A), (B), (C), and (E)(2) of section 133.10 of the Revised Code do not apply to such notes.

(5) Notwithstanding section 133.36 or 3313.17, any other section of the Revised Code, or any other provision of law, a board of education that has received a loan under this section may not declare bankruptcy, so long as any portion of such loan remains unpaid.

(F) Under this section and sections 3313.4810 and 3313.4811, "board of education" or "district board" includes the financial planning and supervision commission of a school district under a fiscal emergency pursuant to Chapter 3316. of the Revised Code where such commission chooses to exercise the powers and duties otherwise required of the district board of education under this section and sections 3313.4810 and 3313.4811 of the Revised Code.

Sec. 3313.487. (A) Upon receipt of a copy of a request for a determination under section 3313.483 of the Revised Code or upon the issuance of written notification under division ~~(C)~~(B) of section 3313.489 of the Revised Code, the superintendent of public instruction shall analyze the district's financial condition and ascertain what elements of the district's educational program exceed or fail to meet the minimum standards of the state board of education and requirements set forth in the Revised Code, and what, if any, additional revenues or revenue sources may be available to the district that are not included in its official certificate or amended certificate of estimated resources. The superintendent shall make a written report of the superintendent's findings to the school district's board of education, the auditor of state, and the state board of education. The report shall include any recommendations, including reductions in programs which exceed minimum standards of the state board of education or

requirements set forth in the Revised Code, that, if followed, 1180
would enable the district to reduce its expenses while operating 1181
an educational program that is responsive to the educational needs 1182
of the school district in accordance with its adopted school 1183
calendar. The superintendent may determine that a responsive 1184
educational program requires the inclusion of elements exceeding 1185
the minimum standards of the state board of education or 1186
requirements of the Revised Code. If, upon completion of the 1187
analysis and findings as provided in this division, the 1188
superintendent determines that the district will be financially 1189
unable to operate its educational program in accordance with its 1190
adopted school calendar and pay all obligated expenses, the 1191
superintendent shall notify the auditor of state in writing. Upon 1192
receipt of such notification, the auditor of state shall issue 1193
findings pursuant to section 3313.483 of the Revised Code. 1194

(B) Upon the receipt of the superintendent of public 1195
instruction's report under division (A) of this section or a 1196
certification from the auditor of state under section 3313.483 of 1197
the Revised Code, the state board of education may, at any time 1198
during the next ninety days, issue an order making the school 1199
district subject to section 3313.488 of the Revised Code if it 1200
finds the school district is not able to operate an educational 1201
program from existing revenue sources during the current and the 1202
ensuing school year. Such order shall take immediate effect, and 1203
such section shall apply to the school district. Prior to the 1204
issuance of any order under this division, the state board of 1205
education may request from the superintendent of public 1206
instruction a recommendation regarding the matter of the issuance 1207
of an order making a school district subject to section 3313.488 1208
of the Revised Code. A board of education may appeal the order on 1209
questions of fact to the court of common pleas of Franklin county. 1210

(C) Notwithstanding division (B) of this section, the state 1211

board of education shall issue an order making a school district 1212
subject to section 3313.488 of the Revised Code if the district 1213
fails to enter into a loan agreement with a commercial lending 1214
institution within forty-five days of the deficit certification 1215
pursuant to section 3313.483 of the Revised Code. If the state 1216
board issues an order under this division, the superintendent of 1217
public instruction shall apply for a loan from a commercial 1218
lending institution pursuant to section 3313.483 of the Revised 1219
Code on behalf of the district. The superintendent shall have full 1220
authority to act on behalf of the board of education of a school 1221
district with respect to the making of loan agreements, and any 1222
loan agreement made by the superintendent shall be fully binding 1223
on the school district. 1224

(D) This section does not apply to a school district declared 1225
to be under a fiscal emergency pursuant to division (B) of section 1226
3316.03 of the Revised Code. 1227

Sec. 3313.489. (A) The superintendent of public instruction 1228
shall examine each spending plan and appropriations measure 1229
submitted under section 5705.391 of the Revised Code and shall 1230
determine whether the information contained therein, together with 1231
any other relevant information, indicates that the district may be 1232
financially unable to operate its instructional program on all 1233
days set forth in its adopted school calendars and pay all 1234
obligated expenses during the current fiscal year. If a board of 1235
education has not adopted a school calendar for the school year 1236
beginning on the first day of July of the current fiscal year at 1237
the time an examination is required under this division, the 1238
superintendent shall examine the spending plan and appropriations 1239
measure and determine whether the district may be financially 1240
unable to pay all obligated expenses and operate its instructional 1241
program for the number of days on which instruction was held in 1242

the preceding fiscal year. 1243

~~(B) Upon the receipt of any written notification from a 1244
county auditor pursuant to section 5705.412 of the Revised Code, 1245
the superintendent of public instruction shall determine whether 1246
the situation described in the notification exists. If such 1247
situation exists, the superintendent shall examine the district's 1248
appropriation measure and spending plan submitted under section 1249
5705.391 of the Revised Code and determine whether the information 1250
contained therein, together with any other relevant information, 1251
indicates that the district may be financially unable to operate 1252
its instructional program on all days set forth in its adopted 1253
school calendars and pay all obligated expenses during the current 1254
fiscal year. If a board of education has not adopted a school 1255
calendar for the school year beginning on the first day of July of 1256
the current fiscal year at the time an examination is required 1257
under this division, the superintendent shall examine the spending 1258
plan and appropriations measure and determine whether the district 1259
may be financially unable to pay all obligated expenses and 1260
operate its instructional program for the number of days on which 1261
instruction was held in the preceding fiscal year. 1262~~

~~(C)~~ If the superintendent of public instruction determines 1263
pursuant to division (A) ~~or (B)~~ of this section that a school 1264
district may be financially unable to operate its instructional 1265
program on all days required by such division and pay all 1266
obligated expenses during the current fiscal year, the 1267
superintendent shall provide written notification of such 1268
determination to the president of the district's board of 1269
education and the auditor of state. 1270

~~(D)~~(C) This section does not apply to a school district 1271
declared to be under a fiscal emergency pursuant to division (B) 1272
of section 3316.03 of the Revised Code. 1273

Sec. 3314.08. (A) As used in this section:	1274
(1) "Base formula amount" means the amount specified as such	1275
in a community school's financial plan for a school year pursuant	1276
to division (A)(15) of section 3314.03 of the Revised Code.	1277
(2) "Cost-of-doing-business factor" has the same meaning as	1278
in section 3317.02 of the Revised Code.	1279
(3) "IEP" means an individualized education program as	1280
defined in section 3323.01 of the Revised Code.	1281
(4) "Applicable weight" means:	1282
(a) For a student receiving special education and related	1283
services pursuant to an IEP for a handicap described in division	1284
(A) of section 3317.013 of the Revised Code, the multiple	1285
specified in that division;	1286
(b) For a student receiving special education and related	1287
services pursuant to an IEP for a handicap described in division	1288
(B) of section 3317.013 or division (F)(3) of section 3317.02 of	1289
the Revised Code, the multiple specified in division (B) of	1290
section 3317.013 of the Revised Code.	1291
(5) "Total special education weight" means the sum of the	1292
following:	1293
(a) The number of students reported under division (B)(2)(c)	1294
of this section who are entitled to attend school in the district,	1295
are enrolled in grades one through twelve in a community school,	1296
and are receiving from their community school special education	1297
and related services pursuant to an IEP for a handicap described	1298
in division (A) of section 3317.013 of the Revised Code,	1299
multiplied by the multiple specified in division (A) of section	1300
3317.013 of the Revised Code;	1301
(b) One-half the number of students reported under division	1302

(B)(2)(c) of this section who are entitled to attend school in the district, are enrolled in kindergarten in a community school, and are receiving from their community school special education and related services pursuant to an IEP for a handicap described in division (A) of section 3317.013 of the Revised Code, multiplied by the multiple specified in division (A) of section 3317.013 of the Revised Code;

(c) The number of students reported under division (B)(2)(c) of this section who are entitled to attend school in the district, are enrolled in grades one through twelve in a community school, and are receiving from their community school special education and related services pursuant to an IEP for a handicap described in division (B) of section 3317.013 or division (F)(3) of section 3317.02 of the Revised Code, multiplied by the multiple specified in division (B) of section 3317.013 of the Revised Code;

(d) One-half the number of students reported under division (B)(2)(c) of this section who are entitled to attend school in the district, are enrolled in kindergarten in a community school, and are receiving from their community school special education and related services pursuant to an IEP for a handicap described in division (B) of section 3317.013 or division (F)(3) of section 3317.02 of the Revised Code, multiplied by the multiple specified in division (B) of section 3317.013 of the Revised Code.

(6) "Entitled to attend school" means entitled to attend school in a district under section 3313.64 or 3313.65 of the Revised Code.

(7) "DPIA reduction factor" means the percentage figure, if any, for reducing the per pupil amount of disadvantaged pupil impact aid a community school is entitled to receive pursuant to divisions (D)(4) and (5) of this section in any year, as specified in the school's financial plan for the year pursuant to division

(A)(15) of section 3314.03 of the Revised Code.	1334
(8) "All-day kindergarten" has the same meaning as in section 3317.029 of the Revised Code.	1335 1336
(B) The state board of education shall adopt rules requiring both of the following:	1337 1338
(1) The board of education of each city, exempted village, and local school district to annually report the number of students entitled to attend school in the district who are enrolled in grades one through twelve in a community school established under this chapter, the number of students entitled to attend school in the district who are enrolled in kindergarten in a community school, the number of those kindergartners who are enrolled in all-day kindergarten in their community school, and for each child, the community school in which the child is enrolled.	1339 1340 1341 1342 1343 1344 1345 1346 1347 1348
(2) The governing authority of each community school established under this chapter to annually report all of the following:	1349 1350 1351
(a) The number of students enrolled in grades one through twelve and the number of students enrolled in kindergarten in the school who are not receiving special education and related services pursuant to an IEP;	1352 1353 1354 1355
(b) The number of enrolled students in grades one through twelve and the number of enrolled students in kindergarten, who are receiving special education and related services pursuant to an IEP;	1356 1357 1358 1359
(c) The number of students reported under division (B)(2)(b) of this section receiving special education and related services pursuant to an IEP for a handicap described in each of divisions (A) and (B) of section 3317.013 and division (F)(3) of section	1360 1361 1362 1363

3317.02 of the Revised Code;	1364
(d) The number of enrolled preschool handicapped students receiving special education services in a state-funded unit;	1365 1366
(e) The community school's base formula amount;	1367
(f) For each student, the city, exempted village, or local school district in which the student is entitled to attend school;	1368 1369
(g) Any DPIA reduction factor that applies to a school year.	1370
(C) From the payments made to a city, exempted village, or local school district under Chapter 3317. of the Revised Code and, if necessary, sections 321.14 and 323.156 of the Revised Code, the department of education shall annually subtract all of the following:	1371 1372 1373 1374 1375
(1) An amount equal to the sum of the amounts obtained when, for each community school where the district's students are enrolled, the number of the district's students reported under divisions (B)(2)(a) and (b) of this section who are enrolled in grades one through twelve, and one-half the number of students reported under those divisions who are enrolled in kindergarten, in that community school is multiplied by the base formula amount of that community school as adjusted by the school district's cost-of-doing-business factor.	1376 1377 1378 1379 1380 1381 1382 1383 1384
(2) The product of the number of district students reported under division (B)(2)(c) of this section as enrolled in grades one through twelve, and one-half of the number of district students reported under that division as enrolled in kindergarten, who are receiving special education and related services pursuant to an IEP in their respective community schools for a handicap described in division (A) or (B) of section 3317.013 or division (F)(3) of section 3317.02 of the Revised Code, multiplied by the total special education weight <u>times the community school's base formula</u>	1385 1386 1387 1388 1389 1390 1391 1392 1393

amount; 1394

(3) An amount equal to the sum of the amounts obtained when, 1395
for each community school where the district's students are 1396
enrolled, the number of the district's students enrolled in that 1397
community school and residing in the district in a family 1398
participating in Ohio works first under Chapter 5107. of the 1399
Revised Code is multiplied by the per pupil amount of 1400
disadvantaged pupil impact aid the school district receives that 1401
year pursuant to division (B) or (C) of section 3317.029 of the 1402
Revised Code, as adjusted by any DPIA reduction factor of that 1403
community school. If the district receives disadvantaged pupil 1404
impact aid under division (B) of that section, the per pupil 1405
amount of that aid is the quotient of the amount the district 1406
received under that division divided by the number of children 1407
ages five through seventeen residing in the district and living in 1408
a family participating in Ohio works first, as most recently 1409
reported under section 3317.10 of the Revised Code. If the 1410
district receives disadvantaged pupil impact aid under division 1411
(C) of section 3317.029 of the Revised Code, the per pupil amount 1412
of that aid is the per pupil dollar amount prescribed for the 1413
district in division (C)(1) or (2) of that section. 1414

(4) An amount equal to the sum of the amounts obtained when, 1415
for each community school where the district's students are 1416
enrolled, the district's per pupil amount of aid received under 1417
division (E) of section 3317.029 of the Revised Code, as adjusted 1418
by any DPIA reduction factor of the community school, is 1419
multiplied by the sum of the following: 1420

(a) The number of the district's students reported under 1421
division (B)(2)(a) of this section who are enrolled in grades one 1422
to three in that community school and who are not receiving 1423
special education and related services pursuant to an IEP; 1424

(b) One-half of the district's students who are enrolled in 1425

all-day or any other kindergarten class in that community school 1426
and who are not receiving special education and related services 1427
pursuant to an IEP; 1428

(c) One-half of the district's students who are enrolled in 1429
all-day kindergarten in that community school and who are not 1430
receiving special education and related services pursuant to an 1431
IEP. 1432

The district's per pupil amount of aid under division (E) of 1433
section 3317.029 of the Revised Code is the quotient of the amount 1434
the district received under that division divided by the 1435
district's kindergarten through third grade ADM, as defined in 1436
that section. 1437

(D) The department shall annually pay to a community school 1438
established under this chapter all of the following: 1439

(1) An amount equal to the sum of the amounts obtained when 1440
the number of students enrolled in grades one through twelve, plus 1441
one-half of the kindergarten students in the school, reported 1442
under divisions (B)(2)(a) and (b) of this section who are not 1443
receiving special education and related services pursuant to an 1444
IEP for a handicap described in division (A) or (B) of section 1445
3317.013 or division (F)(3) of section 3317.02 of the Revised Code 1446
is multiplied by the community school's base formula amount, as 1447
adjusted by the cost-of-doing-business factor of the school 1448
district in which the student is entitled to attend school; 1449

(2) The greater of the following: 1450

(a) The aggregate amount that the department paid to the 1451
community school in fiscal year 1999 for students receiving 1452
special education and related services pursuant to IEPs, excluding 1453
federal funds and state disadvantaged pupil impact aid funds; 1454

(b) The sum of the amounts calculated under divisions 1455

(D)(2)(b)(i) and (ii) of this section: 1456

(i) For each student reported under division (B)(2)(c) of 1457
this section as enrolled in the school in grades one through 1458
twelve and receiving special education and related services 1459
pursuant to an IEP for a handicap described in division (A) or (B) 1460
of section 3317.013 or division (F)(3) of section 3317.02 of the 1461
Revised Code, the following amount: 1462

(the community school's base formula amount X the 1463
cost-of-doing-business factor of the district where the student 1464
is entitled to attend school) + (the applicable weight 1465
X the community school's base formula amount); 1466

(ii) For each student reported under division (B)(2)(c) of 1467
this section as enrolled in kindergarten and receiving special 1468
education and related services pursuant to an IEP for a handicap 1469
described in division (A) or (B) of section 3317.013 or division 1470
(F)(3) of section 3317.02 of the Revised Code, one-half of the 1471
amount calculated under the formula prescribed in division 1472
(D)(2)(b)(i) of this section. 1473

(3) An amount received from federal funds to provide special 1474
education and related services to students in the community 1475
school, as determined by the superintendent of public instruction. 1476

(4) An amount equal to the sum of the amounts obtained when, 1477
for each school district where the community school's students are 1478
entitled to attend school, the number of that district's students 1479
enrolled in the community school and participating in Ohio works 1480
first is multiplied by the per pupil amount of disadvantaged pupil 1481
impact aid that school district receives that year pursuant to 1482
division (B) or (C) of section 3317.029 of the Revised Code, as 1483
adjusted by any DPIA reduction factor of the community school. The 1484
per pupil amount of aid shall be determined as described in 1485
division (C)(3) of this section. 1486

(5) An amount equal to the sum of the amounts obtained when, 1487
for each school district where the community school's students are 1488
entitled to attend school, the district's per pupil amount of aid 1489
received under division (E) of section 3317.029 of the Revised 1490
Code, as adjusted by any DPIA reduction factor of the community 1491
school, is multiplied by the sum of the following: 1492

(a) The number of the district's students reported under 1493
division (B)(2)(a) of this section who are enrolled in grades one 1494
to three in that community school and who are not receiving 1495
special education and related services pursuant to an IEP; 1496

(b) One-half of the district's students who are enrolled in 1497
all-day or any other kindergarten class in that community school 1498
and who are not receiving special education and related services 1499
pursuant to an IEP; 1500

(c) One-half of the district's students who are enrolled in 1501
all-day kindergarten in that community school and who are not 1502
receiving special education and related services pursuant to an 1503
IEP. 1504

The district's per pupil amount of aid under division (E) of 1505
section 3317.029 of the Revised Code shall be determined as 1506
described in division (C)(4) of this section. 1507

(E) If a community school's costs for a fiscal year for a 1508
student receiving special education and related services pursuant 1509
to an IEP for a handicap described in division (F)(3) of section 1510
3317.02 of the Revised Code are twenty-five thousand dollars or 1511
more, the school may submit to the superintendent of public 1512
instruction documentation, as prescribed by the superintendent, of 1513
all its costs for that student. Upon submission of documentation 1514
for a student of the type and in the manner prescribed, the 1515
department shall pay to the ~~district~~ community school an amount 1516
equal to the school's costs for the student in excess of 1517

twenty-five thousand dollars. 1518

The community school shall only report, and the department 1519
shall only pay for, the costs of educational expenses and the 1520
related services provided to the student in accordance with the 1521
student's individualized education program. Any legal fees, court 1522
costs, or other costs associated with any cause of action relating 1523
to the student may not be included in the amount. 1524

(F) A community school may apply to the department of 1525
education for preschool handicapped or gifted unit funding the 1526
school would receive if it were a school district. Upon request of 1527
its governing authority, a community school that received unit 1528
funding as a school district-operated school before it became a 1529
community school shall retain any units awarded to it as a school 1530
district-operated school provided the school continues to meet 1531
eligibility standards for the unit. 1532

A community school shall be considered a school district and 1533
its governing authority shall be considered a board of education 1534
for the purpose of applying to any state or federal agency for 1535
grants that a school district may receive under federal or state 1536
law or any appropriations act of the general assembly. The 1537
governing authority of a community school may apply to any private 1538
entity for additional funds. 1539

(G) A board of education sponsoring a community school may 1540
utilize local funds to make enhancement grants to the school or 1541
may agree, either as part of the contract or separately, to 1542
provide any specific services to the community school at no cost 1543
to the school. 1544

(H) A community school may not levy taxes or issue bonds 1545
secured by tax revenues. 1546

(I) No community school shall charge tuition for the 1547
enrollment of any student. 1548

(J) A community school may borrow money to pay any necessary 1549
and actual expenses of the school in anticipation of the receipt 1550
of any portion of the payments to be received by the school 1551
pursuant to division (D) of this section. The school may issue 1552
notes to evidence such borrowing to mature no later than the end 1553
of the fiscal year in which such money was borrowed. The proceeds 1554
of the notes shall be used only for the purposes for which the 1555
anticipated receipts may be lawfully expended by the school. 1556

(K) For purposes of determining the number of students for 1557
which divisions (D)(4) and (5) of this section applies in any 1558
school year, a community school may submit to the department of 1559
job and family services, no later than the first day of March, a 1560
list of the students enrolled in the school. For each student on 1561
the list, the community school shall indicate the student's name, 1562
address, and date of birth and the school district where the 1563
student is entitled to attend school. Upon receipt of a list under 1564
this division, the department of job and family services shall 1565
determine, for each school district where one or more students on 1566
the list is entitled to attend school, the number of students 1567
residing in that school district who were included in the 1568
department's report under section 3317.10 of the Revised Code. The 1569
department shall make this determination on the basis of 1570
information readily available to it. Upon making this 1571
determination and no later than ninety days after submission of 1572
the list by the community school, the department shall report to 1573
the state department of education the number of students on the 1574
list who reside in each school district who were included in the 1575
department's report under section 3317.10 of the Revised Code. In 1576
complying with this division, the department of job and family 1577
services shall not report to the state department of education any 1578
personally identifiable information on any student. 1579

(L) The department of education shall adjust the amounts 1580

subtracted and paid under divisions (C) and (D) of this section to 1581
reflect any enrollment of students in community schools for less 1582
than the equivalent of a full school year. For purposes of this 1583
section, a student shall be considered enrolled in the community 1584
school for any portion of the school year the student is 1585
participating at a college under Chapter 3365. of the Revised 1586
Code. 1587

(M) The department of education shall reduce the amounts paid 1588
under division (D) of this section to reflect payments made to 1589
colleges under division (B) of section 3365.07 of the Revised 1590
Code. 1591

Sec. 3317.02. As used in this chapter: 1592

(A) Unless otherwise specified, "school district" means city, 1593
local, and exempted village school districts. 1594

(B) "Formula amount" means the base cost for the fiscal year 1595
specified in section 3317.012 of the Revised Code, except that to 1596
allow for the orderly phase-in of the increased funding specified 1597
in that section, the formula amount for fiscal year 1999 shall be 1598
\$3,851, and the formula amount for fiscal year 2000 shall be 1599
\$4,052. Thereafter, the formula amount shall be as specified in 1600
that section. 1601

(C) "FTE basis" means a count of students based on full-time 1602
equivalency, in accordance with rules adopted by the department of 1603
education pursuant to section 3317.03 of the Revised Code. In 1604
adopting its rules under this division, the department shall 1605
provide for counting any student in category one, two, or three 1606
special education ADM or in category one or two vocational 1607
education ADM in the same proportion the student is counted in 1608
formula ADM. 1609

(D)(1) "Formula ADM" means, for a city, local, or exempted 1610

village school district, the number reported pursuant to division 1611
(A) of section 3317.03 of the Revised Code, and for a joint 1612
vocational school district, the number reported pursuant to 1613
division (D) of that section. 1614

(2) "Three-year average formula ADM" means the average of 1615
formula ADMs for the current and preceding two fiscal years. 1616
However, as applicable in fiscal years 1999 and 2000, the 1617
three-year average for city, local, and exempted village school 1618
districts shall be determined utilizing the FY 1997 ADM or FY 1998 1619
ADM in lieu of formula ADM for fiscal year 1997 or 1998. In fiscal 1620
years 2000 and 2001, the three-year average for joint vocational 1621
school districts shall be determined utilizing the average daily 1622
membership reported in fiscal years 1998 and 1999 under division 1623
(D) of section 3317.03 of the Revised Code in lieu of formula ADM 1624
for fiscal years 1998 and 1999. 1625

(E) "FY 1997 ADM" or "FY 1998 ADM" means the school 1626
district's average daily membership reported for the applicable 1627
fiscal year under the version of division (A) of section 3317.03 1628
of the Revised Code in effect during that fiscal year, adjusted as 1629
follows: 1630

(1) Minus the average daily membership of handicapped 1631
preschool children; 1632

(2) Minus one-half of the average daily membership attending 1633
kindergarten; 1634

(3) Minus three-fourths of the average daily membership 1635
attending a joint vocational school district; 1636

(4) Plus the average daily membership entitled under section 1637
3313.64 or 3313.65 of the Revised Code to attend school in the 1638
district but receiving educational services in approved units from 1639
an educational service center or another school district under a 1640
compact or a cooperative education agreement, as determined by the 1641

department; 1642

(5) Minus the average daily membership receiving educational 1643
services from the district in approved units but entitled under 1644
section 3313.64 or 3313.65 of the Revised Code to attend school in 1645
another school district, as determined by the department. 1646

(F)(1) "Category one special education ADM" means the average 1647
daily membership of handicapped children receiving special 1648
education services for those handicaps specified in division (A) 1649
of section 3317.013 of the Revised Code and reported under 1650
division (B)(5) or (D)(2)(b) of section 3317.03 of the Revised 1651
Code. 1652

(2) "Category two special education ADM" means the average 1653
daily membership of handicapped children receiving special 1654
education services for those handicaps specified in division (B) 1655
of section 3317.013 of the Revised Code and reported under 1656
division (B)(6) or (D)(2)(c) of section 3317.03 of the Revised 1657
Code. 1658

(3) "Category three special education ADM" means the average 1659
daily membership of students receiving special education services 1660
for students identified as autistic, having traumatic brain 1661
injuries, or as both visually and hearing disabled as these terms 1662
are defined pursuant to Chapter 3323. of the Revised Code, and 1663
reported under division (B)(7) or (D)(2)(d) of section 3317.03 of 1664
the Revised Code. 1665

(4) "Category one vocational education ADM" means the average 1666
daily membership of students receiving vocational education 1667
services described in division (A) of section 3317.014 of the 1668
Revised Code and reported under division (B)(8) or (D)(2)(e) of 1669
section 3317.03 of the Revised Code. 1670

(5) "Category two vocational education ADM" means the average 1671
daily membership of students receiving vocational education 1672

services described in division (B) of section 3317.014 of the Revised Code and reported under division (B)(9) or (D)(2)(f) of section 3317.03 of the Revised Code. 1673
1674
1675

(G) "Handicapped preschool child" means a handicapped child, as defined in section 3323.01 of the Revised Code, who is at least age three but is not of compulsory school age, as defined in section 3321.01 of the Revised Code, and who is not currently enrolled in kindergarten. 1676
1677
1678
1679
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(H) "County MR/DD board" means a county board of mental retardation and developmental disabilities. 1681
1682

(I) "Recognized valuation" means the amount calculated for a school district pursuant to section 3317.015 of the Revised Code. 1683
1684

(J) "Transportation ADM" means the number of children reported under division (B)(10) of section 3317.03 of the Revised Code. 1685
1686
1687

(K) "Average efficient transportation use cost per student" means a statistical representation of transportation costs as calculated under division (D)(2) of section 3317.022 of the Revised Code. 1688
1689
1690
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(L) "Taxes charged and payable" means the taxes charged and payable against real and public utility property after making the reduction required by section 319.301 of the Revised Code, plus the taxes levied against tangible personal property. 1692
1693
1694
1695

(M) "Total taxable value" means the sum of the amounts certified for a city, local, exempted village, or joint vocational school district under divisions (A)(1) and (2) of section 3317.021 of the Revised Code. 1696
1697
1698
1699

(N)(1) "Cost-of-doing-business factor" means the amount indicated in this division for the county in which a city, local, exempted village, or joint vocational school district is located, 1700
1701
1702

adjusted in accordance with division (N)(2) of this section. If a 1703
city, local, or exempted village school district is located in 1704
more than one county, the factor is the amount indicated for the 1705
county to which the district is assigned by the state department 1706
of education. If a joint vocational school district is located in 1707
more than one county, the factor is the amount indicated for the 1708
county in which the joint vocational school with the greatest 1709
formula ADM operated by the district is located. 1710

COST-OF-DOING-BUSINESS

COUNTY	FACTOR	AMOUNT
Adams	1.0074	1713
Allen	1.0217	1714
Ashland	1.0322	1715
Ashtabula	1.0480	1716
Athens	1.0046	1717
Auglaize	1.0255	1718
Belmont	1.0078	1719
Brown	1.0194	1720
Butler	1.0650	1721
Carroll	1.0166	1722
Champaign	1.0292	1723
Clark	1.0462	1724
Clermont	1.0510	1725
Clinton	1.0293	1726
Columbiana	1.0300	1727
Coshocton	1.0205	1728
Crawford	1.0152	1729
Cuyahoga	1.0697	1730
Darke	1.0340	1731
Defiance	1.0177	1732
Delaware	1.0339	1733
Erie	1.0391	1734

Fairfield	1.0358	1735
Fayette	1.0266	1736
Franklin	1.0389	1737
Fulton	1.0355	1738
Gallia	1.0000	1739
Geauga	1.0568	1740
Greene	1.0406	1741
Guernsey	1.0072	1742
Hamilton	1.0750	1743
Hancock	1.0224	1744
Hardin	1.0219	1745
Harrison	1.0098	1746
Henry	1.0347	1747
Highland	1.0139	1748
Hocking	1.0149	1749
Holmes	1.0237	1750
Huron	1.0317	1751
Jackson	1.0132	1752
Jefferson	1.0084	1753
Knox	1.0251	1754
Lake	1.0596	1755
Lawrence	1.0128	1756
Licking	1.0381	1757
Logan	1.0188	1758
Lorain	1.0535	1759
Lucas	1.0413	1760
Madison	1.0342	1761
Mahoning	1.0426	1762
Marion	1.0121	1763
Medina	1.0608	1764
Meigs	1.0031	1765
Mercer	1.0177	1766
Miami	1.0425	1767

Monroe	1.0118	1768
Montgomery	1.0482	1769
Morgan	1.0140	1770
Morrow	1.0268	1771
Muskingum	1.0167	1772
Noble	1.0129	1773
Ottawa	1.0510	1774
Paulding	1.0156	1775
Perry	1.0175	1776
Pickaway	1.0338	1777
Pike	1.0103	1778
Portage	1.0556	1779
Preble	1.0486	1780
Putnam	1.0253	1781
Richland	1.0205	1782
Ross	1.0089	1783
Sandusky	1.0336	1784
Scioto	1.0044	1785
Seneca	1.0240	1786
Shelby	1.0257	1787
Stark	1.0313	1788
Summit	1.0616	1789
Trumbull	1.0425	1790
Tuscarawas	1.0099	1791
Union	1.0330	1792
Van Wert	1.0126	1793
Vinton	1.0068	1794
Warren	1.0651	1795
Washington	1.0110	1796
Wayne	1.0406	1797
Williams	1.0268	1798
Wood	1.0405	1799
Wyandot	1.0191	1800

(2) As used in this division, "multiplier" means the number
for the corresponding fiscal year as follows:

FISCAL YEAR OF THE COMPUTATION	MULTIPLIER	
1998	9.6/7.5	1805
1999	11.0/7.5	1806
2000	12.4/7.5	1807
2001	13.8/7.5	1808
2002	15.2/7.5	1809
2003	16.6/7.5	1810
2004 and thereafter	18.0/7.5	1811

Beginning in fiscal year 1998, the department shall annually
adjust the cost-of-doing-business factor for each county in
accordance with the following formula:

$$\frac{N}{(N-1)} \times \left(\frac{\text{multiplier}}{\text{multiplier} + 1} \right) + 1$$

The result of such formula shall be the adjusted
cost-of-doing-business factor for that fiscal year.

(O) "Tax exempt value" of a school district means the amount
certified for a school district under division (A)(4) of section
3317.021 of the Revised Code.

(P) "Potential value" of a school district means the adjusted
total taxable value of a school district plus the tax exempt value
of the district.

(Q) "District median income" means the median Ohio adjusted
gross income certified for a school district. On or before the
first day of July of each year, the tax commissioner shall certify
to the department of education for each city, exempted village,
and local school district the median Ohio adjusted gross income of
the residents of the school district determined on the basis of

tax returns filed for the second preceding tax year by the	1832
residents of the district.	1833
(R) "Statewide median income" means the median district	1834
median income of all city, exempted village, and local school	1835
districts in the state.	1836
(S) "Income factor" for a city, exempted village, or local	1837
school district means the quotient obtained by dividing that	1838
district's median income by the statewide median income.	1839
(T) Except as provided in division (B)(3) of section 3317.012	1840
of the Revised Code, "valuation per pupil" for a city, exempted	1841
village, or local school district means the district's recognized	1842
valuation divided by the greater of the district's formula ADM or	1843
three-year average formula ADM.	1844
(U) Except as provided in section 3317.0213 of the Revised	1845
Code, "adjusted valuation per pupil" means the amount calculated	1846
in accordance with the following formula:	1847
District valuation per pupil - 6 [\$60,000 X	1848
(1 - district income factor) 7]	1849
If the result of such formula is negative, the adjusted	1850
valuation per pupil shall be zero.	1851
(V) "Income adjusted valuation" means the product obtained by	1852
multiplying the school district's adjusted valuation per pupil by	1853
the greater of the district's formula ADM or three-year average	1854
formula ADM.	1855
(W) Except as provided in division (A)(2) of section 3317.022	1856
of the Revised Code, "adjusted total taxable value" means one of	1857
the following:	1858
(1) In any fiscal year that a school district's income factor	1859
is less than or equal to one, the amount calculated under the	1860
following formula:	1861

(Income adjusted valuation X multiple) + 1862

~~6~~[recognized valuation X (1-multiple)~~7~~] 1863

Where "~~multiple~~ multiple" means the number for the 1864
corresponding fiscal year as follows: 1865

FISCAL YEAR OF THE 1866

COMPUTATION MULTIPLE 1867

2000 1/5 1868

2001 and thereafter 4/15 1869

(2) In fiscal year 1999, if a school district's income factor 1870
is greater than one, the amount calculated under the following 1871
formula: 1872

(Income adjusted valuation X 1/15) 1873

+ (recognized valuation X 14/15) 1874

Thereafter, the adjusted total taxable value of a district 1875
with an income factor greater than one shall be its recognized 1876
valuation. 1877

Sec. 3317.022. (A)(1) The department of education shall 1878
compute and distribute state base cost funding to each school 1879
district for the fiscal year in accordance with the following 1880
formula, using adjusted total taxable value as defined in section 1881
3317.02 of the Revised Code or division (A)(2) of this section and 1882
the information obtained under section 3317.021 of the Revised 1883
Code in the calendar year in which the fiscal year begins. 1884

Compute the following for each eligible district: 1885

~~6~~[cost-of-doing-business factor X 1886

the formula amount X (the greater of formula ADM 1887

or three-year average formula ADM)~~7~~] - 1888

(.023 X adjusted total taxable value) 1889

If the difference obtained is a negative number, the 1890
district's computation shall be zero. 1891

(2)(a) For each school district for which the tax exempt value of the district equals or exceeds twenty-five per cent of the potential value of the district, the department of education shall calculate the difference between the district's tax exempt value and twenty-five per cent of the district's potential value.

(b) For each school district to which division (A)(2)(a) of this section applies, the adjusted total taxable value used in the calculation under division (A)(1) of this section shall be the adjusted total taxable value modified by subtracting the amount calculated under division (A)(2)(a) of this section.

(B) As used in this section:

(1) The "total special education weight" for a district means the sum of the following amounts:

(a) The district's category one special education ADM multiplied by the multiple specified under division (A) of section 3317.013 of the Revised Code;

(b) The sum of the district's category two and category three special education ADMs multiplied by the multiple specified under division (B) of section 3317.013 of the Revised Code.

(2) "State share percentage" means the percentage calculated for a district as follows:

(a) Calculate the state base cost funding amount for the district for the fiscal year under division (A) of this section. If the district would not receive any state base cost funding for that year under that division, the district's state share percentage is zero.

(b) If the district would receive state base cost funding under that division, divide that amount by an amount equal to the following:

Cost-of-doing-business factor X

the formula amount X (the greater of formula	1922
ADM or three-year average formula ADM)	1923
The resultant number is the district's state share	1924
percentage.	1925
(3) "Related services" includes:	1926
(a) Child study, special education supervisors and	1927
coordinators, speech and hearing services, adaptive physical	1928
development services, occupational or physical therapy, teacher	1929
assistants for handicapped children whose handicaps are described	1930
in division (B) of section 3317.013 or division (F)(3) of section	1931
3317.02 of the Revised Code, behavioral intervention, interpreter	1932
services, work study, nursing services, and specialized	1933
integrative services as those terms are defined by the department;	1934
(b) Speech and language services provided to any student with	1935
a handicap, including any student whose primary or only handicap	1936
is a speech and language handicap;	1937
(c) Any related service not specifically covered by other	1938
state funds but specified in federal law, including but not	1939
limited to, audiology and school psychological services;	1940
(d) Any service included in units funded under former	1941
division (O)(1) of section 3317.023 of the Revised Code;	1942
(e) Any other related service needed by handicapped children	1943
in accordance with their individualized education plans.	1944
(4) The "total vocational education weight" for a district	1945
means the sum of the following amounts:	1946
(a) The district's category one vocational education ADM	1947
multiplied by the multiple specified in division (A) of section	1948
3317.014 of the Revised Code;	1949
(b) The district's category two vocational education ADM	1950
multiplied by the multiple specified in division (B) of section	1951

3317.014 of the Revised Code. 1952

(C)(1) The department shall compute and distribute state 1953
special education and related services additional weighted costs 1954
funds to each school district in accordance with the following 1955
formula: 1956

The district's state share percentage 1957
X the formula amount for the year 1958
for which the aid is calculated 1959
X the district's total special education weight 1960

(2) In any fiscal year, a school district receiving funds 1961
under division (C)(1) of this section shall spend on related 1962
services the lesser of the following: 1963

(a) The amount the district spent on related services in the 1964
preceding fiscal year; 1965

(b) $\frac{1}{8} \times$ [cost-of-doing-business factor X the formula amount 1966
X (the category one special education ADM + category two special 1967
education ADM + category three special education ADM)⁷] + the 1968
amount calculated for the fiscal year under division (C)(1) of 1969
this section + the local share of special education and related 1970
services additional weighted costs> 1971

(3) The local share of special education and related services 1972
additional weighted costs equals: 1973

(1 - the district's state share percentage) X 1974
the district's total special education weight X 1975
the formula amount 1976

(4) The department shall compute and pay in accordance with 1977
this division additional state aid to school districts for 1978
students in category three special education ADM. If a district's 1979
costs for the fiscal year for a student in its category three 1980
special education ADM are twenty-five thousand dollars or more, 1981
the district may submit to the superintendent of public 1982

instruction documentation, as prescribed by the superintendent, of 1983
all its costs for that student. Upon submission of documentation 1984
for a student of the type and in the manner prescribed, the 1985
department shall pay to the district an amount equal to the 1986
district's costs for the student in excess of twenty-five thousand 1987
dollars multiplied by the district's state share percentage. 1988

The district shall only report, and the department shall only 1989
pay for, the costs of educational expenses and the related 1990
services provided to the student in accordance with the student's 1991
individualized education program. Any legal fees, court costs, or 1992
other costs associated with any cause of action relating to the 1993
student may not be included in the amount. 1994

(5)(a) As used in this division, the "personnel allowance" 1995
means twenty-five thousand dollars in fiscal year 2000 and thirty 1996
thousand dollars in fiscal year 2001. 1997

(b) For the provision of speech services to students and for 1998
no other purpose, the department of education shall pay each 1999
school district an amount calculated under the following formula: 2000

(formula ADM divided by 2000) X 2001

the personnel allowance X the state share percentage 2002

(6) In any fiscal year, a school district receiving funds 2003
under division (C)(1) of this section shall spend those funds only 2004
for the purposes that the department designates as approved for 2005
special education expenses. 2006

(D)(1) As used in this division: 2007

(a) "Daily bus miles per student" equals the number of bus 2008
miles traveled per day, divided by transportation base. 2009

(b) "Transportation base" equals total student count as 2010
defined in section 3301.011 of the Revised Code, minus the number 2011
of students enrolled in preschool handicapped units, plus the 2012

number of nonpublic school students included in transportation	2013
ADM.	2014
(c) "Transported student percentage" equals transportation	2015
ADM divided by transportation base.	2016
(d) "Transportation cost per student" equals total operating	2017
costs for board-owned or contractor-operated school buses divided	2018
by transportation base.	2019
(2) Analysis of student transportation cost data has resulted	2020
in a finding that an average efficient transportation use cost per	2021
student can be calculated by means of a regression formula that	2022
has as its two independent variables the number of daily bus miles	2023
per student and the transported student percentage. For fiscal	2024
year 1998 transportation cost data, the average efficient	2025
transportation use cost per student is expressed as follows:	2026
	2027
51.79027 + (139.62626 X daily bus miles per student) +	2028
(116.25573 X transported student percentage)	2029
The department of education shall annually determine the	2030
average efficient transportation use cost per student in	2031
accordance with the principles stated in division (D)(2) of this	2032
section, updating the intercept and regression coefficients of the	2033
regression formula modeled in this division, based on an annual	2034
statewide analysis of each school district's daily bus miles per	2035
student, transported student percentage, and transportation cost	2036
per student data. The department shall conduct the annual update	2037
using data, including daily bus miles per student, transported	2038
student percentage, and transportation cost per student data, from	2039
the prior fiscal year. The department shall notify the office of	2040
budget and management of such update by the fifteenth day of	2041
February of each year.	2042
(3) In addition to funds paid under divisions (A), (C), and	2043

(E) of this section, each district with a transported student
percentage greater than zero shall receive a payment equal to a
percentage of the product of the district's transportation base
from the prior fiscal year times the annually updated average
efficient transportation use cost per student, times an inflation
factor of two and eight tenths per cent to account for the
one-year difference between the data used in updating the formula
and calculating the payment and the year in which the payment is
made. The percentage shall be the following percentage of that
product specified for the corresponding fiscal year:

FISCAL YEAR	PERCENTAGE
2000	52.5%
2001	55%
2002	57.5%
2003 and thereafter	60%

The payments made under division (D)(3) of this section each
year shall be calculated based on all of the same prior year's
data used to update the formula.

~~(4) Notwithstanding divisions (D)(2) and (3) of this section,
in fiscal year 2000, each school district shall receive the
greater of the amount calculated for it under those divisions or
the amount the district received in fiscal year 1999 under
divisions (D)(2) to (4) of the version of this section in effect
for that fiscal year and division (B) of Section 20 of Am. Sub.
H.B. 650 of the 122nd general assembly.~~

~~(5)~~ In addition to funds paid under divisions (D)(2) ~~to (4)~~
and (3) of this section, a school district shall receive a rough
road subsidy if both of the following apply:

(a) Its county rough road percentage is higher than the
statewide rough road percentage, as those terms are defined in

division (D)~~(6)~~(5) of this section; 2075

(b) Its district student density is lower than the statewide 2076
student density, as those terms are defined in that division. 2077

~~(6)~~(5) The rough road subsidy paid to each district meeting 2078
the qualifications of division (D)~~(5)~~(4) of this section shall be 2079
calculated in accordance with the following formula: 2080

(per rough mile subsidy X total rough road miles) X 2081
density multiplier 2082

where: 2083

(a) "Per rough mile subsidy" equals the amount calculated in 2084
accordance with the following formula: 2085

0.75 - 0.75 X ~~6~~7 [(maximum rough road percentage - 2086
county rough road percentage)/(maximum rough road percentage - 2088
statewide rough road percentage)~~7~~7] 2089

(i) "Maximum rough road percentage" means the highest county 2090
rough road percentage in the state. 2091

(ii) "County rough road percentage" equals the percentage of 2092
the mileage of state, municipal, county, and township roads that 2093
is rated by the department of transportation as type A, B, C, E2, 2094
or F in the county in which the school district is located or, if 2095
the district is located in more than one county, the county to 2096
which it is assigned for purposes of determining its 2097
cost-of-doing-business factor. 2098

(iii) "Statewide rough road percentage" means the percentage 2099
of the statewide total mileage of state, municipal, county, and 2100
township roads that is rated as type A, B, C, E2, or F by the 2101
department of transportation. 2102

(b) "Total rough road miles" means a school district's total 2103
bus miles traveled in one year times its county rough road 2104

percentage. 2105

(c) "Density multiplier" means a figure calculated in 2106
accordance with the following formula: 2107

$$1 - \frac{[(\text{minimum student density} - \text{district student density}) / (\text{minimum student density} - \text{statewide student density})]^{71}}{71}$$

(i) "Minimum student density" means the lowest district 2111
student density in the state. 2112

(ii) "District student density" means a school district's 2113
transportation base divided by the number of square miles in the 2114
district. 2115

(iii) "Statewide student density" means the sum of the 2116
transportation bases for all school districts divided by the sum 2117
of the square miles in all school districts. 2118

~~(7)(6)~~ In addition to funds paid under divisions (D)(2) to 2119
~~(6)(5)~~ of this section, each district shall receive in accordance 2120
with rules adopted by the state board of education a payment for 2121
students transported by means other than board-owned or 2122
contractor-operated buses and whose transportation is not funded 2123
under division (J) of section 3317.024 of the Revised Code. The 2124
rules shall include provisions for school district reporting of 2125
such students. 2126

(7) Notwithstanding divisions (D)(1) to (6) of this section, 2127
in fiscal year 2000 only, each school district shall receive the 2128
greater of the total amount calculated for it under those 2129
divisions and division (J) of section 3317.024 of the Revised Code 2130
or the total amount calculated for it for types one through six 2131
student transportation operating funds in fiscal year 1999. For 2132
purposes of division (D)(7) of this section, the fiscal year 1999 2133
guaranteed total amount does not include subsidies for school bus 2134
purchases. 2135

(E)(1) The department shall compute and distribute state vocational education additional weighted costs funds to each school district in accordance with the following formula:

$$\frac{\text{state share percentage X the formula amount X total vocational education weight}}{\text{total vocational education weight}}$$

In any fiscal year, a school district receiving funds under division (E)(1) of this section shall spend those funds only for the purposes that the department designates as approved for vocational education expenses.

(2) The department shall compute for each school district state funds for vocational education associated services in accordance with the following formula:

$$\frac{\text{state share percentage X .05 X the formula amount X the sum of categories one and two vocational education ADM}}{\text{vocational education ADM}}$$

In any fiscal year, a school district receiving funds under division (E)(2) of this section, or through a transfer of funds pursuant to division (L) of section 3317.023 of the Revised Code, shall spend those funds only for the purposes that the department designates as approved for vocational education associated services expenses, which may include such purposes as apprenticeship coordinators, coordinators for other vocational education services, vocational evaluation, and other purposes designated by the department. The department may deny payment under division (E)(2) of this section to any district that the department determines is not operating those services or is using funds paid under division (E)(2) of this section, or through a transfer of funds pursuant to division (L) of section 3317.023 of the Revised Code, for other purposes.

In fiscal years 2000 and 2001, each school district shall

continue to offer the same number of the vocational education 2167
programs that the district offered in fiscal year 1999, unless the 2168
department of education expressly agrees that the district may 2169
offer fewer programs in either fiscal year 2000 or 2001 or both. 2170

Sec. 3317.0212. Divisions (B) and (C) of this section do not 2171
apply to a school district with a formula ADM of one hundred fifty 2172
or less. 2173

(A) As used in this section: 2174

(1) "Fundamental FY 1997 state aid" or "fundamental FY 1998 2175
state aid" for a district means the total amount of state money 2176
received by the district for the applicable fiscal year as 2177
reported on the department of education's form "SF-12," adjusted 2178
as follows: 2179

(a) Minus the amount for transportation; 2180

(b) Minus any amounts for approved preschool handicapped 2181
units; 2182

(c) Minus any additional amount attributable to the 2183
reappraisal guarantee of division (C) of section 3317.04 of the 2184
Revised Code; 2185

(d) Plus the amount deducted for payments to an educational 2186
service center; 2187

(e) Plus an estimated portion of the state money distributed 2188
in the applicable fiscal year to other school districts or 2189
educational service centers for approved units, other than 2190
preschool handicapped or gifted education units, attributable to 2191
the costs of providing services in those units to students 2192
entitled to attend school in the district; 2193

(f) Minus an estimated portion of the state money distributed 2194
to the school district in the applicable fiscal year for approved 2195

units, other than preschool handicapped units or gifted education 2196
units, attributable to the costs of providing services in those 2197
units to students entitled to attend school in another school 2198
district; 2199

(g) Plus any additional amount paid in the applicable fiscal 2200
year pursuant to the vocational education recomputation required 2201
by Section 45.12 of Amended Substitute House Bill No. 117 of the 2202
121st general assembly or former Section 50.22 of Amended 2203
Substitute House Bill No. 215 of the 122nd general assembly; 2204

(h) Plus any additional amount paid in the applicable fiscal 2205
year pursuant to the special education recomputation required by 2206
former division (I) of section 3317.023 of the Revised Code; 2207

(i) Plus any amount paid for equity aid in the applicable 2208
fiscal year under section 3317.0213 of the Revised Code; 2209

(j) Plus any amount received for the applicable fiscal year 2210
pursuant to section 3317.027 of the Revised Code; 2211

(k) Plus any amount received for the applicable fiscal year 2212
resulting from a recomputation made under division (B) of section 2213
3317.022 of the Revised Code, as that section existed in the 2214
applicable fiscal year. 2215

~~(2) "Enhanced FY 1999 state aid" for a district means its 2216
state basic aid for fiscal year 1999, plus any amounts for which 2217
the district was eligible pursuant to division (D) of the version 2218
of section 3317.022 of the Revised Code in effect that fiscal 2219
year. 2220~~

~~(3) "State basic aid" for a district for any fiscal year 2221
after fiscal year 1999 means the sum of the following: 2222~~

(a) The amount computed for the district for base cost 2223
funding, special education funding, and vocational education 2224
funding under divisions (A), (C)(1) and (5), and (E) of section 2225

3317.022 and sections 3317.025 and 3317.027 of the Revised Code 2226
and DPIA aid under section 3317.029 of the Revised Code in the 2227
current fiscal year before any deduction or credit required by 2228
division (B), (D), (E), (F), (G), (H), (I), (J), (K), or (L) of 2229
section 3317.023 or division (J) of section 3317.029 of the 2230
Revised Code; 2231

(b) Any amounts for which the district is eligible pursuant 2232
to division (C) of section 3317.023, divisions (G), (P), and (R) 2233
of section 3317.024, and the supplemental unit allowance paid for 2234
gifted units under division (B) of section 3317.162 of the Revised 2235
Code; 2236

(c) Any equity aid for which the district is eligible under 2237
section 3317.0213 of the Revised Code. 2238

~~(4) "State basic aid for fiscal year 1999" means a district's 2239
"state basic aid" for that year, as defined in the version of this 2240
section in effect in fiscal year 1999, plus an appropriate 2241
proportion, as determined by the department of education, of the 2242
amount received by the school district in fiscal year 1999 from 2243
the vocational education set aside and attributable to the 2244
district's students. 2245~~

~~(5)(3) "Adjusted FY 1999 actual aid" has the same meaning as 2246
in Section 18 of Am. Sub. H.B. 650 of the 122nd general assembly, 2247
as amended. 2248~~

(4) "Vocational education set-aside" means the up to 2249
\$24,193,118 earmarked for additional school district vocational 2250
education grants under appropriation item 200-545, vocational 2251
education enhancements, in Am. Sub. H.B. 770 of the 122nd general 2252
assembly. 2253

(B) Upon request of the department of education, the 2254
treasurer of any school district or educational service center 2255
shall furnish data needed to calculate the amounts specified in 2256

divisions (A)(1)(e) and (f) of this section. The department shall 2257
compute and pay the state basic aid guarantee for each school 2258
district for the fiscal year as follows: 2259

(1) Subtract the amount of state basic aid from the amount of 2260
fundamental FY 1998 state aid. If a negative number, this 2261
computation shall be deemed to be zero. 2262

(2) Pay the district any positive amount calculated under 2263
division (B)(1) of this section. 2264

(C) In fiscal year 2000, the department shall calculate for 2265
each district the sum of the district's state basic aid for that 2266
fiscal year, plus any amount calculated under division (B)(1) of 2267
this section, plus the transportation portion of state aid 2268
computed for the district for that fiscal year under division (D) 2269
of the version of section 3317.022 of the Revised Code in effect 2270
that fiscal year. If a district's ~~enhanced~~ adjusted FY 1999 ~~state~~ 2271
actual aid is greater than that sum, then the department shall pay 2272
the district in that fiscal year one hundred per cent of the 2273
difference. 2274

(D)(1) The state basic aid guarantee in any fiscal year for a 2275
school district with a formula ADM of one hundred fifty or less 2276
shall be the greatest of the following amounts: 2277

(a) The district's state basic aid for the fiscal year; 2278

(b) The district's fundamental FY 1998 state aid; 2279

(c) The district's fundamental FY 1997 state aid. 2280

(2) If in any fiscal year the state basic aid for a school 2281
district with a formula ADM of one hundred fifty or less is less 2282
than the guarantee amount determined for the district under 2283
division (D)(1) of this section, the department of education shall 2284
pay the district the amount of the difference. 2285

Sec. 3317.0216. (A) As used in this section:	2286
(1) "Total taxes charged and payable for current expenses"	2287
means the sum of the taxes charged and payable as certified under	2288
division (A)(3)(a) of section 3317.021 of the Revised Code less	2289
any amounts reported under division (A)(3)(b) of that section, and	2290
the tax distribution for the preceding year under any school	2291
district income tax levied by the district pursuant to Chapter	2292
5748. of the Revised Code to the extent the revenue from the	2293
income tax is allocated or apportioned to current expenses.	2294
(2) "State equalization enhancement payments" means any	2295
payment made to a school district pursuant to section 3317.0215 of	2296
the Revised Code for the preceding fiscal year.	2297
(3) "Charge-off amount" means the product obtained by	2298
multiplying two and three-tenths per cent by adjusted total	2299
taxable value.	2300
(4) "Total receipts available for current expenses" of a	2301
school district means the sum of total taxes charged and payable	2302
for current expenses and the district's state equalization	2303
enhancement payments.	2304
(5) "Local share of special education and related services	2305
additional weighted costs" has the same meaning as in division	2306
(C)(3) of section 3317.022 of the Revised Code.	2307
(6) "Local share of vocational education and associated	2308
services additional weighted costs" for each school district means	2309
the amount determined as follows:	2310
(1 - state share percentage as defined in section	2311
3317.022 of the Revised Code) X $\frac{1}{2}$ [(total vocational	2312
education weight as defined in that section X	2313
the formula amount) + the district's payment under division (E)(2)	2314
of section 3317.022 of the Revised Code]	2315

(B) Upon receiving the certifications under section 3317.021 2316
of the Revised Code, the department of education shall determine 2317
for each city, local, and exempted village school district whether 2318
the district's charge-off amount is greater than the district's 2319
total receipts available for current expenses, and if it is, shall 2320
pay the district the amount of the difference. A payment shall not 2321
be made to any school district for which the computation under 2322
division (A) of section 3317.022 of the Revised Code equals zero. 2323

(C)(1) If a district's charge-off amount is equal to or 2324
greater than its total receipts available for current expenses, 2325
the department shall, in addition to the payment required under 2326
division (B) of this section, pay the district the amount of the 2327
local share of special education and related services additional 2328
weighted costs and the amount of the local share of vocational 2329
education and associated services additional weighted costs. 2330

(2) If a district's charge-off amount is less than its total 2331
receipts available for current expenses, the department shall pay 2332
the district any amount by which the sum of its local share of 2333
special education and related services additional weighted costs 2334
plus its local share of vocational education and associated 2335
services additional weighted costs exceeds its total receipts 2336
available for current expenses minus its charge-off amount. 2337

Sec. 3317.11. (A) Annually, on or before a date designated by 2338
the state board of education, each educational service center 2339
governing board shall prepare a budget of operating expenses for 2340
the ensuing year for the service center on forms prepared and 2341
furnished by the state board of education and shall certify the 2342
budget to the state board of education, together with such other 2343
information as the board may require. Such budget shall consist of 2344
two parts. Part (A) shall include the cost of the salaries, 2345
employers retirement contributions, and travel expenses of 2346

supervisory teachers approved by the state board of education. The 2347
amount derived from the calculation for such units in part (A) of 2348
the governing board budget shall be the sum of: 2349

(1) The sum of the minimum salaries calculated, pursuant to 2350
section 3317.13 of the Revised Code, for each approved licensed 2351
employee of the governing board; 2352

(2) An additional salary allowance proportional to the length 2353
of the extended term of service not to exceed three months for 2354
each supervisory and child study teacher whose term of service in 2355
any year is extended beyond the terms of service of regular 2356
classroom teachers; 2357

(3) An allowance equal to fifteen per cent of the amount 2358
computed under division (A)(1) of this section; 2359

(4) An allowance for necessary travel expenses, for each of 2360
the personnel approved in part (A) of the budget, limited to two 2361
hundred twenty-three dollars and sixteen cents per month, or two 2362
thousand six hundred seventy-eight dollars per year per person 2363
employed, whichever is the lesser. 2364

Part (B) shall include the cost of all other lawful 2365
expenditures of the governing board. The state board of education 2366
shall review such budget and may approve, increase, or decrease 2367
such budget. 2368

The governing board shall be reimbursed by the state board of 2369
education from state funds for the cost of part (A) of the budget. 2370
The governing board shall be reimbursed by the state board of 2371
education, from state funds for the cost of part (B) of the 2372
approved budget that is in excess of six dollars and fifty cents 2373
times the service center ADM. If the governing board provides 2374
services to city or exempted village school districts pursuant to 2375
section 3313.843 of the Revised Code, the governing board shall be 2376

reimbursed from state funds for the cost of part (B) of the budget 2377
that is in excess of six dollars and fifty cents times the sum of 2378
the service center ADM and the client ADMs of the city or exempted 2379
village districts to which such services are provided. The cost of 2380
part (B) not in excess of six dollars and fifty cents times the 2381
number of such ADM shall be apportioned by the state board of 2382
education among the local school districts in the territory of the 2383
service center, or among all districts to which the governing 2384
board provides services, on the basis of the total number of 2385
pupils in each school district. 2386

If part (B) of the budget is in excess of that approved by 2387
the state board of education, the excess cost shall be apportioned 2388
by the state board of education among the local school districts 2389
in the territory of the service center on the basis of the total 2390
number of such pupils in each such school district, provided that 2391
a majority of the boards of education of such local school 2392
districts approve such apportionment. The state board of education 2393
shall initiate and supervise the procedure by which the local 2394
boards shall approve or disapprove such apportionment. 2395

The amounts so apportioned shall be certified to the 2396
treasurers of the various school districts. In the case of each 2397
district such amount shall be deducted by the state board of 2398
education from funds allocated to the district pursuant to 2399
division (E) of section 3317.023 of the Revised Code. 2400

The state board of education shall certify to the director of 2401
budget and management for payment the total of the deductions, 2402
whereupon the amount shall be paid to the governing board of each 2403
service center, to be deposited to the credit of a separate fund, 2404
hereby created, to be known as the educational service center 2405
governing board fund. 2406

An educational service center may provide special education 2407

to students in its local districts or in client districts. A 2408
service center is eligible for funding under division (J) of 2409
section 3317.024 of the Revised Code and eligible for state 2410
subsidies for the purchase of school buses under section 3317.07 2411
of the Revised Code. Special education units for gifted children 2412
may be operated by a governing board. Vocational education may be 2413
provided by a governing board. A governing board may conduct 2414
driver education for pupils enrolled in a high school for which 2415
the state board of education prescribes minimum standards. 2416

Every local school district shall be provided supervisory 2417
services by its governing board as approved by the state board of 2418
education. A city or exempted village school district shall be 2419
considered to be provided supervisory services by a governing 2420
board if it has entered into an agreement for the governing board 2421
to provide any services under section 3313.843 of the Revised 2422
Code. Supervisory services shall not exceed one supervisory 2423
teacher for the first fifty classroom teachers employed in all 2424
districts that are provided supervisory services calculated under 2425
section 3317.023 of the Revised Code and one supervisory teacher 2426
for every additional one hundred such classroom teachers so 2427
calculated. Reimbursement for such supervisory services shall be a 2428
deduction by the state board of education from the payment to the 2429
school district pursuant to division (E) of section 3317.023 of 2430
the Revised Code. Deductions for all supervisory services and 2431
extended services for supervisory and child study shall be 2432
apportioned among local school districts within the territory of 2433
the service center and any city or exempted village districts that 2434
have entered into agreements with a service center pursuant to 2435
section 3313.843 of the Revised Code by the state board of 2436
education on the basis of the total number of pupils in each 2437
school district, except that where such services are provided to 2438
districts other than local school districts within the service 2439

center territory and city or exempted village districts having 2440
agreements with the service center, such charges shall be 2441
apportioned among all participating districts on the basis of the 2442
total number of pupils in each school district. All deductions 2443
from state funding to school districts required for reimbursement 2444
of governing boards by division (E) of section 3317.023 of the 2445
Revised Code shall be made from the total of the payment computed 2446
for the district under this chapter, after making any other 2447
adjustments in that payment required by law. 2448

(B)(1) In addition to the payments made under division (A) of 2449
this section, except as otherwise provided in division (C) of this 2450
section, the department of education shall pay each governing 2451
board the amount in the following schedule for the specified 2452
fiscal year, times the sum of the service center ADM and the sum 2453
of the client ADMs of all its client districts: 2454

(a) In fiscal year 2000, thirty-six dollars; 2455

(b) In fiscal year 2001, thirty-seven dollars. 2456

(2) In addition to other payments under this section, the 2457
department shall pay each educational service center the amounts 2458
due to it from school districts pursuant to contracts, compacts, 2459
or agreements under which the service center furnishes services to 2460
the districts or their students. In order to receive payment under 2461
this division, an educational service center shall furnish either 2462
a copy of the applicable contract, compact, or agreement clearly 2463
indicating the amounts of the payments, or a written statement of 2464
the payments owed signed by the superintendent or treasurer of the 2465
responsible school district. 2466

The amounts paid to service centers under division (B)(2) of 2467
this section shall be deducted from payments to school districts 2468
pursuant to division (K)(2) of section 3317.023 of the Revised 2469
Code. 2470

(C) Each multicounty service center shall receive a payment 2471
each fiscal year equal to forty dollars and fifty-two cents ~~times~~ 2472
~~the formula amount~~ times the sum of the service center ADM and the 2473
client ADMs of all its client districts. 2474

(D) Each city, exempted village, local, joint vocational, or 2475
cooperative education school district shall pay to the governing 2476
board of an educational service center any amounts agreed to for 2477
each child enrolled in the district who receives special education 2478
and related services or vocational education from the educational 2479
service center. 2480

(E) As used in this section: 2481

(1) "Service center ADM" means the total of each of the 2482
following for all local school districts within the limits of an 2483
educational service center's territory: 2484

(a) The formula ADM; 2485

(b) The kindergarten average daily membership included in the 2486
formula ADM; 2487

(c) Three-quarters of the number of students reported under 2488
division (B)(4) of section 3317.03 of the Revised Code; 2489

(d) The average daily membership of handicapped preschool 2490
children reported under division (B)(2) of section 3317.03 of the 2491
Revised Code; 2492

(e) The number of preschool students certified under division 2493
(B) of section 3317.032 of the Revised Code. 2494

(2) "Client ADM" means the total of each number described 2495
under divisions (E)(1)(a) to (e) of this section for a client 2496
district. 2497

(3) "Client district" means a city or exempted village school 2498
district that has entered into an agreement to receive services 2499
from a service center pursuant to section 3313.843 of the Revised 2500

Code.	2501
(4) "Multicounty service center" means a service center that includes territory that formerly was included in the territory of at least three former service centers or county school districts, which former centers or districts engaged in one or more mergers pursuant to section 3311.053 of the Revised Code to form the present center.	2502 2503 2504 2505 2506 2507
Sec. 3317.16. (A) As used in this section:	2508
(1) "State share percentage" means the percentage calculated for a joint vocational school district as follows:	2509 2510
(a) Calculate the state base cost funding amount for the district under division (B) of this section. If the district would not receive any base cost funding for that year under that division, the district's state share percentage is zero.	2511 2512 2513 2514
(b) If the district would receive base cost funding under that division, divide that base cost amount by an amount equal to the following:	2515 2516 2517
cost-of-doing-business factor X	2518
the formula amount X	2519
the greater of formula ADM or	2520
three-year average formula ADM	2521
The resultant number is the district's state share percentage.	2522 2523
(2) The "total special education weight" for a joint vocational school district shall be calculated in the same manner as prescribed in division (B)(1) of section 3317.022 of the Revised Code.	2524 2525 2526 2527
(3) The "total vocational education weight" for a joint vocational school district shall be calculated in the same manner as prescribed in division (B)(4) of section 3317.022 of the	2528 2529 2530

Revised Code. 2531

(4) The "adjusted total taxable value" of a joint vocational 2532
school district shall be determined by adding the adjusted total 2533
taxable values of all its constituent school districts for the 2534
applicable fiscal year. 2535

(B) The department of education shall compute and distribute 2536
state base cost funding to each joint vocational school district 2537
for the fiscal year in accordance with the following formula: 2538

(cost-of-doing-business factor X 2539
formula amount X the greater of formula 2540
ADM or three-year average formula ADM) - 2541
(.0005 X adjusted total taxable value) 2542

If the difference obtained under this division is a negative 2543
number, the district's computation shall be zero. 2544

(C)(1) The department shall compute and distribute state 2545
vocational education additional weighted costs funds to each joint 2546
vocational school district in accordance with the following 2547
formula: 2548

state share percentage X formula amount X 2549
total vocational education weight 2550

(2) The department shall compute for each joint vocational 2551
school district state funds for vocational education associated 2552
services costs in accordance with the following formula: 2553

state share percentage X .05 X 2554
the formula amount X the sum of 2555
categories one and two vocational 2556
education ADM 2557

In any fiscal year, a joint vocational school district 2558
receiving funds under division (C)(2) of this section, or through 2559
a transfer of funds pursuant to division (L) of section 3317.023 2560
of the Revised Code, shall spend those funds only for the purposes 2561

that the department designates as approved for vocational
education associated services expenses, which may include such
purposes as apprenticeship coordinators, coordinators for other
vocational education services, vocational evaluation, and other
purposes designated by the department. The department may deny
payment under division (C)(2) of this section to any district that
the department determines is not operating those services or is
using funds paid under division (C)(2) of this section, or through
a transfer of funds pursuant to division (L) of section 3317.023
of the Revised Code, for other purposes.

(D)(1) The department shall compute and distribute state
special education and related services additional weighted costs
funds to each joint vocational school district in accordance with
the following formula:

state share percentage X formula amount X
total special education weight

(2)(a) As used in this division, the "personnel allowance"
means twenty-five thousand dollars in fiscal year 2000 and thirty
thousand dollars in fiscal year 2001.

(b) For the provision of speech services to students and for
no other purpose, the department shall pay each joint vocational
school district an amount calculated under the following formula:

(formula ADM divided by 2000) X the personnel
allowance X state share percentage

(E) If a joint vocational school district's costs for a
fiscal year for a student in its category three special education
ADM are twenty-five thousand dollars or more, the district may
submit to the superintendent of public instruction documentation,
as prescribed by the superintendent, of all of its costs for that
student. Upon submission of documentation for a student of the
type and in the manner prescribed, the department shall pay to the

district an amount equal to the district's costs for the student 2593
in excess of twenty-five thousand dollars multiplied by the 2594
district's state share percentage. 2595

The district shall only report, and the department shall only 2596
pay for, the costs of educational expenses and the related 2597
services provided to the student in accordance with the student's 2598
individualized education program. Any legal fees, court costs, or 2599
other costs associated with any cause of action relating to the 2600
student may not be included in the amount. 2601

(F) Each fiscal year, the department shall pay each joint 2602
vocational school district an amount for adult technical and 2603
vocational education and specialized consultants. 2604

(G)(1) In any fiscal year, a joint vocational school district 2605
receiving funds under division (D) of this section shall spend on 2606
the related services specified in division (B)(3) of section 2607
3317.022 of the Revised Code at least the lesser of the following: 2608
2609

(a) The amount the district spent on those related services 2610
in the preceding fiscal year; 2611

(b) $1/8 \times$ [cost-of-doing-business factor \times the formula amount 2612
 \times (the category one special education ADM + category two special 2613
education ADM + category three special education ADM)⁷] + the 2614
amount calculated for the fiscal year under division (D)(1) of 2615
this section + the local share of special education and related 2616
services additional weighted costs> . 2617

(2) A joint vocational school district's local share of 2618
special education and related services additional weighted costs 2619
equals: 2620

(1 - state share percentage) \times 2621

Total special education weight \times 2622

the formula amount 2623

(H) In any fiscal year, if the total of all payments made to a joint vocational school district under divisions (B) to (D) of this section and division (R) of section 3317.024 of the Revised Code is less than the amount that district received in fiscal year 1999 under the version of this section in effect that year, plus the amount that district received under the version of section 3317.162 of the Revised Code in effect that year and minus the amounts received that year for driver education and adult education, the department shall pay the district an additional amount equal to the difference between those two amounts.

