

As Passed by the House*

124th General Assembly

Regular Session

2001-2002

Am. Sub. H. B. No. 524

**REPRESENTATIVES Carey, Faber, Schmidt, Evans, Calvert, Flowers, Latta,
Coates, Aslanides, Ogg, Redfern, Lendrum**

A B I L L

To amend sections 105.41, 133.06, 151.01, 151.09, 1
151.40, 175.03, 2921.42, 3318.03, 3318.04, 3318.06, 2
3318.061, 3318.08, 3318.084, 3318.11, 3318.36, 3
3318.362, 3318.363, 3318.38, 5705.218, and 5709.081 4
and to enact sections 3318.023, 3318.056, and 5
3318.062 of the Revised Code and to amend Sections 6
4.03 and 5.04 of Sub. H.B. 73 of the 124th General 7
Assembly, Sections 13, 13.01, 13.05, and 13.12 of 8
Am. Sub. H.B. 94 of the 124th General Assembly, 9
Sections 32, 45, 56.01, and 63.09 of Am. Sub. H.B. 10
94 of the 124th General Assembly, as subsequently 11
amended, and Section 30 of Am. Sub. H.B. 405 of the 12
124th General Assembly to modify conditions for the 13
operation of state programs, to make certain 14
supplemental and capital appropriations, and to 15
make capital reappropriations for the biennium 16
ending June 30, 2004. 17

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

Section 1. That sections 105.41, 133.06, 151.01, 151.09, 18
151.40, 175.03, 2921.42, 3318.03, 3318.04, 3318.06, 3318.061, 19
3318.08, 3318.084, 3318.11, 3318.36, 3318.362, 3318.363, 3318.38, 20

5705.218, and 5709.081 be amended and sections 3318.023, 3318.056, 21
and 3318.062 of the Revised Code be enacted to read as follows: 22

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Sec. 105.41. (A) There is hereby created the capitol square 24
review and advisory board, consisting of ~~nine~~ eleven members as 25
follows: 26

(1) Two members of the senate, appointed by the president of 27
the senate, both of whom shall not be members of the same 28
political party; 29

(2) Two members of the house of representatives, appointed by 30
the speaker of the house of representatives, both of whom shall 31
not be members of the same political party; 32

(3) Five members appointed by the governor, with the advice 33
and consent of the senate, not more than three of whom shall be 34
members of the same political party, one of whom shall represent 35
the office of the state architect and engineer, one of whom shall 36
represent the Ohio arts council, one of whom shall represent the 37
Ohio historical society, one of whom shall represent the Ohio 38
building authority, and one of whom shall represent the public at 39
large; 40

(4) One member, who shall be a former president of the 41
senate, appointed by the current president of the senate. If the 42
current president of the senate, in the current president's 43
discretion, decides for any reason not to make the appointment or 44
if no person is eligible or available to serve, the seat shall 45
remain vacant. 46

(5) One member, who shall be a former speaker of the house of 47
representatives, appointed by the current speaker of the house of 48
representatives. If the current speaker of the house of 49
representatives, in the current speaker's discretion, decides for 50

any reason not to make the appointment or if no person is eligible
or available to serve, the seat shall remain vacant.

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(B) Terms of office of each appointed member of the board shall be for three years, except that members of the general assembly appointed to the board shall be members of the board only so long as they are members of the general assembly. Each member shall hold office from the date of the member's appointment until the end of the term for which the member was appointed. In case of a vacancy occurring on the board, the president of the senate, the speaker of the house of representatives, or the governor, as the case may be, shall in the same manner prescribed for the regular appointment to the commission, fill the vacancy by appointing a member. Any member appointed to fill a vacancy occurring prior to the expiration of the term for which the member's predecessor was appointed shall hold office for the remainder of the term. Any member shall continue in office subsequent to the expiration date of the member's term until the member's successor takes office, or until a period of sixty days has elapsed, whichever occurs first.

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(C) The board shall hold meetings in a manner and at times prescribed by the rules adopted by the board. A majority of the board constitutes a quorum, and no action shall be taken by the board unless approved by at least five voting members or by at least six voting members if a person is appointed under division (A)(4) or (5) of this section. At its first meeting, the board shall adopt rules for the conduct of its business and the election of its officers, and shall organize by selecting a chairperson and other officers as it considers necessary. Board members shall serve without compensation but shall be reimbursed for actual and necessary expenses incurred in the performance of their duties.

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(D) The board may do any of the following:

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(1) Employ or hire on a consulting basis professional,

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technical, and clerical employees as are necessary for the 83
performance of its duties; 84

(2) Hold public hearings at times and places as determined by 85
the board; 86

(3) Adopt, amend, or rescind rules necessary to accomplish 87
the duties of the board as set forth in this section; 88

(4) Sponsor, conduct, and support such social events as the 89
board may authorize and consider appropriate for the employees of 90
the board, employees and members of the general assembly, 91
employees of persons under contract with the board or otherwise 92
engaged to perform services on the premises of capitol square, or 93
other persons as the board may consider appropriate. Subject to 94
the requirements of Chapter 4303. of the Revised Code, the board 95
may provide beer, wine, and intoxicating liquor, with or without 96
charge, for those events and may use funds only from the sale of 97
goods and services fund to purchase the beer, wine, and 98
intoxicating liquor the board provides. 99

(E) The board shall do all of the following: 100

(1) Have sole authority to coordinate and approve any 101
improvements, additions, and renovations that are made to the 102
capitol square. The improvements shall include, but not be limited 103
to, the placement of monuments and sculpture on the capitol 104
grounds. 105

(2) Subject to section 3353.07 of the Revised Code, operate 106
the capitol square, and have sole authority to regulate all uses 107
of the capitol square. The uses shall include, but not be limited 108
to, the casual and recreational use of the capitol square. 109

(3) Employ, fix the compensation of, and prescribe the duties 110
of the executive director of the board and other employees the 111
board considers necessary for the performance of its powers and 112
duties; 113

(4) Establish and maintain the capitol collection trust. The 114
capitol collection trust shall consist of furniture, antiques, and 115
other items of personal property that the board shall store in 116
suitable facilities until they are ready to be placed in the 117
capitol square. 118

(5) Perform repair, construction, contracting, purchasing, 119
maintenance, supervisory, and operating activities the board 120
determines are necessary for the operation and maintenance of the 121
capitol square; 122

(6) Maintain and preserve the capitol square, in accordance 123
with guidelines issued by the United States secretary of the 124
interior for application of the secretary's standards for 125
rehabilitation adopted in 36 C.F.R. part 67. 126

(F)(1) The board shall lease capital facilities improved or 127
financed by the Ohio building authority pursuant to Chapter 152. 128
of the Revised Code for the use of the board, and may enter into 129
any other agreements with the authority ancillary to improvement, 130
financing, or leasing of those capital facilities, including, but 131
not limited to, any agreement required by the applicable bond 132
proceedings authorized by Chapter 152. of the Revised Code. Any 133
lease of capital facilities authorized by this section shall be 134
governed by division (D) of section 152.24 of the Revised Code. 135

(2) Fees, receipts, and revenues received by the board from 136
the state underground parking garage constitute available receipts 137
as defined in section 152.09 of the Revised Code, and may be 138
pledged to the payment of bond service charges on obligations 139
issued by the Ohio building authority pursuant to Chapter 152. of 140
the Revised Code to improve or finance capital facilities useful 141
to the board. The authority may, with the consent of the board, 142
provide in the bond proceedings for a pledge of all or a portion 143
of those fees, receipts, and revenues as the authority determines. 144
The authority may provide in the bond proceedings or by separate 145

agreement with the board for the transfer of those fees, receipts, 146
and revenues to the appropriate bond service fund or bond service 147
reserve fund as required to pay the bond service charges when due, 148
and any such provision for the transfer of those fees, receipts, 149
and revenues shall be controlling notwithstanding any other 150
provision of law pertaining to those fees, receipts, and revenues. 151

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(3) All moneys received by the treasurer of state on account 153
of the board and required by the applicable bond proceedings or by 154
separate agreement with the board to be deposited, transferred, or 155
credited to the bond service fund or bond service reserve fund 156
established by the bond proceedings shall be transferred by the 157
treasurer of state to such fund, whether or not it is in the 158
custody of the treasurer of state, without necessity for further 159
appropriation, upon receipt of notice from the Ohio building 160
authority as prescribed in the bond proceedings. 161

(G) All fees, receipts, and revenues received by the board 162
from the state underground parking garage shall be deposited into 163
the state treasury to the credit of the underground parking garage 164
operating fund, which is hereby created, to be used for the 165
purposes specified in division (F) of this section and for the 166
operation and maintenance of the garage. All investment earnings 167
of the fund shall be credited to the fund. 168

(H) All donations received by the board shall be deposited 169
into the state treasury to the credit of the capitol square 170
renovation gift fund, which is hereby created. The fund shall be 171
used by the board as follows: 172

(1) To provide part or all of the funding related to 173
construction, goods, or services for the renovation of the capitol 174
square; 175

(2) To purchase art, antiques, and artifacts for display at 176
the capitol square; 177

(3) To award contracts or make grants to organizations for 178
educating the public regarding the historical background and 179
governmental functions of the capitol square. Chapters 125., 127., 180
and 153. and section 3517.13 of the Revised Code do not apply to 181
purchases made exclusively from the fund, notwithstanding anything 182
to the contrary in those chapters or that section. All investment 183
earnings of the fund shall be credited to the fund. 184

(I) Except as provided in divisions (G), (H), and (J) of this 185
section, all fees, receipts, and revenues received by the board 186
shall be deposited into the state treasury to the credit of the 187
sale of goods and services fund, which is hereby created. Money 188
credited to the fund shall be used solely to pay costs of the 189
board other than those specified in divisions (F) and (G) of this 190
section. All investment earnings of the fund shall be credited to 191
the fund. 192

(J) There is hereby created in the state treasury the capitol 193
square improvement fund, to be used by the board to pay 194
construction, renovation, and other costs related to the capitol 195
square for which money is not otherwise available to the board. 196
Whenever the board determines that there is a need to incur those 197
costs and that the unencumbered, unobligated balance to the credit 198
of the underground parking garage operating fund exceeds the 199
amount needed for the purposes specified in division (F) of this 200
section and for the operation and maintenance of the garage, the 201
board may request the director of budget and management to 202
transfer from the underground parking garage operating fund to the 203
capitol square improvement fund the amount needed to pay such 204
construction, renovation, or other costs. The director then shall 205
transfer the amount needed from the excess balance of the 206
underground parking garage operating fund. 207

(K) As the operation and maintenance of the capitol square 208
constitute essential government functions of a public purpose, the 209

board shall not be required to pay taxes or assessments upon the
square, upon any property acquired or used by the board under this
section, or upon any income generated by the operation of the
square.

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(L) As used in this section, "capitol square" means the
capitol building, senate building, capitol atrium, capitol
grounds, and the state underground parking garage.

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(M) The capitol annex shall be known as the senate building.

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Sec. 133.06. (A) A school district shall not incur, without a
vote of the electors, net indebtedness that exceeds an amount
equal to one-tenth of one per cent of its tax valuation, except as
provided in divisions (G) and (H) of this section and in division
(C) of section 3313.372 of the Revised Code, or as prescribed in
section 3318.052 of the Revised Code.

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(B) Except as provided in divisions (E), (F), and (I) of this
section, a school district shall not incur net indebtedness that
exceeds an amount equal to nine per cent of its tax valuation.

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(C) A school district shall not submit to a vote of the
electors the question of the issuance of securities in an amount
that will make the district's net indebtedness after the issuance
of the securities exceed an amount equal to four per cent of its
tax valuation, unless the superintendent of public instruction,
acting under policies adopted by the state board of education, and
the tax commissioner, acting under written policies of the
commissioner, consent to the submission. A request for the
consents shall be made at least thirty days prior to the election
at which the question is to be submitted, except that the
superintendent of public instruction and the tax commissioner may
waive this thirty-day deadline or grant their consents after the
election if the school district shows good cause for such waiver

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or consent after the election.	241
(D) In calculating the net indebtedness of a school district, none of the following shall be considered:	242 243
(1) Securities issued to acquire school buses and other equipment used in transporting pupils or issued pursuant to division (D) of section 133.10 of the Revised Code;	244 245 246
(2) Securities issued under division (F) of this section, under section 133.301 of the Revised Code, and, to the extent in excess of the limitation stated in division (B) of this section, under division (E) of this section;	247 248 249 250
(3) Indebtedness resulting from the dissolution of a joint vocational school district under section 3311.217 of the Revised Code, evidenced by outstanding securities of that joint vocational school district;	251 252 253 254
(4) Loans, evidenced by any securities, received under sections 3313.483, 3317.0210, 3317.0211, and 3317.64 of the Revised Code;	255 256 257
(5) Debt incurred under section 3313.374 of the Revised Code;	258 259
(6) Debt incurred pursuant to division (B)(5) of section 3313.37 of the Revised Code to acquire computers and related hardware;	260 261 262
(7) Debt incurred under section 3318.041 <u>3318.042</u> of the Revised Code.	263 264
(E) A school district may become a special needs district as to certain securities as provided in division (E) of this section.	265 266
(1) A board of education, by resolution, may declare its school district to be a special needs district by determining both of the following:	267 268 269

(a) The student population is not being adequately serviced by the existing permanent improvements of the district.	270 271
(b) The district cannot obtain sufficient funds by the issuance of securities within the limitation of division (B) of this section to provide additional or improved needed permanent improvements in time to meet the needs.	272 273 274 275
(2) The board of education shall certify a copy of that resolution to the superintendent of public instruction with a statistical report showing all of the following:	276 277 278
(a) A history of and a projection of the growth of the student population;	279 280
(b) The history of and a projection of the growth of the tax valuation;	281 282
(c) The projected needs;	283
(d) The estimated cost of permanent improvements proposed to meet such projected needs.	284 285
(3) The superintendent of public instruction shall certify the district as an approved special needs district if the superintendent finds both of the following:	286 287 288
(a) The district does not have available sufficient additional funds from state or federal sources to meet the projected needs.	289 290 291
(b) The projection of the potential average growth of tax valuation during the next five years, according to the information certified to the superintendent and any other information the superintendent obtains, indicates a likelihood of potential average growth of tax valuation of the district during the next five years of an average of not less than three per cent per year. The findings and certification of the superintendent shall be conclusive.	292 293 294 295 296 297 298 299

(4) An approved special needs district may incur net indebtedness by the issuance of securities in accordance with the provisions of this chapter in an amount that does not exceed an amount equal to the greater of the following:

(a) Nine per cent of the sum of its tax valuation plus an amount that is the product of multiplying that tax valuation by the percentage by which the tax valuation has increased over the tax valuation on the first day of the sixtieth month preceding the month in which its board determines to submit to the electors the question of issuing the proposed securities;

(b) Nine per cent of the sum of its tax valuation plus an amount that is the product of multiplying that tax valuation by the percentage, determined by the superintendent of public instruction, by which that tax valuation is projected to increase during the next ten years.

(F) A school district may issue securities for emergency purposes, in a principal amount that does not exceed an amount equal to three per cent of its tax valuation, as provided in this division.

(1) A board of education, by resolution, may declare an emergency if it determines both of the following:

(a) School buildings or other necessary school facilities in the district have been wholly or partially destroyed, or condemned by a constituted public authority, or that such buildings or facilities are partially constructed, or so constructed or planned as to require additions and improvements to them before the buildings or facilities are usable for their intended purpose, or that corrections to permanent improvements are necessary to remove or prevent health or safety hazards.

(b) Existing fiscal and net indebtedness limitations make adequate replacement, additions, or improvements impossible.

(2) Upon the declaration of an emergency, the board of education may, by resolution, submit to the electors of the district pursuant to section 133.18 of the Revised Code the question of issuing securities for the purpose of paying the cost, in excess of any insurance or condemnation proceeds received by the district, of permanent improvements to respond to the emergency need.

(3) The procedures for the election shall be as provided in section 133.18 of the Revised Code, except that:

(a) The form of the ballot shall describe the emergency existing, refer to this division as the authority under which the emergency is declared, and state that the amount of the proposed securities exceeds the limitations prescribed by division (B) of this section;

(b) The resolution required by division (B) of section 133.18 of the Revised Code shall be certified to the county auditor and the board of elections at least seventy-five days prior to the election;

(c) The county auditor shall advise and, not later than sixty-five days before the election, confirm that advice by certification to, the board of education of the information required by division (C) of section 133.18 of the Revised Code;

(d) The board of education shall then certify its resolution and the information required by division (D) of section 133.18 of the Revised Code to the board of elections not less than sixty days prior to the election.

(4) Notwithstanding division (B) of section 133.21 of the Revised Code, the first principal payment of securities issued under this division may be set at any date not later than sixty months after the earliest possible principal payment otherwise provided for in that division.

(G) The board of education may contract with an architect, 362
professional engineer, or other person experienced in the design 363
and implementation of energy conservation measures for an analysis 364
and recommendations pertaining to installations, modifications of 365
installations, or remodeling that would significantly reduce 366
energy consumption in buildings owned by the district. The report 367
shall include estimates of all costs of such installations, 368
modifications, or remodeling, including costs of design, 369
engineering, installation, maintenance, repairs, and debt service, 370
and estimates of the amounts by which energy consumption and 371
resultant operational and maintenance costs, as defined by the 372
Ohio school facilities commission, would be reduced. 373

If the board finds after receiving the report that the amount 374
of money the district would spend on such installations, 375
modifications, or remodeling is not likely to exceed the amount of 376
money it would save in energy and resultant operational and 377
maintenance costs over the ensuing fifteen years, the board may 378
submit to the commission a copy of its findings and a request for 379
approval to incur indebtedness to finance the making or 380
modification of installations or the remodeling of buildings for 381
the purpose of significantly reducing energy consumption. 382

If the commission determines that the board's findings are 383
reasonable, it shall approve the board's request. Upon receipt of 384
the commission's approval, the district may issue securities 385
without a vote of the electors in a principal amount not to exceed 386
nine-tenths of one per cent of its tax valuation for the purpose 387
of making such installations, modifications, or remodeling, but 388
the total net indebtedness of the district without a vote of the 389
electors incurred under this and all other sections of the Revised 390
Code shall not exceed one per cent of the district's tax 391
valuation. 392

So long as any securities issued under division (G) of this 393

section remain outstanding, the board of education shall monitor
the energy consumption and resultant operational and maintenance
costs of buildings in which installations or modifications have
been made or remodeling has been done pursuant to division (G) of
this section and shall maintain and annually update a report
documenting the reductions in energy consumption and resultant
operational and maintenance cost savings attributable to such
installations, modifications, or remodeling. The report shall be
certified by an architect or engineer independent of any person
that provided goods or services to the board in connection with
the energy conservation measures that are the subject of the
report. The resultant operational and maintenance cost savings
shall be certified by the school district treasurer. The report
shall be made available to the commission upon request.

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(H) With the consent of the superintendent of public
instruction, a school district may incur without a vote of the
electors net indebtedness that exceeds the amounts stated in
divisions (A) and (G) of this section for the purpose of paying
costs of permanent improvements, if and to the extent that both of
the following conditions are satisfied:

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(1) The fiscal officer of the school district estimates that
receipts of the school district from payments made under or
pursuant to agreements entered into pursuant to section 725.02,
1728.10, 3735.671, 5709.081, 5709.082, 5709.40, 5709.41, 5709.62,
5709.63, 5709.632, 5709.73, 5709.78, or 5709.82 of the Revised
Code, or distributions under division (C) of section 5709.43 of
the Revised Code, or any combination thereof, are, after
accounting for any appropriate coverage requirements, sufficient
in time and amount, and are committed by the proceedings, to pay
the debt charges on the securities issued to evidence that
indebtedness and payable from those receipts, and the taxing
authority of the district confirms the fiscal officer's estimate,

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which confirmation is approved by the superintendent of public
instruction;

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(2) The fiscal officer of the school district certifies, and
the taxing authority of the district confirms, that the district,
at the time of the certification and confirmation, reasonably
expects to have sufficient revenue available for the purpose of
operating such permanent improvements for their intended purpose
upon acquisition or completion thereof, and the superintendent of
public instruction approves the taxing authority's confirmation.

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The maximum maturity of securities issued under division (H)
of this section shall be the lesser of twenty years or the maximum
maturity calculated under section 133.20 of the Revised Code.

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(I) A school district may incur net indebtedness by the
issuance of securities in accordance with the provisions of this
chapter in excess of the limit specified in division (B) or (C) of
this section when necessary to raise the school district portion
of the basic project cost pursuant to Chapter 3318. of the Revised
Code. The school facilities commission shall notify the
superintendent of public instruction whenever a school district
will exceed ~~the nine per cent~~ either limit pursuant to this
division.

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Sec. 151.01. (A) As used in sections 151.01 to 151.09 and
151.40 of the Revised Code and in the applicable bond proceedings
unless otherwise provided:

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(1) "Bond proceedings" means the resolutions, orders,
agreements, and credit enhancement facilities, and amendments and
supplements to them, or any one or more or combination of them,
authorizing, awarding, or providing for the terms and conditions
applicable to or providing for the security or liquidity of, the
particular obligations, and the provisions contained in those
obligations.

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(2) "Bond service fund" means the respective bond service 457
fund created by section 151.03, 151.04, 151.05, 151.06, 151.07, 458
151.08, 151.09, or 151.40 of the Revised Code, and any accounts in 459
that fund, including all moneys and investments, and earnings from 460
investments, credited and to be credited to that fund and accounts 461
as and to the extent provided in the applicable bond proceedings. 462

(3) "Capital facilities" means capital facilities or projects 463
as referred to in section 151.03, 151.04, 151.05, 151.06, 151.07, 464
151.08, 151.09, or 151.40 of the Revised Code. 465

(4) "Costs of capital facilities" means the costs of 466
acquiring, constructing, reconstructing, rehabilitating, 467
remodeling, renovating, enlarging, improving, equipping, or 468
furnishing capital facilities, and of the financing of those 469
costs. "Costs of capital facilities" includes, without limitation, 470
and in addition to costs referred to in section 151.03, 151.04, 471
151.05, 151.06, 151.07, 151.08, 151.09, or 151.40 of the Revised 472
Code, the cost of clearance and preparation of the site and of any 473
land to be used in connection with capital facilities, the cost of 474
any indemnity and surety bonds and premiums on insurance, all 475
related direct administrative expenses and allocable portions of 476
direct costs of the issuing authority, costs of engineering and 477
architectural services, designs, plans, specifications, surveys, 478
and estimates of cost, financing costs, interest on obligations 479
from their date to the time when interest is to be paid from 480
sources other than proceeds of obligations, amounts necessary to 481
establish any reserves as required by the bond proceedings, the 482
reimbursement of all moneys advanced or applied by or borrowed 483
from any person or governmental agency or entity for the payment 484
of any item of costs of capital facilities, and all other expenses 485
necessary or incident to planning or determining feasibility or 486
practicability with respect to capital facilities, and such other 487
expenses as may be necessary or incident to the acquisition, 488

construction, reconstruction, rehabilitation, remodeling, 489
renovation, enlargement, improvement, equipment, and furnishing of 490
capital facilities, the financing of those costs, and the placing 491
of the capital facilities in use and operation, including any one, 492
part of, or combination of those classes of costs and expenses. 493

(5) "Credit enhancement facilities," "financing costs," and 494
"interest" or "interest equivalent" have the same meanings as in 495
section 133.01 of the Revised Code. 496

(6) "Debt service" means principal, including any mandatory 497
sinking fund or redemption requirements for retirement of 498
obligations, interest and other accreted amounts, interest 499
equivalent, and any redemption premium, payable on obligations. If 500
not prohibited by the applicable bond proceedings, debt service 501
includes costs relating to credit enhancement facilities that are 502
related to and represent, or are intended to provide a source of 503
payment of or limitation on, other debt service. 504

(7) "Issuing authority" means the Ohio public facilities 505
commission created in section 151.02 of the Revised Code for 506
obligations issued under section 151.03, 151.04, 151.05, 151.07, 507
or 151.09 of the Revised Code, or the treasurer of state, or the 508
officer who by law performs the functions of that office, for 509
obligations issued under section 151.06, 151.08, or 151.40 of the 510
Revised Code. 511

(8) "Net proceeds" means amounts received from the sale of 512
obligations, excluding amounts used to refund or retire 513
outstanding obligations, amounts required to be deposited into 514
special funds pursuant to the applicable bond proceedings, and 515
amounts to be used to pay financing costs. 516

(9) "Obligations" means bonds, notes, or other evidences of 517
obligation of the state, including any appertaining interest 518
coupons, issued pursuant to sections 151.01 to 151.09 or 151.40 of 519

the Revised Code.

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(10) "Principal amount" means the aggregate of the amount as stated or provided for in the applicable bond proceedings as the amount on which interest or interest equivalent on particular obligations is initially calculated. Principal amount does not include any premium paid to the state by the initial purchaser of the obligations. "Principal amount" of a capital appreciation bond, as defined in division (C) of section 3334.01 of the Revised Code, means its face amount, and "principal amount" of a zero coupon bond, as defined in division (J) of section 3334.01 of the Revised Code, means the discounted offering price at which the bond is initially sold to the public, disregarding any purchase price discount to the original purchaser, if provided for pursuant to the bond proceedings.

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(11) "Special funds" or "funds," unless the context indicates otherwise, means the bond service fund, and any other funds, including any reserve funds, created under the bond proceedings and stated to be special funds in those proceedings, including moneys and investments, and earnings from investments, credited and to be credited to the particular fund. Special funds do not include the school building program assistance fund created by section 3318.25 of the Revised Code, the higher education improvement fund created by division (F) of section 154.21 of the Revised Code, the highway capital improvement bond fund created by section 5528.53 of the Revised Code, the state parks and natural resources fund created by section 1557.02 of the Revised Code, the coal research and development fund created by section 1555.15 of the Revised Code, the clean Ohio conservation fund created by section 164.27 of the Revised Code, the clean Ohio revitalization fund created by section 122.658 of the Revised Code, or other funds created by the bond proceedings that are not stated by those proceedings to be special funds.

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(B) Subject to Section 2l, 2m, 2n, 2o, or 15, and Section 17, 552
of Article VIII, Ohio Constitution, the state, by the issuing 553
authority, is authorized to issue and sell, as provided in 554
sections 151.03 to 151.09 or 151.40 of the Revised Code, and in 555
respective aggregate principal amounts as from time to time 556
provided or authorized by the general assembly, general 557
obligations of this state for the purpose of paying costs of 558
capital facilities or projects identified by or pursuant to 559
general assembly action. 560

(C) Each issue of obligations shall be authorized by 561
resolution or order of the issuing authority. The bond proceedings 562
shall provide for or authorize the manner for determining the 563
principal amount or maximum principal amount of obligations of an 564
issue, the principal maturity or maturities, the interest rate or 565
rates, the date of and the dates of payment of interest on the 566
obligations, their denominations, and the place or places of 567
payment of debt service which may be within or outside the state. 568
Unless otherwise provided by law, the latest principal maturity 569
may not be later than the earlier of the thirty-first day of 570
December of the twenty-fifth calendar year after the year of 571
issuance of the particular obligations or of the twenty-fifth 572
calendar year after the year in which the original obligation to 573
pay was issued or entered into. Sections 9.96, 9.98, 9.981, 9.982, 574
and 9.983 of the Revised Code apply to obligations. The purpose of 575
the obligations may be stated in the bond proceedings in general 576
terms, such as, as applicable, "financing or assisting in the 577
financing of projects as provided in Section 2l of Article VIII, 578
Ohio Constitution," "financing or assisting in the financing of 579
highway capital improvement projects as provided in Section 2m of 580
Article VIII, Ohio Constitution," "paying costs of capital 581
facilities for a system of common schools throughout the state as 582
authorized by Section 2n of Article VIII, Ohio Constitution," 583

"paying costs of capital facilities for state-supported and 584
state-assisted institutions of higher education as authorized by 585
Section 2n of Article VIII, Ohio Constitution," "paying costs of 586
coal research and development as authorized by Section 15 of 587
Article VIII, Ohio Constitution," "financing or assisting in the 588
financing of local subdivision capital improvement projects as 589
authorized by Section 2m of Article VIII, Ohio Constitution," 590
"paying costs of conservation projects as authorized by Section 2o 591
of Article VIII, Ohio Constitution," or "paying costs of 592
revitalization projects as authorized by Section 2o of Article 593
VIII, Ohio Constitution." 594

(D) The issuing authority may appoint or provide for the 595
appointment of paying agents, bond registrars, securities 596
depositories, clearing corporations, and transfer agents, and may 597
without need for any other approval retain or contract for the 598
services of underwriters, investment bankers, financial advisers, 599
accounting experts, marketing, remarketing, indexing, and 600
administrative agents, other consultants, and independent 601
contractors, including printing services, as are necessary in the 602
judgment of the issuing authority to carry out the issuing 603
authority's functions under this chapter. When the issuing 604
authority is the Ohio public facilities commission, the issuing 605
authority also may without need for any other approval retain or 606
contract for the services of attorneys and other professionals for 607
that purpose. Financing costs are payable, as may be provided in 608
the bond proceedings, from the proceeds of the obligations, from 609
special funds, or from other moneys available for the purpose. 610

(E) The bond proceedings may contain additional provisions 611
customary or appropriate to the financing or to the obligations or 612
to particular obligations including, but not limited to, 613
provisions for: 614

(1) The redemption of obligations prior to maturity at the 615

option of the state or of the holder or upon the occurrence of 616
certain conditions, and at particular price or prices and under 617
particular terms and conditions; 618

(2) The form of and other terms of the obligations; 619

(3) The establishment, deposit, investment, and application 620
of special funds, and the safeguarding of moneys on hand or on 621
deposit, in lieu of the applicability of provisions of Chapter 622
131. or 135. of the Revised Code, but subject to any special 623
provisions of sections 151.01 to 151.09 or 151.40 of the Revised 624
Code with respect to the application of particular funds or 625
moneys. Any financial institution that acts as a depository of any 626
moneys in special funds or other funds under the bond proceedings 627
may furnish indemnifying bonds or pledge securities as required by 628
the issuing authority. 629

(4) Any or every provision of the bond proceedings being 630
binding upon the issuing authority and upon such governmental 631
agency or entity, officer, board, commission, authority, agency, 632
department, institution, district, or other person or body as may 633
from time to time be authorized to take actions as may be 634
necessary to perform all or any part of the duty required by the 635
provision; 636

(5) The maintenance of each pledge or instrument comprising 637
part of the bond proceedings until the state has fully paid or 638
provided for the payment of the debt service on the obligations or 639
met other stated conditions; 640

(6) In the event of default in any payments required to be 641
made by the bond proceedings, or by any other agreement of the 642
issuing authority made as part of a contract under which the 643
obligations were issued or secured, including a credit enhancement 644
facility, the enforcement of those payments by mandamus, a suit in 645
equity, an action at law, or any combination of those remedial 646

actions;

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(7) The rights and remedies of the holders or owners of obligations or of book-entry interests in them, and of third parties under any credit enhancement facility, and provisions for protecting and enforcing those rights and remedies, including limitations on rights of individual holders or owners;

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(8) The replacement of mutilated, destroyed, lost, or stolen obligations;

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(9) The funding, refunding, or advance refunding, or other provision for payment, of obligations that will then no longer be outstanding for purposes of this section or of the applicable bond proceedings;

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(10) Amendment of the bond proceedings;

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(11) Any other or additional agreements with the owners of obligations, and such other provisions as the issuing authority determines, including limitations, conditions, or qualifications, relating to any of the foregoing.

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(F) The great seal of the state or a facsimile of it may be affixed to or printed on the obligations. The obligations requiring execution by or for the issuing authority shall be signed as provided in the bond proceedings. Any obligations may be signed by the individual who on the date of execution is the authorized signer although on the date of these obligations that individual is not an authorized signer. In case the individual whose signature or facsimile signature appears on any obligation ceases to be an authorized signer before delivery of the obligation, that signature or facsimile is nevertheless valid and sufficient for all purposes as if that individual had remained the authorized signer until delivery.

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(G) Obligations are investment securities under Chapter 1308. of the Revised Code. Obligations may be issued in bearer or in

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registered form, registrable as to principal alone or as to both 678
principal and interest, or both, or in certificated or 679
uncertificated form, as the issuing authority determines. 680
Provision may be made for the exchange, conversion, or transfer of 681
obligations and for reasonable charges for registration, exchange, 682
conversion, and transfer. Pending preparation of final 683
obligations, the issuing authority may provide for the issuance of 684
interim instruments to be exchanged for the final obligations. 685

(H) Obligations may be sold at public sale or at private 686
sale, in such manner, and at such price at, above or below par, 687
all as determined by and provided by the issuing authority in the 688
bond proceedings. 689

(I) Except to the extent that rights are restricted by the 690
bond proceedings, any owner of obligations or provider of a credit 691
enhancement facility may by any suitable form of legal proceedings 692
protect and enforce any rights relating to obligations or that 693
facility under the laws of this state or granted by the bond 694
proceedings. Those rights include the right to compel the 695
performance of all applicable duties of the issuing authority and 696
the state. Each duty of the issuing authority and that authority's 697
officers, staff, and employees, and of each state entity or 698
agency, or using district or using institution, and its officers, 699
members, staff, or employees, undertaken pursuant to the bond 700
proceedings, is hereby established as a duty of the entity or 701
individual having authority to perform that duty, specifically 702
enjoined by law and resulting from an office, trust, or station 703
within the meaning of section 2731.01 of the Revised Code. The 704
individuals who are from time to time the issuing authority, 705
members or officers of the issuing authority, or those members' 706
designees acting pursuant to section 154.02 of the Revised Code, 707
or the issuing authority's officers, staff, or employees, are not 708
liable in their personal capacities on any obligations or 709

otherwise under the bond proceedings.