(I) In fiscal years 2000 and 2001, each joint vocational school district shall continue to offer the same number of the vocational education programs that the district offered in fiscal year 1999, unless the department of education expressly agrees that the district may offer fewer programs in either or both fiscal year 2000 or 2001.

Sec. 3318.01. As used in sections 3318.01 to 3318.20 of the Revised Code:

(A) "Ohio school facilities commission" means the commission created pursuant to section 3318.30 of the Revised Code.

(B) "Classroom facilities" means rooms in which pupils regularly assemble in public school buildings to receive instruction and education and such facilities and building improvements for the operation and use of such rooms as may be needed in order to provide a complete educational program, and may include space within which a child day-care facility or a community resource center is housed.

(C) "Project" means a project to construct or acquire classroom facilities, or to reconstruct or make additions to existing classroom facilities, to be used for housing the

applicable school district and its functions. 2654

(D) "School district" means a local, exempted village, or 2655
city school district as such districts are defined in Chapter 2656
3311. of the Revised Code, acting as an agency of state 2657
government, performing essential governmental functions of state 2658
government pursuant to sections 3318.01 and 3318.20 of the Revised 2659
Code. 2660

(E) "School district board" means the board of education of a 2661
school district. 2662

(F) "Net bonded indebtedness" means the difference between 2663
the sum of the par value of all outstanding and unpaid bonds and 2664
notes which a school district board is obligated to pay, any 2665
amounts the school district is obligated to pay under 2666
lease-purchase agreements entered into under section 3313.375 of 2667
the Revised Code, and the par value of bonds authorized by the 2668
electors but not yet issued, the proceeds of which can lawfully be 2669
used for the project, and the amount held in the sinking fund and 2670
other indebtedness retirement funds for their redemption. Notes 2671
issued for school buses in accordance with section 3327.08 of the 2672
Revised Code, notes issued in anticipation of the collection of 2673
current revenues, and bonds issued to pay final judgments shall 2674
not be considered in calculating the net bonded indebtedness. 2675

"Net bonded indebtedness" does not include indebtedness 2676
arising from the acquisition of land to provide a site for 2677
classroom facilities constructed, acquired, or added to pursuant 2678
to sections 3318.01 to 3318.20 of the Revised Code. 2679

(G) "Board of elections" means the board of elections of the 2680
county containing the most populous portion of the school 2681
district. 2682

(H) "County auditor" means the auditor of the county in which 2683
the greatest value of taxable property of such school district is 2684

located.	2685
(I) "Tax duplicates" means the general tax lists and duplicates prescribed by sections 319.28 and 319.29 of the Revised Code.	2686 2687 2688
(J) "Required level of indebtedness" means:	2689
(1) In the case of districts in the first percentile, five per cent of the district's valuation for the year preceding the year in which the controlling board approved the project under section 3318.04 of the Revised Code.	2690 2691 2692 2693
(2) In the case of districts ranked in a subsequent percentile, five per cent of the district's valuation for the year preceding the year in which the controlling board approved the project under section 3318.04 of the Revised Code, plus 6 [two one-hundredths of one per cent multiplied by (the percentile in which the district ranks minus one) 7].	2694 2695 2696 2697 2698 2699
(K) "Required percentage of the basic project costs" means one per cent of the basic project costs times the percentile in which the district ranks.	2700 2701 2702
(L) "Basic project cost" means a cost amount determined in accordance with rules adopted under section 111.15 of the Revised Code by the Ohio school facilities commission. The basic project cost calculation shall take into consideration the square footage and cost per square foot necessary for the grade levels to be housed in the classroom facilities, the variation across the state in construction and related costs, the cost of the installation of site utilities and site preparation, the cost of insuring the project until it is completed, and the professional planning, administration, and design fees that a district may have to pay to undertake a classroom facilities project.	2703 2704 2705 2706 2707 2708 2709 2710 2711 2712 2713
(M) A "school district's portion of the basic project cost"	2714

means the amount determined under section 3318.032 of the Revised Code. 2715
2716

(N) "Child day-care facility" means space within a classroom facility in which the needs of infants, toddlers, preschool children, and school children are provided for by persons other than the parent or guardian of such children for any part of the day, including persons not employed by the school district operating such classroom facility. 2717
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(O) "Community resource center" means space within a classroom facility in which comprehensive services that support the needs of families and children are provided by community-based social service providers. 2723
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(P) "Valuation" means the total value of all property in the district as listed and assessed for taxation on the tax duplicates. 2727
2728
2729

(Q) "Percentile" means the percentile in which the district is ranked pursuant to division (D) of section 3318.011 of the Revised Code. 2730
2731
2732

(R) "Installation of site utilities" means the installation of a site domestic water system, site fire protection system, site gas distribution system, site sanitary system, site storm drainage system, and site telephone and data system. 2733
2734
2735
2736

(S) "Site preparation" means the earthwork necessary for preparation of the building foundation system, the paved pedestrian and vehicular circulation system, playgrounds on the project site, and lawn and planting on the project site. 2737
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Sec. 3318.011. For purposes of providing assistance under sections 3318.01 to 3318.20 of the Revised Code, the department of education shall annually do all of the following: 2741
2742
2743

(A) Calculate the adjusted valuation per pupil of each city, 2744

local, and exempted village school district according to the	2745
following formula:	2746
The district's valuation per pupil -	2747
$\frac{\$30,000 \times (1 - \text{the district's income factor})}{7}$.	2748
For purposes of this calculation:	2749
(1) "Valuation per pupil" for a district means its average	2750
taxable value, divided by its formula ADM reported under section	2751
3317.03 of the Revised Code for the previous fiscal year.	2752
(2) "Average taxable value" means the average of the amounts	2753
certified for a district in the second, third, and fourth	2754
preceding fiscal years under divisions (A)(1) and (2) of section	2755
3317.021 of the Revised Code.	2756
(3) "Income factor" has the same meaning as in section	2757
3317.02 of the Revised Code.	2758
(B) Calculate the three-year average adjusted valuation per	2759
pupil of each city, local, and exempted village school district	2760
for the preceding three fiscal years;	2761
(C) Rank all such districts in order of adjusted valuation	2762
per pupil from the district with the lowest three-year average	2763
adjusted valuation per pupil to the district with the highest	2764
three-year average adjusted valuation per pupil;	2765
(D) Divide such ranking into percentiles with the first	2766
percentile containing the one per cent of school districts having	2767
the lowest three-year average adjusted valuations per pupil and	2768
the one-hundredth percentile containing the one per cent of school	2769
districts having the highest three-year average adjusted	2770
valuations per pupil;	2771
(E) Determine the school districts that have three-year	2772
average adjusted valuations per pupil that are greater than the	2773
median three-year average adjusted valuation per pupil for all	2774

school districts in the state;	2775
(F) Certify the information described in divisions (A) to (E)	2776
of this section to the Ohio school facilities commission.	2777
Sec. 3318.36. (A) As used in this section:	2778
(1) "Ohio school facilities commission," "classroom	2779
facilities," "school district," "school district board," "net	2780
bonded indebtedness," "required percentage of the basic project	2781
costs," "basic project cost," "valuation," and "percentile" have	2782
the same meanings as in section 3318.01 of the Revised Code.	2783
(2) "Required level of indebtedness" means five per cent of	2784
the school district's valuation for the year preceding the year in	2785
which the commission and school district enter into an agreement	2786
under division (B) of this section, plus $\frac{6}{100}$ [two one-hundredths of	2787
one per cent multiplied by (the percentile in which the district	2788
ranks in the fiscal year the commission and the school district	2789
enter into such agreement minus one)] ⁷ .	2790
(B) There is hereby established the school building	2791
assistance expedited local partnership program. Under the program,	2792
the Ohio school facilities commission may enter into an agreement	2793
with the school district board of any school district ranked in	2794
the twentieth to fortieth percentiles, as determined under section	2795
3318.011 of the Revised Code in the fiscal year that the	2796
commission and school district board enter into such agreement.	2797
Under the agreement, the school district board may proceed with	2798
the new construction or major repairs of a part of the school	2799
district's classroom facilities needs, as determined under	2800
sections 3318.01 to 3318.20 of the Revised Code, through the	2801
expenditure of local resources prior to the school district's	2802
eligibility for state assistance under sections 3318.01 to 3318.20	2803
of the Revised Code and may apply that expenditure toward meeting	2804

the school district's portion of the basic project cost of the 2805
total of the school district's classroom facilities needs, as 2806
determined under sections 3318.01 to 3318.20 of the Revised Code 2807
and as recalculated under division (E) of this section, that are 2808
eligible for state assistance under sections 3318.01 to 3318.20 of 2809
the Revised Code when the school district becomes eligible for 2810
such state assistance. 2811

The commission may enter into an agreement under this section 2812
with no more than five school districts each year. 2813

To participate in the program, a school district board shall 2814
first adopt a resolution certifying to the commission the board's 2815
intent to participate in the program. 2816

The commission shall consider school districts for 2817
participation in the program under this section each year in the 2818
order in which they adopt the resolutions required under this 2819
section and submit them to the commission. 2820

Any project under this section shall comply with section 2821
3318.03 of the Revised Code and with any specifications for plans 2822
and materials for classroom facilities adopted by the commission 2823
under section 3318.04 of the Revised Code. 2824

(C) If the commission and a school district board enter into 2825
an agreement authorized under division (B) of this section, the 2826
commission shall conduct on-site visits to the school district and 2827
shall conduct an assessment of the school district's classroom 2828
facilities needs as authorized in section 3318.021 of the Revised 2829
Code within six months of the execution of the agreement. Based on 2830
the results of the on-site visits and assessment, the commission 2831
shall determine the basic project cost of the school district's 2832
classroom facilities needs. The commission shall determine the 2833
school district's portion of such basic project cost, which shall 2834
be the greater of: 2835

(1) The required percentage of the basic project costs, 2836
determined based on the school district's percentile ranking in 2837
the fiscal year the commission and the school district enter into 2838
the agreement under division (B) of this section; 2839

(2) An amount necessary to raise the school district's net 2840
bonded indebtedness, as of the fiscal year the commission and the 2841
school district enter into the agreement under division (B) of 2842
this section, to within five thousand dollars of the required 2843
level of indebtedness. 2844

(D)(1) When the commission determines the basic project cost 2845
of the classroom facilities needs of a school district and the 2846
school district's portion of that basic project cost under 2847
division (C) of this section, the project shall be conditionally 2848
approved. Such conditional approval shall be submitted to the 2849
controlling board for approval thereof. The controlling board 2850
shall forthwith approve or reject the commission's determination, 2851
conditional approval, and the amount of the state's portion of the 2852
basic project cost; however, no state funds shall be encumbered 2853
under this section. Upon approval by the controlling board, the 2854
school district board may identify a discrete part of its 2855
classroom facilities needs, which shall include only new 2856
construction of or additions or major repairs to a particular 2857
building, to address with local resources. Upon identifying a part 2858
of the school district's basic project cost to address with local 2859
resources, the school district board may allocate any available 2860
school district moneys to pay the cost of that identified part, 2861
including the proceeds of an issuance of bonds if approved by the 2862
electors of the school district. 2863

All local resources utilized under this division shall first 2864
be deposited in the project construction account required under 2865
section 3318.08 of the Revised Code. 2866

(2) For a school district to qualify for participation in the program authorized under this section, the electors of the school district by a majority vote shall approve the levy of taxes outside the ten-mill limitation for a period not to exceed twenty-three years at the rate of one-half mill for each dollar of valuation to be used to pay the cost of maintaining the classroom facilities included in the basic project cost as determined by the commission. The form of the ballot to be used to submit the question whether to approve the tax required under this division to the electors of the school district shall be the form for an additional levy of taxes prescribed in division (C) of section 3318.06 of the Revised Code. Proceeds of this additional levy of taxes shall be deposited into a separate fund as specified in division (B) of section 3318.05 of the Revised Code.

(E) If the school district becomes eligible for state assistance under sections 3318.01 to 3318.20 of the Revised Code based on its percentile ranking as determined under division (B) of this section, the commission shall conduct a new assessment of the school district's classroom facilities needs and shall recalculate the basic project cost based on this new assessment. The basic project cost recalculated under this division shall include the amount of expenditures made by the school district board under division (D)(1) of this section. The commission shall then recalculate the school district's portion of the new basic project cost by utilizing the proportion of the original basic project cost assigned to the school district as its portion under division (C) of this section. The commission shall deduct the expenditure of school district moneys made under division (D)(1) of this section from the school district's portion of the basic project cost as recalculated under this division. If the amount of school district resources applied by the school district board to the school district's portion of the basic project cost under this

section is less than the total amount of such portion as 2899
recalculated under this division, the school district board by a 2900
majority vote of all of its members shall, if it desires to seek 2901
state assistance under sections 3318.01 to 3318.20 of the Revised 2902
Code, adopt a resolution as specified in section 3318.06 of the 2903
Revised Code to submit to the electors of the school district the 2904
question of approval of a bond issue in order to pay any 2905
additional amount of school district portion required for state 2906
assistance. The tax levy approved under division (D)(2) of this 2907
section shall satisfy the requirements to levy the one-half mill 2908
additional tax under section 3318.06 of the Revised Code. 2909

If the amount of school district resources applied by the 2910
school district board to the school district's portion of the 2911
basic project cost under this section is more than the total 2912
amount of such portion as recalculated under this division, the 2913
commission may reimburse to the school district the difference 2914
between the two calculated portions, but at no time shall the 2915
commission expend any state funds on a project in an amount 2916
greater than the state's portion of the basic project cost as 2917
recalculated under this division. 2918

Sec. 3332.05. (A) The state board of proprietary school 2919
registration shall issue a certificate of registration to an 2920
applicant of good reputation seeking to offer one or more programs 2921
upon receipt of the fee established in accordance with section 2922
3332.07 of the Revised Code and upon determining the applicant has 2923
the facilities, resources, and faculty to provide students with 2924
the kind of instruction that it proposes to offer and meets the 2925
minimum standards of the board. A certificate of registration 2926
shall be granted or denied within one hundred twenty days of the 2927
receipt of the application therefor by the board. A person shall 2928
obtain a separate certificate for each location at which the 2929

person offers programs. The first certificate of registration 2930
issued on or after the effective date of this amendment for each 2931
new location is valid for one year, unless earlier revoked for 2932
cause by the board under section 3332.09 of the Revised Code. Any 2933
other certificate of registration is valid for two years, unless 2934
earlier revoked for cause by the board under that section. 2935

(B) The board shall issue program authorization for an 2936
associate degree, certificate, or diploma program to an applicant 2937
holding a certificate of registration issued pursuant to division 2938
(A) of this section upon receipt of the fee established in 2939
accordance with section 3332.07 of the Revised Code and upon 2940
determining the applicant has the facilities, resources, and 2941
faculty to provide students the kind of program it proposes to 2942
offer and meets the minimum standards of the state board. 2943

The state board shall promptly furnish the Ohio board of 2944
regents a copy of all applications for issuance or renewal of 2945
program authorization to offer any associate degree program. Prior 2946
to the issuance or renewal of such program authorization the state 2947
board shall conduct an on-site visit of the school proposing the 2948
program. A representative of the board of regents shall 2949
participate in the visit. Within twenty-one days of the on-site 2950
visit the representative of the board of regents shall provide the 2951
state board with a written statement recommending approval or 2952
disapproval of the application. 2953

Any program authorization issued by the board under this 2954
division is valid only for the specified program at the location 2955
for which it is issued and does not cover any other program 2956
offered at the school or at other schools operated by the owner. 2957
Program authorization is valid for the period of time specified by 2958
the board, unless earlier suspended or revoked for cause by the 2959
board under section 3332.09 of the Revised Code. 2960

(C)(1) The state board shall accept and review ~~all~~ 2961
applications for program authorization for baccalaureate, 2962
master's, and doctoral degree programs only from ~~schools~~ the 2963
following: 2964

(a) Any school holding ~~certificates~~ a certificate of 2965
registration issued by the board that ~~have~~ has held such 2966
~~certificates~~ certificate for the ten previous consecutive years; 2967

(b) Any school holding a certificate of registration issued 2968
by the board that also holds an equivalent certificate issued by 2969
another state and has held the equivalent certificate for the ten 2970
previous consecutive years ~~After~~ 2971

(2) After review the board shall refer any application it 2972
finds valid to the Ohio board of regents for approval. The board 2973
of regents shall review, and approve or disapprove, such degree 2974
programs and if so approved, issue certificates of authorization 2975
to such schools to offer such degree programs pursuant to Chapter 2976
1713. of the Revised Code. The board of regents shall notify the 2977
state board of proprietary school registration of each school 2978
registered with the state board that receives a certificate of 2979
authorization and the approval to offer any degree program. Upon 2980
receipt of such notification and the fee established in accordance 2981
with section 3332.07 of the Revised Code, the state board shall 2982
review, and may issue program authorization to offer, such a 2983
degree program. Any program authorization issued by the board 2984
under this division is valid only for the specified program at the 2985
location for which it is issued and does not cover any other 2986
program offered at the school or at other schools operated by the 2987
owner. Program authorization is valid for the period of time 2988
specified by the board, unless earlier suspended or revoked for 2989
cause by the board under section 3332.09 of the Revised Code. The 2990
state board shall not issue such program authorization unless the 2991
degree program has been approved by the board of regents. 2992

(D) The board may cause an investigation to be made into the 2993
correctness of the information submitted in any application 2994
received under this section. If the board believes that false, 2995
misleading, or incomplete information has been submitted to it in 2996
connection with any application, the board shall conduct a hearing 2997
on the matter pursuant to Chapter 119. of the Revised Code, and 2998
may withhold a certificate of registration or program 2999
authorization upon finding that the applicant has failed to meet 3000
the standards for such certificate or program authorization or has 3001
submitted false, misleading, or incomplete information to the 3002
board. Application for a certificate of registration or program 3003
authorization shall be made in writing to the board on forms 3004
furnished by the board. A certificate of registration or program 3005
authorization is not transferable and shall be prominently 3006
displayed on the premises of an institution. 3007

The board shall assign registration numbers to all schools 3008
registered with it. Schools shall display their registration 3009
numbers on all school publications and on all advertisements 3010
bearing the name of the school. 3011

Notwithstanding the requirements of this section for issuance 3012
of certificates of registration and program authorization, the 3013
board may, in accordance with rules adopted by it, grant 3014
certificates of registration and program authorization to schools, 3015
colleges, institutes, or universities that have been approved by 3016
the state department of education pursuant to the "Act of March 3, 3017
1966," 80 Stat. 20, 38 U.S.C.A. 1771. 3018

Sec. 3332.06. (A)(1) No program shall be established, 3019
offered, or given for a charge, fee, or other contribution; no 3020
certificate, diploma, degree, or other written evidence of 3021
proficiency or achievement shall be offered whether in a specified 3022
place, by correspondence, or any other means of communication, or 3023

awarded; and no student enrollment in such program shall be 3024
solicited through advertising, agents, mail circulars, or other 3025
means, until the person planning to offer or offering such 3026
program, certificate, diploma, or degree has obtained a 3027
certificate of registration and appropriate program authorization 3028
in accordance with section 3332.05 of the Revised Code. No school 3029
shall offer a baccalaureate, master's, or doctoral degree program 3030
unless it has received a certificate of authorization from the 3031
Ohio board of regents and program authorization from the state 3032
board of proprietary school registration. 3033

(2) No institution receiving a certificate of registration 3034
after ~~the effective date of this amendment~~ JULY 28, 1989, shall 3035
call itself a "university-" unless it meets all of the following 3036
conditions: 3037

(a) It also holds an equivalent certificate issued by another 3038
state; 3039

(b) It calls itself a "university" in that other state, as 3040
permitted under the terms of the other state's certificate; 3041

(c) It has been issued degree program authorization under 3042
division (C) of section 3332.05 of the Revised Code. 3043

(B) The board shall petition the court of common pleas of the 3044
county in which a person or agent, as defined in section 3332.01 3045
of the Revised Code, offers one or more programs subject to this 3046
chapter or advertises for the offering of such programs without a 3047
certificate of registration and program authorization, for an 3048
order enjoining such offering or advertising. The court may grant 3049
such injunctive relief upon a showing that the respondent named in 3050
the petition is offering or advertising one or more programs 3051
without a certificate of registration and program authorization. 3052

3053

Sec. 3333.29. (A) As used in this section, "resident" has the 3054
meaning established for purposes of this section by rule of the 3055
Ohio board of regents. 3056

(B) Beginning July 1, 2000, the Ohio board of regents shall 3057
establish and administer the student workforce development grant 3058
program and shall adopt rules for the administration of the 3059
program. Such rules shall be similar to the rules the Ohio board 3060
of regents adopts under section 3333.27 of the Revised Code. 3061

(C) The Ohio board of regents may make a grant to any 3062
resident of this state who is enrolled as a full-time student in 3063
an authorized baccalaureate degree or associate degree program at 3064
a private career school registered in accordance with section 3065
3332.05 of the Revised Code and who maintains an academic record 3066
that meets or exceeds a standard established by rule of the state 3067
board of proprietary school registration, except that no grant 3068
shall be made to any individual who was enrolled as a student in a 3069
registered private career school before July 1, 2000. ~~Each grant~~ 3070
~~award shall be in an amount of approximately two hundred dollars.~~ 3071
The ~~actual~~ size of an annual grant award shall be determined by 3072
the Ohio board of regents based on the amount of funds available 3073
for the program. The grant shall be prorated and paid in equal 3074
installments per academic term in accordance with division (E) of 3075
this section. 3076

(D) The Ohio board of regents shall prescribe the form and 3077
manner of application for grants and shall provide a method for 3078
registered private career schools to certify applicants who are 3079
enrolled in authorized baccalaureate degree or associate degree 3080
programs and have academic records meeting or exceeding the 3081
standard established by the state board of proprietary school 3082
registration. 3083

(E) A grant awarded to an eligible student shall be paid to 3084

the registered private career school in which the student is 3085
enrolled, and the school shall reduce the student's instructional 3086
and general charges by the amount of the grant. Each grant awarded 3087
shall be paid in accordance with division (C) of this section 3088
within thirty days after the start of each term of the academic 3089
year for which the grant is awarded. No student shall be eligible 3090
to receive grants for more than the equivalent of five academic 3091
years. 3092

(F) The receipt of a workforce development grant shall not 3093
affect a student's eligibility for assistance or the amount of 3094
such assistance granted under any other provision of state law. If 3095
a student receives assistance under one or more other provisions 3096
of state law, the grant made to the student under this section 3097
shall not exceed the difference between the total instructional 3098
and general charges assessed to the student by the private career 3099
school and the amount of total assistance the student receives 3100
under other provisions of state law. 3101

(G) The general assembly shall support the workforce 3102
development grant program with such appropriations as the general 3103
assembly sees fit. The Ohio board of regents may also receive 3104
funds from other sources to support the program. 3105

(H) Private career schools that enroll students receiving 3106
grants under this section shall report to the Ohio board of 3107
regents the name of each student who has received such a grant but 3108
who is no longer eligible for such a grant. In the event that an 3109
eligible student who has been awarded a grant under this section 3110
withdraws from enrollment at a school during any term, the school 3111
shall refund a prorated amount of the student's grant for that 3112
term to the Ohio board of regents in accordance with the school's 3113
refund policy. 3114

(I) Beginning July 1, 2000, the state board of proprietary 3115

school registration shall report to the Ohio board of regents each 3116
degree granting proprietary school's job placement rate for the 3117
immediately preceding academic year. No grant awarded to an 3118
eligible student under this section shall be paid to a registered 3119
private career school if the school's job placement rate for ~~that~~ 3120
~~student's~~ baccalaureate degree ~~or~~ and associate degree ~~program~~ 3121
programs for the preceding academic year was less than 3122
seventy-five per cent. 3123

Sec. 3734.281. Notwithstanding any provision of law to the 3124
contrary, any moneys set aside by the state for the cleanup and 3125
remediation of the Ashtabula river; any moneys collected from 3126
settlements made by the director of environmental protection, 3127
including those associated with bankruptcies, related to actions 3128
brought under section ~~3734.14~~ 3734.13, 3734.20, 3734.22, 6111.03, 3129
or 6111.04 of the Revised Code; and any moneys received under the 3130
"Comprehensive Environmental Response, Compensation, and Liability 3131
Act of 1980," 94 Stat. 2767, 42 U.S.C. 9602, as amended, may be 3132
paid into the state treasury to the credit of the environmental 3133
protection remediation fund, which is hereby created. The 3134
environmental protection agency shall use the moneys in the fund 3135
only for the purpose of remediating conditions at a hazardous 3136
waste facility, solid waste facility, or other location at which 3137
the director has reason to believe there is a substantial threat 3138
to public health or safety or the environment. Remediation may 3139
include the direct and indirect costs associated with the 3140
overseeing, supervising, performing, verifying, or reviewing of 3141
remediation activities by agency employees. All investment 3142
earnings of the fund shall be credited to the fund. 3143

Sec. 4506.01. As used in this chapter: 3144

(A) "Alcohol concentration" means the concentration of 3145

alcohol in a person's blood, breath, or urine. When expressed as a	3146
percentage, it means grams of alcohol per the following:	3147
(1) One hundred milliliters of blood;	3148
(2) Two hundred ten liters of breath;	3149
(3) One hundred milliliters of urine.	3150
(B) "School bus" has the same meaning as in section 4511.01	3151
of the Revised Code.	3152
(C) "Commercial driver's license" means a license issued in	3153
accordance with this chapter that authorizes an individual to	3154
drive a commercial motor vehicle.	3155
(D) "Commercial driver license information system" means the	3156
information system established pursuant to the requirements of the	3157
"Commercial Motor Vehicle Safety Act of 1986," 100 Stat. 3207-171,	3158
49 U.S.C.A. App. 2701.	3159
(E) Except when used in section 4506.25 of the Revised Code,	3160
"commercial motor vehicle" means any motor vehicle designed or	3161
used to transport persons or property that meets any of the	3162
following qualifications:	3163
(1) Any combination of vehicles with a combined gross vehicle	3164
weight rating of twenty-six thousand one pounds or more, provided	3165
the gross vehicle weight rating of the vehicle or vehicles being	3166
towed is in excess of ten thousand pounds;	3167
(2) Any single vehicle with a gross vehicle weight rating of	3168
twenty-six thousand one pounds or more, or any such vehicle towing	3169
a vehicle having a gross vehicle weight rating that is not in	3170
excess of ten thousand pounds;	3171
(3) Any single vehicle or combination of vehicles that is not	3172
a class A or class B vehicle, but that either is designed to	3173
transport sixteen or more passengers including the driver, or is	3174
placarded for hazardous materials;	3175

(4) Any school bus with a gross vehicle weight rating of less than twenty-six thousand one pounds that is designed to transport fewer than sixteen passengers including the driver;	3176 3177 3178
(5) Is transporting hazardous materials for which placarding is required by regulations adopted under the "Hazardous Materials Transportation Act," 88 Stat. 2156 (1975), 49 U.S.C.A. 1801, as amended;	3179 3180 3181 3182
(6) Any single vehicle or combination of vehicles that is designed to be operated and to travel on a public street or highway and is considered by the federal highway administration to be a commercial motor vehicle, including, but not limited to, a motorized crane, a vehicle whose function is to pump cement, a rig for drilling wells, and a portable crane.	3183 3184 3185 3186 3187 3188
(F) "Controlled substance" means all of the following:	3189
(1) Any substance classified as a controlled substance under the "Controlled Substances Act," 80 Stat. 1242 (1970), 21 U.S.C.A. 802(6), as amended;	3190 3191 3192
(2) Any substance included in schedules I through V of 21 C.F.R. part 1308, as amended;	3193 3194
(3) Any drug of abuse.	3195
(G) "Conviction" means an unvacated adjudication of guilt or a determination that a person has violated or failed to comply with the law in a court of original jurisdiction <u>or an authorized administrative tribunal</u> , an unvacated forfeiture of bail or collateral deposited to secure the person's appearance in court, the payment of a fine or court cost, or violation of a condition of release without bail, regardless of whether or not the penalty is rebated, suspended, or probated.	3196 3197 3198 3199 3200 3201 3202 3203
(H) "Disqualification" means withdrawal of the privilege to drive a commercial motor vehicle.	3204 3205

(I) "Drive" means to drive, operate, or be in physical control of a motor vehicle.	3206 3207
(J) "Driver" means any person who drives, operates, or is in physical control of a commercial motor vehicle or is required to have a commercial driver's license.	3208 3209 3210
(K) "Driver's license" means a license issued by the bureau of motor vehicles that authorizes an individual to drive.	3211 3212
(L) "Drug of abuse" means any controlled substance, dangerous drug as defined in section 4729.01 of the Revised Code, or over-the-counter medication that, when taken in quantities exceeding the recommended dosage, can result in impairment of judgment or reflexes.	3213 3214 3215 3216 3217
(M) "Employer" means any person, including the federal government, any state, and a political subdivision of any state, that owns or leases a commercial motor vehicle or assigns a person to drive such a motor vehicle.	3218 3219 3220 3221
(N) "Endorsement" means an authorization on a person's commercial driver's license that is required to permit the person to operate a specified type of commercial motor vehicle.	3222 3223 3224
(O) "Felony" means any offense under federal or state law that is punishable by death or specifically classified as a felony under the law of this state, regardless of the penalty that may be imposed.	3225 3226 3227 3228
(P) "Foreign jurisdiction" means any jurisdiction other than a state.	3229 3230
(Q) "Gross vehicle weight rating" means the value specified by the manufacturer as the maximum loaded weight of a single or a combination vehicle. The gross vehicle weight rating of a combination vehicle is the gross vehicle weight rating of the power unit plus the gross vehicle weight rating of each towed	3231 3232 3233 3234 3235

unit.	3236
(R) "Hazardous materials" means materials identified as such	3237
under regulations adopted under the "Hazardous Materials	3238
Transportation Act," 88 Stat. 2156 (1975), 49 U.S.C.A. 1801, as	3239
amended.	3240
(S) "Motor vehicle" has the same meaning as in section	3241
4511.01 of the Revised Code.	3242
(T) Except when used in sections 4506.25 and 4506.26 of the	3243
Revised Code, "out-of-service order" means a temporary prohibition	3244
against driving a commercial motor vehicle issued under this	3245
chapter or a similar law of another state or of a foreign	3246
jurisdiction.	3247
(U) "Residence" means any person's residence determined in	3248
accordance with standards prescribed in rules adopted by the	3249
registrar.	3250
(V) "Temporary residence" means residence on a temporary	3251
basis as determined by the registrar in accordance with standards	3252
prescribed in rules adopted by the registrar.	3253
(W) "Serious traffic violation" means a conviction arising	3254
from the operation of a commercial motor vehicle that involves any	3255
of the following:	3256
(1) A single charge of any speed that is in excess of the	3257
posted speed limit by an amount specified by the United States	3258
secretary of transportation and that the director of public safety	3259
designates as such by rule;	3260
(2) Violation of section 4511.20, 4511.201, or 4511.202 of	3261
the Revised Code or any similar ordinance or resolution, or of any	3262
similar law of another state or political subdivision of another	3263
state;	3264
(3) Violation of a law of this state or an ordinance or	3265

resolution relating to traffic control, other than a parking 3266
violation, or of any similar law of another state or political 3267
subdivision of another state, that results in a fatal accident; 3268

(4) Violation of any other law of this state or an ordinance 3269
or resolution relating to traffic control, other than a parking 3270
violation, that is determined to be a serious traffic violation by 3271
the United States secretary of transportation and the director 3272
designates as such by rule. 3273

(X) "State" means a state of the United States and includes 3274
the District of Columbia. 3275

(Y) "Tank vehicle" means any commercial motor vehicle that is 3276
designed to transport any liquid or gaseous materials within a 3277
tank that is either permanently or temporarily attached to the 3278
vehicle or its chassis, but does not include any portable tank 3279
having a rated capacity of less than one thousand gallons. 3280

(Z) "United States" means the fifty states and the District 3281
of Columbia. 3282

(AA) "Vehicle" has the same meaning as in section 4511.01 of 3283
the Revised Code. 3284

(BB) "Peace officer" has the same meaning as in section 3285
2935.01 of the Revised Code. 3286

Sec. 4766.05. (A) The Ohio ambulance licensing board shall 3287
establish by rule a license fee, a permit fee for each ambulance 3288
and nontransport vehicle owned or leased by the licensee that is 3289
or will be used as provided in section 4766.07 of the Revised 3290
Code, and fees for renewals of licenses and permits, taking into 3291
consideration the actual costs incurred by the board in carrying 3292
out its duties under this chapter. However, the fee for each 3293
license and each renewal of a license shall not exceed one hundred 3294
dollars, and the fee for each permit and each renewal of a permit 3295

shall not exceed ~~fifty~~ one hundred dollars for each ambulance and 3296
nontransport vehicle. For purposes of establishing fees, "actual 3297
costs" includes the costs of salaries, expenses, inspection 3298
equipment, supervision, and program administration. 3299

(B) The board shall deposit all fees and other moneys 3300
collected pursuant to sections 4766.04, 4766.07, and 4766.08 of 3301
the Revised Code in the state treasury to the credit of the 3302
ambulance licensing trust fund, which is hereby created. All 3303
moneys from the fund shall be used solely for the salaries and 3304
expenses of the board incurred in implementing and enforcing this 3305
chapter. 3306

(C) The board, subject to the approval of the controlling 3307
board, may establish fees in excess of the maximum amounts allowed 3308
under division (A) of this section, but such fees shall not exceed 3309
those maximum amounts by more than fifty per cent. 3310

Sec. 4911.18. (A) For the sole purpose of maintaining and 3311
administering the office of the consumers' counsel and exercising 3312
the powers of the consumers' counsel under this chapter, an amount 3313
equal to the appropriation to the office of the consumers' counsel 3314
in each fiscal year shall be apportioned among and assessed 3315
against each public utility within the state, as defined in 3316
section 4911.01 of the Revised Code, by first computing an 3317
assessment as though it were to be made in proportion to the 3318
intrastate gross earnings or receipts of the public utility for 3319
the calendar year next preceding that in which the assessment is 3320
made, excluding earnings or receipts from sales to other public 3321
utilities for resale. The office may include in that first 3322
computation any amount of a ~~railroad's~~ or public utility's 3323
intrastate gross earnings or receipts underreported in a prior 3324
year. In addition to whatever penalties apply under the Revised 3325
Code to such underreporting, the office shall assess the ~~railroad~~ 3326

~~er~~ public utility interest at the rate stated in division (A) of 3327
section 1343.01 of the Revised Code. The office shall deposit any 3328
interest so collected into the consumers' counsel operating fund. 3329

The final computation of the assessment shall consist of 3330
imposing upon each public utility whose assessment under the first 3331
computation would have been fifty dollars or less an assessment of 3332
fifty dollars and recomputing the assessment of the remaining 3333
companies by apportioning an amount equal to the appropriation to 3334
the office of consumers' counsel in each fiscal year less the 3335
total amount to be recovered from those paying the minimum 3336
assessment, in proportion to the intrastate gross earnings or 3337
receipts of the remaining companies for the calendar year next 3338
preceding that in which the assessments are made, excluding 3339
earnings or receipts from sales to other public utilities for 3340
resale. 3341

In the case of an assessment based on intrastate gross 3342
receipts under this section against a public utility that is an 3343
electric utility as defined in section 4928.01 of the Revised 3344
Code, or an electric services company, electric cooperative, or 3345
governmental aggregator subject to certification under section 3346
4928.08 of the Revised Code, such receipts shall be those 3347
specified in the utility's, company's, cooperative's, or 3348
aggregator's most recent report of intrastate gross receipts and 3349
sales of kilowatt hours of electricity, filed with the public 3350
utilities commission pursuant to division (F) of section 4928.06 3351
of the Revised Code, and verified by the commission. 3352

(B) On or before the first day of October in each year, the 3353
office of consumers' counsel shall notify each public utility of 3354
the sum assessed against it, whereupon payment shall be made to 3355
the counsel, who shall deposit it into the state treasury to the 3356
credit of the consumers' counsel operating fund, which is hereby 3357

created. Any such amounts paid into the fund but not expended by 3358
the office shall be credited ratably by the office to the public 3359
utilities that pay more than the minimum assessment, according to 3360
the respective portions of such sum assessable against them for 3361
the ensuing calendar year, after first deducting any deficits 3362
accumulated from prior years. The assessments for such calendar 3363
year shall be reduced correspondingly. 3364

(C) Within five days after the beginning of each fiscal year, 3365
the director of budget and management shall transfer from the 3366
general revenue fund to the consumers' counsel operating fund an 3367
amount sufficient for maintaining and administering the office of 3368
the consumers' counsel and exercising the powers of the consumers' 3369
counsel under this chapter during the first four months of the 3370
fiscal year. Not later than the thirty-first day of December of 3371
the fiscal year, the same amount shall be transferred back to the 3372
general revenue fund from the consumers' counsel operating fund. 3373
3374

(D) As used in this section, "public utility" includes, in 3375
addition to an electric utility as defined in section 4928.01 of 3376
the Revised Code, an electric services company, an electric 3377
cooperative, or a governmental aggregator subject to certification 3378
under section 4928.08 of the Revised Code, to the extent of the 3379
company's, cooperative's, or aggregator's engagement in the 3380
business of supplying or arranging for the supply in this state of 3381
any retail electric service for which it must be so certified. 3382

Sec. 5101.325. (A)(1) Except as provided in division (H) of 3383
section 2301.35 of the Revised Code, the division of child support 3384
in the department of job and family services shall be the sole 3385
agency of the state responsible for the collection of all support 3386
payments due under support orders and the disbursement of the 3387
payments to obligees. The division shall make collections and 3388

disbursements in compliance with rules adopted pursuant to 3389
division (F) of this section. 3390

(2) In order to comply with its collection and disbursement 3391
responsibilities, the division may require the director of each 3392
child support enforcement agency to authorize the division to use 3393
that director's facsimile signature if the division determines the 3394
signature's use is necessary. An agency director shall not be 3395
subject to civil or criminal liability for any damage or injury to 3396
persons or property that result from the use of the facsimile 3397
signature by the state. 3398

(B)(1) The division shall collect the charge imposed on the 3399
obligor under the support order pursuant to division (G)(1) of 3400
section 2301.35 of the Revised Code. If an obligor fails to pay 3401
the required amount with each current support payment due in 3402
increments specified under the support order, the division shall 3403
maintain a separate arrearage account of that amount for that 3404
obligor. The division shall not deduct the unpaid amount from any 3405
support payment due to the obligee in increments specified under 3406
the support order. If an obligor pays the required amount, the 3407
division is not required to apply that payment toward any 3408
arrears under the support payment. 3409

(2) The division, on receipt of program income from a child 3410
support enforcement agency under section 3111.99 or 3113.99 of the 3411
Revised Code, shall place it in the program income fund 3412
established pursuant to division (E) of this section. 3413

(3) All charge amounts collected pursuant to division (B)(1) 3414
of this section shall be placed in the program income fund 3415
established pursuant to division (E) of this section. On receipt 3416
of the charges, the division shall determine the charge amounts 3417
collected from obligors under support orders being administered by 3418
a child support enforcement agency in each county and shall 3419

distribute quarterly to each such agency an amount equal to the 3420
charges attributable to the agency. No charge amounts collected 3421
pursuant to this division shall be used by the division or an 3422
agency for any purpose other than the provision of funds for 3423
support enforcement activities. 3424

(C) The division may enter into contracts with public 3425
entities or private vendors for the collection of amounts due 3426
under support orders or for the performance of other 3427
administrative duties of the division. The division may contract 3428
with a public or private entity for the collection of arrearages 3429
owed under any child support order for which a court or a child 3430
support enforcement agency has found the obligor in default 3431
pursuant to a final and enforceable order issued pursuant to 3432
division (B) of section 3113.21 of the Revised Code. Each contract 3433
shall comply with the rules adopted pursuant to division (F) of 3434
this section. 3435

(D) There is hereby created the child support payments fund, 3436
which shall be in the custody of the treasurer of state but shall 3437
not be part of the state treasury. The division shall ~~maintain a~~ 3438
~~separate account for the deposit of~~ into the fund all support 3439
payments it receives as trustee for remittance to the persons 3440
entitled to receive the support payments. The division shall 3441
disburse each support payment received by it to the appropriate 3442
persons pursuant to division (C) of section 3113.211 of the 3443
Revised Code. The division shall comply with rules adopted under 3444
division (F) of this section to assist in the implementation of 3445
this division. The division shall retain and use solely for 3446
support enforcement activities, all interest earned on moneys in 3447
~~any account maintained pursuant to this division~~ the fund. 3448

(E) The program income fund is hereby created in the state 3449
treasury. The fund shall consist of charge amounts collected under 3450
division (B)(1) of this section and program income collected under 3451

division (B)(2) of this section, division (E) of section 3111.99 3452
of the Revised Code, and division (E) of section 3113.99 of the 3453
Revised Code, and any other program income. The funds shall be 3454
used by the division of child support and child support 3455
enforcement agencies for purposes of providing funds for child 3456
support enforcement activities. 3457

(F) The director of job and family services, pursuant to 3458
Chapter 119. of the Revised Code shall adopt rules that do all of 3459
the following: 3460

(1) Govern collection and disbursement of child support 3461
amounts in compliance with sections 454, 454B, and 466 of the 3462
"Social Security Act," as amended by the "Personal Responsibility 3463
and Work Opportunity Reconciliation Act of 1996," 110 Stat. 2105, 3464
42 U.S.C. 654, 654B, and 666, and any regulations adopted under 3465
the act; 3466

(2) ~~Governing~~ Govern the method of sending processing charge 3467
amounts to child support enforcement agencies; 3468

(3) Assist in the implementation of separate accounts for 3469
support payments received by the division; 3470

(4) Govern the process of entering into and the provisions of 3471
contracts described in division (C) of this section. 3472

Sec. 5101.35. (A) As used in this section: 3473

(1) "Agency" means the following entities that administer a 3474
family services program: 3475

(a) The department of job and family services; 3476

(b) A county department of job and family services; 3477

(c) A public children services agency; 3478

(d) A private or government entity administering, in whole or 3479
in part, a family services program for or on behalf of the 3480

department of job and family services or a county department of 3481
job and family services or public children services agency. 3482

(2) "Appellant" means an applicant, participant, former 3483
participant, recipient, or former recipient of a family services 3484
program who is entitled by federal or state law to a hearing 3485
regarding a decision or order of the agency that administers the 3486
program. 3487

(3) "Family services program" means assistance provided under 3488
Chapter 5104., 5107., 5108., 5111., or 5115. or section 173.35, 3489
5101.141, 5101.46, 5101.54, 5153.163, or 5153.165 of the Revised 3490
Code, other than assistance provided under section 5101.46 of the 3491
Revised Code by the department of mental health, the department of 3492
mental retardation and developmental disabilities, a board of 3493
alcohol, drug addiction, and mental health services, or a county 3494
board of mental retardation and developmental disabilities. 3495

(B) An appellant who appeals under federal or state law a 3496
decision or order of an agency administering a family services 3497
program shall, at the appellant's request, be granted a state 3498
hearing by the department of job and family services. This state 3499
hearing shall be conducted in accordance with rules adopted under 3500
this section. The state hearing shall be tape-recorded, but 3501
neither the recording nor a transcript of the recording shall be 3502
part of the official record of the proceeding. A state hearing 3503
decision is binding upon the agency and department, unless it is 3504
reversed or modified on appeal to the director of job and family 3505
services or a court of common pleas. 3506

(C) An appellant who disagrees with a state hearing decision 3507
may make an administrative appeal to the director of job and 3508
family services in accordance with rules adopted under this 3509
section. This administrative appeal does not require a hearing, 3510
but the director or the director's designee shall review the state 3511

hearing decision and previous administrative action and may 3512
affirm, modify, remand, or reverse the state hearing decision. Any 3513
person designated to make an administrative appeal decision on 3514
behalf of the director shall have been admitted to the practice of 3515
law in this state. An administrative appeal decision is the final 3516
decision of the department and is binding upon the department and 3517
agency, unless it is reversed or modified on appeal to the court 3518
of common pleas. 3519

(D) An agency shall comply with a decision issued pursuant to 3520
division (B) or (C) of this section within the time limits 3521
established by rules adopted under this section. If a county 3522
department of job and family services or a public children 3523
services agency fails to comply within these time limits, the 3524
department may take action pursuant to section 5101.24 of the 3525
Revised Code. If another agency fails to comply within the time 3526
limits, the department may force compliance by withholding funds 3527
due the agency or imposing another sanction established by rules 3528
adopted under this section. 3529

(E) An appellant who disagrees with an administrative appeal 3530
decision of the director of job and family services or the 3531
director's designee issued under division (C) of this section may 3532
appeal from the decision to the court of common pleas pursuant to 3533
section 119.12 of the Revised Code. The appeal shall be governed 3534
by section 119.12 of the Revised Code except that: 3535

(1) The person may appeal to the court of common pleas of the 3536
county in which the person resides, or to the court of common 3537
pleas of Franklin county if the person does not reside in this 3538
state. 3539

(2) The person may apply to the court for designation as an 3540
indigent and, if the court grants this application, the appellant 3541
shall not be required to furnish the costs of the appeal. 3542

(3) The appellant shall mail the notice of appeal to the department of job and family services and file notice of appeal with the court within thirty days after the department mails the administrative appeal decision to the appellant. For good cause shown, the court may extend the time for mailing and filing notice of appeal, but such time shall not exceed six months from the date the department mails the administrative appeal decision. Filing notice of appeal with the court shall be the only act necessary to vest jurisdiction in the court.

(4) The department shall be required to file a transcript of the testimony of the state hearing with the court only if the court orders the department to file the transcript. The court shall make such an order only if it finds that the department and the appellant are unable to stipulate to the facts of the case and that the transcript is essential to a determination of the appeal. The department shall file the transcript not later than thirty days after the day such an order is issued.

(F) The department of job and family services shall adopt rules in accordance with Chapter 119. of the Revised Code to implement this section, including rules governing the following:

(1) State hearings under division (B) of this section. The rules shall include provisions regarding notice of eligibility termination and the opportunity of an appellant appealing a decision or order of a county department of job and family services to request a county conference with the county department before the state hearing is held.

(2) Administrative appeals under division (C) of this section;

(3) Time limits for complying with a decision issued under division (B) or (C) of this section;

(4) Sanctions that may be applied against an agency under

division (D) of this section. 3574

(G) The requirements of Chapter 119. of the Revised Code 3575
apply to a state hearing or administrative appeal under this 3576
section only to the extent, if any, specifically provided by rules 3577
adopted under this section. 3578

Sec. 5107.05. The director of job and family services shall 3579
adopt rules to implement this chapter. The rules shall be 3580
consistent with Title IV-A, Title IV-D, federal regulations, state 3581
law, the Title IV-A state plan submitted to the United States 3582
secretary of health and human services under section 5101.80 of 3583
the Revised Code, amendments to the plan, and waivers granted by 3584
the United States secretary. Rules governing eligibility, program 3585
participation, and other applicant and participant requirements 3586
shall be adopted in accordance with Chapter 119. of the Revised 3587
Code. Rules governing financial and other administrative 3588
requirements applicable to the department of job and family 3589
services and county departments of job and family services shall 3590
be adopted in accordance with section 111.15 of the Revised Code. 3591

(A) The rules shall specify, establish, or govern all of the 3592
following: 3593

(1) A payment standard for Ohio works first based on federal 3594
and state appropriations; 3595

(2) The method of determining the amount of cash assistance 3596
an assistance group receives under Ohio works first; 3597

(3) Requirements for initial and continued eligibility for 3598
Ohio works first, including requirements regarding income, 3599
citizenship, age, residence, and assistance group composition. The 3600
rules regarding income shall specify what is countable income, 3601
gross earned income, and gross unearned income for the purpose of 3602
section 5107.10 of the Revised Code. 3603

(4) For the purpose of section 5107.12 of the Revised Code, 3604
application and verification procedures, including the minimum 3605
information an application must contain; 3606

(5) The extent to which a participant of Ohio works first 3607
must notify, pursuant to section 5107.12 of the Revised Code, a 3608
county department of job and family services of additional income 3609
not previously reported to the county department; 3610

(6) The department of job and family services providing 3611
written notice of a sanction under section 5107.161 of the Revised 3612
Code; 3613

(7) Requirements for the collection and distribution of 3614
support payments owed participants of Ohio works first pursuant to 3615
section 5107.20 of the Revised Code; 3616

~~(7)~~(8) For the purpose of section 5107.22 of the Revised 3617
Code, what constitutes cooperating in establishing a minor child's 3618
paternity or establishing, modifying, or enforcing a child support 3619
order and good cause for failure or refusal to cooperate. The rule 3620
shall be consistent with 42 U.S.C.A. 654(29). 3621

~~(8)~~(9) The administration of the LEAP program provided for 3622
under section 5107.30 of the Revised Code; 3623

~~(9)~~(10) Circumstances under which a county department of job 3624
and family services may exempt a minor head of household or adult 3625
from participating in a work activity or developmental activity 3626
for all or some of the weekly hours otherwise required by section 3627
5107.43 of the Revised Code. Circumstances shall include that a 3628
school or place of work is closed due to a holiday or weather or 3629
other emergency and that an employer grants the minor head of 3630
household or adult leave for illness or earned vacation. 3631

~~(10)~~(11) The maximum amount of time the department will 3632
subsidize positions created by state agencies and political 3633

subdivisions under division (C) of section 5107.52 of the Revised Code. 3634
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(B) The rules may provide that a county department of job and family services is not required to take action under section 5107.76 of the Revised Code to recover an erroneous payment that is below an amount the department specifies. 3636
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Sec. 5107.161. Before a county department of job and family services sanctions an assistance group under section 5107.16 of the Revised Code, the ~~county~~ state department of job and family services shall provide the assistance group written notice of the sanction in accordance with rules adopted under section 5107.05 of the Revised Code. The written notice shall include a provision printed in bold type face that informs the assistance group that it, not later than fifteen calendar days after the state department mailed the written notice to the assistance group, the assistance group may request, for the purpose of explaining why the assistance group believes it should not be sanctioned, a state hearing under division (B) of section 5101.35 of the Revised Code which, at the assistance group's request, may be preceded by a face-to-face ~~meeting~~ county conference with the county department ~~not later than ten days after receiving the written notice to explain why the assistance group believes it should not be sanctioned~~. The written notice shall include either the telephone numbers of the assistance group's caseworker and number of an Ohio works first ombudsperson provided for under section 329.07 of the Revised Code ~~who the assistance group may call if unable to contact the caseworker and~~ or the toll-free telephone number of the state department of job and family services that the assistance group may call to obtain the telephone number of an Ohio works first ombudsperson. 3640
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Sec. 5107.162. If an assistance group requests a ~~meeting with~~ 3664

~~a county department of job and family services state hearing under~~ 3665
~~division (B) of section 5101.35 of the Revised Code not later than~~ 3666
~~ten fifteen calendar days after receiving under section 5107.161~~ 3667
~~of the Revised Code the department of job and family services~~ 3668
~~mails the assistance group a written notice of a sanction under~~ 3669
~~section 5107.161 of the Revised Code, the a county department of~~ 3670
~~job and family services shall schedule the meeting and postpone~~ 3671
~~imposition of the sanction until the date the meeting is scheduled~~ 3672
~~to be held A final decision is rendered in the state hearing,~~ 3673
~~unless the assistance group withdraws the request for the state~~ 3674
~~hearing because the assistance group is satisfied with the results~~ 3675
~~of a county conference.~~ 3676

Sec. 5111.23. (A) The department of job and family services 3677
shall pay each eligible nursing facility and intermediate care 3678
facility for the mentally retarded a per resident per day rate for 3679
direct care costs established prospectively for each facility. 3680
~~Except as provided in division (C)(2) of this section, the The~~ 3681
department shall establish each facility's rate for direct care 3682
costs quarterly. 3683

(B) Each facility's rate for direct care costs shall be based 3684
on the facility's cost per case-mix unit, subject to the maximum 3685
costs per case-mix unit established under division (B)(2) of this 3686
section, from the calendar year preceding the fiscal year in which 3687
the rate is paid. To determine the rate, the department shall do 3688
all of the following: 3689

(1) Determine each facility's cost per case-mix unit for the 3690
calendar year preceding the fiscal year in which the rate will be 3691
paid by dividing the facility's desk-reviewed, actual, allowable, 3692
per diem direct care costs for that year by its average case-mix 3693
score determined under section 5111.231 of the Revised Code for 3694
the same calendar year. 3695

(2)(a) Set the maximum cost per case-mix unit for each peer group of nursing facilities specified in rules adopted under division (E) of this section at a percentage above the cost per case-mix unit of the facility in the group that has the group's median medicaid inpatient day for the calendar year preceding the fiscal year in which the rate will be paid, as calculated under division (B)(1) of this section, that is no less than the percentage calculated under division (D)(1) of this section.

(b) Set the maximum cost per case-mix unit for each peer group of intermediate care facilities for the mentally retarded with more than eight beds specified in rules adopted under division (E) of this section at a percentage above the cost per case-mix unit of the facility in the group that has the group's median medicaid inpatient day for the calendar year preceding the fiscal year in which the rate will be paid, as calculated under division (B)(1) of this section, that is no less than the percentage calculated under division (D)(2) of this section.

(c) Set the maximum cost per case-mix unit for each peer group of intermediate care facilities for the mentally retarded with eight or fewer beds specified in rules adopted under division (E) of this section at a percentage above the cost per case-mix unit of the facility in the group that has the group's median medicaid inpatient day for the calendar year preceding the fiscal year in which the rate will be paid, as calculated under division (B)(1) of this section, that is no less than the percentage calculated under division (D)(3) of this section.

(d) In calculating the maximum cost per case-mix unit under divisions (B)(2)(a) to (c) of this section for each peer group, the department shall exclude from its calculations the cost per case-mix unit of any facility in the group that participated in the medical assistance program under the same operator for less than twelve months during the calendar year preceding the fiscal

year in which the rate will be paid. 3728

(3) Estimate the rate of inflation for the eighteen-month 3729
period beginning on the first day of July of the calendar year 3730
preceding the fiscal year in which the rate will be paid and 3731
ending on the thirty-first day of December of the fiscal year in 3732
which the rate will be paid, using the employment cost index for 3733
total compensation, health services component, published by the 3734
United States bureau of labor statistics. If the estimated 3735
inflation rate for the eighteen-month period is different from the 3736
actual inflation rate for that period, as measured using the same 3737
index, the difference shall be added to or subtracted from the 3738
inflation rate estimated under division (B)(3) of this section for 3739
the following fiscal year. 3740

(4) The department shall not recalculate a maximum cost per 3741
case-mix unit under division (B)(2) of this section or a 3742
percentage under division (D) of this section based on additional 3743
information that it receives after the maximum costs per case-mix 3744
unit or percentages are set. The department shall recalculate a 3745
maximum cost per case-mix units or percentage only if it made an 3746
error in computing the maximum cost per case-mix unit or 3747
percentage based on information available at the time of the 3748
original calculation. 3749

(C) Each facility's rate for direct care costs shall be 3750
determined as follows for each calendar quarter within a fiscal 3751
year: 3752

(1) Multiply the lesser of the following by the facility's 3753
average case-mix score determined under section 5111.231 of the 3754
Revised Code for the calendar quarter that preceded the 3755
immediately preceding calendar quarter: 3756

(a) The facility's cost per case-mix unit for the calendar 3757
year preceding the fiscal year in which the rate will be paid, as 3758

determined under division (B)(1) of this section; 3759

(b) The maximum cost per case-mix unit established for the 3760
fiscal year in which the rate will be paid for the facility's peer 3761
group under division (B)(2) of this section; 3762

(2) Adjust the product determined under division (C)(1) of 3763
this section by the inflation rate estimated under division (B)(3) 3764
of this section. 3765

(D)(1) The department shall calculate the percentage above 3766
the median cost per case-mix unit determined under division (B)(1) 3767
of this section for the facility that has the median medicaid 3768
inpatient day for calendar year 1992 for all nursing facilities 3769
that would result in payment of all desk-reviewed, actual, 3770
allowable direct care costs for eighty-five per cent of the 3771
medicaid inpatient days for nursing facilities for calendar year 3772
1992. 3773

(2) The department shall calculate the percentage above the 3774
median cost per case-mix unit determined under division (B)(1) of 3775
this section for the facility that has the median medicaid 3776
inpatient day for calendar year 1992 for all intermediate care 3777
facilities for the mentally retarded with more than eight beds 3778
that would result in payment of all desk-reviewed, actual, 3779
allowable direct care costs for eighty and one-half per cent of 3780
the medicaid inpatient days for such facilities for calendar year 3781
1992. 3782

(3) The department shall calculate the percentage above the 3783
median cost per case-mix unit determined under division (B)(1) of 3784
this section for the facility that has the median medicaid 3785
inpatient day for calendar year 1992 for all intermediate care 3786
facilities for the mentally retarded with eight or fewer beds that 3787
would result in payment of all desk-reviewed, actual, allowable 3788
direct care costs for eighty and one-half per cent of the medicaid 3789

inpatient days for such facilities for calendar year 1992. 3790

(E) The director of job and family services shall adopt rules 3791
in accordance with Chapter 119. of the Revised Code that specify 3792
peer groups of nursing facilities, intermediate care facilities 3793
for the mentally retarded with more than eight beds, and 3794
intermediate care facilities for the mentally retarded with eight 3795
or fewer beds, based on findings of significant per diem direct 3796
care cost differences due to geography and facility bed-size. The 3797
rules also may specify peer groups based on findings of 3798
significant per diem direct care cost differences due to other 3799
factors which may include, in the case of intermediate care 3800
facilities for the mentally retarded, case-mix. 3801

(F) The department, in accordance with division (C) of 3802
section 5111.231 of the Revised Code and rules adopted under 3803
division (D) of that section, may assign case-mix scores or costs 3804
per case-mix unit if a facility fails to submit assessment 3805
information necessary to calculate its case-mix score in 3806
accordance with that section. 3807

Sec. 5117.071. (A) Each year, the tax commissioner shall 3808
adjust the total income amounts set forth in sections 5117.07 and 3809
5117.09 of the Revised Code by completing the following steps: 3810

(1) Determine the percentage increase in the gross domestic 3811
product deflator determined by the bureau of economic analysis of 3812
the United States department of commerce for the preceding year; 3813

(2) Multiply that percentage increase by each of the total 3814
income amounts for the preceding year; 3815

(3) Add the resulting products to each of the total income 3816
amounts for the preceding year; 3817

(4) Round the resulting sums upward to the nearest multiple 3818
of ten dollars. 3819

The commissioner shall not make the adjustment in any year in 3820
which the amounts resulting from the adjustment would be less than 3821
the total income amounts for the preceding year. 3822

(B) Each year, the tax commissioner also shall adjust the 3823
current total income amounts set forth in sections 5117.07 and 3824
5117.09 of the Revised Code. For any year, the current total 3825
income amounts shall equal one-half of the respective total income 3826
amounts set forth in those sections and adjusted under division 3827
(A) of this section for that year. 3828

(C) Each year, the tax commissioner shall provide both the 3829
adjusted total income amounts referred to in division (A) of this 3830
section and the current total income amounts referred to in 3831
division (B) of this section to the director of development. 3832

(D) The ~~tax commissioner~~ director of development and each 3833
energy company and energy dealer shall use the adjusted total 3834
income amounts and the current total income amounts determined 3835
under divisions (A) and (B) of this section in performing their 3836
duties under sections 5117.01 to 5117.12 of the Revised Code. 3837

Sec. 5528.30. The commissioners of the sinking fund 3838
designated by Section 8 of Article VIII, Ohio Constitution, and 3839
section 129.01 of the Revised Code are hereby authorized in 3840
accordance with Section 2i of Article VIII, Ohio Constitution and 3841
sections 5528.30 to ~~5528.41~~ 5528.40 of the Revised Code, to issue 3842
and sell, in amounts authorized by the general assembly, tax 3843
supported obligations, herein called "highway obligations," 3844
including bonds and notes of the state for the purpose of the 3845
construction, reconstruction, or other improvement of highways, 3846
including those on the state highway system and urban extensions 3847
thereof, those within or leading to public parks or recreational 3848
areas, and those within or leading to municipal corporations, the 3849
acquisition, construction, reconstruction, or other improvement 3850

of, and the provision of equipment for, buildings, structures, or 3851
other improvements for research and development with respect to 3852
highways and highway transportation, the acquisition and 3853
improvement of real estate and interests therein and necessary 3854
planning and engineering, required for such improvements, 3855
including participation in such improvements with the federal 3856
government, municipal corporations, counties or other governmental 3857
entities or any one or more of them which participation may be by 3858
grants, loans or contributions to them for any of such 3859
improvements. As used in sections 5528.30 to 5528.41 of the 3860
Revised Code, any reference to obligations authorized or issued 3861
pursuant to or in accordance with Section 2i of Article VIII, Ohio 3862
Constitution, and sections 5528.30 and 5528.31 of the Revised 3863
Code, includes only those tax supported obligations so identified 3864
in such Section 2i for the purpose stated in this section. 3865

Not more than one hundred million dollars principal amount of 3866
highway obligations may be issued in any calendar year and not 3867
more than five hundred million dollars principal amount thereof 3868
may be outstanding at any one time. 3869

The principal of all highway obligations and the interest 3870
thereon shall be exempt from all taxes levied by the state or any 3871
taxing subdivision or district thereof. 3872

Highway obligations shall pass as negotiable instruments and 3873
shall possess all of the attributes thereof, shall bear interest 3874
at such rates as may be fixed in the resolution of the 3875
commissioners of the sinking fund awarding them to the successful 3876
bidder or bidders, may, at the option of the commissioners of the 3877
sinking fund, be issued subject to call, in whole or in part, at 3878
such price or prices and accrued interest, and at such times, all 3879
as may be determined by the commissioners, and shall mature at 3880
such times as may be fixed by the commissioners of the sinking 3881

fund in the resolution authorizing the issuance of such 3882
obligations, provided that highway obligations shall mature in not 3883
more than thirty years from the date of issuance thereof, or, if 3884
issued to retire highway obligations previously issued hereunder, 3885
within thirty years from the date the debt was originally 3886
contracted. 3887

Highway obligations shall be signed by such members of the 3888
commissioners of the sinking fund as are designated in the 3889
resolution authorizing such obligations provided that all but one 3890
of such signatures may be by facsimile signatures. Any coupons 3891
attached to such obligations shall bear the facsimile signature of 3892
the treasurer of state. In case any officer or member of the 3893
commissioners of the sinking fund whose signature or a facsimile 3894
of whose signature appears on any such obligations or on any 3895
coupons attached thereto ceases to be such officer or such 3896
commissioner before the delivery thereof, such signature or such 3897
facsimile is nevertheless valid and sufficient for all purposes 3898
the same as if ~~he~~ the officer or commissioner had remained in 3899
office until such delivery. 3900

All bonds shall be sold at public sale to the highest bidder 3901
or bidders therefor based on the lowest interest cost to absolute 3902
maturity. All notes shall be sold at public sale either, as 3903
determined in the resolution of the commissioners of the sinking 3904
fund authorizing such notes, to the highest bidder or bidders 3905
therefor based on the lowest interest cost to absolute maturity or 3906
the bidder or combination of bidders bidding the lowest interest 3907
rate or combination of rates. Notice of the sale of obligations to 3908
be sold at public sale shall be published once, at least ten full 3909
days before the date of such sale in one or more newspapers 3910
published in and of general circulation in Franklin county and in 3911
one or more financial journals. 3912

Each of such published notices shall state the day, hour, and 3913

place of the sale, the total principal amount, the price or 3914
prices, and date of highway obligations to be sold, the dates of 3915
payment of principal and interest, whether or not they are 3916
callable, information as to their denominations, amounts of 3917
principal maturities and rates of interest which they shall bear, 3918
and such other information as the commissioners of the sinking 3919
fund may determine or authorize including, without limitation 3920
thereto, the method of determining the lowest interest cost, 3921
limitations on interest rate, and any other conditions and terms 3922
of sale. The commissioners of the sinking fund may reject all bids 3923
and readvertise and reoffer such obligations or other obligations 3924
for sale. 3925

Each issue of highway obligations shall be authorized by a 3926
resolution adopted by a majority of the full membership of the 3927
commissioners of the sinking fund. Such resolution shall set forth 3928
the date of the obligations, the principal amount thereof, the 3929
permitted discount, if any, the estimated interest rate or rates, 3930
which may be a variable rate or rates; the date or dates of 3931
payment of principal and interest, the places of payment of 3932
principal and interest, the amounts and dates of maturity of 3933
principal, whether or not they shall have interest coupons 3934
attached, whether or not they shall be callable, any privileges of 3935
registration of the principal or of the principal and interest and 3936
for exchange between bonds or notes in registered and coupon form 3937
and notes of different denomination, the title of the obligations, 3938
information as to their denominations, the manner of sale for 3939
purposes of this section, and shall provide the method of 3940
executing the obligations and for affixing thereto the great seal 3941
of this state or a facsimile thereof. The resolution may provide 3942
for municipal bond insurance, letters of credit, and other related 3943
agreements, the cost of which may be included in the costs of 3944
issuance of the obligations, and the pledge, holding, and 3945

disposition of the proceeds thereof. 3946

~~All of the proceeds of the sale of highway obligations issued 3947
and sold under this section, except accrued interest which shall 3948
be paid into the highway obligations bond retirement fund created 3949
by section 5528.32 of the Revised Code, shall be paid into the 3950
highway obligations construction fund created by section 5528.41 3951
of the Revised Code, except that the principal amount of highway 3952
obligations which are issued to fund or renew any other highway 3953
obligations shall be paid into the highway obligations bond 3954
retirement fund. 3955~~

Sec. 5705.34. When the budget commission has completed its 3956
work with respect to a tax budget, it shall certify its action to 3957
the taxing authority, together with an estimate by the county 3958
auditor of the rate of each tax necessary to be levied by the 3959
taxing authority within its subdivision or taxing unit, and what 3960
part thereof is in excess of, and what part within, the ten-mill 3961
tax limitation. The certification shall also indicate the date on 3962
which each tax levied by the taxing authority will expire. 3963

If a taxing authority levies a tax for a fixed sum of money 3964
or to pay debt charges for the tax year for which the tax budget 3965
is prepared, and ~~the~~ a payment on account of that tax was levied 3966
~~in~~ is payable to the taxing authority for the tax year 1998 under 3967
section 5727.85 or 5727.86 of the Revised Code, the county 3968
auditor, when estimating the rate at which the tax shall be levied 3969
in the current year, shall estimate the rate necessary to raise 3970
the required sum less the estimated amount of any payments made 3971
for the tax year to a taxing unit for fixed-sum levies under 3972
sections 5727.85 and 5727.86 of the Revised Code. The estimated 3973
rate shall be the rate of the levy that the budget commission 3974
certifies with its action under this section. 3975

Each taxing authority, by ordinance or resolution, shall 3976

authorize the necessary tax levies and certify them to the county auditor before the first day of October in each year, or at such later date as is approved by the tax commissioner, except that the certification by a board of education shall be made by the first day of April or at such later date as is approved by the commissioner, and except that a township board of park commissioners that is appointed by the board of township trustees and oversees a township park district that contains only unincorporated territory shall authorize only those taxes approved by, and only at the rate approved by, the board of township trustees as required by division (C) of section 511.27 of the Revised Code. If the levying of a tax to be placed on the duplicate of the current year is approved by the electors of the subdivision under sections 5705.01 to 5705.47 of the Revised Code; if the rate of a school district tax is increased due to the repeal of a school district income tax and property tax rate reduction at an election held pursuant to section 5748.04 of the Revised Code; or if refunding bonds to refund all or a part of the principal of bonds payable from a tax levy for the ensuing fiscal year are issued or sold and in the process of delivery, the budget commission shall reconsider and revise its action on the budget of the subdivision or school library district for whose benefit the tax is to be levied after the returns of such election are fully canvassed, or after the issuance or sale of such refunding bonds is certified to it.

Sec. 5727.84. (A) As used in this section and sections 5727.85, 5727.86, and 5727.87 of the Revised Code:

(1) "School district" means a city, local, or exempted village school district.

(2) "Joint vocational school district" means a joint vocational school district created under section 3311.16 of the

Revised Code, and includes a cooperative education school district
created under section 3311.52 or 3311.521 of the Revised Code and
a county school financing district created under section 3311.50
of the Revised Code.

(3) "Local taxing unit" means a subdivision or taxing unit,
as defined in section 5705.01 of the Revised Code, a park district
created under Chapter 1545. of the Revised Code, or a township
park district established under section 511.23 of the Revised
Code, but excludes school districts and joint vocational school
districts.

(4) "State education aid" means the sum of the state basic
aid and state special education aid amounts computed for a school
district under divisions (A) and ~~(B)~~(C) of section 3317.022 of the
Revised Code.

(5) "State education aid offset" means the amount certified
for each school district under division (A)(1) of section 5727.85
of the Revised Code.

(6) "Adjusted total taxable value" has the same meaning as in
section 3317.02 of the Revised Code.

(7) "Tax value loss" means the amount determined under
division (C) of this section.

(8) "Fixed-rate levy" means any tax levied on property other
than a fixed-sum levy.

(9) "Fixed-rate levy loss" means the amount determined under
division (D) of this section.

(10) "Fixed-sum levy" means a tax levied on property at
whatever rate is required to produce a specified amount of tax
money or to pay debt charges, and includes school district
emergency levies imposed pursuant to section 5705.194 of the
Revised Code.

(11) "Fixed-sum levy loss" means the amount determined under 4038
division (E) of this section. 4039

(12) "Consumer price index" means the consumer price index 4040
(all items, all urban consumers) prepared by the bureau of labor 4041
statistics of the United States department of labor. 4042

(B) All money arising from the tax imposed by section 5727.81 4043
of the Revised Code shall be credited as follows: 4044

(1) Fifty-nine and nine hundred seventy-six one-thousandths 4045
per cent, plus an amount equal to the state education aid offset, 4046
shall be credited to the general revenue fund. 4047

(2) Two and six hundred forty-six one-thousandths per cent 4048
shall be credited to the local government fund, for distribution 4049
in accordance with section 5747.50 of the Revised Code. 4050

(3) Three hundred seventy-eight one-thousandths per cent 4051
shall be credited to the local government revenue assistance fund, 4052
for distribution in accordance with section 5747.61 of the Revised 4053
Code. 4054

(4) Twenty-five and nine-tenths per cent, less an amount 4055
equal to the state education aid offset, shall be credited to the 4056
school district property tax replacement fund, which is hereby 4057
created in the state treasury for the purpose of making the 4058
payments described in section 5727.85 of the Revised Code. 4059

(5) Eleven and one-tenth per cent shall be credited to the 4060
local government property tax replacement fund, which is hereby 4061
created in the state treasury for the purpose of making the 4062
payments described in section 5727.86 of the Revised Code. 4063

(6) Beginning in the fiscal year in which payments are 4064
required to be made under sections 5727.85 and 5727.86 of the 4065
Revised Code, if the revenue arising from the tax levied by 4066
section 5727.81 of the Revised Code is less than five hundred 4067

fifty-two million dollars, the amount credited to the general
revenue fund under division (B)(1) of this section shall be
reduced by the amount necessary to credit to each of the funds in
divisions (B)(2), (3), (4), and (5) of this section the amount it
would have received if the tax did raise five hundred fifty-two
million dollars for that fiscal year. The tax commissioner shall
certify to the director of budget and management the amounts that
shall be credited under this division.

(C) Not later than January 1, 2002, the tax commissioner
shall determine for each taxing district its tax value loss, which
is the sum of the amounts described in divisions (C)(1) and (2) of
this section:

(1) The difference obtained by subtracting the amount
described in division (C)(1)(b) from the amount described in
division (C)(1)(a) of this section.

(a) The value of electric company and rural electric company
tangible personal property as assessed by the tax commissioner for
tax year 1998 on a preliminary assessment, or an amended
preliminary assessment if issued prior to March 1, 1999, and as
apportioned to the taxing district for tax year 1998;

(b) The value of electric company and rural electric company
tangible personal property as assessed by the tax commissioner for
tax year 1998 had the property been apportioned to the taxing
district for tax year 2001, and assessed at the rates in effect
for tax year 2001.

(2) The difference obtained by subtracting the amount
described in division (C)(2)(b) from the amount described in
division (C)(2)(a) of this section.

(a) The three-year average for tax years 1996, 1997, and 1998
of the assessed value from nuclear fuel materials and assemblies
assessed against a person under Chapter 5711. of the Revised Code

from the leasing of them to an electric company for those 4099
respective tax years, as reflected in the preliminary assessments; 4100
4101

(b) The three-year average assessed value from nuclear fuel 4102
materials and assemblies assessed under division (C)(2)(a) of this 4103
section for tax years 1996, 1997, and 1998, as reflected in the 4104
preliminary assessments, using an assessment rate of twenty-five 4105
per cent. 4106

The tax commissioner may request that electric companies and 4107
rural electric companies file a report to help determine the tax 4108
value loss under division (C) of this section. The report shall be 4109
filed within thirty days of the commissioner's request. A company 4110
that fails to file the report or does not timely file the report 4111
is subject to the penalty in section 5727.60 of the Revised Code. 4112
4113

The tax commissioner shall certify to the department of 4114
education the tax value loss determined under this division for 4115
each school district and joint vocational school district. 4116

(D) Not later than January 1, 2002, the tax commissioner 4117
shall determine for each school district, joint vocational school 4118
district, and local taxing unit its fixed-rate levy loss, which is 4119
its tax value loss multiplied by the tax rate in effect in tax 4120
year 1998 for fixed-rate levies. 4121

(E) Not later than January 1, 2002, the tax commissioner 4122
shall determine for each school district, joint vocational school 4123
district, and local taxing unit its fixed-sum levy loss, which is 4124
the amount obtained by subtracting the amount described in 4125
division (E)(2) of this section from the amount described in 4126
division (E)(1) of this section: 4127

(1) The tax value loss multiplied by the tax rate in effect 4128
in tax year 1998 for fixed-sum levies for all taxing districts 4129

within each school district, joint vocational school district, and local taxing unit. For the years 2002 through 2006, this computation shall include school district emergency levies that existed in 1998, and all other fixed-sum levies that existed in 1998 and continue to be charged in the tax year preceding the distribution year. For the years 2007 through 2016 in the case of school district emergency levies, and for all years after 2006 in the case of all other fixed-sum levies, this computation shall exclude all ~~school district emergency levies and all other~~ fixed-sum levies that existed in 1998 but are no longer in effect in the tax year preceding the distribution year. For the purposes of this section, an emergency levy that existed in 1998 continues to exist in a year beginning on or after January 1, 2007, but before January 1, 2017, if, in that year, the board of education levies a school district emergency levy for an annual sum at least equal to the annual sum levied by the board in tax year 1998 less the amount of the payment certified under this division for 2002.

(2) The total taxable value in tax year 1998 in each school district, joint vocational school district, and local taxing unit multiplied by one-fourth of one mill.

If the computation under division (E) of this section for any school district, joint vocational school district, or local taxing unit is greater than zero, the one-fourth of one mill that is subtracted pursuant to division (E) of section 5727.85 of the Revised Code or division (A)(2) of section 5727.86 of the Revised Code shall be apportioned among all contributing fixed-sum levies in the proportion of each levy to the sum of all fixed-sum levies within each school district, joint vocational school district, or local taxing unit.

(F) Notwithstanding divisions (C), (D), and (E) of this section, in computing the tax value loss, fixed-rate levy loss, and fixed-sum levy loss, the tax commissioner shall use the

greater of the 1998 tax rate or the 1999 tax rate, but the 1999 4162
tax rate shall not include for this purpose any tax levy approved 4163
by the voters after June 30, 1999. 4164

Sec. 5727.85. (A) By the thirty-first day of July of each 4165
year, beginning in 2002 and ending in 2016, the department of 4166
education shall determine the following for each school district 4167
eligible for payment under division (C) of this section: 4168

(1) The state education aid offset, which is the difference 4169
obtained by subtracting the amount described in division (A)(1)(b) 4170
of this section from the amount described in division (A)(1)(a) of 4171
this section: 4172

(a) The state education aid computed for the school district 4173
for the current fiscal year on the basis of the adjusted total 4174
taxable value; 4175

(b) The state education aid that would be computed for the 4176
school district for the current fiscal year if the district's 4177
adjusted total taxable value included the tax value loss for all 4178
taxing districts in the school district. 4179

(2) The difference obtained by subtracting the state 4180
education aid offset determined under division (A)(1) of this 4181
section from the fixed-rate levy loss determined under division 4182
(D) of section 5727.84 of the Revised Code for all taxing 4183
districts in each school district. The department of education 4184
shall certify the amount so determined to the director of budget 4185
and management. 4186

(B) Not later than the thirty-first day of October of the 4187
years 2006 through 2016, the department of education shall 4188
determine all of the following for each school district: 4189

(1) The amount obtained by subtracting the district's state 4190
education aid computed for fiscal year 2002 from the district's 4191

state education aid computed for the current fiscal year; 4192

(2) The inflation-adjusted property tax loss. The 4193
inflation-adjusted property tax loss equals the fixed-rate levy 4194
loss determined under division (D) of section 5727.84 of the 4195
Revised Code for all taxing districts in each school district plus 4196
the product obtained by multiplying that loss by the cumulative 4197
percentage increase in the consumer price index from January 1, 4198
2002, to the thirtieth day of June of the current year. 4199

(3) The difference obtained by subtracting the amount 4200
computed under division (B)(1) from the amount of the 4201
inflation-adjusted property tax loss. If this difference is zero 4202
or a negative number, no further payments shall be made under 4203
division (C) of this section to the school district from the 4204
school district property tax replacement fund. If the difference 4205
is greater than zero, the department of education shall certify 4206
the amount calculated in division (A)(2) of this section to the 4207
director of budget and management not later than the thirty-first 4208
day of December of each year, beginning in 2006 and ending in 4209
2016. 4210

(C) For all taxing districts in each school district, the 4211
director of budget and management shall pay from the school 4212
district property tax replacement fund to the county undivided 4213
income tax fund in the proper county treasury all of the 4214
following: 4215

(1) In February 2002, one-half of the fixed-rate levy loss 4216
certified under division (D) of section 5727.84 of the Revised 4217
Code on or before the day prescribed for the settlement under 4218
division (A) of section 321.24 of the Revised Code. 4219

(2) From August 2002 through August 2006, one-half of the 4220
amount certified for that fiscal year under division (A)(2) of 4221
this section on or before each of the days prescribed for the 4222

settlements under divisions (A) and (C) of section 321.24 of the Revised Code. 4223
4224

(3) From February 2007 through August 2016, one-half of the amount certified for that calendar year under division (B)(3) of this section on or before each of the days prescribed for the settlements under divisions (A) and (C) of section 321.24 of the Revised Code. 4225
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The county treasurer shall distribute amounts paid under divisions (C)(1), (2), and (3) of this section to the proper school district as if they had been levied and collected as taxes, and the school district shall apportion the amounts so received among its funds in the same proportions as if those amounts had been levied and collected as taxes. 4230
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(D) Not later than January 1, 2002, for all taxing districts in each joint vocational school district, the tax commissioner shall certify to the director of budget and management the fixed-rate levy loss determined under division (D) of section 5727.84 of the Revised Code. From February 2002 to August 2016, the director shall pay from the school district property tax replacement fund to the county undivided income tax fund in the proper county treasury, one-half of the fixed-rate levy loss so certified for each year on or before each of the days prescribed for the settlements under divisions (A) and (C) of section 321.24 of the Revised Code. The county treasurer shall distribute such amounts to the proper joint vocational school district as if they had been levied and collected as taxes, and the joint vocational school district shall apportion the amounts so received among its funds in the same proportions as if those amounts had been levied and collected as taxes. 4236
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(E)(1) Not later than January 1, 2002, for each fixed-sum levy levied by each school district ~~and~~ or joint vocational school 4252
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district and for each year for which a certification is made under 4254
division (E) of section 5727.84 of the Revised Code, the tax 4255
commissioner shall certify to the director of budget and 4256
management the fixed-sum levy loss determined under that division 4257
~~(E) of section 5727.84 of the Revised Code~~. The certification 4258
shall cover a time period sufficient to include all fixed-sum 4259
levies in effect in 1998 to June 30, 1999, ~~until they are no~~ 4260
~~longer in effect~~ for which the tax commissioner made such a 4261
determination. The director shall pay from the school district 4262
property tax replacement fund to the county undivided income tax 4263
fund in the proper county treasury one-half of the fixed-sum levy 4264
loss so certified for each year on or before each of the days 4265
prescribed for the settlements under divisions (A) and (C) of 4266
section 321.24 of the Revised Code. The county treasurer shall 4267
distribute the amounts to the proper school district or joint 4268
vocational school district as if they had been levied and 4269
collected as taxes, and the district shall apportion the amounts 4270
so received among its funds in the same proportions as if those 4271
amounts had been levied and collected as taxes. No payments shall 4272
be made under this division once all fixed-sum levies in effect in 4273
1998 to June 30, 1999, are no longer in effect. 4274

(2) Beginning in 2003 ~~and ending in 2016~~, by the thirty-first 4275
day of January of each year, the tax commissioner shall review the 4276
certification originally made under division (E)(1) of this 4277
section. If the commissioner determines that a fixed-sum levy that 4278
had been scheduled to be reimbursed in the current year has 4279
expired, a revised certification for that and all subsequent years 4280
shall be made to the director of budget and management. 4281

(F) By August 5, 2002, the tax commissioner shall estimate 4283
the amount of money in the school district property tax 4284
replacement fund in excess of the amount necessary to make 4285

payments in that month under divisions (C), (D), and (E) of this 4286
section. Notwithstanding division (C) of this section, the 4287
department of education, in consultation with the tax commissioner 4288
and from those excess funds, may pay any school district four and 4289
one-half times the amount certified under division (A)(2) of this 4290
section. Payments shall be made in order from the smallest annual 4291
loss to the largest annual loss. A payment made under this 4292
division shall be in lieu of the payment to be made in August 2002 4293
under division (C)(2) of this section. No payments shall be made 4294
in the manner established in this division to any school district 4295
with annual losses from permanent improvement fixed-rate levies in 4296
excess of twenty thousand dollars, or annual losses from any other 4297
fixed-rate levies in excess of twenty thousand dollars. A school 4298
district receiving a payment under this division is no longer 4299
entitled to any further payments under division (C) of this 4300
section. 4301

(G) On the thirty-first day of July of 2003, 2004, 2005, and 4302
2006, and on the thirty-first day of January and July of 2007 and 4303
each year thereafter, if the amount credited to the school 4304
district property tax replacement fund exceeds the amount needed 4305
to make payments from the fund under divisions (C), (D), and (E) 4306
of this section in the following month, the director of budget and 4307
management shall distribute the excess among school districts and 4308
joint vocational school districts. The amount distributed to each 4309
district shall bear the same proportion to the excess remaining in 4310
the fund as the ADM of the district bears to the ADM of all of the 4311
districts. For the purpose of this division, "ADM" means the 4312
formula ADM in the case of a school district, and the average 4313
daily membership reported under section 3317.03 of the Revised 4314
Code in the case of a joint vocational school district. 4315

If, in the opinion of the director of budget and management, 4316
the excess remaining in the school district property tax 4317

replacement fund in any year is not sufficient to warrant 4318
distribution under this division, the excess shall remain to the 4319
credit of the fund. 4320

Amounts received by a school district or joint vocational 4321
school district under this division shall be used exclusively for 4322
capital improvements. 4323

(H) If the total amount in the school district property tax 4324
replacement fund is insufficient to make all payments under 4325
divisions (C), (D), and (E) of this section, the payments required 4326
under division (E) of this section shall be made first in their 4327
entirety. After all payments are made under division (E) of this 4328
section, payments under divisions (C) and (D) of this section 4329
shall be made from the balance of money available in the 4330
proportion of each school district's or joint vocational school 4331
district's payment amount to the total amount of payments under 4332
divisions (C) and (D) of this section. 4333

(I) If all or a part of the territory of a school district or 4334
joint vocational school district is merged with or transferred to 4335
another district, the tax commissioner shall adjust the payments 4336
made under this section to each of the districts in proportion to 4337
the tax value loss apportioned to the merged or transferred 4338
territory. 4339

(J) There is hereby created the electric property tax study 4340
committee, effective January 1, 2011. The committee shall consist 4341
of the following seven members: the tax commissioner, three 4342
members of the senate appointed by the president of the senate, 4343
and three members of the house of representatives appointed by the 4344
speaker of the house of representatives. The appointments shall be 4345
made not later than January 31, 2011. The tax commissioner shall 4346
be the chairperson of the committee. 4347

The committee shall study the extent to which each school 4348

district or joint vocational school district has been compensated, 4349
under sections 5727.84 and 5727.85 of the Revised Code as enacted 4350
by Substitute Senate Bill No. 3 of the 123rd general assembly and 4351
any subsequent acts, for the property tax loss caused by the 4352
reduction in the assessment rates for electric and rural electric 4353
company tangible personal property. Not later than June 30, 2011, 4354
the committee shall issue a report of its findings, including any 4355
recommendations for providing additional compensation for the 4356
property tax loss or regarding remedial legislation, to the 4357
president of the senate and the speaker of the house of 4358
representatives, at which time the committee shall cease to exist. 4359

The department of taxation and department of education shall 4360
provide such information and assistance as is required for the 4361
committee to carry out its duties. 4362

Section 2. That existing sections 103.21, 124.15, 126.06, 4363
126.32, 127.14, 166.03, 169.02, 329.07, 1547.72, 3109.401, 4364
3313.483, 3313.487, 3313.489, 3314.08, 3317.02, 3317.022, 4365
3317.0212, 3317.0216, 3317.11, 3317.16, 3318.01, 3318.011, 4366
3318.36, 3332.05, 3332.06, 3333.29, 3734.281, 4506.01, 4766.05, 4367
4911.18, 5101.325, 5101.35, 5107.05, 5107.161, 5107.162, 5111.23, 4368
5117.071, 5528.30, 5705.34, 5727.84, and 5727.85 and section 4369
5528.41 of the Revised Code are hereby repealed. 4370

Section 3. All items set forth in Sections 4 to 9 of this act 4371
are hereby appropriated out of any moneys in the General Revenue 4372
Fund (GRF) that are not otherwise appropriated. 4373

Section 4. DAS DEPARTMENT OF ADMINISTRATIVE SERVICES 4374

Reappropriations 4375

CAP-773 Governor's Residence Restoration \$ 4,705 4376

CAP-785	Rural Areas Historical Projects	\$	50,000	4377
CAP-786	Rural Areas Community Improvements	\$	1,652,000	4378
CAP-804	Day Care Centers	\$	6,473	4379
CAP-817	Urban Areas Community Improvements	\$	1,425,000	4380
Total Department of Administrative Services		\$	3,138,178	4381

Rural Areas Historical Projects 4382

From the foregoing appropriation item CAP-785, Rural Areas 4383
Historical Projects, a \$50,000 grant shall be made for the 4384
Osnaburg Historical Society-Werner Inn renovations. 4385

Rural Areas Community Improvements 4386

From the foregoing appropriation item CAP-786, Rural Areas 4387
Community Improvements, grants shall be made for the following 4388
projects: \$10,000 for Shadyside Municipal Building roof repairs; 4389
\$20,000 for the Smith Field Memorial Foundation; \$100,000 for the 4390
Zanesville Bicentennial Celebration; \$20,000 for Warsaw community 4391
improvements; \$80,000 for Gallia County Industrial Park 4392
improvements; \$150,000 for Desmond Hall Industrial Park; \$90,000 4393
for Marion County Park District improvements; \$300,000 for Medina 4394
County Arts Center improvements; \$50,000 for Waverly Community 4395
improvements; \$25,000 for Crawford County Council on Aging; 4396
\$125,000 for the Summit Township Community Building in Monroe 4397
County; \$100,000 for the Muskingum County Emergency Shelter 4398
Addition; \$100,000 for Marietta City Schools Athletic Facilities 4399
improvements; \$15,000 for the Guernsey County Senior Center; 4400
\$7,000 for Camp Tuscazoar; \$50,000 for New Boston infrastructure 4401
improvements; \$10,000 for Gallipolis Main Street improvements; 4402
\$100,000 for the John and Annie Glenn Museum; and \$300,000 for 4403
Zahn's Corner Industrial Park. 4404

Urban Areas Community Improvements 4405

From the foregoing appropriation item CAP-817, Urban Areas 4406
Community Improvements, grants shall be made for the following 4407

projects: \$100,000 for Maumee Youth Center; \$150,000 for the 4408
Freedom House in Cleveland; \$125,000 for Cleveland Playhouse 4409
Square; \$25,000 for Columbus Civic Arena development planning; 4410
\$50,000 for the Columbus Symphony band shell; \$125,000 for East 4411
Cleveland City Hall renovations; \$50,000 for Brown Senior Center 4412
renovations; \$100,000 for Hanna Fountain renovations - Cleveland; 4413
\$100,000 for Webco industrial area development - Cleveland; 4414
\$100,000 for Martin Luther King Civic Center - East Cleveland; 4415
\$25,000 for Friendly Center renovations; \$400,000 for Solon 4416
Community Arts Center; \$100,000 for Project AHEAD facility 4417
improvements; \$75,000 for the J. Frank-Troy Senior Citizens 4418
Center; \$50,000 for the City of Euclid Henn Mansion renovation; 4419
\$50,000 for League Park Tourist Museum; \$150,000 for the Amvets 4420
Career Center; \$500,000 for the Cleveland-Massillon Economic 4421
Development Project; \$40,000 for the Lucas County Friendly Center; 4422
\$40,000 for the Lucas County Collingwood Arts Program; \$50,000 for 4423
the Eliza Bryant Senior Center; and \$540,000 for Central Community 4424
House. 4425

Urban Areas Community Improvements 4426

The amount reappropriated for the foregoing appropriation 4427
item CAP-817, Urban Areas Community Improvements, shall be 4428
\$1,300,000 plus the unencumbered and unallotted balance as of June 4429
30, 2000, in appropriation item CAP-817, Urban Areas Community 4430
Improvements. 4431

Reappropriations 4432

Section 5. AGR DEPARTMENT OF AGRICULTURE 4433

CAP-040	County Fairgrounds Capital Improvements	\$	4,959,131	4434
	Total Department of Agriculture	\$	4,959,131	4435

County Fairgrounds Capital Improvements 4436

The foregoing appropriation item CAP-040, County Fairgrounds 4437

Capital Improvements, shall be used to provide matching grants to 4438
agricultural societies for fairgrounds capital improvements 4439
pursuant to rules adopted by the Ohio Department of Agriculture. 4440
The rules shall include, but not be limited to, specifications of 4441
eligibility and award criteria, specifications for grant 4442
agreements, and procedures for administration of the program. Each 4443
society receiving a grant from this appropriation shall contribute 4444
an equal amount of non-state funds toward the capital improvements 4445
for which state funds are provided. No society shall receive more 4446
than \$100,000. 4447

Reappropriations 4448

Section 6. AFC ARTS AND SPORTS FACILITIES COMMISSION 4449

CAP-047	Cincinnati Classical Music Hall of Fame	\$	75,000	4450
CAP-050	Columbus Art Museum Facility Planning	\$	2,000	4451
CAP-799	Capitol City Exhibit Feasibility	\$	50,000	4452
Total Arts and Sports Facilities Commission				4453

Reappropriations 4454

Section 7. OHS OHIO HISTORICAL SOCIETY 4455

CAP-745	Historic Sites/Museums - Emergency	\$	382,100	4456
Repair				
Total Ohio Historical Society				4457

Reappropriations 4458

Section 8. DNR DEPARTMENT OF NATURAL RESOURCES 4459

CAP-012	Land Acquisition	\$	1,000,000	4460
CAP-162	Roosevelt-Shawnee State Park	\$	18,930	4461
CAP-702	Upgrade Underground Fuel Tanks	\$	296,963	4462
CAP-703	Cap Abandoned Water Wells	\$	357,481	4463
CAP-704	Replace Transformers	\$	77,738	4464

CAP-823	Cost Sharing-Pollution Abatement	\$	51,229	4465
CAP-847	Assistance to Local Governments for Conservation Works of Improvement	\$	67,462	4466
CAP-848	Hazardous Dam Repair	\$	91,521	4467
CAP-875	Ohio River Access	\$	100,000	4468
CAP-876	Statewide Trails Programs	\$	450,000	4469
CAP-929	Hazardous Waste/Asbestos Abatement	\$	916,875	4470
CAP-931	Wastewater/Water Systems Upgrades	\$	32,205	4471
CAP-932	Wetlands/Waterfront Development and Acquisition	\$	342,875	4472
CAP-942	Local Parks Projects	\$	30,225	4473
CAP-969	Frost-Parker Wetlands Reserve	\$	122,925	4474
CAP-999	Geographic Information Management System	\$	1,085	4475
Total Department of Natural Resources		\$	3,957,514	4476

Statewide Trails Programs 4477

Of the foregoing appropriation item CAP-876, Statewide Trails 4478
 Programs, \$100,000 shall be used for Bike Path - Coshocton City, 4479
 \$250,000 shall be used for Bike Trail - Ohio to Erie, and \$100,000 4480
 shall be used by the Department of Natural Resources in 4481
 consultation with the Department of Transportation for 4482
 recreational trail feasibility study. 4483

Local Parks Projects 4484

Of the foregoing appropriation item CAP-942, Local Parks 4485
 Projects, grants shall be made for the following projects: \$15,000 4486
 for Urbancrest Martin Luther King Park improvements, and \$10,000 4487
 for Woodsfield Monroe Park improvements. 4488

Reappropriations 4489

Section 9. DOT DEPARTMENT OF TRANSPORTATION 4490

CAP-007	Muskingum County Intermodal Facility	\$	100,000	4491
Total Department of Transportation		\$	100,000	4492

Reappropriations			4493
Section ____.	DYS DEPARTMENT OF YOUTH SERVICES		4494
CAP-830	Muskingum County Juvenile Justice Center	\$ 600,000	4495
	Total Department of Youth Services	\$ 600,000	4496
	Total General Revenue Fund	\$ 13,263,923	4497
Section 10.	No expenditures shall be made from any of the		4499
	items appropriated from the General Revenue Fund in Sections 4 to		4500
	9 of this act until the funds are released by the Controlling		4501
	Board. Each request for release of funds by the Controlling Board		4502
	shall have attached the certification of the Director of Budget		4503
	and Management that sufficient General Revenue Fund moneys will be		4504
	available to fund the anticipated expenditures associated with the		4505
	request.		4506
Section 11.	All items set forth in this section are hereby		4507
	appropriated out of any moneys in the state treasury to the credit		4508
	of the Wildlife Fund (Fund 015), which are not otherwise		4509
	appropriated.		4510
Reappropriations			4511
	DNR DEPARTMENT OF NATURAL RESOURCES		4512
CAP-012	Land Acquisition	\$ 3,265,675	4513
CAP-032	West Branch State Park	\$ 75,000	4514
CAP-117	Cooper Hollow Wildlife Area	\$ 4,815	4515
CAP-387	Access Development	\$ 3,643,382	4516
CAP-702	Upgrade Underground Fuel Tanks	\$ 298,099	4517
CAP-703	Cap Abandoned Water Wells	\$ 64,057	4518
CAP-758	Muskingum River Parkway #7	\$ 80,190	4519
CAP-764	Fire Lookout and Radio Tower Inspections	\$ 7,216	4520
CAP-804	Lake La Su An Wildlife Area	\$ 400	4521
CAP-814	North of Rush Run Wildlife Area	\$ 845,550	4522
CAP-834	Appraisal Fees - Statewide	\$ 37,380	4523

CAP-852	Wildlife Operation/Maintenance Building Development	\$	5,062,170	4524
CAP-881	Dam Rehabilitation	\$	2,337,149	4525
CAP-959	Sandusky Wildlife Office	\$	45,000	4526
CAP-968	Pickereel Creek Wildlife Area	\$	11,900	4527
Total Department of Natural Resources		\$	15,777,983	4528
Total Wildlife Fund		\$	15,777,983	4529

Land Acquisition 4530

The amount reappropriated for the foregoing appropriation 4531
item CAP-012, Land Acquisition, shall be the sum of the 4532
unencumbered and available balances as of June 30, 2000, in the 4533
following appropriation items: CAP-012, Land Acquisition; CAP-386, 4534
Building Construction/Hatchery Development; CAP-928, Handicapped 4535
Accessibility; CAP-929, Hazardous Waste/Asbestos Abatement; and 4536
CAP-931, Wastewater/Water Systems Upgrade. 4537

Section 12. The items set forth in this section are hereby 4538
appropriated out of any moneys in the state treasury to the credit 4539
of the Public School Building Fund (Fund 021), which are not 4540
otherwise appropriated. 4541

Reappropriations 4542

SFC SCHOOL FACILITIES COMMISSION 4543

CAP-622	Public School Buildings	\$	9,151,423	4544
CAP-774	Emergency School Building Repair Program	\$	15,766,625	4545
CAP-777	Disability Access Projects	\$	5,000,000	4546
CAP-778	Exceptional Needs	\$	6,560,701	4547
CAP-781	Big Eight Renovation Program	\$	20,000,000	4548
Total School Facilities Commission		\$	56,478,749	4549
Total Public School Building Fund		\$	56,478,749	4550

Disability Access Projects 4551

The amount reappropriated for appropriation item CAP-777, 4552

Disability Access Projects, shall be used to fund capital projects 4553
pursuant to this section that make buildings more accessible to 4554
students with disabilities. 4555

(A) As used in this section: 4556

(1) "Percentile" means the percentile in which a school 4557
district is ranked according to the fiscal year 1998 ranking of 4558
school districts with regard to income and property wealth under 4559
division (B) of section 3318.011 of the Revised Code. 4560

(2) "School district" means a city, local, or exempted 4561
village school district, but excludes a school district that is 4562
one of the state's 21 urban school districts as defined in 4563
division (O) of section 3317.02 of the Revised Code as that 4564
section existed prior to July 1, 1998. 4565

(3) "Valuation per pupil" means a district's total taxable 4566
value as defined in section 3317.02 of the Revised Code divided by 4567
the district's ADM as defined in division (A) of section 3317.02 4568
of the Revised Code as that section existed prior to July 1, 1998. 4569

(B) The School Facilities Commission shall adopt rules for 4570
awarding grants to school districts with a valuation per pupil 4571
less than \$200,000, to be used for construction, reconstruction, 4572
or renovation projects in classroom facilities, the purpose of 4573
which is to improve access to such facilities by physically 4574
handicapped persons. The rules shall include application 4575
procedures. No school district shall be awarded a grant under this 4576
section in excess of \$100,000. In addition, any school district 4577
shall be required to pay a percentage of the cost of the project 4578
for which the grant is being awarded equal to the percentile in 4579
which the district is so ranked. 4580

Exceptional Needs Program 4581

The amount reappropriated for appropriation item CAP-778, 4582

Exceptional Needs, shall be used by the School Facilities 4583
Commission to administer the pilot program for low wealth school 4584
districts with exceptional needs for immediate classroom facility 4585
assistance. 4586

(A) As used in this section: 4587

(1) "Low wealth school district" means a school district in 4588
the lowest 50 per cent of adjusted valuation per pupil on the 4589
fiscal year 1999 ranking of school districts, established pursuant 4590
to section 3317.0213 of the Revised Code. 4591

(2) A "school district with an exceptional need for immediate 4592
classroom facility assistance" means a school district with an 4593
exceptional need for new facilities in order to protect the health 4594
and safety of all or a portion of its students. School districts 4595
reasonably expected to be served by the Classroom Facilities 4596
Assistance Program prior to June 30, 2002, in the order provided 4597
under divisions (C)(1) and (2) of section 3318.02 of the Revised 4598
Code, are excluded from participating in this exceptional needs 4599
pilot program. 4600

(B) The School Facilities Commission shall evaluate the 4601
classroom facilities, and the need for replacement classroom 4602
facilities, from the applications received under this section. The 4603
School Facilities Commission, utilizing the guidelines adopted 4604
pursuant to division (B)(3) of Section 26 of Am. Sub. H.B. 850 of 4605
the 122nd General Assembly, as amended by Am. Sub. H.B. 282 of the 4606
123rd General Assembly, shall prioritize the school districts to 4607
be assessed. 4608

Notwithstanding section 3318.02 of the Revised Code, the 4609
School Facilities Commission may conduct on-site evaluation of the 4610
school districts prioritized under this section and approve and 4611
award funds until such time as all funds set aside pursuant to 4612
division (B)(2) of Section 26 of Am. Sub. H.B. 850 of the 122nd 4613

General Assembly, as amended by Am. Sub. H.B. 282 of the 123rd
General Assembly, have been encumbered pursuant to section 3318.04
of the Revised Code.

(C) Notwithstanding division (A) of section 3318.05 of the
Revised Code, the portion of the basic project costs that shall be
paid by a district receiving state funds under the pilot program
shall be the "required percentage of the basic project costs," as
defined in division (K) of section 3318.01 of the Revised Code.

Big Eight School Districts

The amounts reappropriated for appropriation item CAP-781,
Big Eight Renovation Program, shall be used by the School
Facilities Commission to provide funds to the big eight school
districts as defined in section 3314.02 of the Revised Code to be
used for major renovations and repairs of school facilities. Big
eight school districts that levy at least 2.5 voted mills for
permanent improvements shall also be eligible to expend funds for
additions to existing facilities. Any big eight school district
that expends these funds for an addition to an existing facility
shall receive no assistance from the School Facilities Commission
for the purpose of replacing that facility for a period of at
least twenty years. These moneys shall be allocated to the big
eight school districts on a per-pupil basis, based on fiscal year
1999 average daily membership as defined in section 3317.03 of the
Revised Code. In the event a school district is no longer eligible
to receive these funds as a result of becoming eligible to receive
conditional approval for participation in the Classroom Facilities
Assistance Program, the School Facilities Commission shall
reallocate the funds to the remaining eligible districts on a
per-pupil basis. To be eligible to receive these funds, each
school district shall:

(A) Provide a 100 per cent match from funds that are approved

by the School Facilities Commission;			4645
(B) Develop and submit a capital renovations plan for the use			4646
of state and local funds subject to approval by the School			4647
Facilities Commission;			4648
(C) Not be eligible to receive conditional approval of the			4649
School Facilities Commission for participation in the Classroom			4650
Facilities Assistance Program pursuant to section 3318.04 of the			4651
Revised Code.			4652
Section 13. The items set forth in this section are hereby			4653
appropriated out of any moneys in the state treasury to the credit			4654
of the Highway Safety Fund (Fund 036), which are not otherwise			4655
appropriated.			4656
Reappropriations			4657
DHS DEPARTMENT OF PUBLIC SAFETY			4658
CAP-045 Platform Scales Improvements	\$	308,350	4659
CAP-050 Construct New Patrol Post in Elyria	\$	14,321	4660
CAP-057 Construct Athens Control Post	\$	1,352,443	4661
CAP-058 Construct District 3 Complex	\$	2,242,888	4662
CAP-059 Patrol Post ADA Compliance	\$	587,652	4663
CAP-060 Ashtabula WIM Scales Improvements	\$	131,556	4664
CAP-061 Alum Creek Warehouse Roof Replace	\$	1,000,000	4665
CAP-062 Construct Dayton/Eaton Post Complex	\$	2,000,000	4666
CAP-063 HVAC Improvements at the Academy	\$	500,000	4667
CAP-064 Cambridge Radio Shop Renovations	\$	500,000	4668
CAP-065 Replace Windows at the Academy	\$	400,000	4669
CAP-066 District 1/Findlay Post Renovations	\$	850,000	4670
Total Department of Public Safety	\$	9,887,210	4671
Total Highway Safety Fund	\$	9,887,210	4672

Section 14. All items set forth in this section are hereby 4674
appropriated out of any moneys in the state treasury to the credit 4675

of the Waterways Safety Fund (Fund 086), which are not otherwise 4676
 appropriated. 4677

Reappropriations 4678

DNR DEPARTMENT OF NATURAL RESOURCES 4679

CAP-324 Cooperative Funding for Boating \$ 3,722,499 4680

Facilities

CAP-844 Put-in-Bay Township Port Authority \$ 6,466 4681

CAP-855 Franklin Township Ramp Improvements \$ 41,148 4682

CAP-856 Village of Put-In-Bay Ramp Improvements \$ 50,875 4683

CAP-858 Clendening Lake Ramp \$ 158,100 4684

CAP-865 Village of Grand Rapids Docks \$ 56,250 4685

CAP-871 Village of Montezuma Ramp \$ 44,031 4686

CAP-934 Operations Facilities Development \$ 250,000 4687

Total Department of Natural Resources \$ 4,329,369 4688

Total Waterways Safety Fund \$ 4,329,369 4689

Section 15. All items set forth in this section are hereby 4691
 appropriated out of any moneys in the state treasury to the credit 4692
 of the Underground Parking Garage Operating Fund (Fund 208), which 4693
 are not otherwise appropriated. 4694

Reappropriations 4695

CSR CAPITOL SQUARE REVIEW AND ADVISORY BOARD 4696

CAP-003 Renovate Garage Offices \$ 500,000 4697

CAP-004 Emergency Generator and Lighting System \$ 200,000 4698

CAP-007 Garage Elevator Upgrades \$ 250,000 4699

CAP-008 Install Garage Oil Interceptor System \$ 60,000 4700

Total Capitol Square Review and Advisory Board \$ 1,010,000 4701

Total Underground Parking Garage Operating Fund \$ 1,010,000 4702

Section 16. All items set forth in this section are hereby 4704
 appropriated out of any moneys in the state treasury to the credit 4705
 of the Special Administrative Fund (Fund 4A9), which are not 4706

otherwise appropriated.	4707
Reappropriations	4708
JFS DEPARTMENT OF JOB AND FAMILY SERVICES	4709
CAP-026 Various Renovations - Central Office \$ 157,705	4710
CAP-027 Various Renovations - Local Offices \$ 883,886	4711
CAP-028 Handicapped Access Modifications \$ 97,488	4712
CAP-031 One Stop Employment Training Centers \$ 400,000	4713
Total Department of Job and Family Services \$ 1,539,079	4714
Total Special Administrative Fund \$ 1,539,079	4715
<u>Various Renovations-Central Office</u>	4716
The amount reappropriated for the foregoing appropriation	4717
item CAP-026, Various Renovations-Central Office, shall be the	4718
unencumbered and unallotted balance as of June 30, 2000, in	4719
appropriation item CAP-026, Various Renovation-Central Office, in	4720
Fund 4A9 in the Bureau of Employment Services.	4721
<u>Various Renovations-Local Offices</u>	4722
The amount reappropriated for the foregoing appropriation	4723
item CAP-027, Various Renovations-Local Offices, shall be the	4724
unencumbered and unallotted balance as of June 30, 2000, in	4725
appropriation item CAP-027, Various Renovations-Local Offices, in	4726
Fund 4A9 in the Bureau of Employment Services.	4727
<u>Handicapped Access Modifications</u>	4728
The amount appropriated for the foregoing appropriation item	4729
CAP-028, Handicapped Access Modifications, shall be the	4730
unencumbered and unallotted balance as of June 30, 2000, in	4731
appropriation item CAP-028, Handicapped Access Modifications, in	4732
Fund 4A9 in the Bureau of Employment Services.	4733
<u>One Stop Employment Training Centers</u>	4734
The amount reappropriated for the foregoing appropriation	4735
item CAP-031, One Stop Employment Training Centers, shall be the	4736

unencumbered and unallotted balance as of June 30, 2000, in 4737
appropriation item CAP-031, One Stop Employment Training Centers, 4738
in Fund 4A9 in the Bureau of Employment Services. 4739

Section 17. All items set forth in this section are hereby 4740
appropriated out of any moneys in the state treasury to the credit 4741
of the Capital Donations Fund (Fund 5A1), which are not otherwise 4742
appropriated. 4743

Reappropriations 4744

AFC ARTS AND SPORTS FACILITIES COMMISSION 4745

CAP-702 Capital Donations \$ 1,322,720 4746

Total Arts and Sports Facilities Commission \$ 1,322,720 4747

Capital Donations Fund Certifications and Appropriations 4748

The Executive Director of the Arts and Sports Facilities 4749
Commission shall certify to the Director of Budget and Management 4750
the amount of cash receipts and related investment income, 4751
irrevocable letters of credit from a bank, or certification of the 4752
availability of funds that have been received from a county or a 4753
city auditor for deposit to the Capital Donations Fund and are 4754
related to an anticipated project. These amounts are hereby 4755
appropriated to appropriation item CAP-702, Capital Donations. 4756
Prior to certifying these amounts to the director, the executive 4757
director shall make a written agreement with the participating 4758
entity on the necessary cash flows required for the anticipated 4759
construction or equipment acquisition project. 4760

Section 18. The items set forth in this section are hereby 4761
appropriated out of any moneys in the state treasury to the credit 4762
of the Veterans' Home Improvement Fund (Fund 604), which are not 4763
otherwise appropriated. 4764

Reappropriations 4765

OVH OHIO VETERANS' HOME 4766

CAP-737	Elevator Renovations	\$	322,350	4767
CAP-750	Griffin Bathroom Renovations	\$	62,000	4768
CAP-751	Replace Nursing Home Furniture	\$	235,000	4769
CAP-752	Secrest Window Coverings	\$	150,000	4770
CAP-753	Seal Roads and New Parking Lots	\$	205,559	4771
CAP-754	Replace Domiciliary Carpeting	\$	1,135	4772
CAP-755	Secrest Security System Improvements	\$	65,000	4773
CAP-756	Renovate Commandants House	\$	199,400	4774
Total Ohio Veterans' Home		\$	1,240,444	4775
Total Veterans' Home Improvement Fund		\$	1,240,444	4776

Section 19. All items set forth in this section are hereby 4778
appropriated out of any moneys in the state treasury to the credit 4779
of the Highway Safety Building Fund (Fund 025). Revenues to the 4780
Highway Safety Building Fund shall consist of proceeds and 4781
obligations authorized to pay the costs of the following capital 4782
improvements: 4783

Reappropriations 4784

DHS DEPARTMENT OF PUBLIC SAFETY 4785

CAP-047	Public Safety Office Building	\$	5,000,000	4786
CAP-048	Statewide Communications System	\$	15,156,939	4787
CAP-068	Alum Creek Warehouse Renovations	\$	3,100,000	4788
CAP-069	Centre School Renovations	\$	952,000	4789
CAP-070	Canton One-Stop Shop	\$	800,000	4790
Total Department of Public Safety		\$	25,008,939	4791
Total Highway Safety Building Fund		\$	25,008,939	4792

Public Safety Office Building 4793

The amount reappropriated for the foregoing appropriation 4794
item CAP-047, Public Safety Office Building, shall be the 4795
unencumbered and unallotted balance as of June 30, 2000, in 4796
appropriation item CAP-047, Public Safety Office Building, minus 4797
\$10,694,447. 4798

Statewide Communications System 4799

The amount reappropriated for the foregoing appropriation 4800
item CAP-048, Statewide Communications System, shall be the 4801
unencumbered and unallotted balance as of June 30, 2000, in 4802
appropriation item CAP-048, Statewide Communications System, plus 4803
\$5,842,447. 4804

Alum Creek Warehouse Renovations 4805

The amount reappropriated for the foregoing appropriation 4806
item CAP-068, Alum Creek Warehouse Renovations, shall be 4807
\$3,100,000. 4808

Centre School Renovations 4809

The amount reappropriated for the foregoing appropriation 4810
item CAP-069, Centre School Renovations, shall be \$952,000. 4811

Canton One-Stop Shop 4812

The amount reappropriated for the foregoing appropriation 4813
item CAP-070, Canton One-Stop Shop, shall be \$800,000. 4814

For purposes of this section, a "One-Stop Shop" means an 4815
arrangement in which a deputy registrar site is located in the 4816
same facility as a state highway patrol driver's license 4817
examination station, and a clerk of common pleas title office. 4818

Section 20. All items set forth in this section are hereby 4819
appropriated out of any moneys in the state treasury to the credit 4820
of the Administrative Building Fund (Fund 026). Revenues to the 4821
Administrative Building Fund shall consist of proceeds of 4822
obligations authorized to pay the costs of capital facilities, as 4823
defined in section 152.09 of the Revised Code, for the following 4824
capital improvements: 4825

Reappropriations 4826

Section 20.01. ADJ ADJUTANT GENERAL			4827
CAP-032	Upgrade Underground Storage Tanks	\$ 42,854	4828
CAP-034	Asbestos Abatement - Various Facilities	\$ 227,439	4829
CAP-036	Roof Replacement - Various Facilities	\$ 250,000	4830
CAP-038	Electrical System - Various Facilities	\$ 261,382	4831
CAP-039	Camp Perry Facility Improvements	\$ 2,179,911	4832
CAP-043	Renovate/Expand Existing Eaton Facility	\$ 800,498	4833
CAP-044	Replace Windows/Doors - Various Facilities	\$ 350,000	4834
CAP-045	Plumbing Renovations - Various Facilities	\$ 528,000	4835
CAP-046	Paving Renovations - Various Facilities	\$ 50,000	4836
CAP-050	HVAC Systems - Various Facilities	\$ 9,351	4837
CAP-052	Cincinnati Shadybrook Armory	\$ 2,149,705	4838
CAP-054	Construct Camp Perry Administration Building	\$ 6,540	4839
CAP-055	Hillsboro Armory Renovations	\$ 478,974	4840
Total Adjutant General		\$ 7,334,654	4841
<u>Renovate/Expand Existing Eaton Facility</u>			4842
The amount reappropriated for the foregoing appropriation			4843
item CAP-043, Renovate/Expand Existing Eaton Facility, shall be			4844
the sum of the unencumbered and unallotted balances as of June 30,			4845
2000, in appropriation items CAP-043, Renovate/Expand Existing			4846
Eaton Facility, and CAP-037, Kenton Armory Renovations.			4847
Section 20.02. DAS DEPARTMENT OF ADMINISTRATIVE SERVICES			4848
CAP-807	Capital Square Renovations	\$ 8,425	4849
CAP-809	Hazardous Substance Abatement	\$ 2,081,497	4850
CAP-811	Health/EPA Laboratory Facilities	\$ 6,183,097	4851
CAP-812	Old School for the Blind Renovation	\$ 155,733	4852
CAP-814	Old Ohio School for the Blind Planning	\$ 11,599	4853

CAP-815	Ohio Departments Building Renovations	\$	629,662	4854
CAP-821	Central Heating System Renovations	\$	7,763	4855
CAP-822	Americans with Disabilities Act	\$	2,086,255	4856
CAP-824	State Real Estate Inventory System	\$	1,450,060	4857
CAP-826	Office Services Building Renovation	\$	587,271	4858
CAP-827	Statewide Communications System	\$	65,112,521	4859
CAP-830	Canton Office Building Planning	\$	5,000	4860
CAP-834	Capital Improvements Tracking System	\$	407,600	4861
CAP-835	Energy Conservation Projects	\$	1,436,415	4862
CAP-837	Major Computer Purchases	\$	1,460,896	4863
CAP-838	SOCC Renovations	\$	2,826,425	4864
CAP-841	State/Local Government/Public Safety Parking Facility - Lima	\$	1,000,000	4865
CAP-843	New Veterans Home Planning	\$	100,000	4866
CAP-844	Hamilton State/Local Government Center - Planning	\$	57,500	4867
CAP-848	ODOT Building Boiler Replacement	\$	670,979	4868
CAP-849	Facility Planning and Development	\$	5,575,281	4869
CAP-850	Renovation of Old ODOT Building	\$	220,040	4870
CAP-853	EPA Facilities Improvements	\$	293,043	4871
CAP-860	Structured Cabling	\$	3,310,065	4872
Total Department of Administrative Services		\$	95,677,127	4873

SOCC Renovations 4874

The amount reappropriated for the foregoing appropriation 4875
item CAP-838, SOCC Renovations, shall be \$2,826,425. 4876

Hazardous Substance Abatement in State Facilities 4877

The foregoing appropriation item CAP-809, Hazardous Substance 4878
Abatement, shall be used to fund the removal of asbestos, PCB, 4879
radon gas, and other contamination hazards from state facilities. 4880

Prior to the release of funds for asbestos abatement, the 4881
Department of Administrative Services shall review proposals from 4882

state agencies to use these funds for asbestos abatement projects 4883
based on criteria developed by the Department of Administrative 4884
Services. Upon a determination by the Department of Administrative 4885
Services that the requesting agency cannot fund the asbestos 4886
abatement project or other toxic materials removal through 4887
existing capital and operating appropriations, the department may 4888
request the release of funds for such projects by the Controlling 4889
Board. State agencies intending to fund asbestos abatement or 4890
other toxic materials removal through existing capital and 4891
operating appropriations shall notify the Director of 4892
Administrative Services of the nature and scope prior to 4893
commencing the project. 4894

Only agencies that have received appropriations for capital 4895
projects from the Administrative Building Fund (Fund 026) are 4896
eligible to receive funding from this item. Public school 4897
districts are not eligible. 4898

Implementation of Americans with Disabilities Act 4899

The foregoing appropriation item CAP-822, Americans with 4900
Disabilities Act, shall be used to renovate state-owned facilities 4901
to provide access for physically disabled persons in accordance 4902
with Title II of the Americans with Disabilities Act. 4903

Prior to the release of funds for renovation, state agencies 4904
shall perform self-evaluations of state-owned facilities 4905
identifying barriers to access to service. State agencies shall 4906
prioritize access barriers and develop a transition plan for the 4907
removal of these barriers. The Department of Administrative 4908
Services shall review proposals from state agencies to use these 4909
funds for Americans with Disabilities Act renovations. 4910

Only agencies that have received appropriations for capital 4911
projects from Administrative Building Fund (Fund 026) are eligible 4912
to receive funding from this item. Public school districts are not 4913

eligible. 4914

MARCS Steering Committee and Statewide Communications System 4915

There is hereby continued a Multi-Agency Radio Communications 4916
System (MARCS) Steering Committee consisting of the designees of 4917
the Directors of Administrative Services, Public Safety, Natural 4918
Resources, Transportation, Rehabilitation and Correction, and 4919
Budget and Management. The Director of Administrative Services or 4920
the director's designee shall chair the committee. The committee 4921
shall provide assistance to the Director of Administrative 4922
Services for effective and efficient implementation of the MARCS 4923
system as well as develop policies for the ongoing management of 4924
the system. Upon dates prescribed by the Directors of 4925
Administrative Services and Budget and Management, the MARCS 4926
Steering Committee shall report to the directors on the progress 4927
of MARCS implementation and the development of policies related to 4928
the system. 4929

The foregoing appropriation item CAP-827, Statewide 4930
Communications System, shall be used to purchase or construct the 4931
components of MARCS that are not specific to any one agency. The 4932
equipment may include, but is not limited to, multi-agency 4933
equipment at the Emergency Operations Center/Joint Dispatch 4934
Facility, computer and telecommunication equipment used for the 4935
functioning and integration of the system, communications towers, 4936
tower sites, and tower equipment, and linkages among towers and 4937
between towers and the State of Ohio Network for Integrated 4938
Communication (SONIC) system. The Director of Administrative 4939
Services shall, with the concurrence of the MARCS Steering 4940
Committee, determine the specific use of funds. 4941

Spending from this appropriation item shall not be subject to 4942
the requirements of Chapters 123. and 153. of the Revised Code. 4943

Energy Conservation Projects 4944

The foregoing appropriation item CAP-835, Energy Conservation Projects, shall be used to perform energy conservation renovations, including the United States Environmental Protection Agency's Greenlights Program, in state-owned facilities. Prior to the release of funds for renovation, state agencies shall have performed a comprehensive energy audit for each project. The Department of Administrative Services shall review and approve proposals from state agencies to use these funds for energy conservation.

Public school districts and state-supported and state-assisted institutions of higher education are not eligible for funding from this item.

Reappropriations

Section 20.03. AGE DEPARTMENT OF AGING

CAP-001	Renovate Martin Janis Center	\$	125,000	4959
	Total Department of Aging	\$	125,000	4960

Reappropriations

Section 20.04. AGR DEPARTMENT OF AGRICULTURE

CAP-023	Construct Laboratory Facility	\$	39,497	4963
CAP-025	Building Renovations	\$	233,008	4964
CAP-029	Administration Building Renovation	\$	2,947,244	4965
CAP-031	Animal Industry Building Addition	\$	390,369	4966
CAP-033	Site Electrical/Utility Improvement	\$	155,990	4967
CAP-037	Consumer Lab/Weights/Measures Equip.	\$	205,164	4968
CAP-038	Reynoldsburg Complex Basic Renovation	\$	50,000	4969
CAP-039	Renovate Weights and Measures Bldg.	\$	1,412,756	4970
CAP-041	Drainage and Erosion Control	\$	252,344	4971
CAP-042	Reynoldsburg Complex Security	\$	125,000	4972
	Total Department of Agriculture	\$	5,811,372	4973

Reappropriations

Section 20.05. AGO ATTORNEY GENERAL			4975
CAP-710 Automated Fingerprint ID System	\$	1,412,802	4976
CAP-714 Construct/Renovate BCI & I	\$	752,824	4977
CAP-715 Expand/Renovate Richfield Lab	\$	160,601	4978
Total Attorney General	\$	2,326,227	4979

Automated Fingerprint Identification System 4980

The foregoing appropriation item CAP-710, Automated Fingerprint ID System, shall be used by the Attorney General to purchase hardware and software, to prepare documentation, for training, and for site preparation for an automated fingerprint identification system. 4981-4985

The amount reappropriated for the foregoing appropriation item CAP-714, Construct/Renovate BCI & I, shall be the sum of the unencumbered and unallotted balances as of June 30, 2000, in appropriation item CAP-714, Construct/Renovate BCI & I, plus \$41,222. 4986-4990

Reappropriations 4991

Section 20.06. CSR CAPITOL SQUARE REVIEW AND ADVISORY BOARD 4992-4993

CAP-001 Statehouse Grounds Retaining Wall	\$	759,000	4994
Total Capitol Square Review and Advisory Board	\$	759,000	4995

Reappropriations 4996

Section 20.07. COM DEPARTMENT OF COMMERCE 4997

CAP-007 Construct and Renovate Fireground Training Areas	\$	151,493	4998
CAP-008 Fire Academy Building Renovations	\$	636,629	4999
CAP-011 Roadway/Training Area Resurfacing	\$	260,000	5000
Total Department of Commerce	\$	1,048,122	5001

Fire Academy Building Renovations 5002

The amount reappropriated for the foregoing appropriation 5003
item CAP-008, Fire Academy Building Renovations, shall be the sum 5004
of the unencumbered and unallotted balances as of June 30, 2000, 5005
in appropriation items CAP-008, Fire Academy Building Renovations, 5006
and CAP-010, Fire Apparatus Equipment. 5007

Reappropriations 5008

Section 20.08. EXP EXPOSITIONS COMMISSION 5009

CAP-037	Electric and Lighting Upgrade	\$	2,203,490	5010
CAP-046	Land Acquisition	\$	2,486,024	5011
CAP-051	Roof Renovations	\$	2,602	5012
CAP-052	Sewer Separation	\$	1,926,397	5013
CAP-053	Multipurpose Agricultural Center	\$	2,671	5014
CAP-056	Building Renovations-2	\$	9,813	5015
CAP-057	HVAC Planning	\$	2,000	5016
CAP-059	Replace Coliseum Compressor	\$	500,520	5017
CAP-062	Door Replacement	\$	123,874	5018
CAP-064	Replacement of Water Lines	\$	80,098	5019
CAP-065	Replace Coliseum Seating	\$	686,565	5020
CAP-066	Stairtower Replacement	\$	184,939	5021
Total Expositions Commission		\$	8,208,993	5022

Reappropriations 5023

Section 20.09. JSC JUDICIARY/SUPREME COURT 5024

CAP-001	Ohio Courts Building Renovations	\$	32,600,000	5025
Total Judiciary/Supreme Court		\$	32,600,000	5026

Exempt from Per Cent for Arts Program 5027

The foregoing appropriation item CAP-001, Ohio Courts 5028
Building Renovations, shall be exempt from the provisions of 5029
section 3379.10 of the Revised Code, the Per Cent for Arts 5030

Program.			5031
Reappropriations			5032
Section 20.10. DNR DEPARTMENT OF NATURAL RESOURCES			5033
CAP-741	DNR Communications System	\$ 3,245,352	5034
CAP-742	Fountain Square Building and Telephone System Improvements	\$ 4,231,792	5035
CAP-747	DNR Fairgrounds Area - General Upgrading	\$ 75,000	5036
CAP-867	Reclamation Facility Renovation and Development	\$ 225,000	5037
CAP-928	Handicapped Accessibility	\$ 39,654	5038
Total Department of Natural Resources		\$ 7,816,798	5039
Reappropriations			5040
Section 20.11. DHS DEPARTMENT OF PUBLIC SAFETY			5041
CAP-054	Multi-Agency Radio Communications	\$ 500,000	5042
CAP-056	Emergency Operations Center Equipment	\$ 50,000	5043
CAP-067	VHS Radio System Improvements	\$ 356,000	5044
Total Department of Public Safety		\$ 906,000	5045
Reappropriations			5046
Section 20.12. OSB SCHOOL FOR THE BLIND			5047
CAP-733	Dormitory Wardrobe Replacement	\$ 97,600	5048
CAP-743	Natatorium Boiler	\$ 24,327	5049
CAP-753	Walk-In Refrigerator/Freezer	\$ 39,008	5050
CAP-754	Construct Evacuation Assembly Area	\$ 7,925	5051
CAP-756	Install Security Lighting	\$ 26,968	5052
CAP-757	Bathroom Handicapped Accessibility	\$ 122,194	5053
CAP-778	Air Conditioning in Dining Rooms	\$ 75,000	5054
CAP-779	Doorways/Handicapped Accessibility	\$ 87,000	5055
CAP-780	Residential Renovations	\$ 344,900	5056
CAP-783	Natatorium Improvements	\$ 59,300	5057

Total School for the Blind \$ 884,222 5058
Reappropriations 5059

Section 20.13. OSD SCHOOL FOR THE DEAF 5060

CAP-730 Roof Rehabilitation \$ 1,231,050 5061
CAP-781 Heating System/Boiler/Administration \$ 2,310,740 5062
Building
CAP-784 Heating and Bedroom Renovations \$ 423,543 5063
CAP-785 Site Improvements \$ 25,000 5064
Total School for the Deaf \$ 3,990,333 5065
Reappropriations 5066

Section 20.14. OVH OHIO VETERANS' HOME 5067

CAP-759 Veterans' Home Construction \$ 4,200,000 5068
Total Ohio Veterans' Home \$ 4,200,000 5069
Total Administrative Building Fund \$ 171,687,848 5070

Veterans' Home Construction 5071

Upon notification of the availability of a federal Department 5072
of Veterans Affairs state home construction grant, the Ohio 5073
Veterans' Home may seek authority from the Controlling Board for 5074
release of funds in the foregoing appropriation item, CAP-759, 5075
Veterans' Home Construction, to assist with the cost of 5076
construction of an additional state-operated, 168-bed veterans' 5077
home. 5078

Notwithstanding any other provisions of this act and the 5079
Revised Code, the construction of the new veterans' home shall not 5080
fall under the provisions for agency administration. Any new 5081
veterans' home construction project shall be administered by the 5082
Department of Administrative Services. 5083

Section 21. All items set forth in this section are hereby 5084
appropriated out of any moneys in the state treasury to the credit 5085

of the Adult Correctional Building Fund (Fund 027). Revenues to 5086
the Adult Correctional Building Fund shall consist of proceeds of 5087
obligations authorized to pay costs of capital facilities as 5088
defined in section 152.09 of the Revised Code for the Department 5089
of Rehabilitation and Correction. 5090

Reappropriations 5091

DRC DEPARTMENT OF REHABILITATION AND CORRECTION 5092

STATEWIDE AND CENTRAL OFFICE PROJECTS 5093

CAP-002	Local Jails	\$	24,696,594	5094
CAP-003	Community-Based Correctional Facilities	\$	15,108,698	5095
CAP-004	Site Renovations	\$	4,107,550	5096
CAP-007	Asbestos Removal	\$	1,796,649	5097
CAP-008	Powerhouse/Utility Improvements	\$	5,716,870	5098
CAP-009	Water System/Plant Improvements	\$	4,847,789	5099
CAP-010	Industrial Equipment - Statewide	\$	2,489,000	5100
CAP-011	Roof/Window Renovations - Statewide	\$	2,039,628	5101
CAP-012	Shower/Restroom Improvements	\$	1,528,125	5102
CAP-015	Underground Storage Tanks Improvements	\$	6,189	5103
CAP-017	Security Improvements - Statewide	\$	6,214,463	5104
CAP-018	Emergency and Security Lighting	\$	62,927	5105
CAP-024	Minimum Security Misdemeanant Jails	\$	1,184,820	5106
CAP-026	Waste Water Treatment Facilities	\$	1,760,400	5107
CAP-041	Community Residential Program	\$	8,330,000	5108
CAP-042	Hazardous Waste Removal - Statewide	\$	916,900	5109
CAP-043	Design/Construct/Parole Detention	\$	743,231	5110
	Centers			
CAP-044	Lightning Protection Plan	\$	4,985	5111
CAP-055	Institution Roof Replacement	\$	39,500	5112
CAP-109	Statewide Fire Alarm Systems	\$	380,735	5113
CAP-110	Construct Maximum Security Facility	\$	1,091	5114
CAP-129	Water Treatment Plants - Statewide	\$	901,500	5115
CAP-140	Boot Camp/Substance Abuse Offenders	\$	1,423,950	5116

CAP-141	Multi-Agency Radio System Equipment	\$	2,781,883	5117
CAP-142	Various Facility Medical Services	\$	1,043,008	5118
CAP-143	Perimeter Security, Lighting, Alarms, Sallyports	\$	4,295,104	5119
CAP-144	Medium/Minimum Security Privatized Prison	\$	220,173	5120
CAP-161	1,000-Bed Close Custody Prison	\$	5,060,428	5121
CAP-186	Close Custody Prison and Camp	\$	5,000,000	5122
CAP-187	Mandown Alert Communication System - Statewide	\$	9,436,233	5123
CAP-188	Manufacturing/Storage Building Additions - Statewide	\$	159,300	5124
CAP-189	Tuck-pointing - Statewide	\$	1,783,000	5125
CAP-238	Electrical Systems Upgrades	\$	961,700	5126
CAP-239	Emergency Projects	\$	2,834,750	5127
CAP-240	State Match for Federal Prison Construction Funds	\$	2,410,000	5128
Total Statewide and Central Office Projects		\$	120,287,173	5129
BELMONT CORRECTIONAL INSTITUTION				5130
CAP-241	Inmate Health Services Renovations - BECI	\$	2,465,000	5131
Total Belmont Correctional Institution		\$	2,465,000	5132
CHILLICOTHE CORRECTIONAL INSTITUTION				5133
CAP-048	Control Room Security Improvements	\$	3,396	5134
CAP-113	Fire Alarm, Egress System Improvements	\$	1,870,634	5135
CAP-114	Emergency Lighting Renovations	\$	1,240,000	5136
CAP-115	Roof Renovations	\$	1,108,615	5137
CAP-146	Renovate Food Service Area - CCI	\$	4,103,164	5138
CAP-147	Wastewater Treatment Plant	\$	575,308	5139
CAP-149	New Classroom Building	\$	827,936	5140
CAP-190	Utility Improvements	\$	200,000	5141
CAP-191	Life & Fire Safety Improvements - CCI	\$	7,000,000	5142
CAP-192	Hot Water System Improvements - CCI	\$	242,175	5143

Total Chillicothe Correctional Institution	\$	17,171,228	5144
CORRECTIONAL RECEPTION CENTER			5145
CAP-173 CRC E-Dorm Renovation	\$	472,278	5146
Total Correctional Reception Center	\$	472,278	5147
CORRECTIONS TRAINING ACADEMY			5148
CAP-050 Firing Range Improvements	\$	15,783	5149
CAP-193 AT Building Roof Replacement	\$	450,000	5150
CAP-194 Construct Conference Center	\$	1,796,511	5151
Total Corrections Training Academy	\$	2,262,294	5152
DAYTON CORRECTIONAL INSTITUTION			5153
CAP-195 Hot Water System Improvements - DCI	\$	400,000	5154
CAP-242 Shower Renovations - DCI	\$	244,500	5155
Total Dayton Correctional Institution	\$	644,500	5156
FRANKLIN PRE-RELEASE CENTER			5157
CAP-117 Foundation Improvements	\$	85,313	5158
Total Franklin Pre-Release Center	\$	85,313	5159
GRAFTON CORRECTIONAL INSTITUTION			5160
CAP-196 Camp Egress System Improvements - GCI	\$	450,000	5161
Total Grafton Correctional Institution	\$	450,000	5162
HOCKING CORRECTIONAL INSTITUTION			5163
CAP-053 General Building Renovations	\$	275,805	5164
CAP-054 Water Tower Improvements	\$	3,000	5165
Total Hocking Correctional Institution	\$	278,805	5166
LEBANON CORRECTIONAL INSTITUTION			5167
CAP-056 Kitchen Renovations	\$	6,641	5168
CAP-057 Shower Pan/Drain Renovations	\$	616,306	5169
CAP-118 Water Tower Renovations	\$	123,307	5170
CAP-119 Masonry Improvements - LECI	\$	3,155,418	5171
CAP-197 Cell Door and Lock Replacement - LECI	\$	5,259,500	5172
CAP-198 Water Treatment Plant - LE CI	\$	1,150,000	5173
Total Lebanon Correctional Institution	\$	10,311,572	5174
LIMA CORRECTIONAL INSTITUTION			5175
CAP-058 Water System Renovations	\$	114,910	5176

CAP-121	Shower and Lavatory Renovations	\$	1,781,854	5177
CAP-153	Convert ODOT Building to Minimum Security Camp	\$	39,302	5178
CAP-155	Heating System Renovations	\$	1,735,806	5179
CAP-156	Water and Sewer Line Renovations	\$	1,000,000	5180
CAP-185	Lima Segregation Unit	\$	31,527	5181
CAP-199	Windows/Security Bar Improvements	\$	1,000,000	5182
CAP-200	Utility Renovations	\$	350,000	5183
CAP-243	HVAC Renovations - LCI	\$	4,317,100	5184
CAP-244	Heating System Piping Replacement - LCI	\$	2,465,000	5185
	Total Lima Correctional Institution	\$	12,835,499	5186
	LONDON CORRECTIONAL INSTITUTION			5187
CAP-059	Convert Brush Factory to Dormitory	\$	809	5188
CAP-062	Meat Processing Operation	\$	15,283	5189
CAP-063	Fire Alarm System Improvements	\$	53,421	5190
CAP-122	London Restoration	\$	143,721	5191
CAP-157	London Camp Renovation Project	\$	9,080	5192
CAP-201	Water Treatment Plant Addition	\$	3,000,000	5193
CAP-245	Bridge Replacement - LOCI	\$	116,150	5194
	Total London Correctional Institution	\$	3,338,464	5195
	MANSFIELD CORRECTIONAL INSTITUTION			5196
CAP-123	Smoke Removal/Sprinkler System Improvements	\$	232,734	5197
CAP-158	Enclose Fire Escapes	\$	167,200	5198
CAP-159	Power Pole Replacement	\$	38,200	5199
CAP-202	Death Unit Renovations	\$	750,000	5200
CAP-203	Hot Water System Improvements - MAN CI	\$	750,000	5201
	Total Mansfield Correctional Institution	\$	1,938,134	5202
	MARION CORRECTIONAL INSTITUTION			5203
CAP-028	Power House Improvements	\$	191,893	5204
CAP-065	Sewage Lift Station Renovations	\$	8,889	5205
CAP-067	Roof Replacement	\$	384,635	5206
CAP-124	Fire Sprinkler System Improvements	\$	78,283	5207

CAP-160	Renovate Heating/Ventilation System	\$	79,000	5208
CAP-204	Freezer Replacement	\$	168,800	5209
CAP-205	Cooler Replacement	\$	343,800	5210
CAP-206	Central Food Service Renovation - MCI	\$	343,800	5211
CAP-207	HVAC Improvements - Administrative Building	\$	750,000	5212
CAP-208	Hot Water Tank Replacement	\$	275,000	5213
CAP-246	Exterior Window Replacement - MCI	\$	171,150	5214
CAP-247	Plumbing Upgrades - MCI	\$	1,500,000	5215
Total Marion Correctional Institution		\$	4,295,250	5216
NORTHEAST PRE-RELEASE CENTER				5217
CAP-209	Security Improvements - NEPRC	\$	425,000	5218
Total Northeast Pre-Release Center		\$	425,000	5219
OAKWOOD CORRECTIONAL FACILITY				5220
CAP-162	Renovate East Wing Plumbing	\$	17,300	5221
CAP-164	Renovate East Wing Electrical System	\$	1,500	5222
Total Oakwood Correctional Facility		\$	18,800	5223
OHIO REFORMATORY FOR WOMEN				5224
CAP-072	Shower Renovations	\$	5,353	5225
CAP-125	Replacement Dormitory	\$	1,544	5226
CAP-165	Master Plan Building/Renovations - ORW	\$	1,102,399	5227
CAP-210	Replacement Dormitory - ORW	\$	3,650,000	5228
CAP-211	Renovate J.G. Cottage	\$	1,300,000	5229
CAP-212	Powerhouse Renovation & Replumbing	\$	1,250,000	5230
CAP-213	Sanitary Sewer Renovations - ORW	\$	250,000	5231
CAP-214	Storm Sewer Renovations	\$	200,000	5232
CAP-215	Central Food Service Renovation - ORW	\$	300,000	5233
CAP-216	Elevator Renovation	\$	121,500	5234
CAP-217	Perimeter Lighting Improvements	\$	800,000	5235
CAP-218	Rewire Harmon Building	\$	376,289	5236
CAP-219	Fire Alarm System Improvements	\$	128,971	5237
Total Ohio Reformatory for Women		\$	9,486,056	5238
OHIO STATE PENITENTIARY				5239