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(J)(1) Subject to Section 21, 2m, 2n, 2o, or 15, and Section
17, of Article VIII, Ohio Constitution and sections 151.01 to
151.09 or 151.40 of the Revised Code, the issuing authority may,
in addition to the authority referred to in division (B) of this
section, authorize and provide for the issuance of:

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(a) Obligations in the form of bond anticipation notes, and
may provide for the renewal of those notes from time to time by
the issuance of new notes. The holders of notes or appertaining
interest coupons have the right to have debt service on those
notes paid solely from the moneys and special funds that are or
may be pledged to that payment, including the proceeds of bonds or
renewal notes or both, as the issuing authority provides in the
bond proceedings authorizing the notes. Notes may be additionally
secured by covenants of the issuing authority to the effect that
the issuing authority and the state will do all things necessary
for the issuance of bonds or renewal notes in such principal
amount and upon such terms as may be necessary to provide moneys
to pay when due the debt service on the notes, and apply their
proceeds to the extent necessary, to make full and timely payment
of debt service on the notes as provided in the applicable bond
proceedings. In the bond proceedings authorizing the issuance of
bond anticipation notes the issuing authority shall set forth for
the bonds anticipated an estimated schedule of annual principal
payments the latest of which shall be no later than provided in
division (C) of this section. While the notes are outstanding
there shall be deposited, as shall be provided in the bond
proceedings for those notes, from the sources authorized for
payment of debt service on the bonds, amounts sufficient to pay
the principal of the bonds anticipated as set forth in that
estimated schedule during the time the notes are outstanding,
which amounts shall be used solely to pay the principal of those

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notes or of the bonds anticipated.

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(b) Obligations for the refunding, including funding and retirement, and advance refunding with or without payment or redemption prior to maturity, of any obligations previously issued. Refunding obligations may be issued in amounts sufficient to pay or to provide for repayment of the principal amount, including principal amounts maturing prior to the redemption of the remaining prior obligations, any redemption premium, and interest accrued or to accrue to the maturity or redemption date or dates, payable on the prior obligations, and related financing costs and any expenses incurred or to be incurred in connection with that issuance and refunding. Subject to the applicable bond proceedings, the portion of the proceeds of the sale of refunding obligations issued under division (J)(1)(b) of this section to be applied to debt service on the prior obligations shall be credited to an appropriate separate account in the bond service fund and held in trust for the purpose by the issuing authority or by a corporate trustee. Obligations authorized under this division shall be considered to be issued for those purposes for which the prior obligations were issued.

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(2) Except as otherwise provided in sections 151.01 to 151.09 or 151.40 of the Revised Code, bonds or notes authorized pursuant to division (J) of this section are subject to the provisions of those sections pertaining to obligations generally.

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(3) The principal amount of refunding or renewal obligations issued pursuant to division (J) of this section shall be in addition to the amount authorized by the general assembly as referred to in division (B) of the following sections: section 151.03, 151.04, 151.05, 151.06, 151.07, 151.08, 151.09, or 151.40 of the Revised Code.

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(K) Obligations are lawful investments for banks, savings and loan associations, credit union share guaranty corporations, trust

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companies, trustees, fiduciaries, insurance companies, including 774
domestic for life and domestic not for life, trustees or other 775
officers having charge of sinking and bond retirement or other 776
special funds of the state and political subdivisions and taxing 777
districts of this state, the sinking fund, the administrator of 778
workers' compensation subject to the approval of the workers' 779
compensation board, the state teachers retirement system, the 780
public employees retirement system, the school employees 781
retirement system, and the Ohio police and fire pension fund, 782
notwithstanding any other provisions of the Revised Code or rules 783
adopted pursuant to those provisions by any state agency with 784
respect to investments by them, and are also acceptable as 785
security for the repayment of the deposit of public moneys. The 786
exemptions from taxation in Ohio as provided for in particular 787
sections of the Ohio Constitution and section 5709.76 of the 788
Revised Code apply to the obligations. 789

(L)(1) Unless otherwise provided or provided for in any 790
applicable bond proceedings, moneys to the credit of or in a 791
special fund shall be disbursed on the order of the issuing 792
authority. No such order is required for the payment, from the 793
bond service fund or other special fund, when due of debt service 794
or required payments under credit enhancement facilities. 795

(2) Payments received by the state under interest rate hedges 796
entered into as credit enhancement facilities under this chapter 797
shall be deposited to the credit of the bond service fund for the 798
obligations to which those credit enhancement facilities relate. 799

(M) The full faith and credit, revenue, and taxing power of 801
the state are and shall be pledged to the timely payment of debt 802
service on outstanding obligations as it comes due, all in 803
accordance with Section 21, 2m, 2n, 2o, or 15 of Article VIII, 804
Ohio Constitution, and section 151.03, 151.04, 151.05, 151.06, 805

151.07, 151.08, or 151.09 of the Revised Code. Moneys referred to 806
in Section 5a of Article XII, Ohio Constitution, may not be 807
pledged or used for the payment of debt service except on 808
obligations referred to in section 151.06 of the Revised Code. Net 809
state lottery proceeds, as provided for and referred to in section 810
3770.06 of the Revised Code, may not be pledged or used for the 811
payment of debt service except on obligations referred to in 812
section 151.03 of the Revised Code. The state covenants, and that 813
covenant shall be controlling notwithstanding any other provision 814
of law, that the state and the applicable officers and agencies of 815
the state, including the general assembly, shall, so long as any 816
obligations are outstanding in accordance with their terms, 817
maintain statutory authority for and cause to be levied, collected 818
and applied sufficient pledged excises, taxes, and revenues of the 819
state so that the revenues shall be sufficient in amounts to pay 820
debt service when due, to establish and maintain any reserves and 821
other requirements, and to pay financing costs, including costs of 822
or relating to credit enhancement facilities, all as provided for 823
in the bond proceedings. Those excises, taxes, and revenues are 824
and shall be deemed to be levied and collected, in addition to the 825
purposes otherwise provided for by law, to provide for the payment 826
of debt service and financing costs in accordance with sections 827
151.01 to ~~151.08~~ 151.09 of the Revised Code and the bond 828
proceedings. 829

(N) The general assembly may from time to time repeal or 830
reduce any excise, tax, or other source of revenue pledged to the 831
payment of the debt service pursuant to Section 2l, 2m, 2n, 2o, or 832
15 of Article VIII, Ohio Constitution, and sections 151.01 to 833
151.09 or 151.40 of the Revised Code, and may levy, collect and 834
apply any new or increased excise, tax, or revenue to meet the 835
pledge, to the payment of debt service on outstanding obligations, 836
of the state's full faith and credit, revenue and taxing power, or 837

of designated revenues and receipts, except fees, excises or taxes 838
referred to in Section 5a of Article XII, Ohio Constitution, for 839
other than obligations referred to in section 151.06 of the 840
Revised Code and except net state lottery proceeds for other than 841
obligations referred to in section 151.03 of the Revised Code. 842
Nothing in division (N) of this section authorizes any impairment 843
of the obligation of this state to levy and collect sufficient 844
excises, taxes, and revenues to pay debt service on obligations 845
outstanding in accordance with their terms. 846

(O) Each bond service fund is a trust fund and is hereby 847
pledged to the payment of debt service on the applicable 848
obligations. Payment of that debt service shall be made or 849
provided for by the issuing authority in accordance with the bond 850
proceedings without necessity for any act of appropriation. The 851
bond proceedings may provide for the establishment of separate 852
accounts in the bond service fund and for the application of those 853
accounts only to debt service on specific obligations, and for 854
other accounts in the bond service fund within the general 855
purposes of that fund. 856

(P) Subject to the bond proceedings pertaining to any 857
obligations then outstanding in accordance with their terms, the 858
issuing authority may in the bond proceedings pledge all, or such 859
portion as the issuing authority determines, of the moneys in the 860
bond service fund to the payment of debt service on particular 861
obligations, and for the establishment and maintenance of any 862
reserves for payment of particular debt service. 863

(Q) For obligations issued pursuant to sections 151.01 to 864
151.09 of the Revised Code, the issuing authority shall by the 865
fifteenth day of the July of each fiscal year, certify or cause to 866
be certified to the office of budget and management the total 867
amount of moneys required during the current fiscal year to meet 868
in full all debt service on the respective obligations and any 869

related financing costs payable from the applicable bond service 870
fund and not from the proceeds of refunding or renewal 871
obligations. The issuing authority shall make or cause to be made 872
supplemental certifications to the office of budget and management 873
for each debt service payment date and at such other times during 874
each fiscal year as may be provided in the bond proceedings or 875
requested by that office. Debt service, costs of credit 876
enhancement facilities, and other financing costs shall be set 877
forth separately in each certification. If and so long as the 878
moneys to the credit of the bond service fund, together with any 879
other moneys available for the purpose, are insufficient to meet 880
in full all payments when due of the amount required as stated in 881
the certificate or otherwise, the office of budget and management 882
shall at the times as provided in the bond proceedings, and 883
consistent with any particular provisions in sections 151.03 to 884
151.09 of the Revised Code, transfer a sufficient amount to the 885
bond service fund from the revenues derived from excises, taxes, 886
and other revenues, including net state lottery proceeds in the 887
case of obligations referred to in section 151.03 of the Revised 888
Code. 889

(R) Unless otherwise provided in any applicable bond 890
proceedings, moneys to the credit of special funds may be invested 891
by or on behalf of the state only in one or more of the following: 892

(1) Notes, ~~bond~~ bonds, or other direct obligations of the 893
United States or of any agency or instrumentality of the United 894
States, or in no-front-end-load money market mutual funds 895
consisting exclusively of those obligations, or in repurchase 896
agreements, including those issued by any fiduciary, secured by 897
those obligations, or in collective investment funds consisting 898
exclusively of those obligations; 899

(2) Obligations of this state or any political subdivision of 900
this state; 901

(3) Certificates of deposit of any national bank located in this state and any bank, as defined in section 1101.01 of the Revised Code, subject to inspection by the superintendent of financial institutions;

(4) The treasurer of state's pooled investment program under section 135.45 of the Revised Code.

The income from investments referred to in division (R) of this section shall, unless otherwise provided in sections 151.01 to 151.09 or 151.40 of the Revised Code, be credited to special funds or otherwise as the issuing authority determines in the bond proceedings. Those investments may be sold or exchanged at times as the issuing authority determines, provides for, or authorizes.

(S) The treasurer of state shall have responsibility for keeping records, making reports, and making payments, relating to any arbitrage rebate requirements under the applicable bond proceedings.

Sec. 151.09. (A) As used in this section:

(1) "Costs of conservation projects" includes related direct administrative expenses and allocable portions of the direct costs of those projects of the department of agriculture, the department of natural resources, or the Ohio public works commission.

(2) "Obligations" means obligations as defined in section 151.01 of the Revised Code issued to pay costs of projects for conservation purposes as referred to in division (A)(1) of Section 2o of Article VIII, Ohio Constitution.

(B)(1) The issuing authority shall issue general obligations of the state to pay costs of conservation projects pursuant to division (B)(1) of Section 2o of Article VIII, Ohio Constitution, section 151.01 of the Revised Code, and this section. The issuing authority, upon the certification to it by the Ohio public works

commission of amounts needed in and for the purposes of the clean
Ohio conservation fund created by section 164.27 of the Revised
Code, the clean Ohio agricultural easement fund created by section
901.21 of the Revised Code, and the clean Ohio trail fund created
by section 1519.05 of the Revised Code, shall issue obligations in
the amount determined by the issuing authority to be required for
those purposes. The total principal amount of obligations issued
under this section shall not exceed two hundred million dollars.

(2) In making the certification required under division
(B)(1) of this section, the Ohio public works commission shall
consult with the department of agriculture and the department of
natural resources. The commission shall certify amounts that
correspond to the distribution of the net proceeds of obligations
provided in division (C) of this section.

(C) Net proceeds of obligations shall be deposited as
follows:

(1) Seventy-five per cent into the clean Ohio conservation
fund created by section 164.27 of the Revised Code;

(2) Twelve and one-half per cent into the clean Ohio
agricultural easement fund created by section 901.21 of the
Revised Code;

(3) Twelve and one-half per cent into the clean Ohio trail
fund created by section 1519.05 of the Revised Code.

(D) There is hereby created in the state treasury the
conservation projects bond service fund. All moneys received by
the state and required by the bond proceedings, consistent with
section 151.01 of the Revised Code and this section, to be
deposited, transferred, or credited to the bond service fund, and
all other moneys transferred or allocated to or received for the
purposes of that fund, shall be deposited and credited to the bond

service fund, subject to any applicable provisions of the bond
proceedings, but without necessity for any act of appropriation.
During the period beginning with the date of the first issuance of
obligations and continuing during the time that any obligations
are outstanding in accordance with their terms, so long as moneys
in the bond service fund are insufficient to pay debt service when
due on those obligations payable from that fund, except the
principal amounts of bond anticipation notes payable from the
proceeds of renewal notes or bonds anticipated, and due in the
particular fiscal year, a sufficient amount of revenues of the
state is committed and, without necessity for further act of
appropriation, shall be paid to the bond service fund for the
purpose of paying that debt service when due.

Sec. 151.40. (A) As used in this section: 976

(1) "Bond proceedings" includes any trust agreements, and any
amendments or supplements to them, as authorized by this section. 977
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(2) "Costs of revitalization projects" includes related 980
direct administrative expenses and allocable portions of the 981
direct costs of those projects of the department of development or 982
the environmental protection agency. 983

(3) "Issuing authority" means the treasurer of state. 984

(4) "Obligations" means obligations as defined in section 985
151.01 of the Revised Code issued to pay the costs of projects for 986
revitalization purposes as referred to in division (A)(2) of 987
Section 2o of Article VIII, Ohio Constitution. 988

(5) "Pledged liquor profits" means all receipts of the state 989
representing the gross profit on the sale of spirituous liquor, as 990
referred to in division (B)(4) of section 4301.10 of the Revised 991
Code, after paying all costs and expenses of the division of 992

liquor control and providing an adequate working capital reserve 993
for the division of liquor control as provided in that division, 994
but excluding the sum required by the second paragraph of section 995
4301.12 of the Revised Code, as it was in effect on May 2, 1980, 996
to be paid into the state treasury. 997

(6) "Pledged receipts" means, as and to the extent provided 998
in bond proceedings: 999

(a) Pledged liquor profits. The pledge of pledged liquor 1000
profits to obligations is subject to the priority of the pledge of 1001
those profits to obligations issued and to be issued, and 1002
guarantees made and to be made, pursuant to Chapter 166. of the 1003
Revised Code. 1004

(b) Moneys accruing to the state from the lease, sale, or 1005
other disposition or use of revitalization projects or from the 1006
repayment, including any interest, of loans or advances made from 1007
net proceeds; 1008

(c) Accrued interest received from the sale of obligations; 1009

(d) Income from the investment of the special funds; 1010

(e) Any gifts, grants, donations, or pledges, and receipts 1011
therefrom, available for the payment of debt service; 1012

(f) Additional or any other specific revenues or receipts 1013
lawfully available to be pledged, and pledged, pursuant to further 1014
authorization by the general assembly, to the payment of debt 1015
service. 1016

(B) The issuing authority shall issue obligations of the 1017
state to pay costs of revitalization projects pursuant to division 1018
(B)(2) of Section 2o of Article VIII, Ohio Constitution, section 1019
151.01 of the Revised Code as applicable to this section, and this 1020
section. The issuing authority, upon the certification to it by 1021
the clean Ohio council of the amount of moneys needed in and for 1022

the purposes of the clean Ohio revitalization fund created by 1023
section 122.658 of the Revised Code, shall issue obligations in 1024
the amount determined by the issuing authority to be required for 1025
those purposes. The total principal amount of obligations issued 1026
under this section shall not exceed two hundred million dollars. 1027
The provisions and authorizations in section 151.01 of the Revised 1028
Code apply to the obligations and the bond proceedings except as 1029
otherwise provided or provided for in those obligations and bond 1030
proceedings. 1031

(C) Net proceeds of obligations shall be deposited in the 1032
clean Ohio revitalization fund created in section 122.658 of the 1033
Revised Code. 1034

(D) There is hereby created the revitalization projects bond 1035
service fund, which shall be in the custody of the treasurer of 1036
state, but shall be separate and apart from and not a part of the 1037
state treasury. All money received by the state and required by 1038
the bond proceedings, consistent with section 151.01 of the 1039
Revised Code and this section, to be deposited, transferred, or 1040
credited to the bond service fund, and all other money transferred 1041
or allocated to or received for the purposes of that fund, shall 1042
be deposited and credited to the bond service fund, subject to any 1043
applicable provisions of the bond proceedings, but without 1044
necessity for any act of appropriation. During the period 1045
beginning with the date of the first issuance of obligations and 1046
continuing during the time that any obligations are outstanding in 1047
accordance with their terms, so long as moneys in the bond service 1048
fund are insufficient to pay debt service when due on those 1049
obligations payable from that fund, except the principal amounts 1050
of bond anticipation notes payable from the proceeds of renewal 1051
notes or bonds anticipated, and due in the particular fiscal year, 1052
a sufficient amount of pledged receipts is committed and, without 1053
necessity for further act of appropriation, shall be paid to the 1054

bond service fund for the purpose of paying that debt service when
due. 1055
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(E) The issuing authority may pledge all, or such portion as 1057
the issuing authority determines, of the pledged receipts to the 1058
payment of the debt service charges on obligations issued under 1059
this section, and for the establishment and maintenance of any 1060
reserves, as provided in the bond proceedings, and make other 1061
provisions in the bond proceedings with respect to pledged 1062
receipts as authorized by this section, which provisions are 1063
controlling notwithstanding any other provisions of law pertaining 1064
to them. 1065

(F) The issuing authority may covenant in the bond 1066
proceedings, and such covenants shall be controlling 1067
notwithstanding any other provision of law, that the state and 1068
applicable officers and state agencies, including the general 1069
assembly, so long as any obligations issued under this section are 1070
outstanding, shall maintain statutory authority for and cause to 1071
be charged and collected wholesale or retail prices for spirituous 1072
liquor sold by the state or its agents so that the available 1073
pledged receipts are sufficient in time and amount to meet debt 1074
service payable from pledged liquor profits and for the 1075
establishment and maintenance of any reserves and other 1076
requirements provided for in the bond proceedings. 1077

(G) Obligations may be further secured, as determined by the 1078
issuing authority, by a trust agreement between the state and a 1079
corporate trustee, which may be any trust company or bank having 1080
its principal place of business within the state. Any trust 1081
agreement may contain the resolution or order authorizing the 1082
issuance of the obligations, any provisions that may be contained 1083
in any bond proceedings, and other provisions that are customary 1084
or appropriate in an agreement of that type, including, but not 1085
limited to: 1086

(1) Maintenance of each pledge, trust agreement, or other instrument comprising part of the bond proceedings until the state has fully paid or provided for the payment of debt service on the obligations secured by it;

(2) In the event of default in any payments required to be made by the bond proceedings, enforcement of those payments or agreements by mandamus, the appointment of a receiver, suit in equity, action at law, or any combination of them;

(3) The rights and remedies of the holders or owners of obligations and of the trustee and provisions for protecting and enforcing them, including limitations on rights of individual holders and owners.

(H) The obligations shall not be general obligations of the state and the full faith and credit, revenue, and taxing power of the state shall not be pledged to the payment of debt service on them. The holders or owners of the obligations shall have no right to have any moneys obligated or pledged for the payment of debt service except as provided in this section and in the applicable bond proceedings. The rights of the holders and owners to payment of debt service are limited to all or that portion of the pledged receipts, and those special funds, pledged to the payment of debt service pursuant to the bond proceedings in accordance with this section, and each obligation shall bear on its face a statement to that effect.

Sec. 175.03. (A)(1) The Ohio housing finance agency shall consist of eleven members. Nine of the members shall be appointed by the governor with the advice and consent of the senate. The director of commerce and the director of development, or their respective designees, shall also be voting members of the agency. Of the nine appointed members, at least one shall have experience in residential housing construction; at least one shall have

experience in residential housing mortgage lending, loan 1118
servicing, or brokering; at least one shall have experience in the 1119
licensed residential housing brokerage business; at least one 1120
shall have experience with the housing needs of senior citizens; 1121
at least one shall be from a background in labor representation in 1122
the construction industry; at least one shall represent the 1123
interests of nonprofit multifamily housing development 1124
organizations; at least one shall represent the interests of 1125
for-profit multifamily housing development corporations; and two 1126
shall be public members. The governor shall receive 1127
recommendations from the Ohio housing council for appointees to 1128
represent the interests of nonprofit multifamily housing 1129
development organizations and for-profit multifamily housing 1130
development corporations. Each appointee representing multifamily 1131
housing interests currently shall be active in the represented 1132
area, meaning that the organization with which the appointee is 1133
associated regularly participates in Ohio housing finance agency 1134
programs. No more than six of the appointed members of the agency 1135
shall be of the same political party. Of the appointments made to 1136
the agency for the eighth and ninth appointed members in 1137
accordance with this amendment, one shall be for a term ending on 1138
January 31, 2005, and one shall be for a term ending on January 1139
31, 2006. Thereafter, each appointed member shall serve for a term 1140
ending on the thirty-first day of January which is six years 1141
following the date of termination of the term which it succeeds. 1142
Each member shall hold office from the date of the member's 1143
appointment until the end of the term for which the member was 1144
appointed. Any member appointed to fill a vacancy occurring prior 1145
to the expiration of the term for which the member's predecessor 1146
was appointed shall hold office for the remainder of such term. 1147
Any appointed member shall continue in office subsequent to the 1148
expiration date of the member's term until the member's successor 1149
takes office, or until a period of sixty days has elapsed, 1150

whichever occurs first. Each appointed member may be removed from 1151
office by the governor for misfeasance, nonfeasance, malfeasance 1152
in office, or for failure to attend in person three consecutive 1153
meetings of the agency. 1154

(2) The director of development or the director's designee 1155
shall be the chairperson of the agency. The agency shall elect one 1156
of its appointed members as vice-chairperson and such other 1157
officers as it deems necessary, who need not be members of the 1158
agency. Each appointed member of the agency shall receive 1159
compensation at the rate of one hundred fifty dollars per agency 1160
meeting attended in person, not to exceed a maximum of three 1161
thousanddollars per year. All members shall be reimbursed for 1162
their actual and necessary expenses incurred in the discharge of 1163
their official duties. 1164

(3) ~~six~~ Six members of the agency constitute a quorum, and 1165
the affirmative vote of six members shall be necessary for any 1166
action taken by the agency. No vacancy in membership of the agency 1167
impairs the right of a quorum to exercise all the rights and 1168
perform all the duties of the agency. Meetings of the agency may 1169
be held at any place within the state. Meetings of the agency, 1170
including notice of the place of meetings, shall comply with 1171
section 121.22 of the Revised Code. 1172

(B)(1) The appointed members of the agency are not subject to 1173
section 102.02 of the Revised Code. Each such appointed member 1174
shall file with the agency a signed written statement setting 1175
forth the general nature of sales of goods, property or services 1176
or of loans to the agency in which such member has a pecuniary 1177
interest or in which any member of the member's immediate family, 1178
as defined in section 102.01 of the Revised Code, or any 1179
corporation, partnership or enterprise of which the member is an 1180
officer, director, or partner, or of which the member or a member 1181
of the member's immediate family, as so defined, owns more than a 1182

five per cent interest, has a pecuniary interest, and of which 1183
sale, loan and interest such member has knowledge. The statement 1184
shall be supplemented from time to time to reflect changes in the 1185
general nature of any such sales or loans. No member shall 1186
participate in portions of agency meetings dealing with, or vote 1187
concerning, any such matter. ~~The~~ 1188

(2) The requirements of this section pertaining to disclosure 1189
and prohibition from participation and voting do not apply to 1190
agency loans to lending institutions or contracts between the 1191
agency and lending institutions for the purchase, administration, 1192
or servicing of loans notwithstanding that such lending 1193
institution has a director, officer, employee, or owner who is a 1194
member of the agency, and no such loans or contracts shall be 1195
deemed to be prohibited or otherwise regulated by reason of any 1196
other law or rule. 1197

(3) The members of the agency representing multifamily 1198
housing interests are not in violation of division (A) of section 1199
2921.42, division (D) of section 102.03, or division (E) of 1200
section 102.03 of the Revised Code in regard to a contract the 1201
agency enters into if both of the following apply: 1202

(a) The contract is entered into for a loan, grant, or 1203
participation in a program administered or funded by the agency 1204
and the contract was awarded pursuant to rules the agency adopted. 1205

(b) The member does not participate in the discussion or vote 1206
on the contract if the contract secured a grant or loan that would 1207
directly benefit the member, a family member, or a business 1208
associate of the member. 1209

Sec. 2921.42. (A) No public official shall knowingly do any 1210
of the following: 1211

(1) Authorize, or employ the authority or influence of ~~his~~ 1212
the public official's office to secure authorization of any public 1213

contract in which ~~he~~ the public official, a member of ~~his~~ the 1214
public official's family, or any of ~~his~~ the public official's 1215
business associates has an interest; 1216

(2) Authorize, or employ the authority or influence of ~~his~~ 1217
the public official's office to secure the investment of public 1218
funds in any share, bond, mortgage, or other security, with 1219
respect to which ~~he~~ the public official, a member of ~~his~~ the 1220
public official's family, or any of ~~his~~ the public official's 1221
business associates either has an interest, is an underwriter, or 1222
receives any brokerage, origination, or servicing fees; 1223

(3) During ~~his~~ the public official's term of office or within 1224
one year thereafter, occupy any position of profit in the 1225
prosecution of a public contract authorized by ~~him~~ the public 1226
official or by a legislative body, commission, or board of which 1227
~~he~~ the public official was a member at the time of authorization, 1228
unless the contract was let by competitive bidding to the lowest 1229
and best bidder; 1230

(4) Have an interest in the profits or benefits of a public 1231
contract entered into by or for the use of the political 1232
subdivision or governmental agency or instrumentality with which 1233
~~he~~ the public official is connected; 1234

(5) Have an interest in the profits or benefits of a public 1235
contract that is not let by competitive bidding if required by law 1236
and that involves more than one hundred fifty dollars. 1237

(B) In the absence of bribery or a purpose to defraud, a 1238
public official, member of ~~his~~ a public official's family, or any 1239
of ~~his~~ a public official's business associates shall not be 1240
considered as having an interest in a public contract or the 1241
investment of public funds, if all of the following apply: 1242

(1) The interest of that person is limited to owning or 1243
controlling shares of the corporation, or being a creditor of the 1244

corporation or other organization, that is the contractor on the 1245
public contract involved, or that is the issuer of the security in 1246
which public funds are invested; 1247

(2) The shares owned or controlled by that person do not 1248
exceed five per cent of the outstanding shares of the corporation, 1249
and the amount due that person as creditor does not exceed five 1250
per cent of the total indebtedness of the corporation or other 1251
organization; 1252

(3) That person, prior to the time the public contract is 1253
entered into, files with the political subdivision or governmental 1254
agency or instrumentality involved, an affidavit giving ~~his~~ that 1255
person's exact status in connection with the corporation or other 1256
organization. 1257

(C) This section does not apply to a public contract in which 1258
a public official, member of ~~his~~ a public official's family, or 1259
one of ~~his~~ a public official's business associates has an 1260
interest, when all of the following apply: 1261

(1) The subject of the public contract is necessary supplies 1262
or services for the political subdivision or governmental agency 1263
or instrumentality involved; 1264

(2) The supplies or services are unobtainable elsewhere for 1265
the same or lower cost, or are being furnished to the political 1266
subdivision or governmental agency or instrumentality as part of a 1267
continuing course of dealing established prior to the public 1268
official's becoming associated with the political subdivision or 1269
governmental agency or instrumentality involved; 1270

(3) The treatment accorded the political subdivision or 1271
governmental agency or instrumentality is either preferential to 1272
or the same as that accorded other customers or clients in similar 1273
transactions; 1274

(4) The entire transaction is conducted at arm's length, with 1275

full knowledge by the political subdivision or governmental agency 1276
or instrumentality involved, of the interest of the public 1277
official, member of ~~his~~ the public official's family, or business 1278
associate, and the public official takes no part in the 1279
deliberations or decision of the political subdivision or 1280
governmental agency or instrumentality with respect to the public 1281
contract. 1282

(D) Division (A)(4) of this section does not prohibit 1283
participation by a public employee in any housing program funded 1284
by public moneys if the public employee otherwise qualifies for 1285
the program and does not use the authority or influence of ~~his~~ the 1286
public employee's office or employment to secure benefits from the 1287
program and if the moneys are to be used on the primary residence 1288
of the public employee. Such participation does not constitute an 1289
unlawful interest in a public contract in violation of this 1290
section. 1291

(E) Whoever violates this section is guilty of having an 1292
unlawful interest in a public contract. Violation of division 1293
(A)(1) or (2) of this section is a felony of the fourth degree. 1294
Violation of division (A)(3), (4), or (5) of this section is a 1295
misdemeanor of the first degree. 1296

(F) It is not a violation of this section for a prosecuting 1297
attorney to appoint assistants and employees in accordance with 1298
sections 309.06 and 2921.421 of the Revised Code, for a chief 1299
legal officer of a municipal corporation or an official designated 1300
as prosecutor in a municipal corporation to appoint assistants and 1301
employees in accordance with sections 733.621 and 2921.421 of the 1302
Revised Code, or for a township law director appointed under 1303
section 504.15 of the Revised Code to appoint assistants and 1304
employees in accordance with sections 504.151 and 2921.421 of the 1305
Revised Code. 1306

~~(F)~~(G) This section does not apply to a public contract in 1307

which a township trustee in a township with a population of five 1308
thousand or less in its unincorporated area, a member of the 1309
township trustee's family, or one of ~~his~~ the township trustee's 1310
business associates has an interest, if all of the following 1311
apply: 1312

(1) The subject of the public contract is necessary supplies 1313
or services for the township and the amount of the contract is 1314
less than five thousand dollars per year; 1315

(2) The supplies or services are being furnished to the 1316
township as part of a continuing course of dealing established 1317
before the township trustee held that office with the township; 1318

(3) The treatment accorded the township is either 1319
preferential to or the same as that accorded other customers or 1320
clients in similar transactions; 1321

(4) The entire transaction is conducted with full knowledge 1322
by the township of the interest of the township trustee, member of 1323
~~his~~ the township trustee's family, or ~~his~~ the township trustee's 1324
business associate. 1325

~~(G)~~(H) As used in this section: 1326

(1) "Public contract" means any of the following: 1327

(a) The purchase or acquisition, or a contract for the 1328
purchase or acquisition, of property or services by or for the use 1329
of the state, any of its political subdivisions, or any agency or 1330
instrumentality of either, including the employment of an 1331
individual by the state, any of its political subdivisions, or any 1332
agency or instrumentality of either; 1333

(b) A contract for the design, construction, alteration, 1334
repair, or maintenance of any public property. 1335

(2) "Chief legal officer" has the same meaning as in section 1336
733.621 of the Revised Code. 1337

(I) Division (A) of this section does not apply to a public contract that the Ohio housing finance agency enters into when the conditions set forth in division (B)(3) of section 175.03 of the Revised Code apply.

Sec. 3318.023. Notwithstanding anything to the contrary in section 3318.02 of the Revised Code, each fiscal year, at the time that the Ohio school facilities commission conditionally approves projects of school districts under section 3318.01 to 3318.20 of the Revised Code for which it plans to provide assistance under those sections for that fiscal year, the commission also shall identify the next ten school districts from lowest to highest in order of the ranking calculated for the previous fiscal year under division (D) of section 3318.011 of the Revised Code that have not yet been conditionally approved for assistance under section 3318.01 to 3318.20 of the Revised Code. Those districts shall have priority in the order of such ranking with the lowest valuation having the highest priority for future assistance under those sections over all other school districts except for districts receiving assistance under division (B)(2) of section 3318.04, section 3318.37, or section 3318.38 of the Revised Code or districts that have priority under section 3318.05 of the Revised Code.

Sec. 3318.03. Before conducting an on-site evaluation of a school district under section 3318.02 of the Revised Code, at the request of the district board of education, the Ohio school facilities commission shall examine any classroom facilities needs assessment that has been conducted by the district and any master plan developed for meeting the facility needs of the district.