CAP-171	Camp at Maximum Security Facility	\$	23,385	5240
	Total Ohio State Penitentiary	\$	23,385	5241
	ORIENT CORRECTIONAL INSTITUTION			5242
CAP-068	Plumbing Replacement	\$	55,786	5243
CAP-126	Fire Protection System Upgrading	\$	483,725	5244
CAP-127	TB/Infectious Disease Units Improvements	\$	4,000	5245
CAP-128	7E Dorm Demolition and Construction	\$	995,338	5246
CAP-184	Orient Dorm Renovations	\$	1,039,643	5247
CAP-220	Mechanical/Limited Duty Dorm	\$	1,500,000	5248
CAP-221	Replacement 2 Story Dorm for 6E Dorm	\$	3,958,000	5249
	Total Orient Correctional Institution	\$	8,036,492	5250
	PICKAWAY CORRECTIONAL INSTITUTION			5251
CAP-074	Fire Alarm System Improvements	\$	5,798	5252
CAP-076	Laundry/Maintenance Shop/Farms Roof Renovations	\$	726	5253
CAP-077	Shower Renovations	\$	3,500	5254
CAP-222	Sludge Removal System Improvements	\$	1,500,000	5255
CAP-223	Replacement of Unit A Dorm	\$	4,339,900	5256
CAP-224	Replacement of Generator - Dairy Farm	\$	108,100	5257
CAP-225	Water System Improvements	\$	493,970	5258
CAP-226	Milk Processing Plant	\$	1,905,800	5259
CAP-227	Roof Improvements	\$	430,495	5260
CAP-228	Power House Improvements	\$	212,889	5261
CAP-248	Replacement of Perimeter Fence - PCI	\$	2,218,500	5262
	Total Pickaway Correctional Institution	\$	11,219,678	5263
	RICHLAND CORRECTIONAL INSTITUTION			5264
CAP-251	Construct Retaining Wall - RICI	\$	207,825	5265
	Total Richland Correctional Institution	\$	207,825	5266
	ROSS CORRECTIONAL INSTITUTION			5267
CAP-229	Waste Water Treatment Plant - RCI	\$	7,393,702	5268
	Total Ross Correctional Institution	\$	7,393,702	5269
	SOUTHEASTERN CORRECTIONAL INSTITUTION			5270
CAP-133	Construct New Dining Hall	\$	8,822	5271

CAP-134	Wastewater Treatment Storage Addition	\$	777,151	5272
CAP-167	Master Plan Building/Renovations - SCI	\$	376,584	5273
CAP-233	Replacement 2 Story Dorm/J, K, L Dorm	\$	3,870,000	5274
CAP-234	High Voltage Electrical System	\$	1,500,000	5275
CAP-235	Warehouse & Utility Buildings	\$	225,000	5276
CAP-236	Construct Dining Hall - SCI	\$	7,919,025	5277
CAP-237	Power Plant Improvements	\$	479,697	5278
CAP-249	I Dorm Air Handling Improvements - SCI	\$	580,700	5279
CAP-250	Wastewater Treatment Plant Improvements	\$	863,600	5280
	- SCI			
Total Southeastern Correctional Institution		\$	16,600,579	5281
SOUTHERN OHIO CORRECTIONAL FACILITY				5282
CAP-135	SOCF Renovation and Improvements	\$	138,844	5283
CAP-136	Waste Water Treatment Plant Improvements	\$	1,595,694	5284
CAP-230	Waste Water Treatment Plant	\$	1,000,000	5285
CAP-231	Gas Boiler Installation	\$	978,005	5286
CAP-232	Power House Chiller	\$	457,800	5287
Total Southern Ohio Correctional Facility		\$	4,170,343	5288
Total Department of Rehabilitation				5289
and Correction		\$	234,417,370	5290
Total Adult Correctional Building Fund		\$	234,417,370	5291

Site Renovations

The amount reappropriated for the foregoing appropriation 5293
item CAP-004, Site Renovations, shall be the unencumbered and 5294
unallotted balance as of June 30, 2000, in appropriation item 5295
CAP-004, Site Renovations, plus \$4,067,250. 5296

Powerhouse/Utility Improvements

The amount reappropriated for the foregoing appropriation 5298
item CAP-008, Powerhouse/Utility Improvements, shall be the 5299
unencumbered and unallotted balance as of June 30, 2000, in 5300
appropriation item CAP-008, Powerhouse/Utility Improvements, plus 5301
\$2,834,750. 5302

Water System/Plant Improvements 5303

The amount reappropriated for the foregoing appropriation 5304
item CAP-009, Water System/Plant Improvements, shall be the 5305
unencumbered and unallotted balance as of June 30, 2000, in 5306
appropriation item CAP-009, Water System/Plant Improvements, plus 5307
\$4,753,320. 5308

Roof/Window Renovations - Statewide 5309

The amount reappropriated for the foregoing appropriation 5310
item CAP-011, Roof/Window Renovations - Statewide, shall be the 5311
unencumbered and unallotted balance as of June 30, 2000, in 5312
appropriation item CAP-011, Roof/Window Renovations - Statewide, 5313
plus \$914,430. 5314

Shower/Restroom Improvements 5315

The amount reappropriated for the foregoing appropriation 5316
item CAP-012, Shower/Restroom Improvements, shall be \$1,528,125. 5317

Security Improvements - Statewide 5318

The amount reappropriated for the foregoing appropriation 5319
item CAP-017, Security Improvements - Statewide, shall be the 5320
unencumbered and unallotted balance as of June 30, 2000, in 5321
appropriation item CAP-017, Security Improvements - Statewide, 5322
plus \$3,004,835. 5323

Hazardous Waste Removal - Statewide 5324

The amount reappropriated for the foregoing appropriation 5325
item CAP-042, Hazardous Waste Removal - Statewide, shall be 5326
\$916,900. 5327

Statewide Fire Alarm Systems 5328

The amount reappropriated for the foregoing appropriation 5329
item CAP-109, Statewide Fire Alarm Systems, shall be the 5330
unencumbered and unallotted balance as of June 30, 2000, in 5331

appropriation item CAP-109, Statewide Fire Alarm Systems, plus 5332
\$366,750. 5333

Perimeter Security, Lighting, Alarms, Sallyports 5334

The amount reappropriated for the foregoing appropriation 5335
item CAP-143, Perimeter Security, Lighting, Alarms, Sallyports, 5336
shall be the unencumbered and unallotted balance as of June 30, 5337
2000, in appropriation item CAP-143, Perimeter Security, Lighting, 5338
Alarms, Sallyports, plus \$4,291,565. 5339

Close Custody Prison and Camp 5340

The amount reappropriated for the foregoing appropriation 5341
item CAP-186, Close Custody Prison and Camp, shall be \$5,000,000. 5342

Mandown Alert Communications System - Statewide 5343

The amount reappropriated for the foregoing appropriation 5344
item CAP-187, Mandown Alert Communications System - Statewide, 5345
shall be the unencumbered and unallotted balance as of June 30, 5346
2000, in appropriation item CAP-187, Mandown Alert Communications 5347
System - Statewide, plus \$7,200,000. 5348

Tuck-pointing - Statewide 5349

The amount reappropriated for the foregoing appropriation 5350
item CAP-189, Tuck-pointing - Statewide, shall be the unencumbered 5351
and unallotted balance as of June 30, 2000, in appropriation item 5352
CAP-189, Tuck-pointing - Statewide, plus \$1,033,000. 5353

Electrical Systems Upgrades 5354

The amount reappropriated for the foregoing appropriation 5355
item CAP-238, Electrical Systems Upgrades, shall be \$961,700. 5356

Emergency Projects 5357

The amount reappropriated for the foregoing appropriation 5358
item CAP-239, Emergency Projects, shall be \$2,834,750. 5359

State Match for Federal Prison Construction Funds 5360

The amount reappropriated for the foregoing appropriation 5361
item CAP-240, State Match for Federal Prison Construction Funds, 5362
shall be \$2,410,000. 5363

Inmate Health Services Renovations - BECI 5364

The amount reappropriated for the foregoing appropriation 5365
item CAP-241, Inmate Health Services Renovations - BECI, shall be 5366
\$2,465,000. 5367

Life & Fire Safety Improvements - CCI 5368

The amount reappropriated for the foregoing appropriation 5369
item CAP-191, Life & Fire Safety Improvements - CCI, shall be the 5370
unencumbered and unallotted balance as of June 30, 2000, in 5371
appropriation item CAP-191, Life & Fire Safety Improvements - CCI, 5372
plus \$3,500,000. 5373

Shower Renovations - DCI 5374

The amount reappropriated for the foregoing appropriation 5375
item CAP-242, Shower Renovations - DCI, shall be \$244,500. 5376

Masonry Improvements - LECI 5377

The amount reappropriated for the foregoing appropriation 5378
item CAP-119, Masonry Improvements - LECI, shall be the 5379
unencumbered and unallotted balance as of June 30, 2000, in 5380
appropriation item CAP-119, Masonry Improvements - LECI, plus 5381
\$1,797,100. 5382

Cell Door and Lock Replacement - LECI 5383

The amount reappropriated for the foregoing appropriation 5384
item CAP-197, Cell Door and Lock Replacement - LECI, shall be the 5385
unencumbered and unallotted balance as of June 30, 2000, in 5386
appropriation item CAP-197, Cell Door and Lock Replacement - LECI, 5387
plus \$5,000,000. 5388

HVAC Renovations - LCI 5389

The amount reappropriated for the foregoing appropriation	5390
item CAP-243, HVAC Renovations - LCI, shall be \$4,317,100.	5391
<u>Heating System Piping Replacement - LCI</u>	5392
The amount reappropriated for the foregoing appropriation	5393
item CAP-244, Heating System Piping Replacement - LCI, shall be	5394
\$2,465,000.	5395
<u>Bridge Replacement - LOCI</u>	5396
The amount reappropriated for the foregoing appropriation	5397
item CAP-245, Bridge Replacement - LOCI, shall be \$116,150.	5398
<u>Exterior Window Replacement - MCI</u>	5399
The amount reappropriated for the foregoing appropriation	5400
item CAP-246, Exterior Window Replacement - MCI, shall be	5401
\$171,150.	5402
<u>Plumbing Upgrades - MCI</u>	5403
The amount reappropriated for the foregoing appropriation	5404
item CAP-247, Plumbing Upgrades - MCI, shall be \$1,500,000.	5405
<u>Replacement of Perimeter Fence - PCI</u>	5406
The amount reappropriated for the foregoing appropriation	5407
item CAP-248, Replacement of Perimeter Fence - PCI, shall be	5408
\$2,218,500.	5409
<u>Construct Retaining Wall - RIC1</u>	5410
The amount reappropriated for the foregoing appropriation	5411
item CAP-251, Construct Retaining Wall - RIC1, shall be \$207,825.	5412
<u>Wastewater Treatment Plant - RCI</u>	5413
The amount reappropriated for the foregoing appropriation	5414
item CAP-229, Wastewater Treatment Plant - RCI, shall be the	5415
unencumbered and unallotted balance as of June 30, 2000, in	5416
appropriation item CAP-229, Wastewater Treatment Plant - RCI, plus	5417

\$4,893,702.	5418
<u>Construct Dining Hall - SCI</u>	5419
The amount reappropriated for the foregoing appropriation	5420
item CAP-236, Construct Dining Hall - SCI, shall be the	5421
unencumbered and unallotted balance as of June 30, 2000, in	5422
appropriation item CAP-236, Construct Dining Hall - SCI, plus	5423
\$4,537,900.	5424
<u>I Dorm Air Handling Equipment - SCI</u>	5425
The amount reappropriated for the foregoing appropriation	5426
item CAP-249, I Dorm Air Handling Equipment - SCI, shall be	5427
\$580,700.	5428
<u>Wastewater Treatment Improvements - SCI</u>	5429
The amount reappropriated for the foregoing appropriation	5430
item CAP-250, Wastewater Treatment Plant Improvements - SCI, shall	5431
be \$863,600.	5432
Section 21.01.	5433
<u>Local Jails</u>	
From the foregoing appropriation item, CAP-002, Local Jails,	5434
the Department of Rehabilitation and Correction shall designate	5435
the projects involving the construction and renovation of county,	5436
multi-county, municipal-county, and multicounty-municipal jail	5437
facilities and workhouses, including correctional centers	5438
authorized under sections 307.93 and 153.61 of the Revised Code,	5439
for which the Ohio Building Authority is authorized to issue	5440
obligations. Notwithstanding any provisions to the contrary	5441
contained in Chapter 152. or 153. of the Revised Code, the	5442
Department of Rehabilitation and Correction is authorized to	5443
coordinate, review, and monitor the drawdown and use of funds for	5444
the renovation or construction of projects for which designated	5445
funds are provided.	5446

The funding authorized under this section shall not be 5447
applied to any such facilities that are not designated by the 5448
Department of Rehabilitation and Correction. The amount of funding 5449
authorized under this section that may be applied to a project 5450
designated for initial funding after July 1, 2000, involving the 5451
construction or renovation of a county, multi-county, 5452
municipal-county, or multicounty-municipal jail facility or 5453
workhouse, including a correctional center authorized under 5454
sections 307.93 and 153.61 of the Revised Code, shall not exceed 5455
\$25,000 per bed of the total allowable cost of the project in the 5456
case of construction of county and municipal-county jail 5457
facilities, workhouses, and correctional centers; shall not exceed 5458
\$42,000 per bed of the total allowable cost of the project in the 5459
case of construction of multi-county or multicounty-municipal jail 5460
facilities, workhouses, and correctional centers; and shall not 5461
exceed 30 per cent of the total allowable cost of the project in 5462
the case of renovation of county, multi-county, municipal-county, 5463
and multicounty-municipal jail facilities, workhouses, and 5464
correctional centers. 5465

The cost-per-bed funding authorized under this section that 5466
may be applied to a construction project shall not exceed the 5467
actual cost-per-bed of the project. The 30 per cent funding 5468
authorized under this section that may be applied to a renovation 5469
project shall not exceed \$25,000 per bed of the total allowable 5470
cost of the project. 5471

The funding authorized under this section shall not be 5472
applied to any project involving the construction of a county, 5473
multi-county, municipal-county, or multicounty-municipal jail 5474
facility or workhouse, including a correctional center established 5475
under sections 307.93 and 153.61 of the Revised Code, unless the 5476
facility, workhouse, or correctional center will be built in 5477
compliance with "The Minimum Standards for Jails in Ohio" and the 5478

plans have been approved in accordance with section 5103.18 of the Revised Code. In addition, the funding authorized under this section shall not be applied to any project involving the renovation of a county, multi-county, municipal county, or multicounty-municipal jail facility or workhouse, including a correctional center established under sections 307.93 and 153.61 of the Revised Code, unless the renovation is for the purpose of bringing the facility, workhouse, or correctional center into compliance with "The Minimum Standards for Jails in Ohio" and the plans have been approved in accordance with section 5103.18 of the Revised Code.

Section 21.02.

Community-Based Correctional Facilities

The Department of Rehabilitation and Correction is hereby authorized to designate to the Ohio Building Authority the sites of, and, notwithstanding any provisions to the contrary contained in Chapter 152. or 153. of the Revised Code, to review the renovation or construction of, the single county and district community-based correctional facilities funded by the foregoing appropriation item CAP-003, Community-Based Correctional Facilities.

Section 21.03.

Community Residential Program Renovations

The foregoing appropriation item CAP-041, Community Residential Program, may be used by the Department of Rehabilitation and Correction, in accordance with sections 5120.103, 5120.104, and 5120.105 of the Revised Code, to provide for the construction or renovation of halfway house facilities for offenders eligible for community supervision by the Department of Rehabilitation and Correction.

Section 22. All items set forth in this section are hereby 5507
appropriated out of any moneys in the state treasury to the credit 5508
of the Juvenile Correctional Building Fund (Fund 028). Revenues to 5509
the Juvenile Correctional Building Fund shall consist of proceeds 5510
of obligations authorized to pay costs of capital facilities as 5511
defined in section 152.09 of the Revised Code for the Department 5512
of Youth Services. 5513

Reappropriations 5514

DYS DEPARTMENT OF YOUTH SERVICES 5515

CAP-021	Contingency/New Facility	\$	36,465	5516
	Development/Construction			
CAP-801	Fire Suppression/Safety/Security	\$	1,755,604	5517
CAP-803	General Institutional Renovations	\$	2,475,792	5518
CAP-812	Community Rehabilitation Centers	\$	22,840,992	5519
CAP-814	Capital Equipment	\$	57,444	5520
CAP-820	Ohio River Valley Youth Center	\$	8,281	5521
CAP-821	Construct Maximum Security Facility	\$	3,243,243	5522
CAP-823	Cuyahoga Boys School	\$	3,494,587	5523
	Renovation/Expansion			
CAP-825	Food Service, Storeroom, Laundry, Fence	\$	2,890,300	5524
CAP-827	Facility Space Study/Plan	\$	80,000	5525
CAP-828	Multi-Agency Radio System Equipment	\$	430,000	5526
CAP-829	Local Juvenile Detention Centers	\$	19,006,873	5527
CAP-833	Security Renovations - Indian River	\$	4,793,125	5528
CAP-834	Health & Safety Unit - Riverview	\$	3,780,000	5529
	Total Department of Youth Services	\$	64,892,706	5530
	Total Juvenile Correctional Building Fund	\$	64,892,706	5531

Section 22.01. 5533

Community Rehabilitation Centers

From the foregoing appropriation item CAP-812, Community 5534

Rehabilitation Centers, the Department of Youth Services shall 5535
designate the projects involving the construction and renovation 5536
of single county and multi-county community corrections facilities 5537
for which the Ohio Building Authority is authorized to issue 5538
obligations. 5539

The Department of Youth Services is authorized to review and 5540
approve the renovation and construction of projects for which 5541
funds are provided. The proceeds of any obligations authorized 5542
under this section shall not be applied to any such facilities 5543
that are not designated and approved by the Department of Youth 5544
Services. 5545

The Department of Youth Services shall adopt guidelines to 5546
accept and review applications and designate projects. Those 5547
guidelines shall require the county or counties to justify the 5548
need for the facility and to comply with timelines for the 5549
submission of documentation pertaining to the site, program, and 5550
construction. 5551

For purposes of this section, "community corrections 5552
facilities" has the same meaning as in section 5139.36 of the 5553
Revised Code. 5554

Section 22.02. 5555

Local Juvenile Detention Centers

From the foregoing appropriation item CAP-829, Local Juvenile 5556
Detention Centers, the Department of Youth Services shall 5557
designate the projects involving the construction and renovation 5558
of county and multi-county juvenile detention centers for which 5559
the Ohio Building Authority is authorized to issue obligations. 5560

The Department of Youth Services is authorized to review and 5561
approve the renovation and construction of projects for which 5562
funds are provided. The proceeds of any obligations authorized 5563

under this section shall not be applied to any such facilities 5564
that are not designated by the Department of Youth Services. 5565

The Department of Youth Services shall comply with the 5566
guidelines set forth below, accept and review applications, 5567
designate projects, and determine the amount of state match 5568
funding to be applied to each project. The department shall, with 5569
the advice of the county or counties participating in a project, 5570
determine the funded design capacity of the detention centers that 5571
are designated to receive funding. Notwithstanding any provisions 5572
to the contrary contained in Chapter 152. or 153. of the Revised 5573
Code, the Department of Youth Services is authorized to 5574
coordinate, review, and monitor the drawdown and use of funds for 5575
the renovation and construction of projects for which designated 5576
funds are provided. 5577

(A) The Department of Youth Services shall develop a weighted 5578
numerical formula to determine the amount, if any, of state match 5579
that may be provided to a single or multi-county detention center 5580
project. The formula shall include the factors specified below in 5581
division (A)(1) of this section and may include the factors 5582
specified below in division (A)(2) of this section. The weight 5583
assigned to the factors specified in division (A)(1) of this 5584
section shall be no less than twice the weight assigned to factors 5585
specified in division (A)(2) of this section. 5586

(1)(a) The number of detention center beds needed in the 5587
county or group of counties, as estimated by the Department of 5588
Youth Services, is significantly more than the number of beds 5589
currently available; 5590

(b) Any existing detention center in the county or group of 5591
counties does not meet health, safety, or security standards for 5592
detention centers as established by the Department of Youth 5593
Services; 5594

(c) The Department of Youth Services projects that the county 5595
or group of counties have a need for a sufficient number of 5596
detention beds to make the project economically viable. 5597

(2)(a) The percentage of children in the county or group of 5598
counties living below the poverty level is above the state 5599
average; 5600

(b) The per capita income in the county or group of counties 5601
is below the state average. 5602

(B) The formula developed by the Department of Youth Services 5603
shall yield a percentage of state match ranging from 0 per cent to 5604
60 per cent based on the above factors. Notwithstanding the 5605
foregoing provisions, if a single county or multi-county system 5606
currently has no detention center beds, or if the projected need 5607
for detention center beds as estimated by the Department of Youth 5608
Services is greater than 120 per cent of current detention center 5609
bed capacity, then the percentage of state match shall be 60 per 5610
cent. To determine the dollar amount of the state match for new 5611
construction projects, the percentage of state match shall be 5612
multiplied by \$105,000 per bed for detention centers with a 5613
designated capacity of 99 beds or less, and by \$130,000 per bed 5614
for detention centers with a design capacity of 100 beds or more. 5615
To determine the dollar amount of the state match for renovation 5616
projects the percentage match shall be multiplied by the actual 5617
cost of the renovation, provided that the cost of the renovation 5618
does not exceed \$80,000 per bed. The funding authorized under this 5619
section that may be applied to a construction or renovation 5620
project shall not exceed the actual cost of the project. 5621

The funding authorized under this section shall not be 5623
applied to any project unless the detention center will be built 5624
in compliance with health, safety, and security standards for 5625

detention centers as established by the Department of Youth 5626
Services. In addition, the funding authorized under this section 5627
shall not be applied to the renovation of a detention center 5628
unless the renovation is for the purpose of increasing the number 5629
of beds in the center, or to meet health, safety, or security 5630
standards for detention centers as established by the Department 5631
of Youth Services. 5632

Section 22.03. The Ohio Building Authority is hereby 5633
authorized to issue and sell, in accordance with the provisions of 5634
Section 2i of Article VIII, Ohio Constitution, and Chapter 152. 5635
and other applicable sections of the Revised Code, original 5636
obligations in an aggregate principal amount not to exceed 5637
\$5,000,000 in addition to the original issuance of obligations 5638
heretofore authorized by prior acts of the General Assembly. These 5639
authorized obligations shall be issued to pay the costs associated 5640
with capital facilities in Sections 22 and 22.02 of this act for 5641
the Department of Youth Services, the owners or holders of which 5642
shall have no right to excises or taxes levied by the General 5643
Assembly for the payment of principal or interest thereon. 5644
5645

Section 23. All items set forth in this section are hereby 5646
appropriated out of any moneys in the state treasury to the credit 5647
of the Arts Facilities Building Fund (Fund 030). Revenues to the 5648
Arts Facilities Building Fund shall consist of proceeds of 5649
obligations authorized to pay costs of the following capital 5650
improvements: 5651

Reappropriations 5652

AFC ARTS AND SPORTS FACILITIES COMMISSION 5653

CAP-001	National Aviation Hall of Fame	\$	1,100,000	5654
CAP-002	Great Southern Opera House	\$	7,000	5655

CAP-003	Center of Science and Industry - Toledo	\$	6,193	5656
CAP-004	Valentine Theatre	\$	466,671	5657
CAP-005	Center of Science and Industry - Columbus	\$	1,233,293	5658
CAP-010	Sandusky State Theater Improvements	\$	245,425	5659
CAP-013	Stambaugh Hall Improvements	\$	520,041	5660
CAP-017	Zion Center of the National Afro-American Museum	\$	750,000	5661
CAP-029	Cincinnati Riverfront Development	\$	333,332	5662
CAP-033	Woodward Opera House Renovation	\$	550,000	5663
CAP-037	Canton Palace - Theatre Renovations	\$	724,244	5664
CAP-044	National Underground Railroad Freedom Center	\$	500,000	5665
CAP-045	Cincinnati Contemporary Arts Center	\$	3,500,000	5666
CAP-048	John and Annie Glenn Museum	\$	500,000	5667
CAP-051	Akron Civic Theatre Improvements	\$	350,000	5668
CAP-052	Akron Art Museum	\$	1,000,000	5669
CAP-055	Waco Museum & Aviation Learning Center	\$	500,000	5670
CAP-058	Cedar Bog Nature Preserve Education Center	\$	856,200	5671
CAP-061	Statewide Arts Facilities Planning	\$	412,831	5672
CAP-702	Campus Martius Museum	\$	91,000	5673
CAP-734	Hayes Presidential Center	\$	252,000	5674
CAP-735	Paul Lawrence Dunbar House	\$	100,000	5675
CAP-742	Ft. Meigs Museum	\$	3,432,000	5676
CAP-744	Zoar Village Visitor Center	\$	706,500	5677
CAP-753	Buffington Island State Memorial	\$	100,000	5678
CAP-757	Schoenbrunn Village Restoration and Renovation	\$	211,000	5679
CAP-758	Ft. Laurens Reconstruction and Building/Site Improvements	\$	134,493	5680
CAP-760	Goodwin-Baggott Pottery Building	\$	34,688	5681
CAP-770	Serpent Mount State Memorial	\$	295,000	5682

CAP-778	Ft. Ancient Museum, Site, Exhibit Improvements	\$	8,926	5683
CAP-780	Harding Home State Memorial	\$	292,200	5684
CAP-784	Ohio Historical Center Rehabilitation	\$	200,000	5685
CAP-785	Ohio Village Building Renovations and Improvements	\$	300,000	5686
CAP-787	Quaker Meeting House Building and Exhibit Improvements	\$	3,202	5687
CAP-788	Tallmadge Church Building Restoration	\$	250,000	5688
CAP-789	Neil Armstrong Air/Space Museum Improvements	\$	1,117	5689
CAP-790	Reese-Peters Site Improvements	\$	10,000	5690
CAP-791	Harrison Tomb and Site Renovations	\$	16,000	5691
CAP-795	Local & Wide-Area Networks	\$	113,100	5692
CAP-796	Moundbuilders State Memorial	\$	530,000	5693
CAP-797	National Afro-American Museum	\$	223,000	5694
CAP-798	Multi-Site Fire/Security System	\$	100,000	5695
CAP-800	Indian Mill State Memorial	\$	112,000	5696
	Total Arts and Sports Facilities Commission	\$	21,071,456	5697
	Total Arts Facilities Building Fund	\$	21,071,456	5698

Center of Science and Industry - Columbus 5699

Of the foregoing appropriation item CAP-005, Center of 5700
 Science and Industry - Columbus, up to \$500,000 shall be used for 5701
 AgScience Experience Exhibits, and the remainder shall be used for 5702
 other improvements, including the John Glenn Theatre. 5703

COSI Columbus - Local Administration of Capital Project 5704

Contracts 5705

Notwithstanding division (A) of section 3383.07 of the 5706
 Revised Code, the Ohio Arts and Sports Facilities Commission, with 5707
 respect to the foregoing appropriation item, CAP-005, Center of 5708
 Science and Industry - Columbus, is authorized to administer all 5709
 or part of capital facilities project contracts involving exhibit 5710

fabrication and installation as determined by the Department of
Administrative Services, the Center of Science and Industry -
Columbus, and the Ohio Arts and Sports Facilities Commission in
review of the project plans. The Ohio Arts and Sports Facilities
Commission shall enter into a contract with the Center of Science
and Industry - Columbus to administer the exhibit fabrication and
installation contracts and such contracts are not subject to
Chapter 123. or 153. of the Revised Code.

Schoenbrunn Village Restoration and Renovations

Of the foregoing appropriation item CAP-757, Schoenbrunn
Village Restoration and Renovations, up to \$30,000 shall be used
for safety improvements related to the New Philadelphia airport.

Ft. Laurens Reconstruction and Building and Site Improvements

The amount reappropriated for the foregoing appropriation
item CAP-758, Ft. Laurens Reconstruction and Building and Site
Improvements, shall be the sum of the unencumbered and unallotted
balances as of June 30, 2000, in appropriation items CAP-758, Ft.
Laurens Reconstruction and Building and Site Improvements, and
CAP-779, Ft. Laurens Reconstruction and Exhibit Improvements. Of
the foregoing appropriation item CAP-758, Ft. Laurens
Reconstruction and Building and Site Improvements, up to \$100,000
shall be used for the full reconstruction of the site as
formulated by the Friends of Ft. Laurens Foundation.

Reese-Peters Site Improvements

The amount reappropriated for the foregoing appropriation
item CAP-790, Reese-Peters Site Improvements, shall be \$10,000.

Section 24. All items set forth in this section are hereby
appropriated out of any moneys in the state treasury to the credit
of the Ohio Parks and Natural Resources Fund (Fund 031). Revenues
to the Ohio Parks and Natural Resources Fund shall consist of

proceeds of obligations authorized to pay costs of capital			5741
projects as defined in section 1557.01 of the Revised Code for the			5742
Department of Natural Resources.			5743
Reappropriations			5744
DNR DEPARTMENT OF NATURAL RESOURCES			5745
STATEWIDE AND LOCAL PROJECTS			5746
CAP-012 Land Acquisition	\$	5,554,906	5747
CAP-702 Upgrade Underground Fuel Storage Tanks	\$	1,331,359	5748
CAP-703 Cap Abandoned Water Wells	\$	245,140	5749
CAP-742 Fountain Square Building Improvements	\$	348,900	5750
CAP-746 Athens District Office-Land Acquisition,	\$	2,705,500	5751
Design, and Construction			
CAP-747 DNR Fairground Areas-General Upgrading	\$	96,231	5752
CAP-748 Local Parks Projects - Statewide	\$	5,484,621	5753
CAP-751 City of Portsmouth Launch Ramp	\$	112,386	5754
CAP-753 Project Planning	\$	244,914	5755
CAP-784 Inland Access	\$	250,000	5756
CAP-788 Community Recreation Projects	\$	682,000	5757
CAP-814 North of Rush Run Wildlife Area	\$	264,650	5758
CAP-834 Appraisal Fees-Statewide	\$	11,760	5759
CAP-844 Put-In-Bay Township Port Authority	\$	79,784	5760
CAP-847 Local Government Conservation	\$	252,581	5761
Works/Improvement			
CAP-851 Cleveland Lakefront	\$	747,623	5762
CAP-868 New Philadelphia District Office Complex	\$	1,500,000	5763
Relocation			
CAP-869 City of Lorain Beach	\$	36,949	5764
CAP-874 Lake Erie Access	\$	1,321,016	5765
CAP-875 Ohio River Access	\$	480,476	5766
CAP-876 Statewide Trails Program	\$	433,136	5767
CAP-881 Dam Rehabilitation	\$	19,305,157	5768
CAP-891 Freedom Landing Boat Ramp	\$	91,500	5769

CAP-928	Handicapped Accessibility	\$	937,800	5770
CAP-929	Hazardous Waste/Asbestos Abatement	\$	485,067	5771
CAP-931	Wastewater/Water Systems Upgrades	\$	12,270,988	5772
CAP-932	Wetlands/Waterfront Acquisition	\$	313,846	5773
CAP-934	Operations Facilities Development	\$	500,000	5774
CAP-995	Boundary Protection	\$	330,226	5775
CAP-999	Geographic Information Management System	\$	2,877,757	5776
Total Statewide and Local Projects		\$	59,296,273	5777
DIVISION OF CIVILIAN CONSERVATION				5778
CAP-750	Quilter CCC Camp	\$	54,348	5779
CAP-817	Riffe CCC Camp	\$	52,980	5780
CAP-835	Civilian Conservation Facilities	\$	1,416,730	5781
CAP-961	Zaleski CCC Camp	\$	343,260	5782
Total Division of Civilian Conservation		\$	1,867,318	5783
DIVISION OF FORESTRY				5784
CAP-021	Mohican State Forest	\$	1,200	5785
CAP-030	Shawnee State Forest	\$	105,150	5786
CAP-073	Brush Creek State Forest	\$	227,550	5787
CAP-129	Zanesville Nursery	\$	3,100	5788
CAP-147	Marietta State Nursery	\$	6,208	5789
CAP-793	Perry State Forest	\$	3,100	5790
CAP-841	Operations and Maintenance Facility	\$	1,130,133	5791
Development and Renovation				
Total Division of Forestry		\$	1,476,441	5792
DIVISION OF MINES AND RECLAMATION				5793
CAP-867	Reclamation Facilities Renovation and	\$	250,000	5794
Development				
Total Division of Mines and Reclamation		\$	250,000	5795
DIVISION OF NATURAL AREAS				5796
CAP-765	Clifton Gorge Natural Area	\$	11,385	5797
CAP-768	Grand River Wildlife Area	\$	11,385	5798
CAP-769	Stages Pond Nature Preserve	\$	11,385	5799
CAP-826	Natural Areas and Preserves	\$	2,759,740	5800

Maintenance/Facility Development		
Total Division of Natural Areas	\$ 2,793,895	5801
DIVISION OF PARKS AND RECREATION		
		5802
CAP-003 Barkcamp State Park	\$ 325	5803
CAP-010 East Harbor State Park	\$ 38,129	5804
CAP-016 Hueston Woods State Park	\$ 244,925	5805
CAP-017 Indian Lake State Park	\$ 3,494	5806
CAP-018 Kellys Island State Park	\$ 200	5807
CAP-019 Lake Hope State Park	\$ 12,368	5808
CAP-025 Punderson State Park	\$ 11,497	5809
CAP-029 Salt Fork State Park	\$ 17,856	5810
CAP-032 West Branch State Park	\$ 1,775,886	5811
CAP-037 Kiser Lake State Park	\$ 10,616	5812
CAP-064 Geneva State Park	\$ 21,412	5813
CAP-067 Guilford Lake State Park	\$ 39,811	5814
CAP-089 Mosquito Lake State Park	\$ 5,500	5815
CAP-093 Portage Lakes State Park	\$ 130,605	5816
CAP-120 Harrison Lake State Park	\$ 1,072,088	5817
CAP-162 Shawnee State Park	\$ 32,889	5818
CAP-166 Adams Lake State Park	\$ 11,385	5819
CAP-234 State Parks Campgrounds, Lodges, and Cabins	\$ 5,073,902	5820
CAP-298 Malabar Farm State Park	\$ 83,852	5821
CAP-305 Maumee Bay State Park	\$ 103,150	5822
CAP-331 Park Boating Facilities	\$ 5,489,499	5823
CAP-342 Alum Creek State Park	\$ 22,019	5824
CAP-390 State Park Maintenance/Facility Development	\$ 591,780	5825
CAP-815 Mary Jane Thurston State Park	\$ 7,700	5826
CAP-821 State Park Dredging and Shoreline Protection	\$ 126,850	5827
CAP-825 Marblehead Lighthouse State Park	\$ 109,325	5828
CAP-836 State Park Renovations/Upgrading	\$ 8,202,753	5829

Total Division of Parks and Recreation	\$	23,239,816	5830
DIVISION OF SOIL AND WATER CONSERVATION			5831
CAP-706 Statewide Nonpoint Source Implementation Program	\$	60,000	5832
CAP-809 State Parks Lakes Restoration	\$	41,670	5833
CAP-810 New Facilities at Farm Science Review	\$	500	5834
Total Division of Soil and Water Conservation	\$	102,170	5835
DIVISION OF WATER			5836
CAP-705 Rehabilitate Canals, Hydraulic Works, and Support Facilities	\$	3,989,233	5837
CAP-730 Miami and Erie Canal	\$	27,733	5838
CAP-819 Rehabilitate/Automate - Ohio Ground Water Observation Well Network	\$	343,756	5839
CAP-820 Automated Stream, Lake, and Ground Water Data Collection	\$	514,766	5840
CAP-822 Flood Hazard Information Studies	\$	5,518	5841
CAP-848 Hazardous Dam Repair-Statewide	\$	500,000	5842
Total Division of Water	\$	5,381,006	5843
Total Department of Natural Resources	\$	94,406,919	5844
Total Ohio Parks and Natural Resources Fund	\$	94,406,919	5845

Section 24.01. 5847

Land Acquisition

Of the foregoing appropriation item CAP-012, Land Acquisition, \$300,000 shall be used by the City of Mentor to purchase property for the Mentor Marsh. 5848
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5850

Chippewa Marina 5851

Of the foregoing appropriation item CAP-331, Park Boating Facilities, \$200,000 shall be used for the Chippewa Marina Rehabilitation at Indian Lake State Park in Logan County for dock replacement, additional docks, and seawall repairs. 5852
5853
5854
5855

Miami and Erie Canal Improvements 5856

Of the foregoing appropriation item CAP-705, Rehabilitate 5857
Canals, Hydraulic Works, and Support Facilities, at least 5858
\$1,250,000 shall be used for Miami and Erie Canal improvements. 5859

Local Parks Projects - Statewide 5860

The amount reappropriated for the foregoing appropriation 5861
item CAP-748, Local Parks Projects - Statewide, shall be 5862
\$1,026,524 plus the unencumbered and unallotted balance as of June 5863
30, 2000, in item CAP-748, Local Parks Projects - Statewide. The 5864
\$1,026,524 represents amounts that were previously appropriated, 5865
allocated to counties pursuant to division (D) of section 1557.06 5866
of the Revised Code, and encumbered for local project grants. The 5867
encumbrances for these local projects in the various counties 5868
shall be canceled by the Director of Natural Resources or the 5869
Director of Budget and Management. The Director of Natural 5870
Resources shall allocate the \$1,026,524 to the same counties the 5871
moneys were originally allocated to, in the amount of the canceled 5872
encumbrances. 5873

Community Recreation Projects 5874

Of the foregoing appropriation item CAP-788, Community 5875
Recreation Projects, grants shall be made for the following 5876
projects: \$10,000 for Goodale Park Improvements, \$20,000 for Grove 5877
City Park Improvements, \$100,000 for Chagrin Falls Park, \$10,000 5878
for Holmes County Park District, \$60,000 for the Leighty Lake 5879
Restoration Project, \$300,000 for Firestone Park Improvements, 5880
\$50,000 for Dover City Parks, \$50,000 for New Philadelphia City 5881
Park, and \$82,000 for Hamilton Township Park at Foster. 5882

State Park Dredging and Shoreline Protection 5884

Of the foregoing appropriation item CAP-821, State Park 5885
Dredging and Shoreline Protection, \$126,850 shall be used for 5886
Beaver Creek Erosion Control Project. 5887

Local Government Conservation Works/Improvement 5888

Of the foregoing appropriation item CAP-847, Local Government 5889
Conservation Works/Improvement, grants shall be made for the 5890
following project: \$252,581 for Blanchard River Flood Control. 5891

Dam Rehabilitation 5892

Of the foregoing appropriation item CAP-881, Dam 5893
Rehabilitation, up to \$5,000,000 shall be used to rehabilitate the 5894
Muskingum River Locks and Dams. 5895

Section 25. For the projects appropriated in Section 24 of 5896
this act, the Ohio Department of Natural Resources shall 5897
periodically prepare and submit to the Director of Budget and 5898
Management the estimated design, planning, and engineering costs 5899
of capital-related work to be done by the Department of Natural 5900
Resources for each project. Based on the estimates, the Director 5901
of Budget and Management may release appropriations from the 5902
foregoing appropriation item CAP-753, Project Planning, to pay for 5903
design, planning, and engineering costs incurred by the Department 5904
of Natural Resources for such projects. Upon release of the 5905
appropriations by the Director of Budget and Management, the 5906
Department of Natural Resources shall pay for these expenses from 5907
Fund 4S9, Capital Expenses, and be reimbursed by Fund 031 using an 5908
intrastate voucher. 5909

Section 26. All items set forth in this section are hereby 5911
appropriated out of any moneys in the state treasury to the credit 5912
of the School Building Program Assistance Fund (Fund 032) created 5913
under section 3318.25 of the Revised Code, derived from the 5914
proceeds of obligations heretofore and herein authorized to pay 5915
the cost to the state of constructing classroom facilities 5916
pursuant to sections 3318.01 to 3318.35 of the Revised Code. 5917

Reappropriations			5918
	SFC SCHOOL FACILITIES COMMISSION		5919
CAP-770	School Building Program Assistance	\$ 24,956,890	5920
CAP-775	Big Eight Capital Improvement Program	\$ 11,706,523	5921
CAP-776	Emergency School Building Repair Program	\$ 6,248,995	5922
CAP-779	Exceptional Needs	\$ 100,000	5923
	Total School Facilities Commission	\$ 43,012,408	5924
	Total School Building Program Assistance Fund	\$ 43,012,408	5925

School Building Program Assistance 5926

The foregoing appropriation item CAP-770, School Building
Program Assistance, shall be used by the School Facilities
Commission to provide funding to school districts that receive
conditional approval from the Commission pursuant to Chapter 3318.
of the Revised Code.

Big Eight Capital Improvement Program 5932

The foregoing appropriation item CAP-775, Big Eight Capital
Improvement Program, shall be used by the School Facilities
Commission to provide funds to the big eight school districts to
be used for major renovations and repairs of school facilities.
Big eight school districts which levy at least 2.5 voted mills for
permanent improvements shall also be eligible to expend funds for
additions to existing facilities. Any big eight school district
that expends these funds for an addition to an existing facility
shall receive no assistance from the School Facilities Commission
for the purpose of replacing that facility for a period of at
least twenty years. Funds shall be allocated to the school
districts on a per-pupil basis, based on fiscal year 1997 total
average daily membership as defined in section 3317.03 of the
Revised Code. In the event a school district is no longer eligible
to receive these funds as a result of becoming eligible to receive

conditional approval for participation in the Classroom Facilities Assistance Program, the School Facilities Commission shall reallocate the funds to the remaining eligible districts on a per-pupil basis. To be eligible to receive these funds, each school district shall:

(A) Provide a 100 per cent match from funds that are approved by the Ohio School Facilities Commission;

(B) Develop and submit a capital renovations plan for the use of state and local funds subject to approval by the Ohio School Facilities Commission;

(C) Not be eligible to receive conditional approval for participation in the Classroom Facilities Assistance Program pursuant to section 3318.04 of the Revised Code.

As used in this section, "big eight school district" means a school district that for fiscal year 1997 had a percentage of children residing in the district and receiving Aid to Dependent Children greater than thirty per cent, as reported pursuant to section 3317.10 of the Revised Code, and had an average daily membership greater than twelve thousand, as reported pursuant to division (A) of section 3317.03 of the Revised Code.

Exceptional Needs Program

The amount reappropriated for appropriation item CAP-779, Exceptional Needs, shall be used by the School Facilities Commission to administer the pilot program for low wealth school districts with exceptional needs for immediate classroom facility assistance.

(A) As used in this division:

(1) "Low wealth school district" means a school district in the lowest fifty per cent of adjusted valuation per pupil on the fiscal year 1999 ranking of school districts, established pursuant

to section 3317.0213 of the Revised Code. 5978

(2) A "school district with an exceptional need for immediate 5979
classroom facility assistance" means a school district with an 5980
exceptional need for new facilities in order to protect the health 5981
and safety of all or a portion of its students. School districts 5982
reasonably expected to be served by the Classroom Facilities 5983
Assistance Program prior to June 30, 2002, in the order provided 5984
under divisions (C)(1) and (2) of section 3318.02 of the Revised 5985
Code, are excluded from participating in this exceptional needs 5986
pilot program. 5987

(B) The School Facilities Commission shall evaluate the 5988
classroom facilities, and the need for replacement classroom 5989
facilities, from the applications received under this section. The 5990
School Facilities Commission, utilizing the guidelines adopted 5991
pursuant to division (B)(3) of Section 26 of Am. Sub. H.B. 850 of 5992
the 122nd General Assembly, as amended by Am. Sub. H.B. 282 of the 5993
123rd General Assembly, shall prioritize the school districts to 5994
be assessed. 5995

Notwithstanding section 3318.02 of the Revised Code, the 5996
School Facilities Commission may conduct on-site evaluation of the 5997
school districts prioritized under this section and approve and 5998
award funds until such time as all funds set aside pursuant to 5999
division (B)(2) of Section 26 of Am. Sub. H.B. 850 of the 122nd 6000
General Assembly, as amended by Am. Sub. H.B. 282 of the 123rd 6001
General Assembly, have been encumbered pursuant to section 3318.04 6002
of the Revised Code. 6003

(C) Notwithstanding division (A) of section 3318.05 of the 6004
Revised Code, the portion of the basic project costs that shall be 6005
paid by a district receiving state funds under the pilot program 6006
shall be the "required percentage of the basic project costs," as 6007
defined in division (K) of section 3318.01 of the Revised Code. 6008

Section 27. All items set forth in Sections 27.01 to 27.03 of this act are hereby appropriated out of any moneys in the state treasury to the credit of the Mental Health Facilities Improvement Fund (Fund 033) created by division (F) of section 154.20 of the Revised Code, derived from the proceeds of obligations heretofore authorized, to pay costs of capital facilities as defined in section 154.01 of the Revised Code, for mental hygiene and retardation.

Reappropriations

Section 27.01. ADA DEPARTMENT OF ALCOHOL AND DRUG

ADDICTION SERVICES

CAP-001	Renovate Rollman Center	\$	58,475	6020
CAP-002	Community Assistance Projects	\$	2,368,951	6021
CAP-003	Alcohol and Drug Addiction Center	\$	108,763	6022
	Renovation			
	Total Department of Alcohol and Drug Addiction Services	\$	2,536,189	6024

Section 27.02. DMH DEPARTMENT OF MENTAL HEALTH

STATEWIDE AND CENTRAL OFFICE PROJECTS

CAP-092	Hazardous Materials Abatement	\$	33,793	6028
CAP-479	Community Assistance Projects	\$	2,214,661	6029
CAP-701	Energy Conservation Projects	\$	50,000	6030
CAP-906	Campus Consolidation Planning	\$	164,700	6031
CAP-943	Dietary Delivery Systems	\$	11,576	6032
CAP-946	Demolition	\$	51,106	6033
CAP-947	Telephone System Renovations	\$	16,409	6034
CAP-973	Abatement of Hazardous Airborne Materials	\$	7,663	6035
CAP-976	Life Safety/Critical Plant Renovations	\$	1,147,422	6036
CAP-977	Patient Care/Environment Improvements	\$	2,006,471	6037

CAP-978	Infrastructure Renovations	\$	201,223	6038
CAP-981	Emergency Improvements	\$	542,684	6039
CAP-982	Infrastructure Renovations	\$	30,480	6040
Total Statewide and Central Office Projects		\$	6,478,187	6041
APPALACHIAN PSYCHIATRIC HEALTH CARE SYSTEM				6042
CAP-822	New Facility Development - Athens	\$	9,448	6043
CAP-825	Dietary Facility Development	\$	3,692	6044
CAP-949	Building/Residential Unit Rehabilitation	\$	3,959	6045
	- CMHC			
Total Appalachian Psychiatric Health Care System		\$	17,099	6046
MASSILLON PSYCHIATRIC CENTER				6048
CAP-958	Building/Residential Unit Rehabilitation	\$	23,511	6049
	- MPC			
CAP-987	Telecommunication Renovations	\$	2,458	6050
Total Massillon Psychiatric Center		\$	25,969	6051
NORTHCOAST BEHAVIORIAL HEALTH CARE SYSTEM				6052
CAP-790	Main Building Addition - Phase I - Toledo	\$	1,000	6053
CAP-833	Dietary Renovations - North Campus	\$	5,434	6054
CAP-953	Building/Residential Unit Rehabilitation	\$	12,116	6055
	- North Campus			
CAP-963	Building Reconfiguration/Consolidation - Toledo	\$	507,666	6056
Total Northcoast Behavioral Health Care System		\$	526,216	6057
PAULINE WARFIELD LEWIS CENTER				6058
CAP-930	Boiler/HVAC Renovations - Phase 2	\$	6,361	6059
CAP-986	Campus Consolidation	\$	27,655	6060
Total Pauline Warfield Lewis Center		\$	34,016	6061
SOUTHEAST AND CENTRAL REGIONS				6062
CAP-979	Life Safety/Critical Plant Renovations	\$	20,705	6063
CAP-980	Patient Environment Improvements/Consolidation	\$	23,745	6064

Total Southeast and Central Regions	\$	44,450	6065
SOUTHWEST REGION			6066
CAP-983 Life Safety/Critical Plant Renovations	\$	22,855	6067
CAP-984 Patient Environment	\$	101,319	6068
Improvements/Consolidation			
CAP-985 Infrastructure Renovations	\$	1,881	6069
Total Southwest Region	\$	126,055	6070
TWIN VALLEY PSYCHIATRIC SYSTEM			6071
CAP-303 Center School Replacement	\$	8,909	6072
CAP-950 Residential Unit Reconfiguration -	\$	9,000	6073
Columbus			
CAP-951 Utility Consolidation/Site Improvements	\$	7,056	6074
- Columbus			
CAP-954 Fire Suppression Improvements - Dayton	\$	7,833	6075
CAP-956 Building/Residential Unit Rehabilitation	\$	1,264	6076
- Dayton			
Total Twin Valley Psychiatric System	\$	34,062	6077
Total Department of Mental Health	\$	7,286,054	6078
<u>Patient Care/Environment Improvements</u>			6079
The amount reappropriated for the foregoing appropriation			6080
item CAP-977, Patient Care/Environment Improvments, shall be the			6081
sum of the unencumbered and unallotted balances as of June 30,			6082
2000, in appropriation items CAP-977, Patient Care/Environment			6083
Improvements, and CAP-957, Residential Unit Reconfiguration-FPH.			6084
Reappropriations			6085
Section 27.03. DMR DEPARTMENT OF MENTAL RETARDATION AND			6086
DEVELOPMENTAL DISABILITIES			6087
STATEWIDE PROJECTS			6088
CAP-001 Asbestos Abatement	\$	1,023,594	6089
CAP-479 Community Residential Projects	\$	89,127	6090
CAP-480 Community Assistance Projects	\$	16,308,009	6091

CAP-886	Replacement of Underground Tanks	\$	89,964	6092
CAP-901	Razing of Buildings	\$	37,857	6093
CAP-912	Telecommunications Systems Improvements	\$	62,305	6094
CAP-955	Statewide Developmental Centers	\$	1,682,396	6095
CAP-961	Energy Conservation	\$	52,809	6096
CAP-981	Emergency Improvements	\$	144,173	6097
Total Statewide Projects		\$	19,490,234	6098

Community Assistance Projects 6099

The foregoing appropriation item CAP-480, Community Assistance Projects, may be used to provide community assistance funds for the construction or renovation of facilities for day programs or residential programs that provide services to persons eligible for services from the Department of Mental Retardation and Developmental Disabilities or county boards of mental retardation and developmental disabilities. Any funds provided to nonprofit agencies for the construction or renovation of facilities for persons eligible for services from the Department of Mental Retardation and Developmental Disabilities and county boards of mental retardation and developmental disabilities shall be governed by the prevailing wage provisions in section 176.05 of the Revised Code. 6100-6112

Community Residential Projects 6113

The foregoing appropriation item CAP-479, Community Residential Projects, may be used, notwithstanding section 5123.36 of the Revised Code, to provide funds to governmental entities or nonprofit agencies for the development of community residential housing for persons eligible for services from the Department of Mental Retardation and Developmental Disabilities and county boards of mental retardation and developmental disabilities. 6114-6120

Reappropriations 6121

APPLE CREEK DEVELOPMENTAL CENTER 6122

CAP-790	Cortland Hall Renovation	\$	48,774	6123
CAP-791	Jonathan Hall Renovation	\$	373,537	6124
CAP-795	Ruby Hall Renovation	\$	3,855	6125
CAP-939	Tunnel and Site Improvements	\$	23,241	6126
CAP-940	Sewage Treatment Plant Renovation	\$	66,524	6127
CAP-956	Apple Creek Developmental Center	\$	600,000	6128
	Total Apple Creek Developmental Center	\$	1,115,931	6129
	CAMBRIDGE DEVELOPMENTAL CENTER			6130
CAP-711	Residential Renovations - CAMDC	\$	157,079	6131
CAP-712	Administration/Education/Workshop	\$	79,336	6132
CAP-910	HVAC Renovations - Residential Buildings	\$	54,550	6133
CAP-942	Fire Alarm/Sprinkler System Improvements	\$	9,824	6134
CAP-957	Cambridge Developmental Center	\$	600,000	6135
	Total Cambridge Developmental Center	\$	900,789	6136
	COLUMBUS DEVELOPMENTAL CENTER			6137
CAP-849	Exterior Renovations	\$	5,731	6138
CAP-852	Fire Alarm System Improvements	\$	4,563	6139
CAP-888	New Dietary/Support Service Building - CDC	\$	5,159	6140
CAP-916	Electrical System Renovation	\$	4,724	6141
CAP-958	Columbus Developmental Center	\$	1,130,000	6142
	Total Columbus Developmental Center	\$	1,150,177	6143
	GALLIPOLIS DEVELOPMENTAL CENTER			6144
CAP-853	Residential Renovations - GDC	\$	61,259	6145
CAP-890	Roof Renovations - GDC	\$	3,485	6146
CAP-944	Emergency Generator/Electrical Systems	\$	3,993	6147
CAP-959	Gallipolis Developmental Center	\$	767,900	6148
	Total Gallipolis Developmental Center	\$	836,637	6149
	MONTGOMERY DEVELOPMENTAL CENTER			6150
CAP-854	Renovate Residential Buildings	\$	8,410	6151
CAP-945	Roof and Exterior Renovations	\$	64,656	6152
CAP-960	Montgomery Developmental Center	\$	790,000	6153
	Total Montgomery Developmental Center	\$	863,066	6154

	MT. VERNON DEVELOPMENTAL CENTER		6155
CAP-014	Electrical System Renovations	\$ 1,733	6156
CAP-080	Renovate Main Kitchen - Rian Hall	\$ 70,026	6157
CAP-735	Administration Building Renovation	\$ 17,076	6158
CAP-808	Roof Replacement	\$ 79,600	6159
CAP-891	Window Replacement - MVDC	\$ 2,151	6160
CAP-892	Residential Renovations - MVDC	\$ 549	6161
CAP-918	Renovation of Water Wells/Tower	\$ 15,799	6162
CAP-962	Mt. Vernon Developmental Center	\$ 950,000	6163
	Total Mt. Vernon Developmental Center	\$ 1,136,934	6164
	NORTHWEST OHIO DEVELOPMENTAL CENTER		6165
CAP-921	Window Replacements	\$ 2,880	6166
CAP-947	Replace Chiller	\$ 147,082	6167
CAP-963	Northwest Ohio Developmental Center	\$ 1,225,000	6168
	Total Northwest Ohio Developmental Center	\$ 1,374,962	6169
	SOUTHWEST OHIO DEVELOPMENTAL CENTER		6170
CAP-863	Residential Building Renovations	\$ 109,326	6171
CAP-929	Program Building Renovation	\$ 38,944	6172
CAP-964	Southwest Ohio Developmental Center	\$ 728,800	6173
	Total Southwest Ohio Developmental Center	\$ 877,070	6174
	SPRINGVIEW DEVELOPMENTAL CENTER		6175
CAP-864	Renovation of Clark Hall	\$ 37,000	6176
CAP-954	Site Improvements Springview	\$ 3,000	6177
CAP-965	Springview Developmental Center	\$ 852,572	6178
	Total Springview Developmental Center	\$ 892,572	6179
	TIFFIN DEVELOPMENTAL CENTER		6180
CAP-086	Replace Boiler Feedwater Heating and Storage Unit	\$ 88,738	6181
CAP-897	ADA Compliance Improvements - TDC	\$ 20,730	6182
CAP-930	Garza Building Renovation	\$ 11,064	6183
CAP-931	Roof and Exterior Renovations	\$ 36,774	6184
CAP-933	Sprinkler System Installation	\$ 36,382	6185

CAP-966	Tiffin Developmental Center	\$	529,875	6186
	Total Tiffin Developmental Center	\$	723,563	6187
	WARRENSVILLE DEVELOPMENTAL CENTER			6188
CAP-867	Residential Renovations - WDC	\$	84,104	6189
CAP-900	Water Line Replacement - WDC	\$	203,869	6190
CAP-936	HVAC Renovations	\$	53,486	6191
CAP-950	ADA Compliance Improvements - WDC	\$	11,126	6192
CAP-951	Central Kitchen Improvements	\$	50,756	6193
CAP-967	Warrensville Developmental Center	\$	510,000	6194
	Total Warrensville Developmental Center	\$	913,341	6195
	YOUNGSTOWN DEVELOPMENTAL CENTER			6196
CAP-871	Residential Renovations	\$	209,185	6197
CAP-904	Roof Renovations - YDC	\$	82,152	6198
CAP-952	Catchbasin and Gutter Replacement	\$	55,895	6199
CAP-968	Youngstown Developmental Center	\$	777,000	6200
	Total	\$	1,124,232	6201
	Youngstown			
	Developmental			
	Center			
	Total Department of Mental Retardation			6202
	and Developmental Disabilities	\$	31,399,508	6203
	Total Mental Health Facilities Improvement Fund	\$	41,221,751	6204

Section 27.04. The foregoing capital improvements for which 6206
appropriations are made in Sections 27.01 to 27.03 of this act are 6207
determined to be capital improvements and capital facilities for 6208
mental hygiene and retardation, and shall be designated as the 6209
capital facilities to which proceeds of obligations in the Mental 6210
Health Facilities Improvement Fund, created by section 154.20 of 6211
the Revised Code, are to be applied. The foregoing appropriations 6212
for the Department of Alcohol and Drug Addiction Services, 6213
CAP-002, Community Assistance Projects; Department of Mental 6214
Health, CAP-479, Community Assistance Projects; and Department of 6215

Mental Retardation and Developmental Disabilities, CAP-479, 6216
Community Residential Projects, and CAP-480, Community Assistance 6217
Projects, may be used on facilities constructed or to be 6218
constructed pursuant to Chapter 340., 3793., 5119., 5123., or 6219
5126. of the Revised Code or the authority granted by section 6220
154.20 of the Revised Code and the rules issued pursuant to those 6221
chapters and that section and shall be distributed by the 6222
Department of Alcohol and Drug Addiction Services, the Department 6223
of Mental Health, and the Department of Mental Retardation and 6224
Developmental Disabilities, subject to Controlling Board approval. 6225
All other appropriations provided in Sections 27.01 to 27.03 of 6226
this act are made to the Ohio Public Facilities Commission for 6227
application to the purpose for which appropriated through the 6228
exercise of its powers under Chapter 154. of the Revised Code, 6229
including, where appropriate, provisions thereunder for the 6230
production of revenues and receipts for bond service charges on 6231
such obligations. 6232

Section 27.05. (A) No capital improvement appropriations made 6233
in Sections 27.01 to 27.03 of this act shall be released for 6234
planning or for improvement, renovation, or construction or 6235
acquisition of capital facilities if a governmental agency, as 6236
defined in section 154.01 of the Revised Code, does not own the 6237
real property that constitutes the capital facilities or on which 6238
the capital facilities are or will be located. This restriction 6239
shall not apply in any of the following circumstances: 6240

(1) The governmental agency has a long-term (at least fifteen 6241
years) lease of, or other interest (such as an easement) in, the 6242
real property. 6243

(2) In the case of an appropriation for capital facilities 6244
for mental hygiene and retardation which, because of their unique 6245
nature or location, will be owned or be part of facilities owned 6246

by a separate nonprofit organization and made available to the 6247
governmental agency for its use or operated by the nonprofit 6248
organization under contract with the governmental agency, the 6249
nonprofit organization either owns or has a long-term (at least 6250
fifteen years) lease of the real property or other capital 6251
facility to be improved, renovated, constructed, or acquired and 6252
has entered into a joint or cooperative use agreement, approved by 6253
the Department of Mental Health, Department of Mental Retardation 6254
and Developmental Disabilities, or Department of Alcohol and Drug 6255
Addiction Services, whichever is applicable, with the governmental 6256
agency for that agency's use of and right to use the capital 6257
facilities to be financed and, if applicable, improved, the value 6258
of such use or right to use being, as determined by the parties, 6259
reasonably related to the amount of the appropriation. 6260

(B) In the case of capital facilities referred to in division 6261
(A)(2) of this section, the joint or cooperative use agreement 6262
shall include, as a minimum, provisions which: 6263

(1) Specify the extent and nature of that joint or 6264
cooperative use, extending for no fewer than fifteen years, with 6265
the value of such use or right to use to be, as determined by the 6266
parties and approved by the approving department, reasonably 6267
related to the amount of the appropriation; 6268

(2) Provide for pro rata reimbursement to the state should 6269
the arrangement for joint or cooperative use by a governmental 6270
agency be terminated; 6271

(3) Provide that procedures to be followed during the capital 6272
improvement process will comply with appropriate applicable state 6273
laws and rules, including provisions of this act. 6274

Section 28. All items set forth in this section of this act 6275
are hereby appropriated out of any moneys in the state treasury to 6276

the credit of the Higher Education Improvement Fund (Fund 034) 6277
created by division (F) of section 154.21 of the Revised Code, 6278
derived from the proceeds of obligations heretofore authorized to 6279
pay the costs of capital facilities as defined in section 154.01 6280
of the Revised Code, for state-supported and state-assisted 6281
institutions of higher education. 6282

Reappropriations 6283

Section 28.01. OEB OHIO EDUCATIONAL 6284

TELECOMMUNICATIONS NETWORK COMMISSION 6285

CAP-001 Educational Television and Radio \$ 4,173,498 6286
Equipment

CAP-002 Educational Broadcasting Fiber Optic \$ 51,748 6287
Network

Total Ohio Educational Telecommunications 6288

Network Commission \$ 4,225,246 6289

Educational Television and Radio Equipment 6290

The foregoing appropriation item CAP-001, Educational 6291
Television and Radio Equipment, shall be used to provide 6292
broadcasting, transmission, and production equipment to Ohio 6293
public radio and television stations, radio reading services, and 6294
the Ohio Educational Telecommunications Network Commission. 6295

The amount reappropriated for the foregoing appropriation 6296
item CAP-001, Educational TV and Radio Equipment, shall be the sum 6297
of the unencumbered and unallotted balances as of June 30, 2000, 6298
in appropriation items CAP-001, Educational TV and Radio 6299
Equipment, and CAP-021, Educational Television and Radio 6300
Equipment, which is in Fund 034 in the Board of Regents. 6301

Educational Broadcasting Fiber Optic Network 6302

The foregoing appropriation item CAP-002, Educational 6303
Broadcasting Fiber Optic Network, shall be used to link the Ohio 6304

public radio and television stations, radio reading services, and 6305
the Ohio Educational Broadcasting Network for the reception and 6306
transmission of digital communications through fiber optic cable 6307
or other technology. 6308

The amount reappropriated for the foregoing appropriation 6309
item CAP-002, Educational Broadcasting Fiber Optic Network, shall 6310
be the unencumbered and unallotted balance as of June 30, 2000, in 6311
appropriation item CAP-051, Educational Broadcasting Fiber Optic 6312
Network, in Fund 034 in the Board of Regents. 6313

Reappropriations

Section 28.02. BOR BOARD OF REGENTS 6314

CAP-023	Asbestos Abatement	\$	510,262	6315
CAP-030	Supercomputer Center Expansion	\$	9,255,480	6316
CAP-031	Ohio Aerospace Institute - Building Improvements	\$	300,692	6317
CAP-032	Research Facility Action and Investment Funds	\$	9,954,308	6318
CAP-033	Child Care Facilities - Matching Grants	\$	1,649,052	6319
CAP-043	WSU Engineering	\$	11,377	6320
CAP-055	Book Depository - OSU	\$	1,800,000	6321
CAP-060	Technology Initiatives	\$	10,000,000	6322
CAP-061	Central State Rehabilitation	\$	3,051,690	6323
CAP-062	Non-Credit Job Training Facilities	\$	6,300,000	6324
Total Board of Regents		\$	42,832,861	6325

Section 28.03. 6327

Research Facility Action and Investment Funds

The foregoing appropriation item CAP-032, Research Facility 6328
Action and Investment Funds, shall be used for a program of grants 6329
to be administered by the Board of Regents to provide timely 6330
availability of capital facilities for research programs and 6331

research-oriented instructional programs at or involving 6332
state-supported and state-assisted institutions of higher 6333
education. 6334

The Board of Regents shall adopt rules under Chapter 119. of 6335
the Revised Code relative to the application for and approval of 6336
projects funded from appropriation item CAP-032, Research Facility 6337
Action and Investment Funds. Such rules shall be reviewed and 6338
approved by the Legislative Committee on Education Oversight. The 6339
Board of Regents shall inform the President of the Senate and the 6340
Speaker of the House of Representatives of each project 6341
application for funding received. Each project receiving a 6342
commitment for funding by the Board of Regents under the rules 6343
shall be reported to the President of the Senate and the Speaker 6344
of the House of Representatives. 6345

Notwithstanding the limits imposed in section 3345.50 of the 6346
Revised Code on the size of capital projects funded by state 6347
appropriations that the Department of Administrative Services may 6348
delegate to institutions for local administration, the Director of 6349
Administrative Services may delegate responsibility for 6350
administration of larger projects if the state appropriations 6351
consist only of loans from a prior Research Facility and 6352
Investment Loans and Grants appropriation. Loans for such projects 6353
shall be released by the Controlling Board in a lump sum after the 6354
Director of Administrative Services authorizes local 6355
administration and shall be disbursed as reimbursements for local 6356
expenditures from time to time as the institution provides 6357
documentation of such expenditures. 6358

Section 28.04. 6359

Child Care Facilities - Matching Grants

The foregoing appropriation item CAP-033, Child Care 6360
Facilities - Matching Grants, shall be used by the Board of 6361

Regents to make grants to state-supported or state-assisted 6362
institutions of higher education for projects to expand, 6363
construct, renovate space, or equip child care centers. All grants 6364
shall be awarded on a 50 per cent match basis. In making grant 6365
awards, the Board of Regents shall give priority to: 6366

(A) Projects located at state-supported or state-assisted 6367
institutions without child care facilities; 6368

(B) Projects for which the principal clients are children of 6369
students enrolled at the institution; and 6370

(C) Projects where the facility will be used as a 6371
classroom/training lab for child care/preschool certification 6372
programs. 6373

Section 28.05. 6374

Repayment of Research Facility Action and Investment Fund Moneys

Notwithstanding any provision of law to the contrary, all 6375
repayments of Research Facility Action and Investment Fund loans 6376
shall be made to the Bond Service Account in the Higher Education 6377
Bond Service Trust Fund. 6378

Institutions of higher education shall make timely repayments 6379
of Research Facility Action and Investment Fund loans, according 6380
to the schedule established by the Board of Regents. In the case 6381
of late payments, the Board of Regents may deduct from an 6382
institution's periodic subsidy distribution an amount equal to the 6383
amount of the overdue payment for that institution, transfer such 6384
amount to the Bond Service Trust Fund, and credit the appropriate 6385
institution for the repayment. 6386

Section 28.06. 6387

Technology Initiatives

In order to determine a method of awarding grants from the 6388

foregoing appropriation item CAP-060, Technology Initiatives, the Board of Regents shall form a consultation group including, but not limited to, representatives of state-supported and state-affiliated colleges and universities, the Office of Budget and Management, the Legislative Budget Office of the Legislative Service Commission, and the Legislative Office of Education Oversight. Reappropriations

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Section 28.07. UAK UNIVERSITY OF AKRON

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CAP-008	Basic Renovations	\$	5,218,004	6397
CAP-047	Polsky Building Renovation	\$	3,480,720	6398
CAP-049	Basic Renovations - Wayne	\$	166,343	6399
CAP-054	Auburn Science/Whitby Rehabilitation	\$	230,629	6400
CAP-058	Performing Arts Theatre Renovations	\$	1,863	6401
CAP-061	Asbestos Abatement	\$	874,068	6402
CAP-062	Kolbe Hall Addition/Rehabilitation	\$	7,407	6403
CAP-066	International School of Business - Planning	\$	300,000	6404
CAP-067	ADA Modifications	\$	368,114	6405
CAP-068	ADA Modifications - Wayne	\$	21,221	6406
CAP-072	High Temperature Water	\$	19,788	6407
CAP-075	Infrastructure Materials/Rehabilitation	\$	102,932	6408
CAP-076	Supercritical Fluid Technology	\$	681,990	6409
CAP-077	Leigh Hall Rehabilitation	\$	6,000,000	6410
CAP-078	HVAC Replacement, Phase II - Wayne	\$	149,340	6411
CAP-079	Science/Technology Library Addition Phase II	\$	3,685,000	6412
CAP-080	UAK/Medina Technology Link	\$	3,200,000	6413
CAP-081	Classroom/Office Building-Arts/Sciences	\$	14,757,483	6414
CAP-082	Polymer Engineering Building Annex	\$	2,675,000	6415
CAP-083	Facilities Enhancements-Wayne	\$	325,000	6416
CAP-086	Ohio Biomedical Consortium on Medical Therapeutic Microdevices	\$	46,000	6417

CAP-087	Global PVC Research Consortium	\$	506,000	6418
	Total University of Akron	\$	42,816,902	6419
	Section 28.08. BGU BOWLING GREEN STATE UNIVERSITY			6421
CAP-009	Basic Renovations	\$	2,861,925	6422
CAP-054	University Hall Rehabilitation	\$	7,684,454	6423
CAP-055	Fine Arts Addition	\$	7,106	6424
CAP-056	Modify Continuing Education Offices	\$	55,747	6425
CAP-057	Roof Renovations	\$	6,000	6426
CAP-060	Basic Renovations - Firelands	\$	217,313	6427
CAP-061	Renovations - Bursar/Bio Labs/Library/Sewer	\$	21,115	6428
CAP-062	Classroom Building	\$	1,834	6429
CAP-063	Eppler Rehabilitation	\$	27,566	6430
CAP-066	South Hall Replacement	\$	10,415	6431
CAP-067	Energy Conservation Project - Firelands	\$	8,802	6432
CAP-078	Asbestos Abatement	\$	391,690	6433
CAP-081	Large Lecture Hall Renovations	\$	23,538	6434
CAP-082	Hanna Hall Rehabilitation	\$	3,655,080	6435
CAP-083	Central Heating Plant Replacement	\$	1,318,347	6436
CAP-084	Physical Sciences Chiller	\$	6,111	6437
CAP-086	Health Center - 2nd Floor Renovations	\$	144,922	6438
CAP-088	ADA Modifications	\$	220,466	6439
CAP-089	ADA Modifications - Firelands	\$	3,428	6440
CAP-091	Child Care Facility	\$	49,411	6441
CAP-093	Pedestrian Mall Project	\$	98,496	6442
CAP-094	Materials Network	\$	303,281	6443
CAP-096	Campuswide Paving, Phase II	\$	18,808	6444
CAP-097	Education Building HVAC Upgrades	\$	22,327	6445
CAP-098	Sciences Complex Cooling Tower	\$	49,082	6446
CAP-099	Technology Building Chiller	\$	78,091	6447
CAP-100	Mosely Hall Rehabilitation	\$	1,760,390	6448
CAP-102	Network Infrastructure Phase I	\$	4,500,000	6449

CAP-103	University Community Center-Firelands	\$	2,056,440	6450
CAP-104	Jerome Library Renovations	\$	380,000	6451
CAP-105	Administration Building Elevators	\$	298,400	6452
CAP-106	LSC Stairwell/MSC Exterior Steps	\$	229,750	6453
CAP-107	Campus Lighting Project Phase II	\$	236,300	6454
Total Bowling Green State University		\$	26,746,635	6455

Section 28.09. CSU CENTRAL STATE UNIVERSITY 6457

CAP-022	Basic Renovations	\$	933,387	6458
CAP-036	National Afro-American Cultural Center/Museum Improvements	\$	9,475	6459
CAP-043	Paul Dunbar Museum	\$	1,547	6460
CAP-053	Roof Replacement	\$	4,101	6461
CAP-068	Instructional and Data Processing Equipment	\$	101,632	6462
CAP-075	ADA Modifications	\$	51,644	6463
CAP-078	Brown Library Roof Replacement	\$	21,479	6464
CAP-081	Campus Rehabilitation	\$	12,081	6465
CAP-083	Master Plan/Supplemental Renovations	\$	2,449,400	6466
CAP-084	College of Education Facility - Planning	\$	1,000,000	6467
CAP-085	Green Hall Rehabilitation	\$	57,806	6468
Total Central State University		\$	4,642,552	6469

Basic Renovations 6470

The amount reappropriated for appropriation item CAP-022, 6471
 Basic Renovations, shall be \$176,457, plus the unencumbered and 6472
 unallotted balance as of June 30, 2000, in appropriation item 6473
 CAP-022, Basic Renovations. 6474

Instructional and Data Processing Equipment 6475

The amount reappropriated for appropriation item CAP-068, 6476
 Instructional and Data Processing Equipment, shall be \$16,002, 6477
 plus the unencumbered and unallotted balance as of June 30, 2000, 6478
 in appropriation item CAP-068, Instructional and Data Processing 6479

Equipment.			6480
<u>ADA Modifications</u>			6481
The amount reappropriated for appropriation item CAP-075, ADA			6482
Modifications, shall be \$692, plus the unencumbered and unallotted			6483
balance as of June 30, 2000, in appropriation item CAP-075, ADA			6484
Modifications.			6485
Section 28.10.			6486
<u>College of Education Facility - Planning</u>			
The foregoing appropriation item CAP-084, College of			6487
Education Facility - Planning, shall not be released by the			6488
Controlling Board or the Director of Budget and Management until			6489
Central State University has made progress satisfactory to the			6490
Board of Regents and the Office of Budget and Management in			6491
completing the correction of its outstanding adjudication orders			6492
as issued by the Department of Commerce. Such progress shall			6493
include, among other things, the development of a plan to comply			6494
with all remaining adjudication orders by the end of fiscal year			6495
2002. This appropriation shall not be included in the calculation			6496
of Central State University's debt service obligation until fiscal			6497
year 2002.			6498
Section 28.11. UCN UNIVERSITY OF CINCINNATI			6499
CAP-009 Basic Renovations	\$	7,664,877	6500
CAP-101 Cardiovascular Research/Education Center	\$	1,250	6501
CAP-102 Science/Engineering Research Center	\$	335,960	6502
CAP-111 Center for Molecular Studies	\$	26,910	6503
CAP-115 Hazardous Waste	\$	2,406,775	6504
CAP-116 Aerospace Engineering	\$	147,347	6505
CAP-120 Asbestos Abatement	\$	60,919	6506
CAP-122 Infrastructure Assessment	\$	2,518	6507
CAP-125 Supplemental Renovations - Interior	\$	63,785	6508

Spaces				
CAP-127	New Classroom/Laboratory Building - Clermont	\$	131,140	6509
CAP-128	Science and Allied Health Building - Walters	\$	5,125,910	6510
CAP-131	Convention Center	\$	2,282,708	6511
CAP-137	MSB Otolaryngology	\$	1,228	6512
CAP-141	ADA Modifications	\$	242,798	6513
CAP-142	ADA Modifications - Clermont	\$	6,039	6514
CAP-143	ADA Modifications - Walters	\$	19,190	6515
CAP-145	Kettering Remed Asbestos Abatement	\$	27,814	6516
CAP-156	CFC Unit Replacement	\$	1,723	6517
CAP-158	Molecular Components/Simulation Network	\$	38,021	6518
CAP-167	West Campus Tuckpointing & Caulking	\$	17,879	6519
CAP-170	Steam/Chilled Water Piping - SW Quad	\$	52,284	6520
CAP-171	Asbestos Rieveschl Hall	\$	575,049	6521
CAP-173	Surface Engineering	\$	102,526	6522
CAP-174	Classroom/Teaching Laboratory	\$	3,400,000	6523
Renovations				
CAP-176	Network Expansion	\$	1,943,000	6524
CAP-177	Critical Building Component Renovations	\$	4,430,000	6525
CAP-179	Rieveschl Rehabilitation	\$	35,627	6526
CAP-180	Rapid Prototype Process	\$	79,976	6527
CAP-182	Elevator - Critical Building Components	\$	40,850	6528
CAP-185	Roof Replacement - Phase V	\$	148,759	6529
CAP-186	Rieveschl Hall Roof Replacement	\$	6,000	6530
CAP-187	MSB Small Group Learning Spaces	\$	337,385	6531
CAP-188	HPB/Wherry Service Entrances	\$	68,082	6532
CAP-193	Nano Particles	\$	84,817	6533
CAP-194	Transgenic Core Capacity	\$	1,633	6534
CAP-196	Electronic Reconstruction	\$	185,793	6535
CAP-198	TC/Dyer Rehabilitation - Phase IA	\$	470,319	6536
CAP-199	TC/Dyer Rehabilitation - Phase IB	\$	900	6537

CAP-200	Braunstein Rehabilitation - Phase I	\$	6,275,498	6538
CAP-201	WC Faculty Media Center	\$	120,170	6539
CAP-202	Baldwin Hall Rehabilitation-Phase I	\$	901,021	6540
CAP-203	Zimmer Plaza & Auditorium Rehabilitation	\$	7,976	6541
CAP-205	Medical Science Building Rehabilitation	\$	6,000,000	6542
CAP-206	One Stop Services Center	\$	9,886,650	6543
CAP-207	Central Campus Infrastructure	\$	300,000	6544
CAP-208	Security System Upgrade	\$	300,000	6545
CAP-209	Library Renovations	\$	300,000	6546
CAP-210	Cincinnati Observatory Center	\$	98,500	6547
CAP-211	Cincinnati Symphony Facility	\$	600,000	6548
CAP-212	Roof Replacement-MSB Complex	\$	31,004	6549
CAP-215	Ohio Biomedical Consortium on Medical Therapeutic Microdevices	\$	108,000	6550
CAP-216	Consortium for Novel Microfabrication of Medical Devices in Non-Silicon Materials	\$	511,000	6551
CAP-217	Center for Fire and Explosion Science and Technology	\$	670,000	6552
CAP-218	Creation of P3 Facility	\$	750,000	6553
Total University of Cincinnati		\$	57,427,610	6554

Section 28.12. CLS CLEVELAND STATE UNIVERSITY

				6556
CAP-007	Stilwell Hall	\$	27,827	6557
CAP-017	Land Acquisition	\$	1,794,955	6558
CAP-023	Basic Renovations	\$	2,118,186	6559
CAP-044	Chester Building Rehabilitation	\$	110,210	6560
CAP-066	17th-18th Street Block - Parking	\$	35,640	6561
CAP-067	17th-18th Street Block	\$	909,190	6562
CAP-073	Cleveland Playhouse	\$	500,000	6563
CAP-088	Asbestos Abatement	\$	2,648,512	6564
CAP-092	Handicapped Requirements	\$	271,010	6565
CAP-099	Main Classroom Plaza Conversion	\$	2,071,000	6566
CAP-100	Special Studies Space Conversion	\$	178,747	6567

CAP-101	Classroom Building Renovations	\$	50,000	6568
CAP-104	ADA Modifications	\$	409	6569
CAP-109	Classroom Upgrade	\$	3,845,445	6570
CAP-112	Land Acquisitions	\$	1,382,932	6571
CAP-114	Geographic Information Systems	\$	90,511	6572
CAP-115	Plant Services Building	\$	14,081	6573
CAP-117	Landscaping/Sidewalks/Stairs	\$	7,815	6574
CAP-118	Structural Concrete Rehabilitation	\$	2,000,000	6575
CAP-120	Physical Education Building Enhancements	\$	83,300	6576
CAP-121	Cleveland Clinic Research Support	\$	6,300,000	6577
Total Cleveland State University		\$	24,439,770	6578

Section 28.13. KSU KENT STATE UNIVERSITY

6580

CAP-008	Severance Hall Improvements	\$	6,551,914	6581
CAP-022	Basic Renovations	\$	1,988,325	6582
CAP-098	Trumbull Branch Addition	\$	13,972	6583
CAP-105	Basic Renovations - East Liverpool	\$	96,642	6584
CAP-106	Basic Renovations - Geauga	\$	66,860	6585
CAP-107	Basic Renovations - Salem	\$	153,379	6586
CAP-108	Basic Renovations - Stark	\$	33,440	6587
CAP-110	Basic Renovations - Ashtabula	\$	175,814	6588
CAP-111	Basic Renovations - Trumbull	\$	309,351	6589
CAP-112	Basic Renovations - Tuscarawas	\$	240,520	6590
CAP-115	Child Development Center	\$	4,000	6591
CAP-121	Supplemental Renovations - Tuscarawas	\$	9,756	6592
CAP-122	Faculty Office Addition - Salem	\$	12,072	6593
CAP-126	HVAC Renovations - Ashtabula	\$	5,545	6594
CAP-128	Roof Renovations - Ashtabula	\$	1,435	6595
CAP-129	Lowry Hall Rehabilitation	\$	1,635	6596
CAP-134	Roof Replacements	\$	7,000	6597
CAP-137	LCI/Materials Science Building	\$	133,360	6598
CAP-139	Science Building - Stark	\$	54,890	6599
CAP-140	Road Improvements - Trumbull	\$	12,282	6600

CAP-142	Music Center Improvements	\$	149,406	6601
CAP-143	Liquid Crystals	\$	1,674,204	6602
CAP-144	Instructional and Data Processing Equipment	\$	17,947	6603
CAP-145	Heating Plant Electrical Cable	\$	125,968	6604
CAP-146	Williams Hall Medium Voltage	\$	17,377	6605
CAP-151	Bowman Hall Remodeling Phase II	\$	1,086	6606
CAP-154	Separation Science	\$	1,497	6607
CAP-156	Boiler Plant Controls and Building Alterations	\$	31,476	6608
CAP-157	Moulton Hall Rehabilitation	\$	30,772	6609
CAP-158	Auditorium Building Rehabilitation	\$	5,459,894	6610
CAP-159	Electrical Substation/Fiber Optic Network	\$	605,403	6611
CAP-160	Patterson Building Renovation - East Liverpool	\$	361	6612
CAP-161	Addition to Cunningham Hall	\$	726,257	6613
CAP-162	Science and Technology Building - Trumbull	\$	2,122,568	6614
CAP-163	ADA Modifications	\$	3,407	6615
CAP-164	ADA Modifications - Ashtabula	\$	6,772	6616
CAP-165	ADA Modifications - East Liverpool	\$	1,825	6617
CAP-166	ADA Modifications - Geauga	\$	440	6618
CAP-167	ADA Modifications - Salem	\$	5,312	6619
CAP-168	ADA Modifications - Stark	\$	85,353	6620
CAP-170	ADA Modifications - Tuscarawas	\$	3,276	6621
CAP-171	Bowman Hall HVAC	\$	1,225	6622
CAP-173	Child Care Facility	\$	18,650	6623
CAP-175	Satterfield Hall Renovations	\$	9,652	6624
CAP-176	Midway Drive Utilities Tunnel - II	\$	318,501	6625
CAP-177	Corporate Education and Conference Center, Phase II - Stark	\$	2,500	6626
CAP-179	New Power Plant	\$	1,441,686	6627

CAP-184	Distributed Computation/Visualization	\$	33,833	6628
CAP-185	Nixson Hall/Music & Speech Tunnel	\$	94	6629
CAP-186	Prentice Hall/Taylor Hall Tunnel	\$	34,080	6630
CAP-187	Fiber Optic Installation - Phase II	\$	2,643	6631
CAP-188	Child Care Funds - East Liverpool	\$	90,000	6632
CAP-189	Child Care Funds - Tuscarawas	\$	70,000	6633
CAP-190	Child Care Funds - Ashtabula	\$	12,500	6634
CAP-194	Child Care - Salem	\$	100,000	6635
CAP-195	Child Care - Geauga	\$	100,000	6636
CAP-196	Technology Improvements - Ashtabula	\$	575,000	6637
CAP-197	Technology Improvements - Geauga	\$	60,000	6638
CAP-198	Technology Improvements - Salem	\$	288,310	6639
CAP-199	Technology Improvements - Trumbull	\$	175,000	6640
CAP-200	Technology Improvements - Tuscarawas	\$	75,000	6641
CAP-202	Utility Tunnel Upgrade	\$	1,232,853	6642
Total Kent State University		\$	25,584,320	6643

Moulton Hall Rehabilitation 6644

The amount reappropriated for appropriation item CAP-157, 6645
Moulton Hall Rehabilitation, shall be \$20,073 plus the 6646
unencumbered and unallotted balance as of June 30, 2000, in 6647
appropriation item CAP-157, Moulton Hall Rehabilitation. 6648

Section 28.14. MUN MIAMI UNIVERSITY 6649

CAP-018	Basic Renovations	\$	3,381,701	6650
CAP-064	Land Restoration - Hamilton	\$	34,178	6651
CAP-066	Basic Renovations - Hamilton	\$	205,039	6652
CAP-069	Basic Renovations - Middletown	\$	594,100	6653
CAP-070	Chilled Water System - Phase II	\$	1,155,471	6654
CAP-072	Hiestand Hall Renovations	\$	4,315	6655
CAP-073	Supplemental Renovation Projects	\$	65,165	6656
CAP-081	Cooperative Regional Library Depository	\$	3,505	6657

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CAP-083	Campus Avenue Building Renovation	\$	66,294	6658
CAP-084	Central Steam Plant Addition	\$	2,893	6659
CAP-085	Alumni Hall Rehabilitation - Phase I	\$	38,988	6660
CAP-086	Classroom/Conference Facility - Hamilton	\$	5,639	6661
CAP-088	Hoyt Hall Rehabilitation	\$	61,650	6662
CAP-089	High-Voltage Electric	\$	1,978,820	6663
CAP-092	Science Building - Middletown	\$	1,374,746	6664
CAP-094	Instructional and Data Processing Equipment	\$	1,594,140	6665
CAP-096	McGuffey Hall Rehabilitation	\$	593,265	6666
CAP-098	Computer Network Installation	\$	1,000,000	6667
CAP-099	King Library Rehabilitation	\$	1,600,097	6668
CAP-101	ADA Modifications	\$	154,363	6669
CAP-102	ADA Modifications - Hamilton	\$	10,427	6670
CAP-103	ADA Modifications - Middletown	\$	2,798	6671
CAP-105	Plant Response/Environmental Stress	\$	72,641	6672
CAP-107	Gas Phase Chemistry of Ions	\$	65,647	6673
CAP-109	Molecular Microbial Biology	\$	67,500	6674
CAP-110	Micromachining Technology	\$	624,344	6675
CAP-111	Roudebush Hall Rehabilitation	\$	4,446,500	6676
CAP-112	Chilled Water Loop Phase I - Hamilton	\$	556,177	6677
CAP-113	Special Academic/Administrative Projects - Hamilton	\$	516,460	6678
CAP-114	Chilled Water Loop Phase I - Middletown	\$	750,000	6679
CAP-115	Special Academic/Administrative Projects - Middletown	\$	1,132,638	6680
CAP-116	Hughes Hall Rehabilitation - Phase II	\$	6,379,674	6681
CAP-117	North Campus Refrigeration/Chilled Water	\$	2,654,248	6682
CAP-118	Hughes Hall Chemistry Renovation	\$	25,794	6683
CAP-120	Cole Service Building Addition	\$	156,683	6684
CAP-121	Southwestern Book Depository	\$	2,244,244	6685
CAP-122	Child Care	\$	70,000	6686
CAP-123	Phillips Hall Rehabilitation	\$	3,500,000	6687

CAP-124	Bonham House	\$	1,200,000	6688
	Rehabilitation/Multi-Cultural Center Planning			
Total Miami University		\$	38,390,144	6689
Section 28.15. OSU OHIO STATE UNIVERSITY				6691
CAP-074	Basic Renovations	\$	12,224,818	6692
CAP-149	Basic Renovations - Regional Campuses	\$	849,251	6693
CAP-198	Brown Hall Annex Replacement	\$	6,213	6694
CAP-200	Northwood School	\$	1,034	6695
CAP-216	Evans Addition	\$	160,929	6696
CAP-217	Library Book Warehouse	\$	14,721	6697
CAP-219	Supplemental Renovations	\$	304,136	6698
CAP-254	Basic Renovations - ATI	\$	651,745	6699
CAP-255	Supplemental Renovations - OARDC	\$	813,503	6700
CAP-256	Supplemental Renovations - Regional	\$	191,955	6701
CAP-258	Dreese Lab Addition	\$	309,102	6702
CAP-259	Mendenhall Laboratory Rehabilitation	\$	21,409	6703
CAP-261	Bioscience/Parks Hall Addition	\$	12,584	6704
CAP-263	Renovation of Cranston Facility	\$	650	6705
CAP-268	Horse/Farm Management Facility - ATI	\$	88,587	6706
CAP-269	Greenhouse Modernization	\$	40,982	6707
CAP-271	Horticulture/Entomology Greenhouse - OARDC	\$	79,223	6708
CAP-273	Retrovirus Research Center	\$	3,554	6709
CAP-274	OARDC Entomology Greenhouse	\$	74,180	6710
CAP-292	Life Sciences Research Building	\$	21,053,574	6711
CAP-293	College of Business Facilities	\$	134,074	6712
CAP-294	Stillman Hall Addition	\$	110,225	6713
CAP-295	Poultry Science Facility	\$	389,487	6714
CAP-296	Composting Research Facility - OARDC	\$	74,579	6715
CAP-297	Library/Classroom Building - Marion	\$	572	6716
CAP-302	Food Science & Technology Building	\$	165,047	6717

CAP-304	Conference Center - OARDC/ATI	\$	2,725,000	6718
CAP-306	Heart & Lung Institute	\$	32,437	6719
CAP-308	Lab/Experimental Science Building	\$	3,375	6720
CAP-310	Rightmire Biotechnology	\$	554,103	6721
CAP-311	Superconducting Radiation	\$	65,094	6722
CAP-313	Brain Tumor Research Center	\$	6,001	6723
CAP-314	Engineering Center Net Shape Manufacturing	\$	20,730	6724
CAP-315	Membrane Protein Typology	\$	8,835	6725
CAP-321	Fine Particle Technologies	\$	708,193	6726
CAP-323	Advanced Plasma Engineering	\$	710,000	6727
CAP-324	Plasma Ramparts	\$	159,000	6728
CAP-326	IN-SITU AL-BE Composites	\$	100,000	6729
CAP-331	Cunz Hall - Partial 2nd Floor Renovation	\$	7,389	6730
CAP-333	Larkins Hall - Roof Replacement Phase III	\$	87,155	6731
CAP-334	Center for Automotive Research	\$	1,105	6732
CAP-335	Jay Cooke Residence - Roof and Windows	\$	86,668	6733
CAP-336	Parks Hall Renovations	\$	71	6734
CAP-339	Poultry Science Lab Remodeling	\$	87,363	6735
CAP-342	Success Center	\$	97,449	6736
CAP-347	Asbestos Abatement	\$	463,618	6737
CAP-349	Materials Network	\$	56,025	6738
CAP-350	Bio-Technology Consortium	\$	42,378	6739
CAP-352	Analytical Electron Microscope	\$	375,000	6740
CAP-353	High Temp Alloys & Alluminoids	\$	220,000	6741
CAP-356	Pesticide Storage/Disposal Buildings	\$	15,950	6742
CAP-357	Supplemental Renovations - ATI	\$	159,565	6743
CAP-361	Maintenance, Receiving, and Storage Facility - Marion	\$	10,621	6744
CAP-362	McPherson Lab Rehabilitation	\$	176,926	6745
CAP-363	School of Architecture Facility	\$	8,700,556	6746
CAP-368	Heart and Lung Institute	\$	105,092	6747

CAP-372	Veterinary Hospital - Animal Isolation	\$	200	6748
CAP-374	ADA Modifications	\$	394,606	6749
CAP-375	ADA Modifications - ATI	\$	81,353	6750
CAP-376	ADA Modifications - Lima	\$	50,745	6751
CAP-377	ADA Modifications - Mansfield	\$	29,253	6752
CAP-379	ADA Modifications - Newark	\$	16,183	6753
CAP-387	Titanium Alloys	\$	54,912	6754
CAP-390	OARDC Gourley Hall, ADA	\$	2,728	6755
CAP-391	Haskett/Hopkins Halls Renovations	\$	7,312	6756
CAP-394	ATI/OARDC Roof Replacements	\$	13,913	6757
CAP-395	High-Temperature Monolithic Ceramics	\$	34,361	6758
CAP-398	Advanced Manufacturing	\$	38,579	6759
CAP-399	Manufacturing Processes & Materials	\$	62,574	6760
CAP-401	Terhertz Studies	\$	74,200	6761
CAP-402	Caldwell Laboratory Remodeling	\$	1,179,445	6762
CAP-406	Marion Park/Road/Sidewalk/Lights	\$	2,750	6763
CAP-407	Dulles Chilled Water	\$	2,095	6764
CAP-411	Campus Grounds/Lights - Phase 4	\$	15,471	6765
CAP-412	Hitchcock Hall HVAC Upgrades	\$	12,565	6766
CAP-413	Pomerene Lighting/Wiring	\$	249,584	6767
CAP-414	Postle Hall Roof Replacement	\$	2,332	6768
CAP-419	NMR Consortium	\$	91,846	6769
CAP-420	Versatile Film Facility	\$	667,507	6770
CAP-421	Ocarnet	\$	359,768	6771
CAP-422	Bioprocessing Research	\$	596,959	6772
CAP-423	Localized Corrosion Research	\$	48,842	6773
CAP-424	ATM Testbed	\$	19,464	6774
CAP-425	Physical Sciences Building	\$	19,790,933	6775
CAP-426	Utilities Upgrade/Extension - Mansfield	\$	53,300	6776
CAP-427	Morrill Hall Remodeling - Vacated Library Space - Marion	\$	980,747	6777
CAP-429	1314 Kinnear Road Center	\$	597,525	6778
CAP-430	Hagerty Hall Rehabilitation	\$	19,500,000	6779

CAP-431	Sisson Hall Replacement	\$	17,690,584	6780
CAP-433	Central Chilled Water Plant - OARDC	\$	5,685,708	6781
CAP-434	Ramseyer Hall Roof Renovations	\$	19,700	6782
CAP-436	Machinery Acoustics	\$	933,633	6783
CAP-439	Sensors and Measurements	\$	15,115	6784
CAP-440	Polymer Magnets	\$	64,798	6785
CAP-443	ADA Modifications - Elevator/Handrails	\$	93,461	6786
CAP-444	Larkins Hall HVAC System Upgrade	\$	321,975	6787
CAP-445	Starling Loving Hall A Wing - HVAC	\$	322,515	6788
CAP-446	ADA - Lecture Halls/Restrooms/Larkins	\$	520,273	6789
CAP-447	Elevator Upgrades - ADA	\$	141,896	6790
CAP-449	Bolz Hall Roof Replacement	\$	263,340	6791
CAP-450	Campus Grounds Exterior Lighting - Phase	\$	26,719	6792
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CAP-451	Carmack Road Widening	\$	102,233	6793
CAP-452	Derby Hall Plaza	\$	152,729	6794
CAP-453	Evans Lab Chiller Replacement	\$	5,647	6795
CAP-454	Utilities Upgrade Lighting Retrofit	\$	261,678	6796
CAP-455	OARDC Road Improvements	\$	152,625	6797
CAP-458	Al Alloy Corrosion	\$	14,292	6798
CAP-459	Semiconductor Heterostructures	\$	127,500	6799
CAP-461	Veterinary Hospital Radiology Facility	\$	34,984	6800
CAP-463	OARDC Krauss Dairy Barn	\$	366,668	6801
CAP-464	Main Library HVAC Renovations	\$	6,711	6802
CAP-465	Veterinary Hospital Chiller Replacement	\$	35,668	6803
CAP-466	ARPS Hall Chiller Replacement	\$	6,323	6804
CAP-468	Larkins Hall Window Replacements	\$	281,715	6805
CAP-469	OARDC-FAHRP Animal Building	\$	145	6806
CAP-471	Newton Hall Renovations	\$	2,134	6807
CAP-472	OSHA Safety Devices	\$	456,498	6808
CAP-473	Bevis Trans Zebrafish	\$	60,539	6809
CAP-474	Biological Sciences Lab Renovation	\$	534,137	6810
CAP-475	Orton Hall - Maps	\$	34,342	6811

CAP-476	Mount Hall Lecture Hall	\$	8,368	6812
CAP-477	Active Polymer Coatings	\$	150,000	6813
CAP-478	Wiseman Hall Animal Facility	\$	192,723	6814
CAP-479	ADA Compliant Restrooms 1997	\$	505,825	6815
CAP-480	Campbell Hall Public Space	\$	918,700	6816
CAP-481	OSHA Ventilation - Bio Science	\$	41,319	6817
CAP-483	ADV Polymer/Composite Eng.	\$	30,779	6818
CAP-484	Page Hall Planning	\$	700,000	6819
CAP-485	Botany & Zoology Building Planning	\$	1,700,000	6820
CAP-486	Larkins Hall Addition/Renovation Planning	\$	3,000,000	6821
CAP-487	Robinson Laboratory Planning	\$	1,000,000	6822
CAP-488	Don Scott Field Replacement Barns	\$	860,310	6823
CAP-489	Galvin Hall 3rd Floor Renovation - Lima	\$	1,118,330	6824
CAP-490	Founders Addition/Renovation - Mansfield	\$	850,000	6825
CAP-491	Horticultural Operations Center - ATI	\$	1,560,000	6826
CAP-492	OARDC Feed Mill	\$	5,500,000	6827
CAP-493	Science and Technology Project	\$	4,000,000	6828
CAP-494	Nicklaus Center	\$	1,500,000	6829
CAP-497	Book Depository	\$	67,541	6830
CAP-498	Curl Drive Mill & Overlay	\$	234,168	6831
CAP-499	Biological Sciences Cooling Tower	\$	468,338	6832
CAP-500	Campus Buildings - Emergency Lighting	\$	278,918	6833
CAP-501	Campus Grounds Exterior Lighting, Phase V	\$	468,337	6834
CAP-502	Drinko Hall Air Conditioning Upgrade	\$	468,338	6835
CAP-503	Evans Lab Roof Replacement	\$	304,513	6836
CAP-504	Fontana Lab - Chiller Replacement	\$	123,209	6837
CAP-505	Main Library HVAC Upgrade	\$	769,073	6838
CAP-506	Mirror Lake Hollow Renovation	\$	468,338	6839
CAP-507	Utilities High Voltage Electric	\$	374,670	6840
CAP-508	Utilities Steam Line Upgrade	\$	659,025	6841
CAP-509	Mount Hall HVAC Modifications	\$	505,323	6842

CAP-510	Derby Hall Roof Replacement	\$	458,186	6843
CAP-511	Arps Hall Lab Renovation	\$	273,731	6844
CAP-512	Main Library Roof Replacement	\$	600,000	6845
CAP-514	Postle Hall Research Labs Renovation	\$	1,000,000	6846
CAP-516	Orton Hall Roof Replacement	\$	540,000	6847
CAP-517	Vet Hospital Roof Replacement	\$	500,000	6848
CAP-518	French Field House Glass Replacement	\$	400,000	6849
CAP-519	Ohio Biomedical Consortium on Medical Therapeutic Microdevices	\$	1,085,000	6850
CAP-520	Plant and Microbe Functional Genomics Facilities	\$	816,000	6851
CAP-521	Ohio Center for Wetland & River Restoration	\$	1,000,000	6852
CAP-522	State of the Art Mass Spectrometry Consortium	\$	1,860,000	6853
CAP-523	Consortium for Novem Microfabrications Methods of Medical Devices in Non-Silicon Materials	\$	6,890,000	6854
CAP-524	Bone & Mineral Metabolism Research Lab	\$	265,000	6855
CAP-525	1315 Kinnear Road Roof Replacement	\$	680,000	6856
CAP-526	Koffolt/Fontana Roof Replacement	\$	415,000	6857
	Total Ohio State University	\$	172,939,232	6858

Section 28.16. 6860

McPherson Lab Rehabilitation

The amount reappropriated for appropriation item CAP-362, 6861
 McPherson Lab Rehabilitation, shall be \$11,379 plus the 6862
 unencumbered and unallotted balance as of June 30, 2000, in 6863
 appropriation item CAP-362, McPherson Lab Rehabilitation. 6864

Section 28.17. 6865

Life Sciences Research Building - Planning

For the foregoing appropriation item CAP-292, Life Sciences 6866
Research Building, the Ohio State University shall contribute 6867
one-half of the the planning funds for the total project, which 6868
contemplates a structure or structures that combine parking and 6869
life sciences research facilities. 6870

Section 28.18. 6871

Conference Center - OARDC/ATI

For the foregoing appropriation item CAP-304, Conference 6872
Center - OARDC/ATI, the Ohio State University shall contribute 6873
one-half of the planning funds for the total project. 6874

Section 28.19. 6875

School of Architecture Facility - Planning

The foregoing appropriation item CAP-363, School of 6876
Architecture Facility, shall be used to plan and design a facility 6877
with a projected cost of \$20,000,000. The state share of all 6878
design and construction costs for this project shall not exceed 50 6879
per cent. Release and expenditure of state appropriations are 6880
conditioned upon the Ohio State University certifying that it has 6881
received cash and irrevocable cash pledges of \$10,000,000 before 6882
the planning funds can be released. 6883

Section 28.20. OHU OHIO UNIVERSITY 6885

CAP-020	Basic Renovations	\$	3,193,767	6886
CAP-021	Conservancy District Assessment	\$	1,212,529	6887
CAP-086	Memorial Auditorium Rehabilitation	\$	6,366	6888
CAP-094	Bentley Hall Renovation	\$	4,505,500	6889
CAP-095	Basic Renovations - Eastern	\$	193,237	6890
CAP-098	Basic Renovations - Lancaster	\$	220,520	6891
CAP-100	Bennett Hall Renovations	\$	6,577	6892
CAP-113	Basic Renovations - Chillicothe	\$	31,722	6893

CAP-114	Basic Renovations - Ironton	\$	137,329	6894
CAP-115	Bennett Hall HVAC/Lab - Chillicothe	\$	971,678	6895
CAP-116	Copeland Hall Rehabilitation	\$	3,881	6896
CAP-117	Porter Hall Rehabilitation	\$	114,006	6897
CAP-119	Biomedical Research Center	\$	116,508	6898
CAP-120	Ridges Auditorium Rehabilitation	\$	703	6899
CAP-122	Museum	\$	39,200	6900
CAP-136	Gymnasium - Belmont	\$	127,980	6901
CAP-137	Classroom Building - Ironton	\$	118,862	6902
CAP-141	College of Health & Human Services	\$	82,429	6903
CAP-142	Health Professions Labs Phase I	\$	9,067,109	6904
CAP-144	Shannon Hall Lab Rehabilitation - Eastern	\$	398,040	6905
CAP-145	Asbestos Abatement	\$	27,136	6906
CAP-148	RTVC Building Asbestos Abatement	\$	1,037	6907
CAP-149	Electrical Distribution System	\$	1,490	6908
CAP-152	Gordy Hall Addition & Rehabilitation	\$	20,524	6909
CAP-153	Land Acquisition/Academic Space Renovation/Parking	\$	20,087	6910
CAP-155	Brasee Hall Rehabilitation - Lancaster	\$	199,564	6911
CAP-156	Herrold Hall Renovation - Lancaster	\$	15,340	6912
CAP-157	ADA Modifications	\$	79,940	6913
CAP-158	ADA Modifications - Belmont	\$	40,506	6914
CAP-160	ADA Modifications - Ironton	\$	9,113	6915
CAP-161	ADA Modifications - Lancaster	\$	20,345	6916
CAP-164	Southeast Library Warehouse	\$	15,369	6917
CAP-165	Parking Facility Renovation/Addition	\$	11,254	6918
CAP-167	Scott Quadrangle Plumbing	\$	44,518	6919
CAP-169	Elevator Improvements Phase III	\$	145,345	6920
CAP-172	Elson Hall Rehabilitation - Zanesville	\$	342,910	6921
CAP-177	Child Care Funds - Ironton	\$	314,000	6922
CAP-180	Connection To VBNS	\$	175,000	6923
CAP-181	Convocation Center Fire Alarm	\$	4,383	6924

CAP-183	Central Classroom Building	\$	277,964	6925
CAP-186	Ellis Hall Partial Renovation	\$	45,495	6926
CAP-187	Technology Center Planning - Ironton	\$	33,448	6927
CAP-188	Technology Center Construction - Ironton	\$	2,745,120	6928
CAP-189	Conference Center Planning - Lancaster	\$	600,000	6929
CAP-190	Center for Public Policy	\$	5,000,000	6930
CAP-191	District Water Cooling	\$	6,000,000	6931
CAP-192	Plant and Microbe Functional Genomics Facilities	\$	207,000	6932
Total Ohio University		\$	36,944,831	6933

Reappropriations 6934

Section 28.21. SSC SHAWNEE STATE UNIVERSITY 6935

CAP-004	Basic Renovations	\$	923,777	6936
CAP-008	Massie Hall Renovation	\$	90,325	6937
CAP-010	Land Acquisition	\$	671,265	6938
CAP-017	Math/Science Building	\$	7,324	6939
CAP-029	Fine Arts Class and Lab Building	\$	144,892	6940
CAP-030	Utilities and Landscaping	\$	4,679	6941
CAP-035	Plaza/Road/Landscaping	\$	243,200	6942
CAP-037	ADA Modifications	\$	109,413	6943
CAP-039	Central Heating Plant Replacement	\$	5,215	6944
CAP-040	Chiller Replacement	\$	836,500	6945
CAP-041	Kricker Hall Renovations	\$	765,000	6946
CAP-042	Sidewalk/Plaza Replacement	\$	150,000	6947
Total Shawnee State University		\$	3,951,590	6948

Reappropriations 6949

Section 28.22. UTO UNIVERSITY OF TOLEDO 6950

CAP-010	Basic Renovations	\$	2,497,144	6951
CAP-024	Gillham Hall Rehabilitation	\$	3,200,000	6952
CAP-025	Roof Renovations	\$	276,885	6953

CAP-041	Bowman-Oddy Labs Renovation	\$	227,604	6954
CAP-050	PCB Abatement	\$	15,007	6955
CAP-062	Pharmacy, Chemistry, and Life Sciences Facility	\$	4,340	6956
CAP-067	Asbestos Abatement	\$	27,429	6957
CAP-071	Southwest Academic Center Rehabilitation	\$	529,840	6958
CAP-072	Classroom Renovations General	\$	51,271	6959
CAP-073	ADA Modifications	\$	273,385	6960
CAP-076	Education & Allied Professions	\$	3,966,960	6961
CAP-077	Tribology	\$	592,573	6962
CAP-078	Classroom Renovations - 1997	\$	8,991	6963
CAP-079	Savage Hall Seating Replacement	\$	455	6964
CAP-082	University Services Building	\$	151,702	6965
CAP-083	Bowman - Oddy Rehabilitation Phase II	\$	603,237	6966
CAP-085	Engineering - Biomedical Lab Rehabilitation	\$	1,230,826	6967
CAP-086	Supplemental Academic Departments Renovations	\$	1,200,000	6968
CAP-087	Arrowhead Park Facility	\$	2,500,000	6969
CAP-088	Stranahan Arboretum Addition	\$	1,000,000	6970
CAP-089	Chilled Water Plant	\$	4,000,000	6971
CAP-090	Wolfe Hall Addition	\$	2,500,000	6972
CAP-091	Greenhouse Improvements	\$	45,076	6973
CAP-092	Plant and Microbe Functional Genomics Facilities	\$	206,000	6974
Total University of Toledo		\$	25,108,725	6975

Section 28.23. 6977

Local Administration of Projects

Notwithstanding any provision to the contrary in sections 6978
9.33, 123.01, and 3345.50 and Chapter 153. of the Revised Code, 6979
the University of Toledo may negotiate, enter into, and locally 6980
administer a contract that combines the design and construction 6981

elements of the project into a single contract for the Arrowhead
Park Facility, funded herein with the foregoing appropriation item
CAP-087, Arrowhead Park Facility, and the Scott Park Athletic
Facility to be built with local funds.

Reappropriations

Section 28.24. WSU WRIGHT STATE UNIVERSITY

CAP-015	Basic Renovations	\$	3,065,812	6988
CAP-055	Fawcett Hall Rehabilitation	\$	1,275,018	6989
CAP-064	Basic Renovations - Lake	\$	179,027	6990
CAP-070	Oelman Hall Rehabilitation	\$	30,019	6991
CAP-071	New Academic Building	\$	75,743	6992
CAP-072	Access Circulation	\$	1,557	6993
CAP-074	US Air & Trade Show	\$	1,000,000	6994
CAP-075	Aviation Heritage National Historical Park	\$	5,050,000	6995
CAP-076	Engineering Building Basement	\$	25,564	6996
CAP-080	Library Access Consolidation System	\$	5,762,528	6997
CAP-081	Asbestos Abatement	\$	35,032	6998
CAP-084	ADA Modifications	\$	387,430	6999
CAP-085	Creative Arts Center Rehabilitation	\$	70,271	7000
CAP-088	Biological Sciences Chiller	\$	7,672	7001
CAP-090	Creative Arts Center Acoustical Rehabilitation	\$	196,517	7002
CAP-092	Allyn Hall Rehabilitation	\$	4,117,535	7003
CAP-093	Information Technology Center	\$	182,467	7004
CAP-094	Campus Services Building	\$	2,456	7005
CAP-095	Technology Infrastructure	\$	5,211	7006
CAP-098	University Center/Hamilton/Physical Education Chiller	\$	13,493	7007
CAP-102	Specialized Communication	\$	78,693	7008
CAP-103	Millett Hall Rehabilitation	\$	1,000,000	7009

CAP-104	Road and Parking Lot Improvements	\$	2,000,000	7010
	Total Wright State University	\$	24,562,045	7011

Section 28.25. 7013

Basic Renovations

The amount reappropriated for appropriation item CAP-015, 7014
 Basic Renovations, shall be \$270,330, plus the unencumbered and 7015
 unallotted balance as of June 30, 2000, in appropriation item 7016
 CAP-015, Basic Renovations. 7017

Section 28.26. YSU YOUNGSTOWN STATE UNIVERSITY 7018

CAP-014	Basic Renovations	\$	1,924,428	7019
CAP-027	Property Acquisition/Street Closures	\$	2,260,840	7020
CAP-038	Roof Renovations	\$	560	7021
CAP-040	Bliss Hall Rehabilitation - Final Phase	\$	2,754,598	7022
CAP-062	Central Utility Plant Improvement	\$	255,404	7023
CAP-066	Asbestos Abatement	\$	66,936	7024
CAP-085	College of Education - Auditorium	\$	6,352	7025
CAP-096	ADA Modifications	\$	51,472	7026
CAP-097	Child Care Facility	\$	250,000	7027
CAP-099	Todd Hall Renovations	\$	233,225	7028
CAP-104	Central Utility Plant	\$	5,179	7029
CAP-109	Welcome Center - Dana Hall Addition	\$	441,205	7030
	Total Youngstown State University	\$	8,250,199	7031

Reappropriations 7032

Section 28.27. NEM NORTHEASTERN OHIO UNIVERSITIES 7033

COLLEGE OF MEDICINE 7034

CAP-018	Basic Renovations	\$	387,010	7035
CAP-034	ADA Modifications	\$	41,319	7036
CAP-035	Primary Care Medicine/Health Sciences	\$	1,178	7037
CAP-036	Computer Services Networking	\$	363	7038
CAP-037	Conference	\$	2,049,813	7039

Center/Rehabilitation/Expansion			
Total Northeastern Ohio Universities College			7040
of Medicine	\$	2,479,683	7041
Reappropriations			7042
Section 28.28. MCO MEDICAL COLLEGE OF OHIO			7043
CAP-010 Basic Renovations	\$	1,130,777	7044
CAP-048 Medical Informatics Data Highway	\$	1,442,202	7045
CAP-049 Center for Classrooms of the Future	\$	7,281,390	7046
CAP-053 ADA Modifications	\$	7,977	7047
CAP-062 Waterproofing	\$	545,463	7048
CAP-063 Road Repairs to Library Circle/Ravine	\$	316,625	7049
Drive			
Total Medical College of Ohio	\$	10,724,434	7050
Reappropriations			7051
Section 28.29. CWR UNIVERSITY HOSPITALS, CASE WESTERN			7052
RESERVE UNIVERSITY			7053
CAP-005 NE Ohio Biomedical Research Consortium	\$	33,750	7054
CAP-013 MEMSNET	\$	449,836	7055
CAP-016 Pharmacological Sciences	\$	592,000	7056
CAP-021 Biomedical Engineering Research Facility	\$	450,000	7057
CAP-022 Institutional Animal Resources	\$	210,297	7058
CAP-023 Connections to the Internet	\$	85,721	7059
CAP-024 600 MHZ Spectrometer	\$	161,000	7060
CAP-025 Chemical Studies of Biomimetics	\$	80,000	7061
CAP-026 Cardiovascular/Neural Engineering	\$	144,000	7062
CAP-027 Environmental Scanning Electron	\$	100,000	7063
CAP-028 Ohio Biomedical Consortium on Medical	\$	161,000	7064
Therapeutic Microdevices			
CAP-029 Consortium for Novem Microfabrication	\$	200,000	7065
Methods of Medical Devices in			

Non-Silicon Materials				
CAP-030	Global PVC Research Consortium	\$	419,000	7066
Total University Hospitals, Case Western Reserve University				7067
		\$	3,086,604	7068

Section 28.30. 7070

Biomedical Research Consortium

The foregoing appropriation item CAP-005, NE Ohio Biomedical Research Consortium, is subject to the per cent for arts requirements of section 3379.10 of the Revised Code. For the purpose of implementing the per cent for arts requirements, Case Western Reserve University shall carry out all the responsibilities that a state agency is required to carry out under section 3379.10 of the Revised Code.

Reappropriations 7078

Section 28.31. CTC CINCINNATI STATE TECHNICAL 7079

AND COMMUNITY COLLEGE 7080

CAP-008	Interior Renovations	\$	547,434	7081
CAP-009	Exterior Rehabilitation	\$	160,000	7082
CAP-013	Basic Renovations	\$	690,797	7083
CAP-016	Health Professions Building Planning	\$	1,468	7084
CAP-017	Instructional and Data Processing	\$	437,078	7085
Equipment				
CAP-020	Aviation Facility	\$	22,660	7086
CAP-022	270 Complex Renovation/ADA Upgrades	\$	4,372	7087
CAP-023	Supplemental Renovations - Firm Alarm	\$	224,932	7088
CAP-025	New Telephone Switch Systems	\$	330,000	7089
Total Cincinnati State Technical and Community College				7090
		\$	2,418,741	7091

Reappropriations 7092

Section 28.32. CLT CLARK STATE COMMUNITY COLLEGE			7093
CAP-006	Basic Renovations	\$ 293,011	7094
CAP-029	Shull Hall Rehabilitation	\$ 63,850	7095
CAP-034	ADA Modifications	\$ 55,503	7096
Total Clark State Community College			\$ 412,364 7097
Reappropriations			7098
Section 28.33. CTI COLUMBUS STATE COMMUNITY COLLEGE			7099
CAP-006	Basic Renovations	\$ 797,017	7100
CAP-007	Land Acquisition	\$ 3,520,000	7101
CAP-027	Academic Center "B" Planning	\$ 898,642	7102
CAP-033	Child Care Facility	\$ 89,510	7103
CAP-037	Academic Center "C"	\$ 10,684,563	7104
CAP-040	Building "D" Planning	\$ 1,475,000	7105
CAP-041	Columbus College of Art and Design	\$ 100,000	7106
CAP-049	Ohio Theatre Improvements	\$ 3,000,000	7107
Total Columbus State Community College			\$ 20,564,732 7108
Reappropriations			7109
Section 28.34. CCC CUYAHOGA COMMUNITY COLLEGE			7110
CAP-028	Adult Technical Education Facility	\$ 3,588	7111
CAP-031	Basic Renovations	\$ 2,716,917	7112
CAP-033	Ohio College/Podiatric Medicine	\$ 100,000	7113
CAP-049	Exterior Building Renovations - Metro/East	\$ 1,901	7114
CAP-052	Science & Technology Building Asbestos, Metro Campus	\$ 273	7115
CAP-054	Ceiling Renovations/Damper Replacement Western	\$ 2,840	7116
CAP-058	ADA Modifications	\$ 169,191	7117
CAP-059	Electric Switchgear/Transformer - Metro	\$ 3,358	7118
CAP-064	Technology Learning Center - Western	\$ 4,755,500	7119

CAP-065	Exterior Lighting/Site Improvements - Eastern	\$	83,137	7120
CAP-066	Renovate to Create New Classrooms - Western	\$	360,000	7121
CAP-067	Renovations of Plant Operations/Vehicle Maintenance Storage - Phase I	\$	1,335,170	7122
CAP-070	Interior/Exterior Signage Program	\$	540,000	7123
CAP-071	Renovations to East One Building	\$	892,500	7124
CAP-072	Exterior Lighting Enhancements	\$	38,990	7125
Total Cuyahoga Community College		\$	11,003,365	7126
Reappropriations				7127
Section 28.35. ESC EDISON STATE COMMUNITY COLLEGE				7128
CAP-006	Basic Renovations	\$	310,684	7129
CAP-011	Roadway Construction	\$	16,696	7130
CAP-014	Student Activities Area	\$	13,398	7131
CAP-018	Master Plan Update	\$	50,000	7132
Total Edison State Community College		\$	390,778	7133
Reappropriations				7134
Section 28.36. JTC JEFFERSON COMMUNITY COLLEGE				7135
CAP-022	Basic Renovations	\$	200,238	7136
CAP-031	Law Enforcement/Engineering Lab Renovations		56,172	7137
CAP-033	ADA Modifications	\$	19,598	7138
CAP-035	Exterior Improvements and Preschool Expansion	\$	24,120	7139
CAP-037	Electrical System Evaluation/Renovation	\$	382,820	7140
CAP-038	Library Interior Renovation	\$	259,020	7141
CAP-039	Lecture Hall Interior Renovation	\$	175,325	7142
Total Jefferson Community College		\$	1,117,293	7143
Reappropriations				7144

Section 28.37. LCC LAKELAND COMMUNITY COLLEGE			7145
CAP-006	Basic Renovations	\$ 758,543	7146
CAP-019	Health Technologies Building Planning	\$ 2,030	7147
CAP-021	Performing Arts Center Renovations	\$ 1,062	7148
CAP-022	Library Expansion	\$ 7,895	7149
CAP-026	Auditorium Renovation	\$ 1,805	7150
CAP-030	Business/Community Education Center	\$ 593	7151
CAP-032	Roadway and Drainage Improvements	\$ 21,269	7152
Total Lakeland Community College			\$ 793,197 7153
Reappropriations			7154
Section 28.38. LOR LORAIN COMMUNITY COLLEGE			7155
CAP-005	Basic Renovations	\$ 1,224,674	7156
CAP-030	Child Care Facilities	\$ 225,000	7157
CAP-034	ADA Modifications	\$ 44,915	7158
CAP-037	Center For Leadership in Education	\$ 100,000	7159
Total Lorain Community College			\$ 1,594,589 7160
Reappropriations			7161
Section 28.39. NTC NORTHWEST STATE COMMUNITY COLLEGE			7162
CAP-003	Basic Renovations	\$ 202,308	7163
CAP-013	Classroom & Engineering Building	\$ 78,273	7164
CAP-014	ADA Modifications	\$ 48,080	7165
CAP-015	A-Wing Supplemental/Distance Learning	\$ 3,390	7166
CAP-016	Imaginet	\$ 39,374	7167
Total Northwest State Community College			\$ 371,425 7168
Reappropriations			7169
Section 28.40. OTC OWENS COMMUNITY COLLEGE			7170
CAP-019	Basic Renovations	\$ 861,164	7171
CAP-022	Findlay Campus Instructional Building	\$ 2,000,000	7172

CAP-032	Student Health and Activities Center	\$	74,945	7173
Total Owens Community College		\$	2,936,109	7174

Reappropriations 7175

Section 28.41. RGC RIO GRANDE COMMUNITY COLLEGE 7176

CAP-005	Basic Renovations	\$	17,674	7177
CAP-013	College of Business	\$	197,655	7178
CAP-015	ADA Modifications	\$	75,446	7179
CAP-018	Pomeroy Building Renovation	\$	50,000	7180
CAP-019	Woodworking Facility	\$	412,500	7181
Total Rio Grande Community College		\$	753,275	7182

Reappropriations 7183

Section 28.42. SCC SINCLAIR COMMUNITY COLLEGE 7184

CAP-007	Basic Renovations	\$	1,296,021	7185
CAP-033	Telecommunication Infrastructure	\$	2,525,000	7186
CAP-034	Advanced Educational Applications Center	\$	40,000	7187
	Phase I			
CAP-036	Advanced Integrated Manufacturing Center	\$	887,264	7188
CAP-042	Autolab/Fire Science Facility	\$	45,000	7189
CAP-043	Technology Extension System	\$	2,127,800	7190
CAP-044	Demolish Building 18	\$	555,000	7191
CAP-049	Tooling and Machining Equipment	\$	500,000	7192
Total Sinclair Community College		\$	7,976,085	7193

Basic Renovations 7194

The amount reappropriated for appropriation item CAP-007, 7195
 Basic Renovations, shall be \$128,278 plus the unencumbered and 7196
 unallotted balance as of June 30, 2000, in appropriation item 7197
 CAP-007, Basic Renovations. 7198

Reappropriations 7199

Section 28.43. SOC SOUTHERN STATE COMMUNITY COLLEGE 7200

CAP-010	Basic Renovations	\$	132,297	7201
CAP-019	New North Campus Facility	\$	249,553	7202
CAP-022	Clinton County Facility	\$	405,381	7203
Total Southern State Community College		\$	787,231	7204
Reappropriations				7205
Section 28.44. TTC TERRA STATE COMMUNITY COLLEGE				7206
CAP-009	Basic Renovations	\$	335,437	7207
CAP-015	Child Care Facility	\$	272	7208
Total Terra State Community College		\$	335,709	7209
Reappropriations				7210
Section 28.45. WTC WASHINGTON STATE COMMUNITY COLLEGE				7211
CAP-005	Classroom Building/Land Acquisition	\$	19,515	7212
CAP-008	Arts and Science Center	\$	19,987	7213
CAP-012	ADA Modifications	\$	19,736	7214
CAP-013	Child Care Facility	\$	351,500	7215
CAP-014	Library Construction	\$	29,108	7216
Total Washington State Community College		\$	439,846	7217
Reappropriations				7218
Section 28.46. BTC BELMONT TECHNICAL COLLEGE				7219
CAP-008	Basic Renovations	\$	505,197	7220
CAP-010	Science/Engineering Building	\$	9,119	7221
CAP-011	Historical Restoration/Program Facility	\$	21,208	7222
CAP-014	Main Building Renovation - Phase 3	\$	49,137	7223
CAP-019	ADA Modifications	\$	45,915	7224
Total Belmont Technical College		\$	630,576	7225
Reappropriations				7226
Section 28.47. COT CENTRAL OHIO TECHNICAL COLLEGE				7227
CAP-003	Basic Renovations	\$	153,222	7228

CAP-005	Founders/Adena/Hopewell Rehabilitation	\$	9,640	7229
CAP-006	Instructional and Data Processing Equipment	\$	101,600	7230
CAP-007	Laboratory/Experimental Science Building	\$	578	7231
Total Central Ohio Technical College		\$	265,040	7232
Reappropriations				7233

Section 28.48. HTC HOCKING TECHNICAL COLLEGE 7234

CAP-019	Basic Renovations	\$	465,793	7235
CAP-024	Building Addition	\$	6,099	7236
CAP-028	College Hall Rehabilitation	\$	3,769	7237
CAP-032	Public Safety Service	\$	616,307	7238
CAP-033	Light and Oakley Halls	\$	270,566	7239
CAP-034	Student Center	\$	2,924,325	7240
Total Hocking Technical College		\$	4,286,859	7241
Reappropriations				7242

Section 28.49. LTC LIMA TECHNICAL COLLEGE 7243

CAP-004	Basic Renovations	\$	630,815	7244
CAP-006	Building Renovations	\$	5,000	7245
CAP-007	Training and Education Facility	\$	79,934	7246
CAP-009	Life and Physical Sciences	\$	1,030,147	7247
CAP-010	ADA Modifications	\$	53,143	7248
CAP-013	Child Care Facility	\$	1,025,000	7249
Total Lima Technical College		\$	2,824,039	7250
Reappropriations				7251

Section 28.50. MAT MUSKINGUM AREA TECHNICAL COLLEGE 7252

CAP-007	Basic Renovations	\$	77,072	7253
CAP-011	Instructional and Data Processing Equipment	\$	12,521	7254
CAP-012	Engineering/Health Technology Center	\$	360,000	7255

CAP-013	ADA Modifications	\$	20,932	7256
CAP-014	Regional Technology Training Center	\$	2,021,290	7257
Total Muskingum Area Technical College		\$	2,491,815	7258
Reappropriations				7259
Section 28.51. MTC MARION TECHNICAL COLLEGE				7260
CAP-004	Basic Renovations	\$	113,316	7261
CAP-006	Instructional and Data Processing Equipment	\$	95,730	7262
CAP-009	Technical Education Center	\$	229,199	7263
Total Marion Technical College		\$	438,245	7264
Reappropriations				7265
Section 28.52. NCC NORTH CENTRAL TECHNICAL COLLEGE				7266
CAP-003	Basic Renovations	\$	377,331	7267
CAP-004	Health Science Building	\$	210,652	7268
CAP-007	Bromfield Hall Rehabilitation	\$	8,040	7269
CAP-008	Ovalwood Hall Rehabilitation	\$	66,776	7270
CAP-009	ADA Modifications	\$	63,346	7271
CAP-018	Fallerius Center Rehabilitation	\$	750,000	7272
Total North Central Technical College		\$	1,476,145	7273
Reappropriations				7274
Section 28.53. STC STARK TECHNICAL COLLEGE				7275
CAP-004	Basic Renovations	\$	291,006	7276
CAP-015	Loop Road Property Acquisition/Development	\$	259,447	7277
CAP-018	Fire Training Center	\$	500,000	7278
CAP-019	ADA Modifications	\$	23,108	7279
CAP-020	Child Care Facility	\$	6,854	7280
CAP-022	Technical Health Science Addition	\$	8,614	7281
CAP-024	Phase II Renovations	\$	1,253,252	7282

CAP-025	Timken Regional Campus Technology Project	\$	2,500,000	7283
	Total Stark Technical College	\$	4,842,281	7284
	Total Board of Regents and State Institutions of Higher Education			7285
		\$	620,077,876	7286
	Total Higher Education Improvement Fund	\$	624,303,122	7287

Section 29. For all of the foregoing appropriation items from 7289
the Higher Education Improvement Fund (Fund 034) that require 7290
local funds to be contributed by any state-supported or 7291
state-assisted institution of higher education, the Ohio Board of 7292
Regents shall not recommend that any funds be released until the 7293
recipient institution demonstrates to the Board of Regents and the 7294
Office of Budget and Management that the local funds contribution 7295
requirement has been secured or satisfied. The local funds shall 7296
be in addition to the foregoing appropriations. 7297

Section 30. The foregoing capital improvements for which 7298
appropriations are made from the Higher Education Improvement Fund 7299
(Fund 034) are determined to be capital improvements and capital 7300
facilities for state-supported or state-assisted institutions of 7301
higher education, and are designated as the capital facilities to 7302
which proceeds of obligations in the Higher Education Improvement 7303
Fund, created by section 154.21 of the Revised Code, are to be 7304
applied. All such appropriations are made to the Ohio Public 7305
Facilities Commission for application to the purposes for which 7306
appropriated through the exercise of its powers under Chapter 154. 7307
of the Revised Code, including, when appropriate, provisions 7308
thereunder for production of revenues and receipts for bond 7309
service charges on such obligations. 7310

Section 31. None of the foregoing capital improvements 7311
appropriations for state-supported or state-assisted institutions 7312

of higher education shall be expended until the particular 7313
appropriation has been recommended for release by the Ohio Board 7314
of Regents and released by the Director of Budget and Management 7315
or the Controlling Board. Either the institution concerned, or the 7316
Ohio Board of Regents with the concurrence of the institution 7317
concerned, may initiate the request to the Director of Budget and 7318
Management or the Controlling Board for the release of the 7319
particular appropriations. 7320

(A) None of the foregoing capital improvement appropriations 7321
shall be released for planning or for renovation or construction 7322
or acquisition of capital facilities if the institution of higher 7323
education or the state does not own the real property on which the 7324
capital facilities are or will be located. This restriction does 7325
not apply in any of the following circumstances: 7326

(1) The institution has a long-term (at least fifteen years) 7327
lease of, or other interest (such as an easement) in, the real 7328
property. 7329

(2) The Ohio Board of Regents certifies to the Controlling 7330
Board that undue delay will occur if planning does not proceed 7331
while the property or property interest acquisition process 7332
continues. In this case, funds may be released upon approval of 7333
the Controlling Board to pay for planning through the development 7334
of schematic drawings only. 7335

(3) In the case of an appropriation for capital facilities 7336
for a state-supported or state-assisted institution of higher 7337
education that, because of their unique nature or location, will 7338
be owned or will be part of facilities owned by a separate 7339
nonprofit organization or public body and made available to the 7340
institution of higher education for its use, the nonprofit 7341
organization or public body either owns or has a long-term (at 7342
least fifteen years) lease of the real property or other capital 7343

facility to be improved, renovated, constructed, or acquired and 7344
has entered into a joint or cooperative use agreement with the 7345
institution of higher education that meets the requirements of 7346
division (C) of this section. 7347

(B) Any foregoing appropriations that require cooperation 7348
between a technical college and a branch campus of a university 7349
may be released by the Controlling Board upon recommendation by 7350
the Ohio Board of Regents that the facilities proposed by the 7351
institutions are: 7352

(1) The result of a joint planning effort by the university 7353
and the technical college, satisfactory to the Ohio Board of 7354
Regents; 7355

(2) Facilities that will meet the needs of the region in 7356
terms of technical and general education, taking into 7357
consideration the totality of facilities that will be available 7358
after the completion of these projects; 7359

(3) Planned to permit maximum joint use by the university and 7360
technical college of the totality of facilities that will be 7361
available after completion of these projects; 7362

(4) To be located on or adjacent to the branch campus of the 7363
university. 7364

(C) The Ohio Board of Regents shall adopt rules regarding the 7365
release of moneys from all the foregoing appropriations for 7366
capital facilities for all state-supported or state-assisted 7367
institutions of higher education. Such rules for the release of 7368
moneys for capital facilities that, because of their unique nature 7369
or location, will be owned or will be part of facilities owned by 7370
a separate nonprofit organization or public body and made 7371
available to the institution of higher education for its use shall 7372
include, as a minimum, provisions that: 7373

(1) Provide for a joint or cooperative use agreement, 7374
specifying the extent and nature of that use, extending for no 7375
fewer than fifteen years, to be approved by the Ohio Board of 7376
Regents; the value of such use or right to use shall be, as 7377
determined by the parties, reasonably related to the amount of the 7378
appropriation; 7379

(2) Provide for pro rata reimbursement to the state should 7380
the arrangement for joint or cooperative use be terminated; 7381

(3) Provide that procedures to be followed during the capital 7382
improvement process will comply with appropriate applicable state 7383
laws and rules, including provisions of this act; 7384

(4) Provide for payment or reimbursement to the institution 7385
of its administrative costs incurred as a result of the facilities 7386
project, not to exceed 1.5 per cent of the appropriated amount. 7387

(D) Upon the recommendation of the Ohio Board of Regents, the 7388
Controlling Board may approve the transfer of appropriations for 7389
projects requiring cooperation between institutions from one 7390
institution to another institution with the approval of both 7391
institutions. 7392

(E) Notwithstanding section 127.14 of the Revised Code, the 7393
Controlling Board, upon the recommendation of the Ohio Board of 7394
Regents, may transfer amounts appropriated to the Ohio Board of 7395
Regents to accounts of state-supported or state-assisted 7396
institutions created for that same purpose. 7397

Section 32. The requirements of Chapters 123. and 153. of the 7398
Revised Code, with respect to the powers and duties of the 7399
Director of Administrative Services, and the requirements of 7400
section 127.16 of the Revised Code, with respect to the 7401
Controlling Board, do not apply to projects of community college 7402
districts and technical college districts. 7403

Section 33. Those institutions locally administering capital 7404
improvement projects pursuant to section 3345.50 of the Revised 7405
Code may establish charges for recovering costs directly related 7406
to project administration as defined by the Director of 7407
Administrative Services. The Department of Administrative Services 7408
shall review and approve these administrative charges when such 7409
charges are in excess of 1.5 per cent of the total construction 7410
budget. 7411

Section 34. For those institutions that locally administer 7412
capital improvement projects pursuant to section 3345.50 of the 7413
Revised Code, reimbursement may be made from state capital 7414
appropriations to the institution for the in-house design services 7415
performed by the institution for locally administered capital 7416
projects. Acceptable charges shall be limited to design document 7417
preparation work that is done by the institution. These 7418
reimbursable design costs shall be shown as "A/E fees" within the 7419
project's budget that is submitted to the Controlling Board or the 7420
Director of Budget and Management as part of a request for release 7421
of funds. The reimbursement for in-house design shall not exceed 7422
seven per cent of the estimated construction cost. 7423

Section 35. All items set forth in this section are hereby 7424
appropriated out of any moneys in the state treasury to the credit 7425
of the Parks and Recreation Improvement Fund (Fund 035) created by 7426
division (F) of section 154.22 of the Revised Code, derived from 7427
the proceeds of obligations heretofore authorized, to pay costs of 7428
capital facilities, as defined in section 154.01 of the Revised 7429
Code, for parks and recreation. 7430

Reappropriations 7431

DNR DEPARTMENT OF NATURAL RESOURCES 7432

CAP-005 Cowan Lake State Park \$ 16,000 7433

CAP-009	Dillon State Park	\$	2,351	7434
CAP-011	Findley State Park	\$	22,856	7435
CAP-012	Land Acquisition	\$	856,325	7436
CAP-016	Hueston Woods State Park	\$	203,001	7437
CAP-017	Indian Lake State Park	\$	47,358	7438
CAP-018	Kellys Island State Park	\$	47,671	7439
CAP-019	Lake Hope State Park	\$	332,174	7440
CAP-025	Punderson State Park	\$	4,500	7441
CAP-026	Pymatuning State Park	\$	60,105	7442
CAP-029	Salt Fork State Park	\$	2,752	7443
CAP-032	West Branch State Park	\$	372,601	7444
CAP-051	Buck Creek State Park	\$	750	7445
CAP-064	Geneva State Park	\$	151,339	7446
CAP-069	Hocking Hills State Park	\$	31,005	7447
CAP-099	South Bass Island	\$	6,275	7448
CAP-120	Harrison Lake State Park	\$	30,844	7449
CAP-162	Shawnee State Park	\$	217,160	7450
CAP-205	Deer Creek State Park	\$	44,185	7451
CAP-234	State Parks Campgrounds, Lodges, and Cabins	\$	7,673,638	7452
CAP-298	Malabar Farm State Park	\$	141,000	7453
CAP-331	Park Boating Facilities	\$	1,067,300	7454
CAP-390	State Park Maintenance Facility Development	\$	488,801	7455
CAP-701	Buckeye Lake Dam Rehabilitation	\$	1,033,254	7456
CAP-702	Upgrade Underground Storage Tanks	\$	2,967,640	7457
CAP-703	Cap Abandoned Water Wells	\$	250,000	7458
CAP-718	Grand Lake St. Mary's State Park	\$	37,771	7459
CAP-727	Riverfront Improvements	\$	1,000,000	7460
CAP-744	Multi-Agency Radio Communication Equipment	\$	425,000	7461
CAP-748	Local Parks Projects	\$	2,075,000	7462
CAP-758	Muskingum River Parkway Lock No. 7	\$	47,000	7463

CAP-787	Scioto Riverfront Improvements	\$	12,000,000	7464
CAP-789	Great Miami Riverfront Improvements	\$	2,650,000	7465
CAP-821	State Park Dredging and Shoreline Protection	\$	291,273	7466
CAP-827	Cuyahoga Valley Scenic Railroad	\$	3,716,666	7467
CAP-836	State Parks Renovation/Upgrading	\$	125,000	7468
CAP-842	Appalachian Parks and Recreational Facilities	\$	207,686	7469
CAP-851	Cleveland Lakefront	\$	956,657	7470
CAP-876	Statewide Trails Program	\$	3,440,000	7471
CAP-881	Dam Rehabilitation	\$	250,000	7472
CAP-927	Mohican State Park	\$	62,423	7473
CAP-928	Handicapped Accessibility	\$	498,089	7474
CAP-929	Hazardous Waste/Asbestos Abatement	\$	1,420,882	7475
CAP-931	Wastewater/Water Systems Upgrade	\$	2,748,540	7476
	Total Department of Natural Resources	\$	48,022,872	7477
	Total Parks and Recreation Improvement Fund	\$	48,022,872	7478

Indian Lake State Park 7479

The amount reappropriated for the foregoing appropriation 7480
item CAP-017, Indian Lake State Park, shall be the sum of the 7481
unencumbered and unallotted balances as of June 30, 2000, in 7482
appropriation items CAP-017, Indian Lake State Park, and CAP-719, 7483
Indian Lake State Park. 7484

State Parks Campgrounds, Lodges, and Cabins 7485

The amount reappropriated for the foregoing appropriation 7486
item CAP-234, State Parks Campgrounds, Lodges, and Cabins, shall 7487
be \$1,800,000 plus the unencumbered and unallotted balance as of 7488
June 30, 2000, in appropriation item CAP-234, State Parks 7489
Campgrounds, Lodges, and Cabins. 7490

Hazardous Waste/Asbestos Abatement 7491

The amount reappropriated for the foregoing appropriation 7492

item CAP-929, Hazardous Waste/Asbestos Abatement, shall be the 7493
unencumbered and unallotted balance as of June 30, 2000, in 7494
appropriation item CAP-929, Hazardous Waste/Asbestos Abatement, 7495
minus \$1,800,000. 7496

Local Parks Projects 7497

Of the foregoing appropriation item CAP-748, Local Parks 7498
Projects, \$75,000 shall be used for Dover Recreational Facilities 7499
Improvements, and \$2,000,000 shall be used for Fallen Timbers 7500
Battlefield Improvements. 7501

Cleveland Lakefront 7502

Of the foregoing appropriation item CAP-851, Cleveland 7503
Lakefront, \$30,000 shall be used for a pedestrian walkway at 7504
Edgewater Park. 7505

Indian Lake Improvements 7506

Of the foregoing appropriation item CAP-881, Dam 7507
Rehabilitation, \$225,000 shall be used for Indian Lake 7508
improvements, located in Logan County. 7509

Statewide Trails 7510

Of the foregoing appropriation item CAP-876, Statewide Trails 7511
Program, up to \$2,500,000 shall be used for trail renovations at 7512
Hocking Hills State Park. 7513

Federal Reimbursement 7514

All reimbursements received from the federal government for 7515
any expenditures made pursuant to this section shall be deposited 7516
in the state treasury to the credit of the Parks and Recreation 7517
Improvement Fund. 7518

Section 36. The foregoing capital improvements for which 7519
appropriations are made from the Parks and Recreation Improvement 7520
Fund (Fund 035) are determined to be capital improvements and 7521

capital facilities for parks and recreation and shall be 7522
designated as the capital facilities to which proceeds of 7523
obligations in the Parks and Recreation Improvement Fund, created 7524
by section 154.22 of the Revised Code, are to be applied. All such 7525
appropriations provided in this section are made to the Ohio 7526
Public Facilities Commission for application to the purposes for 7527
which appropriated through the exercise of its powers under 7528
Chapter 154. of the Revised Code including, when appropriate, 7529
provision thereunder for the production of revenues and receipts 7530
for bond service charges on such obligations and, in addition 7531
thereto, participation in such capital facilities by grants or 7532
contributions to 501(c)(3) corporations for such facilities. 7533

Section 37. (A) No capital improvement appropriations made in 7534
Section 35 of this act shall be released for planning or for 7535
improvement, renovation, or construction or acquisition of capital 7536
facilities if a governmental agency, as defined in section 154.01 7537
of the Revised Code, does not own the real property that 7538
constitutes the capital facilities or on which the capital 7539
facilities are or will be located. This restriction does not apply 7540
in any of the following circumstances: 7541

(1) The governmental agency has a long-term (at least fifteen 7542
years) lease of, or other interest (such as an easement) in, the 7543
real property. 7544

(2) In the case of an appropriation for capital facilities 7545
for parks and recreation that, because of their unique nature or 7546
location, will be owned or be part of facilities owned by a 7547
separate nonprofit organization and made available to the 7548
governmental agency for its use or operated by the nonprofit 7549
organization under contract with the governmental agency, the 7550
nonprofit organization either owns or has a long-term (at least 7551
fifteen years) lease of the real property or other capital 7552

facility to be improved, renovated, constructed, or acquired and 7553
has entered into a joint or cooperative use agreement, approved by 7554
the Department of Natural Resources, with the governmental agency 7555
for that agency's use of and right to use the capital facilities 7556
to be financed and, if applicable, improved, the value of such use 7557
or right to use being, as determined by the parties, reasonably 7558
related to the amount of the appropriation. 7559

(B) In the case of capital facilities referred to in division 7560
(A)(2) of this section, the joint or cooperative use agreement 7561
shall include, as a minimum, provisions that: 7562

(1) Specify the extent and nature of that joint or 7563
cooperative use, extending for no fewer than fifteen years, with 7564
the value of such use or right to use to be, as determined by the 7565
parties and approved by the approving department, reasonably 7566
related to the amount of the appropriation; 7567

(2) Provide for pro rata reimbursement to the state should 7568
the arrangement for joint or cooperative use by a governmental 7569
agency be terminated; and 7570

(3) Provide that procedures to be followed during the capital 7571
improvement process will comply with appropriate applicable state 7572
laws and rules, including provisions of this act. 7573

Section 38. All items set forth in this section are hereby 7574
appropriated out of any moneys in the state treasury to the credit 7575
of the State Capital Improvements Fund (Fund 038). 7576

Reappropriations 7577

PWC PUBLIC WORKS COMMISSION 7578

Ohio Small Government Capital Improvement Commission 7579

CIF-000	Small Government Set-Aside	\$	24,908,098	7580
CIF-001	Infrastructure - District 1	\$	32,676,858	7581
CIF-002	Infrastructure - District 2	\$	18,637,968	7582

CIF-003	Infrastructure - District 3	\$	23,445,097	7583
CIF-004	Infrastructure - District 4	\$	12,864,088	7584
CIF-005	Infrastructure - District 5	\$	8,988,265	7585
CIF-006	Infrastructure - District 6	\$	9,649,995	7586
CIF-007	Infrastructure - District 7	\$	11,003,154	7587
CIF-008	Infrastructure - District 8	\$	15,045,007	7588
CIF-009	Infrastructure - District 9	\$	8,279,787	7589
CIF-010	Infrastructure - District 10	\$	15,556,582	7590
CIF-011	Infrastructure - District 11	\$	11,371,194	7591
CIF-012	Infrastructure - District 12	\$	9,327,325	7592
CIF-013	Infrastructure - District 13	\$	6,407,789	7593
CIF-014	Infrastructure - District 14	\$	7,140,347	7594
CIF-015	Infrastructure - District 15	\$	8,361,859	7595
CIF-016	Infrastructure - District 16	\$	9,925,970	7596
CIF-017	Infrastructure - District 17	\$	8,128,478	7597
CIF-018	Infrastructure - District 18	\$	7,747,999	7598
CIF-019	Infrastructure - District 19	\$	7,314,281	7599
CIF-020	Emergency Set-Aside	\$	6,325,824	7600
CIF-021	Small Counties Program	\$	1,187,644	7601
CAP-150	Local Public Infrastructure	\$	6,630,256	7602
	Total Public Works Commission	\$	270,923,865	7603
	Total State Capital Improvement Fund	\$	270,923,865	7604

The appropriations in this section shall be used in accordance with sections 164.01 to 164.12 of the Revised Code. All expenditures made from these appropriations shall be approved by the Director of the Public Works Commission. The Director of the Public Works Commission shall not allocate funds in amounts greater than those amounts appropriated by the General Assembly.