Upon conducting the on-site evaluation under section 3318.02 of the Revised Code, the Ohio school facilities commission shall make a determination of all of the following:

(A) The needs of the school district for additional classroom facilities;	1369 1370
(B) The number of classroom facilities to be included in a project, including classroom facilities authorized by a bond issue described in section 3318.033 of the Revised Code, and the basic project cost of constructing, acquiring, reconstructing, or making additions to each such facility;	1371 1372 1373 1374 1375
(C) The amount of such cost that the school district can supply from available funds, by the issuance of bonds previously authorized by the electors of the school district the proceeds of which can lawfully be used for the project, including bonds authorized by the district's electors as described in section 3318.033 of the Revised Code, and by the issuance of bonds under section 3318.05 of the Revised Code;	1376 1377 1378 1379 1380 1381 1382
(D) The remaining amount of such cost that shall be supplied by the state;	1383 1384
(E) If the state's portion of the basic project cost exceeds twenty-five million dollars, the <u>The</u> amount of the state's portion to be encumbered in accordance with section 3318.11 of the Revised Code in the current and subsequent fiscal bienniums from funds appropriated for purposes of sections 3318.01 to 3318.20 of the Revised Code.	1385 1386 1387 1388 1389 1390
The commission shall make a determination in favor of constructing, acquiring, reconstructing, or making additions to a classroom facility only upon evidence that the proposed project conforms to sound educational practice, that it is in keeping with the orderly process of school district reorganization and consolidation, and that the actual or projected enrollment in each classroom facility proposed to be included in the project is at least three hundred fifty pupils. Exceptions shall be authorized only in those districts where topography, sparsity of population,	1391 1392 1393 1394 1395 1396 1397 1398 1399

and other factors make larger schools impracticable. 1400

Sections 125.81 and 153.04 of the Revised Code shall not 1401
apply to classroom facilities constructed under sections 3318.01 1402
to 3318.20 of the Revised Code. 1403

Sec. 3318.04. (A) If the Ohio school facilities commission 1404
makes a determination under section 3318.03 of the Revised Code in 1405
favor of constructing, acquiring, reconstructing, or making 1406
additions to a classroom facility, the project shall be 1407
conditionally approved. Such conditional approval shall be 1408
submitted to the controlling board for approval thereof. The 1409
controlling board shall forthwith approve or reject the 1410
commission's determination, conditional approval, the amount of 1411
the state's portion of the basic project cost, and, ~~if the state's~~ 1412
~~portion exceeds twenty-five million dollars,~~ the amount of the 1413
state's portion to be encumbered in the current fiscal biennium. 1414
In the event of approval thereof by the controlling board, the 1415
commission shall certify such conditional approval to the school 1416
district board and shall encumber from the total funds 1417
appropriated for the purpose of sections 3318.01 to 3318.20 of the 1418
Revised Code ~~the amount of the state's portion of the basic~~ 1419
~~project cost or, if the state's portion exceeds twenty-five~~ 1420
~~million dollars,~~ the amount approved under this section to be 1421
encumbered in the current fiscal biennium. 1422

The basic project cost for a project approved under this 1423
section shall not exceed the cost that would otherwise have to be 1424
incurred if the classroom facilities to be constructed, acquired, 1425
or reconstructed, or the additions to be made to classroom 1426
facilities, under such project meet, but do not exceed, the 1427
specifications for plans and materials for classroom facilities 1428
adopted by the commission. 1429

(B)(1) No school district shall have a project conditionally 1430

approved pursuant to this section if the school district has 1431
already received any assistance for a project funded under any 1432
version of sections 3318.01 to 3318.20 of the Revised Code, and 1433
the prior project was one for which the electors of such district 1434
approved a levy within the last twenty years pursuant to any 1435
version of section 3318.06 of the Revised Code for purposes of 1436
qualifying for the funding of that project, unless the district 1437
demonstrates to the satisfaction of the commission that the 1438
district has experienced since approval of its prior project an 1439
exceptional increase in enrollment significantly above the 1440
district's design capacity under that prior project as determined 1441
by rule of the commission. 1442

(2) Notwithstanding division (B)(1) of this section, any 1443
school district that received assistance under sections 3318.01 to 1444
3318.20 of the Revised Code, as those sections existed prior to 1445
May 20, 1997, may receive additional assistance under those 1446
sections, as they exist on and after May 20, 1997, prior to the 1447
expiration of the period of time required under division (B)(1) of 1448
this section, if the percentile in which the school district is 1449
located, as determined under section 3318.011 of the Revised Code, 1450
is eligible for assistance as prescribed in section 3318.02 of the 1451
Revised Code. 1452

The commission may provide assistance under sections 3318.01 1453
to 3318.20 of the Revised Code pursuant to this division to no 1454
more than five school districts per fiscal year until all eligible 1455
school districts have received the additional assistance 1456
authorized under this division. The commission shall establish 1457
application procedures, deadlines, and priorities for funding 1458
projects under this division. 1459

The commission at its discretion may waive current design 1460
specifications it has adopted for projects under sections 3318.01 1461
to 3318.20 of the Revised Code when assessing an application for 1462

additional assistance under this division for the renovation of 1463
classroom facilities constructed or renovated under a school 1464
district's previous project. If the commission finds that a school 1465
district's existing classroom facilities are adequate to meet all 1466
of the school district's needs, the commission may determine that 1467
no additional state assistance be awarded to a school district 1468
under this division. 1469

In order for a school district to be eligible to receive any 1470
additional assistance under this division, the school district 1471
electors shall extend the school district's existing levy 1472
dedicated for maintenance of classroom facilities under Chapter 1473
3318. of the Revised Code, pursuant to section 3318.061 of the 1474
Revised Code or shall provide equivalent alternative maintenance 1475
funds as specified in division ~~(B)~~(A)(2) of section 3318.06 of the 1476
Revised Code. 1477

(3) Notwithstanding division (B)(1) of this section, any 1478
school district that has received assistance under sections 1479
3318.01 to 3318.20 of the Revised Code after May 20, 1997, may 1480
receive additional assistance if the commission decides in favor 1481
of providing such assistance pursuant to section 3318.042 of the 1482
Revised Code. 1483

Sec. 3318.056. A school district may adopt a resolution 1484
proposing that any of the following questions be combined with the 1485
questions specified in divisions (A) and (B) of section 3318.05 of 1486
the Revised Code: 1487

(A) A bond issue question under section 133.18 of the Revised 1488
Code; 1489

(B) A tax levy question under section 5705.21 of the Revised 1490
Code; 1491

(C) A combined bond issue and tax levy question under section 1492

<u>5705.218 of the Revised Code;</u>	1493
<u>(D) A school district income tax question under section</u>	1494
<u>5748.08 of the Revised Code.</u>	1495
<u>Any question described in divisions (A) to (D) of this</u>	1496
<u>section that is combined with a question proposed under divisions</u>	1497
<u>(A) and (B) of section 3318.05 of the Revised Code shall be for</u>	1498
<u>the purpose of either paying for any permanent improvement as</u>	1499
<u>defined in section 133.01 of the Revised Code or generating</u>	1500
<u>operating revenue specifically for the facilities acquired under</u>	1501
<u>the school district's project under Chapter 3318. of the Revised</u>	1502
<u>Code or for both to the extent such purposes are permitted by the</u>	1503
<u>sections of law under which each is proposed.</u>	1504
Sec. 3318.06. (A) After receipt of the conditional approval	1505
of the Ohio school facilities commission, the school district	1506
board by a majority of all of its members shall, if it desires to	1507
proceed with the project, declare all of the following by	1508
resolution:	1509
(A) <u>(1)</u> That by issuing bonds in an amount equal to the school	1510
district's portion of the basic project cost, including bonds	1511
previously authorized by the district's electors as described in	1512
section 3318.033 of the Revised Code, the district is unable to	1513
provide adequate classroom facilities without assistance from the	1514
state;	1515
(B) <u>(2)</u> Unless the school district board has resolved to apply	1516
the proceeds of a property tax or the proceeds of an income tax,	1517
or a combination of proceeds from such taxes, as authorized under	1518
section 3318.052 of the Revised Code, that to qualify for such	1519
state assistance it is necessary to do either of the following:	1520
 	1521
(1) <u>(a)</u> Levy a tax outside the ten-mill limitation the	1522
proceeds of which shall be used to pay the cost of maintaining the	1523

classroom facilities included in the project; 1524

~~(2)~~(b) Earmark for maintenance of classroom facilities from 1525
the proceeds of an existing permanent improvement tax levied under 1526
section 5705.21 of the Revised Code, if such tax is of at least 1527
two mills for each dollar of valuation and can be used for 1528
maintenance, an amount equivalent to the amount of the additional 1529
tax otherwise required under this section and sections 3318.05 and 1530
3318.08 of the Revised Code. 1531

~~(c)~~(3) That the question of any tax levy specified in a 1532
resolution described in division ~~(B)~~(1)~~(A)~~(2)(a) of this section, 1533
if required, shall be submitted to the electors of the school 1534
district at the next general or primary election, if there be a 1535
general or primary election not less than seventy-five and not 1536
more than ninety-five days after the day of the adoption of such 1537
resolution or, if not, at a special election to be held at a time 1538
specified in the resolution which shall be not less than 1539
seventy-five days after the day of the adoption of the resolution 1540
and which shall be in accordance with the requirements of section 1541
3501.01 of the Revised Code. 1542

Such resolution shall also state that the question of issuing 1543
bonds of the board shall be combined in a single proposal with the 1544
question of such tax levy. More than one election under this 1545
section may be held in any one calendar year. Such resolution 1546
shall specify both of the following: 1547

~~(1)~~(a) That the rate which it is necessary to levy shall be 1548
at the rate of not less than one-half mill for each one dollar of 1549
valuation, and that such tax shall be levied for a period of 1550
twenty-three years; 1551

~~(2)~~(b) That the proceeds of the tax shall be used to pay the 1552
cost of maintaining the classroom facilities included in the 1553
project. 1554

(B) A copy of ~~such a~~ resolution adopted under division (A) of this section shall after its passage and not less than seventy-five days prior to the date set therein for the election be certified to the county board of elections.

The resolution of the school district board, in addition to meeting other applicable requirements of section 133.18 of the Revised Code, shall state that the amount of bonds to be issued will be an amount equal to the school district's portion of the basic project cost, and state the maximum maturity of the bonds which, ~~notwithstanding section 133.20 of the Revised Code,~~ may be any number of years not exceeding ~~twenty-three~~ the term calculated under section 133.20 of the Revised Code as determined by the board. In estimating the amount of bonds to be issued, the board shall take into consideration the amount of moneys then in the bond retirement fund and the amount of moneys to be collected for and disbursed from the bond retirement fund during the remainder of the year in which the resolution of necessity is adopted.

If the bonds are to be issued in more than one series, the resolution may state, in addition to the information required to be stated under division (B)(3) of section 133.18 of the Revised Code, the number of series, which shall not exceed five, the principal amount of each series, and the approximate date each series will be issued, and may provide that no series, or any portion thereof, may be issued before such date. Upon such a resolution being certified to the county auditor as required by division (C) of section 133.18 of the Revised Code, the county auditor, in calculating, advising, and confirming the estimated average annual property tax levy under that division, shall also calculate, advise, and confirm by certification the estimated average property tax levy for each series of bonds to be issued.

Notice of the election shall include the fact that the tax levy shall be at the rate of not less than one-half mill for each

one dollar of valuation for a period of twenty-three years, and
that the proceeds of the tax shall be used to pay the cost of
maintaining the classroom facilities included in the project.

If the bonds are to be issued in more than one series, the
board of education, when filing copies of the resolution with the
board of elections as required by division (D) of section 133.18
of the Revised Code, may direct the board of elections to include
in the notice of election the principal amount and approximate
date of each series, the maximum number of years over which the
principal of each series may be paid, the estimated additional
average property tax levy for each series, and the first calendar
year in which the tax is expected to be due for each series, in
addition to the information required to be stated in the notice
under division (E)(3)(a) to (e) of section 133.18 of the Revised
Code.

The (C)(1) Except as otherwise provided in division (C)(2) of
this section, the form of the ballot to be used at such election
shall be:

"A majority affirmative vote is necessary for passage.

Shall bonds be issued by the (here insert name
of school district) school district to pay the local share of
school construction under the State of Ohio Classroom Facilities
Assistance Program in the principal amount of (here
insert principal amount of the bond issue), to be repaid annually
over a maximum period of (here insert the maximum
number of years over which the principal of the bonds may be paid)
years, and an annual levy of property taxes be made outside the
ten-mill limitation, estimated by the county auditor to average
over the repayment period of the bond issue (here
insert the number of mills estimated) mills for each one dollar of
tax valuation, which amounts to (rate expressed in
cents or dollars and cents, such as "thirty-six cents" or "\$0.36")

for each one hundred dollars of tax valuation to pay the annual
debt charges on the bonds and to pay debt charges on any notes
issued in anticipation of the bonds?"

and, unless the additional levy
of taxes is not required pursuant
to division (C) of section
3318.05 of the Revised Code,

"Shall an additional levy of taxes be made for a period of
twenty-three years to benefit the (here insert name
of school district) school district, the proceeds of which shall
be used to pay the cost of maintaining the classroom facilities
included in the project at the rate of (here insert the
number of mills, which shall not be less than one-half mill) mills
for each one dollar of valuation?"

FOR THE BOND ISSUE AND TAX LEVY
AGAINST THE BOND ISSUE AND TAX LEVY "

(2) If authority is sought to issue bonds in more than one
series and the board of education so elects, the form of the
ballot shall be as prescribed in section 3318.062 of the Revised
Code. If the board of education elects the form of the ballot
prescribed in that section, it shall so state in the resolution
adopted under this section.

(D) If it is necessary for the school district to acquire a
site for the classroom facilities to be acquired pursuant to
sections 3318.01 to 3318.20 of the Revised Code, the district
board may propose either to issue bonds of the board or to levy a
tax to pay for the acquisition of such site, and may combine the
question of doing so with the questions specified in division ~~(C)~~
(B) of this section. Bonds issued under this division for the

purpose of acquiring a site are a general obligation of the school 1650
district and are Chapter 133. securities. 1651

The form of that portion of the ballot to include the 1652
question of either issuing bonds or levying a tax for site 1653
acquisition purposes shall be one of the following: 1654

(1) "Shall bonds be issued by the (here insert 1655
name of the school district) school district to pay costs of 1656
acquiring a site for classroom facilities under the State of Ohio 1657
Classroom Facilities Assistance Program in the principal amount of 1658
..... (here insert principal amount of the bond issue), to be 1659
repaid annually over a maximum period of (here insert 1660
maximum number of years over which the principal of the bonds may 1661
be paid) years, and an annual levy of property taxes be made 1662
outside the ten-mill limitation, estimated by the county auditor 1663
to average over the repayment period of the bond issue 1664
(here insert number of mills) mills for each one dollar of tax 1665
valuation, which amount to (here insert rate expressed 1666
in cents or dollars and cents, such as "thirty-six cents" or 1667
"\$0.36") for each one hundred dollars of valuation to pay the 1668
annual debt charges on the bonds and to pay debt charges on any 1669
notes issued in anticipation of the bonds?" 1670

(2) "Shall an additional levy of taxes outside the ten-mill 1671
limitation be made for the benefit of the (here insert 1672
name of the school district) school district for the 1673
purpose of acquiring a site for classroom facilities in the sum of 1674
..... (here insert annual amount the levy is to produce) 1675
estimated by the county auditor to average (here insert 1676
number of mills) mills for each one hundred dollars of valuation, 1677
for a period of (here insert number of years the millage 1678
is to be imposed) years?" 1679

Where it is necessary to combine the question of issuing 1680
bonds of the school district and levying a tax as described in 1681

division ~~(C)~~(B) of this section with the question of issuing bonds 1682
of the school district for acquisition of a site, the question 1683
specified in that division ~~(C) of this section~~ to be voted on 1684
shall be "For the Bond Issues and the Tax Levy" and "Against the 1685
Bond Issues and the Tax Levy." 1686

Where it is necessary to combine the question of issuing 1687
bonds of the school district and levying a tax as described in 1688
division ~~(C)~~(B) of this section with the question of levying a tax 1689
for the acquisition of a site, the question specified in that 1690
division ~~(C) of this section~~ to be voted on shall be "For the Bond 1691
Issue and the Tax Levies" and "Against the Bond Issue and the Tax 1692
Levies." 1693

Where the school district board chooses to combine the 1694
question in division (B) of this section with any of the 1695
additional questions described in divisions (A) to (D) of section 1696
3318.056 of the Revised Code, the question specified in division 1697
(B) of this section to be voted on shall be "For the Bond Issues 1698
and the Tax Levies" and "Against the Bond Issues and the Tax 1699
Levies." 1700

If a majority of those voting upon a proposition hereunder 1701
which includes the question of issuing bonds vote in favor 1702
thereof, and if the agreement provided for by section 3318.08 of 1703
the Revised Code has been entered into, the school district board 1704
may proceed under Chapter 133. of the Revised Code, with the 1705
issuance of bonds or bond anticipation notes in accordance with 1706
the terms of the agreement. 1707

Sec. 3318.061. This section applies only to school districts 1708
eligible to receive additional assistance under division (B)(2) of 1709
section 3318.04 of the Revised Code and to big eight districts 1710
segmenting projects under section 3318.38 of the Revised Code. 1711

The board of education of a school district in which a tax 1712

described by division (B) of section 3318.05 and levied under 1713
section 3318.06 of the Revised Code is in effect, may adopt a 1714
resolution by vote of a majority of its members to extend the term 1715
of that tax beyond the expiration of that tax as originally 1716
approved under that section. The school district board may include 1717
in the resolution a proposal to extend the term of that tax at the 1718
rate of not less than one-half mill for each dollar of valuation 1719
for a period of twenty-three years from the year in which the 1720
school district board and the Ohio school facilities commission 1721
enter into an agreement under division (B)(2) of section 3318.04 1722
of the Revised Code or in the following year, as specified in the 1723
resolution or, as applicable in the case of a district segmenting 1724
a project under section 3318.38 of the Revised Code, from the year 1725
in which the last segment is undertaken. Such a resolution may be 1726
adopted at any time before such an agreement is entered into and 1727
before the tax levied pursuant to section 3318.06 of the Revised 1728
Code expires. If the resolution is combined with a resolution to 1729
issue bonds to pay the school district's portion of the basic 1730
project cost, it shall conform with the requirements of divisions 1731
(A), ~~(B)(1), (2)~~, and ~~(C)(3)~~ of section 3318.06 of the Revised 1732
Code, except that the resolution also shall state that the tax 1733
levy proposed in the resolution is an extension of an existing tax 1734
levied under that section. A resolution proposing an extension 1735
adopted under this section does not take effect until it is 1736
approved by a majority of electors voting in favor of the 1737
resolution at a general, primary, or special election as provided 1738
in this section. 1739

A tax levy extended under this section is subject to the same 1740
terms and limitations to which the original tax levied under 1741
section 3318.06 of the Revised Code is subject under that section, 1742
except the term of the extension shall be as specified in this 1743
section. 1744

The school district board shall certify a copy of the 1745
resolution adopted under this section to the proper county board 1746
of elections not later than seventy-five days before the date set 1747
in the resolution as the date of the election at which the 1748
question will be submitted to electors. The notice of the election 1749
shall conform with the requirements of division ~~(C)~~(A)(3) of 1750
section 3318.06 of the Revised Code, except that the notice also 1751
shall state that the maintenance tax levy is an extension of an 1752
existing tax levy. 1753

The form of the ballot shall be as follows: 1754

"Shall the existing tax levied to pay the cost of maintaining 1755
classroom facilities constructed with the proceeds of the 1756
previously issued bonds at the rate of (here insert the 1757
number of mills, which shall not be less than one-half mill) mills 1758
per dollar of tax valuation, be extended until (here 1759
insert the year that is twenty-three years after the year in which 1760
the district and commission will enter into an agreement under 1761
division (B)(2) of section 3318.04 of the Revised Code or the 1762
following year)? 1763

FOR EXTENDING THE EXISTING TAX LEVY 1765

AGAINST EXTENDING THE EXISTING TAX LEVY "

1764
Section 3318.07 of the Revised Code applies to ballot 1768
questions under this section. 1769

Sec. 3318.062. (A) If authority is sought to issue bonds in 1770
more than one series to pay the school district's portion of the 1771
basic project cost under sections 3318.01 to 3318.20 of the 1772
Revised Code, the form of the ballot shall be: 1773

"Shall bonds be issued by the (here insert name of 1774

school district) school district to pay the local share of school 1775
construction under the State of Ohio Classroom Facilities 1776
Assistance Program in the total principal amount of 1777
(total principal amount of the bond issue), to be issued in 1778
(number of series) series, each series to be repaid annually over 1779
not more than (maximum number of years over which the 1780
principal of each series may be paid) years, and an annual levy of 1781
property taxes be made outside the ten-mill limitation to pay the 1782
annual debt charges on the bonds and on any notes issued in 1783
anticipation of the bonds, at a rate estimated by the county 1784
auditor to average over the repayment period of each series as 1785
follows: (insert the following for each series: "the 1786
..... series, in a principal amount of dollars, 1787
requiring mills per dollar of tax valuation, which amounts 1788
to (rate expressed in cents or dollars and cents, such as 1789
"36 cents" or "\$1.41") for each one hundred dollars in tax 1790
valuation, commencing in and first payable in 1791
.....)?" 1792

and, unless the additional levy 1793
of taxes is not required pursuant 1794
to division (C) of section 1795
3318.05 of the Revised Code, 1796

1797

"Shall an additional levy of taxes be made for a period of 1798
twenty-three years to benefit the (here insert name of 1799
school district) school district, the proceeds of which shall be 1800
used to pay the cost of maintaining the classroom facilities 1801
included in the project at the rate of (here insert the 1802
number of mills, which shall not be less than one-half mill) mills 1803
for each one dollar of valuation? 1804

1805

For the bond issue 1806

Against the bond issue " 1807

1808

(B) If it is necessary for the school district to acquire a site for the classroom facilities to be acquired pursuant to sections 3318.01 to 3318.20 of the Revised Code, the district board may propose either to issue bonds of the board or to levy a tax to pay for the acquisition of such site, and may combine the question of doing so with the questions specified in division (A) of this section. Bonds issued under this division for the purpose of acquiring a site are a general obligation of the school district and are Chapter 133. securities. 1809
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The form of that portion of the ballot to include the question of either issuing bonds or levying a tax for site acquisition purposes shall be one of the forms prescribed in division (D) of section 3318.06 of the Revised Code. 1818
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(C) Where the school district board chooses to combine the question in division (A) of this section with any of the additional questions described in divisions (A) to (D) of section 3318.056 of the Revised Code, the question specified in division (A) of this section to be voted on shall be "For the Bond Issues and the Tax Levies" and "Against the Bond Issues and the Tax Levies." 1822
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(D) If a majority of those voting upon a proposition prescribed in this section which includes the question of issuing bonds vote in favor of that issuance, and if the agreement prescribed in section 3318.08 of the Revised Code has been entered into, the school district board may proceed under Chapter 133. of the Revised Code with the issuance of bonds or bond anticipation notes in accordance with the terms of the agreement. 1829
1830
1831
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1834
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Sec. 3318.08. If the requisite favorable vote on the election is obtained, or if the school district board has resolved to apply 1836
1837

the proceeds of a property tax levy or the proceeds of an income 1838
tax, or a combination of proceeds from such taxes, as authorized 1839
in section 3318.052 of the Revised Code, the Ohio school 1840
facilities commission, upon certification to it of either the 1841
results of the election or the resolution under section 3318.052 1842
of the Revised Code, shall enter into a written agreement with the 1843
school district board for the construction and sale of the 1844
project, which agreement shall include, but need not be limited 1845
to, the following provisions: 1846

(A) The sale and issuance of bonds or notes in anticipation 1847
thereof, as soon as practicable after the execution of the 1848
agreement, in an amount equal to the school district's portion of 1849
the basic project cost, including any bonds previously authorized 1850
by the district's electors as described in section 3318.033 of the 1851
Revised Code; provided, that if at that time the county treasurer 1852
of each county in which the school district is located has not 1853
commenced the collection of taxes on the general duplicate of real 1854
and public utility property for the year in which the controlling 1855
board approved the project, the school district board shall 1856
authorize the issuance of a first installment of bond anticipation 1857
notes in an amount specified by the agreement, which amount shall 1858
not exceed an amount necessary to raise the net bonded 1859
indebtedness of the school district as of the date of the 1860
controlling board's approval to within five thousand dollars of 1861
the required level of indebtedness for the preceding year. In the 1862
event that a first installment of bond anticipation notes is 1863
issued, the school district board shall, as soon as practicable 1864
after the county treasurer of each county in which the school 1865
district is located has commenced the collection of taxes on the 1866
general duplicate of real and public utility property for the year 1867
in which the controlling board approved the project, authorize the 1868
issuance of a second and final installment of bond anticipation 1869
notes or a first and final issue of bonds. 1870

The combined value of the first and second installment of 1871
bond anticipation notes or the value of the first and final issue 1872
of bonds shall be equal to the school district's portion of the 1873
basic project cost. The proceeds of any such bonds shall be used 1874
first to retire any bond anticipation notes. Otherwise, the 1875
proceeds of such bonds and of any bond anticipation notes, except 1876
the premium and accrued interest thereon, shall be deposited in 1877
the school district's project construction fund. In determining 1878
the amount of net bonded indebtedness for the purpose of fixing 1879
the amount of an issue of either bonds or bond anticipation notes, 1880
gross indebtedness shall be reduced by moneys in the bond 1881
retirement fund only to the extent of the moneys therein on the 1882
first day of the year preceding the year in which the controlling 1883
board approved the project. Should there be a decrease in the tax 1884
valuation of the school district so that the amount of 1885
indebtedness that can be incurred on the tax duplicates for the 1886
year in which the controlling board approved the project is less 1887
than the amount of the first installment of bond anticipation 1888
notes, there shall be paid from the school district's project 1889
construction fund to the school district's bond retirement fund to 1890
be applied against such notes an amount sufficient to cause the 1891
net bonded indebtedness of the school district, as of the first 1892
day of the year following the year in which the controlling board 1893
approved the project, to be within five thousand dollars of the 1894
required level of indebtedness for the year in which the 1895
controlling board approved the project. The maximum amount of 1896
indebtedness to be incurred by any school district board as its 1897
share of the cost of the project is either an amount that will 1898
cause its net bonded indebtedness, as of the first day of the year 1899
following the year in which the controlling board approved the 1900
project, to be within five thousand dollars of the required level 1901
of indebtedness, or an amount equal to the required percentage of 1902
the basic project costs, whichever is greater. All bonds and bond 1903

anticipation notes shall be issued in accordance with Chapter 133. 1904
of the Revised Code, and notes may be renewed as provided in 1905
section 133.22 of the Revised Code. 1906

(B) The transfer of such funds of the school district board 1907
available for the project, together with the proceeds of the sale 1908
of the bonds or notes, except premium, accrued interest, and 1909
interest included in the amount of the issue, to the school 1910
district's project construction fund; 1911

(C) If section 3318.052 of the Revised Code applies, the 1912
earmarking of the proceeds of a tax levied under section 5705.21 1913
of the Revised Code for general ongoing permanent or under section 1914
5705.218 of the Revised Code for the purpose of permanent 1915
improvements, or the proceeds of a school district income tax 1916
levied under Chapter 5748. of the Revised Code, or the proceeds 1917
from a combination of those two taxes, in an amount to pay all or 1918
part of the service charges on bonds issued to pay the school 1919
district portion of the project and an amount equivalent to all or 1920
part of the tax required under division (B) of section 3318.05 of 1921
the Revised Code. 1922

~~(C)~~(D) If section 3318.052 of the Revised Code does not 1923
apply, either of the following: 1924

(1) The levy of the tax authorized at the election for the 1925
payment of maintenance costs, as specified in division (B) of 1926
section 3318.05 of the Revised Code; 1927

(2) If the school district electors have approved a 1928
continuing tax of at least two mills for each dollar of valuation 1929
for general ongoing permanent improvements under section 5705.21 1930
of the Revised Code and that tax can be used for maintenance, the 1931
earmarking of an amount of the proceeds from such tax for 1932
maintenance of classroom facilities as specified in division (B) 1933
of section 3318.05 of the Revised Code. 1934

~~(D)~~(E) Dedication of any local donated contribution as provided for under section 3318.084 of the Revised Code, including a schedule for depositing such moneys applied as an offset of the district's obligation to levy the tax described in division (B) of section 3318.05 of the Revised Code as required under division (D)(2) of section 3318.084 of the Revised Code. 1935
1936
1937
1938
1939
1940

(F) Ownership of or interest in the project during the period of construction, which shall be divided between the commission and the school district board in proportion to their respective contributions to the school district's project construction fund; 1941
1942
1943
1944
1945

~~(E)~~(G) Maintenance of the state's interest in the project until any obligations issued for the project under section 3318.26 of the Revised Code are no longer outstanding; 1946
1947
1948

~~(F)~~(H) The insurance of the project by the school district from the time there is an insurable interest therein and so long as the state retains any ownership or interest in the project pursuant to division ~~(D)~~(F) of this section, in such amounts and against such risks as the commission shall require; provided, that the cost of any required insurance until the project is completed shall be a part of the basic project cost; 1949
1950
1951
1952
1953
1954
1955

~~(G)~~(I) The certification by the director of budget and management that funds are available and have been set aside to meet the state's share of the basic project cost as approved by the controlling board pursuant to section 3318.04 of the Revised Code; 1956
1957
1958
1959
1960

~~(H)~~(J) Authorization of the school district board to advertise for and receive construction bids for the project, for and on behalf of the commission, and to award contracts in the name of the state subject to approval by the commission; 1961
1962
1963
1964

~~(I)~~(K) Provisions for the disbursement of moneys from the 1965

school district's project account upon issuance by the commission	1966
or the commission's designated representative of vouchers for work	1967
done to be certified to the commission by the treasurer of the	1968
school district board;	1969
(J) (L) Disposal of any balance left in the school district's	1970
project construction fund upon completion of the project;	1971
(K) (M) Limitations upon use of the project or any part of it	1972
so long as any obligations issued to finance the project under	1973
section 3318.26 of the Revised Code are outstanding;	1974
(L) (N) Provision for vesting the state's interest in the	1975
project to the school district board when the obligations issued	1976
to finance the project under section 3318.26 of the Revised Code	1977
are outstanding;	1978
(M) (O) Provision for deposit of an executed copy of the	1979
agreement in the office of the commission;	1980
(N) (P) Provision for termination of the contract and release	1981
of the funds encumbered at the time of the conditional approval,	1982
if the proceeds of the sale of the bonds of the school district	1983
board are not paid into the school district's project construction	1984
fund and if bids for the construction of the project have not been	1985
taken within such period after the execution of the agreement as	1986
may be fixed by the commission;	1987
(O) (Q) Provision for the school district to maintain the	1988
project in accordance with a plan approved by the commission;	1989
(P) Provision (R)(1) <u>For all school districts except those</u>	1990
<u>undertaking a project under section 3318.38 of the Revised Code,</u>	1991
<u>provision</u> that all state funds reserved and encumbered to pay the	1992
state share of the cost of the project pursuant to section 3318.03	1993
of the Revised Code be spent on the construction or acquisition of	1994
the project prior to the expenditure of any funds provided by the	1995
school district to pay for its share of the project cost, unless	1996

the school district certifies to the commission that expenditure 1997
by the school district is necessary to maintain the tax-exempt 1998
status of notes or bonds issued by the school district to pay for 1999
its share of the project cost or to comply with applicable 2000
temporary investment periods or spending exceptions to rebate as 2001
provided for under federal law in regard to those notes or bonds, 2002
in which ~~case~~ cases, the school district may commit to spend, or 2003
spend, a portion of the funds it provides; 2004

(2) For school districts undertaking a project under section 2005
3318.38 of the Revised Code, provision that the state funds 2006
reserved and encumbered and the funds provided by the school 2007
district to pay the basic project cost of any segment of the 2008
project, or of the entire project if it is not divided into 2009
segments, be spent on the construction and acquisition of the 2010
project simultaneously in proportion to the state's and the school 2011
district's respective shares of that basic project cost as 2012
determined under section 3318.032 of the Revised Code. 2013

~~(Q)~~(S) A provision stipulating that the commission may 2014
prohibit the district from proceeding with any project if the 2015
commission determines that the site is not suitable for 2016
construction purposes. The commission may perform soil tests in 2017
its determination of whether a site is appropriate for 2018
construction purposes. 2019

~~(R)~~(T) A provision stipulating that, unless otherwise 2020
authorized by the commission, any contingency reserve portion of 2021
the construction budget prescribed by the commission shall be used 2022
only to pay costs resulting from unforeseen job conditions, to 2023
comply with rulings regarding building and other codes, to pay 2024
costs related to design clarifications or corrections to contract 2025
documents, and to pay the costs of settlements or judgments 2026
related to the project as provided under section 3318.086 of the 2027
Revised Code. 2028

Sec. 3318.084. (A) Notwithstanding anything to the contrary 2029
in Chapter 3318. of the Revised Code, a school district board may 2030
apply any local donated contribution toward either or both of the 2031
following: 2032

(1) The district's portion of the basic project cost of a 2033
project under sections 3318.01 to 3318.20 of the Revised Code to 2034
reduce the amount of bonds the district otherwise must issue in 2035
order to receive state assistance under those sections; 2036

(2) An offset of all or part of a district's obligation to 2037
levy the tax described in division (B) of section 3318.05 of the 2038
Revised Code, which shall be applied only in the manner prescribed 2039
in division (B) of this section. 2040

(B) No school district board shall apply any local donated 2041
contribution under division (A)(2) of this section unless the Ohio 2042
school facilities commission first approves that application. 2043

Upon the request of the school district board to apply local 2044
donated contribution under division (A)(2) of this section, the 2045
commission in consultation with the department of taxation shall 2046
determine the amount of total revenue that likely would be 2047
generated by one-half mill of the tax described in division (B) of 2048
section 3318.05 of the Revised Code over the entire 2049
twenty-three-year period required under that section and shall 2050
deduct from that amount any amount of local donated contribution 2051
that the board has committed to apply under division (A)(2) of 2052
this section. The commission then shall determine in consultation 2053
with the department of taxation the rate of tax over twenty-three 2054
years necessary to generate the amount of a one-half mill tax not 2055
offset by the local donated contribution. Notwithstanding anything 2056
to the contrary in section 3318.06, 3318.061, or 3318.361 of the 2057
Revised Code, the rate determined by the commission shall be the 2058
rate for which the district board shall seek elector approval 2059

under those sections to meet its obligation under division (B) of 2060
section 3318.05 of the Revised Code. In the case of a complete 2061
offset of the district's obligation under division (B) of section 2062
3318.05 of the Revised Code, the district shall not be required to 2063
levy the tax otherwise required under that section. At the end of 2064
the twenty-three-year period of the tax required under division 2065
(B) of section 3318.05 of the Revised Code, whether or not the tax 2066
is actually levied, the commission in consultation of the 2067
department of taxation shall recalculate the amount that would 2068
have been generated by the tax if it had been levied at one-half 2069
mill. If the total amount actually generated over that period from 2070
both the tax that was actually levied and any local donated 2071
contribution applied under division (A)(2) of this section is less 2072
than the amount that would have been raised by a one-half mill 2073
tax, the district shall pay any difference. If the total amount 2074
actually raised in such manner is greater than the amount that 2075
would have been raised by a one-half mill tax the difference shall 2076
be zero and no payments shall be made by either the district or 2077
the commission. 2078

(C) As used in this section, "local donated contribution" 2079
means ~~either~~ any of the following: 2080