Section 39. All items set forth in this section are hereby appropriated out of any moneys in the state treasury to the credit of the State Capital Improvements Revolving Loan Fund (Fund 040). Revenues to the State Capital Improvements Revolving Loan Fund

shall consist of all repayments of loans made to local 7615
subdivisions for capital improvements, investment earnings on 7616
moneys in the fund, and moneys obtained from federal or private 7617
grants or from other sources for the purpose of making loans for 7618
the purpose of financing or assisting in the financing of the cost 7619
of capital improvement projects of local subdivisions. 7620

Reappropriations 7621

PWC PUBLIC WORKS COMMISSION 7622

CAP-151	Revolving Loan	\$	2,997,000	7623
RLF-001	Revolving Loan-District 1	\$	1,868,172	7624
RLF-002	Revolving Loan-District 2	\$	2,490,235	7625
RLF-003	Revolving Loan-District 3	\$	4,714,993	7626
RLF-004	Revolving Loan-District 4	\$	1,598,783	7627
RLF-005	Revolving Loan-District 5	\$	1,007,003	7628
RLF-006	Revolving Loan-District 6	\$	1,333,261	7629
RLF-007	Revolving Loan-District 7	\$	1,896,883	7630
RLF-008	Revolving Loan-District 8	\$	1,165,646	7631
RLF-009	Revolving Loan-District 9	\$	860,262	7632
RLF-010	Revolving Loan-District 10	\$	1,577,000	7633
RLF-011	Revolving Loan-District 11	\$	1,656,000	7634
RLF-012	Revolving Loan-District 12	\$	2,365,799	7635
RLF-013	Revolving Loan-District 13	\$	907,896	7636
RLF-014	Revolving Loan-District 14	\$	1,082,198	7637
RLF-015	Revolving Loan-District 15	\$	1,112,000	7638
RLF-016	Revolving Loan-District 16	\$	1,420,000	7639
RLF-017	Revolving Loan-District 17	\$	728,032	7640
RLF-018	Revolving Loan-District 18	\$	941,822	7641
RLF-019	Revolving Loan-District 19	\$	801,104	7642
RLF-020	Small Government Program	\$	1,208,730	7643
RLF-021	Emergency Program	\$	170,840	7644
Total Public Works Commission		\$	33,903,659	7645
Total State Capital Improvements				7646

Revolving Loan Fund \$ 33,903,659 7647

The appropriations in this section shall be used in 7648
accordance with sections 164.01 to 164.12 of the Revised Code. All 7649
expenditures made from these appropriations shall be approved by 7650
the Director of the Public Works Commission. The Director of the 7651
Public Works Commission shall not allocate funds in amounts 7652
greater than those amounts appropriated by the General Assembly. 7653

Section 40. All items set forth in this section are hereby 7654
appropriated out of any moneys in the state treasury to the credit 7655
of the State Capital Improvements Fund (Fund 038). 7656

PWC PUBLIC WORKS COMMISSION 7657

Appropriations 7658

CAP-150 Local Public Infrastructure \$ 245,000,000 7659
Total Public Works Commission \$ 245,000,000 7660
Total State Capital Improvements Fund \$ 245,000,000 7661

The foregoing appropriation item CAP-150, Local Public 7662
Infrastructure, shall be used in accordance with sections 164.01 7663
to 164.12 of the Revised Code. The Director of the Public Works 7664
Commission may certify to the Director of Budget and Management 7665
that a need exists to appropriate investment earnings to be used 7666
in accordance with sections 164.01 to 164.12 of the Revised Code. 7667
If the Director of Budget and Management determines pursuant to 7668
division (D) of section 164.08 and section 164.12 of the Revised 7669
Code that investment earnings are available to support additional 7670
appropriations, such amounts are hereby appropriated. 7671

Section 41. The Treasurer of State is hereby authorized 7672
pursuant to section 164.09 of the Revised Code to issue and sell, 7673
in accordance with Section 2m of Article VIII, Ohio Constitution, 7674
and sections 164.01 to 164.12 of the Revised Code, original 7675
obligations of the State of Ohio, in an aggregate principal amount 7676

not to exceed \$240,000,000, in addition to the original 7677
obligations heretofore authorized by prior acts of the General 7678
Assembly. These authorized obligations shall be issued and sold 7679
from time to time and in amounts necessary to ensure sufficient 7680
moneys to the credit of the State Capital Improvements Fund (Fund 7681
038) to pay costs charged to that fund, as estimated by the 7682
Director of Budget and Management. 7683

In determining "aggregate principal amount" for purposes of 7684
this section, the principal amount of a "capital appreciation 7685
bond," as defined in division (C) of section 3334.01 of the 7686
Revised Code, means its face amount, and of a "zero coupon bond," 7687
as defined in division (K) of section 3334.01 of the Revised Code, 7688
means the discounted offering price at which the bond is initially 7689
sold to the public, disregarding any purchase price discount to 7690
the original purchaser if provided for pursuant to section 152.09 7691
of the Revised Code. 7692

Section 42. All items set forth in this section are hereby 7693
appropriated out of any moneys in the state treasury to the credit 7694
of the State Capital Improvements Revolving Loan Fund (Fund 040). 7695
Revenues to the State Capital Improvements Revolving Loan Fund 7696
shall consist of all repayments of loans made to local 7697
subdivisions for capital improvements, investment earnings on 7698
moneys in the fund, and moneys obtained from federal or private 7699
grants or from other sources for the purpose of making loans for 7700
the purpose of financing or assisting in the financing of the cost 7701
of capital improvement projects of local subdivisions. 7702

PWC PUBLIC WORKS COMMISSION 7703

Appropriations 7704

CAP-151	Revolving Loan	\$	34,500,000	7705
	Total Public Works Commission	\$	34,500,000	7706
	Total State Capital Improvements Revolving			7707

Loan Fund \$ 34,500,000 7708

The foregoing appropriation item CAP-151, Revolving Loan, 7709
shall be used in accordance with sections 164.01 to 164.12 of the 7710
Revised Code. 7711

Section 43. Each request for release of appropriations for 7712
any and all capital improvements and capital facilities for which 7713
appropriations are made in this act from the proceeds of 7714
obligations in the Administrative Building Fund (Fund 026), the 7715
Adult Correctional Building Fund (Fund 027), the Juvenile 7716
Correctional Building Fund (Fund 028), the Arts Facilities 7717
Building Fund (Fund 030), the Natural Resources Projects Fund 7718
(Fund 031), the School Building Program Assistance Fund (Fund 7719
032), the Mental Health Facilities Improvement Fund (Fund 033), 7720
the Higher Education Improvement Fund (Fund 034), and the Parks 7721
and Recreation Improvement Fund (Fund 035) shall have the 7722
certification of the Director of Budget and Management that 7723
sufficient General Revenue Fund moneys are appropriated for and 7724
will be available for rental payments to the Ohio Public 7725
Facilities Commission, the Treasurer of State, and the Ohio 7726
Building Authority in the then-current fiscal biennium relating to 7727
obligations or portions of obligations issued or to be issued in 7728
that fiscal biennium to fund, in the then-current fiscal biennium, 7729
anticipated expenditures from these funds associated with the 7730
request. This requirement is in addition to other requirements 7731
under this act and the Revised Code. 7732

Section 44. No money shall be encumbered for any capital 7733
improvements and capital facilities for which appropriations are 7734
made in excess of the cash balances from the proceeds of 7735
obligations in the State Capital Improvements Fund (Fund 038) and 7736
the Highway Safety Building Fund (Fund 025) unless the Director of 7737
Budget and Management certifies that sufficient General Revenue 7738

Fund or Highway Safety Fund moneys are appropriated for and will 7739
be available for rental payments to the Ohio Building Authority or 7740
the Treasurer of State for debt service payments by the state in 7741
the then-current fiscal biennium relating to obligations or 7742
portions of obligations issued or to be issued in that fiscal 7743
biennium to fund, in the then-current fiscal biennium, anticipated 7744
expenditures from these funds associated with related 7745
encumbrances. This requirement is in addition to other 7746
requirements under this act and the Revised Code. 7747

Section 45. 7748

Certification of Availability of Moneys

No moneys that require release shall be expended from any 7749
appropriation contained in this act without certification of the 7750
Director of Budget and Management that there are sufficient moneys 7751
in the state treasury in the fund from which the appropriation is 7752
made. Such certification made by the Office of Budget and 7753
Management shall be based on estimates of revenue, receipts, and 7754
expenses. Nothing herein shall be construed as a limitation on the 7755
authority of the Director of Budget and Management as granted in 7756
section 126.07 of the Revised Code. 7757

Section 46. The appropriations made in this act, excluding 7758
those made to the State Capital Improvement Fund (Fund 038) and 7759
the State Capital Improvements Revolving Loan Fund (Fund 040) for 7760
buildings or structures, including remodeling and renovations, are 7761
limited to: 7762

(A) Acquisition of real property; 7763

(B) Buildings and structures, which includes construction, 7764
demolition, complete heating, lighting, and lighting fixtures, and 7765
all necessary utilities, ventilating, plumbing, sprinkling, and 7766
sewer systems, when such systems are authorized or necessary; 7767

(C) Architectural, engineering, and professional services expenses directly related to the projects;	7768 7769
(D) Machinery that is a part of structures at the time of initial acquisition or construction;	7770 7771
(E) Equipment that meets all the following criteria:	7772
(1) The equipment is essential in bringing the facility up to its intended use.	7773 7774
(2) The unit cost of the equipment, and not the individual parts of a unit, is about \$100 or more.	7775 7776
(3) The equipment has a useful life of five years or more.	7777
(4) The equipment is necessary for the functioning of a particular facility.	7778 7779
(5) The equipment will be used primarily in the rooms or areas covered in the project.	7780 7781
No equipment shall be purchased that is not an integral part of or directly related to the basic purpose or function of a project for which moneys are appropriated, including, but not limited to, motor vehicles, adding machines, calculators, dictating machines, computers and computer peripherals, typewriters, word processors, or other items that are used for normal supplies and maintenance.	7782 7783 7784 7785 7786 7787 7788
Section 47. Any request for release of capital appropriations by the Director of Budget and Management or the Controlling Board of capital appropriations for projects, the contracts for which are awarded by the Department of Administrative Services, as authorized by law, shall contain a contingency reserve, the amount of which is to be determined by the Department of Administrative Services, for payment of unanticipated project expenses. Any amount deducted from the encumbrance for a contractor's contract	7789 7790 7791 7792 7793 7794 7795 7796

as an assessment for liquidated damages shall be added to the 7797
encumbrance for the contingency reserve. Contingency reserve funds 7798
shall be used to pay costs resulting from unanticipated job 7799
conditions, to comply with rulings regarding building and other 7800
codes, to pay costs related to errors or omissions in contract 7801
documents, and to pay the cost of settlements and judgments 7802
related to the project. 7803

Upon completion of a project, should any funds remain, such 7804
remaining funds may, upon approval of the Controlling Board, be 7805
released for the use of the institution to which the appropriation 7806
was made for another capital facilities project or projects. 7807

Section 48. 7808

Agency Administration of Capital Facilities Projects

Notwithstanding sections 123.01 and 123.15 of the Revised 7809
Code, the Director of Administrative Services may authorize the 7810
Departments of Mental Health, Mental Retardation and Developmental 7811
Disabilities, Alcohol and Drug Addiction Services, Agriculture, 7812
Rehabilitation and Correction, Youth Services, Public Safety, and 7813
Transportation, the Bureau of Employment Services, the Ohio 7814
Veterans' Home, the Arts and Sports Facilities Commission, and the 7815
Rehabilitation Services Commission to administer any capital 7816
facilities projects when the estimated cost, including design 7817
fees, construction, equipment, and contingency amounts, is less 7818
than \$1,500,000. Requests for authorization to administer capital 7819
facilities projects shall be made in writing to the Director of 7820
Administrative Services by the respective state agency within 7821
sixty days after the effective date of the act in which the 7822
General Assembly initially makes an appropriation for the project. 7823

The director of a state agency authorized by the Director of 7824
Administrative Services to administer capital facilities projects 7825

pursuant to this section shall comply with the procedures and 7826
guidelines established in Chapter 153. of the Revised Code. Upon 7827
the release of funds for such projects by the Controlling Board or 7828
the Director of Budget and Management, the agency may administer 7829
the capital project or projects for which agency administration 7830
has been authorized without the supervision, control, or approval 7831
of the Director of Administrative Services as specified in that 7832
chapter. 7833

Section 49. 7834

Satisfaction of Judgments and Settlements Against the State

Except as otherwise provided in this section, an 7835
appropriation contained in this act or any other act may be used 7836
for the purpose of satisfying judgments, settlements, or 7837
administrative awards ordered or approved by the Court of Claims 7838
or by any other court of competent jurisdiction in connection with 7839
civil actions against the state. This authorization shall not 7840
apply to appropriations to be applied to or used for payment of 7841
guarantees by or on behalf of the state, for or relating to lease 7842
payments of debt service on bonds, notes, or similar obligations. 7843
Notwithstanding any other section of law to the contrary, this 7844
authorization applies to appropriations from the following funds 7845
only to the extent that the judgment, settlement, or 7846
administrative award is for or represents capital costs for which 7847
the appropriation may otherwise be used and is consistent with the 7848
purpose for which any related bonds were issued: the Sports 7849
Facilities Building Fund (Fund 024), the Highway Safety Building 7850
Fund (Fund 025), the Administrative Building Fund (Fund 026), the 7851
Adult Correctional Building Fund (Fund 027), the Juvenile 7852
Correctional Building Fund (Fund 028), the Transportation Building 7853
Fund (Fund 029), the Arts Facilities Building Fund (Fund 030), the 7854
Natural Resources Projects Fund (Fund 031), the School Building 7855

Program Assistance Fund (Fund 032), the Mental Health Facilities 7856
Improvement Fund (Fund 033), the Higher Education Improvement Fund 7857
(Fund 034), the Parks and Recreation Improvement Fund (Fund 035), 7858
the State Capital Improvements Fund (Fund 038), the Highway 7859
Capital Improvement Fund (Fund 042), the Coal Research/Development 7860
Fund (Fund 046), and any other fund into which proceeds of 7861
obligations are deposited. Nothing contained in this section is 7862
intended to subject the state to suit in any forum in which it is 7863
not otherwise subject to suit, nor is it intended to waive or 7864
compromise any defense or right available to the state in any suit 7865
against it. 7866

Section 50. Notwithstanding section 126.14 of the Revised 7867
Code, appropriations for appropriation items CAP-002, Local Jails, 7868
and CAP-003, Community-Based Correctional Facilities, appropriated 7869
from the Adult Correctional Building Fund (Fund 027) to the 7870
Department of Rehabilitation and Correction shall be released upon 7871
the written approval of the Director of Budget and Management. The 7872
appropriations from the Public School Building Fund (Fund 021) and 7873
the School Building Program Assistance Fund (Fund 032) to the 7874
School Facilities Commission and appropriations from the State 7875
Capital Improvement Fund (Fund 038) and the State Capital 7876
Improvements Revolving Loan Fund (Fund 040) to the Public Works 7877
Commission shall be released upon presentation of a request to 7878
release the funds, by the agency to which the appropriation has 7879
been made, to the Director of Budget and Management. 7880

Section 51. Except as provided in section 4115.04 of the 7881
Revised Code, no moneys appropriated or reappropriated by the 7882
123rd General Assembly shall be used for the construction of 7883
public improvements, as defined in section 4115.03 of the Revised 7884
Code, unless the mechanics, laborers, or workers engaged therein 7885
are paid the prevailing rate of wages as prescribed in section 7886

4115.04 of the Revised Code. Nothing in this section shall affect 7887
the wages and salaries established for state employees under the 7888
provisions of Chapter 124. of the Revised Code, or collective 7889
bargaining agreements entered into by the state pursuant to 7890
Chapter 4117. of the Revised Code, while engaged on force account 7891
work, nor shall this section interfere with the use of inmate and 7892
patient labor by the state. 7893

Section 52. 7894

Capital Facilities Leases

Capital facilities for which appropriations are made from the 7895
Administrative Building Fund (Fund 026), the Adult Correctional 7896
Building Fund (Fund 027), the Juvenile Correctional Building Fund 7897
(Fund 028), and the Arts Facilities Building Fund (Fund 030) may 7898
be leased by the Ohio Building Authority to the Department of 7899
Youth Services, the Arts and Sports Facilities Commission, the 7900
Department of Administrative Services, and the Department of 7901
Rehabilitation and Correction, and other agreements may be made by 7902
the Ohio Building Authority and the departments with respect to 7903
the use or purchase of such capital facilities, or subject to the 7904
approval of the director of the department or the commission, the 7905
Ohio Building Authority may lease such capital facilities to, and 7906
make other agreements with respect to the use or purchase thereof 7907
with, any governmental agency or nonprofit corporation having 7908
authority under law to own, lease, or operate such capital 7909
facilities. The director of the department or the commission may 7910
sublease such capital facilities to, and make other agreements 7911
with respect to the use or purchase thereof with, any such 7912
governmental agency or nonprofit corporation, which may include 7913
provisions for transmittal of receipts of that agency or nonprofit 7914
corporation of any charges for the use of such facilities, all 7915
upon such terms and conditions as the parties may agree upon and 7916

any other provision of law affecting the leasing, acquisition, or 7917
disposition of capital facilities by such parties. 7918

Section 53. The Director of Budget and Management shall 7919
authorize both of the following: 7920

(A) The initial release of moneys for projects from the 7921
Highway Safety Building Fund (Fund 025), the Administrative 7922
Building Fund (Fund 026), the Adult Correctional Building Fund 7923
(Fund 027), the Juvenile Correctional Building Fund (Fund 028), 7924
the Arts Facilities Building Fund (Fund 030), the Natural 7925
Resources Projects Fund (Fund 031), the School Building Program 7926
Assistance Fund (Fund 032), the Mental Health Facilities 7927
Improvement Fund (Fund 033), the Higher Education Improvement Fund 7928
(Fund 034), and the Parks and Recreation Improvement Fund (Fund 7929
035); 7930

(B) The expenditure or encumbrance of moneys from any other 7931
fund into which proceeds of obligations are deposited, only after 7932
determining to the director's satisfaction that either of the 7933
following has occurred: 7934

(1) The application of such moneys to the particular project 7935
will not negatively affect any exemption or exclusion of the 7936
interest on obligations, issued to provide moneys to the 7937
particular fund, from federal income tax under federal law and 7938
regulations at the time in effect or pending with retroactive 7939
effect. 7940

(2) Moneys for the project will come from the proceeds of 7941
obligations, the interest on which is not so excluded or exempt 7942
and which have been authorized as "taxable obligations" by the 7943
issuing authority. The director shall report any nonrelease of 7944
moneys pursuant to this section to the Governor, the presiding 7945
officer of each house of the General Assembly, and the agency for 7946

the use of which the project is intended. 7947

Section 54. Notwithstanding any provision of law to the 7948
contrary, for capital reappropriations in this act that were 7949
originally released by the Controlling Board or the Director of 7950
Budget and Management and encumbered prior to July 1, 1996, and 7951
for which such encumbrances were canceled by the director prior to 7952
June 30, 2000, the amounts of the canceled encumbrances shall be 7953
re-released by the director and re-encumbered for the same purpose 7954
and to the same contractor or vendor as originally released and 7955
encumbered, if the director determines that the amounts are needed 7956
to complete the projects for which they were originally intended. 7957

Section 55. Capital reappropriations in this act that have 7958
been released by the Controlling Board or the Director of Budget 7959
and Management between June 30, 1998, and July 1, 2000, do not 7960
require further approval or release prior to being encumbered. 7961
Funds reappropriated in excess of such prior releases shall be 7962
released in accordance with applicable provisions of this act. 7963

Section 56. Unless otherwise specified, the reappropriations 7964
made in this act represent the unencumbered and unallotted 7965
balances of prior years' capital improvements appropriations 7966
estimated to be available on June 30, 2000. The balances that 7967
actually exist on June 30, 2000, for the appropriation items in 7968
this act are hereby reappropriated. Additionally, there is hereby 7969
reappropriated the unencumbered and unallotted balances on June 7970
30, 2000, of any appropriation items reappropriated in Am. Sub. 7971
S.B. 230 of the 122nd General Assembly or appropriated in Am. Sub. 7972
H.B. 850 of the 122nd General Assembly if the Director of Budget 7973
and Management determines that such balances are needed to 7974
complete the projects for which they were reappropriated or 7975
appropriated. The appropriation items and amounts that are 7976

reappropriated by this act shall be reported to the Controlling Board within 30 days after the effective date of this section. 7977
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Section 57. There is hereby reappropriated the unencumbered and unallotted balances on June 30, 2000, of appropriation items created by the Controlling Board pursuant to section 127.15 of the Revised Code after December 6, 1999, from the appropriation items reappropriated in this act. The Director of Budget and Management may determine that such balances are not reappropriated if they are not needed to complete the projects for which they were appropriated. The director shall report on the status of such items to the Controlling Board within 30 days after the effective date of this section. 7979
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Section 58. No appropriation for a health care facility authorized under this act may be released until the requirements of sections 3702.51 to 3702.68 of the Revised Code have been met. 7989
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Section 59. All proceeds received by the state as a result of litigation, judgments, settlements, or claims, filed by or on behalf of any state agency as defined by section 1.60 of the Revised Code or state-supported or state-assisted institution of higher education, for damages or costs resulting from the use, removal, or hazard abatement of asbestos materials shall be deposited in the Asbestos Abatement Distribution Fund. All funds deposited into the Asbestos Abatement Distribution Fund (Fund 674) are hereby appropriated to the Attorney General. To the extent practicable, the proceeds placed in the Asbestos Abatement Distribution Fund shall be divided among the state agencies and state-supported or state-assisted institutions of higher education in accordance with the general provisions of the bankruptcy orders, settlement agreements, or judgments in the litigation regarding the percentage of recovery. Distribution of the proceeds 7992
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to each state agency or state-supported or state-assisted 8007
institution of higher education shall be made in accordance with 8008
the Asbestos Abatement Distribution Plan to be developed by the 8009
Attorney General, the Division of Public Works within the 8010
Department of Administrative Services, and the Office of Budget 8011
and Management. 8012

In those circumstances where asbestos litigation proceeds are 8013
for reimbursement of expenditures made with funds outside the 8014
state treasury or damages to buildings not constructed with state 8015
appropriations, direct payments shall be made to the affected 8016
institutions of higher education. Any proceeds received for 8017
reimbursement of expenditures made with funds within the state 8018
treasury or damages to buildings occupied by state agencies shall 8019
be distributed to the affected agencies with an intrastate 8020
transfer voucher to the funds identified in the Asbestos Abatement 8021
Distribution Plan. 8022

Such proceeds shall be used for additional asbestos abatement 8023
or encapsulation projects, or for other capital improvements, 8024
except that proceeds distributed to the General Revenue Fund and 8025
other funds that are not bond improvement funds may be used for 8026
any purpose. The Controlling Board may, for bond improvement 8027
funds, create appropriation items or increase appropriation 8028
authority in existing appropriation items equaling the amount of 8029
such proceeds. Such amounts approved by the Controlling Board are 8030
hereby appropriated. Such proceeds deposited in bond improvement 8031
funds shall not be expended until released by the Controlling 8032
Board, which shall require certification by the Director of Budget 8033
and Management that such proceeds are sufficient and available to 8034
fund the additional anticipated expenditures. 8035

Section 60. No investment income earned on the Sports 8036
Facilities Building Fund (Fund 024), the Highway Safety Building 8037

Fund (Fund 025), the Administrative Building Fund (Fund 026), the 8038
Adult Correctional Building Fund (Fund 027), the Juvenile 8039
Correctional Building Fund (Fund 028), the Transportation Building 8040
Fund (Fund 029), the Arts Facilities Building Fund (Fund 030), the 8041
Natural Resources Projects Fund (Fund 031), the School Building 8042
Program Assistance Fund (Fund 032), the Mental Health Improvement 8043
Fund (Fund 033), the Higher Education Improvement Fund (Fund 034), 8044
the Parks and Recreation Fund (Fund 035), the State Capital 8045
Improvement Fund (Fund 038), the Coal Research/Development Fund 8046
(Fund 046), the Highway Obligation Fund (Fund 041), and any other 8047
state fund into which proceeds of obligations are deposited shall 8048
be encumbered or spent from those funds until a certificate is 8049
provided by the issuer of the obligations that certifies to the 8050
Director of Budget and Management that there are sufficient moneys 8051
available from the investment income or from other sources to make 8052
any required payments to the federal government contemplated by 8053
the applicable bond proceedings. The Director of Budget and 8054
Management may authorize the investment income in excess of those 8055
requirements to be encumbered or spent from those funds. This 8056
requirement is in addition to any other requirement under this 8057
act, the Revised Code, or the applicable bond or note proceedings. 8058

Section 61. The capital improvements for which appropriations 8059
are made in this act from the Highway Safety Building Fund (Fund 8060
025), the Administrative Building Fund (Fund 026), the Adult 8061
Correctional Building Fund (Fund 027), the Juvenile Correctional 8062
Building Fund (Fund 028), the Arts Facilities Building Fund (Fund 8063
030), and the School Building Program Assistance Fund (Fund 032) 8064
are determined to be capital improvements and capital facilities 8065
for housing state agencies and branches of state government and 8066
are designated as capital facilities to which proceeds of 8067
obligations issued under Chapter 152. of the Revised Code are to 8068

be applied. 8069

Section 62. Upon the request of the agency to which a capital 8070
project appropriation item is appropriated, the Director of Budget 8071
and Management may transfer open encumbrance amounts between 8072
separate encumbrances for the project appropriation item to the 8073
extent that any reductions in encumbrances are agreed to by the 8074
contracting vendor and the agency. 8075

Section 63. 8076

Coit Road Litigation

Any proceeds received by the State of Ohio as a result of 8077
litigation, a settlement agreement, or a contribution related to 8078
hazardous waste clean-up of the Coit Road site in Cuyahoga County, 8079
from a potentially responsible prior owner or operator of the 8080
site, shall be deposited into the Adult Correctional Building Fund 8081
(Fund 027). 8082

Solely for the purpose of continuing to make rental payments 8083
under bond proceedings pursuant to Chapter 152. of the Revised 8084
Code, the Coit Road site shall be considered to be under the 8085
jurisdiction of the Department of Rehabilitation and Correction. 8086
After the term of the lease agreement between the Department of 8087
Rehabilitation and Correction and the Ohio Building Authority for 8088
the facility, jurisdiction shall be transferred to the Department 8089
of Administrative Services. 8090

Section 64. Any proceeds received by the State of Ohio as the 8091
result of litigation or a settlement agreement related to any 8092
liability for the planning, design, engineering, construction, or 8093
constructed management of such facilities operated by the 8094
Department of Administrative Services, except for the Coit Road 8095
site, shall be deposited into the Administrative Building Fund 8096

(Fund 026). 8097

Section 65. The balance in the Vocational School Building 8098
Assistance Fund (Fund 020), and all receipts and interest accruing 8099
to the fund from any source during the period of this act, are 8100
hereby appropriated to the Department of Education. The 8101
appropriation shall be used pursuant to section 3317.21 of the 8102
Revised Code. 8103

Section 66. 8104

Dayton Performing Arts Center

Notwithstanding any provisions to the contrary contained in 8105
section 3383.07 of the Revised Code, construction services and 8106
general building services for the Dayton Performing Arts Center 8107
project funded in appropriation item CAP-054, Dayton Performing 8108
Arts Center - Planning and Phase I, in Section 3.03 of Am. Sub. 8109
H.B. 850 and from any additional appropriations made to the Arts 8110
and Sports Facilities Commission for that project, may be provided 8111
by a governmental agency or an arts organization that occupies, 8112
will occupy, or is responsible for that project, as determined by 8113
the Arts and Sports Facilities Commission. The construction 8114
services and general building services to be provided by the 8115
governmental agency or the arts organization shall be specified in 8116
an agreement between the Commission and the governmental agency or 8117
arts organization. The agreement, or any actions taken under it, 8118
with the exception of sections 123.151, as applicable, and 8119
153.011, are not subject to Chapters 123. or 153. of the Revised 8120
Code, but shall be subject to Chapter 4115. of the Revised Code. 8121

This section of this act is not subject to the referendum and 8122
therefore, under Ohio Constitution, Article II, Section 1d and 8123
section 1.471 of the Revised Code, shall go into immediate effect 8124
when this act becomes law. 8125

Section 67. Within thirty days after the effective date of 8126
this section, the Director of Administrative Services shall 8127
certify to the Executive Director of the Ohio Building Authority 8128
that all costs and expenses incurred in connection with the State 8129
of Ohio Computer Center that are payable out of the existing 8130
account maintained by the Ohio Building Authority for that project 8131
have been paid and discharged, except for such project costs and 8132
expenses that are certified as not yet due and payable. The 8133
Executive Director of the Ohio Building Authority shall provide 8134
any information requested by the Director of Administrative 8135
Services to perform this certification. 8136

Upon receipt of the certification from the Director of 8137
Administrative Services, the Executive Director of the Ohio 8138
Building Authority shall certify to the Director of Budget and 8139
Management that the account used by the Ohio Building Authority 8140
for the State of Ohio Computer Center project will be closed in 8141
accordance with the trust agreement securing the state facilities 8142
bonds issued in connection with the project. 8143

Section 68. Sections 3 to 67 of this act shall remain in full 8144
force and effect commencing on July 1, 2000, and terminating on 8145
June 30, 2002, for the purpose of drawing money from the state 8146
treasury in payment of liabilities lawfully incurred hereunder, 8147
and on June 30, 2002, and not before, the moneys hereby 8148
appropriated shall lapse into the funds from which they are 8149
severally appropriated. If, under Ohio Constitution, Article II, 8150
Section 1c, Sections 3 to 66 of this act do not take effect until 8151
after July 1, 2000, Sections 3 to 67 of this act shall be and 8152
remain in full force and effect commencing on such later effective 8153
date. 8154

Section 69. That Section 18 of Am. Sub. H.B. 650 of the 122nd 8156
General Assembly, as amended by Am. Sub. H.B. 770 and Am. Sub. 8157
H.B. 850, both of the 122nd General Assembly, and by Am. Sub. H.B. 8158
282 of the 123rd General Assembly, be amended to read as follows: 8159
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"Sec. 18. (A) As used in this section: 8161

(1) "FY 1998 state aid" means the total amount of state money 8162
received by a school district for fiscal year 1998 as reported on 8163
the Department of Education's form "SF-12," adjusted as follows: 8164
8165

(a) Minus any amounts for approved preschool handicapped 8166
units; 8167

(b) Minus any additional amount attributable to the 8168
reappraisal guarantee of division (C) of section 3317.04 of the 8169
Revised Code; 8170

(c) Plus the amount deducted for payments to an educational 8171
service center; 8172

(d) Plus an estimated portion of the state money distributed 8173
in fiscal year 1998 to other school districts or educational 8174
service centers for approved units, other than preschool 8175
handicapped or gifted education units, attributable to the costs 8176
of providing services in those units to students entitled to 8177
attend school in the district; 8178

(e) Minus an estimated portion of the state money distributed 8179
to the school district in fiscal year 1998 for approved units, 8180
other than preschool handicapped units or gifted education units, 8181
attributable to the costs of providing services in those units to 8182
students entitled to attend school in another school district; 8183
8184

(f) Plus any additional amount paid pursuant to the vocational education recomputation required by former Section 50.22 of Am. Sub. H.B. No. 215 of the 122nd General Assembly;	8185 8186 8187
(g) Plus any additional amount paid pursuant to the special education recomputation required by former division (I) of section 3317.023 of the Revised Code;	8188 8189 8190
(h) Plus any amount paid for equity aid under section 3317.0213 of the Revised Code;	8191 8192
(i) Plus any amount received for that year pursuant to section 3317.027 of the Revised Code;	8193 8194
(j) Plus any amount received for that year pursuant to a recomputation made under division (B) of section 3317.022 of the Revised Code, as that section existed in that year.	8195 8196 8197
(2) "FY 1999 state aid" means "FY 1999 state aid" as defined in the version of this section in effect for fiscal year 1999.	8198 8199
(3) "FY 2000 state aid," "FY 2001 state aid," and "FY 2002 state aid" mean the total amount of state money a school district is eligible to receive for the applicable fiscal year under divisions (A), (C)(1) and (5), (D), and (E) of section 3317.022 and sections 3317.025, 3317.027, 3317.029, 3317.0212, and 3317.0213 of the Revised Code, plus any amount for which the district is eligible pursuant to division (C) of section 3317.023, divisions (G), (P), and (R) of section 3317.024, and the supplemental unit allowance paid for gifted units under division (B) of section 3317.162 of the Revised Code, and prior to any deductions or credits required by division (B), (D), (E), (F), (G), (H), (I), (J), (K), or (L) of section 3317.023 or division (J) of section 3317.029 of the Revised Code.	8200 8201 8202 8203 8204 8205 8206 8207 8208 8209 8210 8211 8212
(4) "Adjusted FY 1999 actual aid" means FY 1999 state aid that was actually paid to a school district after the application	8213 8214

of division (B) of this section, plus an appropriate proportion, 8215
as determined by the department of education, of the amount 8216
received by the school district in fiscal year 1999 from the 8217
vocational education set-aside, as defined in section 3317.0212 of 8218
the Revised Code and attributable to the district's students. 8219

(5) "FY 2000 actual aid," and "FY 2001 actual aid" mean the 8220
amount of the state aid described in division (A)(3) of this 8221
section that was actually paid to a school district in the 8222
applicable fiscal year after the application of divisions (C) to 8223
(E) of this section. 8224

(6) "FY 1998 ADM," "formula ADM," and "three-year average 8225
formula ADM" have the meanings prescribed in section 3317.02 of 8226
the Revised Code. 8227

(7) "All-day kindergarten" has the meaning prescribed in 8228
section 3317.029 of the Revised Code. 8229

(8) "School district" means a city, local, or exempted 8230
village school district. 8231

(B) In fiscal year 1999, notwithstanding any provision of law 8232
to the contrary, no school district shall receive FY 1999 state 8233
aid that is more than the greater of the following: 8234

(1) 110 per cent of FY 1998 state aid; 8235

(2) ~~61.06~~ 1.06 X (FY 1998 state aid/FY 1998 ADM)⁷ X the 8236
greater of fiscal year 1999 formula ADM or three-year average 8237
formula ADM. 8238

If a district's projected FY 1999 state aid is more than the 8239
greater of division (B)(1) or (2) of this section, such district 8240
shall receive only the greater of division (B)(1) or (2) of this 8241
section in fiscal year 1999. 8242

(C) In fiscal year 2000, notwithstanding any provision of law 8243
to the contrary, no school district shall receive FY 2000 state 8244

aid that is more than the greater of the following:	8245
(1) 111.5 per cent of adjusted FY 1999 actual aid;	8246
(2) $\frac{1}{7}$ [1.095 X (adjusted FY 1999 actual aid/fiscal year 1999 formula ADM) $\frac{7}{1}$] X the greater of fiscal year 2000 formula ADM or three-year average formula ADM.	8247 8248 8249
If a district's projected FY 2000 state aid is more than the greater of division (C)(1) or (2) of this section, such district shall receive only the greater of division (C)(1) or (2) of this section in fiscal year 2000.	8250 8251 8252 8253
(D) In fiscal year 2001, notwithstanding any provision of law to the contrary, no school district shall receive FY 2001 state aid that is more than the greater of the following:	8254 8255 8256
(1) 112 per cent of FY 2000 actual aid;	8257
(2) $\frac{1}{7}$ [1.10 X (FY 2000 actual aid/fiscal year 2000 formula ADM) $\frac{7}{1}$] X the greater of fiscal year 2001 formula ADM or three-year average formula ADM.	8258 8259 8260
If a district's projected FY 2001 state aid is more than the greater of division (D)(1) or (2) of this section, such district shall receive only the greater of division (D)(1) or (2) of this section in fiscal year 2001.	8261 8262 8263 8264
(E) In fiscal year 2002, notwithstanding any provision of law to the contrary, no school district shall receive FY 2002 state aid that is more than the greater of the following:	8265 8266 8267
(1) 112 per cent of FY 2001 actual aid;	8268
(2) $\frac{1}{7}$ [1.10 X (FY 2001 actual aid/fiscal year 2001 formula ADM) $\frac{7}{1}$] X the greater of fiscal year 2002 formula ADM or three-year average formula ADM.	8269 8270 8271
If a district's projected FY 2002 state aid is more than the greater of division (E)(1) or (2) of this section, such district	8272 8273

shall receive only the greater of division (E)(1) or (2) of this section in fiscal year 2002. 8274
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(F) This division and division (G) of this section apply only to districts subject to division (F) of section 3317.029 of the Revised Code and only until July 1, 2002. As used in this division and division (G) of this section: 8276
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(1) "Capped district" means a district that pursuant to division (B), (C), (D), or (E) of this section will not receive the full amount of FY 1999, FY 2000, FY 2001, or FY 2002 state aid. 8280
8281
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(2) "DPIA funds" means: 8284

(a) In FY 1998, the amount calculated for the district pursuant to division (B) of section 3317.023 of the Revised Code as it existed in that fiscal year; 8285
8286
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(b) In any fiscal year after FY 1998, the total amount calculated for the district for that fiscal year pursuant to section 3317.029 of the Revised Code. 8288
8289
8290

(3) "Exempt DPIA portion" means: 8291

(a) In the case of any district other than a capped district, an amount equal to zero; 8292
8293

(b) In the case of a capped district, the amount resulting from the application of the following formula: 8294
8295

(The district's DPIA funds for the year of the calculation minus the district's DPIA funds for FY 1998) minus (the district's actual aid for the year of the calculation minus the district's FY 1998 state aid) 8296

However, if this formula produces a negative number, the district's exempt DPIA portion is zero. 8297
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(4) "Required all-day kindergarten" for a district means the provision of all-day kindergarten to the number of students in the 8299
8300

district's kindergarten percentage specified pursuant to division 8301
(H)(1) of section 3317.029 of the Revised Code. 8302

(G) Notwithstanding any provision of law to the contrary: 8303

(1)(a) In the case of any district, the district's DPIA funds 8304
are hereby deemed to first consist of any disadvantaged pupil 8305
impact aid calculated for the district for all-day kindergarten 8306
under division (D) of section 3317.029 of the Revised Code, and to 8307
next consist of any disadvantaged pupil impact aid calculated for 8308
the district under divisions (C) and (E) of section 3317.029 of 8309
the Revised Code. Except as provided in division (G)(1)(b) of this 8310
section, each district shall expend whatever funds necessary to 8311
ensure provision of its required all-day kindergarten. 8312

8313

(b) Notwithstanding divisions (F)(1), (H), and (J) of section 8314
3317.029 of the Revised Code, a district may serve a lesser 8315
percentage of students than the number initially certified in its 8316
all-day kindergarten percentage as of the first day of August of 8317
the fiscal year and may retain and spend the DPIA funds it would 8318
have used to serve the difference between the initial certified 8319
percentage and such lesser percentage solely for the purpose of 8320
modifying or purchasing additional classroom space necessary to 8321
provide all-day kindergarten. A district may only reduce its 8322
certified all-day kindergarten percentage and spend the resultant 8323
funds on modification and purchase of space with the approval of 8324
the department of education. The department shall only approve 8325
such use of all-day kindergarten funds and the corresponding 8326
reduction of the district's certified all-day kindergarten 8327
percentage if it determines that the district cannot reasonably 8328
provide all-day kindergarten to its initially certified percentage 8329
without additional space. 8330

(2) In FY 1999, a district shall expend for the purposes of 8331

section 3317.029 of the Revised Code an amount equal to at least 8332
twenty-five per cent of the resultant derived from subtracting the 8333
district's exempt DPIA portion from the amount calculated for the 8334
district under divisions (C) and (E) of section 3317.029 of the 8335
Revised Code. 8336

(3) In FY 2000, a district shall expend for the purposes of 8337
section 3317.029 of the Revised Code an amount equal to at least 8338
fifty per cent of the resultant derived from subtracting the 8339
district's exempt DPIA portion from the amount calculated for the 8340
district under divisions (C) and (E) of section 3317.029 of the 8341
Revised Code. Of that amount: 8342

(a) The percentage that the district spends for the purposes 8343
of division (F)(2) of section 3317.029 of the Revised Code shall 8344
equal the percentage that its original calculation under division 8345
(C) of that section, before the application of this section, is of 8346
the total of the amounts originally calculated under divisions (C) 8347
and (E) of section 3317.029 of the Revised Code. 8348

(b) The percentage that the district spends for the purposes 8349
of division (F)(3) of section 3317.029 of the Revised Code shall 8350
equal the percentage that its original calculation under division 8351
(E) of that section, before the application of this section, is of 8352
the total of the amounts originally calculated under divisions (C) 8353
and (E) of section 3317.029 of the Revised Code. 8354

(4) In FY 2001, a district shall expend for the purposes of 8355
section 3317.029 of the Revised Code an amount equal to at least 8356
seventy-five per cent of the resultant derived from subtracting 8357
the district's exempt DPIA portion from the amount calculated for 8358
the district under divisions (C) and (E) of section 3317.029 of 8359
the Revised Code. Of that amount: 8360

(a) The percentage that the district spends for the purposes 8361
of division (F)(2) of section 3317.029 of the Revised Code shall 8362

equal the percentage that its original calculation under division 8363
(C) of that section, before the application of this section, is of 8364
the total of the amounts originally calculated under divisions (C) 8365
and (E) of section 3317.029 of the Revised Code. 8366

(b) The percentage that the district spends for the purposes 8367
of division (F)(3) of section 3317.029 of the Revised Code shall 8368
equal the percentage that its original calculation under division 8369
(E) of that section, before the application of this section, is of 8370
the total of the amounts originally calculated under divisions (C) 8371
and (E) of section 3317.029 of the Revised Code. 8372

(5) In FY 2002, a district shall expend one hundred per cent 8373
of its DPIA funds for the purposes of section 3317.029 of the 8374
Revised Code. 8375

(6) Districts shall comply with the requirements of division 8376
(G) of section 3317.029 of the Revised Code." 8377

Section 70. That existing Section 18 of Am. Sub. H.B. 650 of 8378
the 122nd General Assembly, as amended by Am. Sub. H.B. 770 and 8379
Am. Sub. H.B. 850, both of the 122nd General Assembly, and by Am. 8380
Sub. H.B. 282 of the 123rd General Assembly, is hereby repealed. 8381

Section 71. That Sections 5.05 and 7 of Am. Sub. H.B. 163 of 8382
the 123rd General Assembly be amended to read as follows: 8383

"**Sec. 5.05.** Emergency Management 8384

Federal Special Revenue Fund Group 8385

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3N5	763-644	U.S. DOE Agreement	\$	199,875	\$	195,961	8387
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329	763-645	Individual/Family	\$	750,000	\$	749,674	8388
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Grant - Fed

337	763-609	Federal Disaster	\$	10,600,000	\$	5,597,556	8389
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Relief

339	763-647	Emergency Management	\$	4,500,000	\$	4,490,434	8390
		Assistance and					
		Training					
	TOTAL FED	Federal Special					8391
	Revenue Fund Group		\$	16,049,875	\$	11,033,625	8392
	General Services Fund Group						8393
4V3	763-662	Storms/NOAA	\$	169,900	\$	167,943	8394
		Maintenance					
4W6	763-663	MARCS Operations	\$	436,000	\$	432,447	8395
533	763-601	State Disaster Relief	\$	8,370,843	\$	4,372,348	8396
	TOTAL GSF	General Services					8397
	Fund Group		\$	8,976,743	\$	4,972,738	8398
	State Special Revenue Fund Group						8399
4Y0	763-654	EMA Utility Payment	\$	143,220	\$	146,657	8400
4Y1	763-655	Salvage & Exchange-EMA	\$	27,028	\$	27,676	8401
657	763-652	Utility Radiological	\$	822,079	\$	806,339	8402
		Safety					
681	763-653	SARA Title III HAZMAT	\$	190,000	\$	188,452	8403
		Planning					
	TOTAL SSR	State Special Revenue					8404
	Fund Group		\$	1,182,327	\$	1,169,124	8405
	TOTAL ALL BUDGET FUND GROUPS -						8406
	Emergency Management		\$	26,208,945	\$	17,175,487	8407
	<u>MARCS Fund Transfer</u>						8408
	In the event that the Emergency Management Agency is not						8409
	designated by the Director of Administrative Services as the						8410
	agency to operate the Multi-Agency Radio Communications System						8411
	(MARCS), the Director of Budget and Management, with the						8412
	concurrence of the Director of Public Safety and the approval of						8413
	the Controlling Board, shall transfer the MARCS System Operations						8414
	Fund (Fund 4W6) and appropriation item 763-663, MARCS Operations,						8415
	from the Emergency Management Agency to the state agency that is						8416

designated by the Director of Administrative Services as the 8417
 caretaker of the operation of the Multi-Agency Radio 8418
 Communications System. 8419

SARA Title III HAZMAT Planning 8420

The SARA Title III HAZMAT Planning Fund (Fund 681) shall 8421
 receive grant funds from the Emergency Response Commission to 8422
 implement the Emergency Management Agency's responsibilities under 8423
 Sub. S.B. 367 of the 117th General Assembly. 8424

State Disaster Relief 8425

The foregoing appropriation item 763-601, State Disaster 8426
Relief, may accept transfers of cash and appropriations from 8427
Controlling Board appropriation items to reimburse eligible local 8428
governments and private nonprofit organizations for costs related 8429
to disasters that have been declared by local governments or the 8430
Governor. The Ohio Emergency Management Agency shall publish and 8431
make available an application packet outlining eligible items and 8432
application procedures for entities requesting state disaster 8433
relief. 8434

Sec. 7. PWC PUBLIC WORKS COMMISSION 8435

Local Transportation Improvements Fund Group 8436

052 150-402 LTIP - Operating	\$	397,133	\$	402,980	8437
052 150-701 Local Transportation	\$	62,000,000	\$	62,000,000	8438

Improvement Program					
		<u>67,000,000</u>		<u>67,000,000</u>	8439

TOTAL 052 Local Transportation 8440

Improvements Fund Group	\$	62,397,133	\$	62,402,980	8441
		<u>67,397,133</u>		<u>67,402,980</u>	8442

Local Infrastructure Improvements Fund Group 8443

038 150-321 Operating Expenses	\$	928,677	\$	941,989	8444
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TOTAL LIF Local Infrastructure 8445

Improvements

Fund Group	\$	928,677	\$	941,989	8446
TOTAL ALL BUDGET FUND GROUPS	\$	63,325,810	\$	63,344,969	8447
		<u>68,325,810</u>		<u>68,344,969</u>	8448

District Administration Costs 8449

The Director of the Public Works Commission is authorized to 8450
create a District Administration Costs Program from interest 8451
earnings of the Capital Improvements Fund and Local Transportation 8452
Improvement Program Fund proceeds. This program shall be used to 8453
provide for administration costs of the nineteen public works 8454
districts for the direct costs of district administration. 8455
Districts choosing to participate in this program shall only 8456
expend Capital Improvements Fund moneys for Capital Improvements 8457
Fund costs and Local Transportation Improvement Program Fund 8458
moneys for Local Transportation Improvement Program Fund costs. 8459
The account shall not exceed \$760,000 per fiscal year. Each public 8460
works district may be eligible for up to \$40,000 per fiscal year 8461
from its district allocation as provided in sections 164.08 and 8462
164.14 of the Revised Code. 8463

The director, by rule, shall define allowable and 8464
nonallowable costs for the purpose of the District Administration 8465
Costs Program. Nonallowable costs include indirect costs, elected 8466
official salaries and benefits, and project-specific costs. No 8467
district public works committee may participate in the District 8468
Administration Costs Program without the approval of those costs 8469
by the district public works committee pursuant to section 164.04 8470
of the Revised Code. 8471

Reappropriations and Transfers 8472

All appropriations to the Local Transportation Improvement 8473
Program Fund (Fund 052) in Am. Sub. H.B. 210 of the 122nd General 8474
Assembly remaining unencumbered as of June 30, 1999, are 8475

reappropriated for use during the period July 1, 1999, through 8476
 June 30, 2001, for the same purpose. 8477

Notwithstanding division (B) of section 127.14 of the Revised 8478
 Code, all appropriations and reappropriations to the Local 8479
 Transportation Improvement Program Fund (Fund 052) in this act 8480
 remaining unencumbered at June 30, 2000, may be transferred to 8481
 fiscal year 2001 for the same purpose, subject to the availability 8482
 of revenue as determined by the Director of the Public Works 8483
 Commission." 8484

Section 72. That existing Sections 5.05 and 7 of Am. Sub. 8485
 H.B. 163 of the 123rd General Assembly are hereby repealed. 8486

Section 73. That Sections 4, 4.01, 4.07, 4.10, 4.13, 7.01, 8487
 11, and 17 of Am. Sub. H.B. 282 of the 123rd General Assembly be 8488
 amended to read as follows: 8489

"Sec. 4. EDU DEPARTMENT OF EDUCATION 8490

General Revenue Fund				8491
GRF 200-100 Personal Services	\$	12,190,600	\$ 12,265,000	8492
		<u>12,102,350</u>	<u>12,145,000</u>	8493
GRF 200-320 Maintenance and	\$	8,961,654	\$ 5,293,979	8494
Equipment				
		<u>8,939,904</u>	<u>5,263,979</u>	8495
GRF 200-406 Head Start	\$	96,992,016	\$ 100,843,825	8496
GRF 200-408 Public Preschool	\$	19,066,606	\$ 19,506,205	8497
GRF 200-410 Professional	\$	27,293,834	\$ 28,568,834	8498
Development				
GRF 200-411 Family and Children	\$	10,642,188	\$ 10,642,188	8499
First				
GRF 200-416 Vocational Education	\$	2,325,916	\$ 2,381,738	8500
Match				

GRF 200-420	Technical Systems Development	\$ 4,950,000	\$ 3,850,000	8501
GRF 200-422	School Management Assistance	\$ 1,387,186	\$ 1,440,836	8502
GRF 200-424	Policy Analysis	\$ 505,354	\$ 637,655	8503
GRF 200-426	Ohio Educational Computer Network	\$ 25,089,772	\$ 37,004,086	8504
GRF 200-431	School Improvement Models	\$ 26,900,000	\$ 26,775,000	8505
		<u>27,010,000</u>	<u>26,925,000</u>	8506
GRF 200-432	School Conflict Management	\$ 611,645	\$ 621,524	8507
GRF 200-437	Student Proficiency	\$ 16,097,983	\$ 15,692,045	8508
GRF 200-441	American Sign Language	\$ 231,449	\$ 237,003	8509
GRF 200-442	Child Care Licensing	\$ 1,477,003	\$ 1,518,359	8510
GRF 200-445	OhioReads Admin/Volunteer Support	\$ 5,000,000	\$ 5,000,000	8511
GRF 200-446	Education Management Information System	\$ 13,799,674	\$ 12,649,674	8512
GRF 200-447	GED Testing/Adult High School	\$ 2,033,187	\$ 2,081,983	8513
GRF 200-455	Community Schools	\$ 3,500,000	\$ 3,500,000	8514
GRF 200-500	School Finance Equity	\$ 47,608,196	\$ 33,756,194	8515
GRF 200-501	Base Cost Funding	\$ 3,469,673,294	\$ 3,794,843,963	8516
GRF 200-502	Pupil Transportation	\$ 266,080,719	\$ 291,182,101	8517
GRF 200-503	Bus Purchase Allowance	\$ 38,132,291	\$ 39,047,466	8518
GRF 200-505	School Lunch Match	\$ 9,450,000	\$ 9,450,000	8519
GRF 200-509	Adult Literacy Education	\$ 9,361,964	\$ 9,586,651	8520
GRF 200-511	Auxiliary Services	\$ 110,255,190	\$ 118,083,309	8521
GRF 200-513	Summer Intervention	\$ 15,500,000	\$ 15,500,000	8522
GRF 200-514	Post-Secondary/Adult	\$ 21,254,866	\$ 23,230,243	8523

		Vocational Education				
GRF	200-520	Disadvantaged Pupil Impact Aid	\$	390,708,953	\$	390,708,953 8524
GRF	200-521	Gifted Pupil Program	\$	41,923,505	\$	44,060,601 8525
GRF	200-524	Educational Excellence and Competency	\$	13,548,666	\$	11,934,667 8526
GRF	200-532	Nonpublic Administrative Cost Reimbursement	\$	48,062,292	\$	51,474,714 8527
GRF	200-533	School-Age Child Care	\$	1,070,720	\$	1,096,417 8528
GRF	200-534	Desegregation Costs	\$	12,000,000	\$	11,700,000 8529
GRF	200-540	Special Education Enhancements	\$	127,842,848	\$	139,220,164 8530
GRF	200-545	Vocational Education Enhancements	\$	30,793,259	\$	32,662,107 8531
GRF	200-546	Charge-Off Supplement	\$	10,000,000	\$	14,000,000 8532
GRF	200-547	Power Equalization	\$	21,900,000	\$	34,700,000 8533
GRF	200-551	Reading Improvement	\$	1,704,454	\$	1,745,361 8534
GRF	200-552	County MR/DD Boards Vehicle Purchases	\$	1,627,152	\$	1,666,204 8535
GRF	200-553	County MR/DD Boards Transportation Operating	\$	8,326,400	\$	9,575,910 8536
GRF	200-558	Emergency Loan Interest Subsidy	\$	6,940,447	\$	5,470,150 8537
GRF	200-566	OhioReads Grants	\$	25,000,000	\$	25,000,000 8538
GRF	200-570	School Improvement Incentive Grants	\$	10,000,000	\$	10,000,000 8539
GRF	200-572	Teacher Incentive Grants	\$	5,000,000	\$	0 8540
GRF	200-573	Character Education	\$	1,050,000	\$	1,050,000 8541
GRF	200-574	Substance Abuse Prevention	\$	2,300,000	\$	2,420,000 8542

GRF 200-575	12th Grade Proficiency Stipend	\$ 17,500,000	\$ 17,500,000	8543
GRF 200-580	River Valley School Environmental Issues	\$ 350,000	\$ 0	8544
GRF 200-901	Property Tax Allocation - Education	\$ 636,200,000	\$ 673,960,000	8545
GRF 200-906	Tangible Tax Exemption - Education	\$ 69,000,000	\$ 71,000,000	8546
TOTAL GRF	General Revenue Fund	\$ 5,749,221,283	\$ 6,176,135,110	8547
	General Services Fund Group			8548
138 200-606	Computer Services	\$ 4,255,067	\$ 4,374,209	8549
4D1 200-602	Ohio Prevention/Education Resource Center	\$ 310,000	\$ 325,000	8550
4L2 200-681	Teacher Certification and Licensure	\$ 3,774,544	\$ 3,880,232	8551
452 200-638	Miscellaneous Revenue	\$ 1,045,000	\$ 1,045,000	8552
5H3 200-687	School District Solvency Assistance	\$ 30,000,000	\$ 30,000,000	8553
596 200-656	Ohio Career Information System	\$ 699,399	\$ 718,084	8554
TOTAL GSF	General Services Fund Group	\$ 40,084,010	\$ 40,342,525	8555
	Federal Special Revenue Fund Group			8557
309 200-601	Educationally Disadvantaged	\$ 14,444,213	\$ 14,872,241	8558
366 200-604	Adult Basic Education	\$ 14,901,137	\$ 14,901,137	8559
3H9 200-605	Head Start Collaboration Project	\$ 250,000	\$ 250,000	8560
367 200-607	School Food Services	\$ 9,492,000	\$ 9,783,000	8561
3T4 200-613	Public Charter Schools	\$ 3,157,895	\$ 4,725,000	8562
368 200-614	Veterans' Training	\$ 609,517	\$ 626,584	8563

369	200-616	Vocational Education	\$	7,500,000	\$	8,000,000	8564
3L6	200-617	Federal School Lunch	\$	163,500,000	\$	170,500,000	8565
3L7	200-618	Federal School Breakfast	\$	40,500,000	\$	44,500,000	8566
3L8	200-619	Child and Adult Care Programs	\$	58,600,000	\$	58,600,000	8567
3L9	200-621	Vocational Education Basic Grant	\$	55,583,418	\$	57,139,754	8568
3M0	200-623	ESEA Chapter One	\$	375,633,666	\$	394,415,350	8569
370	200-624	Education of All Handicapped Children	\$	1,594,949	\$	1,320,000	8570
3T5	200-625	Coordinated School Health	\$	536,437	\$	536,437	8571
3N7	200-627	School-to-Work	\$	13,864,500	\$	14,252,706	8572
371	200-631	EEO Title IV	\$	488,052	\$	508,917	8573
374	200-647	E.S.E.A. Consolidated Grants	\$	107,096	\$	110,094	8574
376	200-653	J.T.P.A.	\$	5,123,365	\$	5,266,819	8575
3R3	200-654	Goals 2000	\$	19,453,001	\$	20,425,651	8576
378	200-660	Math/Science Technology Investments	\$	11,686,926	\$	12,271,272	8577
3C5	200-661	Federal Dependent Care Programs	\$	17,996,709	\$	17,996,709	8578
3D1	200-664	Drug Free Schools	\$	20,026,500	\$	20,587,242	8579
3D2	200-667	Honors Scholarship Program	\$	1,976,400	\$	2,371,680	8580
3E2	200-668	AIDS Education Project	\$	620,774	\$	620,774	8581
3S7	200-673	Child Care School Age	\$	5,135,000	\$	5,278,000	8582
3M1	200-678	ESEA Chapter Two	\$	61,901,429	\$	16,591,501	8583
3M2	200-680	Ind W/Disab Education Act	\$	143,000,000	\$	162,000,000	8584
3P9	200-686	SRRC/FRC Evaluation Project	\$	51,350	\$	52,788	8585

TOTAL FED Federal Special				8586
Revenue Fund Group	\$ 1,047,734,334	\$ 1,058,503,656		8587
State Special Revenue Fund Group				8588
4M4 200-637 Emergency Service	\$ 762,548	\$ 783,899		8589
Telecommunication				
Training				
4R7 200-695 Indirect Cost Recovery	\$ 2,868,561	\$ 2,948,881		8590
4V7 200-633 Interagency Vocational	\$ 645,359	\$ 663,429		8591
Support				
454 200-610 Guidance and Testing	\$ 503,912	\$ 516,484		8592
455 200-608 Commodity Foods	\$ 8,000,000	\$ 8,000,000		8593
5B1 200-651 Child Nutrition	\$ 2,500,000	\$ 2,500,000		8594
Services				
598 200-659 Auxiliary Services	\$ 1,292,714	\$ 1,328,910		8595
Mobile Units				
620 200-615 Educational Grants	\$ 1,500,000	\$ 1,500,000		8596
TOTAL SSR State Special Revenue				8597
Fund Group	\$ 18,073,094	\$ 18,241,603		8598
Lottery Profits Education Fund Group				8599
017 200-612 Base Cost Funding	\$ 656,247,000	\$ 660,467,000		8600
017 200-682 Lease Rental Payment	\$ 29,753,000	\$ 29,733,000		8601
Reimbursement				
TOTAL LPE Lottery Profits				8602
Education Fund Group	\$ 686,000,000	\$ 690,200,000		8603
TOTAL ALL BUDGET FUND GROUPS	\$ 7,541,112,721	\$ 7,983,422,894		8604

Sec. 4.01. Personal Services 8606

Of the foregoing appropriation item 200-100, Personal 8607
 Services, ~~\$120,000~~ \$31,750 in each fiscal year ~~shall~~ 2000 may be 8608
 used to support the salary and fringe benefits of a teacher in 8609
 residence and support staff at the Governor's Office. 8610

Of the foregoing appropriation item 200-100, Personal 8611

Services, up to \$250,000 in fiscal year 2000 shall be used by the
Department of Education to contract with an independent researcher
to conduct a study of the educational and fiscal benefits of
sharing services, programs, and facilities in school districts
that are declared to be in a state of academic emergency under
division (B) of section 3302.03 of the Revised Code or declared to
be in a state of fiscal emergency under section 3316.03 of the
Revised Code. The study shall pay particular attention to the
academic benefits of school district sharing services and shall
examine the feasibility of joint use of facilities and joint
provision of programs by school districts. The department shall
submit the completed study to the General Assembly and the
Governor by December 31, 1999.

Maintenance and Equipment

Of the foregoing appropriation item 200-320, Maintenance and
Equipment, up to \$25,000 may be expended in each year of the
biennium for State Board of Education out-of-state travel.

Of the foregoing appropriation item 200-320, Maintenance and
Equipment, \$4,000,000 in fiscal year 2000 shall be reserved to
fund expenses associated with the Department of Education's move
from the Ohio Departments Building. The unencumbered balance of
the appropriation at the end of fiscal year 2000 is hereby
transferred to fiscal year 2001 to pay the cost of the move of the
Department of Education from the Ohio Departments Building.