(1) Any moneys irrevocably donated or granted to a school 2081
district board by a source other than the state which the board 2082
has the authority to apply to the school district's project under 2083
sections 3318.01 to 3318.20 of the Revised Code and which the 2084
board has pledged for that purpose by resolution adopted by a 2085
majority of its members; 2086

(2) Any irrevocable letter of credit issued on behalf of a 2087
school district or any cash a school district has on hand, 2088
including any year-end operating fund balances, that can be spent 2089
for classroom facilities, either of which the school district 2090
board has encumbered for payment of the school district's share of 2091

its project under sections 3318.01 to 3318.20 of the Revised Code 2092
and either of which has been approved by the commission in 2093
consultation with the department of education; 2094

(3) Any moneys spent by a source other than the school 2095
district or the state for construction or renovation of specific 2096
classroom facilities that have been approved by the commission as 2097
part of the basic project cost of the district's project. The 2098
school district, the commission, and the entity providing the 2099
local donated contribution under division (C) (3) of this section 2100
shall enter into an agreement indentifying the classroom 2101
facilities to be acquired by the expenditures made by that entity. 2102
The agreement shall include, but not be limited to, stipulations 2103
that require an audit by the commission of such expenditures made 2104
on behalf of the district and that specify the maximum amount of 2105
credit to be allowed for those expenditures. Upon completion of 2106
the construction or renovation, the commission shall determine the 2107
actual amount that the commission will credit, at the request of 2108
the district board, toward the district's portion of the basic 2109
project cost, any project cost overruns, or the basic project cost 2110
of future segments if the project has been divided into segments 2111
under section 3318.38 of the Revised Code. The actual amount of 2112
the credit shall not exceed the lesser of the amount specified in 2113
the agreement or the actual cost of the construction or 2114
renovation. 2115

(D) No state moneys shall be released for a project to which 2116
this section applies until ~~any~~: 2117

(1) Any local donated contribution authorized under division 2118
(A)(1) of this section is first deposited into the school 2119
district's project construction fund, ~~if applied under division~~ 2120
~~(A)(1) of this section, or into the district's capital and~~ 2121
~~maintenance fund if applied under division (A)(2) of this section.~~ 2122

(2) The school district board and the commission have 2123

included a stipulation in their agreement entered into under 2124
section 3318.08 of the Revised Code under which the board will 2125
deposit into a fund approved by the commission according to a 2126
schedule that does not extend beyond the anticipated completion 2127
date of the project the total amount of any local donated 2128
contribution authorized under division (A)(2) of this section and 2129
dedicated by the board for that purpose. 2130

However, if any local donated contribution as described in 2131
division (C) (3) of this section has been approved under this 2132
section, the state moneys may be released even if the entity 2133
providing that local donated contribution has not spent the moneys 2134
so dedicated as long as the agreement required under that section 2135
has been executed. 2136

Sec. 3318.11. ~~For any project for which the state's portion~~ 2138
~~of the basic project cost exceeds twenty-five million dollars~~ 2139
undertaken with financial assistance from the state under this 2140
chapter, the amount of state appropriations to be encumbered for 2141
the project in each fiscal biennium shall be determined by the 2142
Ohio school facilities commission based on the project's estimated 2143
construction schedule for that biennium. In each fiscal biennium 2144
subsequent to the first biennium in which state appropriations are 2145
encumbered for the project, the project has priority for state 2146
funds over projects for which initial state funding is sought. 2147

Sec. 3318.36. (A) As used in this section: 2148

(1) "Ohio school facilities commission," "classroom 2149
facilities," "school district," "school district board," "net 2150
bonded indebtedness," "required percentage of the basic project 2151
costs," "basic project cost," "valuation," and "percentile" have 2152
the same meanings as in section 3318.01 of the Revised Code. 2153

(2) "Required level of indebtedness" means five per cent of 2154
the school district's valuation for the year preceding the year in 2155
which the commission and school district enter into an agreement 2156
under division (B) of this section, plus [two one-hundredths of 2157
one per cent multiplied by (the percentile in which the district 2158
ranks in the fiscal year the commission and the school district 2159
enter into such agreement minus one)]. 2160

(3) "Local resources" means any moneys generated in any 2161
manner permitted for a school district board to raise the school 2162
district portion of a project undertaken with assistance under 2163
sections 3318.01 to 3318.20 of the Revised Code. 2164

(B)(1) There is hereby established the school building 2165
assistance expedited local partnership program. Under the program, 2166
the Ohio school facilities commission may enter into an agreement 2167
with the school district board of any school district under which 2168
the school district board may proceed with the new construction or 2169
major repairs of a part of the school district's classroom 2170
facilities needs, as determined under sections 3318.01 to 3318.20 2171
of the Revised Code, through the expenditure of local resources 2172
prior to the school district's eligibility for state assistance 2173
under sections 3318.01 to 3318.20 of the Revised Code and may 2174
apply that expenditure toward meeting the school district's 2175
portion of the basic project cost of the total of the school 2176
district's classroom facilities needs, as determined under 2177
sections 3318.01 to 3318.20 of the Revised Code and as 2178
recalculated under division (E) of this section, that are eligible 2179
for state assistance under sections 3318.01 to 3318.20 of the 2180
Revised Code when the school district becomes eligible for such 2181
state assistance. Any school district that is reasonably expected 2182
to receive assistance under sections 3318.01 to 3318.20 of the 2183
Revised Code within two fiscal years from the date the school 2184
district adopts its resolution under division (B) of this section 2185

shall not be eligible to participate in the program. 2186

(2) To participate in the program, a school district board 2187
shall first adopt a resolution certifying to the commission the 2188
board's intent to participate in the program. 2189

The resolution shall specify the approximate date that the 2190
board intends to seek elector approval of any bond or tax measures 2191
or to apply other local resources to use to pay the cost of 2192
classroom facilities to be constructed under this section. The 2193
resolution may specify the application of local resources or 2194
elector-approved bond or tax measures after the resolution is 2195
adopted by the board, and in such case the board may proceed with 2196
a discrete portion of its project under this section as soon as 2197
the commission and the controlling board have approved the basic 2198
project cost of the district's classroom facilities needs as 2199
specified in division (D) of this section. The board shall submit 2200
its resolution to the commission not later than ten days after the 2201
date the resolution is adopted by the board. 2202

The commission shall not consider any resolution that is 2203
submitted pursuant to division (B)(2) of this section, as amended 2204
by this amendment, sooner than September 14, 2000. 2205

(3) Any project under this section shall comply with section 2206
3318.03 of the Revised Code and with any specifications for plans 2207
and materials for classroom facilities adopted by the commission 2208
under section 3318.04 of the Revised Code. 2209

(4) If a school district that enters into an agreement under 2210
this section has not begun a project applying local resources as 2211
provided for under that agreement at the time the district is 2212
notified by the commission that it is eligible to receive state 2213
assistance under sections 3318.01 to 3318.20 of the Revised Code, 2214
all assessment and agreement documents entered into under this 2215
section are void. 2216

(5) Only construction of or repairs to classroom facilities 2217
that have been approved by the commission and have been therefore 2218
included as part of a district's basic project cost qualify for 2219
application of local resources under this section. 2220

(C) Based on the results of the on-site visits and assessment 2221
conducted under division (B)(2) of this section, the commission 2222
shall determine the basic project cost of the school district's 2223
classroom facilities needs. The commission shall determine the 2224
school district's portion of such basic project cost, which shall 2225
be the greater of: 2226

(1) The required percentage of the basic project costs, 2227
determined based on the school district's percentile ranking in 2228
the fiscal year the commission and the school district enter into 2229
the agreement under division (B) of this section; 2230

(2) An amount necessary to raise the school district's net 2231
bonded indebtedness, as of the fiscal year the commission and the 2232
school district enter into the agreement under division (B) of 2233
this section, to within five thousand dollars of the required 2234
level of indebtedness. 2235

(D)(1) When the commission determines the basic project cost 2236
of the classroom facilities needs of a school district and the 2237
school district's portion of that basic project cost under 2238
division (C) of this section, the project shall be conditionally 2239
approved. Such conditional approval shall be submitted to the 2240
controlling board for approval thereof. The controlling board 2241
shall forthwith approve or reject the commission's determination, 2242
conditional approval, and the amount of the state's portion of the 2243
basic project cost; however, no state funds shall be encumbered 2244
under this section. Upon approval by the controlling board, the 2245
school district board may identify a discrete part of its 2246
classroom facilities needs, which shall include only new 2247
construction of or additions or major repairs to a particular 2248

building, to address with local resources. Upon identifying a part 2249
of the school district's basic project cost to address with local 2250
resources, the school district board may allocate any available 2251
school district moneys to pay the cost of that identified part, 2252
including the proceeds of an issuance of bonds if approved by the 2253
electors of the school district. 2254

All local resources utilized under this division shall first 2255
be deposited in the project construction account required under 2256
section 3318.08 of the Revised Code. 2257

(2) Unless the school district board exercises its option 2258
under division (D)(3) of this section, for a school district to 2259
qualify for participation in the program authorized under this 2260
section, either one of the following conditions shall be 2261
satisfied: 2262

(a) The electors of the school district by a majority vote 2263
shall approve the levy of taxes outside the ten-mill limitation 2264
for a period of twenty-three years at the rate of not less than 2265
one-half mill for each dollar of valuation to be used to pay the 2266
cost of maintaining the classroom facilities included in the basic 2267
project cost as determined by the commission. The form of the 2268
ballot to be used to submit the question whether to approve the 2269
tax required under this division to the electors of the school 2270
district shall be the form for an additional levy of taxes 2271
prescribed in section 3318.361 of the Revised Code, which may be 2272
combined in a single ballot question with the questions prescribed 2273
under section 5705.218 of the Revised Code. 2274

(b) As authorized under division (C) of section 3318.05 of 2275
the Revised Code, the school district board shall earmark from the 2276
proceeds of a permanent improvement tax levied under section 2277
5705.21 of the Revised Code, an amount equivalent to the 2278
additional tax otherwise required under division (D)(2)(a) of this 2279
section for the maintenance of the classroom facilities included 2280

in the basic project cost as determined by the commission. 2281

(c) The school district board shall apply the proceeds of a tax to leverage bonds as authorized under section 3318.052 of the Revised Code or dedicate a local donated contribution in the manner described in division (B) of section 3318.084 of the Revised Code in an amount equivalent to the additional tax otherwise required under division (D)(2)(a) of this section for the maintenance of the classroom facilities included in the basic project cost as determined by the commission. 2282
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(3) A school district board may opt to delay levying the additional tax required under division (D)(2)(a) of this section or earmarking of the proceeds of a permanent improvement tax alternatively required under division (D)(2)(b) of this section until such time as the school district becomes eligible for state assistance under sections 3318.01 to 3318.20 of the Revised Code. In order to exercise its option under this division, the board shall certify to the commission a resolution indicating the board's intent to do so prior to entering into an agreement under division (B) of this section. 2290
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(4) If pursuant to division (D)(3) of this section a district board opts to delay levying an additional tax until the district becomes eligible for state assistance, it shall submit the question of levying that tax to the district electors as follows: 2300
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(a) In accordance with section 3318.06 of the Revised Code if it will also be necessary pursuant to division (E) of this section to submit a proposal for approval of a bond issue; 2305
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(b) In accordance with section 3318.361 of the Revised Code if it is not necessary to also submit a proposal for approval of a bond issue pursuant to division (E) of this section. 2308
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(5) No state assistance under sections 3318.01 to 3318.20 of 2311

the Revised Code shall be released until a school district board 2312
that adopts and certifies a resolution under this division either 2313
has levied the additional tax or has earmarked the proceeds of a 2314
tax as specified in division (D) of this section. 2315

Any amount required for maintenance under division (D)(2) of 2316
this section shall be deposited into a separate fund as specified 2317
in division (B) of section 3318.05 of the Revised Code. 2318

(E)(1) If the school district becomes eligible for state 2319
assistance under sections 3318.01 to 3318.20 of the Revised Code 2320
based on its percentile ranking as determined under division (B) 2321
of this section, the commission shall conduct a new assessment of 2322
the school district's classroom facilities needs and shall 2323
recalculate the basic project cost based on this new assessment. 2324
The basic project cost recalculated under this division shall 2325
include the amount of expenditures made by the school district 2326
board under division (D)(1) of this section. The commission shall 2327
then recalculate the school district's portion of the new basic 2328
project cost, which shall be the percentage of the original basic 2329
project cost assigned to the school district as its portion under 2330
division (C) of this section. The commission shall deduct the 2331
expenditure of school district moneys made under division (D)(1) 2332
of this section from the school district's portion of the basic 2333
project cost as recalculated under this division. If the amount of 2334
school district resources applied by the school district board to 2335
the school district's portion of the basic project cost under this 2336
section is less than the total amount of such portion as 2337
recalculated under this division, the school district board by a 2338
majority vote of all of its members shall, if it desires to seek 2339
state assistance under sections 3318.01 to 3318.20 of the Revised 2340
Code, adopt a resolution as specified in section 3318.06 of the 2341
Revised Code to submit to the electors of the school district the 2342
question of approval of a bond issue in order to pay any 2343

additional amount of school district portion required for state 2344
assistance. Any tax levy approved under division (D) of this 2345
section satisfies the requirements to levy the additional tax 2346
under section 3318.06 of the Revised Code. 2347

(2) If the amount of school district resources applied by the 2348
school district board to the school district's portion of the 2349
basic project cost under this section is more than the total 2350
amount of such portion as recalculated under this division, within 2351
one year after the school district's portion is recalculated under 2352
division (E)(1) of this section the commission may grant to the 2353
school district the difference between the two calculated 2354
portions, but at no time shall the commission expend any state 2355
funds on a project in an amount greater than the state's portion 2356
of the basic project cost as recalculated under this division. 2357

Any reimbursement under this division shall be only for local 2358
resources the school district has applied toward construction cost 2359
expenditures for the classroom facilities approved by the 2360
commission, which shall not include any financing costs associated 2361
with that construction. 2362

The school district board shall use any moneys reimbursed to 2363
the district under this division to pay off any debt service the 2364
district owes for classroom facilities constructed under its 2365
project under this section before such moneys are applied to any 2366
other purpose. 2367

Sec. 3318.362. This section applies only to a school district 2368
that participates in the school building assistance expedited 2369
local partnership program under section 3318.36 of the Revised 2370
Code. 2371

~~Notwithstanding the twenty-three year maximum maturity for 2372
bonds proposed to be issued by a school district board for a 2373
classroom facilities project pursuant to division (C) of section 2374~~

~~3318.06 of the Revised Code, a~~ A school district board that enters 2375
into an agreement with the Ohio school facilities commission under 2376
division (B) of section 3318.36 of the Revised Code may propose 2377
for issuance any bonds necessary for its participation in the 2378
program under section 3318.36 of the Revised Code for ~~a term~~ 2379
~~longer than twenty-three years but not to exceed~~ any number of 2380
years not exceeding the term calculated pursuant to section 133.20 2381
of the Revised Code. Any moneys received from the state under 2382
division (E)(2) of section 3318.36 of the Revised Code shall be 2383
applied, as agreed in writing by the school district board and the 2384
commission, to pay debt service on outstanding bonds or bond 2385
anticipation notes issued by the school district board for its 2386
participation in the expedited local partnership program, 2387
including by placing those moneys in an applicable escrow fund 2388
under division (D) of section 133.34 of the Revised Code. 2389

Sec. 3318.363. (A) This section applies beginning in fiscal 2390
year 2003 and only to a school district participating in the 2391
school building assistance expedited local partnership program 2392
under section 3318.36 of the Revised Code. 2393

(B) If there is a decrease in the tax valuation of a school 2394
district to which this section applies by ten per cent or greater 2395
from one tax year to the next due to a decrease in the assessment 2396
rate of the taxable property of an electric company that owns 2397
property in the district, as provided for in section 5727.111 of 2398
the Revised Code as amended by Am. Sub. S.B. 3 of the 123rd 2399
General Assembly, the Ohio school facilities commission shall 2400
calculate or recalculate the state and school district portions of 2401
the basic project cost of the school district's project by 2402
determining the percentile rank in which the district would be 2403
located if such ranking were made using the ~~current year adjusted~~ 2404
~~valuation per pupil, as calculated and reported to the commission~~ 2405
~~by the department of education under division (A) of section~~ 2406

~~3318.011 of the Revised Code, adjusted valuation per pupil~~ 2407
~~calculated under division (C) of this section~~ rather than the 2408
three-year average adjusted valuation per pupil, calculated under 2409
division (B) of ~~that~~ section 3318.011 of the Revised Code. For 2410
such district, the required percentage of the basic project cost 2411
used to determine the state and school district shares of that 2412
cost under division (C) of section 3318.36 of the Revised Code 2413
shall be based on the percentile rank as calculated under this 2414
section rather than as otherwise provided in division (C)(1) of 2415
section 3318.36 of the Revised Code. If the commission has 2416
determined the state and school district portion of the basic 2417
project cost of such a district's project under section 3318.36 of 2418
the Revised Code prior to that decrease in tax valuation, the 2419
commission shall adjust the state and school district shares of 2420
the basic project cost of such project in accordance with this 2421
section. 2422

(C)(1) As used in divisions (C) and (D) of this section, 2423
"total taxable value," "formula ADM," and "income factor" have the 2424
same meanings as in section 3317.02 of the Revised Code. 2425

(2) The adjusted valuation per pupil for a school district to 2426
which this section applies shall be calculated using the following 2427
formula: 2428

(The district's total taxable value for the tax year 2429
preceding the calendar year in which the current fiscal year 2430
begins / the district's formula ADM for the previous fiscal year) 2431
- [\$30,000 x (1 - the district's income factor)]. 2432

(D) At the request of the Ohio school facilities commission, 2433
the department of education shall report a district's total 2434
taxable value for the tax year preceding the calendar year in 2435
which the current fiscal year begins for any district to which 2436
this section applies as that information has been certified to the 2437
department by the tax commissioner pursuant to section 3317.021 of 2438

the Revised Code.

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Sec. 3318.38. (A) As used in this section, "big-eight school district" has the same meaning as in section 3314.02 of the Revised Code.

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(B) There is hereby established the accelerated urban school building assistance program. Under the program, notwithstanding section 3318.02 of the Revised Code, any big-eight school district that has not been approved to receive assistance under sections 3318.01 to 3318.20 of the Revised Code by July 1, 2002, may beginning on that date apply for approval of and be approved for such assistance. Except as otherwise provided in this section, any project approved and undertaken pursuant to this section shall comply with all provisions of sections 3318.01 to 3318.20 of the Revised Code.

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The Ohio school facilities commission shall provide assistance to any big-eight school district eligible for assistance under this section in the following manner:

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(1) Notwithstanding section 3318.02 of the Revised Code:

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(a) Not later than June 30, 2002, the commission shall conduct an on-site visit and shall assess the classroom facilities needs of each big-eight school district eligible for assistance under this section;

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(b) Beginning July 1, 2002, any big-eight school district eligible for assistance under this section may apply to the commission for conditional approval of its project as determined by the assessment conducted under division (B)(1)(a) of this section. The commission may conditionally approve that project and submit it to the controlling board for approval pursuant to section 3318.04 of the Revised Code.

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(2) If the controlling board approves the project of a

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big-eight school district eligible for assistance under this 2469
section, the commission and the school district shall enter into 2470
an agreement as prescribed in section 3318.08 of the Revised Code. 2471
Any agreement executed pursuant to this division shall include any 2472
applicable segmentation provisions as approved by the commission 2473
under division (B)(3) of this section. 2474

(3) Notwithstanding any provision to the contrary in sections 2475
3318.05, 3318.06, and 3318.08 of the Revised Code, a big-eight 2476
school district eligible for assistance under this section may 2477
with the approval of the commission opt to divide the project as 2478
approved under division (B)(1)(b) of this section into discrete 2479
segments to be completed sequentially. Any project divided into 2480
segments shall comply with all other provisions of sections 2481
3318.05, 3318.06, and 3318.08 of the Revised Code except as 2482
otherwise specified in this division. 2483

If a project is divided into segments under this division: 2484

(a) The school district need raise only the amount equal to 2485
its proportionate share, as determined under section 3318.032 of 2486
the Revised Code, of each segment at any one time and may seek 2487
voter approval of each segment separately; 2488

(b) The state's proportionate share, as determined under 2489
section 3318.032 of the Revised Code, of only the segment which 2490
has been approved by the school district electors or for which the 2491
district has applied a local donated contribution under section 2492
3318.084 of the Revised Code shall be encumbered ~~at any one time~~ 2493
in accordance with section 3318.11 of the Revised Code. 2494
Encumbrance of additional amounts to cover the state's 2495
proportionate share of later segments shall be approved separately 2496
as they are approved by the school district electors or as the 2497
district applies a local donated contribution to the segments 2498
under section 3318.084 of the Revised Code. ~~If the state's share~~ 2499
~~of any one segment exceeds twenty-five million dollars,~~ 2500

~~encumbrance of that share is subject to the provisions of section 2501
3318.11 of the Revised Code. 2502~~

(c) If it is necessary to levy the additional tax for 2503
maintenance under division (B) of section 3318.05 of the Revised 2504
Code with respect to any segment of the project, the district may 2505
utilize the provisions of section 3318.061 of the Revised Code to 2506
ensure that the maintenance tax extends for twenty-three years 2507
after the last segment of the project is undertaken. 2508

(4) For any project under this section, the state funds 2509
reserved and encumbered and the funds provided by the school 2510
district to pay the basic project cost of any segment of the 2511
project, or of the entire project if it is not divided into 2512
segments, shall be spent on the construction and acquisition of 2513
the project simultaneously in proportion to the state's and the 2514
school district's respective shares of that basic project cost as 2515
determined under section 3318.032 of the Revised Code. 2516

Sec. 5705.218. (A) The board of education of a city, local, 2517
or exempted village school district, at any time by a vote of 2518
two-thirds of all its members, may declare by resolution that it 2519
may be necessary for the school district to issue general 2520
obligation bonds for permanent improvements. The resolution shall 2521
state all of the following: 2522

(1) The necessity and purpose of the bond issue; 2523

(2) The date of the special election at which the question 2524
shall be submitted to the electors; 2525

(3) The amount, approximate date, estimated rate of interest, 2526
and maximum number of years over which the principal of the bonds 2527
may be paid; 2528

(4) The necessity of levying a tax outside the ten-mill 2529
limitation to pay debt charges on the bonds and any anticipatory 2530

securities.

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On adoption of the resolution, the board shall certify a copy
of it to the county auditor. The county auditor promptly shall
estimate and certify to the board the average annual property tax
rate required throughout the stated maturity of the bonds to pay
debt charges on the bonds, in the same manner as under division
(C) of section 133.18 of the Revised Code.

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(B) After receiving the county auditor's certification under
division (A) of this section, the board of education of the city,
local, or exempted village school district, by a vote of
two-thirds of all its members, may declare by resolution that the
amount of taxes that can be raised within the ten-mill limitation
will be insufficient to provide an adequate amount for the present
and future requirements of the school district; that it is
necessary to issue general obligation bonds of the school district
for permanent improvements and to levy an additional tax in excess
of the ten-mill limitation to pay debt charges on the bonds and
any anticipatory securities; that it is necessary for a specified
number of years or for a continuing period of time to levy
additional taxes in excess of the ten-mill limitation to provide
funds for the acquisition, construction, enlargement, renovation,
and financing of permanent improvements or to pay for current
operating expenses, or both; and that the question of the bonds
and taxes shall be submitted to the electors of the school
district at a special election, which shall not be earlier than
seventy-five days after certification of the resolution to the
board of elections, and the date of which shall be consistent with
section 3501.01 of the Revised Code. The resolution shall specify
all of the following:

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(1) The county auditor's estimate of the average annual
property tax rate required throughout the stated maturity of the
bonds to pay debt charges on the bonds;

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(2) The proposed rate of the tax, if any, for current 2563
operating expenses, the first year the tax will be levied, and the 2564
number of years it will be levied, or that it will be levied for a 2565
continuing period of time; 2566

(3) The proposed rate of the tax, if any, for permanent 2567
improvements, the first year the tax will be levied, and the 2568
number of years it will be levied, or that it will be levied for a 2569
continuing period of time. 2570

The resolution shall apportion the annual rate of the tax 2571
between current operating expenses and permanent improvements, if 2572
both taxes are proposed. The apportionment may but need not be the 2573
same for each year of the tax, but the respective portions of the 2574
rate actually levied each year for current operating expenses and 2575
permanent improvements shall be limited by the apportionment. The 2576
resolution shall go into immediate effect upon its passage, and no 2577
publication of it is necessary other than that provided in the 2578
notice of election. The board of education shall certify a copy of 2579
the resolution, along with copies of the auditor's estimate and 2580
its resolution under division (A) of this section, to the board of 2581
elections immediately after its adoption. 2582

(C) The board of elections shall make the arrangements for 2583
the submission of the question to the electors of the school 2584
district, and the election shall be conducted, canvassed, and 2585
certified in the same manner as regular elections in the district 2586
for the election of county officers. The resolution shall be put 2587
before the electors as one ballot question, with a favorable vote 2588
indicating approval of the bond issue, the levy to pay debt 2589
charges on the bonds and any anticipatory securities, the current 2590
operating expenses levy, and the permanent improvements levy, if 2591
either or both levies are proposed. The board of elections shall 2592
publish notice of the election in one or more newspapers of 2593
general circulation in the school district once a week for four 2594

consecutive weeks. The notice of election shall state all of the	2595
following:	2596
(1) The principal amount of the proposed bond issue;	2597
(2) The permanent improvements for which the bonds are to be	2598
issued;	2599
(3) The maximum number of years over which the principal of	2600
the bonds may be paid;	2601
(4) The estimated additional average annual property tax rate	2602
to pay the debt charges on the bonds, as certified by the county	2603
auditor;	2604
(5) The proposed rate of the additional tax, if any, for	2605
current operating expenses;	2606
(6) The number of years the current operating expenses tax	2607
will be in effect, or that it will be in effect for a continuing	2608
period of time;	2609
(7) The proposed rate of the additional tax, if any, for	2610
permanent improvements;	2611
(8) The number of years the permanent improvements tax will	2612
be in effect, or that it will be in effect for a continuing period	2613
of time;	2614
(9) The time and place of the special election.	2615
(D) The form of the ballot for an election under this section	2616
is as follows:	2617
"Shall the school district be authorized to do the	2618
following:	2619
(1) Issue bonds for the purpose of in the	2620
principal amount of \$....., to be repaid annually over a maximum	2621
period of years, and levy a property tax outside the	2622
ten-mill limitation, estimated by the county auditor to average	2623

and collection of the property tax or taxes at the additional rate 2655
or any lesser rate in excess of the ten-mill limitation. Any 2656
securities issued by the board of education under this section are 2657
Chapter 133. securities, as that term is defined in section 133.01 2658
of the Revised Code. 2659

(F)(1) After the approval of a tax for current operating 2660
expenses under this section and prior to the time the first 2661
collection and distribution from the levy can be made, the board 2662
of education may anticipate a fraction of the proceeds of such 2663
levy and issue anticipation notes in a principal amount not 2664
exceeding fifty per cent of the total estimated proceeds of the 2665
tax to be collected during the first year of the levy. 2666

(2) After the approval of a tax under this section for 2667
permanent improvements having a specific purpose, the board of 2668
education may anticipate a fraction of the proceeds of such tax 2669
and issue anticipation notes in a principal amount not exceeding 2670
fifty per cent of the total estimated proceeds of the tax 2671
remaining to be collected in each year over a period of five years 2672
after issuance of the notes. 2673

(3) After the approval of a tax for general, on-going 2674
permanent improvements under this section, the board of education 2675
may anticipate a fraction of the proceeds of such tax and issue 2676
anticipation notes in a principal amount not exceeding fifty per 2677
cent of the total estimated proceeds of the tax to be collected in 2678
each year over a specified period of years, not exceeding ten, 2679
after issuance of the notes. 2680

Anticipation notes under this section shall be issued as 2681
provided in section 133.24 of the Revised Code. Notes issued under 2682
division (F)(1) or (2) of this section shall have principal 2683
payments during each year after the year of their issuance over a 2684
period not to exceed five years, and may have a principal payment 2685
in the year of their issuance. Notes issued under division (F)(3) 2686

of this section shall have principal payments during each year 2687
after the year of their issuance over a period not to exceed ten 2688
years, and may have a principal payment in the year of their 2689
issuance. 2690

(G) A tax for current operating expenses or for permanent 2691
improvements levied under this section for a specified number of 2692
years may be renewed or replaced in the same manner as a tax for 2693
current operating expenses or for permanent improvements levied 2694
under section 5705.21 of the Revised Code. A tax for current 2695
operating expenses or for permanent improvements levied under this 2696
section for a continuing period of time may be decreased in 2697
accordance with section 5705.261 of the Revised Code. 2698

(H) The submission of a question to the electors under this 2699
section is subject to the limitation on the number of elections 2700
that can be held in a year under section 5705.214 of the Revised 2701
Code. 2702

(I) A school district board of education proposing a ballot 2703
measure under this section to generate local resources for a 2704
project under the school building assistance expedited local 2705
partnership program under section 3318.36 of the Revised Code may 2706
combine the questions under division (D) of this section with a 2707
question for the levy of a property tax to generate moneys for 2708
maintenance of the classroom facilities acquired under that 2709
project as prescribed in section 3318.361 of the Revised Code. 2710

Sec. 5709.081. (A) Real and tangible personal property owned 2711
by a political subdivision that is a public recreational facility 2712
for athletic events shall be exempt from taxation if all of the 2713
following apply: 2714

(1) The property is controlled and managed by a political 2715
subdivision or a county-related corporation or by a similar 2716
corporation under the direct control of a political subdivision 2717

and whose members and trustees are chosen or appointed by the 2718
subdivision; 2719

(2) All revenues and receipts derived by the subdivision or 2720
corporation that controls and manages the property, after 2721
deducting amounts needed to pay necessary expenses for the 2722
operation and management of the property, accrue to the political 2723
subdivision owning the property; 2724

(3) The property is not occupied and used for more than seven 2725
days in any calendar month by any private entity for profit or for 2726
more than a total of fifteen days in any calendar month by all 2727
such private entities for profit; 2728

(4) The property is under the direction and control of the 2729
political subdivision or managing corporation whenever it is being 2730
used by a private entity for profit; 2731

(5) The primary user or users of the property, if such a 2732
primary user exists, are controlled and managed by the political 2733
subdivision or corporation that controls and manages the property. 2734

(B) Tangible personal property, and all buildings, 2735
structures, improvements, and fixtures of any kind on the land, 2736
that are constructed or, in the case of personal property, 2737
acquired after March 2, 1992, and are part of or used in a public 2738
recreational facility used by a major league professional athletic 2739
team or a class A to class AAA minor league affiliate of a major 2740
league baseball team for a significant portion of its home 2741
schedule, and land acquired by a political subdivision in 1999 for 2742
such purposes, are declared to be public property used for a 2743
public purpose and are exempt from taxation, if all of the 2744
following apply: 2745

(1) Such property is owned by one or more political 2746
subdivisions or by a corporation controlled by such subdivisions; 2747

(2) Such property was or is any of the following: 2748

(a) Constructed or, in the case of personal property, 2749
acquired pursuant to an agreement with a municipal corporation to 2750
implement a development, redevelopment, or renewal plan for an 2751
area declared by the municipal corporation to be a slum or 2752
blighted area, as those terms are defined in section 725.01 of the 2753
Revised Code; 2754

(b) Financed in whole or in part with public obligations as 2755
defined in section 5709.76 of the Revised Code or otherwise paid 2756
for in whole or in part by one or more political subdivisions; 2757

(c) An improvement or addition to property defined in 2758
division (B)(2)(a) or (b) of this section. 2759

(3) Such property is controlled and managed by ~~one~~ either of 2760
the following: 2761

(a) One or more of the political subdivisions or the 2762
corporation that owns it, ~~or controlled and managed by a;~~ 2763

(b) A designee, tenant, or agent of such political 2764
subdivision or subdivisions or corporation pursuant to a 2765
management, lease, or similar written agreement. 2766

(4) The primary user or users of such property, if a primary 2767
user or primary users exist, either: 2768

(a) Are controlled and managed by one or more of the 2769
political subdivisions or the corporation that owns the property; 2770
or 2771

(b) Operate under leases, licenses, management agreements, or 2772
similar arrangements with, and providing for the payment of rents, 2773
revenues, or other remuneration to, one or more of the political 2774
subdivisions or the corporation that owns the property. 2775

(5) Any residual cash accrues to the political subdivision or 2776
subdivisions that own the property or that control the corporation 2777
that owns the property, and is used for the public purposes of the 2778

subdivision or subdivisions. As used in division (B)(5) of this 2779
section, "residual cash" means any revenue and receipts derived 2780
from the property by the political subdivision or subdivisions or 2781
corporation that owns the property and that are available for 2782
unencumbered use by the political subdivision or subdivisions or 2783
corporation, after deducting amounts needed to make necessary 2784
expenditures, pay debt service, and provide for working capital 2785
related to the ownership, management, operation, and use of the 2786
property, including payments of taxes on the taxable part of the 2787
public recreational facility, contractually obligated payments or 2788
deposits into reserves or otherwise, and service payments under 2789
section 307.699 of the Revised Code. 2790

(C) The exemption provided in division (B) of this section 2791
also applies to both of the following: 2792

(1) The property during its construction or, in the case of 2793
tangible personal property, acquisition during the construction 2794
period, if the owner meets the condition of division (B)(1) of 2795
this section and has agreements that provide for the satisfaction 2796
of all other conditions of division (B) of this section upon the 2797
completion of the construction; 2798

(2) Any improvement or addition made after March 2, 1992, to 2799
a public recreational facility that was constructed before March 2800
2, 1992, as long as all other conditions in division (B) of this 2801
section are met. 2802

(D) A corporation that owns property exempt from taxation 2803
under division (B) of this section is a public body for the 2804
purposes of section 121.22 of the Revised Code. The corporation's 2805
records are public records for the purposes of section 149.43 of 2806
the Revised Code, except records related to matters set forth in 2807
division (G) of section 121.22 of the Revised Code and records 2808
related to negotiations that are not yet completed for financing, 2809
leases, or other agreements. 2810

(E) The exemption under division (B) of this section applies 2811
to property that is owned by the political subdivision or 2812
subdivisions or the corporation that owns the public recreational 2813
facility. Tangible personal property owned by users, managers, or 2814
lessees of the facility is taxable when used in the public 2815
recreational facility. 2816

(F) Nothing in this section or in any other section of the 2817
Revised Code prohibits or otherwise precludes an agreement between 2818
a political subdivision, or a corporation controlled by a 2819
political subdivision, that owns or operates a public recreational 2820
facility that is exempted from taxation under division (A) or (B) 2821
of this section and the board of education of a school district or 2822
the legislative authority of a municipal corporation, or both, in 2823
which all or a part of that facility is located, providing for 2824
payments to the school district or municipal corporation, or both, 2825
in lieu of taxes that otherwise would be charged against real and 2826
tangible personal property exempted from taxation under this 2827
section, for a period of time and under such terms and conditions 2828
as the legislative authority of the political subdivision and the 2829
board of education or municipal legislative authority, or both, 2830
may agree, which agreements are hereby specifically authorized. 2831

Section 2. That existing sections 105.41, 133.06, 151.01, 2832
151.09, 151.40, 175.03, 2921.42, 3318.03, 3318.04, 3318.06, 2833
3318.061, 3318.08, 3318.084, 3318.11, 3318.36, 3318.362, 3318.363, 2834
3318.38, 5705.218, and 5709.081 of the Revised Code are hereby 2835
repealed. 2836

Section 3. All items set forth in Sections 3.01 to 3.04 of 2837
this act are hereby appropriated out of any moneys in the General 2838
Revenue Fund (GRF) that are not otherwise appropriated. 2839

Section 3.01. DAS DEPARTMENT OF ADMINISTRATIVE SERVICES 2840

		Reappropriations	
CAP-773	Governor's Residence Restoration	\$ 4,705	2841
CAP-785	Rural Areas Historical Projects	\$ 60,000	2842
CAP-786	Rural Areas Community Improvements	\$ 2,197,500	2843
CAP-804	Day Care Centers	\$ 6,473	2844
CAP-817	Urban Areas Community Improvements	\$ 5,180,000	2845
Total Department of Administrative Services		\$ 7,448,678	2846

RURAL AREAS HISTORICAL PROJECTS 2847

From the foregoing appropriation item CAP-785, Rural Areas 2848
Historical Projects, \$50,000 shall be for the Osnaburg Historical 2849
Society-Werner Inn renovations; and \$10,000 for the Historic 2850
Hopewell Church. 2851

RURAL AREAS COMMUNITY IMPROVEMENTS 2852

From the foregoing appropriation item CAP-786, Rural Areas 2853
Community Improvements, grants shall be made for the following 2854
projects: \$20,000 for the Smith Field Memorial Foundation; 2855
\$100,000 for the Gallia County Industrial Park; \$75,000 for the 2856
People Working Cooperatively Facility Improvements; \$200,000 for 2857
the Champaign YMCA; \$50,000 for the Clermont County Courthouse; 2858
\$50,000 for the Clermont County Visitor Information Center; 2859
\$75,000 for the Bellepoint Bridge Reconstruction; \$150,000 for the 2860
Fairport Community Center; \$100,000 for the Mentor Fire & Police 2861
Headquarters Relocation; \$65,000 for the Perry Township Industrial 2862
Park Land Acquisition; \$20,000 for the Red Mill Creek Water 2863
Retention Basin; \$25,000 for the Lawrence County Water Projects; 2864
\$350,000 for the Cave Lake Center for Community Leadership; 2865
\$300,000 for County Jail Improvements - Sandusky County; \$50,000 2866
for the Southern Ohio Port Authority; \$45,000 for the Bradner 2867
Historic Building; \$22,500 for the Clermont County Animal Shelter; 2868
\$225,000 for the Sherwood-Davidson House - Licking County; and 2869
\$225,000 for the Jerome Buckingham House - Licking County; and 2870
\$50,000 for the Utica Historical Society. 2871

THE AMOUNT REAPPROPRIATED FOR RURAL AREAS COMMUNITY IMPROVEMENTS 2872
2873

The amount reappropriated for the foregoing appropriation item CAP-786, Rural Areas Community Improvements, is \$100,080 plus the unencumbered and unallotted balance as of June 30, 2002, in appropriation item CAP-786, Rural Areas Community Improvements. 2874
2875
2876
2877

URBAN AREAS COMMUNITY IMPROVEMENTS 2878

From the foregoing appropriation item CAP-817, Urban Areas Community Improvements, grants shall be made for the following projects: \$100,000 for the Maumee Youth Center; \$25,000 for the Columbus Civic Arena Development Planning; \$50,000 for the Brown Senior Center Renovations; \$100,000 for the Hanna Fountain Renovations - Cleveland; \$100,000 for Project AHEAD Facility Improvements; \$75,000 for the J Frank-Troy Senior Citizens Center; \$50,000 for the League Park Tourist Museum; \$200,000 for the North Royalton Recreation Center; \$1,900,000 for the Columbus Downtown Initiatives Plan; \$150,000 for Clintonville Improvements; \$35,000 for the Grove City YMCA; \$15,000 for the Victorian Village Society; \$50,000 for the Beech Acres Family Center; \$25,000 for the Health Education Center; \$500,000 for the Convention Center Expansion Center; \$1,000,000 for the Lincoln Heights Health Center Improvements; \$100,000 for the Canton Jewish Women's Center; \$450,000 for the Gateway Social Services Building; \$85,000 for the Akron Jewish Community Center Renovations; \$50,000 for the Loew Field Improvements; \$20,000 for the Harvard Community Services Center Renovation & Expansion; \$20,000 for the Collinwood Community Service Center Repair & Renovation; and \$80,000 for Bowman Park - City of Toledo. 2879
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THE AMOUNT APPROPRIATED FOR URBAN AREAS COMMUNITY IMPROVEMENTS 2900
2901

The amount reappropriated for the foregoing appropriation 2902

item CAP-817, Urban Areas Community Improvements, is the 2903
unencumbered and unallotted balance as of June 30, 2002, in 2904
appropriation item CAP-817, Urban Areas Community Improvements, 2905
less \$332,000. 2906

Reappropriations

Section 3.02. AFC ARTS AND SPORTS FACILITIES COMMISSION 2907

CAP-047 Cincinnati Classical Music Hall of Fame \$ 300,000 2908

CAP-819 Cooper Stadium Relocation Feasibility \$ 350,000 2909
Study

Total Arts and Sports Facilities Commission \$ 650,000 2910

COOPER STADIUM RELOCATION FEASIBILITY STUDY 2911

Notwithstanding division (F) of section 3383.07 of the 2912
Revised Code, all or a portion of the foregoing appropriation item 2913
CAP-819, Cooper Stadium Relocation Feasibility Study, may be 2914
expended for the cost of preparing a financial and development 2915
plan or feasibility study, renovation, and purchasing engineering 2916
and architectural services, designs, plans, specifications, 2917
surveys, and estimates of costs for Cooper Stadium. Any amount 2918
expended for that purpose from the appropriation shall count 2919
toward the maximum 15 per cent of the construction cost of the 2920
sports facility to be paid from state funds. 2921

Reappropriations

Section 3.03. OHS OHIO HISTORICAL SOCIETY 2922

CAP-745 Historic Sites/Museums - Emergency Repair \$ 302,880 2923

Total Ohio Historical Society \$ 302,880 2924

Reappropriations

Section 3.04. DNR DEPARTMENT OF NATURAL RESOURCES 2926

CAP-702 Upgrade Underground Fuel Tanks \$ 296,963 2927

CAP-703 Cap Abandoned Water Wells \$ 357,481 2928

CAP-823	Cost Sharing-Pollution Abatement	\$	33,614	2929
CAP-847	Assistance to Local Governments for Conservation Works of Improvement	\$	25,000	2930
CAP-848	Hazardous Dam Repair	\$	91,521	2931
CAP-875	Ohio River Access	\$	100,000	2932
CAP-929	Hazardous Waste/Asbestos Abatement	\$	294,744	2933
CAP-931	Wastewater/Water Systems Upgrades	\$	32,205	2934
CAP-932	Wetlands/Waterfront Development and Acquisition	\$	32,460	2935
CAP-942	Local Parks Projects	\$	5,225	2936
CAP-999	Geographic Information Management System	\$	1,085	2937
Total Department of Natural Resources		\$	1,270,298	2938
TOTAL GRF General Revenue Fund		\$	9,671,856	2939

Section 3.05. No expenditures shall be made from any of the 2941
items appropriated from the General Revenue Fund in Sections 3.01 2942
to 3.04 of this act until the funds are released by the 2943
Controlling Board. 2944

Section 4. All items set forth in this section are hereby 2945
appropriated out of any moneys in the state treasury to the credit 2946
of the Wildlife Fund (Fund 015) that are not otherwise 2947
appropriated. 2948

Reappropriations

DNR DEPARTMENT OF NATURAL RESOURCES				2949
CAP-012	Land Acquisition	\$	3,104,214	2950
CAP-015	Highlandtown Wildlife Area	\$	11,003	2951
CAP-065	Grant Lake	\$	3,569	2952
CAP-088	Monroe Wildlife Area	\$	6,164	2953
CAP-096	Rush Run Wildlife Area	\$	1,800	2954
CAP-117	Cooper Hollow Wildlife Area	\$	4,815	2955
CAP-198	Veto Lake Wildlife Area	\$	12,126	2956
CAP-216	Killbuck Creek Wildlife Area	\$	550	2957

CAP-387	Access Development	\$	2,000,000	2958
CAP-702	Upgrade Underground Fuel Tanks	\$	100,000	2959
CAP-703	Cap Abandoned Water Wells	\$	50,000	2960
CAP-754	Tiffin River Wildlife Area	\$	1,000	2961
CAP-785	K.H. Butler Ohio River Access	\$	65,349	2962
CAP-804	Lake La Su An Wildlife Area	\$	400	2963
CAP-834	Appraisal Fees - Statewide	\$	48,605	2964
CAP-852	Wildlife Area Building Development/Renovation	\$	4,000,000	2965
CAP-881	Dam Rehabilitation	\$	1,000,000	2966
CAP-959	Sandusky Wildlife Office	\$	50,000	2967
CAP-995	Boundary Protection	\$	50,000	2968
Total Department of Natural Resources		\$	10,509,595	2969
TOTAL Wildlife Fund		\$	10,509,595	2970

LAND ACQUISITION 2971

The amount reappropriated for the foregoing appropriation 2972
item CAP-012, Land Acquisition, is the unencumbered and unallotted 2973
balance as of June 30, 2002, in appropriation item CAP-012, Land 2974
Acquisition, less \$158,125. 2975

ACCESS DEVELOPMENT 2976

The amount reappropriated for the foregoing appropriation 2977
item CAP-387, Access Development, is the unencumbered and 2978
unallotted balance as of June 30, 2002, in appropriation item 2979
CAP-387, Access Development, plus \$1,519,533. 2980

UPGRADE UNDERGROUND FUEL TANKS 2981

The amount reappropriated for the foregoing appropriation 2982
item CAP-702, Upgrade Underground Fuel Tanks, is the unencumbered 2983
and unallotted balance as of June 30, 2002, in appropriation item 2984
CAP-702, Upgrade Underground Fuel Tanks, less \$112,271. 2985

CAP ABANDONED WATER WELLS 2986

The amount reappropriated for the foregoing appropriation 2987

item CAP-703, Cap Abandoned Water Wells, is the unencumbered and 2988
 unallotted balance as of June 30, 2002, in appropriation item 2989
 CAP-703, Cap Abandoned Water Wells, less \$14,057. 2990

WILDLIFE AREA BUILDING DEVELOPMENT/RENOVATIONS 2991

The amount reappropriated for the foregoing appropriation 2992
 item CAP-852, Wildlife Area Building Development/Renovations, is 2993
 the unencumbered and unallotted balance as of June 30, 2002, in 2994
 appropriation item CAP-852, Wildlife Area Building 2995
 Development/Renovations, less \$1,505,949. 2996

DAM REHABILITATION 2997

The amount reappropriated for the foregoing appropriation 2998
 item CAP-881, Dam Rehabilitation, is the unencumbered and 2999
 unallotted balance as of June 30, 2002, in appropriation item 3000
 CAP-881, Dam Rehabilitation, less \$1,829,541. 3001

BOUNDARY PROTECTION 3002

The amount reappropriated for the foregoing appropriation 3003
 item CAP-995, Boundary Protection, is \$50,000. 3004

Section 5. The items set forth in this section are hereby 3005
 appropriated out of any moneys in the state treasury to the credit 3006
 of the Public School Building Fund (Fund 021) that are not 3007
 otherwise appropriated. 3008

Reappropriations

SFC SCHOOL FACILITIES COMMISSION			3009
CAP-622	Public School Buildings	\$ 5,000,000	3010
CAP-777	Disability Access Projects	\$ 6,000,000	3011
CAP-778	Exceptional Needs	\$ 24,000,000	3012
CAP-781	Big Eight Renovation Program	\$ 6,770,781	3013
CAP-783	Emergency School Building Assistance	\$ 15,000,000	3014
Total School Facilities Commission		\$ 56,770,781	3015
TOTAL Public School Building Fund		\$ 56,770,781	3016

THE AMOUNT REAPPROPRIATED FOR PUBLIC SCHOOL BUILDINGS 3017

The amount reappropriated for the foregoing appropriation 3018
item CAP-622, Public School Buildings, is the sum of the 3019
unencumbered and unallotted balances as of June 30, 2002, in 3020
appropriation items CAP-622, Public School Buildings, and CAP-781, 3021
Big Eight Renovation Program. 3022

DISABILITY ACCESS PROJECTS 3023

The amount reappropriated for appropriation item CAP-777, 3024
Disability Access Projects, shall be used to fund capital projects 3025
pursuant to this section that make buildings more accessible to 3026
students with disabilities. 3027

(A) As used in this section: 3028

(1) "Percentile" means the percentile in which a school 3029
district is ranked according to the fiscal year 1998 ranking of 3030
school districts with regard to income and property wealth under 3031
division (B) of section 3318.011 of the Revised Code. 3032

(2) "School district" means a city, local, or exempted 3033
village school district, but excludes a school district that is 3034
one of the state's twenty-one urban school districts as defined in 3035
division (O) of section 3317.02 of the Revised Code as that 3036
section existed prior to July 1, 1998. 3037

(3) "Valuation per pupil" means a district's total taxable 3038
value as defined in section 3317.02 of the Revised Code divided by 3039
the district's ADM as defined in division (A) of section 3317.02 3040
of the Revised Code as that section existed prior to July 1, 1998. 3041

(B) The School Facilities Commission shall adopt rules for 3042
awarding grants to school districts with a valuation per pupil 3043
less than \$200,000, to be used for construction, reconstruction, 3044
or renovation projects in classroom facilities, the purpose of 3045
which is to improve access to such facilities by physically 3046

handicapped persons. The rules shall include application 3047
procedures. No school district shall be awarded a grant under this 3048
section in excess of \$100,000. In addition, any school district 3049
shall be required to pay a percentage of the cost of the project 3050
for which the grant is being awarded equal to the percentile in 3051
which the district is so ranked. 3052

Section 5.01. BIG EIGHT SCHOOL DISTRICTS 3053

(A) The amounts reappropriated for appropriation item 3054
CAP-781, Big Eight Renovation Program, shall be used by the School 3055
Facilities Commission to provide funds to the big eight school 3056
districts as defined in section 3314.02 of the Revised Code to be 3057
used for major renovations and repairs of school facilities. Big 3058
eight school districts that levy at least 2.5 voted mills for 3059
permanent improvements shall also be eligible to expend funding 3060
from this program for additions to existing facilities. However, 3061
any big eight school district that does so shall receive no 3062
financial assistance from the School Facilities Commission for the 3063
purpose of replacing that facility for a period of at least twenty 3064
years. These appropriations shall be allocated to the big eight 3065
school districts on a per-pupil basis, based on fiscal year 1999 3066
average daily membership as defined in section 3317.03 of the 3067
Revised Code. School districts that receive conditional approval 3068
by the Controlling Board, pursuant to section 3318.04 of the 3069
Revised Code, to participate in the Accelerated Urban School 3070
Building Program shall no longer be eligible to receive funding 3071
from the Big Eight Renovation Program, except for appropriations 3072
already encumbered at the time the conditional approval is 3073
granted. To be eligible to receive appropriations from the Big 3074
Eight Renovation Program, each school district shall: 3075

(1) Provide a 100 per cent match from funds that are approved 3076
by the School Facilities Commission. Except for, after the 3077

effective date of this section, eligible districts in the first 3078
through fiftieth percentile, as determined under section 3318.011 3079
of the Revised Code, shall provide a match to their remaining 3080
balances in the Big Eight Renovation Program as of the effective 3081
date of this section such that the local match is equal to the 3082
district's percentage share contribution as determined under the 3083
fiscal year 2002 three-year average adjusted valuation per pupil 3084
list pursuant to section 3318.011 of the Revised Code. 3085

(2) Develop and submit a capital renovations plan for the use 3086
of the state and local funds, subject to approval by the School 3087
Facilities Commission. 3088

(B) The Executive Director of the School Facilities 3089
Commission may from time to time request the Director of Budget 3090
and Management to transfer any unencumbered and unallotted 3091
balances in appropriation item CAP-781, Big Eight Renovation 3092
Program, to appropriation item CAP-622, Public School Buildings. 3093
Any amounts transferred are hereby appropriated. 3094

Section 6. The items set forth in this section are hereby 3095
appropriated out of any moneys in the state treasury to the credit 3096
of the Highway Safety Fund (Fund 036) that are not otherwise 3097
appropriated. 3098

Reappropriations

DHS DEPARTMENT OF PUBLIC SAFETY 3099

CAP-045	Platform Scales Improvements	\$	200,000	3100
CAP-058	Construct District 3 Complex	\$	444,338	3101
CAP-059	Patrol Post ADA Compliance	\$	272,769	3102
CAP-065	Replace Windows at the Academy	\$	79,000	3103
CAP-071	Construct Georgetown Patrol Post	\$	1,900,000	3104
CAP-072	Patrol Academy Infrastructure	\$	723,250	3105
	Improvements			
CAP-073	Massillon District HQ Renovations	\$	534,800	3106

CAP-074	Construct Warren District Blue Title Facility	\$	500,000	3107
CAP-075	Cambridge District HQ Post Renovations	\$	394,208	3108
	Total Department of Public Safety	\$	5,048,365	3109
	TOTAL Highway Safety Fund	\$	5,048,365	3110

Section 7. All items set forth in this section are hereby 3112
appropriated out of any moneys in the state treasury to the credit 3113
of the Waterways Safety Fund (Fund 086) that are not otherwise 3114
appropriated. 3115

Reappropriations

DNR DEPARTMENT OF NATURAL RESOURCES 3116

CAP-324	Cooperative Funding for Boating Facilities	\$	6,110,250	3117
CAP-781	Vinton Community Park Ramp	\$	11,513	3118
CAP-844	Put-in-Bay Township Port Authority	\$	6,466	3119
CAP-874	Recreational Harbor Evaluation Project	\$	910,000	3120
CAP-934	Operations Facilities Development	\$	1,050,000	3121
	Total Department of Natural Resources	\$	8,088,229	3122
	TOTAL Waterways Safety Fund	\$	8,088,229	3123

Section 8. All items set forth in this section are hereby 3125
appropriated out of any moneys in the state treasury to the credit 3126
of the Underground Parking Garage Operating Fund (Fund 208) that 3127
are not otherwise appropriated. 3128

Reappropriations

CSR CAPITOL SQUARE REVIEW AND ADVISORY BOARD 3129

CAP-003	Renovate Garage Offices	\$	199,317	3130
CAP-004	Emergency Generator and Lighting System	\$	200,000	3131
CAP-007	Garage Elevator Upgrades	\$	5,670	3132
CAP-008	Install Garage Oil Interceptor System	\$	60,000	3133
CAP-009	Garage Fire Suppression System	\$	1,050,000	3134
	Total Capitol Square Review and Advisory Board	\$	1,514,987	3135

acquisition project. 3166

Section 11. The items set forth in this section are hereby 3167
appropriated out of any moneys in the state treasury to the credit 3168
of the Veterans' Home Improvement Fund (Fund 604) that are not 3169
otherwise appropriated. 3170

Reappropriations

	OVH OHIO VETERANS' HOME		3171
CAP-755	Secrest Security System Improvement	\$ 65,000	3172
CAP-760	Security System Improvement	\$ 110,000	3173
CAP-761	Griffin Nursing Home Improvements	\$ 278,775	3174
CAP-762	Renovate Secrest Floors and Walls in Bathroom and 1N	\$ 492,000	3175
CAP-764	O Cottage Roof and HVAC Improvements	\$ 84,000	3176
CAP-765	Install Warehouse Freezer	\$ 80,000	3177
Total Ohio Veterans' Home		\$ 1,109,775	3178
TOTAL Veterans' Home Improvement Fund		\$ 1,109,775	3179

Section 12. All items set forth in this section are hereby 3181
appropriated out of any moneys in the state treasury to the credit 3182
of the Education Facilities Trust Fund (Fund N87) that are not 3183
otherwise appropriated. 3184

Reappropriations

	SFC SCHOOL FACILITIES COMMISSION		3185
CAP-780	Classroom Facilities Assistance Program	\$ 7,510,374	3186
CAP-784	Exceptional Needs Program	\$ 26,205,339	3187
Total School Facilities Commission		\$ 33,715,713	3188
TOTAL Education Facilities Trust Fund		\$ 33,715,713	3189

Section 13. All items set forth in this section are hereby 3191
appropriated out of any moneys in the state treasury to the credit 3192
of the Clean Ohio Revitalization Fund (Fund 003) and derived from 3193
the proceeds of obligations heretofore authorized to pay the costs 3194

of the following categories of capital improvements: 3195

Reappropriations

DEV DEPARTMENT OF DEVELOPMENT 3196

CAP-001	Clean Ohio Revitalization	\$	40,000,000	3197
CAP-002	Clean Ohio Assistance	\$	10,000,000	3198
	Total Department of Development	\$	50,000,000	3199
	TOTAL Clean Ohio Revitalization Fund	\$	50,000,000	3200

Section 14. All items set forth in this section are hereby 3202
appropriated out of any moneys in the state treasury to the credit 3203
of the Sports Facilities Building Fund (Fund 024) and derived from 3204
the proceeds of obligations heretofore authorized to pay the costs 3205
of the following capital improvements: 3206

Reappropriations

AFC ARTS AND SPORTS FACILITIES COMMISSION 3207

CAP-024	Sports Facilities Improvements - Akron	\$	147,546	3208
CAP-805	Sports Facilities Improvements - Youngstown	\$	1,500,000	3209
	Total Arts and Sports Facilities Commission	\$	1,647,546	3210
	TOTAL Sports Facilities Building Fund	\$	1,647,546	3211

Section 15. All items set forth in this section are hereby 3213
appropriated out of any moneys in the state treasury to the credit 3214
of the Highway Safety Building Fund (Fund 025) and derived from 3215
the proceeds and obligations heretofore authorized to pay the 3216
costs of the following capital improvements: 3217

Reappropriations

DHS DEPARTMENT OF PUBLIC SAFETY 3218

CAP-047	Public Safety Office Building	\$	2,710,400	3219
CAP-048	Statewide Communications System	\$	17,380,997	3220
CAP-068	Alum Creek Warehouse Renovations	\$	1,600,000	3221
CAP-069	Centre School Renovations	\$	20,219	3222
CAP-070	Canton One-Stop Shop	\$	800,000	3223

CAP-076	Investigative Unit MARCS Equipment	\$	897,691	3224
	Total Department of Public Safety	\$	23,409,307	3225
	TOTAL Highway Safety Building Fund	\$	23,409,307	3226

PUBLIC SAFETY OFFICE BUILDING 3227

The amount reappropriated for the foregoing appropriation 3228
item CAP-047, Public Safety Office Building, shall be the 3229
unencumbered and unallotted balance as of June 30, 2000, in 3230
appropriation item CAP-047, Public Safety Office Building, minus 3231
\$897,691. 3232

INVESTIGATIVE UNIT MARCS EQUIPMENT 3233

The amount reappropriated for the foregoing appropriation 3234
item CAP-076, Investigative Unit MARCS Equipment, shall be 3235
\$897,691. 3236

Section 16. All items set forth in Sections 16.01 to 16.15 3237
are hereby appropriated out of any moneys in the state treasury to 3238
the credit of the Administrative Building Fund (Fund 026) and 3239
derived from the proceeds of obligations heretofore authorized to 3240
pay the costs of capital facilities, as defined in section 152.09 3241
of the Revised Code, for the following capital improvements: 3242

Reappropriations

Section 16.01. ADJ ADJUTANT GENERAL 3243

CAP-032	Upgrade Underground Storage Tanks	\$	41,795	3244
CAP-034	Asbestos Abatement - Various Facilities	\$	207,790	3245
CAP-036	Roof Replacement - Various Facilities	\$	615,113	3246
CAP-038	Electrical System - Various Armories	\$	976,000	3247
CAP-039	Camp Perry Facility Improvements	\$	30,239	3248
CAP-043	Renovate/Expand Existing Eaton Facility	\$	800,498	3249
CAP-044	Replace Windows/Doors - Various Armories	\$	567,582	3250
CAP-045	Plumbing Renovations - Various Armories	\$	264,499	3251
CAP-046	Paving Renovations - Various Armories	\$	1,625,466	3252

CAP-050	HVAC Systems - Various Armories	\$	760,486	3253
CAP-052	Cincinnati Shadybrook Armory	\$	2,149,705	3254
CAP-054	Construct Camp Perry Administration Building	\$	6,540	3255
CAP-055	Hillsboro Armory Renovations	\$	478,974	3256
CAP-056	Masonry Renovations - Various Armories	\$	297,813	3257
CAP-057	Sewer Improvement - Rickenbacker	\$	180,000	3258
CAP-058	Construct Cincinnati Armory	\$	275,000	3259
CAP-059	Construct Bowling Green Armory	\$	200,000	3260
Total Adjutant General		\$	9,477,500	3261

NEW ARMORY CONSTRUCTION 3262

The foregoing appropriation item CAP-059, Construct Bowling Green Armory, shall be used to fund the state's share of the cost of building a basic armory in the Bowling Green area, including the cost of site acquisition, site preparation, and planning and design. Appropriations shall not be released for this item without a certification by the Adjutant General to the Director of Budget and Management that sufficient moneys have been allocated for the federal share of the cost of construction.

Reappropriations

Section 16.02. DAS DEPARTMENT OF ADMINISTRATIVE SERVICES 3271

CAP-773	Governor's Residence Renovations	\$	51,151	3272
CAP-809	Hazardous Substance Abatement	\$	1,654,249	3273
CAP-811	Health/EPA Laboratory Facilities	\$	6,350,628	3274
CAP-822	Americans with Disabilities Act	\$	1,846,405	3275
CAP-826	Office Services Building Renovation	\$	2,764,677	3276
CAP-827	Statewide Communications System	\$	131,876,397	3277
CAP-830	Canton Office Building Planning	\$	5,000	3278
CAP-834	Capital Improvements Tracking System	\$	407,600	3279
CAP-835	Energy Conservation Projects	\$	3,011,138	3280
CAP-837	Major Computer Purchases	\$	3,142,555	3281
CAP-838	SOCC Renovations	\$	1,952,480	3282

CAP-843	New Veterans Home Planning	\$	100,000	3283
CAP-844	Hamilton State/Local Government Center - Planning	\$	57,500	3284
CAP-847	Coit Road Site Improvements	\$	1,199,453	3285
CAP-848	ODOT Building Boiler Replacement	\$	155,981	3286
CAP-849	Facility Planning and Development	\$	5,264,281	3287
CAP-850	Renovation of Old ODOT Building	\$	455,415	3288
CAP-852	North High Building Complex Renovations	\$	6,215,474	3289
CAP-855	Office Space Planning	\$	150,000	3290
CAP-860	Structured Cabling	\$	650,000	3291
Total Department of Administrative Services				\$ 167,310,385 3292

HAZARDOUS SUBSTANCE ABATEMENT IN STATE FACILITIES 3293

The foregoing appropriation item CAP-809, Hazardous Substance 3294
Abatement, shall be used to fund the removal of asbestos, PCB, 3295
radon gas, and other contamination hazards from state facilities. 3296

Prior to the release of funds for asbestos abatement, the 3297
Department of Administrative Services shall review proposals from 3298
state agencies to use these funds for asbestos abatement projects 3299
based on criteria developed by the Department of Administrative 3300
Services. Upon a determination by the Department of Administrative 3301
Services that the requesting agency cannot fund the asbestos 3302
abatement project or other toxic materials removal through 3303
existing capital and operating appropriations, the department may 3304
request the release of funds for such projects by the Controlling 3305
Board. State agencies intending to fund asbestos abatement or 3306
other toxic materials removal through existing capital and 3307
operating appropriations shall notify the Director of 3308
Administrative Services of the nature and scope prior to 3309
commencing the project. 3310

Only agencies that have received appropriations for capital 3311
projects from the Administrative Building Fund (Fund 026) are 3312
eligible to receive funding from this item. Public school 3313

districts are not eligible.	3314
OFFICE SERVICES BUILDING RENOVATION	3315
The amount reappropriated for the foregoing appropriation	3316
item CAP-826, Office Services Building Renovation, is the sum of	3317
the unencumbered and unallotted balances as of June 30, 2002, in	3318
Fund 026 appropriation items CAP-812, Old School for the Blind	3319
Renovation; CAP-814, Old School for the Blind Planning; CAP-824,	3320
State Real Estate Inventory System; CAP-826, Office Services	3321
Building Renovation; CAP-858, Lausche Building Improvements	3322
Planning; and CAP-861, Facilities Master Plan State Schools for	3323
the Blind and Deaf.	3324
IMPLEMENTATION OF AMERICANS WITH DISABILITIES ACT	3325
The foregoing appropriation item CAP-822, Americans with	3326
Disabilities Act, shall be used to renovate state-owned facilities	3327
to provide access for physically disabled persons in accordance	3328
with Title II of the Americans with Disabilities Act.	3329
Prior to the release of funds for renovation, state agencies	3330
shall perform self-evaluations of state-owned facilities	3331
identifying barriers to access to service. State agencies shall	3332
prioritize access barriers and develop a transition plan for the	3333
removal of these barriers. The Department of Administrative	3334
Services shall review proposals from state agencies to use these	3335
funds for Americans with Disabilities Act renovations.	3336
Only agencies that have received appropriations for capital	3337
projects from Administrative Building Fund (Fund 026) are eligible	3338
to receive funding from this item. Public school districts are not	3339
eligible.	3340
MARCS STEERING COMMITTEE AND STATEWIDE COMMUNICATIONS SYSTEM	3341
There is hereby continued a Multi-Agency Radio Communications	3342
System (MARCS) Steering Committee consisting of the designees of	3343

the Directors of Administrative Services, Public Safety, Natural
Resources, Transportation, Rehabilitation and Correction, and
Budget and Management. The Director of Administrative Services or
the director's designee shall chair the committee. The committee
shall provide assistance to the Director of Administrative
Services for effective and efficient implementation of the MARCS
system as well as develop policies for the ongoing management of
the system. Upon dates prescribed by the Directors of
Administrative Services and Budget and Management, the MARCS
Steering Committee shall report to the directors on the progress
of MARCS implementation and the development of policies related to
the system.