Of the foregoing appropriation item 200-320, Maintenance and
Equipment, ~~\$30,000~~ \$8,250 in ~~each~~ fiscal year 2000 shall be used
to fund the travel expenses and administrative overhead of the
Teacher in Residence and support staff at the Governor's Office.

Of the foregoing appropriation item 200-320, Maintenance and
Equipment, up to \$17,675 in fiscal year 2000 shall be used to fund
the acquisition and shipping costs associated with providing one

copy of the book "Letters Home: The Letters of the Ohio Veterans Plaza," and a videotape of the dedication of the Ohio Veterans Plaza to each public high school library in the state. 8643
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Of the foregoing appropriation item 200-320, Maintenance and Equipment, up to \$350,000 in fiscal year 2001 shall be reserved for the expenses of the Auditor of State, if necessary, subject to approval of the Controlling Board. 8646
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Sec. 4.07. School Improvement Models 8650

The foregoing appropriation item 200-431, School Improvement Models, shall be used by the Department of Education to continue to support the creation of a statewide network of school improvement sites by providing competitive venture capital grants to schools that demonstrate the capacity to invent or adapt school improvement models. The department shall showcase projects of exceptional merit and shall promote the networking of venture schools with both venture and nonventure schools so that administrators and teachers outside the district can benefit from the knowledge gained at these sites. Up to \$8,850,000 in fiscal year 2000 shall be used to provide grants of \$25,000 to 354 schools and up to \$6,225,000 in fiscal year 2001 shall be used to provide grants of \$25,000 to 249 schools. 8651
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The Superintendent of Public Instruction shall assess individual school district responses to the performance audits conducted by the Auditor of State as required by Am. Sub. H.B. No. 215 of the 122nd General Assembly. These assessments shall be compiled into a report to the Speaker of the House of Representatives, the President of the Senate, and the chairs and ranking minority members of the House and Senate committees on education and finance. 8664
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Of the foregoing appropriation item 200-431, School 8672

Improvement Models, \$5,000,000 shall be used in each fiscal year 8673
for the development and distribution of school report cards 8674
pursuant to section 3302.03 of the Revised Code and the 8675
development of core competencies for the proficiency tests. 8676

Of the foregoing appropriation item 200-431, School 8677
Improvement Models, \$250,000 in each fiscal year shall be used for 8678
the development and operation of a Safe Schools Center. The 8679
Department of Education shall oversee the creation of a center to 8680
serve as a coordinating entity to assist school district 8681
personnel, parents, juvenile justice representatives, and law 8682
enforcement in identifying effective strategies and services for 8683
improving school safety and reducing threats to the security of 8684
students and school personnel. 8685

Of the foregoing appropriation item 200-431, School 8686
Improvement Models, up to \$1,800,000 in each fiscal year shall be 8687
used for a safe-school help line program for students, parents, 8688
and the community to report threats to the safety of students or 8689
school personnel. The Department of Education shall distribute 8690
funds, in accordance with criteria established by it, to school 8691
districts whose superintendents indicate the program will be a 8692
meaningful aid to school security. 8693

Of the foregoing appropriation item 200-431, School 8694
Improvement Models, \$5,850,000 in fiscal year 2000 and \$5,300,000 8695
in fiscal year 2001 shall be used to provide technical assistance 8696
to school districts that are declared to be in a state of academic 8697
watch or academic emergency under section 3302.03 of the Revised 8698
Code to develop their continuous improvement plans as required in 8699
section 3302.04 of the Revised Code. 8700

Of the foregoing appropriation item 200-431, School 8701
Improvement Models, \$5,150,000 in fiscal year 2000 and \$8,200,000 8702
in fiscal year 2001 shall be used for professional development in 8703

literacy for classroom teachers, administrators, and literacy
specialists. 8704
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Of the foregoing appropriation item 200-431, School 8706
Improvement Models, up to \$110,000 in fiscal year 2000 and up to 8707
\$150,000 in fiscal year 2001 shall be used to support a teacher in 8708
residence at the Governor's office and related support staff, 8709
travel expenses, and administrative overhead. 8710

School Conflict Management 8711

Of the foregoing appropriation item 200-432, School Conflict 8712
Management, amounts shall be used by the Department of Education 8713
for the purpose of providing dispute resolution and conflict 8714
management training, consultation, and materials for school 8715
districts, and for the purpose of providing competitive school 8716
conflict management grants to school districts. 8717

The Department of Education shall assist the Commission on 8718
Dispute Resolution and Conflict Management in the development and 8719
dissemination of the school conflict management program. The 8720
assistance provided by the Department of Education shall include 8721
the assignment of a full-time employee of the department to the 8722
Commission on Dispute Resolution and Conflict Management to 8723
provide technical and administrative support to maximize the 8724
quality of dispute resolution and conflict management programs and 8725
services provided to school districts. 8726

Student Proficiency 8727

The foregoing appropriation item 200-437, Student 8728
Proficiency, shall be used to develop, field test, print, 8729
distribute, score, and report results from the tests required 8730
under sections 3301.0710 and 3301.0711 of the Revised Code and for 8731
similar purposes as required by section 3301.27 of the Revised 8732
Code. 8733

American Sign Language 8734

Of the foregoing appropriation item 200-441, American Sign 8735
Language, up to \$150,000 in each fiscal year shall be used to 8736
implement pilot projects for the integration of American Sign 8737
Language deaf language into the kindergarten through twelfth-grade 8738
curriculum. 8739

The remainder of the appropriation shall be used by the 8740
Department of Education to provide supervision and consultation to 8741
school districts in dealing with parents of handicapped children 8742
who are deaf or hard of hearing, in integrating American Sign 8743
Language as a foreign language, and in obtaining interpreters and 8744
improving their skills. 8745

Child Care Licensing 8746

The foregoing appropriation item 200-442, Child Care 8747
Licensing, shall be used by the Department of Education to license 8748
and to inspect preschool and school-age child care programs in 8749
accordance with sections 3301.52 to 3301.59 of the Revised Code. 8750

OhioReads Admin/Volunteer Support 8751

The foregoing appropriation item 200-445, OhioReads 8752
Admin/Volunteer Support, may be allocated by the OhioReads Council 8753
for volunteer coordinators in public school buildings, to 8754
educational service centers for costs associated with volunteer 8755
coordination, for background checks for volunteers, to evaluate 8756
the OhioReads Program, and for operating expenses associated with 8757
administering the program. 8758

Sec. 4.10. Base Cost Funding 8759

Of the foregoing appropriation item 200-501, Base Cost 8760
Funding, up to \$3,000,000 in fiscal year 2000 shall be expended by 8761
the State Board of Education for the extended service allowance 8762

which shall be the teachers' salaries pursuant to the schedule 8763
contained in section 3317.13 of the Revised Code, plus fifteen per 8764
cent for retirement and sick leave; up to \$425,000 shall be 8765
expended in each year of the biennium for court payments pursuant 8766
to section 2151.357 of the Revised Code; an amount shall be 8767
available each year of the biennium for the cost of the 8768
reappraisal guarantee pursuant to section 3317.04 of the Revised 8769
Code; an amount shall be available in each year of the biennium to 8770
fund up to 225 full-time equivalent approved GRADS teacher grants 8771
pursuant to division (R) of section 3317.024 of the Revised Code; 8772
an amount shall be available in each year of the biennium to make 8773
payments to school districts pursuant to division (A)(2) of 8774
section 3317.022 of the Revised Code; up to \$15,000,000 in each 8775
year of the biennium shall be reserved for payments pursuant to 8776
sections 3317.026, 3317.027, and 3317.028 of the Revised Code 8777
except that the Controlling Board may increase the \$15,000,000 8778
amount if presented with such a request from the Department of 8779
Education. Of the foregoing appropriation item 200-501, Base Cost 8780
Funding, up to \$14,000,000 shall be used in each fiscal year to 8781
provide additional state aid to school districts for students in 8782
category three special education ADM pursuant to division (C)(4) 8783
of section 3317.022 of the Revised Code; up to \$2,000,000 in each 8784
year of the biennium shall be reserved for Youth Services tuition 8785
payments pursuant to section 3317.024 of the Revised Code; up to 8786
~~\$50,000,000~~\$51,000,000 in fiscal year 2000 and up to 8787
~~\$52,000,000~~\$52,500,000 in fiscal year 2001 shall be reserved to 8788
fund the state reimbursement of educational service centers 8789
pursuant to section 3317.11 of the Revised Code. 8790

Of the foregoing appropriation item 200-501, Base Cost 8791
Funding, up to \$1,000,000 in each fiscal year shall be used by the 8792
Department of Education for a pilot program to pay for educational 8793
services for youth who have been assigned by a juvenile court or 8794

other authorized agency to any of the facilities described in 8795
division (A) of the section titled "Private Treatment Facility 8796
Pilot Project." 8797

The remaining portion of this appropriation item shall be 8798
expended for the public schools of city, local, exempted village, 8799
and joint vocational school districts, including base cost 8800
funding, special education weight funding, special education 8801
speech service enhancement funding, vocational education weight 8802
funding, vocational education associated service funding, 8803
guarantee funding, and teacher training and experience funding 8804
pursuant to sections 3317.022, 3317.023, 3317.0212, and 3317.16 of 8805
the Revised Code. 8806

Sec. 4.13. Gifted Pupil Program 8807

The foregoing appropriation item 200-521, Gifted Pupil 8808
Program, shall be used for gifted education units not to exceed 8809
975 in fiscal year 2000 and 1,000 in fiscal year 2001 pursuant to 8810
division (P) of section 3317.024 and division (F) of section 8811
~~3317.025~~ 3317.05 of the Revised Code. 8812

Of the foregoing appropriation item 200-521, Gifted Pupil 8813
Program, up to \$5,000,000 in each fiscal year of the biennium may 8814
be used as an additional supplement for identifying gifted 8815
students pursuant to Chapter 3324. of the Revised Code. 8816

Of the foregoing appropriation item 200-521, Gifted Pupil 8817
Program, the Department of Education may expend up to \$1,000,000 8818
each year for the Summer Honors Institute for gifted freshmen and 8819
sophomore high school students. Up to \$600,000 in each fiscal year 8820
shall be used for research and demonstration projects. Of this 8821
amount, \$70,000 in each year shall be used for the Ohio Summer 8822
School for the Gifted (Martin Essex Program). 8823

Sec. 7.01. Instructional Subsidy Formula 8824

As soon as practicable during each fiscal year of the 8825
1999-2001 biennium in accordance with instructions of the Ohio 8826
Board of Regents, each state-assisted institution of higher 8827
education shall report its actual enrollment to the Ohio Board of 8828
Regents. 8829

The Ohio Board of Regents shall establish procedures required 8830
by the system of formulas set out below and for the assignment of 8831
individual institutions to categories described in the formulas. 8832
The system of formulas establishes the manner in which aggregate 8833
expenditure requirements shall be determined for each of the three 8834
components of institutional operations. In addition to other 8835
adjustments and calculations described below, the subsidy 8836
entitlement of an institution shall be determined by subtracting 8837
from the institution's aggregate expenditure requirements income 8838
to be derived from the local contributions assumed in calculating 8839
the subsidy entitlements. The local contributions for purposes of 8840
determining subsidy support shall not limit the authority of the 8841
individual boards of trustees to establish fee levels. 8842

The General Studies and Technical models shall be adjusted by 8843
the Board of Regents so that the share of state subsidy earned by 8844
those models is not altered by changes in the overall local share. 8845
A lower-division fee differential shall be used to maintain the 8846
relationship that would have occurred between these models and the 8847
Baccalaureate models had an assumed share of thirty-seven per cent 8848
been funded. 8849

In defining the number of full-time equivalent students for 8850
state subsidy purposes, the Ohio Board of Regents shall exclude 8851
all undergraduate students who are not residents of Ohio, except 8852
those charged in-state fees in accordance with reciprocity 8853
agreements made pursuant to section 3333.17 of the Revised Code. 8854

(A) Aggregate Expenditure Per Full-Time Equivalent Student 8855

(1) <u>Instruction and Support Services</u>			8856
<u>Model</u>	<u>FY 2000</u>	<u>FY 2001</u>	8857
General Studies I	\$ 3,680	\$ 3,762	8858
General Studies II	\$ 4,060	\$ 4,305	8859
General Studies III	\$ 5,141	\$ 5,259	8860
Technical I	\$ 4,702	\$ 5,012	8861
Technical III	\$ 8,088	\$ 8,477	8862
Baccalaureate I	\$ 6,301	\$ 6,611	8863
Baccalaureate II	\$ 7,287	\$ 7,582	8864
Baccalaureate III	\$ 10,417	\$ 10,574	8865
Masters and Professional I	\$ 11,788	\$ 12,300	8866
Masters and Professional II	\$ 17,020	\$ 17,558	8867
Masters and Professional III	\$ 22,976	\$ 23,214	8868
Doctoral I	\$ 19,495	\$ 19,647	8869
Doctoral II	\$ 25,066	\$ 25,840	8870
Medical I	\$ 27,250	\$ 27,709	8871
Medical II	\$ 38,309	\$ 39,323	8872
(2) <u>Student Services</u>			8873
For this purpose full-time equivalent counts shall be			8874
weighted to reflect differences among institutions in the numbers			8875
of students enrolled on a part-time basis.			8876
	<u>FY 2000</u>	<u>FY 2001</u>	8877
All Expenditure Models	\$ 556	\$ 594	8878
(B) <u>Plant Operation and Maintenance (POM)</u>			8879
(1) <u>Determination of the Square-Foot Based POM Subsidy</u>			8880
Space undergoing renovation shall be funded at the rate			8881
allowed for storage space.			8882
In the calculation of square footage for each campus, square			8883
footage shall be weighted to reflect differences in space			8884
utilization.			8885

The space inventories for each campus shall be those 8886
determined in the fiscal year 1997 instructional subsidy, adjusted 8887
for changes attributable to the construction or renovation of 8888
facilities for which state appropriations were made or local 8889
commitments were made prior to January 1, 1995. 8890

Only fifty per cent of the space permanently taken out of 8891
operation in fiscal year 2000 or fiscal year 2001 that is not 8892
otherwise replaced by a campus shall be deleted from the fiscal 8893
year 1997 inventory. 8894

The square-foot based plant operation and maintenance subsidy 8895
for each campus shall be determined as follows: 8896

(a) For each standard room type category shown below, the 8897
subsidy-eligible net assignable square feet (NASF) for each campus 8898
shall be multiplied by the following rates, and the amounts summed 8899
for each campus to determine the total gross square-foot based POM 8900
expenditure requirement: 8901

	<u>FY 2000</u>	<u>FY 2001</u>	
Classrooms	\$5.18	\$5.33	8903
Laboratories	\$6.45	\$6.64	8904
Offices	\$5.18	\$5.33	8905
Audio Visual Data Processing	\$6.45	\$6.64	8906
Storage	\$2.30	\$2.36	8907
Circulation	\$6.53	\$6.72	8908
Other	\$5.18	\$5.33	8909

(b) The total gross square-foot POM expenditure requirement 8910
shall be allocated to models in proportion to full-time equivalent 8911
(FTE) enrollments as reported in enrollment data for all models 8912
except Doctoral I and Doctoral II. 8913

(c) The amounts allocated to models in division (B)(1)(b) 8914
above shall be multiplied by the ratio of subsidy-eligible FTE 8915
students to total FTE students reported in each model, and the 8916

amounts summed for all models. To this total amount shall be added 8917
an amount to support roads and grounds expenditures to produce the 8918
total square-foot based POM subsidy. 8919

(2) Determination of the Activity-Based POM Subsidy 8920

(a) The number of subsidy-eligible FTE students in each model 8921
shall be multiplied by the following rates for each campus for 8922
each fiscal year. 8923

	<u>FY 2000</u>	<u>FY 2001</u>	
General Studies I	\$ 488	\$ 488	8925
General Studies II	\$ 563	\$ 584	8926
General Studies III	\$1,237	\$1,217	8927
Technical I	\$ 555	\$ 553	8928
Technical II	\$1,128	\$1,175	8929
Baccalaureate I	\$ 641	\$ 655	8930
Baccalaureate II	\$1,067	\$1,109	8931
<u>Baccalaureate III</u>	\$1,578	\$1,598	8932
<u>Masters and Professional I</u>	\$ 995	\$1,022	8933
<u>Masters and Professional II</u>	\$1,742	\$1,895	8934
<u>Masters and Professional III</u>	\$2,620	\$2,614	8935
<u>Doctoral I</u>	\$1,433	\$1,382	8936
<u>Doctoral II</u>	\$2,502	\$2,613	8937
<u>Medical I</u>	\$2,389	\$2,485	8938
<u>Medical II</u>	\$3,458	\$3,362	8939

(b) The sum of the products for each campus determined in 8940
division (B)(2)(a) for all models except Doctoral I and Doctoral 8941
II for each fiscal year shall be weighted by a factor to reflect 8942
sponsored research activity and job-training related public 8943
services expenditures to determine the total activity-based POM 8944
subsidy. 8945

(C) Calculation of Core Subsidy Entitlements and Adjustments 8946

(1) Calculation of Core Subsidy Entitlements 8947

The calculation of the core subsidy entitlement shall consist 8948
of the following components: 8949

(a) For each campus and for each fiscal year, the core 8950
subsidy entitlement shall be determined by multiplying the amounts 8951
listed above in divisions (A)(1) and (2) and (B)(2) less assumed 8952
local contributions, by (i) average subsidy-eligible full-time 8953
equivalents for the two-year period ending in the prior year for 8954
all models except Doctoral I and Doctoral II; and (ii) average 8955
subsidy-eligible full-time equivalents for the five-year period 8956
ending in the prior year for all models except Doctoral I and 8957
Doctoral II. 8958

(b) In calculating the core subsidy entitlements for Medical 8959
II models only, the board shall use the following count of 8960
full-time equivalent students in place of the two-year average and 8961
five-year average of subsidy-eligible students. 8962

(i) For those medical schools whose current year enrollment 8963
is below the base enrollment, the Medical II full-time equivalent 8964
enrollment shall equal: 65 per cent of the base enrollment plus 35 8965
per cent of the current year enrollment, where the base enrollment 8966
is: 8967

The Ohio State University	1010	8968
University of Cincinnati	833	8969
Medical College of Ohio at Toledo	650	8970
Wright State University	433	8971
Ohio University	433	8972
Northeastern Ohio Universities College of Medicine	433	8973

(ii) For those medical schools whose current year enrollment 8974
is equal to or greater than the base enrollment, the Medical II 8975
full-time equivalent enrollment shall equal the current 8976
enrollment. 8977

(c) For all FTE-based subsidy calculations involving 8978
all-terms FTE data, FTE-based allowances shall be converted from 8979
annualized to annual rates to ensure equity and consistency of 8980
subsidy determination. 8981

(d) The Board of Regents shall compute the sum of the two 8982
calculations listed in division (C)(1)(a) above and use the 8983
greater sum as the core subsidy entitlement. 8984

The POM subsidy for each campus shall equal the greater of 8985
the square-foot-based subsidy or the activity-based POM subsidy 8986
component of the core subsidy entitlement, except that the total 8987
activity-based POM subsidy shall not exceed 161 per cent of the 8988
square-foot based POM subsidy in fiscal year 2000 and shall not 8989
exceed 177 per cent of the square-foot-based subsidy in fiscal 8990
year 2001. 8991

(e) In fiscal year 2000, no more than 10.94 per cent of the 8992
total instructional subsidy shall be reserved to implement the 8993
recommendations of the Graduate Funding Commission. In fiscal year 8994
2001, no more than 10.75 per cent of the total instructional 8995
subsidy shall be reserved for this same purpose. It is the intent 8996
of the General Assembly that the doctoral reserve be reduced 0.25 8997
percentage points each year thereafter until no more than 10.0 per 8998
cent of the total instructional subsidy is reserved to implement 8999
the recommendations of the Graduate Funding Commission. In fiscal 9000
year 2001, the Board of Regents shall reallocate 2 per cent of the 9001
reserve among the state-assisted universities on the basis of a 9002
quality review as specified in the recommendations of the Graduate 9003
Funding Commission. 9004

The amount so reserved shall be allocated to universities in 9005
proportion to their share of the total number of Doctoral I 9006
equivalent FTEs as calculated on an institutional basis using the 9007
greater of the two-year or five-year FTEs for the period fiscal 9008

year 1994 through fiscal year 1998 with annualized FTEs for fiscal 9009
years 1994 through 1997 and all-term FTEs for fiscal year 1998 as 9010
adjusted to reflect the effects of doctoral review. For the 9011
purposes of this calculation, Doctoral I equivalent FTEs shall 9012
equal the sum of Doctoral I FTEs plus 1.5 times the sum of 9013
Doctoral II FTEs No university shall receive less for doctoral 9014
subsidy in fiscal year 2000 than it received for doctoral subsidy 9015
in fiscal year 1999. 9016

(2) Annual Guaranteed Funding Increase 9017

For the purposes of this section, for each year and for each 9018
campus "Challenge subsidies" shall equal the sum of the following 9019
allocations: 9020

(a) Access Challenge, less amounts attributed to tuition 9021
restraint; 9022

(b) Research Challenge; 9023

(c) Priorities in Graduate Education; 9024

(d) Success Challenge; 9025

(e) Jobs Challenge, less amounts earmarked for "strategically 9026
related industries." 9027

In addition to and after the other adjustments noted above, 9028
in fiscal year 2000 each campus shall have its subsidy adjusted to 9029
the extent necessary to provide an amount from the instructional 9030
subsidy and Challenge subsidies that is not less than 103 per cent 9031
of the sum of the instructional subsidy and the Challenge 9032
subsidies received by the campus in fiscal year 1999. In fiscal 9033
year 2001 each campus shall have its subsidy adjusted to the 9034
extent necessary to provide an amount from the instructional 9035
subsidy and Challenge subsidies that is not less than 101 per cent 9036
of the sum of the instructional subsidy and the Challenge 9037
subsidies received by the campus in fiscal year 2000. 9038

(3) Capital Component Deduction 9039

After all other adjustments have been made, instructional 9040
subsidy earnings shall be reduced for each campus by the amount, 9041
if any, by which debt service charged in Am. H.B. No. 748 of the 9042
121st General Assembly and Am. Sub. H.B. No. 850 of the 122nd 9043
General Assembly for that campus exceeds that campus' capital 9044
component earnings. 9045

(D) Reductions in Earnings 9046

If total systemwide instructional subsidy earnings in any 9047
fiscal year exceed total appropriations available for such 9048
purposes, the Board of Regents shall proportionately reduce the 9049
instructional subsidy earnings for all campuses by a uniform 9050
percentage so that the systemwide sum equals available 9051
appropriations. 9052

(E) Exceptional Circumstances 9053

Adjustments may be made to instructional subsidy payments and 9054
other subsidies distributed by the Ohio Board of Regents to 9055
state-assisted colleges and universities for exceptional 9056
circumstances. No adjustments for exceptional circumstances may be 9057
made without the recommendation of the chancellor and the approval 9058
of the Controlling Board. 9059

Distribution of Instructional Subsidy 9060

The instructional subsidy payments to the institutions shall 9061
be in substantially equal monthly amounts during the fiscal year, 9062
unless otherwise determined by the Director of Budget and 9063
Management pursuant to the provisions of section 126.09 of the 9064
Revised Code. Payments during the first six months of the fiscal 9065
year shall be based upon the instructional subsidy appropriation 9066
estimates made for the various institutions of higher education 9067
according to the Ohio Board of Regents enrollment estimates. 9068

Payments during the last six months of the fiscal year shall be 9069
distributed after approval of the Controlling Board upon the 9070
request of the Ohio Board of Regents. 9071

Law School Subsidy 9072

The instructional subsidy to state supported universities for 9073
students enrolled in law schools in fiscal year 2000 and fiscal 9074
year 2001 shall be calculated by using the number of subsidy 9075
eligible full-time equivalent law school students funded by state 9076
subsidy in fiscal year 1995 or the actual number of subsidy 9077
eligible full-time equivalent law school students at the 9078
institution in the fiscal year, whichever is less. 9079

Sec. 11. NET OHIO SCHOOLNET COMMISSION 9080

General Revenue Fund 9081

GRF 228-404	Operating Expenses	\$	5,703,175	\$	5,483,910	9082
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GRF 228-406	Technical &	\$	12,408,453	\$	12,706,256	9083
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Instructional

Professional

Development

GRF 228-539	Education Technology	\$	6,707,421	\$	6,733,475	9084
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GRF 228-559	RISE - Interactive	\$	1,200,000	\$	1,200,000	9085
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Parenting Program

Total GRF	General Revenue Fund	\$	26,019,049	\$	26,123,641	9086
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General Services Fund Group 9087

5D4 228-640	Conference/Special	\$	500,000	\$	500,000	9088
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Purpose Expenses

5G0 228-650	Interactive Distance	\$	4,600,000	\$	10,000,000	9089
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Learning

TOTAL GSF General Services 9090

Fund Group		\$	5,100,000	\$	10,500,000	9091
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State Special Revenue Fund Group 9092

4W9	228-630	Ohio SchoolNet	\$	3,389,447	\$	52,813	9093
		Telecommunity Fund					
4X1	228-634	Distance Learning	\$	3,174,718	\$	3,263,413	9094
4Y4	228-698	SchoolNet Plus	\$	85,400,000	\$	0	9095
TOTAL SSR State Special Revenue							9096
Fund Group			\$	91,964,165	\$	3,316,226	9097
Federal Special Revenue Fund Group							9098
3S3	228-655	Technology Literacy	\$	16,650,418	\$	16,650,418	9099
		Challenge					
TOTAL FED Federal Special Revenue							9100
Fund Group			\$	16,650,418	\$	16,650,418	9101
TOTAL ALL BUDGET FUND GROUPS							9102

Interactive Video Distance Learning Program 9103

The foregoing appropriation item 222-650, Interactive 9104
Distance Learning shall be used to extend the Interactive Video 9105
Distance Learning Program in accordance with the statewide 9106
educational technology strategic plan. The commission shall adopt 9107
procedures for the administration and implementation of the 9108
Interactive Video Distance Learning Program, which shall include 9109
application procedures, specifications for distance learning 9110
technology, and terms and conditions for participation in the 9111
program. The commission shall not approve any application for 9112
participation unless it determines that the applicant can 9113
effectively and efficiently integrate the proposed distance 9114
learning technology into schools or the selected schools or 9115
classrooms for the phase of the program. The commission shall 9116
consider the Interactive Video Distance Learning Pilot established 9117
in Am. Sub. H.B. 215 of the 122nd General Assembly, and the Ohio 9118
SchoolNet Telecommunity program in Am. Sub. H. B. 627 of the 121st 9119
General Assembly, in developing application procedures and 9120
criteria for the Interactive Video Distance Learning Program. The 9121
commission shall give preference to lower wealth districts or 9122

consortia of such districts that do not have existing video 9123
teleconferencing technology. 9124

SchoolNet Plus Program 9125

(A) The foregoing appropriation item 228-698, SchoolNet Plus, 9126
shall be used as follows: 9127

(1) Up to \$28,600,000 to purchase network telecommunications 9128
equipment for each public school building in this state to provide 9129
classroom and building access to existing and potential statewide 9130
voice, video, and data telecommunication services. As used in this 9131
section, "public school building" means a school building of any 9132
city, local, exempted village, or joint vocational school district 9133
or any community school established under Chapter 3314. of the 9134
Revised Code. The Ohio SchoolNet Commission, in consultation with 9135
the Department of Education, Department of Administrative 9136
Services, and Ohio Education Computer Network, shall define the 9137
standards and equipment configurations necessary to maximize the 9138
efficient use of the existing and potential statewide voice, 9139
video, and data telecommunication services. 9140

(2) Up to \$53,300,000 to establish and equip at least one 9141
interactive computer workstation for each five children enrolled 9142
in the fifth grade based on the number of children each qualifying 9143
school district has enrolled in the fifth grade as reported in 9144
October 1999 pursuant to division (A) of section 3317.03 of the 9145
Revised Code. 9146

To the extent the Ohio SchoolNet Commission can reduce the 9147
purchase cost of an interactive computer workstation through 9148
efficient purchasing methods, the commission may utilize any cost 9149
savings to begin a subsequent round of funding to provide 9150
interactive computer workstations to qualifying school districts. 9151
The commission may select qualifying school districts to receive 9152
the proceeds of any savings based on district readiness to utilize 9153

interactive computer workstations. The commission may determine
readiness on either a district-wide or individual classroom or
grade-level basis or by such other criteria deemed appropriate by
the commission.

(3) Up to \$1,000,000 to pay for the cost of an independent
review of all the agencies in this state that deliver education
technology, as called for in Recommendation One of the Report of
the Ohio School Technology Implementation Task Force;

(4) Up to \$1,500,000 to pay for the cost of a statewide
educational technology strategic planning process as called for in
Recommendation Two of the Report of the Ohio Schools Technology
Implementation Task Force;

(5) Up to \$1,000,000 in fiscal year 2000 shall be provided by
the Ohio SchoolNet Commission to the INFOhio Network of library
resources to support the provision of electronic resources to all
public schools with preference given to elementary schools.
Consideration shall be given to coordinating the allocation of
these moneys with the efforts of OhioLINK and the Ohio Public
Information Network.

(B)(1) Not later than November 30, 1999, the Executive
Director of the Ohio SchoolNet Commission shall allocate to school
districts pursuant to division (B)(2) of this section the amount
authorized under division (A)(2) of this section. A school
district's allocation shall remain available until the district is
ready to use it, and the school district may use its allocation in
phases. A school district may use a portion of its allocation for
training and staff development related to the project if approved
by the Ohio SchoolNet Commission under division (C) of this
section.

(2) The commission shall allocate total subsidy amounts to
qualifying school districts as follows:

(a) In the case of qualifying school districts with taxable value per pupil equal to or less than the statewide median district taxable value per pupil or qualifying school districts with a formula ADM of less than 150, the per pupil subsidy shall be \$500.

(b) In the case of qualifying school districts with taxable value per pupil greater than the statewide median district taxable value per pupil, but less than \$200,000 per pupil, the per pupil subsidy shall be \$500 minus the amount yielded by the following formula:

\$500 multiplied by $\frac{\text{district's taxable value per pupil minus statewide median district taxable value per pupil}}{(200,000 \text{ minus statewide median district taxable value per pupil})}$

(3) As used in division (B)(2) of this section:

(a) "District's taxable value per pupil" and "state taxable value per pupil" have the same meanings as in section 3317.0215 of the Revised Code.

(b) "Total subsidy" means per pupil subsidy as determined under division (B)(2)(a) or (b) of this section multiplied by the number of fifth grade students reported by the qualifying school district under division (A) of section 3317.03 of the Revised Code.

(c) "Formula ADM" has the same meaning as in section 3317.02 of the Revised Code.

(C) The Ohio SchoolNet Commission shall adopt procedures for the administration and implementation of the SchoolNet Plus Program. The procedures shall include application procedures, specifications for education technology, and terms and conditions for participation in the program. The commission shall not approve

any application for participation in the program unless it has 9215
determined that the applicant can effectively and efficiently 9216
integrate the requested education technology into schools or the 9217
selected schools or classrooms for the phase of the program. 9218

(D) Educational technology made available to school districts 9219
under division (B) of this section shall be used as an integrated 9220
part of the curriculum in fifth grade classrooms. However, if the 9221
commission determines that a school district already has at least 9222
one interactive computer workstation for each five children 9223
enrolled in the fifth grade, and the district meets other minimum 9224
requirements that may be established by the commission concerning 9225
staff training and other education technology for such grades, the 9226
commission may permit the school district to use educational 9227
technology made available to it through the SchoolNet Plus Program 9228
for children in grades six through twelve. Any funds not allocated 9229
by the commission in division (B) of this section shall be 9230
allocated as a first priority to community schools as established 9231
under Chapter 3314. of the Revised Code. The commission shall 9232
develop community schools application procedures, specifications 9233
for education technology, and terms and conditions for 9234
participation in the program. The commission shall not approve any 9235
application for participation in the program unless it has 9236
determined that the applicant can effectively and efficiently 9237
integrate the requested education technology into schools or the 9238
selected schools or classrooms for the phase of the program. 9239

(E) As used in this section: 9240

(1) "Qualifying school district" means any city, local, or 9242
exempted village school district. 9243

(2) "Educational technology" includes, but is not limited to, 9244
project-related computer hardware, equipment, training, and 9245

services; equipment used for two-way audio or video; software; and 9246
textbooks. 9247

(F) Within thirty days of the effective date of this section, 9248
the Director of Budget and Management shall transfer any 9249
unencumbered and unallotted balance in appropriation item 228-698, 9250
SchoolNet Plus, for fiscal year 1999 to appropriation item 9251
228-698, SchoolNet Plus, for fiscal year 2000. The amount so 9252
transferred is hereby appropriated. The foregoing transfer item 9253
shall be used to establish and equip at least one interactive 9254
computer workstation for each five children as directed in 9255
division (A)(2) of this section. Any moneys appropriated under 9256
this division shall be distributed in accordance with division 9257
(B)(2) of this section. All appropriations that are unencumbered 9258
and unallotted in appropriation item 228-698, SchoolNet Plus, as 9259
of June 30, 2000, are hereby appropriated for the same purpose in 9260
fiscal year 2001 upon the request of the Executive Director of the 9261
Ohio SchoolNet Commission and the approval of the Director of 9262
Budget and Management. 9263

Sec. 17. (A) As used in this section: 9264

(1) "FY 1999 state aid" means the total amount of state money 9265
received by a joint vocational school district under the version 9266
of sections 3317.16 and 3317.162 of the Revised Code in effect for 9267
that fiscal year, minus the amounts paid for driver education and 9268
adult education. 9269

(2) "FY 2000 state aid," "FY 2001 state aid," and "FY 2002 9270
state aid" mean the total amount of state money received by a 9271
joint vocational school district in the applicable fiscal year 9272
under divisions (B) to (D) of the version of section 3317.16 of 9273
the Revised Code in effect for the applicable fiscal year and 9274
division (R) of the version of section 3317.024 of the Revised 9275
Code in effect for the applicable fiscal year. 9276

(3) "FY 2000 actual aid" and "FY 2001 actual aid" mean the amount of state aid described in division (A)(2) of this section that was actually paid to a joint vocational school district in the applicable fiscal year after the application of division (B) or (C) of this section.

(4) "Formula ADM" has the same meaning as in section 3317.02 of the Revised Code.

(5) "FY 1999 ADM" means the average daily membership certified by the joint vocational school district for fiscal year 1999 under division (D) of the version of section 3317.03 of the Revised Code in effect for that year.

(B) In fiscal year 2000, notwithstanding any provision of law to the contrary, no joint vocational school district shall receive FY 2000 state aid that is more than the greater of the following:

(1) 111.5% of its FY 1999 state aid;

(2) $1.095 \times (\text{FY 1999 state aid} / \text{FY 1999 ADM}) \times \text{fiscal year 2000 formula ADM}$.

If a joint vocational school district's projected FY 2000 state aid is more than the greater of division (B)(1) or (2) of this section, the district shall receive only the greater of division (B)(1) or (2) of this section in fiscal year 2000.

(C) In fiscal year 2001, notwithstanding any provision of law to the contrary, no joint vocational school district shall receive FY 2001 state aid that is more than the greater of the following:

(1) 112% of its FY 2000 actual aid;

(2) $1.10 \times (\text{FY 2000 actual aid} / \text{fiscal year 2000 formula ADM}) \times \text{fiscal year 2001 formula ADM}$.

If a joint vocational school district's projected FY 2001

state aid is more than the greater of division (C)(1) or (2) of 9307
this section, the district shall receive only the greater of 9308
division (C)(1) or (2) of this section in fiscal year 2001. 9309

(D) In fiscal year 2002, notwithstanding any provision of law 9310
to the contrary, no joint vocational school district shall receive 9311
FY 2002 state aid that is more than the greater of the following: 9312
9313

(1) 112% of its FY 2001 state aid; 9314

(2) $\frac{1.10 \times (\text{FY 2001 actual aid} / \text{fiscal year 2001 formula ADM})}{7} \times \text{fiscal year 2002 formula ADM}$. 9315
9316

If a joint vocational school district's projected FY 2002 9317
state aid is more than the greater of division (D)(1) or (2) of 9318
this section, the district shall receive only the greater of 9319
division (D)(1) or (2) of this section in fiscal year 2002." 9320

Section 74. That existing Sections 4, 4.01, 4.07, 4.10, 4.13, 9321
7.01, 11, and 17 of Am. Sub. H.B. 282 of the 123rd General 9322
Assembly are hereby repealed. 9323

Section 75. Expenditures from appropriations made in Section 9324
73 of this act shall be accounted for as though made in Am. Sub. 9325
H.B. 282 of the 123rd General Assembly. The appropriations made in 9326
Section 73 of this act are subject to all provisions of Am. Sub. 9327
H.B. 282 of the 123rd General Assembly that are generally 9328
applicable to such appropriations. 9329

Section 76. That Sections 15, 21, 24, 28, 29, 37, 37.04, 9330
37.12, 37.14, 55.07, 64, 69.02, 72, 90, 96, 96.03, 98, 98.02, and 9331
101 of Am. Sub. H.B. 283 of the 123rd General Assembly be amended 9332
to read as follows: 9333

"**Sec. 15.** ADA DEPARTMENT OF ALCOHOL AND 9334

DRUG ADDICTION SERVICES				9335
General Revenue Fund				9336
GRF 038-321	Operating Expenses	\$ 1,549,614	\$ 2,532,505	9337
GRF 038-401	Alcohol and Drug	\$ 32,481,379	\$ 32,818,617	9338
Addiction Services				
GRF 038-404	Prevention Services	\$ 1,589,136	\$ 1,455,436	9339
TOTAL GRF	General Revenue Fund	\$ 35,620,129	\$ 36,806,558	9340
Federal Special Revenue Fund Group				9341
3G3 038-603	Drug Free Schools	\$ 4,352,565	\$ 4,352,565	9342
3G4 038-614	Substance Abuse Block	\$ 61,964,608	\$ 61,964,607	9343
Grant				
3H8 038-609	Demonstration Grants	\$ 2,999,879	\$ 2,355,089	9344
3J8 038-610	Medicaid	\$ 21,500,000	\$ 21,500,000	9345
3N8 038-611	Administrative	\$ 932,509	\$ 335,703	9346
Reimbursement				
TOTAL FED	Federal Special Revenue			9347
Fund Group		\$ 91,749,561	\$ 90,507,964	9348
State Special Revenue Fund Group				9349
4C5 038-606	Revolving	\$ 20,460	\$ 20,972	9350
Loans/Recovery Homes				
475 038-621	Statewide Treatment	\$ 15,897,330	\$ 16,338,475	9351
and Prevention				
5B7 038-629	TANF Transfer -	\$ 1,500,000	\$ 2,000,000	9352
Treatment				
5E8 038-630	TANF Transfer -	\$ 123,864	\$ 271,424	9353
Mentoring				
689 038-604	Education and	\$ 255,516	\$ 260,624	9354
Conferences				
TOTAL SSR	State Special Revenue			9355
Fund Group		\$ 17,797,170	\$ 18,891,495	9356
TOTAL ALL BUDGET	FUND GROUPS	\$ 145,166,860	\$ 146,206,017	9357
<u>Am. Sub. H.B. 484 of the 122nd General Assembly</u>				9358

Of the foregoing appropriation item 038-401, Alcohol and Drug 9359
Addiction Services, \$4 million in each fiscal year shall be 9360
allocated on a per capita basis to local ADAS/ADAMHS boards for 9361
services to families, adults, and adolescents pursuant to the 9362
requirements of Am. Sub. H.B. 484 of the 122nd General Assembly. 9363

Vocational Rehabilitation Services Agreement 9364

The Department of Alcohol and Drug Addiction Services and the 9365
Rehabilitation Services Commission shall enter into an interagency 9366
agreement for the provision of vocational rehabilitation services 9367
and staff to mutually eligible clients. Of the foregoing 9368
appropriation item 038-401, Alcohol and Drug Addiction Services, 9369
an amount up to \$171,395 in fiscal year 2000 and \$171,395 in 9370
fiscal year 2001 may be transferred to the Rehabilitation Services 9371
Commission appropriation item 415-618, Third Party Funding, to 9372
provide vocational rehabilitation services and staff in accordance 9373
with the interagency agreement. 9374

Treatment Services Expansion 9375

Of the foregoing appropriation item 038-401, Alcohol and Drug 9376
Addiction Services, \$5,000,000 in fiscal year 2000 and \$5,000,000 9377
in fiscal year 2001 shall be used by the Department of Alcohol and 9378
Drug Addiction Services to expand community-based treatment of 9379
nonviolent offenders, rural treatment services, and treatment 9380
services to persons under 100 per cent of the federal poverty 9381
guidelines. 9382

Funding for the Client Engagement and Treatment Outcomes 9383
Study 9384

Of the foregoing appropriation item 038-401, Alcohol and Drug 9385
Addiction Services, \$150,000 in fiscal year 2000 and \$150,000 in 9386
fiscal year 2001 shall be used to fund the study required in this 9387
section under the heading "Client Engagement and Treatment 9388
Outcomes Study." The funds shall be allocated to the Department 9389

for the cost of data collection and analysis. The Department shall 9390
use no more than five per cent of these funds for administration. 9391

Alcohol and Drug Addiction Services Transfer 9392

The foregoing appropriation item 038-629, TANF 9393
Transfer-Treatment, shall be used to provide substance abuse 9394
prevention and treatment services to children, or their families, 9395
whose income is at or below 200 per cent of the official income 9396
poverty guideline. 9397

The foregoing appropriation item 038-630, TANF 9398
Transfer-Mentoring, shall be used to fund adolescent youth 9399
mentoring programs for children, or their families, whose income 9400
is at or below 200 per cent of the official income poverty 9401
guideline. The Director of Alcohol and Drug Addiction Services and 9402
the Directors of Human Services and Job and Family Services shall 9403
develop operating and reporting guidelines for these programs. 9404
9405

Community Treatment Services 9406

Of the foregoing appropriation item 038-401, Alcohol and Drug 9407
Addiction Services, \$100,000 in each fiscal year shall go to the 9408
Stark County Alcohol and Drug Addiction Services Center to provide 9409
treatment services. 9410

Of the foregoing appropriation item 038-401, Alcohol and Drug 9411
Addiction Services, \$400,000 in each fiscal year shall go to the 9412
Bellfaire/Jewish Children's Bureau to provide substance abuse 9413
treatment and prevention services. 9414

Of the foregoing appropriation item 038-401, Alcohol and Drug 9415
Addiction Services, \$75,000 in each fiscal year shall be for the 9416
Talbert House. 9417

Parent Awareness Task Force 9418

The Parent Awareness Task Force shall study ways to engage 9419

more parents in activities, coalitions, and educational programs 9420
in Ohio relating to alcohol and other drug abuse prevention. Of 9421
the foregoing appropriation item 038-404, Prevention Services, 9422
\$30,000 in each fiscal year may be used to support the functions 9423
of the Parent Awareness Task Force. 9424

Prevention Services

9425

Of the foregoing appropriation item 038-404, Prevention 9426
Services, \$160,000 in fiscal year 2000 shall be distributed in 9427
equal shares to all Urban Minority Alcohol and Drug Abuse Outreach 9428
Programs in the state. 9429

Fund Adjustments

9430

Effective July 1, 1999, or as soon thereafter as possible, 9431
the Director of Budget and Management shall transfer the cash 9432
balance in the Driver's Treatment and Intervention Fund (Fund 9433
474), which is abolished in division (L)(2)(a) of section 4511.191 9434
of the Revised Code, as amended by ~~this act~~ Am. Sub. H.B. 283 of 9435
the 123rd General Assembly, to the Statewide Treatment and 9436
Prevention Fund (Fund 475), which is created in section 4301.30 of 9437
the Revised Code and was formerly named the Alcoholism 9438
Detoxification Centers Fund. The director shall cancel any 9439
existing encumbrances against appropriation item 038-628, DWI 9440
Treatment (Fund 474), and reestablish them against appropriation 9441
item 038-621, Statewide Treatment and Prevention, Fund 475. The 9442
amounts of the reestablished encumbrances are hereby appropriated. 9443

Client Treatment Outcomes Study

9444

(A) Not later than ninety days after the effective date of 9445
this section, the Department of Alcohol and Drug Addiction 9446
Services shall contract with an entity with demonstrated 9447
scientific expertise in performing outcome research to study 9448
client treatment outcomes. The Department shall establish 9449
requirements for conducting the study, including the methodology 9450

for data collection and analysis, and shall require that the study
be conducted in accordance with a scientifically valid methodology
for measuring treatment outcomes.

(B) In addition to the requirements established by the
Department, the study shall do all of the following:

(1) Be conducted over a period of two years;

(2) Utilize a data collection methodology that includes
direct contact of former clients who have agreed to be subjects of
the study on the fifteenth, ~~thirtieth, sixtieth~~ forty-fifth,
ninetieth, one hundred eightieth, and three hundred sixtieth day
after discharge. The study may include analysis of secondary data
sources, survey current efforts of boards of alcohol, drug
addiction, and mental health services and alcohol and drug
addiction programs regarding their efforts to measure client
outcomes, or both;

(3) Collect data with which to measure outcome variables,
including relapse, criminal recidivism, health status, and
employment status of the subjects of the study;

(4) Determine the most successful means of, and time frames
for, intervening with the subjects of the study after discharge
from alcohol and drug addiction treatment to prevent relapse,
maximize life stability, and, in the case of subjects who relapse,
intervene as early as possible to assist them in participating in
appropriate services and activities;

(5) Recommend changes to existing statewide clinical
protocols and quality standards for publicly funded alcohol and
drug addiction treatment services with the goal of reducing rates
of relapse after treatment discharge;

(6) Be conducted in accordance with section 3793.13 of the
Revised Code and federal regulations governing the confidentiality

of client treatment records.				9481
(C) The Department shall pursue funding available to support				9482
the work of the study.				9483
(D) Not later than ninety days after the conclusion of the				9484
study, the Department shall issue a report to the Speaker and				9485
Minority Leader of the House of Representatives and the President				9486
and Minority Leader of the Senate. The report shall contain a				9487
summary of the results and conclusions of the study, including				9488
recommendations for changes to state law and rules with the goal				9489
of improving clinical quality and reducing rates of relapse				9490
following treatment discharge.				9491
Sec. 21. AGO ATTORNEY GENERAL				9492
General Revenue Fund				9493
GRF 055-321 Operating Expenses	\$	56,367,407	\$	60,440,184
				<u>60,102,251</u>
				9495
GRF 055-405 Law-Related Education	\$	190,164	\$	195,489
GRF 055-411 County Sheriffs	\$	590,612	\$	607,149
GRF 055-415 County Prosecutors	\$	495,027	\$	508,888
TOTAL GRF General Revenue Fund	\$	57,643,210	\$	61,751,710
				<u>61,413,777</u>
				9500
General Services Fund Group				9501
106 055-612 General Reimbursement	\$	12,452,999	\$	12,810,180
107 055-624 Employment Services	\$	1,064,659	\$	1,116,469
195 055-660 Workers' Compensation	\$	6,646,301	\$	6,794,833
				9504
Section				
4Y7 055-608 Title Defect	\$	785,800	\$	807,141
				9505
Rescission				
4Z2 055-609 BCI Asset Forfeiture	\$	308,400	\$	317,035
				9506
and Cost Reimbursement				
418 055-615 Charitable Foundations	\$	1,460,757	\$	1,498,158
				9507

420	055-603	Attorney General	\$	420,108	\$	426,184	9508
		Antitrust					
421	055-617	Police Officers'	\$	1,035,353	\$	1,062,272	9509
		Training Academy Fee					
5A9	055-618	Telemarketing Fraud	\$	50,000	\$	50,000	9510
		Enforcement					
590	055-633	Peace Officer Private	\$	85,962	\$	90,790	9511
		Security Fund					
629	055-636	Corrupt Activity	\$	100,503	\$	103,317	9512
		Investigation and					
		Prosecution					
631	055-637	Consumer Protection	\$	1,090,936	\$	1,103,555	9513
		Enforcement					
TOTAL GSF General Services Fund							9514
Group			\$	25,501,778	\$	26,179,934	9515
Federal Special Revenue Fund Group							9516
3E5	055-638	Anti-Drug Abuse	\$	2,650,000	\$	2,650,000	9517
3R6	055-613	Attorney General	\$	1,000,000	\$	1,000,000	9518
		Federal Funds					
306	055-620	Medicaid Fraud Control	\$	2,515,772	\$	2,515,772	9519
381	055-611	Civil Rights Legal	\$	315,329	\$	315,329	9520
		Service					
383	055-634	Crime Victims	\$	8,000,000	\$	6,500,000	9521
		Assistance					
TOTAL FED Federal Special Revenue							9522
Fund Group			\$	14,481,101	\$	12,981,101	9523
State Special Revenue Fund Group							9524
108	055-622	Crime Victims	\$	4,039,318	\$	4,142,419	9525
		Compensation					
176	055-625	Victims Assistance	\$	374,768	\$	384,353	9526
		Office					
177	055-626	Victims Assistance	\$	1,745,612	\$	1,794,489	9527

	Programs			
4L6	055-606	DARE	\$ 3,738,067	\$ 3,744,361 9528
417	055-621	Domestic Violence	\$ 13,458	\$ 13,835 9529
	Shelter			
419	055-623	Claims Section	\$ 16,740,686	\$ 17,177,546 9530
659	055-641	Solid and Hazardous	\$ 756,162	\$ 775,535 9531
	Waste Background			
	Investigations			
TOTAL SSR State Special Revenue				9532
Fund Group			\$ 27,408,071	\$ 28,032,538 9533
Holding Account Redistribution Fund Group				9534
R03	055-629	Bingo License Refunds	\$ 5,200	\$ 5,200 9535
R04	055-631	General Holding	\$ 75,000	\$ 75,000 9536
	Account			
R05	055-632	Antitrust Settlements	\$ 10,400	\$ 10,400 9537
R18	055-630	Consumer Frauds	\$ 750,000	\$ 750,000 9538
R42	055-601	Organized Crime	\$ 200,000	\$ 200,000 9539
	Commission Account			
TOTAL 090 Holding Account				9540
Redistribution Fund Group			\$ 1,040,600	\$ 1,040,600 9541
TOTAL ALL BUDGET FUND GROUPS				\$ 126,074,760 \$ 129,985,883 9542
				<u>129,647,950</u> 9543
<u>Law-Related Education</u>				9544
The foregoing appropriation item 055-405, Law-Related				9545
Education, shall be distributed directly to the Ohio Center for				9546
Law-Related Education for the purposes of providing continuing				9547
citizenship education activities to primary and secondary students				9548
and accessing additional public and private money for new				9549
programs.				9550
<u>Workers' Compensation Section</u>				9551
The Workers' Compensation Section Fund (Fund 195) shall				9552

receive payments from the Bureau of Workers' Compensation and the
Ohio Industrial Commission at the beginning of each quarter of
each fiscal year to fund legal services to be provided to the
Bureau of Workers' Compensation and the Ohio Industrial Commission
during the ensuing quarter. Such advance payment shall be subject
to adjustment.

In addition, the Bureau of Workers' Compensation shall
transfer payments at the beginning of each quarter for the support
of the Workers' Compensation Fraud Unit.

All amounts shall be mutually agreed upon by the Attorney
General, the Bureau of Workers' Compensation, and the Ohio
Industrial Commission.

Corrupt Activity Investigation and Prosecution

The foregoing appropriation item 055-636, Corrupt Activity
Investigation and Prosecution, shall be used as provided by
division (D)(2) of section 2923.35 of the Revised Code to dispose
of the proceeds, fines, and penalties credited to the Corrupt
Activity Investigation and Prosecution Fund, which is created in
division (D)(1)(b) of section 2923.35 of the Revised Code. If it
is determined that additional amounts are necessary, the amounts
are hereby appropriated.

Community Police Match and Law Enforcement Assistance

In fiscal years 2000 and 2001, the Attorney General's Office
may request the Director of Budget and Management to, and the
Director of Budget and Management shall, establish GRF
appropriation item 055-406, Community Police Match and Law
Enforcement Assistance. The Director of Budget and Management
shall then transfer appropriation authority from appropriation
item 055-321, Operating Expenses, to appropriation item 055-406,
Community Police Match and Law Enforcement Assistance. Moneys
transferred to appropriation item 055-406 shall be used to pay

operating expenses and to provide grants to local law enforcement 9584
agencies and communities for the purpose of supporting law 9585
enforcement-related activities. 9586

Sec. 24. OBM OFFICE OF BUDGET AND MANAGEMENT 9587

General Revenue Fund 9588

GRF 042-321 Budget Development and \$ 2,250,596 \$ 2,249,452 9589
Implementation

GRF 042-401 Office of Quality \$ 597,326 \$ 581,355 9590
Services

GRF 042-410 National Association \$ 24,360 \$ 25,578 9591
Dues

GRF 042-412 ~~Biennial~~ Audit of \$ 45,000 \$ 45,000 9592
Auditor of State

GRF 042-434 Financial Planning \$ 381,493 \$ 333,795 9593
Commissions

TOTAL GRF General Revenue Fund \$ 3,298,775 \$ 3,235,180 9594

General Services Fund Group 9595

105 042-603 State Accounting \$ 8,078,632 \$ 8,067,780 9596

4C1 042-601 Quality Services \$ 120,000 \$ 125,000 9597
Academy

TOTAL GSF General Services Fund 9598

Group \$ 8,198,632 \$ 8,192,780 9599

TOTAL ALL BUDGET FUND GROUPS \$ 11,497,407 \$ 11,427,960 9600

Transfer of Appropriations 9601

The Director of Budget and Management may transfer 9602
appropriations within the same fiscal year between the foregoing 9603
appropriation items 042-321, Budget Development and 9604
Implementation, and 042-434, Financial Planning Commissions. 9605

Office of Quality Services 9606

A portion of the foregoing appropriation item 042-401, Office 9607

of Quality Services, may be used to provide financial sponsorship 9608
support for conferences and showcases that promote quality 9609
improvement efforts. Such expenditures are not subject to Chapter 9610
125. of the Revised Code. 9611

Ohio's Quality Showcase 9612

The Office of Quality Services may cosponsor Ohio's Quality 9613
Showcase. The office may grant funds to other sponsoring entities 9614
for the purpose of conducting this event, provided that such 9615
grants are used exclusively for the direct expenses of the event. 9616

Any state agency, at the discretion and with the approval of 9617
the director or other executive authority of the agency, may 9618
provide financial or in-kind support for Ohio's Quality Showcase 9619
cosponsored by the Office of Quality Services. Any financial 9620
contribution made by an agency shall not exceed \$3,000 annually. 9621

Audit Costs 9622

Of the foregoing appropriation item 042-603, State 9623
Accounting, no more than \$310,000 in fiscal year 2000 and \$325,000 9624
in fiscal year 2001 shall be used to pay for centralized audit 9625
costs associated with either Single Audit Schedules or the General 9626
Purpose Financial Statements for the state. 9627

Sec. 28. COM DEPARTMENT OF COMMERCE 9628

General Revenue Fund 9629

GRF 800-402 Grants - Volunteer	\$	782,478	\$	819,807	9630
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Fire Departments

Total GRF General Revenue Fund	\$	782,478	\$	819,807	9631
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General Services Fund Group 9632

163 800-620 Division of	\$	4,771,766	\$	4,787,925	9633
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Administration

TOTAL GSF General Services Fund 9634

Group	\$	4,771,766	\$	4,787,925	9635
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Federal Special Revenue Fund Group				9636	
348 800-622 Underground Storage	\$	200,580	\$	195,008	9637
Tanks					
348 800-624 Leaking Underground	\$	1,314,605	\$	1,295,920	9638
Storage Tanks					
TOTAL FED Federal Special Revenue				9639	
Fund Group	\$	1,515,185	\$	1,490,928	9640
State Special Revenue Fund Group				9641	
4B2 800-631 Real Estate Appraisal	\$	68,500	\$	68,500	9642
Recovery					
4D2 800-605 Auction Education	\$	30,230	\$	30,476	9643
4H9 800-608 Cemeteries	\$	237,344	\$	243,434	9644
4L5 800-609 Fireworks Training and	\$	5,000	\$	5,000	9645
Education					
4X2 800-619 Financial Institutions	\$	1,920,385	\$	1,873,615	9646
5B8 800-628 Auctioneers	\$	347,591	\$	323,316	9647
5B9 800-632 PI & Security Guard	\$	935,159	\$	940,874	9648
Provider					
543 800-602 Unclaimed	\$	4,611,007	\$	4,663,857	9649
Funds-Operating					
543 800-625 Unclaimed Funds-Claims	\$	23,783,981	\$	24,354,796	9650
544 800-612 Banks	\$	5,979,092	\$	5,956,369	9651
545 800-613 Savings Institutions	\$	2,612,665	\$	2,616,829	9652
546 800-610 Fire Marshal	\$	9,454,594	\$	9,427,122	9653
547 800-603 Real Estate	\$	248,237	\$	254,194	9654
Education/Research					
548 800-611 Real Estate Recovery	\$	271,972	\$	271,972	9655
549 800-614 Real Estate	\$	2,761,635	\$	2,692,093	9656
550 800-617 Securities	\$	4,675,239	\$	4,639,787	9657
552 800-604 Credit Union	\$	2,280,531	\$	2,266,517	9658
553 800-607 Consumer Finance	\$	2,364,776	\$	2,258,617	9659
556 800-615 Industrial Compliance	\$	19,321,973	\$	19,160,662	9660

6A4	800-630	Real Estate	\$	496,596	\$	489,207	9661
		Appraiser-Operating					
653	800-629	UST	\$	1,019,988	\$	1,014,332	9662
		Registration/Permit					
		Fee					
TOTAL SSR State Special Revenue							9663
Fund Group			\$	83,426,495	\$	83,551,569	9664
Liquor Control Fund Group							9665
043	800-321	Liquor Control	\$	15,694,491	\$	14,245,821	9666
		Operating					
043	800-601	Merchandising	\$	290,319,584	\$	298,454,701	9667
861	800-634	Salvage and Exchange	\$	105,000	\$	105,000	9668
TOTAL LCF Liquor Control							9669
Fund Group			\$	306,119,075	\$	312,805,522	9670
TOTAL ALL BUDGET FUND GROUPS							9671

Grants - Volunteer Fire Departments 9672

The foregoing appropriation item 800-402, Grants - Volunteer 9673
 Fire Departments, shall be used to make annual grants to volunteer 9674
 fire departments of up to \$10,000, or up to \$25,000 in cases when 9675
 the volunteer fire department provides service for an area 9676
 affected by a natural disaster. The program shall be administered 9677
 by the Fire Marshal under the Department of Commerce. The Fire 9678
 Marshal shall issue necessary rules for the administration and 9679
 operation of this program. 9680

Unclaimed Funds Payments 9681

The foregoing appropriation item 800-625, Unclaimed 9682
 Funds-Claims, shall be used to pay claims pursuant to section 9683
 169.08 of the Revised Code. If it is determined that additional 9684
 amounts are necessary, the amounts are hereby appropriated. 9685

Increased Appropriation Authority - Merchandising 9686

The Director of Commerce may, upon concurrence by the 9687

Director of Budget and Management, submit to the Controlling Board 9688
 for approval a request for increased appropriation authority for 9689
 appropriation item 800-601, Merchandising. 9690

Administrative Assessments 9691

Notwithstanding any other provision of law to the contrary, 9692
 Fund 163, Administration, shall receive assessments from all 9693
 operating funds of the department in accordance with procedures 9694
 prescribed by the Director of Commerce and approved by the 9695
 Director of Budget and Management. 9696

Cash Balance Transfer 9697

On July 1, 1999, or as soon thereafter as possible, the 9698
 Director of Budget and Management shall transfer the cash balance 9699
 in the Savings Bank Fund (Fund 4G8), which was abolished in ~~this~~ 9700
~~act~~ Am. Sub. H.B. 283 of the 123rd General Assembly by the repeal 9701
 of section 1163.17 of the Revised Code, to the Savings 9702
 Institutions Fund (Fund 545), which is created in ~~this act~~ Am. 9703
Sub. H.B. 283 of the 123rd General Assembly by the enactment of 9704
 section 1181.18 of the Revised Code. The Director shall cancel any 9705
 existing encumbrances against appropriation item 800-606, Savings 9706
 Banks, and reestablish them against appropriation item, 800-613, 9707
 Savings Institutions (Fund 545). The amounts of the reestablished 9708
 encumbrances are hereby appropriated. 9709

Sec. 29. OCC OFFICE OF CONSUMERS' COUNSEL 9710

General Services Fund Group				9711	
5F5 053-601 Operating Expenses	\$	8,131,725	\$	7,647,619	9712
		<u>8,672,725</u>		<u>7,784,119</u>	9713
TOTAL GSF General Services					9714
Fund Group	\$	8,131,725	\$	7,647,619	9715
		<u>8,672,725</u>		<u>7,784,119</u>	9716
TOTAL ALL BUDGET FUND GROUPS	\$	8,131,725	\$	7,647,619	9717

		<u>8,672,725</u>	<u>7,784,119"</u>	9718
	<u>Consumers' Counsel Transfers</u>			9719
	<u>At the request of the Consumers' Counsel, the Director of</u>			9720
	<u>Budget and Management shall transfer up to \$541,000 in cash from</u>			9721
	<u>the General Revenue Fund to the Consumers' Counsel Operating Fund</u>			9722
	<u>(Fund 5F5). The transfer includes \$350,000 for costs associated</u>			9723
	<u>with the Consumers' Counsel's moving expenses and tenant</u>			9724
	<u>improvements and \$191,000 to offset canceled fiscal year 1997</u>			9725
	<u>encumbrances.</u>			9726
	 Sec. 37. DEV DEPARTMENT OF DEVELOPMENT			9727
	General Revenue Fund			9728
GRF 195-100	Personal Services	\$ 2,578,880	\$ 2,583,300	9729
GRF 195-200	Maintenance	\$ 608,000	\$ 608,000	9730
GRF 195-300	Equipment	\$ 111,550	\$ 111,550	9731
GRF 195-401	Thomas Edison Program	\$ 25,553,540	\$ 25,528,749	9732
GRF 195-404	Small Business	\$ 2,445,388	\$ 2,465,504	9733
	Development			
GRF 195-405	Minority Business	\$ 2,323,570	\$ 2,324,418	9734
	Development Division			
GRF 195-406	Transitional and	\$ 2,760,270	\$ 2,826,679	9735
	Permanent Housing			
GRF 195-407	Travel and Tourism	\$ 6,300,000	\$ 6,327,600	9736
GRF 195-408	Coal Research	\$ 588,465	\$ 587,907	9737
	Development			
<u>GRF 195-409</u>	<u>Energy Credit</u>	<u>\$ 0</u>	<u>\$ 694,814</u>	9738
	<u>Administration</u>			
GRF 195-410	Defense Conversion	\$ 740,000	\$ 500,000	9739
	Assistance Program			
GRF 195-412	Business Development	\$ 10,005,000	\$ 10,005,000	9740
	Grants			
		<u>15,005,000</u>		9741

GRF 195-414	First Frontier Match	\$	485,000	\$	496,628	9742
GRF 195-415	Regional Offices and Economic Development	\$	6,414,854	\$	6,338,038	9743
GRF 195-416	Governor's Office of Appalachia	\$	1,628,800	\$	641,376	9744
GRF 195-417	Urban/Rural Initiative	\$	1,000,000	\$	1,000,000	9745
GRF 195-422	Technology Action	\$	15,100,000	\$	15,100,000	9746
GRF 195-428	Project 100	\$	2,000,000	\$	2,000,000	9747
GRF 195-429	Y2K Compliance	\$	10,000,000	\$	0	9748
GRF 195-431	Community Development Corporation Grants	\$	2,520,386	\$	2,582,510	9749
GRF 195-432	International Trade	\$	5,291,540	\$	5,416,621	9750
GRF 195-434	Industrial Training Grants	\$	18,000,000	\$	20,000,000	9751
GRF 195-436	Labor/Management Cooperation	\$	1,164,000	\$	1,164,000	9752
GRF 195-440	Emergency Shelter Housing Grants	\$	2,930,029	\$	2,999,139	9753
GRF 195-441	Low and Moderate Income Housing	\$	7,760,000	\$	7,760,000	9754
GRF 195-497	CDBG Operating Match	\$	1,147,067	\$	1,176,608	9755
GRF 195-498	State Energy Match	\$	147,221	\$	151,299	9756
GRF 195-501	Appalachian Local Development Districts	\$	452,370	\$	463,227	9757
GRF 195-502	Appalachian Regional Commission Dues	\$	190,000	\$	194,400	9758
<u>GRF 195-505</u>	<u>Utility Bill Credits</u>	\$	<u>0</u>	\$	<u>7,500,000</u>	9759
GRF 195-507	Travel & Tourism Grants	\$	1,795,000	\$	1,640,000	9760
GRF 195-513	Empowerment Zones/Enterprise Communities	\$	2,000,000	\$	0	9761
TOTAL GRF	General Revenue Fund	\$	134,040,930	\$	122,992,553	9762

			<u>139,040,930</u>		<u>131,187,367</u>	9763
General Services Fund Group						
						9764
135	195-605	Supportive Services	\$ 7,463,030	\$	7,472,165	9765
136	195-621	International Trade	\$ 75,000	\$	0	9766
685	195-636	General Reimbursements	\$ 1,199,500	\$	1,222,233	9767
TOTAL GSF General Services Fund						
						9768
Group			\$ 8,737,530	\$	8,694,398	9769
Federal Special Revenue Fund Group						
						9770
3K8	195-613	Community Development	\$ 65,000,000	\$	65,000,000	9771
		Block Grant				
3K9	195-611	Home Energy Assistance	\$ 55,000,000	\$	55,000,000	9772
		Block Grant				
3K9	195-614	HEAP Weatherization	\$ 10,421,000	\$	10,412,041	9773
3L0	195-612	Community Services	\$ 20,090,000	\$	20,090,000	9774
		Block Grant				
308	195-602	Appalachian Regional	\$ 650,000	\$	650,000	9775
		Commission				
308	195-603	Housing and Urban	\$ 34,895,700	\$	34,895,700	9776
		Development				
308	195-605	Federal Projects	\$ 7,871,000	\$	7,855,501	9777
308	195-609	Small Business	\$ 3,701,900	\$	3,701,900	9778
		Administration				
308	195-616	Technology Programs	\$ 117,700	\$	0	9779
308	195-618	Energy Federal Grants	\$ 2,832,325	\$	2,803,560	9780
335	195-610	Oil Overcharge	\$ 8,500,000	\$	8,500,000	9781
380	195-622	Housing Development	\$ 3,711,800	\$	3,938,200	9782
		Operating				
TOTAL FED Federal Special Revenue						
						9783
Fund Group			\$ 212,791,425	\$	212,846,902	9784
State Special Revenue Fund Group						
						9785
4F2	195-639	State Special Projects	\$ 1,530,000	\$	1,030,100	9786
4H4	195-641	First Frontier	\$ 1,000,000	\$	1,000,000	9787

4S0	195-630	Enterprise Zone Operating	\$	323,079	\$	323,355	9788
4S1	195-634	Job Creation Tax Credit Operating	\$	251,856	\$	258,422	9789
4W1	195-646	Minority Business Enterprise Loan	\$	3,898,213	\$	3,972,954	9790
444	195-607	Water and Sewer Commission Loans	\$	500,000	\$	500,000	9791
445	195-617	Housing Finance Agency	\$	3,669,522	\$	3,532,181	9792
450	195-624	Minority Business Bonding Program Administration	\$	12,644	\$	12,947	9793
451	195-625	Economic Development Financing Operating	\$	1,906,075	\$	1,970,014	9794
586	195-653	Scrap Tire Loans and Grants	\$	1,000,000	\$	1,000,000	9795
5F7	195-658	Local Government Y2K Loan Program	\$	10,000,000	\$	0	9796
611	195-631	Water and Sewer Administration	\$	15,000	\$	15,000	9797
617	195-654	Volume Cap Administration	\$	200,000	\$	196,640	9798
646	195-638	Low and Moderate Income Housing Trust Fund	\$	20,445,200	\$	21,034,500	9799
TOTAL SSR State Special Revenue							9800
Fund Group			\$	44,751,589	\$	34,846,113	9801
Facilities Establishment Fund							9802
037	195-615	Facilities Establishment	\$	53,970,000	\$	55,481,100	9803
4Z6	195-647	Rural Industrial Park Loan	\$	1,000,000	\$	1,000,000	9804
5D1	195-649	Port Authority Bond	\$	2,500,000	\$	2,500,000	9805

Reserves				
5D2 195-650	Urban Redevelopment	\$ 10,000,000	\$ 10,000,000	9806
Loans				
5H1 195-652	Family Farm Loan	\$ 2,246,375	\$ 2,246,375	9807
TOTAL 037 Facilities				9808
Establishment Fund		\$ 69,716,375	\$ 71,227,475	9809
Coal Research/Development Fund				9810
046 195-632	Coal Research and	\$ 12,276,000	\$ 12,570,624	9811
Development Fund				
TOTAL 046 Coal Research/				9812
Development Fund		\$ 12,276,000	\$ 12,570,624	9813
TOTAL ALL BUDGET FUND GROUPS		\$ 482,313,849	\$ 463,178,065	9814
		<u>487,313,849</u>	<u>471,372,879</u>	9815

Sec. 37.04. Business Development 9817

The foregoing appropriation item 195-412, Business 9818
 Development Grants, shall be used as an incentive for attracting 9819
 and retaining business opportunities for the state. Any such 9820
 business opportunity, whether new, expanding, or relocating in 9821
 Ohio, is eligible for funding. The project must create or retain a 9822
 significant number of jobs for Ohioans. Grant awards may be 9823
 considered only when (1) the project's viability hinges on an 9824
 award of 195-412, Business Development Grants, funds; (2) all 9825
 other public or private sources of financing have been considered; 9826
 or (3) the funds must act as a catalyst for the infusion into the 9827
 project of other financing sources. 9828

The department's primary goal shall be to award funds to 9829
 political subdivisions of the state for off-site infrastructure 9830
 improvements. In order to meet the particular needs of economic 9831
 development in a region, the department may elect to award funds 9832
 directly to a business for on-site infrastructure improvements. 9833
 Infrastructure improvements are defined as improvements to water 9834

system facilities, sewer and sewage treatment facilities, electric 9835
or gas service facilities, fiber optic facilities, rail 9836
facilities, site preparation, and parking facilities. The Director 9837
of Development may recommend the funds be used in an alternative 9838
manner when deemed appropriate to meet an extraordinary economic 9839
development opportunity or need. 9840

The foregoing appropriation item 195-412, Business 9841
Development Grants, may be expended only after the submission of a 9842
request to the Controlling Board by the Department of Development 9843
outlining the planned use of the funds, and the subsequent 9844
approval of the request by the Controlling Board. 9845

The foregoing appropriation item 195-412, Business 9846
Development Grants, may be used for, but is not limited to, 9847
construction, rehabilitation, and acquisition projects for rail 9848
freight assistance as requested by the Department of 9849
Transportation. The Director of Transportation shall submit the 9850
proposed projects to the Director of Development for an evaluation 9851
of potential economic benefit. 9852

Sec. 37.12. Minority Business Enterprise Loan 9853

All loan repayments from the Minority Development Financing 9854
Advisory Board loan program and the Ohio Mini-Loan Guarantee 9855
Program shall be deposited in the State Treasury, to the credit of 9856
the Minority Business Enterprise Loan Fund (Fund 4W1). 9857

All operating costs of administering the Minority Business 9858
Enterprise Loan Fund shall be paid from the Minority Business 9859
Enterprise Loan Fund (Fund 4WI). 9860

Minority Business Bonding Fund 9861

Notwithstanding Chapters 122., 169., and 175. of the Revised 9862
Code and other provisions of ~~this act~~ Am. Sub. H.B. 283 of the 9863
123rd General Assembly, the Director of Development may, upon the 9864

recommendation of the Minority Development Financing Advisory Board, pledge up to \$10,000,000 in the 1999-2001 biennium of unclaimed funds administered by the Director of Commerce and allocated to the Minority Business Bonding Program pursuant to section 169.05 of the Revised Code. The transfer of any cash by the Director of Commerce from the Department of ~~Development's~~ Minority Business Bonding Fund Commerce's Unclaimed Funds Fund (Fund 543) to the Department of Development's Minority Business Bonding Fund (Fund 449) shall occur, if requested by the Director of Development, only if such funds are needed for payment of losses arising from the Minority Business Bonding Program, and only after the \$2,700,000 transferred to the Minority Business Bonding Program by the Controlling Board in 1983 has been used for that purpose. Moneys transferred by the Director of Commerce for this purpose may be moneys in custodial funds held by the Treasurer of State. If expenditures are required for payment of losses arising from the Minority Business Bonding Program, such expenditures shall be made from appropriation item 195-623, Minority Business Bonding Contingency in the Minority Business Bonding Fund, and such amounts are hereby appropriated.