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

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

ENERGY CONSERVATION PROJECTS

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 Energy Star 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 3376
 Department of Administrative Services shall review and approve 3377
 proposals from state agencies to use these funds for energy 3378
 conservation. Public school districts and state-supported and 3379
 state-assisted institutions of higher education are not eligible 3380
 for funding from this item. 3381

MAJOR COMPUTER PURCHASES 3382

The amount reappropriated for the foregoing appropriation 3383
 item CAP-837, Major Computer Purchases, is \$2,660,065 plus the sum 3384
 of the unencumbered and unallotted balances as of June 30, 2002, 3385
 in Fund 026 appropriation item CAP-837, Major Computer Purchases. 3386

STRUCTURED CABLING 3387

The amount reappropriated for the foregoing appropriation 3388
 item CAP-860, Structured Cabling, is the sum of the unencumbered 3389
 and unallotted balances as of June 30, 2002, in Fund 026 3390
 appropriation item CAP-860, Structured Cabling, less \$2,660,065. 3391

Reappropriations

Section 16.03. AGE DEPARTMENT OF AGING 3392

CAP-001	Renovate Martin Janis Center	\$	10,013	3393
	Total Department of Aging	\$	10,013	3394

Reappropriations

Section 16.04. AGR DEPARTMENT OF AGRICULTURE 3396

CAP-025	Building Renovations	\$	54,097	3397
CAP-029	Administration Building Renovation	\$	579,436	3398
CAP-033	Site Electrical/Utility Improvement	\$	117,341	3399
CAP-037	Consumer Lab/Weights/Measures Equip.	\$	19,714	3400
CAP-042	Reynoldsburg Complex Security	\$	325,000	3401
	Improvements			
CAP-043	Building and Grounds Renovation	\$	336,553	3402
CAP-044	Renovate Building 4	\$	2,857,954	3403

Total Department of Agriculture	\$	4,290,095	3404
			Reappropriations
Section 16.05. AGO ATTORNEY GENERAL			3406
CAP-715 Expand/Renovate Richfield Lab	\$	94,427	3407
CAP-717 HVAC Improvements OPOTA	\$	1,777,096	3408
CAP-720 POTA Outdoor Training Facility	\$	2,300,000	3409
Total Attorney General	\$	4,171,523	3410
			Reappropriations
Section 16.06. CSR CAPITOL SQUARE REVIEW AND ADVISORY BOARD			3412
CAP-010 Capitol Rotunda Renovations	\$	500,000	3413
CAP-011 Statehouse Security Improvements	\$	2,005,420	3414
Total Capitol Square Review and Advisory Board	\$	2,505,420	3415
STATEHOUSE SECURITY IMPROVEMENTS			3416
The amount reappropriated for the foregoing appropriation			3417
item CAP-011, Statehouse Security Improvements, shall be the			3418
unencumbered and unallotted balance as of June 30, 2002, in			3419
CAP-011, Statehouse Security Improvements, less \$1,050,000.			3420
			Reappropriations
Section 16.07. COM DEPARTMENT OF COMMERCE			3421
CAP-008 Fire Academy Building Renovations	\$	580,195	3422
CAP-011 Roadway/Training Area Resurfacing	\$	225,000	3423
CAP-012 Fire Academy Architectural Plan		75,000	3424
Total Department of Commerce	\$	880,195	3425
			Reappropriations
Section 16.08. EXP EXPOSITIONS COMMISSION			3427
CAP-037 Electric and Lighting Upgrade	\$	2,651,408	3428
CAP-046 Land Acquisition	\$	1,259,624	3429
CAP-051 Roof Renovations	\$	2,602	3430
CAP-052 Sewer Separation	\$	1,897,590	3431

CAP-053	Multipurpose Agricultural Center	\$	2,671	3432
CAP-056	Building Renovations - 2	\$	9,813	3433
CAP-057	HVAC Planning	\$	2,001	3434
CAP-063	Facility Improvements and Modernization Plan	\$	642,033	3435
CAP-064	Replacement of Water Lines	\$	16,209	3436
CAP-066	Stairtower Replacement	\$	1,427	3437
CAP-068	Masonry Renovations	\$	1,124,126	3438
CAP-069	Restroom Renovations	\$	166,223	3439
CAP-071	Campgrounds Renovations	\$	770,118	3440
CAP-072	Emergency Renovations and Equipment Replacement	\$	347,058	3441
Total Expositions Commission		\$	8,892,902	3442

Reappropriations

Section 16.09. JSC JUDICIARY/SUPREME COURT 3444

CAP-001	Ohio Courts Building Renovations	\$	63,968,080	3445
Total Judiciary/Supreme Court		\$	63,968,080	3446

EXEMPT FROM PER CENT FOR ARTS PROGRAM 3447

The foregoing appropriation item CAP-001, Ohio Courts Building Renovations, is exempt from section 3379.10 of the Revised Code, the Per Cent for Arts Program. 3448
3449
3450

Reappropriations

Section 16.10. LIB STATE LIBRARY 3451

CAP-702	SEO Regional Center Expansion	\$	73,324	3452
Total State Library		\$	73,324	3453

Reappropriations

Section 16.11. DNR DEPARTMENT OF NATURAL RESOURCES 3455

CAP-741	DNR Communications System	\$	51,612	3456
CAP-742	Fountain Square Building and Telephone System Improvements	\$	3,493,476	3457

CAP-744	Multi-Agency Radio Communications Equipment	\$	7,000,000	3458
CAP-747	DNR Fairgrounds Area - General Upgrading	\$	17,000	3459
CAP-867	Reclamation Facility Renovation and Development	\$	225,000	3460
CAP-928	Handicapped Accessibility	\$	39,654	3461
CAP-934	District Office Renovations and Development	\$	1,000,000	3462
Total Department of Natural Resources		\$	11,826,742	3463

Reappropriations

Section 16.12. DHS DEPARTMENT OF PUBLIC SAFETY 3465

CAP-053	Construct EMA/EOC and Office Building	\$	6,605	3466
CAP-054	Multi-Agency Radio Communications System	\$	1,017,366	3467
CAP-056	Emergency Operations Center Equipment	\$	1,502	3468
CAP-067	VHS Radio System Improvements	\$	518,227	3469
Total Department of Public Safety		\$	1,543,700	3470

CONSTRUCT EMA/EOC AND OFFICE BUILDING 3471

The amount reappropriated for the foregoing appropriation 3472
item CAP-053, Construct EMA/EOC and Office Building, is \$6,605. 3473

Reappropriations

Section 16.13. OSB SCHOOL FOR THE BLIND 3474

CAP-745	Roof Improvements on the School and Cottage	\$	910,488	3475
CAP-751	Upgrade Fire Alarm System	\$	461,250	3476
CAP-752	Equipment Storage Building	\$	3,279	3477
CAP-757	Bathroom Handicapped Accessibility	\$	264,787	3478
CAP-763	Natatorium Flooring Improvements	\$	47,474	3479
CAP-764	Electric System Improvements	\$	144,900	3480
CAP-765	Upgrade Campus Safety and Security	\$	180,054	3481
CAP-780	Residential Renovations	\$	7,737	3482
CAP-783	Natatorium Improvements	\$	31,300	3483

Total Ohio School for the Blind \$ 2,051,269 3484

Reappropriations

Section 16.14. OSD SCHOOL FOR THE DEAF 3486

CAP-760 Handicapped Accessibility Projects \$ 2,241 3487

CAP-767 Roof Renovations \$ 250,848 3488

CAP-785 Site Improvements \$ 150 3489

Total Ohio School for the Deaf \$ 253,239 3490

ROOF RENOVATIONS 3491

The amount reappropriated for the foregoing appropriation 3492

item CAP-767, Roof Renovations, is the sum of the unencumbered and 3493

unallotted balances as of June 30, 2002, in appropriation items 3494

CAP-766, Construct Security Building at Entrance; CAP-767, Roof 3495

Renovations; and CAP-768, Dorm Furniture Replacement. 3496

Reappropriations

Section 16.15. OVH OHIO VETERANS' HOME 3497

CAP-759 Veterans' Home Construction \$ 3,385,868 3498

Total Ohio Veterans' Home \$ 3,385,868 3499

TOTAL Administrative Building Fund \$ 280,640,255 3500

Section 17. All items set forth in this section are hereby 3502

appropriated out of any moneys in the state treasury to the credit 3503

of the Adult Correctional Building Fund (Fund 027) and derived 3504

from the proceeds of obligations heretofore authorized to pay 3505

costs of capital facilities, as defined in section 152.09 of the 3506

Revised Code, for the Department of Rehabilitation and Correction. 3507

Reappropriations

DRC DEPARTMENT OF REHABILITATION AND CORRECTION 3508

STATEWIDE AND CENTRAL OFFICE PROJECTS 3509

CAP-002 Local Jails \$ 28,137,041 3510

CAP-003 Community-Based Correctional Facilities \$ 20,024,289 3511

CAP-004 Site Renovations \$ 1,784,982 3512

CAP-007	Asbestos Removal	\$	1,014,957	3513
CAP-008	Powerhouse/Utility Improvements	\$	3,496,344	3514
CAP-009	Water System/Plant Improvements	\$	3,568,748	3515
CAP-010	Industrial Equipment - Statewide	\$	2,104,647	3516
CAP-011	Roof/Window Renovations - Statewide	\$	1,288,798	3517
CAP-012	Shower/Restroom Improvements	\$	1,528,125	3518
CAP-015	Underground Storage Tanks Improvements	\$	600	3519
CAP-017	Security Improvements - Statewide	\$	3,315,977	3520
CAP-018	Emergency and Security Lighting	\$	62,927	3521
CAP-026	Waste Water Treatment Facilities	\$	862,787	3522
CAP-028	Power House Improvements	\$	383,596	3523
CAP-041	Community Residential Program	\$	5,909,563	3524
CAP-043	Design/Construct/Parole Detention Centers	\$	294,055	3525
CAP-109	Statewide Fire Alarm Systems	\$	387,662	3526
CAP-110	Construct Maximum Security Facility	\$	779	3527
CAP-111	General Building Renovations	\$	1,900,000	3528
CAP-129	Water Treatment Plants - Statewide	\$	688,020	3529
CAP-140	Boot Camp/Substance Abuse Offenders	\$	82,314	3530
CAP-141	Multi-Agency Radio System Equipment	\$	1,237,490	3531
CAP-142	Various Facility Medical Services	\$	838,593	3532
CAP-143	Perimeter Security, Lighting, Alarms, and Sallyports	\$	2,218,931	3533
CAP-144	Medium/Minimum Security Privatized Prison	\$	150,301	3534
CAP-161	1,000-Bed Close Custody Prison	\$	1,039,144	3535
CAP-186	Close Custody Prison and Camp	\$	5,000,000	3536
CAP-187	Mandown Alert Communication System - Statewide	\$	2,043,361	3537
CAP-188	Manufacturing/Storage Building Additions - Statewide	\$	159,300	3538
CAP-189	Tuck-pointing - Statewide	\$	253,345	3539
CAP-238	Electrical Systems Upgrades	\$	961,700	3540
CAP-239	Emergency Projects	\$	2,634,750	3541
CAP-240	State Match for Federal Prison	\$	2,410,000	3542

Construction Funds			
CAP-252	Construction Meat Processing Plant	\$	7,193,150 3543
Total Statewide and Central Office Projects		\$	102,976,276 3544
BELMONT CORRECTIONAL INSTITUTION			3545
CAP-094	Belmont Correctional Institution	\$	11,850 3546
CAP-241	Inmate Health Services Renovations - BECI	\$	2,195,060 3547
Total Belmont Correctional Institution		\$	2,206,910 3548
CHILLICOTHE CORRECTIONAL INSTITUTION			3549
CAP-113	Fire Alarm, Egress System Improvements	\$	57,127 3550
CAP-115	Roof Renovations	\$	296,312 3551
CAP-145	Plumbing Renovations	\$	216 3552
CAP-146	Renovate Food Service Area - CCI	\$	586,421 3553
CAP-147	Wastewater Treatment Plant	\$	487,208 3554
CAP-149	New Classroom Building	\$	888,199 3555
CAP-177	Convert Warehouse to Dormitory	\$	596 3556
CAP-190	Utility Improvements	\$	200,000 3557
CAP-191	Life & Fire Safety Improvements - CCI	\$	145,715 3558
CAP-253	Install Electro-Static Precipitator	\$	237,165 3559
CAP-254	Boiler House Renovations	\$	2,297,819 3560
CAP-255	Replace Windows and Doors	\$	591,125 3561
CAP-256	Construct New Freezers	\$	372,338 3562
CAP-257	Emergency Generator Improvements	\$	3,011,700 3563
Total Chillicothe Correctional Institution		\$	9,171,941 3564
CORRECTIONAL RECEPTION CENTER			3565
CAP-173	CRC E-Dorm Renovation	\$	3,000 3566
Total Correctional Reception Center		\$	3,000 3567
CORRECTIONS TRAINING ACADEMY			3568
CAP-148	Roof Replacement	\$	21,110 3569
CAP-193	AT Building Roof Replacement	\$	131,388 3570
CAP-194	Construct Conference Center	\$	10,849 3571
CAP-292	Tunnel Renovation/Orient Complex	\$	200,000 3572
Total Corrections Training Academy		\$	363,347 3573
DAYTON CORRECTIONAL INSTITUTION			3574

CAP-195	Hot Water System Improvements - DCI	\$	400,000	3575
CAP-242	Shower Renovations - DCI	\$	218,029	3576
Total Dayton Correctional Institution		\$	618,029	3577
GRAFTON CORRECTIONAL INSTITUTION				3578
CAP-196	Camp Egress System Improvements - GCI	\$	400,292	3579
Total Grafton Correctional Institution		\$	400,292	3580
HOCKING CORRECTIONAL INSTITUTION				3581
CAP-053	General Building Renovations	\$	522	3582
CAP-054	Water Tower Improvements	\$	4,683	3583
CAP-258	Sewer Upgrades	\$	454,552	3584
CAP-259	Freezer Building Replacement	\$	152,812	3585
Total Hocking Correctional Institution		\$	612,569	3586
LEBANON CORRECTIONAL INSTITUTION				3587
CAP-057	Shower Pan/Drain Renovations	\$	42,121	3588
CAP-118	Water Tower Renovations	\$	123,307	3589
CAP-119	Masonry Improvements - LECI	\$	465,933	3590
CAP-197	Cell Door Lock Replacement - LECI	\$	2,384,520	3591
CAP-198	Water Treatment Plant - LECI	\$	1,269,008	3592
CAP-285	Bar Screen Replacement	\$	143,000	3593
CAP-300	Water Softener Replacement	\$	569,260	3594
Total Lebanon Correctional Institution		\$	4,997,149	3595
LIMA CORRECTIONAL INSTITUTION				3596
CAP-058	Water System Renovations	\$	5,476	3597
CAP-120	Kitchen Renovations	\$	120	3598
CAP-121	Shower and Lavatory Renovations	\$	63,328	3599
CAP-153	Convert ODOT Building to Minimum Security Camp	\$	535,608	3600
CAP-155	Heating System Renovations	\$	953,229	3601
CAP-156	Water and Sewer Lines Renovations	\$	1,000,000	3602
CAP-199	Windows/Security Bar Improvements	\$	301,000	3603
CAP-200	Utility Renovations	\$	156,000	3604
CAP-243	HVAC Renovations - LCI	\$	4,317,100	3605
CAP-244	Heating System Piping Replacement - LCI	\$	2,465,000	3606

CAP-260	ADA Renovations	\$	1,169,237	3607
Total Lima Correctional Institution		\$	10,966,098	3608
LONDON CORRECTIONAL INSTITUTION				3609
CAP-059	Convert Brush Factory to Dormitory	\$	16,774	3610
CAP-122	Master Plan Building/Renovations	\$	205,194	3611
CAP-201	Water Treatment Plant Addition	\$	434,985	3612
CAP-245	Bridge Replacement - LOCI	\$	116,150	3613
CAP-261	Roof Replacement	\$	189,487	3614
CAP-283	Gas Boiler Installation - LOCI	\$	1,276,520	3615
Total London Correctional Institution		\$	2,239,110	3616
MADISON CORRECTIONAL INSTITUTION				3617
CAP-176	Madison Classroom Renovation	\$	29,408	3618
CAP-263	Upgrade Emergency Electrical Service	\$	890,815	3619
CAP-264	Sewage Station Upgrade	\$	197,226	3620
CAP-286	Juvenile Unit Remodeling - Madison	\$	36,454	3621
CAP-288	Water Softener System - Madison	\$	1,500	3622
Total Madison Correctional Institution		\$	1,155,403	3623
MANSFIELD CORRECTIONAL INSTITUTION				3624
CAP-123	Smoke Removal/Sprinkler System Improvements	\$	7,618	3625
CAP-159	Power Pole Replacement	\$	16,800	3626
CAP-203	Hot Water System Improvements - MANCI	\$	750,000	3627
Total Mansfield Correctional Institution		\$	774,418	3628
MARION CORRECTIONAL INSTITUTION				3629
CAP-067	Roof Replacement	\$	3,000	3630
CAP-124	Fire Sprinkler System Improvements	\$	1,723	3631
CAP-172	Marion Camp Shower Renovation	\$	2,756	3632
CAP-205	Cooler Replacement	\$	225,221	3633
CAP-208	Hot Water Tank Replacement	\$	909,309	3634
CAP-246	Exterior Window Replacement - MCI	\$	604,395	3635
CAP-247	Plumbing Upgrades - MCI	\$	1,360,525	3636
CAP-294	Asphalt Paving - MCI	\$	117,380	3637
CAP-295	Sanitary Manhole Sewer - MCI	\$	116,172	3638

Total Marion Correctional Institution	\$	3,340,481	3639
NORTHEAST PRE-RELEASE CENTER			3640
CAP-209 Security Improvements - NEPRC	\$	809,200	3641
Total Northeast Pre-Release Center	\$	809,200	3642
OAKWOOD CORRECTIONAL FACILITY			3643
CAP-154 Install New Locking Systems	\$	1,826	3644
CAP-163 Install Positive Latching Devices	\$	1,674	3645
CAP-164 Renovate East Wing Electrical System	\$	1,500	3646
Total Oakwood Correctional Facility	\$	5,000	3647
OHIO REFORMATORY FOR WOMEN			3648
CAP-125 Replacement Dormitory	\$	11,669	3649
CAP-165 Master Plan Building/Renovations - ORW	\$	231,780	3650
CAP-210 Replacement Dormitory - ORW	\$	650,000	3651
CAP-211 Renovate J.G. Cottage	\$	1,062,085	3652
CAP-212 Powerhouse Renovation & Replumbing	\$	1,250,000	3653
CAP-216 Elevator Renovation	\$	121,500	3654
CAP-217 Perimeter Lighting Improvements	\$	100,979	3655
CAP-218 Rewire Harmon Building	\$	376,289	3656
CAP-219 Fire Alarm System Improvements	\$	740,221	3657
CAP-266 Construct New Medical and Food Services Building	\$	9,000,000	3658
CAP-267 Renovate ARN Dorms	\$	570,500	3659
CAP-268 Emergency Generator Improvements	\$	1,692,254	3660
CAP-269 Utility Tunnels Improvements		407,500	3661
CAP-289 Perimeter - Security	\$	1,639,578	3662
CAP-296 Domestic Waterline Renovation	\$	594,000	3663
CAP-301 500 Car Parking/Road Design	\$	1,500	3664
Total Ohio Reformatory for Women	\$	18,449,855	3665
ORIENT CORRECTIONAL INSTITUTION			3666
CAP-068 Plumbing Replacement	\$	24,735	3667
CAP-070 Shower Renovations	\$	1,474	3668
CAP-126 Fire Protection System Upgrading	\$	53,159	3669
CAP-128 7E Dorm Demolition and Construction	\$	566,359	3670

CAP-175	10E LDU Shower/HVAC Renovation	\$	1,881	3671
CAP-178	1-5E & 9E Dormitories HVAC	\$	31,790	3672
CAP-220	Mechanical/Limited Duty Dorm	\$	321,896	3673
CAP-221	Replacement 2 Story Dorm for 6E Dorm	\$	3,685,825	3674
CAP-270	Segregation Unit Replacements	\$	5,246,506	3675
CAP-271	Sanitary and Storm Sewer Upgrades	\$	1,344,750	3676
CAP-272	Administrative Parking Lot Improvements - OCI	\$	8,000	3677
CAP-273	Construct OCI Administrative Building	\$	4,974,700	3678
CAP-298	OPI Roof Replacement	\$	26,901	3679
Total Orient Correctional Institution				\$ 16,287,976 3680
PICKAWAY CORRECTIONAL INSTITUTION				3681
CAP-074	Fire Alarm System Improvements	\$	11,909	3682
CAP-166	Renovate Milk Processing Facility	\$	3,031	3683
CAP-222	Sludge Removal System Improvements	\$	1,375,296	3684
CAP-224	Replacement Generator - Dairy Farm	\$	3,678	3685
CAP-225	Water System Improvements	\$	493,970	3686
CAP-226	Milk Processing Plant	\$	212,462	3687
CAP-227	Roof Improvements	\$	373,575	3688
CAP-228	Power House Improvements	\$	212,889	3689
CAP-248	Replacement of Perimeter Fence - PCI	\$	2,218,500	3690
CAP-274	Replacement of Segregation Housing	\$	4,806,750	3691
CAP-275	Replace and Upgrade Fence Alarm System	\$	1,848,750	3692
CAP-297	Steam Waterline Replacement	\$	1,363,430	3693
Total Pickaway Correctional Institution				\$ 12,924,240 3694
RICHLAND CORRECTIONAL INSTITUTION				3695
CAP-251	Construct Retaining Wall - RIC I	\$	379,451	3696
CAP-293	Asphalt Parking - RIC I	\$	128,559	3697
Total Richland Correctional Institution				\$ 508,010 3698
ROSS CORRECTIONAL INSTITUTION				3699
CAP-229	Waste Water Treatment Plant - RCI	\$	6,644,677	3700
CAP-276	Rubberized Roof Replacement	\$	142,864	3701
Total Ross Correctional Institution				\$ 6,787,541 3702

	SOUTHEASTERN CORRECTIONAL INSTITUTION		3703
CAP-134	Wastewater Treatment Storage Addition	\$ 528,875	3704
CAP-167	Master Plan Building/Renovations - SCI	\$ 234,221	3705
CAP-233	Replacement 2 Story Dorm/J, K, L Dorm	\$ 1,357,622	3706
CAP-234	High Voltage Electrical System	\$ 4,489,713	3707
CAP-235	Construct Warehouse & Utility Buildings	\$ 2,970,381	3708
CAP-236	Construct Dining Hall - SCI	\$ 2,097,174	3709
CAP-237	Power Plant Improvements	\$ 429,398	3710
CAP-249	I Dorm Air Handling - SCI	\$ 580,700	3711
CAP-250	Wastewater Treatment Plant Improvements - SCI	\$ 863,600	3712
CAP-277	Powerhouse Boiler Improvements	\$ 1,520,875	3713
	Total Southeastern Correctional Institution	\$ 15,072,559	3714
	SOUTHERN OHIO CORRECTIONAL FACILITY		3715
CAP-135	SOCF Renovation and Improvements	\$ 138,844	3716
CAP-136	Waste Water Treatment Plant Improvements	\$ 661	3717
CAP-230	Waste Water Treatment Plant	\$ 881,881	3718
CAP-231	Gas Boiler Installation	\$ 1,287,686	3719
CAP-279	Powerhouse Domestic Hot Water Replacement	\$ 198,534	3720
CAP-287	Roof Renovations B Wing - SOCF	\$ 85,416	3721
	Total Southern Ohio Correctional Facility	\$ 2,593,022	3722
	TRUMBULL CORRECTIONAL INSTITUTION		3723
CAP-280	Door Control Switch Renovation	\$ 16,050	3724
CAP-281	Construct Psychiatric Residential Treatment Unit	\$ 603,120	3725
	Total Trumbull Correctional Institution	\$ 619,170	3726
	WARREN CORRECTIONAL INSTITUTION		3727
CAP-284	Compound Lighting Upgrade	\$ 447,991	3728
CAP-290	Security Upgrades	\$ 775,056	3729
	Total Warren Correctional Institution	\$ 1,223,047	3730
	TOTAL Department of Rehabilitation and Correction	\$ 215,104,643	3731
	TOTAL Adult Correctional Building Fund	\$ 215,104,643	3732

Section 17.01. LOCAL JAILS 3734

From the foregoing appropriation item, CAP-002, Local Jails, 3735
the Department of Rehabilitation and Correction shall designate 3736
the projects involving the construction and renovation of county, 3737
multicounty, municipal-county, and multicounty-municipal jail 3738
facilities and workhouses, including correctional centers 3739
authorized under sections 153.61 and 307.93 of the Revised Code, 3740
for which the Ohio Building Authority is authorized to issue 3741
obligations. Notwithstanding any provisions to the contrary in 3742
Chapter 152. or 153. of the Revised Code, the Department of 3743
Rehabilitation and Correction may coordinate, review, and monitor 3744
the drawdown and use of funds for the renovation or construction 3745
of projects for which designated funds are provided. 3746

The funding authorized under this section shall not be 3747
applied to any such facilities that are not designated by the 3748
Department of Rehabilitation and Correction. The amount of funding 3749
authorized under this section that may be applied to a project 3750
designated for initial funding after July 1, 2000, involving the 3751
construction or renovation of a county, multicounty, 3752
municipal-county, and multicounty-municipal jail facilities and 3753
workhouses, including correctional centers authorized under 3754
sections 153.61 and 307.93 of the Revised Code, shall not exceed 3755
\$35,000 per bed of the total allowable cost of the project in the 3756
case of construction of county and municipal-county jail 3757
facilities, workhouses, and correctional centers, or multicounty 3758
or multicounty-municipal jail facilities, workhouses, and 3759
correctional centers and shall not exceed 30 per cent of the total 3760
allowable cost of the project in the case of renovation of county, 3761
multicounty, municipal-county, and multicounty-municipal jail 3762
facilities, workhouses, and correctional centers. If a political 3763
subdivision is in the planning phase of constructing a multicounty 3764
or multicounty-municipal jail facility, workhouse, or correctional 3765

center on or before the effective date of this section, the 3766
Department of Rehabilitation and Correction shall fund that 3767
facility at \$42,000 per bed. Multicounty or multicounty-municipal 3768
jail facility construction projects initiated after the effective 3769
date of this section may be considered for, but are not entitled 3770
to be awarded, funding at \$42,000 per bed. The higher per bed 3771
award is at the discretion of the Department of Rehabilitation and 3772
Correction and is contingent upon available funds, the impact of 3773
the project, and inclusion of at least three counties in the 3774
project. 3775
3776

The cost-per-bed funding authorized under this section that 3777
may be applied to a construction project shall not exceed the 3778
actual cost-per-bed of the project. The 30 per cent funding 3779
authorized under this section that may be applied to a renovation 3780
project shall not exceed \$35,000 per bed of the total allowable 3781
cost of the project. 3782

The funding authorized under this section shall not be 3783
applied to any project involving the construction of a county, 3784
multicounty, municipal-county, or multicounty-municipal jail 3785
facility or workhouse, including a correctional center established 3786
under sections 153.61 and 307.93 of the Revised Code, unless the 3787
facility, workhouse, or correctional center will be built in 3788
compliance with "The Minimum Standards for Jails in Ohio" and the 3789
plans have been approved under section 5120.10 of the Revised 3790
Code. In addition, the funding authorized under this section shall 3791
not be applied to any project involving the renovation of a 3792
county, multicounty, municipal-county, or multicounty-municipal 3793
jail facility or workhouse, including a correctional center 3794
established under sections 153.61 and 307.93 of the Revised Code, 3795
unless the renovation is for the purpose of bringing the facility, 3796
workhouse, or correctional center into compliance with "The 3797

Minimum Standards for Jails in Ohio" and the plans have been 3798
approved under section 5120.10 of the Revised Code. 3799

Section 17.02. COMMUNITY-BASED CORRECTIONAL FACILITIES 3800

The Department of Rehabilitation and Correction may designate 3801
to the Ohio Building Authority the sites of, and, notwithstanding 3802
any provisions to the contrary in Chapter 152. or 153. of the 3803
Revised Code, may review the renovation or construction of the 3804
single county and district community-based correctional facilities 3805
funded by the foregoing appropriation item CAP-003, 3806
Community-Based Correctional Facilities. 3807

POWERHOUSE/UTILITY IMPROVEMENTS 3808

The amount reappropriated for the foregoing appropriation 3809
item CAP-008, Powerhouse/Utility Improvements, is the unencumbered 3810
and unallotted balance as of June 30, 2002, in appropriation item 3811
CAP-008, Powerhouse/Utility Improvements, plus \$544,622. 3812

Section 17.03. COMMUNITY RESIDENTIAL PROGRAM RENOVATIONS 3813

The foregoing appropriation item CAP-041, Community 3814
Residential Program, may be used by the Department of 3815
Rehabilitation and Correction, under sections 5120.103, 5120.104, 3816
and 5120.105 of the Revised Code, to provide for the construction 3817
or renovation of halfway house facilities for offenders eligible 3818
for community supervision by the Department of Rehabilitation and 3819
Correction. 3820

GENERAL BUILDING RENOVATIONS 3821

The amount reappropriated for the foregoing appropriation 3822
item CAP-111, General Building Renovations, is the unencumbered 3823
and unallotted balance as of June 30, 2002, in appropriation item 3824
CAP-111, General Building Renovations, plus \$1,666,065. 3825

Section 18. All items set forth in this section are hereby 3826
appropriated out of any moneys in the state treasury to the credit 3827
of the Juvenile Correctional Building Fund (Fund 028) and derived 3828
from the proceeds of obligations heretofore authorized to pay 3829
costs of capital facilities, as defined in section 152.09 of the 3830
Revised Code, for the Department of Youth Services. 3831

Reappropriations

DYS DEPARTMENT OF YOUTH SERVICES 3832

CAP-801	Fire Suppression/Safety/Security	\$	1,325,219	3833
CAP-803	General Institutional Renovations	\$	757,608	3834
CAP-812	Community Rehabilitation Centers	\$	4,880,992	3835
CAP-821	Construct Maximum Security Facility	\$	117,491	3836
CAP-823	Cuyahoga Boys School Renovation/Expansion	\$	400	3837
CAP-827	Facility Space Study/Plan	\$	80,000	3838
CAP-828	Multi-Agency Radio System Equipment	\$	753,186	3839
CAP-829	Local Juvenile Detention Centers	\$	21,632,623	3840
CAP-830	Muskingum County Juvenile Justice Center	\$	600,000	3841
CAP-831	Gym Expansion - Cuyahoga Hills Boys School	\$	1,234,000	3842
CAP-832	72-Bed Unit Housing Addition - Ohio River Valley Correctional Center	\$	10,248,923	3843
CAP-833	Security Renovations - Indian River	\$	7,997,953	3844
CAP-834	Health & Safety Unit - Riverview	\$	3,472,351	3845
Total Department of Youth Services		\$	53,100,746	3846
TOTAL Juvenile Correctional Building Fund		\$	53,100,746	3847

Section 18.01. COMMUNITY REHABILITATION CENTERS 3849

From the foregoing appropriation item CAP-812, Community 3850
Rehabilitation Centers, the Department of Youth Services shall 3851
designate the projects involving the construction and renovation 3852
of single county and multicounty community corrections facilities 3853
for which the Ohio Building Authority is authorized to issue 3854

obligations. 3855

The Department of Youth Services is authorized to review and 3856
approve the renovation and construction of projects for which 3857
funds are provided. The proceeds of any obligations authorized 3858
under this section shall not be applied to any such facilities 3859
that are not designated and approved by the Department of Youth 3860
Services. 3861

The Department of Youth Services shall adopt guidelines to 3862
accept and review applications and designate projects. The 3863
guidelines shall require the county or counties to justify the 3864
need for the facility and to comply with timelines for the 3865
submission of documentation pertaining to the site, program, and 3866
construction. 3867

For purposes of this section, "community corrections 3868
facilities" has the same meaning as in section 5139.36 of the 3869
Revised Code. 3870

Section 18.02. LOCAL JUVENILE DETENTION CENTERS 3871

From the foregoing appropriation item CAP-829, Local Juvenile 3872
Detention Centers, the Department of Youth Services shall 3873
designate the projects involving the construction and renovation 3874
of county and multicounty juvenile detention centers for which the 3875
Ohio Building Authority is authorized to issue obligations. 3876

The Department of Youth Services is authorized to review and 3877
approve the renovation and construction of projects for which 3878
funds are provided. The proceeds of any obligations authorized 3879
under this section shall not be applied to any such facilities 3880
that are not designated by the Department of Youth Services. 3881

The Department of Youth Services shall comply with the 3882
guidelines set forth in this section, accept and review 3883
applications, designate projects, and determine the amount of 3884

state match funding to be applied to each project. The department
shall, with the advice of the county or counties participating in
a project, determine the funded design capacity of the detention
centers that are designated to receive funding. Notwithstanding
any provisions to the contrary contained in Chapter 152. or 153.
of the Revised Code, the Department of Youth Services may
coordinate, review, and monitor the drawdown and use of funds for
the renovation and construction of projects for which designated
funds are provided.

(A) The Department of Youth Services shall develop a weighted
numerical formula to determine the amount, if any, of state match
that may be provided to a single or multicounty detention center
project. The formula shall include the factors specified below in
division (A)(1) of this section and may include the factors
specified below in division (A)(2) of this section. The weight
assigned to the factors specified in division (A)(1) of this
section shall be not less than twice the weight assigned to
factors specified in division (A)(2) of this section.

(1)(a) The number of detention center beds needed in the
county or group of counties, as estimated by the Department of
Youth Services, is significantly more than the number of beds
currently available;

(b) Any existing detention center in the county or group of
counties does not meet health, safety, or security standards for
detention centers as established by the Department of Youth
Services;

(c) The Department of Youth Services projects that the county
or group of counties have a need for a sufficient number of
detention beds to make the project economically viable.

(2)(a) The percentage of children in the county or group of
counties living below the poverty level is above the state

average; 3916

(b) The per capita income in the county or group of counties 3917
is below the state average. 3918

(B) The formula developed by the Department of Youth Services 3919
shall yield a percentage of state match ranging from 0 to 60 per 3920
cent based on the above factors. Notwithstanding the foregoing 3921
provisions, if a single county or multicounty system currently has 3922
no detention center beds, or if the projected need for detention 3923
center beds as estimated by the Department of Youth Services is 3924
greater than 120 per cent of current detention center bed 3925
capacity, then the percentage of state match shall be 60 per cent. 3926
To determine the dollar amount of the state match for new 3927
construction projects, the percentage of state match is multiplied 3928
by \$105,000 per bed for detention centers with a designated 3929
capacity of 99 beds or less, and by \$130,000 per bed for detention 3930
centers with a design capacity of 100 beds or more. To determine 3931
the dollar amount of the state match for renovation projects the 3932
percentage match shall be multiplied by the actual cost of the 3933
renovation, provided that the cost of the renovation does not 3934
exceed \$80,000 per bed. The funding authorized under this section 3935
that may be applied to a construction or renovation project shall 3936
not exceed the actual cost of the project. 3937

The funding authorized under this section shall not be 3938
applied to any project unless the detention center will be built 3939
in compliance with health, safety, and security standards for 3940
detention centers as established by the Department of Youth 3941
Services. In addition, the funding authorized under this section 3942
shall not be applied to the renovation of a detention center 3943
unless the renovation is for the purpose of increasing the number 3944
of beds in the center, or to meet health, safety, or security 3945
standards for detention centers as established by the Department 3946
of Youth Services. 3947

Section 19. All items set forth in this section are hereby 3948
appropriated out of any moneys in the state treasury to the credit 3949
of the Transportation Building Fund (Fund 029) and derived from 3950
the proceeds of obligations heretofore authorized to pay costs of 3951
the following capital improvements: 3952

Reappropriations

	DOT DEPARTMENT OF TRANSPORTATION		3953
CAP-001	Transportation Buildings Capital	\$ 250,000	3954
	Improvements		
	Total Department of Transportation	\$ 250,000	3955
	TOTAL Transportation Building Fund	\$ 250,000	3956

Section 20. All items set forth in this section are hereby 3958
appropriated out of any moneys in the state treasury to the credit 3959
of the Arts Facilities Building Fund (Fund 030) and derived from 3960
the proceeds of obligations heretofore authorized to pay costs of 3961
the following capital improvements: 3962

Reappropriations

	AFC ARTS AND SPORTS FACILITIES COMMISSION		3963
CAP-003	Center of Science and Industry - Toledo	\$ 6,635	3964
CAP-004	Valentine Theatre	\$ 68,798	3965
CAP-005	Center of Science and Industry - Columbus	\$ 191,536	3966
CAP-006	Appalachian Region - Arts Facilities	\$ 13,494	3967
CAP-010	Sandusky State Theatre Improvements	\$ 2,633	3968
CAP-013	Stambaugh Hall Improvements	\$ 303,742	3969
CAP-016	Paul Laurence Dunbar State Memorial	\$ 64,586	3970
	Renovations		
CAP-017	Zion Center of the National Afro-American	\$ 702,479	3971
	Museum		
CAP-018	Adena State Memorial Renovations and	\$ 749	3972
	Exhibit Planning		
CAP-020	Piqua Historical Area Buildings,	\$ 747	3973

	Exhibits, and Site Renovations			
CAP-021	Ohio Historical Center - Archives and Library Shelving	\$	92,377	3974
CAP-023	National Afro-American Museum - Demolition of Shorter Hall	\$	18,757	3975
CAP-028	Ohio Ceramic Center	\$	7,417	3976
CAP-033	Woodward Opera House Renovation	\$	800,000	3977
CAP-044	National Underground Railroad Freedom Center	\$	4,333,332	3978
CAP-045	Cincinnati Contemporary Arts Center	\$	5,500,000	3979
CAP-051	Akron Civic Theatre Improvements	\$	1,000,000	3980
CAP-052	Akron Art Museum	\$	3,500,000	3981
CAP-055	Waco Museum & Aviation Learning Center	\$	500,000	3982
CAP-056	Ohio Agricultural and Industrial Heritage Center	\$	2,291,787	3983
CAP-058	Cedar Bog Nature Preserve Education Center	\$	736,200	3984
CAP-061	Statewide Arts Facilities Planning	\$	35,931	3985
CAP-063	Robins Theatre Renovations	\$	1,000,000	3986
CAP-702	Campus Martius Museum	\$	7,605	3987
CAP-708	Museum of Ceramics Renovations	\$	6,708	3988
CAP-734	Hayes Presidential Center	\$	750,000	3989
CAP-735	Paul Lawrence Dunbar House	\$	565,100	3990
CAP-744	Zoar Village Visitor Center	\$	11,242	3991
CAP-747	Ft Recovery Museum, Fort, and Monument Improvements	\$	3,089	3992
CAP-748	Ft Jefferson Building and Site Improvements	\$	288	3993
CAP-753	Buffington Island State Memorial	\$	100,000	3994
CAP-757	Schoenbrunn Village Restoration and Renovation	\$	98,000	3995
CAP-760	Goodwin-Baggott Pottery Building	\$	28,519	3996
CAP-770	Serpent Mound State Memorial	\$	295,000	3997

CAP-774	Acquisition of Warehouses	\$	84,455	3998
CAP-776	Flint Ridge Building, Site, Exhibit Improvements	\$	142,779	3999
CAP-777	Ft Amanda Building and Site Improvements	\$	1,335	4000
CAP-778	Ft Ancient Museum, Site, Exhibit Improvements	\$	10,686	4001
CAP-780	Harding Home State Memorial	\$	421,188	4002
CAP-784	Ohio Historical Center Rehabilitation	\$	203,182	4003
CAP-785	Ohio Village Building Renovations and Improvements	\$	300,000	4004
CAP-786	Piqua/Ft Picakawillany Acquisition and Improvements	\$	136,000	4005
CAP-789	Neil Armstrong Air and Space Museum Improvements	\$	109,816	4006
CAP-792	Harriet Beecher Stowe Museum Improvements	\$	13,980	4007
CAP-796	Moundbuilders State Memorial	\$	530,000	4008
CAP-797	National Afro-American Museum	\$	84,200	4009
CAP-798	Multi-site Fire/Security System	\$	180,200	4010
CAP-803	Digitization of OHS Collection	\$	318,000	4011
CAP-806	Grant Boyhood Home Improvements	\$	200,000	4012
CAP-809	Cincinnati Ballet Facility Improvements	\$	450,000	4013
CAP-811	National First Ladies Library	\$	500,000	4014
CAP-814	Crawford Museum of Transportation & Industry	\$	2,500,000	4015
	Total Arts and Sports Facilities Commission	\$	29,222,572	4016
	TOTAL Arts Facilities Building Fund	\$	29,222,572	4017

CENTER OF SCIENCE AND INDUSTRY - TOLEDO 4018

The amount reappropriated for the foregoing item CAP-003, 4019
Center of Science and Industry - Toledo, is \$6,559 plus the 4020
unencumbered and unallotted balances as of June 30, 2002, in 4021
appropriation item CAP-003, Center of Science and Industry - 4022
Toledo. 4023

VALENTINE THEATRE 4024

The amount reappropriated for the foregoing appropriation 4025
item CAP-004, Valentine Theatre, is \$31,828 plus the unencumbered 4026
and unallotted balances as of June 30, 2002, in appropriation item 4027
CAP-004, Valentine Theatre. 4028

CENTER OF SCIENCE AND INDUSTRY - COLUMBUS 4029

The amount reappropriated for the foregoing appropriation 4030
item CAP-005, Center of Science and Industry - Columbus, is 4031
\$190,334 plus the unencumbered and unallotted balances as of June 4032
30, 2002, in appropriation item CAP-005, Center of Science and 4033
Industry - Columbus. 4034

COSI COLUMBUS - LOCAL ADMINISTRATION OF CAPITAL PROJECT 4035
CONTRACTS 4036

Notwithstanding division (A) of section 3383.07 of the 4037
Revised Code, the Ohio Arts and Sports Facilities Commission, with 4038
respect to the foregoing appropriation item CAP-005, Center of 4039
Science and Industry - Columbus may administer all or part of 4040
capital facilities project contracts involving exhibit fabrication 4041
and installation as determined by the Department of Administrative 4042
Services, the Center of Science and Industry - Columbus, and the 4043
Ohio Arts and Sports Facilities Commission in review of the 4044
project plans. The Ohio Arts and Sports Facilities Commission 4045
shall enter into a contract with the Center of Science and 4046
Industry - Columbus to administer the exhibit fabrication and 4047
installation contracts and such contracts are not subject to 4048
Chapter 123. or 153. of the Revised Code. 4049

SANDUSKY STATE THEATRE IMPROVEMENTS 4050

The amount reappropriated for the foregoing appropriation 4051
item CAP-010, Sandusky State Theatre Improvements, is \$2,633 plus 4052
the unencumbered and unallotted balances as of June 30, 2002, in 4053
appropriation item CAP-010, Sandusky State Theatre Improvements. 4054

STAMBAUGH HALL IMPROVEMENTS 4055

The amount reappropriated for the foregoing appropriation 4056
item CAP-013, Stambaugh Hall Improvements, is \$1,477 plus the 4057
unencumbered and unallotted balances as of June 30, 2002, in 4058
appropriation item CAP-013, Stambaugh Hall Improvements. 4059

OHIO AGRICULTURAL AND INDUSTRIAL HERITAGE CENTER 4060

The amount reappropriated for the foregoing appropriation 4061
item CAP-056, Ohio Agricultural and Industrial Heritage Center, is 4062
\$1,787 plus the unencumbered and unallotted balances as of June 4063
30, 2002, in appropriation item CAP-056, Ohio Agricultural and 4064
Industrial Heritage Center. 4065

NATIONAL UNDERGROUND RAILROAD FREEDOM CENTER 4066

The amount reappropriated for appropriation item CAP-044, 4067
National Underground Railroad Freedom Center, is the sum of the 4068
unencumbered and unallotted balance as of June 30, 2002, in 4069
appropriation item CAP-044, National Underground Railroad Freedom 4070
Center, and CAP-029, Cincinnati Riverfront Development. 4071

Section 21. All items set forth in this section are hereby 4072
appropriated out of any moneys in the state treasury to the credit 4073
of the Ohio Parks and Natural Resources Fund (Fund 031) and 4074
derived from the proceeds of obligations heretofore authorized to 4075
pay costs of capital facilities, as defined in sections 151.01 and 4076
151.05 of the Revised Code, for natural resource-related purposes. 4077

Reappropriations

DNR DEPARTMENT OF NATURAL RESOURCES 4078

STATEWIDE AND LOCAL PROJECTS 4079

CAP-012	Land Acquisition	\$	3,280,309	4080
CAP-702	Upgrade Underground Fuel Storage Tanks	\$	1,021,843	4081
CAP-703	Cap Abandoned Water Wells	\$	225,140	4082
CAP-746	Athens District Office-Land Acquisition,	\$	188,600	4083

	Design, and Construction			
CAP-747	DNR Fairground Areas-General Upgrading	\$	96,231	4084
CAP-748	Local Parks Projects - Statewide	\$	7,242,859	4085
CAP-751	City of Portsmouth Launch Ramp	\$	454,950	4086
CAP-753	Project Planning	\$	280,171	4087
CAP-780	City of Huron Project	\$	209,802	4088
CAP-784	Inland Access	\$	42,100	4089
CAP-788	Community Recreation Projects	\$	60,000	4090
CAP-814	North of Rush Run Wildlife Area	\$	200	4091
CAP-834	Appraisal Fees - Statewide	\$	98,265	4092
CAP-844	Put-In-Bay Township Port Authority	\$	79,784	4093
CAP-868	New Philadelphia Office Relocation	\$	1,500,000	4094
CAP-874	Lake Erie Access	\$	302,682	4095
CAP-875	Ohio River Access	\$	300,787	4096
CAP-881	Dam Rehabilitation	\$	14,060,581	4097
CAP-928	Handicapped Accessibility	\$	937,800	4098
CAP-929	Hazardous Waste/Asbestos Abatement	\$	455,357	4099
CAP-931	Wastewater/Water Systems Upgrades	\$	9,936,503	4100
CAP-932	Wetlands/Waterfront Acquisition	\$	321,811	4101
CAP-934	Operations Facilities Development	\$	3,072,000	4102
CAP-948	Burke's Point Launch Ramp	\$	91,938	4103
CAP-995	Boundary Protection	\$	304,051	4104
CAP-999	Geographic Information Management System	\$	1,909,866	4105
	Total Statewide and Local Projects	\$	46,473,630	4106
	DIVISION OF CIVILIAN CONSERVATION			4107
CAP-750	Quilter CCC Camp	\$	900	4108
CAP-817	Riffe CCC Camp	\$	1,309	4109
CAP-835	Civilian Conservation Facilities	\$	1,858,057	4110
CAP-961	Zaleski CCC Camp	\$	900	4111
	Total Division of Civilian Conservation	\$	1,861,166	4112
	DIVISION OF FORESTRY			4113
CAP-021	Mohican State Forest	\$	1,200	4114
CAP-030	Shawnee State Forest	\$	5,405	4115

CAP-073	Brush Creek State Forest	\$	5,850	4116
CAP-146	Zaleski State Forest	\$	200	4117
CAP-213	Shade River State Forest	\$	200	4118
CAP-793	Perry State Forest	\$	1,253	4119
CAP-841	Operations and Maintenance Facility Development and Renovation	\$	1,654,852	4120
Total Division of Forestry		\$	1,668,960	4121
DIVISION OF GEOLOGIC SURVEY				4122
CAP-762	Statewide Geologic Sample Repository Facility	\$	12,498	4123
Total Division of Geologic Survey		\$	12,498	4124
DIVISION OF MINERAL RESOURCES MANAGEMENT				4125
CAP-867	Reclamation Facilities Renovation and Development	\$	250,000	4126
Total Division of Mineral Resources Management		\$	250,000	4127
DIVISION OF NATURAL AREAS AND PRESERVES				4128
CAP-006	Little Beaver Creek Nature Preserve	\$	1,500	4129
CAP-749	Southwest Ohio Boundary Surveys	\$	10,012	4130
CAP-757	Cranberry Island Natural Area	\$	2,300	4131
CAP-765	Clifton Gorge Natural Area	\$	2,000	4132
CAP-768	Grand River Wildlife Area	\$	5,550	4133
CAP-770	Chaparral Prairie Nature Preserve	\$	900	4134
CAP-826	Natural Areas and Preserves Maintenance/Facility Development	\$	1,937,310	4135
Total Division of Natural Areas		\$	1,959,572	4136
DIVISION OF WILDLIFE				4137
CAP-764	Fire Lookout/Radio Tower Inspections	\$	2,121	4138
Total Division of Wildlife		\$	2,121	4139
DIVISION OF PARKS AND RECREATION				4140
CAP-003	Barkcamp State Park	\$	3,025	4141
CAP-010	East Harbor State Park	\$	38,129	4142
CAP-016	Hueston Woods State Park	\$	4,800	4143
CAP-017	Indian Lake State Park	\$	3,744	4144

CAP-018	Kelleys Island State Park	\$	3,825	4145
CAP-025	Punderson State Park	\$	97,357	4146
CAP-026	Pymatuning State Park	\$	110,845	4147
CAP-029	Salt Fork State Park	\$	4,285	4148
CAP-032	West Branch State Park	\$	197,555	4149
CAP-037	Kiser Lake State Park	\$	13,166	4150
CAP-060	East Fork State Park	\$	27,675	4151
CAP-064	Geneva State Park	\$	2,300	4152
CAP-067	Guilford Lake State Park	\$	1,400	4153
CAP-089	Mosquito Lake State Park	\$	32,318	4154
CAP-114	Beaver Creek State Park	\$	12,000	4155
CAP-120	Harrison Lake State Park	\$	5,600	4156
CAP-166	Adams Lake State Park	\$	1,800	4157
CAP-222	Wolf Run State Park	\$	3,809	4158
CAP-234	State Parks, Campgrounds, Lodges, and Cabins	\$	5,515,492	4159
CAP-305	Maumee Bay State Park	\$	900	4160
CAP-331	Park Boating Facilities	\$	7,013,069	4161
CAP-390	State Park Maintenance/Facility Development	\$	2,083,780	4162
CAP-815	Mary Jane Thurston State Park	\$	2,200	4163
CAP-825	Marblehead Lighthouse State Park	\$	43,500	4164
CAP-829	Sycamore State Park	\$	500	4165
CAP-836	State Park Renovations/Upgrading	\$	6,011,853	4166
CAP-851	Cleveland Lakefront	\$	240,000	4167
Total Division of Parks and Recreation		\$	21,474,927	4168
DIVISION OF SOIL AND WATER CONSERVATION				4169
CAP-809	State Parks Lakes Restoration	\$	541,670	4170
CAP-810	New Facilities at Farm Science Review	\$	500	4171
Total Division of Soil and Water Conservation		\$	542,170	4172
DIVISION OF WATER				4173
CAP-705	Rehabilitate Canals, Hydraulic Works, and Support Facilities	\$	6,064,233	4174

CAP-730	Miami and Erie Canal	\$	7,050	4175
CAP-819	Rehabilitate/Automate - Ohio Ground Water Observation Well Network	\$	543,756	4176
CAP-820	Automated Stream, Lake, and Ground Water Data Collection	\$	509,396	4177
CAP-822	Flood Hazard Information Studies	\$	5,518	4178
CAP-833	Ohio and Erie Canal	\$	126,884	4179
CAP-848	Hazardous Dam Repair - Statewide	\$	500,000	4180
CAP-873	Mill Creek Watershed	\$	24,378	4181
	Total Division of Water	\$	7,781,215	4182
	TOTAL Department of Natural Resources	\$	82,026,259	4183
	TOTAL Ohio Parks and Natural Resources Fund	\$	82,026,259	4184

Section 21.01. LAND ACQUISITION 4186

Of the foregoing appropriation item CAP-012, Land 4187
Acquisition, \$300,000 shall be used by the City of Mentor to 4188
purchase property for the Mentor Marsh. 4189

CHIPPEWA MARINA 4190

Of the foregoing appropriation item CAP-331, Park Boating 4191
Facilities, \$200,000 shall be used for the Chippewa Marina 4192
Rehabilitation at Indian Lake State Park in Logan County for dock 4193
replacement, additional docks, and seawall repairs. 4194

MIAMI AND ERIE CANAL IMPROVEMENTS 4195

Of the foregoing appropriation item CAP-705, Rehabilitate 4196
Canals, Hydraulic Works, and Support Facilities, at least 4197
\$1,250,000 shall be used for Miami and Erie Canal improvements. 4198

REHABILITATE CANALS, HYDRAULIC WORKS, AND SUPPORT FACILITIES 4199

Of the foregoing reappropriation item CAP-705, Rehabilitate 4200
Canals, Hydraulic Works, and Support Facilities, \$150,000 shall be 4201
used for Miami-Erie Canal Improvements in Allen County and 4202
\$1,000,000 shall be used for the Ohio Canal Lock 3 Revitalization. 4203

OPERATIONS AND MAINTENANCE FACILITY DEVELOPMENT AND 4204
RENOVATION 4205

Of the foregoing reappropriation item CAP-841, Operations and 4206
Maintenance Facility Renovation and Development, \$8,000 shall be 4207
used for Perry State Forest Fencing in Perry County, and \$10,000 4208
shall be used for Harrison State Forest Improvements. 4209

LOCAL PARKS PROJECTS - STATEWIDE 4210

The amount reappropriated for the foregoing appropriation 4211
item CAP-748, Local Parks Projects - Statewide, is \$1,311,625 plus 4212
the unencumbered and unallotted balance as of June 30, 2002, in 4213
item CAP-748, Local Parks Projects - Statewide. The \$1,311,625 4214
represents amounts that were previously appropriated, allocated to 4215
counties pursuant to division (D) of section 1557.06 of the 4216
Revised Code, and encumbered for local project grants. The 4217
encumbrances for these local projects in the various counties 4218
shall be canceled by the Director of Natural Resources or the 4219
Director of Budget and Management. The Director of Natural 4220
Resources shall allocate the \$1,311,625 to the same counties the 4221
moneys were originally allocated to, in the amount of the canceled 4222
encumbrances. 4223

COMMUNITY RECREATION PROJECTS 4224

Of the foregoing appropriation item CAP-788, Community 4225
Recreation Projects, grants shall be made for the following 4226
projects: \$10,000 for Goodale Park Improvements, \$20,000 for Grove 4227
City Park Improvements, \$100,000 for Chagrin Falls Park, \$10,000 4228
for Holmes County Park District, \$60,000 for the Leighty Lake 4229
Restoration Project, \$300,000 for Firestone Park Improvements, 4230
\$50,000 for Dover City Parks, \$50,000 for New Philadelphia City 4231
Park, and \$82,000 for Hamilton Township Park at Foster. 4232

DAM REHABILITATION 4234

Of the foregoing appropriation item CAP-881, Dam 4235
Rehabilitation, up to \$5,000,000 shall be used to rehabilitate the 4236
Muskingum River Locks and Dams. 4237

Section 21.02. For the projects appropriated in Section 21 of 4238
this act, the Ohio Department of Natural Resources shall 4239
periodically prepare and submit to the Director of Budget and 4240
Management the estimated design, planning, and engineering costs 4241
of capital-related work to be done by the Department of Natural 4242
Resources for each project. Based on the estimates, the Director 4243
of Budget and Management may release appropriations from the 4244
foregoing appropriation item CAP-753, Project Planning, to pay for 4245
design, planning, and engineering costs incurred by the Department 4246
of Natural Resources for such projects. Upon release of the 4247
appropriations by the Director of Budget and Management, the 4248
Department of Natural Resources shall pay for these expenses from 4249
Fund 4S9, Capital Expenses, and be reimbursed by Fund 031 using an 4250
intrastate voucher. 4251

Section 22. All items set forth in this section are hereby 4252
appropriated out of any moneys in the state treasury to the credit 4253
of the School Building Program Assistance Fund (Fund 032) and 4254
derived from the proceeds of obligations heretofore authorized to 4255
pay the cost to the state of constructing classroom facilities 4256
pursuant to sections 3318.01 to 3318.35 of the Revised Code. 4257

Reappropriations

SFC SCHOOL FACILITIES COMMISSION			4258
CAP-770	School Building Program Assistance	\$ 27,647,407	4259
CAP-775	Big Eight Capital Improvement Program	\$ 4,647,407	4260
CAP-776	Emergency School Building Repair Program	\$ 1,000,000	4261
CAP-779	Exceptional Needs	\$ 8,776,860	4262
Total School Facilities Commission			\$ 41,424,267 4263
TOTAL School Building Program Assistance Fund			\$ 41,424,267 4264

THE AMOUNT REAPPROPRIATED FOR SCHOOL BUILDING PROGRAM 4265
ASSISTANCE 4266

The amount reappropriated for the foregoing appropriation 4267
item CAP-770, School Building Program Assistance, is the sum of 4268
the unencumbered and unallotted balances as of June 30, 2002, in 4269
appropriation items CAP-770, School Building Program Assistance, 4270
and CAP-775, Big Eight Capital Improvement Program. 4271

Section 22.01. BIG EIGHT SCHOOL DISTRICTS 4272

(A) The amount reappropriated for the foregoing appropriation 4273
item CAP-775, Big Eight Capital Improvement Program, shall be used 4274
by the School Facilities Commission to provide funding to the big 4275
eight school districts, as defined in section 3314.02 of the 4276
Revised Code, to be used for major renovations and repairs of 4277
school facilities. Big eight school districts that levy at least 4278
2.5 voted mills for permanent improvements also are eligible to 4279
expend funding from this program for additions to existing 4280
facilities. However, any big eight school district that does so 4281
shall receive no financial assistance from the School Facilities 4282
Commission for the purpose of replacing that facility for a period 4283
of at least twenty years. These appropriations shall be allocated 4284
to the big eight school districts on a per-pupil basis, based on 4285
fiscal year 1997 average daily membership as defined in section 4286
3317.03 of the Revised Code. School districts that receive 4287
conditional approval by the Controlling Board, pursuant to section 4288
3318.04 of the Revised Code, to participate in the Accelerated 4289
Urban School Building Program are no longer eligible to receive 4290
funding from the Big Eight Capital Improvement Program, except for 4291
appropriations already encumbered at the time the conditional 4292
approval is granted. To be eligible to receive appropriations from 4293
the Big Eight Capital Improvement Program, each school district 4294
shall: 4295

(1) Provide a 100 per cent match from funds that are approved 4296
by the School Facilities Commission. Except for, after the 4297
effective date of this section, eligible districts in the first 4298
through fiftieth percentile, as determined under section 3318.011 4299
of the Revised Code, shall provide a match to their remaining 4300
balances in the Big Eight Renovation Program as of the effective 4301
date of this section such that the local match is equal to the 4302
district's percentage share contribution as determined under the 4303
fiscal year 2002 three-year average adjusted valuation per pupil 4304
list pursuant to section 3318.011 of the Revised Code. 4305

(2) Develop and submit a capital renovations plan for the use 4306
of the state and local funds subject to approval by the School 4307
Facilities Commission. 4308

(B) The Executive Director of the School Facilities 4309
Commission may from time to time request the Director of Budget 4310
and Management to transfer any unencumbered and unallotted 4311
balances in appropriation item CAP-775, Big Eight Capital 4312
Improvement Program, to appropriation item CAP-770, School 4313
Building Program Assistance. Any amounts transferred are hereby 4314
appropriated. 4315

Section 23. All items set forth in Sections 23.01 to 23.03 of 4316
this act are hereby appropriated out of any moneys in the state 4317
treasury to the credit of the Mental Health Facilities Improvement 4318
Fund (Fund 033) and derived from the proceeds of obligations 4319
heretofore authorized to pay costs of capital facilities, as 4320
defined in section 154.01 of the Revised Code, for mental hygiene 4321
and retardation. 4322

Reappropriations

Section 23.01. ADA DEPARTMENT OF ALCOHOL AND DRUG ADDICTION 4323
SERVICES 4324

CAP-001	Renovate Rollman Center	\$	25,640	4325
CAP-002	Community Assistance Projects	\$	4,161,744	4326
Total Department of Alcohol and Drug Addiction				4327
Services		\$	4,187,384	4328

Reappropriations

Section 23.02. DMH DEPARTMENT OF MENTAL HEALTH 4330

STATEWIDE AND CENTRAL OFFICE PROJECTS 4331

CAP-092	Hazardous Materials Abatement	\$	6,000	4332
CAP-479	Community Assistance Projects	\$	2,291,633	4333
CAP-946	Demolition	\$	10,000	4334
CAP-976	Life Safety/Critical Plant Renovations	\$	80,713	4335
CAP-977	Patient Care/Environment Improvement	\$	4,419,423	4336
CAP-978	Infrastructure Renovations	\$	29,000	4337
CAP-981	Emergency Improvements	\$	2,000,000	4338
CAP-986	Campus Consolidation	\$	1,001,000	4339
Total Department of Mental Health				4340

HAZARDOUS MATERIALS ABATEMENT 4341

The amount reappropriated for appropriation item CAP-092, 4342
Hazardous Materials Abatement, is the sum of the unencumbered and 4343
unallotted balances as of June 30, 2002, in appropriation items 4344
CAP-973, Abatement of Hazardous Airborne Materials, and CAP-092, 4345
Hazardous Materials Abatement. 4346

LIFE SAFETY AND CRITICAL PLANT RENOVATIONS 4347

The amount reappropriated for appropriation item CAP-976, 4348
Life Safety/Critical Plant Renovations, is the sum of the 4349
unencumbered and unallotted balances as of June 30, 2002, in 4350
appropriation items CAP-954, Fire Suppression Improvements - 4351
Dayton; CAP-979, Life Safety/Critical Plant Renovation; CAP-983, 4352
Life Safety/Critical Plant Renovation; and CAP-976, Life 4353
Safety/Critical Plant Renovation. 4354

PATIENT CARE AND ENVIRONMENT IMPROVEMENTS 4355

The amount reappropriated for appropriation item CAP-977, 4356
Patient Care/Environment Improvements, is the sum of the 4357
unencumbered and unallotted balances as of June 30, 2002, in 4358
appropriation items CAP-303, Center School Replacement; CAP-701, 4359
Energy Conservation Projects; CAP-790, Main Building Addition - 4360
Phase 1 - Toledo; CAP-822, New Facility Development - Athens; 4361
CAP-949, Building/Residential Unit Rehabilitation - CMHC; CAP-950, 4362
Residential Unit Reconfiguration - Columbus; CAP-953 4363
Building/Residential Unit Reconfiguration - North Campus; CAP-956, 4364
Building/Residential Unit Reconfiguration - Dayton; CAP-958, 4365
Building/Residential Unit Reconfiguration - MPC; CAP-963, Building 4366
Reconfiguration/Consolidation - Toledo; CAP-980, Patient 4367
Environment Improvements/Consolidation; CAP-984, Patient 4368
Environment Improvements/Consolidation; and CAP-977, Patient 4369
Care/Environment Improvements. 4370

INFRASTRUCTURE RENOVATIONS 4371

The amount reappropriated for appropriation item CAP-978, 4372
Infrastructure Renovations, is the sum of the unencumbered and 4373
unallotted balances as of June 30, 2002, in appropriation items 4374
CAP-825, Dietary Facility Development; CAP-930, Boiler/HVAC 4375
Renovation - Phase 2; CAP-833, Dietary Renovation - North Campus; 4376
CAP-943, Dietary Delivery System; CAP-947, Telephone System 4377
Renovation; CAP-951, Utility Consolidation/Site Improvements - 4378
Columbus; CAP-982, Infrastructure Renovations; CAP-985, 4379
Infrastructure Renovations; CAP-987, Telecommunication 4380
Renovations; and CAP-978, Infrastructure Renovations. 4381

CAMPUS CONSOLIDATION 4382

The amount reappropriated for appropriation item CAP-986, 4383
Campus Consolidation, is the sum of the unencumbered and 4384
unallotted balances as of June 30, 2002, in appropriation items 4385
CAP-906, Campus Consolidation Planning; and CAP-986, Campus 4386
Consolidation. 4387

Reappropriations

Section 23.03.	DMR DEPARTMENT OF MENTAL RETARDATION AND		4388
	DEVELOPMENTAL DISABILITIES		4389
	STATEWIDE PROJECTS		4390
CAP-001	Asbestos Abatement	\$ 1,069,021	4391
CAP-480	Community Assistance Projects	\$ 21,218,745	4392
CAP-886	Replacement of Underground Tanks	\$ 4,500	4393
CAP-901	Razing of Buildings	\$ 500,000	4394
CAP-912	Telecommunications Systems Improvement	\$ 354,005	4395
CAP-941	Emergency Generator Replacement	\$ 426,400	4396
CAP-955	Statewide Developmental Centers	\$ 990,659	4397
CAP-961	Energy Conservation	\$ 345,990	4398
CAP-981	Emergency Improvements	\$ 477,888	4399
Total Statewide and Central Office Projects		\$ 25,387,208	4400
	COMMUNITY ASSISTANCE PROJECTS		4401
	The foregoing appropriation item CAP-480, Community		4402
	Assistance Projects, may be used to provide community assistance		4403
	funds for the construction or renovation of facilities for day		4404
	programs or residential programs that provide services to persons		4405
	eligible for services from the Department of Mental Retardation		4406
	and Developmental Disabilities or county boards of mental		4407
	retardation and developmental disabilities. Any funds provided to		4408
	nonprofit agencies for the construction or renovation of		4409
	facilities for persons eligible for services from the Department		4410
	of Mental Retardation and Developmental Disabilities and county		4411
	boards of mental retardation and developmental disabilities are		4412
	subject to the prevailing wage provisions in section 176.05 of the		4413
	Revised Code.		4414
	STATEWIDE DEVELOPMENTAL CENTERS		4415
	The amount reappropriated for the foregoing appropriation		4416
	item CAP-955, Statewide Developmental Centers, is the sum of the		4417

unencumbered and unallotted balances as of June 30, 2002, in			4418
appropriation items CAP-014, Electrical System Renovations;			4419
CAP-479, Community Residential Projects; CAP-712,			4420
Administration/Education/Workshop; CAP-849, Exterior Renovations;			4421
CAP-854, Renovate Residential Buildings; CAP-888, New			4422
Dietary/Support Service Building - CDC; CAP-890, Roof Renovations			4423
- GDC; CAP-897, ADA Compliance Improvements - TDC; CAP-916,			4424
Electrical System Renovation; CAP-918, Renovation of Water			4425
Wells/Tower; CAP-921, Window Replacements; CAP-929, Program			4426
Building Renovation; CAP-930, Garza Building Renovation; CAP-939,			4427
Tunnel and Site Improvements; CAP-942, Fire Alarm/Sprinkler System			4428
Improvements; and CAP-980, Pool Chemical Feed System.			4429
APPLE CREEK DEVELOPMENTAL CENTER			4430
CAP-790	Cortland Hall Renovation	\$ 31,183	4431
CAP-791	Jonathan Hall Renovation	\$ 417,107	4432
CAP-795	Ruby Hall Renovation	\$ 320,000	4433
CAP-940	Sewage Treatment Plant Renovation	\$ 55,307	4434
CAP-953	Door Replacements	\$ 61,000	4435
CAP-956	Apple Creek Developmental Center	\$ 126,611	4436
Total Apple Creek Developmental Center		\$ 1,011,208	4437
CAMBRIDGE DEVELOPMENTAL CENTER			4438
CAP-711	Residential Renovations - CAMDC	\$ 150,000	4439
CAP-910	HVAC Renovations - Residential Buildings	\$ 53,550	4440
CAP-913	Cambridge HVAC Upgrade - Activity Center	\$ 250,000	4441
CAP-957	Cambridge Developmental Center	\$ 489,668	4442
CAP-969	Utility Upgrade Centerwide	50,000	4443
Total Cambridge Developmental Center		\$ 993,218	4444
COLUMBUS DEVELOPMENTAL CENTER			4445
CAP-106	Roof Repairs - Various Buildings	\$ 300,000	4446
CAP-852	Fire Alarm System Improvements	\$ 200,000	4447
CAP-958	Columbus Developmental Center	\$ 1,029,908	4448
CAP-970	Clinical/Support Building Addition	\$ 308,000	4449
Total Columbus Developmental Center		\$ 1,837,908	4450

GALLIPOLIS DEVELOPMENTAL CENTER			4451
CAP-723	HVAC System Replacement	\$ 407,000	4452
CAP-853	Residential Renovations - GDC	\$ 23,180	4453
CAP-959	Gallipolis Developmental Center	\$ 252,433	4454
CAP-971	Replace Fire Alarm System	\$ 2,500	4455
CAP-972	Refrigerator and Freezer Renovation	40,000	4456
CAP-973	Replace Steam Absorption Unit	\$ 130,000	4457
Total Gallipolis Developmental Center			\$ 855,113 4458
MONTGOMERY DEVELOPMENTAL CENTER			4459
CAP-728	Maintenance Shop Addition	\$ 187,848	4460
CAP-805	Replacement of Fire Alarm System	\$ 150,000	4461
CAP-945	Roof and Exterior Renovations	\$ 53,838	4462
CAP-960	Montgomery Developmental Center	\$ 723,322	4463
Total Montgomery Developmental Center			\$ 1,115,008 4464
MOUNT VERNON DEVELOPMENTAL CENTER			4465
CAP-080	Renovate Main Kitchen - Rian Hall	\$ 121,319	4466
CAP-101	Rian Hall Residential Renovations	\$ 224,000	4467
CAP-735	Administration Building Renovation	\$ 17,076	4468
CAP-808	Roof Replacement	\$ 64,095	4469
CAP-810	Replacement of Fire Alarm System	\$ 150,000	4470
CAP-962	Mount Vernon Developmental Center	\$ 430,170	4471
CAP-974	Pool/Gymnasium Renovation	\$ 60,000	4472
CAP-975	Exterior Building Renovation	\$ 75,000	4473
Total Mount Vernon Developmental Center			\$ 1,141,660 4474
NORTHWEST OHIO DEVELOPMENTAL CENTER			4475
CAP-738	Residential Laundry Renovation	\$ 95,000	4476
CAP-739	Residential Bedroom Renovation	\$ 100,000	4477
CAP-947	Replace Chiller	\$ 136,525	4478
CAP-963	Northwest Ohio Developmental Center	\$ 560,443	4479
CAP-982	Cooling Tower Replacement	\$ 50,000	4480
Total Northwest Ohio Developmental Center			\$ 941,968 4481
SOUTHWEST OHIO DEVELOPMENTAL CENTER			4482