Minority Business Bonding Program Administration

Investment earnings of the Minority Business Bonding Fund (Fund 449) shall be credited to the Minority Business Bonding Program Administration Fund (Fund 450).

Sec. 37.14. Facilities Establishment Fund

The foregoing appropriation item 195-615, Facilities Establishment Fund (Fund 037), shall be used for the purposes of the Facilities Establishment Fund under Chapter 166. of the Revised Code.

Notwithstanding Chapter 166. of the Revised Code, up to \$1,600,000 may be transferred each fiscal year from the Facilities

Establishment Fund (Fund 037) to the Economic Development 9896
Financing Operating Fund (Fund 451). The transfer is subject to 9897
Controlling Board approval pursuant to division (B) of section 9898
166.03 of the Revised Code. 9899

Notwithstanding Chapter 166. of the Revised Code, up to 9900
\$3,800,000 may be transferred in each fiscal year of the biennium 9901
from the Facilities Establishment Fund (Fund 037) to the Minority 9902
Business Enterprise Loan Fund (Fund 4W1). The transfer is subject 9903
to Controlling Board approval pursuant to division (B) of section 9904
166.03 of the Revised Code. 9905

Notwithstanding Chapter 166. of the Revised Code, up to 9906
\$5,000,000 cash may be transferred during the biennium from the 9907
Facilities Establishment Fund (Fund 037) to the Port Authority 9908
Bond Reserves Fund (Fund 5D1) for use by any port authority in 9909
establishing or supplementing bond reserve funds for any bond 9910
issuance permitted under Chapter 4582. of the Revised Code. The 9911
Director of Development shall develop program guidelines for the 9912
transfer and release of funds, including, but not limited to, a 9913
provision that no port authority shall receive more than 9914
\$2,000,000. The transfer and release of funds are subject to 9915
Controlling Board approval. 9916

Notwithstanding Chapter 166. of the Revised Code, up to 9917
\$20,000,000 cash may be transferred during the biennium from the 9918
Facilities Establishment Fund (Fund 037) to the Urban 9919
Redevelopment Loans Fund (Fund 5D2) for the purpose of removing 9920
barriers to urban core redevelopment. The Director of Development 9921
shall develop program guidelines for the transfer and release of 9922
funds, including, but not limited to, the completion of all 9923
appropriate environmental assessments before state assistance is 9924
committed to a project. 9925

Notwithstanding Chapter 166. of the Revised Code, up to 9926

\$1,000,000 cash may be transferred in each fiscal year of the 9927
biennium from the Facilities Establishment Fund (Fund 037) to the 9928
Rural Industrial Park Loan Fund (Fund 4Z6). The transfer is 9929
subject to Controlling Board approval pursuant to section 166.03 9930
of the Revised Code. 9931

Family Farm Loan Program 9932

Notwithstanding Chapter 166. of the Revised Code, up to 9933
\$2,500,000 shall be transferred during the biennium from moneys in 9934
the Facilities Establishment Fund (Fund 037) to the Family Farm 9935
Loan Fund (Fund 5H1) in the Department of Development. These 9936
moneys shall be used for loan guarantees. The transfer is subject 9937
to Controlling Board approval. 9938

Financial assistance from the Family Farm Loan Fund shall be 9939
repaid to Fund 5H1. This fund is established in accordance with 9940
sections 166.031, 901.80, 901.81, 901.82, and 901.83 of the 9941
Revised Code. 9942

When the Family Farm Loan Fund (Fund 5H1) ceases to exist, 9943
all outstanding balances, all loan repayments, and any other 9944
outstanding obligations shall revert to the Facilities 9945
Establishment Fund (Fund 037). 9946

Scrap Tire Loans and Grants 9947

On July 1, 1999, or as soon thereafter as possible, the 9948
Director of Development shall certify to the Director of Budget 9949
and Management the balance in Fund 037, Facilities Establishment, 9950
for the Scrap Tire Loan and Grant Program. The Director of Budget 9951
and Management shall transfer the certified amount to Fund 586, 9952
Scrap Tire Loans and Grants. Any existing encumbrances in 9953
appropriation item 195-615, Facilities Establishment, for the 9954
Scrap Tire Loan and Grant Program shall be cancelled and 9955
reestablished against appropriation item 195-653, Scrap Tire Loans 9956
and Grants (Fund 586). These amounts are hereby appropriated. 9957

Sec. 55.07. Transfer of Funds 9958

The Department of Human Services shall transfer, through 9959
intrastate transfer vouchers, cash from State Special Revenue Fund 9960
4K1, ICF/MR Bed Assessments, to Fund 4K8, Home and Community-Based 9961
Services, in the Department of Mental Retardation and 9962
Developmental Disabilities. The sum of the transfers shall be 9963
equal to the amounts appropriated in fiscal year 2000 in 9964
appropriation item 322-604, Waiver - Match. The transfer may occur 9965
on a quarterly basis or on a schedule developed and agreed to by 9966
both departments. 9967

The Department of Human Services shall transfer, through 9968
intrastate transfer vouchers, cash from the State Special Revenue 9969
Fund 4J5, Home and Community-Based Services for the Aged, to Fund 9970
4J4, PASSPORT, in the Department of Aging. The sum of the 9971
transfers shall be equal to the amount appropriated in fiscal year 9972
2000 in appropriation item 490-610, PASSPORT/Residential State 9973
Supplement. The transfer may occur on a quarterly basis or on a 9974
schedule developed and agreed to by both departments. 9975

Transfers of IMD/DSH Cash 9976

The Department of Human Services shall transfer, through 9977
intrastate transfer vouchers, cash from Fund 5C9, Medicaid Program 9978
Support, to the Department of Mental Health's Fund 4X5, OhioCare, 9979
in accordance with an interagency agreement that delegates 9980
authority from the Department of Human Services to the Department 9981
of Mental Health to administer specified Medicaid services. 9982

The Director of Budget and Management shall transfer cash 9983
from the Department of Human Services Fund 5C9, Medicaid Program 9984
Support, in the amount of \$2,450,000 in fiscal year 2000 to the 9985
Department of Health's Health Services Fund, Fund 5E1. 9986

MACSIS Funding 9987

The Director of Budget and Management shall transfer cash up 9988
to \$499,962 from Fund 4X3, OhioCare, and up to \$4,315 from Fund 9989
3P7, Medicaid Program Support, to Fund 4X5, Behavioral Health 9990
Medicaid Services, to fund MACSIS implementation costs incurred by 9991
the Department of Mental Health. 9992

The Director of Budget and Management shall transfer cash up 9993
to \$500,000 from Fund 5C9, Medicaid Program Support, to Fund 4X5, 9994
Behavioral Health Medicaid Services, to fund MACSIS implementation 9995
costs incurred by the Department of Mental Health. This transfer 9996
shall be contingent on an available cash balance in Fund 5C9 after 9997
other statutory obligations have been met. 9998

Transfer from the Children's Trust Fund to the Wellness Block 9999
Grant Fund 10000

Within 90 days after the effective date of this section, the 10001
Director of Budget and Management shall transfer \$1,000,000 in 10002
fiscal year 2000 from Fund 198, Children's Trust Fund, to Fund 10003
4N7, Wellness Block Grant, within the Department of Human 10004
Services' budget. 10005

Foster Care Liability Coverage 10006

On behalf of public children services agencies, private 10007
childplacing agencies, private noncustodial agencies and in 10008
consultation with the Department of Insurance and the Office of 10009
State Purchasing, the Department of Human Services may seek and 10010
accept proposals for a uniform and statewide insurance policy to 10011
indemnify foster parents for personal injury and property damage 10012
suffered by them due to the care of a foster child. Premiums for 10013
such a policy shall be the sole responsibility of each public 10014
children services agency, private childplacing agency and private 10015
noncustodial agency that agrees to purchase the insurance policy. 10016

Protective Services Incentive Funding 10017

Notwithstanding the formula in section 5101.14 of the Revised Code, from the foregoing appropriation item 400-527, Child Protective Services, the Department of Human Services may use no more than \$2,400,000 in fiscal year 2000 as incentive funding for public children services agencies to promote innovative practice standards and efficiencies in service delivery to and assist public children service agencies in complying with federal reporting requirements. Of this amount, public children services agencies may use \$125,000 to pursue accreditation by the Child Welfare League of America. The Department of Human Services shall develop a process for the release of these funds and may adopt rules in accordance with section 111.15 of the Revised Code governing the distribution, release, and use of these funds.

Day Care/Head Start Collaborations

The Department of Human Services and the county departments of human services shall work to develop collaborative efforts between Head Start and child care providers. The Department of Human Services may use the foregoing appropriation items 400-413, Day Care Match/Maintenance of Effort, and 400-617, Day Care Federal, to support collaborative efforts between Head Start and child day care centers.

Four C's Comprehensive Community Child Care Program

From the foregoing appropriation item 400-617, Day Care Federal, in fiscal year 2000, the Director of Human Services shall provide \$25,000 from child care funds to the Hamilton County Department of Human Services to contract with the Four C's Comprehensive Community Child Care for quality activities allowable under the Child Care Development Block Grant. The Hamilton County Department of Human Services and Four C's shall agree on reporting requirements to be incorporated into the contract.

Adoption Assistance 10049

Of the foregoing appropriation item 400-528, Adoption 10050
Services State, at least \$3,700,000 in fiscal year 2000 shall be 10051
used in support of post finalization adoption services offered 10052
pursuant to section 5153.163 of the Revised Code. The Department 10053
of Human Services shall adopt rules and procedures pursuant to 10054
section 111.15 of the Revised Code to set payment levels and limit 10055
eligibility for post finalization adoption services as necessary 10056
to limit program expenditures to the amounts set forth in this 10057
section, based on factors including, but not limited to, any or 10058
all of the following: type, or extent, of the adopted child's 10059
disability or special need; and resources available to the 10060
adoptive family to meet the child's service needs. 10061

Adoption Connection of Cincinnati 10062

Of the foregoing appropriation item 400-528, Adoption 10063
Services, \$42,000 is earmarked in FY 2000 to support the Adoption 10064
Connection of Cincinnati. 10065

Child Support Collections/TANF MOE 10066

The foregoing appropriation item 400-658, Child Support 10067
Collections, shall be used by the Department of Human Services to 10068
meet the TANF Maintenance of Effort requirements of Pub. L. No. 10069
104-193. After the state has met the maintenance of effort 10070
requirement, the Department of Human Services may use funds from 10071
appropriation item 400-658, Child Support Collections, to support 10072
public assistance activities. 10073

Private Child Care Agencies Training 10074

The foregoing appropriation item 400-615, Private Child Care 10075
Agencies Training, shall be used by the Department of Human 10076
Services to provide the state match for federal Title IV-E 10077
training dollars for private child placing agencies and private 10078

noncustodial agencies. Revenues shall consist of moneys derived 10079
from fees established under section 5101.143 of the Revised Code 10080
and paid by private child placing agencies and private 10081
noncustodial agencies. 10082

Child Care Quality Improvement 10083

The Department of Human Services shall make available to 10084
county departments of human services an amount to fund the 10085
improvement of the quality of publicly funded child care and 10086
access to publicly funded child care, including, but not limited 10087
to, recruitment, training, mentoring, and oversight of child care 10088
providers or in-home providers. 10089

Transfer for Lead Assessments 10090

Of the foregoing appropriation item 400-525, Health 10091
Care/Medicaid, the Department of Human Services may transfer funds 10092
from the General Revenue Fund to the General Operations Fund (Fund 10093
142) of the Department of Health. Transfer of the funds shall be 10094
made through intrastate transfer voucher pursuant to an 10095
interagency agreement for the purpose of performing environmental 10096
lead assessments in the homes of Medicaid Healthcheck recipients. 10097

Childhood Lead Poisoning Working Group 10098

There is hereby created the Childhood Lead Poisoning Working 10099
Group to study and propose a state plan to address lead poisoning 10100
treatment and control issues. The Working Group shall consist of 10101
fourteen members, one of whom must be a senator appointed by the 10102
President of the Senate, and one member shall be a representative 10103
appointed by the Speaker of the House of Representatives. The 10104
Working Group shall also consist of two designees of the Director 10105
of each of the following departments: Department of Human 10106
Services, Department of Health, Department of Development, Ohio 10107
Environmental Protection Agency, and the Department of Education. 10108
The Help End Lead Poisoning Coalition shall appoint two members. 10109

The members of the Working Group shall be appointed within thirty days of the effective date of this section. 10110
10111

Not later than June 30, 2000, the Working Group shall submit a report of its findings and recommendations to the Speaker and Minority Leader of the House of Representatives and the President and the Minority Leader of the Senate. The above-mentioned departments shall make staff available to the Working Group. 10112
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Medicaid Program Support Fund - State 10117

The foregoing appropriation item 400-671, Medicaid Program Support, shall be used by the Department of Human Services to pay for Medicaid services and contracts. 10118
10119
10120

Holding Account Redistribution Group 10121

The foregoing appropriation items 400-643 and 400-644, Holding Account Redistribution Fund Group, shall be used to hold revenues until they are directed to the appropriate accounts or until they are refunded. If it is determined that additional appropriation authority is necessary, such amounts are hereby appropriated. 10122
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Agency Fund Group 10128

The Agency Fund Group shall be used to hold revenues until the appropriate fund is determined or until they are directed to the appropriate governmental agency other than the Department of Human Services. If it is determined that additional appropriation authority is necessary, such amounts are hereby appropriated. 10129
10130
10131
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10133

Federal Special Revenue Fund Group 10134

The foregoing appropriation items that appear in the Department of Human Services' Federal Special Revenue Fund Group shall be used to collect revenue from various sources and use the revenue to support programs administered by the Department of Human Services. If it is determined that additional appropriation 10135
10136
10137
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10139

authority is necessary, the department shall notify the Director 10140
of Budget and Management on forms prescribed by the Controlling 10141
Board. If the Director agrees that the additional appropriation 10142
authority is necessary in order to perform the functions allowable 10143
in the appropriation item, then such amounts are hereby 10144
appropriated. The Director shall notify the Controlling Board at 10145
their next regularly scheduled meeting as to the action taken. 10146

Children's Trust Reimbursement Fund Cash Transfer 10147

The Director of Budget and Management shall transfer the cash 10148
balance in the Children's Trust Reimbursement Fund to the 10149
Children's Trust Fund. The Children's Trust Reimbursement Fund is 10150
hereby abolished. 10151

Sec. 64. LSC LEGISLATIVE SERVICE COMMISSION 10152

General Revenue Fund 10153

GRF 035-321	Operating Expenses	\$	8,776,725	\$	9,060,000	10154
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			<u>8,426,725</u>			10155
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GRF 035-402	Legislative Interns	\$	840,000	\$	890,000	10156
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GRF 035-403	Legislative Budget	\$	2,841,000	\$	2,987,000	10157
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Office

GRF 035-404	Legislative Office of	\$	1,191,995	\$	1,157,423	10158
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Education Oversight

GRF 035-405	Correctional	\$	505,000	\$	525,000	10159
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Institution Inspection
Committee

GRF 035-406	ATMS Replacement	\$	90,000	\$	90,000	10160
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Project

GRF 035-407	Legislative Task Force	\$	2,400,000	\$	2,100,000	10161
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on Redistricting

GRF 035-409	National Associations	\$	392,674	\$	405,717	10162
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GRF 035-410	Legislative	\$	5,260,000	\$	4,265,000	10163
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Information Systems

TOTAL GRF General Revenue Fund	\$	22,297,394	\$	21,480,140	10164
		<u>21,947,394</u>			10165
General Services Fund Group					10166
4F6 035-603 Legislative Budget	\$	140,000	\$	144,000	10167
Services					
410 035-601 Sale of Publications	\$	25,000	\$	25,000	10168
TOTAL GSF General Services					10169
Fund Group	\$	165,000	\$	169,000	10170
TOTAL ALL BUDGET FUND GROUPS	\$	22,462,394	\$	21,649,140	10171
		<u>22,112,394</u>			10172

Operating Expenses 10173

Of the foregoing appropriation item 035-321, Operating 10174
Expenses, \$350,000 in fiscal year 2000 and \$175,000 in fiscal year 10175
2001 shall be used to pay for equipment for the electronic filing 10176
of rules and related documents. 10177

Of the foregoing appropriation item 035-321, Operating 10178
Expenses, up to \$10,000 in each fiscal year may be used to 10179
contract with a non-profit assistive technology organization for 10180
the purpose of providing public documents produced by or for the 10181
General Assembly in alternative formats when feasible. 10182

On or before July 15, 1999, the Director of Budget and 10183
Management shall determine and certify to the Director of the 10184
Legislative Service Commission the total amount of unexpended, 10185
unobligated appropriations made to the commission for fiscal year 10186
1999 in appropriation items 035-321, 035-402, 035-403, 035-404, 10187
035-405, 035-406, 035-407, 035-409, 035-410, and 035-412. 10188
Additional appropriation authority equal to the amount certified 10189
is hereby appropriated to appropriation item 035-321, Operating 10190
Expenses, for fiscal year 2000. 10191

ATMS Replacement Project 10192

Of the foregoing appropriation item 035-406, ATMS Replacement 10193

Project, any amounts not used for the ATMS project may be used to 10194
pay the operating expenses of the Legislative Service Commission. 10195

Legislative Task Force on Redistricting 10196

Of the foregoing appropriation item 035-407, Legislative Task 10197
Force on Redistricting, \$400,000 in fiscal year 2000 and \$100,000 10198
in fiscal year 2001 shall be used to assist county boards of 10199
elections to comply with the requirement of using census bureau 10200
geography to determine precinct boundaries. Upon written request 10201
from the Secretary of State, the Director of the Legislative 10202
Service Commission shall transfer \$400,000 in fiscal year 2000 and 10203
\$100,000 in fiscal year 2001 to the Secretary of State. Transfer 10204
shall be made through intrastate voucher. The Secretary of State 10205
shall expend the transferred funds in accordance with the 10206
requirements of this section. 10207

National Associations 10208

Of the foregoing appropriation item 035-409, National 10209
Associations, \$8,000 in each fiscal year shall be used for the 10210
State and Local Legal Center. 10211

Legislative Office of Education Oversight 10212

The foregoing appropriation item 035-404, Legislative Office 10213
of Education Oversight, shall be used to support the legislative 10214
oversight activities of the Legislative Committee on Education 10215
Oversight established in section 3301.68 of the Revised Code. 10216

Section 103.141 Report 10217

Notwithstanding section 103.141 of the Revised Code, the 10218
Legislative Budget Office of the Legislative Service Commission 10219
may submit the estimates required by that section for calendar 10220
years 1996 and 1997 in October 2000. 10221

LBO Child Care Study 10222

The Legislative Budget Office of the Legislative Service 10223

Commission (LBO) shall undertake a study of publicly funded child care payment procedures and make recommendations regarding the feasibility and the potential for development of a cost-based prospective payment system. Any prospective payment system should provide for predictability and stability of payment and should take into consideration facility costs and training costs. LBO shall report its findings to the Speaker and Minority Leader of the House of Representatives, President and Minority Leader of the Senate, and the Governor no later than July 1, 2000.

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Sec. 69.02. Community Services

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General Revenue Fund

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GRF 322-405 State Use Program \$ 268,364 \$ 264,685 10235

GRF 322-413 Residential and Support Services \$ 133,882,337 \$ 137,095,513 10236

Support Services

GRF 322-451 Family Support Services \$ 7,705,342 \$ 7,975,870 10237

Services

GRF 322-452 Case Management \$ 6,235,022 \$ 6,384,663 10238

GRF 322-501 County Boards Subsidies \$ 45,720,356 \$ 46,817,644 10239

Subsidies

TOTAL GRF General Revenue Fund \$ 193,811,421 \$ 198,538,375 10240

General Services Fund Group

10241

4J6 322-645 Intersystem Services for Children \$ 3,798,005 \$ 3,907,448 10242

for Children

4U4 322-606 Community MR and DD Trust \$ 116,242 \$ 119,201 10243

Trust

4V1 322-611 Program Support \$ 110,560 \$ 113,374 10244

4V1 322-615 Ohio's Self-Determination Project \$ 131,666 \$ 131,666 10245

Self-Determination

Project

488 322-603 Residential Services Refund \$ 3,297,786 \$ 3,650,224 10246

Refund

TOTAL GSF General Services				10247
Fund Group	\$	7,454,259	\$ 7,921,913	10248
Federal Special Revenue Fund Group				10249
3A4 322-605 Community Program	\$	2,569,284	\$ 2,749,134	10250
Support				
3A4 322-610 Community Residential	\$	5,537,250	\$ 5,924,858	10251
Support				
3A5 322-613 DD Council Grants	\$	3,358,290	\$ 3,358,290	10252
3G6 322-639 Medicaid Waiver	\$	135,921,846	\$ 136,602,770	10253
3M7 322-650 CAFS Medicaid	\$	141,058,250	\$ 141,890,490	10254
325 322-608 Federal Grants -	\$	1,197,586	\$ 1,225,523	10255
Operating Expenses				
325 322-612 Social Service Block	\$	15,100,000	\$ 15,100,000	10256
Grant				
325 322-614 Health and Human	\$	214,245	\$ 214,245	10257
Services				
325 322-617 Education Grants -	\$	277,650	\$ 277,650	10258
Operating				
TOTAL FED Federal Special Revenue				10259
Fund Group	\$	305,234,401	\$ 307,342,960	10260
State Special Revenue Fund Group				10261
4K8 322-604 Waiver - Match	\$	12,868,321	\$ 12,532,806	10262
5H0 322-619 Medicaid Repayment	\$	534,560	\$ 549,980	10263
TOTAL SSR State Special Revenue				10264
Fund Group	\$	13,402,881	\$ 13,082,786	10265
TOTAL ALL COMMUNITY SERVICES				10266
BUDGET FUND GROUPS	\$	519,902,962	\$ 526,886,034	10267

Residential and Support Services 10268

The foregoing appropriation item 322-413, Residential and 10269
Support Services, shall be used for any of the following: 10270

(A) Home and community-based waiver services pursuant to 10271

Title XVIII of the "Social Security Act," 49 Stat. 620 (1935), 42 U.S.C. 301, as amended;	10272 10273
(B) Services contracted by county boards of mental retardation and developmental disabilities;	10274 10275
(C) Supported living services contracted by county boards of mental retardation and developmental disabilities in accordance with sections 5126.40 to 5126.47 of the Revised Code;	10276 10277 10278
(D) County board of mental retardation and developmental disabilities contracted purchase of service;	10279 10280
(E) Sermak Class Services used to implement the requirements of the consent decree in the case of <u>Sermak v. Manuel</u> , Case No. c-2-80-220, United States District Court for the Southern District of Ohio, Eastern Division.	10281 10282 10283 10284
Notwithstanding Chapters 5123. and 5126. of the Revised Code, the Department of Mental Retardation and Developmental Disabilities may develop residential and support service programs that enable persons with mental retardation and developmental disabilities to live in the community. Notwithstanding Chapter 5121. and section 5123.122 of the Revised Code, the department may waive the support collection requirements of those statutes for persons in community programs developed by the department under this section. The department shall adopt rules under Chapter 119. of the Revised Code or may use existing rules for the implementation of these programs.	10285 10286 10287 10288 10289 10290 10291 10292 10293 10294 10295
The Department of Mental Retardation and Developmental Disabilities may designate a portion of appropriation item 332-413, Residential and Support Services, to county boards of mental retardation and developmental disabilities that have greater need for various residential and support services due to a <u>low</u> percentage of residential and support services development in comparison to the number of individuals with mental retardation or	10296 10297 10298 10299 10300 10301 10302

developmental disabilities in the county. 10303

Family Support Services 10304

Notwithstanding sections 5123.171, 5123.19, 5123.20, and 10305
5126.11 of the Revised Code, the Department of Mental Retardation 10306
and Developmental Disabilities may implement programs funded by 10307
appropriation item 322-451, Family Support Services, to provide 10308
assistance to persons with mental retardation or developmental 10309
disabilities and their families who are living in the community. 10310
The department shall adopt rules to implement these programs. 10311

Case Management 10312

The foregoing appropriation item 322-452, Case Management, 10313
shall be allocated to county boards of mental retardation and 10314
developmental disabilities for the purpose of providing case 10315
management services and to assist in bringing state funding for 10316
all department-approved case managers within county boards of 10317
mental retardation and developmental disabilities to the level 10318
authorized in division (D) of section 5126.15 of the Revised Code. 10319
The department may request approval from the Controlling Board to 10320
transfer any unobligated appropriation authority from other state 10321
General Revenue Fund appropriation items within the department's 10322
budget to appropriation item 322-452, Case Management, to be used 10323
to meet the statutory funding level in division (D) of section 10324
5126.15 of the Revised Code. 10325

Notwithstanding division (D) of section 5126.15 of the 10326
Revised Code and subject to funding in appropriation item 322-452, 10327
Case Management, no county may receive less than its allocation in 10328
fiscal year 1995. 10329

State Subsidies to MR/DD boards 10330

Of the foregoing appropriation item 322-501, County Boards 10331
Subsidies, \$1,500,000 in each fiscal year shall be used to fund 10332
the tax equity program in accordance with sections 5126.16, 10333

5126.17, and 5126.18 of the Revised Code. 10334

Of the foregoing appropriation item 322-501, County Boards 10335
Subsidies, up to \$550,000 in fiscal year 2000 may be used to 10336
contract with The MR/DD Services Group, LLC for the technical 10337
assistance to county boards of mental retardation and 10338
developmental disabilities and other agencies under contract with 10339
the county boards of mental retardation and developmental 10340
disabilities for the implementation of Medicaid services. The 10341
Department of Mental Retardation and Developmental Disabilities 10342
shall monitor the contract and provide guidance and assistance, as 10343
needed, to accomplish the functions associated with the contract. 10344

Of the foregoing appropriation item 322-501, County Boards 10345
Subsidies, up to \$550,000 in fiscal year 2001 may be used to 10346
solicit requests for proposal for technical assistance to county 10347
boards of mental retardation and developmental disabilities and 10348
other agencies under contract with the county boards of mental 10349
retardation and developmental disabilities for the implementation 10350
of Medicaid services. The Department of Mental Retardation and 10351
Developmental Disabilities shall monitor the contract and provide 10352
guidance and assistance, as needed, to accomplish the functions 10353
associated with the contract. 10354

Waiver - Match 10355

The foregoing appropriation item 322-604, Waiver-Match (Fund 10356
4K8), shall be used as state matching funds for the home and 10357
community-based waivers. 10358

The Department of Human Services may enter into an 10359
interagency agreement with the Department of Mental Retardation 10360
and Developmental Disabilities providing for the Department of 10361
Mental Retardation and Developmental Disabilities to operate the 10362
program. 10363

Developmental Center Program to Develop a Model Billing for 10364

<u>Services Rendered</u>				10365	
Developmental centers of the Department of Mental Retardation				10366	
and Developmental Disabilities may provide services to persons				10367	
with mental retardation or developmental disabilities living in				10368	
the community or to providers of services to these persons. The				10369	
department may develop a methodology for recovery of all costs				10370	
associated with the provisions of these services.				10371	
Sec. 72. DNR DEPARTMENT OF NATURAL RESOURCES				10372	
General Revenue Fund				10373	
GRF 725-401 Wildlife - GRF Central	\$	1,221,229	\$	1,268,315	10374
Support					
GRF 725-404 Fountain Square Rental	\$	1,087,000	\$	1,093,000	10375
Payments - OBA					
GRF 725-408 Reclamation and Mining	\$	2,406,020	\$	2,408,999	10376
GRF 725-412 Reclamation Commission	\$	66,475	\$	68,165	10377
GRF 725-413 OPFC Rental Payments	\$	15,660,000	\$	12,750,000	10378
GRF 725-415 Mine Examining Board	\$	121,083	\$	123,963	10379
GRF 725-423 Stream and Ground	\$	422,863	\$	459,387	10380
Water Gauging					
GRF 725-425 Wildlife License	\$	1,000,000	\$	1,000,000	10381
Reimbursement					
GRF 725-456 Canal Lands	\$	414,783	\$	423,203	10382
GRF 725-502 Soil and Water	\$	11,414,494	\$	12,140,831	10383
Districts					
GRF 725-507 Conservation Reserve	\$	2,000,000	\$	2,000,000	10384
Enhancement Program					
		<u>1,900,400</u>		<u>1,920,400</u>	10385
GRF 727-321 Division of Forestry	\$	10,203,524	\$	10,081,427	10386
GRF 728-321 Division of Geological	\$	2,164,135	\$	2,270,778	10387
Survey					
GRF 729-321 Computer Information	\$	1,172,567	\$	1,214,464	10388

	Services &					
	Communications					
GRF 730-321	Division of Parks and Recreation	\$ 35,255,224	\$ 34,951,655			10389
GRF 733-321	Division of Water	\$ 3,944,652	\$ 3,998,080			10390
GRF 734-321	Division of Oil and Gas	\$ 725,366	\$ 1,614,957			10391
GRF 736-321	Division of Chief Engineer	\$ 4,371,204	\$ 3,773,672			10392
GRF 737-321	Division of Soil and Water	\$ 4,092,866	\$ 4,382,166			10393
		<u>4,192,466</u>	<u>4,461,766</u>			10394
GRF 738-321	Office of Real Estate and Land Management	\$ 3,099,898	\$ 2,650,457			10395
GRF 741-321	Division of Natural Areas	\$ 3,415,305	\$ 3,396,390			10396
GRF 743-321	Division of Civilian Conservation	\$ 5,100,636	\$ 5,225,382			10397
TOTAL GRF	General Revenue Fund	\$ 109,359,324	\$ 107,295,291			10398
	General Services Fund Group					10399
155 725-601	Departmental Projects	\$ 1,491,770	\$ 1,468,051			10400
157 725-651	Central Support	\$ 7,302,432	\$ 7,273,923			10401
	Indirect					
158 725-604	Natural Resources Publication Center	\$ 79,170	\$ 80,154			10402
	Intrastate					
161 725-635	Parks Facilities Maintenance	\$ 2,666,395	\$ 2,737,935			10403
162 725-625	CCC Operations	\$ 2,261,993	\$ 2,156,861			10404
204 725-687	Information Services	\$ 2,217,392	\$ 2,145,631			10405
206 725-689	REALM Support Services	\$ 447,811	\$ 473,152			10406
207 725-690	Real Estate	\$ 53,924	\$ 55,320			10407
4D5 725-618	Recycled Materials	\$ 103,429	\$ 106,272			10408

4S9	725-622	NatureWorks Personnel	\$	687,136	\$	690,700	10409
4X8	725-662	Water Planning Council	\$	262,900	\$	269,700	10410
430	725-671	Canal Lands	\$	1,029,302	\$	998,044	10411
5F9	725-663	Flood Reimbursement	\$	99,109	\$	0	10412
508	725-684	Natural Resources	\$	393,166	\$	361,877	10413
		Publication Center					
		Interstate					
510	725-631	Maintenance -	\$	230,669	\$	220,771	10414
		state-owned residences					
516	725-620	Water Management	\$	2,407,372	\$	2,404,055	10415
519	725-623	Burr Oak Water Plant	\$	1,149,523	\$	1,750,680	10416
635	725-664	Fountain Square	\$	2,595,957	\$	2,699,355	10417
		Facilities Management					
697	725-670	Submerged Lands	\$	547,762	\$	567,920	10418
TOTAL GSF General Services							10419
Fund Group			\$	26,027,212	\$	26,460,401	10420
Federal Special Revenue Fund Group							10421
3B3	725-640	Federal Forest	\$	55,000	\$	55,000	10422
		Pass-Thru					
3B4	725-641	Federal Flood	\$	185,000	\$	190,000	10423
		Pass-Thru					
3B5	725-645	Federal Abandoned Mine	\$	7,418,833	\$	7,630,403	10424
		Lands					
3B6	725-653	Federal Land and Water	\$	130,000	\$	120,000	10425
		Conservation					
3B7	725-654	Reclamation-Regulatory	\$	2,214,846	\$	2,265,932	10426
3P0	725-630	Natural Areas and	\$	262,400	\$	185,000	10427
		Preserves-Federal					
3P1	725-632	Geological	\$	350,000	\$	350,000	10428
		Survey-Federal					
3P2	725-642	Oil and Gas-Federal	\$	223,700	\$	111,850	10429
3P3	725-650	Real Estate and Land	\$	2,857,755	\$	3,185,120	10430
		Management-Federal					

3P4	725-660	Water-Federal	\$	180,000	\$	180,000	10431
3R5	725-673	Acid Mine Drainage	\$	600,000	\$	600,000	10432
		Abatement/Treatment					
328	725-603	Forestry Federal	\$	1,017,600	\$	1,017,600	10433
332	725-669	Federal Mine Safety	\$	133,095	\$	137,056	10434
		Grant					
TOTAL FED Federal Special Revenue							10435
Fund Group			\$	15,628,229	\$	16,027,961	10436
State Special Revenue Fund Group							10437
4B8	725-617	Forestry Development	\$	25,000	\$	25,000	10438
4J2	725-628	Injection Well Review	\$	68,428	\$	54,440	10439
4M7	725-631	Wildfire Suppression	\$	100,000	\$	100,000	10440
4U6	725-668	Scenic Rivers	\$	261,307	\$	268,431	10441
		Protection					
5B3	725-674	Mining Regulation	\$	49,757	\$	49,805	10442
509	725-602	State Forest	\$	1,520,379	\$	1,440,326	10443
511	725-646	Ohio Geologic Mapping	\$	839,340	\$	763,717	10444
512	725-605	State Parks Operations	\$	27,150,223	\$	27,048,732	10445
514	725-606	Lake Erie Shoreline	\$	828,311	\$	729,492	10446
518	725-643	Oil and Gas Permit	\$	3,118,829	\$	2,378,496	10447
		Fees					
518	725-677	Oil and Gas Well	\$	800,000	\$	800,000	10448
		Plugging					
521	725-627	Off-Road Vehicle	\$	62,036	\$	63,790	10449
		Trails					
522	725-656	Natural Areas Checkoff	\$	745,301	\$	766,169	10450
		Funds					
525	725-608	Reclamation Forfeiture	\$	597,082	\$	597,664	10451
526	725-610	Strip Mining	\$	1,956,599	\$	2,006,000	10452
		Administration Fees					
527	725-637	Surface Mining	\$	1,964,078	\$	2,016,050	10453
		Administration					
529	725-639	Unreclaimed Land Fund	\$	1,335,879	\$	1,349,327	10454

530	725-647	Surface Mining	\$	76,725	\$	78,951	10455
		Reclamation					
531	725-648	Reclamation	\$	1,352,208	\$	1,389,401	10456
		Supplemental					
		Forfeiture					
532	725-644	Litter Control and	\$	10,965,210	\$	11,264,587	10457
		Recycling					
615	725-661	Dam Safety	\$	136,633	\$	139,237	10458
TOTAL SSR State Special Revenue							10459
Fund Group			\$	53,953,325	\$	53,329,615	10460
Wildlife Fund Group							10461
015	725-509	Fish/Wildlife Subsidy	\$	154,199	\$	158,517	10462
015	740-321	Division of Wildlife	\$	40,345,888	\$	41,400,117	10463
		Conservation					
81A	725-612	Wildlife Education	\$	1,496,360	\$	1,537,063	10464
815	725-636	Cooperative Management	\$	148,850	\$	153,166	10465
		Projects					
816	725-649	Wetlands Habitat	\$	897,663	\$	922,997	10466
817	725-655	Wildlife Conservation	\$	1,301,143	\$	1,327,577	10467
		Checkoff Fund					
818	725-629	Cooperative Fisheries	\$	918,004	\$	943,708	10468
		Research					
819	725-685	Ohio River Management	\$	119,302	\$	122,748	10469
TOTAL WLF Wildlife Fund Group							10470
Waterways Safety Fund Group							10471
086	725-414	Waterways Improvement	\$	3,091,402	\$	3,091,035	10472
086	725-416	Natural Areas Marine	\$	25,000	\$	25,000	10473
		Patrol					
086	725-417	Parks Marine Patrol	\$	25,000	\$	25,000	10474
086	725-418	Buoy Placement	\$	39,298	\$	40,267	10475
086	725-501	Waterway Safety Grants	\$	128,024	\$	131,609	10476
086	725-506	Watercraft Marine	\$	359,800	\$	369,875	10477

	Patrol					
086	725-513	Watercraft Educational	\$	128,500	\$ 132,098	10478
	Grants					
086	739-321	Division of Watercraft	\$	14,865,111	\$ 15,142,223	10479
880	725-614	Cooperative Boat	\$	108,637	\$ 111,679	10480
	Harbor Projects					
	TOTAL WSF Waterways Safety Fund					10481
	Group		\$	18,770,772	\$ 19,068,786	10482
	Holding Account Redistribution Fund Group					10483
R17	725-659	Performance Cash Bond	\$	265,000	\$ 265,500	10484
	Refunds					
R29	725-607	Reclamation Fee Refund	\$	350,000	\$ 350,000	10485
R30	725-638	Surface Mining	\$	12,000	\$ 12,000	10486
	Reclamation Fees					
R43	725-624	Forestry	\$	1,750,000	\$ 1,750,000	10487
	TOTAL 090 Holding Account					10488
	Redistribution Fund Group		\$	2,377,000	\$ 2,377,500	10489
	Accrued Leave Liability Fund Group					10490
4M8	725-675	FOP Contract	\$	17,551	\$ 17,990	10491
	TOTAL ALF Accrued Leave					10492
	Liability Fund Group		\$	17,551	\$ 17,990	10493
	TOTAL ALL BUDGET FUND GROUPS		\$	271,514,822	\$ 271,143,437	10494
	Sec. 90. SOS SECRETARY OF STATE					10496
	General Revenue Fund					10497
GRF	050-321	Operating Expenses	\$	7,594,550	\$ 7,724,452	10498
					<u>8,062,385</u>	10499
GRF	050-403	Election Statistics	\$	133,000	\$ 150,000	10500
GRF	050-407	Pollworkers Training	\$	175,000	\$ 290,000	10501
GRF	050-409	Litigation	\$	26,750	\$ 26,750	10502
	Expenditures					
	TOTAL GRF General Revenue Fund		\$	7,929,300	\$ 8,191,202	10503

				<u>8,529,135</u>	10504
General Services Fund Group					
4B9	050-608	Campaign Finance Disk	\$ 1,000	\$ 1,000	10506
Sales					
4S8	050-610	Board of Voting	\$ 7,200	\$ 7,200	10507
Machine Examiners					
413	050-601	Information Systems	\$ 181,900	\$ 150,000	10508
414	050-602	Citizen Education Fund	\$ 30,000	\$ 30,000	10509
TOTAL General Services Fund Group					
			\$ 220,100	\$ 188,200	10510
State Special Revenue Fund Group					
599	050-603	Business Services	\$ 5,200,000	\$ 5,200,000	10512
Operating Expenses					
TOTAL SSR State Special Revenue					
			\$ 5,200,000	\$ 5,200,000	10514
Fund Group					
Holding Account Redistribution Fund Group					
R01	050-605	Uniform Commercial	\$ 65,000	\$ 65,000	10516
Code Refunds					
R02	050-606	Corporate/Business	\$ 185,000	\$ 185,000	10517
Filing Refunds					
TOTAL 090 Holding Account					
			\$ 250,000	\$ 250,000	10519
Redistribution Fund Group					
TOTAL ALL BUDGET FUND GROUPS					
			\$ 13,599,400	\$ 13,829,402	10520
				<u>14,167,335</u>	10521

Board of Voting Machine Examiners

10522

The foregoing appropriation item 050-610, Board of Voting
Machine Examiners, shall be used to pay for the services and
expenses of the members of the Board of Voting Machine Examiners,
and for other expenses which are authorized to be paid from the
Board of Voting Machine Examiners Fund which is created in section
3506.05 of the Revised Code. Moneys not used shall be returned to
the person or entity submitting the equipment for examination. If

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it is determined that additional appropriations are necessary, 10530
such amounts are hereby appropriated. 10531

Holding Account Redistribution Group 10532

The foregoing appropriation items 050-605 and 050-606, 10533
Holding Account Redistribution Fund Group, shall be used to hold 10534
revenues until they are directed to the appropriate accounts or 10535
until they are refunded. If it is determined that additional 10536
appropriations are necessary, such amounts are hereby 10537
appropriated. 10538

Filing Fees Study 10539

The Secretary of State shall conduct a study of fees charged 10540
under section 111.16 of the Revised Code to compare the fee 10541
amounts with the actual cost of providing the services for which 10542
the fees are charged. The purpose of the study is to determine 10543
whether the amounts of the fees being charged are valid and 10544
appropriate with respect to the services being provided. The 10545
Secretary of State shall complete a report summarizing the results 10546
of the study and, not later than December 31, 2000, shall submit 10547
the report to the President of the Senate, the Minority Leader of 10548
the Senate, the Speaker of the House of Representatives, and the 10549
Minority Leader of the House of Representatives. 10550

Sec. 96. TAX DEPARTMENT OF TAXATION 10551

General Revenue Fund 10552

GRF 110-321	Operating Expenses	\$	90,709,806	\$	89,657,969	10553
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GRF 110-410	Energy Credit	\$	697,653	\$	694,814	10554
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Administration

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GRF 110-412	Child Support	\$	58,872	\$	60,285	10556
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Administration

GRF 110-506	Utility Bill Credits	\$	7,500,000	\$	7,500,000	10557
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GRF 110-901	Property Tax	\$ 342,000,000	\$	362,140,000	10559
	Allocation-Taxation				
GRF 110-906	Tangible Tax Exemption	\$ 28,000,000	\$	29,000,000	10560
	- Taxation				
TOTAL GRF	General Revenue Fund	\$ 468,966,331	\$	489,053,068	10561
				<u>480,858,254</u>	10562
Agency Fund Group					
425 110-635	Tax Refunds	\$ 1,041,325,000	\$	1,024,575,000	10564
		<u>550,000,000</u>		<u>550,000,000</u>	10565
TOTAL AGY	Agency Fund Group	\$ 1,041,325,000	\$	1,024,575,000	10566
		<u>550,000,000</u>		<u>550,000,000</u>	10567
General Services Fund Group					
433 110-602	Tape File Account	\$ 85,172	\$	87,557	10569
TOTAL GSF	General Services				10570
Fund Group		\$ 85,172	\$	87,557	10571
State Special Revenue Fund Group					
4C6 110-616	International	\$ 588,652	\$	622,127	10573
	Registration Plan				
4R6 110-610	Tire Tax	\$ 146,661	\$	150,768	10574
	Administration				
435 110-607	Local Tax	\$ 10,846,962	\$	11,108,705	10575
	Administration				
436 110-608	Motor Vehicle Audit	\$ 1,525,384	\$	1,569,645	10576
437 110-606	Litter Tax and Natural	\$ 1,340,059	\$	1,374,701	10577
	Resource Tax				
	Administration				
438 110-609	School District Income	\$ 2,657,080	\$	2,711,122	10578
	Tax				
639 110-614	Cigarette Tax	\$ 147,891	\$	151,711	10579
	Enforcement				
642 110-613	Ohio Political Party	\$ 800,000	\$	800,000	10580

Distributions							
688	110-615	Local Excise Tax	\$	335,218	\$	343,721	10581
Administration							
TOTAL SSR State Special Revenue							10582
Fund Group			\$	18,387,907	\$	18,832,500	10583
Federal Special Revenue Fund Group							10584
3J6	110-601	Motor Fuel Compliance	\$	78,817	\$	50,000	10585
3J7	110-603	International Fuel Tax	\$	92,471	\$	80,000	10586
Agreement							
TOTAL FED Federal Special Revenue							10587
Fund Group			\$	171,288	\$	130,000	10588
Holding Account Redistribution Fund Group							10589
R10	110-611	Tax Distributions	\$	200,000	\$	200,000	10590
R11	110-612	Miscellaneous Income	\$	500,000	\$	500,000	10591
Tax Receipts							
TOTAL 090 Holding Account							10592
Redistribution Fund Group			\$	700,000	\$	700,000	10593
TOTAL ALL BUDGET FUND GROUPS			\$	1,529,635,698	\$	1,533,378,125	10594
				<u>1,038,310,698</u>		<u>1,050,608,311</u>	10595

Sec. 96.03. Homestead Exemption, Property Tax Rollback, and 10597
Tangible Tax Exemption 10598

The appropriation item 110-901, Property Tax Allocation - 10599
Taxation, made to the Department of Taxation, is appropriated to 10600
pay for the state's costs incurred due to the Homestead Exemption 10601
and the Property Tax Rollback. The Tax Commissioner shall 10602
distribute these funds directly to the appropriate local taxing 10603
districts of the state, except for school districts, 10604
notwithstanding the provisions in sections 321.24 and 323.156 of 10605
the Revised Code, which provide for payment of the Homestead 10606
Exemption and Property Tax Rollback by the Tax Commissioner to the 10607
appropriate county treasurer and the subsequent redistribution of 10608

these funds to the appropriate local taxing districts by the 10609
county auditor. 10610

The appropriation item 110-906, Tangible Tax Exemption - 10611
Taxation, made to the Department of Taxation, is appropriated to 10612
pay for the state's costs incurred due to the tangible personal 10613
property tax exemption required by division (C)(3) of section 10614
5709.01 of the Revised Code. The Tax Commissioner shall distribute 10615
to each county treasurer the total amount certified by the county 10616
treasurer pursuant to section 319.311 of the Revised Code for all 10617
local taxing districts located in the county except for school 10618
districts, notwithstanding the provision in section 319.311 of the 10619
Revised Code which provides for payment of the \$10,000 tangible 10620
personal property tax exemption by the Tax Commissioner to the 10621
appropriate county treasurer for all local taxing districts 10622
located in the county including school districts. Pursuant to 10623
division (G) of section 321.24 of the Revised Code, the county 10624
auditor shall distribute the amount paid by the Tax Commissioner 10625
among the appropriate local taxing districts except for school 10626
districts. 10627

Upon receipt of these amounts, each local taxing district 10628
shall distribute the amount among the proper funds as if it had 10629
been paid as real or tangible personal property taxes. Payments 10630
for the costs of administration shall continue to be paid to the 10631
county treasurer and county auditor as provided for in sections 10632
319.54, 321.26, and 323.156 of the Revised Code. 10633

Any sums, in addition to the amounts specifically 10634
appropriated in appropriation items 110-901, Property Tax 10635
Allocation - Taxation, for the Homestead Exemption and the 10636
Property Tax Rollback payments, and 110-906, Tangible Tax 10637
Exemption, for the \$10,000 tangible personal property tax 10638
exemption payments, which are determined to be necessary for these 10639
purposes, are hereby appropriated. 10640

<u>Tax Refunds</u>				10641
<u>The foregoing appropriation item 110-635, Tax Refunds, shall</u>				10642
<u>be used to pay refunds as provided in section 5703.052 of the</u>				10643
<u>Revised Code. If it is determined that additional appropriations</u>				10644
<u>are necessary, such amounts are hereby appropriated.</u>				10645
Sec. 98. TOS TREASURER OF STATE				10646
General Revenue Fund				10647
GRF 090-321 Operating Expenses	\$	7,776,686	\$ 7,307,833	10648
GRF 090-401 Commissioners of the	\$	370,530	\$ 381,400	10649
Sinking Fund				
GRF 090-402 Continuing Education	\$	413,278	\$ 442,207	10650
GRF 090-510 PERS Cost of Living	\$	136	100	10651
		<u>598</u>	<u>451</u>	10652
GRF 090-511 STRS Cost of Living	\$	1,400	\$ 1,200	10653
GRF 090-512 SERS Cost of Living	\$	600	\$ 600	10654
GRF 090-520 PERS Pension Benefits	\$	77,470	25,850	10655
		<u>146,088</u>	<u>120,628</u>	10656
GRF 090-521 STRS Pension Benefits	\$	320,000	\$ 300,000	10657
GRF 090-522 SERS Pension Benefits	\$	80,000	\$ 67,000	10658
GRF 090-523 Highway Patrol	\$	4,156	\$ 4,050	10659
Retirement System				
GRF 090-524 Police and Fire	\$	50,000	\$ 45,000	10660
Disability Pension				
GRF 090-530 PERS Ad Hoc Cost of	\$	616,410	472,897	10661
Living				
		<u>754,281</u>	<u>667,687</u>	10662
GRF 090-531 STRS Ad Hoc Cost of	\$	1,600,000	\$ 1,500,000	10663
Living				
GRF 090-532 SERS Ad Hoc Cost of	\$	236,000	\$ 213,000	10664
Living				
GRF 090-533 Hwy Patrol Ad Hoc Cost	\$	24,990	\$ 24,800	10665

	of Living				
GRF 090-534	Police & Fire Ad Hoc	\$	325,000	\$	300,000
	Cost of Living				10666
GRF 090-544	Police and Fire State	\$	1,200,000	\$	1,200,000
	Contribution				10667
GRF 090-554	Police and Fire	\$	1,740,000	\$	1,670,000
	Survivor Benefits				10668
GRF 090-575	Police and Fire Death	\$	19,980,000	\$	21,280,000
	Benefits				10669
GRF 090-900	Debt Service	\$	122,500,000	\$	132,365,000
TOTAL GRF General Revenue Fund		\$	157,316,656	\$	167,600,937
			<u>157,523,607</u>		<u>167,890,856</u>
					10672
	<u>Agency Fund Group</u>				10673
<u>425 090-635</u>	<u>Tax Refunds</u>	\$	<u>550,000,000</u>	\$	<u>550,000,000</u>
TOTAL Agency Fund Group		\$	<u>550,000,000</u>	\$	<u>550,000,000</u>
					10674
					10675
	General Services Fund Group				10676
182 090-608	Financial Planning	\$	12,000	\$	12,000
	Commissions				10677
4E9 090-603	Securities Lending	\$	5,185,804	\$	6,169,140
	Income Fund				10678
4NO 090-611	Treasury Education	\$	27,500	\$	27,500
	Fund				10679
577 090-605	Investment Pool	\$	1,000,000	\$	750,000
	Reimbursement				10680
605 090-609	Treasurer of State	\$	850,000	\$	600,000
	Administrative Fund				10681
TOTAL GSF General Services					10682
Fund Group		\$	7,075,304	\$	7,558,640
					10683
	Debt Service Fund Group				10684
077 090-900	Capital Improvements	\$	122,500,000	\$	132,365,000
	Bond Service				10685
TOTAL DSF Debt Service Fund Group		\$	122,500,000	\$	132,365,000
					10686

State Special Revenue Fund Group				10687
5C5 090-602 County Treasurer	\$	110,000	\$ 110,000	10688
Education				
TOTAL SSR State Special Revenue				10689
Fund Group	\$	110,000	\$ 110,000	10690
TOTAL ALL BUDGET FUND GROUPS	\$	287,001,960	\$ 307,634,577	10691
		<u>837,208,911</u>	<u>857,924,496</u>	10692

Sec. 98.02. Police and Firemen's Death Benefit Fund 10694

The foregoing appropriation item 090-575, Police and Fire 10695
 Death Benefits, shall be disbursed by the Treasurer of State in 10696
 quarterly payments at the beginning of each quarter to the Board 10697
 of Trustees of the Police and Firemen's Disability and Pension 10698
 Fund. By the twentieth day of June of each year, the Board of 10699
 Trustees of the Police and Firemen's Disability and Pension Fund 10700
 shall certify to the Treasurer of State the amount disbursed in 10701
 each quarter of the current fiscal year to make the payments 10702
 required by section 742.63 of the Revised Code and shall return to 10703
 the Treasurer of State moneys received from this item but not 10704
 disbursed. 10705

Tax Refunds 10706

The foregoing appropriation item 090-635, Tax Refunds, shall 10707
be used to pay refunds as provided in section 5703.052 of the 10708
Revised Code. If it is determined that additional appropriations 10709
are necessary, such amounts are hereby appropriated. 10710

Sec. 101. VET VETERANS' ORGANIZATIONS 10711

General Revenue Fund				10712
VAP AMERICAN EX-PRISONERS OF WAR				10713
GRF 743-501 State Support	\$	24,444	\$ 25,030	10714
VAN ARMY AND NAVY UNION, USA, INC.				10715
GRF 746-501 State Support	\$	53,723	\$ 55,012	10716

	VKW KOREAN WAR VETERANS				10717
GRF 747-501	State Support	\$	48,294	\$	49,453 10718
	VJW JEWISH WAR VETERANS				10719
GRF 748-501	State Support	\$	29,018	\$	29,715 10720
	VCW CATHOLIC WAR VETERANS				10721
GRF 749-501	State Support	\$	56,631	\$	57,990 10722
	VPH MILITARY ORDER OF THE PURPLE HEART				10723
GRF 750-501	State Support	\$	55,056	\$	56,377 10724
	VVV VIETNAM VETERANS OF AMERICA				10725
GRF 751-501	State Support	\$	177,947	\$	185,954 10726
	VAL AMERICAN LEGION OF OHIO				10727
GRF 752-501	State Support	\$	241,462	\$	252,328 10728
	VII VETERANS OF WORLD WAR II-KOREA-VIETNAM				10729
GRF 753-501	State Support	\$	728,535	\$	237,919 10730
	VAV DISABLED AMERICAN VETERANS				10731
GRF 754-501	State Support	\$	159,146	\$	166,308 10732
	VOH RAINBOW DIVISION VETERANS' ASSOCIATION, OHIO				10733
GRF 755-501	State Support	\$	4,127	\$	4,226 10734
	VMC MARINE CORPS LEAGUE				10735
GRF 756-501	State Support	\$	82,270	\$	85,972 10736
	V37 37TH DIVISION AEF VETERANS' ASSOCIATION				10737
GRF 757-501	State Support	\$	5,807	\$	5,946 10738
	VFW VETERANS OF FOREIGN WARS				10739
GRF 758-501	State Support	\$	163,846	\$	196,615 10740
	VWI VETERANS OF WORLD WAR I				10741
GRF 759-501	State Support	\$	24,444	\$	25,031 10742
TOTAL GRF	General Revenue Fund	\$	1,854,750	\$	1,433,876 10743
TOTAL ALL BUDGET FUND GROUPS		\$	1,854,750	\$	1,433,876 10744
	<u>Release of Funds</u>				10745
	The foregoing appropriation items 743-501, 746-501, 747-501,				10746
	748-501, 749-501, 750-501, 751-501, 752-501, 753-501, 754-501,				10747
	755-501, 756-501, 757-501, 758-501, and 759-501, State Support,				10748

shall be released upon approval by the Director of Budget and Management. 10749
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American Ex-Prisoners of War 10751

The American Ex-Prisoners of War shall be permitted to share an office with the Veterans of World War I. 10752
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Central Ohio United Services Organization 10754

Of the foregoing appropriation item 751-501, State Support, Vietnam Veterans of America, \$50,000 in each fiscal year shall be used to support the activities of the Central Ohio USO. 10755
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National World War II Memorial Fund 10758

Of the foregoing appropriation item 753-501, State Support, Veterans of World War II-Korea-Vietnam, \$500,000 in fiscal year 2000 shall be used for the contribution to the National World War II Memorial Fund. The Director of Budget and Management shall not release any funds for the National World War II Memorial until the ~~project has commenced construction and the~~ national capital campaign has received ninety per cent of its goal through cash received or commitments. 10759
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Veterans Service Commission Education 10767

Of the foregoing appropriation item 753-501, State Support, up to \$20,000 in each fiscal year may be used to provide moneys to the Association of County Veterans Service Commissioners to reimburse its member county veterans service commissions for costs incurred in carrying out educational and outreach duties required under divisions (E) and (F) of section 5901.03 of the Revised Code. Upon the presentation of an itemized statement to the Office of Veterans Affairs, the office shall direct the Auditor of State to issue a warrant upon the state treasury to the association to reimburse member commissions for reasonable and appropriate expenses incurred performing these duties. The association shall 10768
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establish uniform procedures for reimbursing member commissions."	10779
	10780
Section 77. That existing Sections 15, 21, 24, 28, 29, 37,	10781
37.04, 37.12, 37.14, 55.07, 64, 69.02, 72, 90, 96, 96.03, 98,	10782
98.02, and 101 of Am. Sub. H.B. 283 of the 123rd General Assembly	10783
are hereby repealed.	10784
Section 78. Expenditures from appropriations made in Section	10785
76 of this act shall be accounted for as though made in Am. Sub.	10786
H.B. 283 of the 123rd General Assembly. The appropriations made in	10787
Section 76 of this act are subject to all provisions of Am. Sub.	10788
H.B. 283 of the 123rd General Assembly that are generally	10789
applicable to such appropriations.	10790
Section 79. That Section 3 of Am. Sub. H.B. 440 of the 121st	10791
General Assembly, as most recently amended by Am. Sub. H.B. 283 of	10792
the 123rd General Assembly, be amended to read as follows:	10793
"Sec. 3. Sections 122.23, 122.24, 122.25, 122.26, and 122.27	10794
of the Revised Code are hereby repealed, effective June 30 <u>July 1</u> ,	10795
2001."	10796
Section 80. That existing Section 3 of Am. Sub. H.B. 440 of	10797
the 121st General Assembly, as most recently amended by Am. Sub.	10798
H.B. 283 of the 123rd General Assembly, is hereby repealed.	10799
Section 81. That Section 10 of Am. Sub. S.B. 153 of the 123rd	10800
General Assembly contingently be amended to read as follows:	10801
"Sec. 10. (A) During the period beginning on the effective	10802
date of this section and ending one year thereafter, the Attorney	10803
General shall accept applications for reparations under sections	10804
2743.51 to 2743.72 of the Revised Code for either of the	10805

following: 10806

(1) ~~Economic~~ economic loss arising from criminally injurious 10807
conduct that occurred before January 3, 1976 and ~~was~~ that would be 10808
at least a felony of the first degree: 10809

(2) ~~Economic loss arising from criminally injurious conduct~~ 10810
~~that occurred on or after January 3, 1976 and was at least a~~ 10811
~~felony of the first degree, where the economic loss was not~~ 10812
~~compensable under sections 2743.51 to 2743.72 of the Revised Code~~ 10813
~~at the time it arose but is compensable under those sections if~~ 10814
committed on ~~and after~~ the effective date of this section. 10815

(B) The Attorney General, a Court of Claims Panel of 10816
Commissioners, or a Judge of the Court of Claims may make an award 10817
of reparations with respect to an application filed under this 10818
section, provided that the total amount of awards made under this 10819
section shall not exceed five hundred thousand dollars. 10820
~~Applications for such awards shall be considered in the order they~~ 10821
~~are received.~~ The amount of any such award shall be determined 10822
under sections 2743.51 to 2743.72 of the Revised Code as those 10823
sections exist on the effective date of this section. 10824

(C) An individual who received compensation under former 10825
sections 2743.31 to 2743.35 of the Revised Code is not eligible 10826
for an award under this section with respect to the criminally 10827
injurious conduct for which that compensation was received. 10828

(D) If the total amount of all ~~qualified~~ eligible claims 10829
under this section exceeds \$500,000, then the award made to each 10830
claimant shall be reduced proportionately by multiplying the claim 10831
by the ratio of \$500,000 divided by the total of all ~~qualified~~ 10832
eligible claims." 10833

Section 82. That existing Section 10 of Am. Sub. S.B. 153 of 10834
the 123rd General Assembly contingently is hereby repealed. 10835

Section 83. The amendment by this act of Section 10 of Am. 10836
Sub. S.B. 153 of the 123rd General Assembly is contingent on that 10837
section becoming law, and takes effect at the same time as does 10838
the section in Am. Sub. S.B. 153. 10839

Section 84. Except as otherwise specifically provided in this 10840
act, the codified and uncodified sections of law contained in this 10841
act, and the items of law of which the codified and uncodified 10842
sections of law contained in this act are composed, are subject to 10843
the referendum. Therefore, under Ohio Constitution, Article II, 10844
Section 1c and section 1.471 of the Revised Code, the codified and 10845
uncodified sections of law contained in this act, and the items of 10846
law of which the codified and uncodified sections of law contained 10847
in this act are composed, take effect on the ninety-first day 10848
after this act is filed with the Secretary of State. If, however, 10849
a referendum petition is filed against any such codified or 10850
uncodified section of law contained in this act, or against any 10851
item of law of which any such codified or uncodified section of 10852
law contained in this act is composed, the codified or uncodified 10853
section of law, or item of law, unless rejected at the referendum, 10854
takes effect at the earliest time permitted by law. 10855
10856

Section 85. The amendments of this act to sections 1547.72, 10857
3109.401, 3317.022, 3317.0212, 3332.05, 3332.06, 3333.29, and 10858
3734.281 of the Revised Code are not subject to the referendum. 10859
Therefore, under Ohio Constitution, Article II, Section 1d and 10860
section 1.471 of the Revised Code, such sections as amended go 10861
into immediate effect when this act becomes law. 10862

Section 86. Section 5117.071 of the Revised Code, as amended 10863
by this act, takes effect July 1, 2000. 10864

Section 87. The amendments of this act to Section 18 of Am. 10865
Sub. H.B. 650 of the 122nd General Assembly (as subsequently 10866
amended); to Section 5.05 of Am. Sub. H.B. 163 of the 123rd 10867
General Assembly; to Sections 4, 4.01, 4.07, 4.10, 4.13, 7.01, 11, 10868
and 17 of Am. Sub. H.B. 282 of the 123rd General Assembly; and to 10869
Sections 15, 21, 24, 28, 29, 37, 37.12, 37.14, 55.07, 64, 69.02, 10870
72, 90, 96, 96.03, 98, 98.02, and 101 of Am. Sub. H.B. 283 of the 10871
123rd General Assembly are not subject to the referendum. 10872
Therefore, under Ohio Constitution, Article II, Section 1d and 10873
section 1.471 of the Revised Code, such sections as amended go 10874
into immediate effect when this act becomes law. 10875

Section 88. If amendment of a section of law is subject to 10876
the referendum, corresponding indications in the amending and 10877
existing repeal clauses commanding the amendment also are subject 10878
to the referendum, along with the amendment. If amendment of a 10879
section of law is not subject to the referendum, corresponding 10880
indications in the amending and existing repeal clauses commanding 10881
the amendment also are not subject to the referendum, the same as 10882
the amendment. 10883

Section 89. Sections 169.02, 329.07, 3109.401, 3314.08, 10884
5101.325, 5107.05, 5107.161, 5107.162, and 5111.23 of the Revised 10885
Code are amended by this act and also by H.B. 471 of the 123rd 10886
General Assembly effective July 1, 2000. The amendments of H.B. 10887
471 are included in this act to confirm the intention to retain 10888
them, but they are not intended to be effective until July 1, 10889
2000. 10890

Section 5101.35 of the Revised Code is amended by this act 10891
and also by Am. Sub. H.B. 470 of the 123rd General Assembly 10892
effective July 1, 2000. The amendments of H.B. 470 are included in 10893
this act to confirm the intention to retain them, but they are not 10894

intended to be effective until July 1, 2000. 10895

Section 90. Section 3317.02 of the Revised Code is presented 10896
in this act as a composite of the section as amended by both Am. 10897
Sub. H.B. 281 and Am. Sub. H.B. 282 of the 123rd General Assembly, 10898
with the new language of neither of the acts shown in capital 10899
letters. Section 4506.01 of the Revised Code is presented in this 10900
act as a composite of the section as amended by both Am. Sub. S.B. 10901
66 and Am. Sub. S.B. 213 of the 122nd General Assembly, with the 10902
new language of neither of the acts shown in capital letters. This 10903
is in recognition of the principle stated in division (B) of 10904
section 1.52 of the Revised Code that such amendments are to be 10905
harmonized where not substantively irreconcilable and constitutes 10906
a legislative finding that such is the resulting version in effect 10907
prior to the effective date of this act. 10908

Section 91. If any item of law that constitutes the whole or 10909
part of a codified or uncodified section of law contained in this 10910
act, or if any application of any item of law that constitutes the 10911
whole or part of a codified or uncodified section of law contained 10912
in this act, is held invalid, the invalidity does not affect other 10913
items of law or applications of items of law that can be given 10914
effect without the invalid item of law or applications. To this 10915
end, the items of law of which the codified and uncodified 10916
sections contained in this act are composed, and their 10917
applications, are independent and severable. 10918