CAP-863	Residential Renovation - HVAC Upgrade	\$	286,766	4483
CAP-964	Southwest Ohio Developmental Center	\$	171,764	4484
CAP-976	Renovation Program and Support Services Building	\$	175,000	4485
Total Southwest Ohio Developmental Center		\$	633,530	4486
SPRINGVIEW DEVELOPMENTAL CENTER				4487
CAP-742	Renovation - Administration Building	\$	150,000	4488
CAP-864	Renovation of Clark Hall	\$	31,430	4489
CAP-965	Springview Developmental Center	\$	28,986	4490
CAP-977	Roof Replacement	\$	230,000	4491
Total Springview Developmental Center		\$	440,416	4492
TIFFIN DEVELOPMENTAL CENTER				4493
CAP-085	Roof Replacement - Dietary	\$	100,000	4494
CAP-086	Replace Boiler Feedwater Heating and Storage Unit	\$	88,738	4495
CAP-899	Utah & Nevada Buildings Renovation	\$	250,000	4496
CAP-931	Exterior Renovations - Various Buildings	\$	184,825	4497
CAP-933	Sprinkler System Installation	\$	51,407	4498
CAP-966	Tiffin Developmental Center	\$	291,004	4499
Total Tiffin Developmental Center		\$	965,974	4500
WARRENSVILLE DEVELOPMENTAL CENTER				4501
CAP-088	Exterior Lighting Replacement	\$	160,000	4502
CAP-867	Residential Renovations - WDC	\$	75,000	4503
CAP-900	Water Line Replacement - WDC	\$	77,922	4504
CAP-936	HVAC Renovations	\$	103,185	4505
CAP-950	ADA Compliance - WDC	\$	41,435	4506
CAP-951	Central Kitchen Improvements	\$	50,256	4507
CAP-967	Warrensville Developmental Center	\$	247,117	4508
CAP-978	Boiler Replacement	\$	260,000	4509
Total Warrensville Developmental Center		\$	1,014,915	4510
YOUNGSTOWN DEVELOPMENTAL CENTER				4511
CAP-091	Water Line Renovation	\$	75,000	4512
CAP-871	Residential Renovations	\$	181,131	4513

CAP-904	Roof Renovations - YDC	\$	82,152	4514
CAP-952	Catch Basin and Gutter Replacement	\$	50,923	4515
CAP-968	Youngstown Developmental Center	\$	210,312	4516
	Total Youngstown Developmental Center	\$	599,518	4517
	TOTAL Department of Mental Retardation			4518
	and Developmental Disabilities	\$	36,937,644	4519
	TOTAL Mental Health Facilities Improvement Fund	\$	50,962,797	4520

Section 23.04. The foregoing capital improvements for which 4522
appropriations are made in Sections 23.01 to 23.03 of this act are 4523
determined to be capital improvements and capital facilities for 4524
mental hygiene and retardation, and are designated as the capital 4525
facilities to which proceeds of obligations in the Mental Health 4526
Facilities Improvement Fund, created by section 154.20 of the 4527
Revised Code, are to be applied. The foregoing appropriations for 4528
the Department of Alcohol and Drug Addiction Services, CAP-002, 4529
Community Assistance Projects; Department of Mental Health, 4530
CAP-479, Community Assistance Projects; and Department of Mental 4531
Retardation and Developmental Disabilities, CAP-480, Community 4532
Assistance Projects, may be used on facilities constructed or to 4533
be constructed pursuant to Chapter 340., 3793., 5119., 5123., or 4534
5126. of the Revised Code or the authority granted by section 4535
154.20 of the Revised Code and the rules adopted pursuant to those 4536
chapters and that section and shall be distributed by the 4537
Department of Alcohol and Drug Addiction Services, the Department 4538
of Mental Health, and the Department of Mental Retardation and 4539
Developmental Disabilities, subject to Controlling Board approval. 4540

Section 23.05. (A) No capital improvement appropriations made 4541
in Sections 23.01 to 23.03 of this act shall be released for 4542
planning or for improvement, renovation, or construction or 4543
acquisition of capital facilities if a governmental agency, as 4544
defined in section 154.01 of the Revised Code, does not own the 4545

real property that constitutes the capital facilities or on which 4546
the capital facilities are or will be located. This restriction 4547
does not apply in any of the following circumstances: 4548

(1) The governmental agency has a long-term (at least fifteen 4549
years) lease of, or other interest (such as an easement) in, the 4550
real property. 4551

(2) In the case of an appropriation for capital facilities 4552
that, because of their unique nature or location, will be owned or 4553
be part of facilities owned by a separate nonprofit organization 4554
and made available to the governmental agency for its use or 4555
operated by the nonprofit organization under contract with the 4556
governmental agency, the nonprofit organization either owns or has 4557
a long-term (at least fifteen years) lease of the real property or 4558
other capital facility to be improved, renovated, constructed, or 4559
acquired and has entered into a joint or cooperative use 4560
agreement, approved by the Department of Mental Health, Department 4561
of Mental Retardation and Developmental Disabilities, or 4562
Department of Alcohol and Drug Addiction Services, whichever is 4563
applicable, with the governmental agency for that agency's use of 4564
and right to use the capital facilities to be financed and, if 4565
applicable, improved, the value of such use or right to use being, 4566
as determined by the parties, reasonably related to the amount of 4567
the appropriation. 4568

(B) In the case of capital facilities referred to in division 4569
(A)(2) of this section, the joint or cooperative use agreement 4570
shall include, as a minimum, provisions that: 4571

(1) Specify the extent and nature of that joint or 4572
cooperative use, extending for no fewer than fifteen years, with 4573
the value of such use or right to use to be, as determined by the 4574
parties and approved by the applicable department, reasonably 4575
related to the amount of the appropriation; 4576

(2) Provide for pro rata reimbursement to the state should 4577
the arrangement for joint or cooperative use by a governmental 4578
agency be terminated; 4579

(3) Provide that procedures to be followed during the capital 4580
improvement process will comply with appropriate applicable state 4581
statutes and rules, including provisions of this act. 4582
4583

Section 24. All items set forth in Sections 24.01 to 24.56 of 4584
this act are hereby appropriated out of any moneys in the state 4585
treasury to the credit of the Higher Education Improvement Fund 4586
(Fund 034) and derived from the proceeds of obligations heretofore 4587
authorized to pay the costs of capital facilities, as defined in 4588
sections 151.01 and 151.04 of the Revised Code, for 4589
state-supported and state-assisted institutions of higher 4590
education. 4591

Reappropriations

Section 24.01. OEB OHIO EDUCATIONAL TELECOMMUNICATIONS 4592
NETWORK COMMISSION 4593
CAP-001 Educational Television and Radio \$ 3,936,799 4594
Equipment
CAP-002 Educational Broadcasting Fiber Optic \$ 51,748 4595
Network
Total Ohio Educational Telecommunications 4596
Network Commission \$ 3,988,547 4597

EDUCATIONAL TELEVISION AND RADIO EQUIPMENT 4598

The foregoing appropriation item CAP-001, Educational 4599
Television and Radio Equipment, shall be used to provide 4600
broadcasting, transmission, and production equipment to Ohio 4601
public radio and television stations, radio reading services, and 4602
the Ohio Educational Telecommunications Network Commission. 4603

EDUCATIONAL BROADCASTING FIBER OPTIC NETWORK 4604

The foregoing appropriation item CAP-002, Educational 4605
 Broadcasting Fiber Optic Network, shall be used to link the Ohio 4606
 public radio and television stations, radio reading services, and 4607
 the Ohio Educational Broadcasting Network for the reception and 4608
 transmission of digital communications through fiber optic cable 4609
 or other technology. 4610

Reappropriations

Section 24.02. BOR BOARD OF REGENTS 4611

CAP-021	Educational Television and Radio	\$	124,942	4612
	Equipment			
CAP-030	Supercomputer Center Expansion	\$	6,510	4613
CAP-031	Ohio Aerospace Institute - Building	\$	300,692	4614
	Improvements			
CAP-032	Research Facility Action and Investment	\$	14,863,723	4615
	Funds			
CAP-033	Child Care Facility - Matching Grants	\$	1,627,126	4616
CAP-054	Appalachian-Higher Ed Facilities	\$	3,379	4617
CAP-060	Technology Initiatives	\$	10,000,000	4618
CAP-061	Central State Rehabilitation	\$	207,012	4619
CAP-064	Eminent Scholars Capital Grants	\$	2,750,000	4620
CAP-065	Biomedical Technology Center	\$	8,500,000	4621
	Total Board of Regents	\$	38,383,384	4622

Section 24.03. SUPERCOMPUTER CENTER EXPANSION 4624

The amount reappropriated for the foregoing appropriation 4625
 item CAP-030, Supercomputer Center Expansion, is the unencumbered 4626
 and unallotted balance as of June 30, 2002, in appropriation item 4627
 CAP-030, Supercomputer Center Expansion, minus \$508,599. 4628

Section 24.04. RESEARCH FACILITY ACTION INVESTMENT FUNDS 4629

The amount reappropriated for the foregoing appropriation 4630
item CAP-032, Research Facility Action and Investment Funds, is 4631
the sum of the unencumbered and unallotted balance as of June 30, 4632
2002, in appropriation item CAP-032, Research Facility Action and 4633
Investment Funds, plus the unencumbered and unallotted balance as 4634
of June 30, 2002, in Youngstown State University's appropriation 4635
item CAP-118, X-Ray Defractometer. 4636

Section 24.05. RESEARCH FACILITY ACTION AND INVESTMENT FUNDS 4637
4638

The foregoing appropriation item CAP-032, Research Facility 4639
Action and Investment Funds, shall be used for a program of grants 4640
to be administered by the Board of Regents to provide timely 4641
availability of capital facilities for research programs and 4642
research-oriented instructional programs at or involving 4643
state-supported and state-assisted institutions of higher 4644
education. 4645

The Board of Regents shall adopt rules under Chapter 119. of 4646
the Revised Code relative to the application for and approval of 4647
projects funded from appropriation item CAP-032, Research Facility 4648
Action and Investment Funds. The rules shall be reviewed and 4649
approved by the Legislative Committee on Education Oversight. The 4650
Board of Regents shall inform the President of the Senate and the 4651
Speaker of the House of Representatives of each project 4652
application for funding received. Each project receiving a 4653
commitment for funding by the Board of Regents under the rules 4654
shall be reported to the President of the Senate and the Speaker 4655
of the House of Representatives. 4656

Section 24.06. REPAYMENT OF RESEARCH FACILITY ACTION AND 4657
INVESTMENT FUND MONEYS 4658

Notwithstanding any provision of law to the contrary, all 4659

repayments of Research Facility Action and Investment Fund loans 4660
shall be made to the Bond Service Account in the Higher Education 4661
Bond Service Trust Fund. 4662

Institutions of higher education shall make timely repayments 4663
of Research Facility Action and Investment Fund loans, according 4664
to the schedule established by the Board of Regents. In the case 4665
of late payments, the Board of Regents may deduct from an 4666
institution's periodic subsidy distribution an amount equal to the 4667
amount of the overdue payment for that institution, transfer such 4668
amount to the Bond Service Trust Fund, and credit the appropriate 4669
institution for the repayment. 4670

Section 24.07. CHILD CARE FACILITIES - MATCHING GRANTS 4671

The foregoing appropriation item CAP-033, Child Care 4672
Facilities - Matching Grants, shall be used by the Board of 4673
Regents to make grants to state-supported or state-assisted 4674
institutions of higher education for projects to expand, 4675
construct, renovate space, or equip child care centers. All grants 4676
shall be awarded on a 50 per cent match basis. In making grant 4677
awards, the Board of Regents shall give priority to: 4678

(A) Projects located at state-supported or state-assisted 4679
institutions without child care facilities; 4680

(B) Projects for which the principal clients are children of 4681
students enrolled at the institution; and 4682

(C) Projects where the facility will be used as a 4683
classroom/training lab for child care/preschool certification 4684
programs. 4685

Section 24.08. TECHNOLOGY INITIATIVES 4686

In order to determine a method of awarding grants from the 4687
foregoing appropriation item CAP-060, Technology Initiatives, the 4688

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 Service Commission, and the
Legislative Office of Education Oversight.

Section 24.09. EMINENT SCHOLARS CAPITAL GRANTS 4694

The foregoing appropriation item CAP-064, Eminent Scholars
Capital Grants, shall be used by the Board of Regents to make
grants to state colleges and universities and nonprofit
institutions of higher education holding certificates of
authorization issued under section 1713.02 of the Revised Code
that receive endowment grants from appropriation item 235-451,
Eminent Scholars. The capital grants shall be used to acquire,
renovate, rehabilitate, or construct facilities and purchase
equipment to be used by an eminent scholar in the conduct of
research and shall require a 50 per cent match from recipient
campuses.

The Board of Regents shall convene an Eminent Scholars
Advisory Panel that shall make recommendations for the
administration of the Eminent Scholars Program, including the
award of capital grants. The panel's recommendations for capital
grants from appropriation item CAP-064, Eminent Scholars Capital
Grants, shall require the approval of the Board of Regents.

Section 24.10. BIOMEDICAL TECHNOLOGY CENTER 4712

The foregoing appropriation item CAP-065, Biomedical
Technology Center, shall be used by the Center for Applied
Biomedical Technologies for site development and the design,
construction, and equipment costs of a new biomedical technology
resources facility. Prior to release of the funds, a proposal for
the construction of the facility and the use of state funds shall

be approved by the Biomedical Technology Center Oversight 4719
Committee, which is hereby created and consists of the Governor's 4720
Science and Technology Advisor, the president of the Edison Bio 4721
Technology Center, and the Governor's regional economic 4722
development representative for northeastern Ohio. The committee 4723
shall determine the extent to which Section 24.54 of this act or 4724
appropriate alternative procedures apply to the project. Upon 4725
notification of the committee's approval, the Chancellor of the 4726
Board of Regents shall request the Director of Budget and 4727
Management or the Controlling Board to release the appropriations. 4728
The Biomedical Technology Center Oversight Committee ceases to 4729
exist upon the release of all appropriations from this item. This 4730
appropriation shall not be used to match any grants made by the 4731
Biomedical Research and Technology Transfer Commission. 4732

Section 24.11. REIMBURSEMENT FOR PROJECT COSTS 4733

Appropriations made in Sections 24.02 to 24.56 of this act 4734
for purposes of the costs of capital facilities for the interim 4735
financing of which the particular institution has previously 4736
issued its own obligations anticipating the possibility of future 4737
state appropriations to pay all or a portion of such costs, as 4738
contemplated in division (B) of section 3345.12 of the Revised 4739
Code, shall be paid directly to the institution or the paying 4740
agent for those outstanding obligations in the full principal 4741
amount of those obligations then to be paid from the anticipated 4742
appropriation, and shall be timely applied to the retirement of a 4743
like principal amount of the institution's obligations. 4744

Appropriations made in Sections 24.02 to 24.56 of this act 4745
for purposes of the costs of capital facilities, all or a portion 4746
of which costs the particular institution has paid from the 4747
institution's moneys that were temporarily available and which 4748
payments were reasonably expected to be reimbursed from the 4749

proceeds of obligations issued by the state, shall be directly 4750
 paid to the institution in the full amounts of those payments and 4751
 shall be timely applied to the reimbursement of those temporarily 4752
 available moneys. 4753

Reappropriations

Section 24.12. UAK UNIVERSITY OF AKRON 4754

CAP-008	Basic Renovations	\$	7,128,474	4755
CAP-047	Polsky Building Renovation	\$	724,887	4756
CAP-049	Basic Renovations - Wayne	\$	173,886	4757
CAP-054	Auburn Science/Whitby Rehabilitation	\$	149,600	4758
CAP-061	Asbestos Abatement	\$	641,327	4759
CAP-063	Child Care Facility	\$	149,998	4760
CAP-066	Global Business Institute	\$	300,000	4761
CAP-067	ADA Modifications	\$	364,735	4762
CAP-075	Infrastructure Materials/Rehabilitation	\$	102,932	4763
CAP-076	Supercritical Fluid Technology	\$	291,900	4764
CAP-077	Leigh Hall Rehabilitation	\$	5,520,471	4765
CAP-079	Science/Technology Library Addition Phase	\$	222,178	4766
	2			
CAP-081	Classroom/Office Building - Arts/Sciences	\$	345,609	4767
CAP-085	Non-Credit Job Training	\$	27,500	4768
CAP-086	Ohio Biomedical Consortium on Medical Therapeutic Micro Devices	\$	69,000	4769
CAP-091	Student Affairs Building	\$	13,977,457	4770
CAP-092	Whitby Hall Rehabilitation	\$	2,694,656	4771
	Total University of Akron	\$	32,884,700	4772

Reappropriations

Section 24.13. BGU BOWLING GREEN STATE UNIVERSITY 4774

CAP-009	Basic Renovations	\$	4,526,309	4775
CAP-060	Basic Renovations - Firelands	\$	43,951	4776
CAP-066	South Hall Replacement	\$	7,276	4777

CAP-078	Asbestos Abatement	\$	1,584	4778
CAP-088	ADA Modifications	\$	220,396	4779
CAP-091	Child Care Facility	\$	49,406	4780
CAP-093	Pedestrian Mall Project	\$	24,275	4781
CAP-094	Materials Network	\$	90,981	4782
CAP-095	Video Link	\$	10,644	4783
CAP-102	Network Infrastructure Phase 1	\$	6,346,772	4784
CAP-103	University Community Center - Firelands	\$	2,056,440	4785
CAP-104	Jerome Library Renovations	\$	113,946	4786
CAP-105	Administration Building Elevators	\$	19,777	4787
CAP-106	LSC Stairwell/MSC Exterior Steps	\$	24,486	4788
CAP-108	Tunnel Upgrade - Phase II	\$	129,386	4789
CAP-109	Cedar Point Community Center	\$	515,600	4790
CAP-110	Hannah Hall Rehabilitation	\$	2,005,522	4791
CAP-111	Re-roof East West and North Buildings	\$	503,326	4792
CAP-112	Biology Lab Renovation	\$	54,827	4793
CAP-113	Campus-Wide Paving/Sidewalk Upgrade	\$	352,700	4794
Total Bowling Green State University		\$	17,097,604	4795

BASIC RENOVATIONS 4796

The amount reappropriated for the foregoing appropriation 4797
item CAP-009, Basic Renovations, shall be the sum of the 4798
unencumbered and unallotted balances as of June 30, 2002, in 4799
appropriation items CAP-009, Basic Renovations; CAP-054, 4800
University Hall Rehabilitation; CAP-055, Fine Arts Addition; 4801
CAP-056, Modify Continuing Education Offices; CAP-057, Roof 4802
Renovations; CAP-061, Bursar/Biology Labs/Library/Sewer; CAP-063, 4803
Eppler Rehabilitation; CAP-081, Large Lecture Hall Renovations; 4804
CAP-083, Central Heating Plant Replacement; CAP-084, Physical 4805
Sciences Chiller; CAP-086, Health Center - 2nd Floor Renovations; 4806
CAP-096, Campus-wide Paving - Phase II; CAP-097, Education 4807
Building HVAC Upgrades; CAP-098, Sciences Complex Cooling Tower; 4808
CAP-099, Technology Building Chiller; and CAP-107, Campus Lighting 4809

Project - Phase II, plus \$2,070. 4810

BASIC RENOVATIONS - FIRELANDS 4811

The amount reappropriated for the foregoing appropriation 4812
item CAP-060, Basic Renovations - Firelands, is the sum of the 4813
unencumbered and unallotted balances as of June 30, 2002, in 4814
appropriation items CAP-060, Basic Renovations - Firelands; 4815
CAP-067, Energy Conservation Project - Firelands; and CAP-089, ADA 4816
Modifications - Firelands. 4817

Reappropriations

Section 24.14.	CSU CENTRAL STATE UNIVERSITY		4818
CAP-022	Basic Renovations	\$ 909,557	4819
CAP-036	National Afro-American Cultural Center/Museum Improvements	\$ 4,975	4820
CAP-043	Paul Dunbar Museum	\$ 1,547	4821
CAP-053	Roof Replacement	\$ 4,101	4822
CAP-068	Instructional and Data Processing Equipment	\$ 16,002	4823
CAP-075	ADA Modifications	\$ 51,645	4824
CAP-078	Brown Library Roof Replacement	\$ 21,479	4825
CAP-082	Child Care Facility	\$ 149,052	4826
CAP-083	Master Plan/Supplemental Renovations	\$ 114,669	4827
CAP-084	College of Education Facility - Planning	\$ 30,400	4828
CAP-085	Green Hall Rehabilitation	\$ 50,406	4829
CAP-089	Student Center Planning	\$ 500,000	4830
CAP-090	Emery Hall Roof Rehabilitation	\$ 632,500	4831
CAP-091	Carnegie Hall Roof Rehabilitation	\$ 457,500	4832
CAP-092	Page Hall Rehabilitation	\$ 1,900,000	4833
CAP-093	Simpson Hall HVAC	\$ 318,800	4834
CAP-094	Hunter Hall HVAC	\$ 555,000	4835
CAP-095	Williamson Hall HVAC	\$ 700,000	4836
CAP-096	Lane Hall Rehabilitation	\$ 3,700,000	4837

CAP-097	Campus-wide Master Plan	\$	11,366	4838
Total Central State University		\$	10,128,999	4839

Reappropriations

Section 24.15. UCN UNIVERSITY OF CINCINNATI				4841
CAP-009	Basic Renovations	\$	6,891,515	4842
CAP-054	Raymond Walters Renovations	\$	4,428	4843
CAP-115	Hazardous Waste	\$	29,465	4844
CAP-116	Aerospace Engineering	\$	105,624	4845
CAP-121	Child Care Facility	\$	100,000	4846
CAP-122	Infrastructure Assessment	\$	4,818	4847
CAP-125	Supplemental Renovations - Interior Spaces	\$	15,223	4848
CAP-127	New Classroom/Lab Building - Clermont	\$	21,215	4849
CAP-128	Science and Allied Health Building - Walters	\$	1,859,825	4850
CAP-137	MSB Otolaryngology	\$	1,228	4851
CAP-141	ADA Modifications	\$	239,535	4852
CAP-142	ADA Modifications - Clermont	\$	6,039	4853
CAP-143	ADA Modifications - Walters	\$	2,101	4854
CAP-156	CFC Unit Replacement	\$	2,173	4855
CAP-158	Molecular Components/Simulation Network	\$	14,154	4856
CAP-168	International Friendship Park	\$	3,151,002	4857
CAP-171	Asbestos - Rieveschl Hall	\$	298,057	4858
CAP-173	Surface Engineering	\$	2,292	4859
CAP-174	Classroom/Teaching Lab Renovations	\$	1,284,028	4860
CAP-176	Network Expansion	\$	228,100	4861
CAP-177	Critical Building Component Renovations	\$	2,910,000	4862
CAP-179	Rieveschl Rehabilitation	\$	27,240	4863
CAP-180	Rapid Prototype Process	\$	17,982	4864
CAP-182	Elevator - Critical Building Components	\$	33,271	4865
CAP-188	HPB/Wherry Service Entrances	\$	56,649	4866
CAP-193	Nano Particles	\$	17,015	4867

CAP-194	Transgenic Core Capacity	\$	1,633	4868
CAP-195	Thin Film Analysis	\$	110,452	4869
CAP-196	Electronic Reconstruction	\$	130,649	4870
CAP-197	Med Center Technology	\$	7,260	4871
CAP-198	TC/Dyer Rehabilitation Phase 1A	\$	48,128	4872
CAP-199	TC/Dyer Rehabilitation Phase 1B	\$	226	4873
CAP-201	WC Faculty Media Center	\$	120,116	4874
CAP-202	Baldwin Hall Rehabilitation - Phase I	\$	103,256	4875
CAP-203	Zimmer Plaza & Auditorium Rehabilitation	\$	7,976	4876
CAP-205	Medical Science Building Rehabilitation	\$	3,796,727	4877
CAP-206	One Stop Services Center	\$	3,284,801	4878
CAP-207	Central Campus Infrastructure	\$	232,629	4879
CAP-208	Security System Upgrade	\$	5,279	4880
CAP-209	Library Renovations	\$	101,308	4881
CAP-210	Cincinnati Observatory Center	\$	150,000	4882
CAP-212	Roof Replacement - MSB Complex	\$	24,906	4883
CAP-214	Microscopy	\$	90,000	4884
CAP-215	Ohio Biomedical Consortium on Medical Therapeutic Micro Devices	\$	162,500	4885
CAP-217	Center for Fire and Explosion Science and Technology	\$	178,800	4886
CAP-218	Creation of a P3 Facility	\$	273,808	4887
CAP-223	Teachers College/Dyer Hall Rehabilitation Phase 2	\$	4,136,000	4888
CAP-224	Van Wormer Administrative Building Rehabilitation	\$	16,772	4889
CAP-226	Holocaust Archives at Hebron Union College	\$	250,000	4890
CAP-227	Old Chemistry Roof and Masonry	\$	330,181	4891
CAP-228	MSB G, 1 & 2 Lab Upgrades	\$	50,136	4892
CAP-230	Focused Ion Beam Fabrication	\$	170,000	4893
CAP-231	National Institute of Health	\$	374,250	4894
CAP-232	Expression Technology	\$	215,303	4895

CAP-233	Environmental Scanning Microscope	\$	142,073	4896
CAP-234	Lean Direct Fuel Inject Combustion	\$	90,645	4897
CAP-237	Biomedical Engineering	\$	485,500	4898
CAP-240	Control Tech Hazard Waste/Oil Spill	\$	21,294	4899
CAP-244	Pulse Detonation Engine	\$	140,050	4900
Total University of Cincinnati		\$	32,575,637	4901

NEW CLASSROOM/LAB BUILDING - CLERMONT 4902

The amount reappropriated for the foregoing appropriation 4903
item CAP-127, New Classroom/Lab Building - Clermont, is \$21,215. 4904

SCIENCE/ALLIED HEALTH BUILDING - WALTERS 4905

The amount reappropriated for the foregoing appropriation 4906
item CAP-128, Science/Allied Health Building - Walters, is 4907
\$77,947, plus the unencumbered and unallotted balance as of June 4908
30, 2002, in appropriation item CAP-128, Science/Allied Health 4909
Building - Walters. 4910

Reappropriations

Section 24.16. CLS CLEVELAND STATE UNIVERSITY 4911

CAP-017	Land Acquisition	\$	594,955	4912
CAP-023	Basic Renovations	\$	750,766	4913
CAP-044	Chester Building Rehabilitation	\$	84,274	4914
CAP-067	17th - 18th Street Block	\$	205,862	4915
CAP-069	Great Lakes Museum for Science, Environment, and Technology	\$	200,000	4916
CAP-088	Asbestos Abatement	\$	1,696,687	4917
CAP-092	Handicapped Requirements	\$	155,485	4918
CAP-099	Main Classroom Plaza Conversion	\$	13,147	4919
CAP-100	Special Studies Space Conversion	\$	1,762	4920
CAP-101	Classroom Building Renovations	\$	50,000	4921
CAP-104	ADA Modifications	\$	409	4922
CAP-109	Classroom Upgrade	\$	15,804	4923
CAP-112	Land Acquisitions	\$	1,035,037	4924

CAP-114	Geographic Information Systems	\$	77,005	4925
CAP-115	Plant Services Building HVAC	\$	14,081	4926
CAP-117	Landscaping/Sidewalks/Stairs	\$	20,436	4927
CAP-118	Structural Concrete Rehabilitation	\$	1,407,013	4928
CAP-120	Physical Education Building Enhancements	\$	53,380	4929
CAP-125	College of Education Building	\$	600,000	4930
CAP-126	Electrical System Upgrades Phase 2	\$	2,291,335	4931
CAP-127	Fire Alarm System Upgrade	\$	400,000	4932
CAP-128	Property Acquisition	\$	1,298,322	4933
CAP-129	Vocational Guidance Campus	\$	30,000	4934
CAP-130	WVIZ Technology Center	\$	1,000,000	4935
CAP-132	Rhodes Tower Stair Renovation	R	1,632	4936
CAP-133	Rhodes Tower Library Carpet	\$	11,980	4937
CAP-134	Physical Education Building Men's Locker Room	\$	16,478	4938
CAP-136	University Center HVAC Phase 1	\$	918,541	4939
CAP-137	University Center Elevator Upgrades	\$	546,500	4940
Total Cleveland State University		\$	13,490,891	4941

CLASSROOM UPGRADE 4942

The amount reappropriated for the foregoing appropriation 4943
item CAP-109, Classroom Upgrade, is \$5,192 plus the unencumbered 4944
and unallotted balance as of June 30, 2002, in appropriation item 4945
CAP-109, Classroom Upgrade. 4946

LANDSCAPING/SIDEWALKS/STAIRS 4947

The amount reappropriated for the foregoing appropriation 4948
item CAP-117, Landscaping/Sidewalks/Stairs, is \$12,621 plus the 4949
unencumbered and unallotted balance as of June 30, 2002, in 4950
appropriation item CAP-117, Landscaping/Sidewalks/Stairs. 4951

Reappropriations

Section 24.17. KSU KENT STATE UNIVERSITY 4952

CAP-022	Basic Renovations	\$	2,074,204	4953
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CAP-098	Trumbull Branch Addition	\$	13,972	4954
CAP-105	Basic Renovations - East Liverpool	\$	96,138	4955
CAP-106	Basic Renovations - Geauga	\$	114,839	4956
CAP-107	Basic Renovations - Salem	\$	57,426	4957
CAP-110	Basic Renovations - Ashtabula	\$	45,057	4958
CAP-111	Basic Renovations - Trumbull	\$	398,671	4959
CAP-112	Basic Renovations - Tuscarawas	\$	214,947	4960
CAP-121	Supplement Renovations - Tuscarawas	\$	9,756	4961
CAP-122	Faculty Office Addition - Salem	\$	12,072	4962
CAP-126	HVAC Renovations - Ashtabula	\$	5,545	4963
CAP-128	Roof Renovations - Ashtabula	\$	1,435	4964
CAP-134	Roof Replacements	\$	7,000	4965
CAP-137	LCI/Materials Science Building	\$	24,730	4966
CAP-139	Science Building - Stark	\$	54,890	4967
CAP-140	Road Improvements - Trumbull	\$	12,282	4968
CAP-142	Music Center Improvements	\$	3,300,000	4969
CAP-143	Liquid Crystals	\$	1,059,474	4970
CAP-145	Heating Plant Electrical Cable	\$	9,393	4971
CAP-146	Williams Hall Medium Voltage	\$	17,377	4972
CAP-154	Separation Science	\$	1,497	4973
CAP-156	Boiler Plant Controls and Building Alterations	\$	30,194	4974
CAP-157	Moulton Hall Rehabilitation	\$	30,772	4975
CAP-158	Auditorium Building Rehabilitation	\$	495,791	4976
CAP-159	Electrical Substation/Fiber Optic Network	\$	47,087	4977
CAP-160	Patterson Building Renovation - East Liverpool	\$	8,610	4978
CAP-161	Addition to Cunningham Hall	\$	95,071	4979
CAP-162	Science and Technology Building - Trumbull	\$	166,974	4980
CAP-164	ADA Modifications - Ashtabula	\$	6,772	4981
CAP-166	ADA Modifications - Geauga	\$	440	4982
CAP-167	ADA Modifications - Salem	\$	5,312	4983

CAP-168	ADA Modifications - Stark	\$	620	4984
CAP-170	ADA Modifications - Tuscarawas	\$	3,276	4985
CAP-173	Child Care Facility	\$	18,650	4986
CAP-176	Midway Drive Utilities Tunnel - II	\$	84,846	4987
CAP-177	Corporate Education and Conference Center, Phase 2 Stark	\$	69,753	4988
CAP-179	New Power Plant	\$	4,943,431	4989
CAP-184	Distributed Computation/Visualization	\$	33,833	4990
CAP-185	Nixson Hall/Music & Speech Tunnel	\$	4,163	4991
CAP-186	Prentice Hall/Taylor Hall Tunnel	\$	21,919	4992
CAP-187	Fiber Optic Installation, Phase II	\$	4,816	4993
CAP-188	Child Care Funds - East Liverpool	\$	90,000	4994
CAP-189	Child Care Funds - Tuscarawas	\$	19,847	4995
CAP-190	Child Care Funds - Ashtabula	\$	12,500	4996
CAP-194	Child Care - Salem	\$	100,000	4997
CAP-195	Child Care - Geauga	\$	100,000	4998
CAP-196	Technology Improvements - Ashtabula	\$	282,234	4999
CAP-197	Technology Improvements - Geauga	\$	6,044	5000
CAP-198	Technology Improvements - Salem	\$	120,148	5001
CAP-199	Technology Improvements - Trumbull	\$	72,860	5002
CAP-200	Technology Improvements - Tuscarawas	\$	75,000	5003
CAP-202	Utility Tunnel Upgrade	\$	8,490	5004
CAP-206	Child Care Facility and Related Renovations and Additions	\$	277,314	5005
CAP-207	Kent Hall Planning and Addition	\$	4,165,000	5006
CAP-208	Mary Patterson Exterior Renovations	\$	440,621	5007
CAP-210	Rooftop Air Handler Repair/Replacement	\$	1,107	5008
CAP-212	Technology Building Rehabilitation and Addition Planning	\$	908,500	5009
CAP-213	Electric Distribution Renovation	\$	36,396	5010
CAP-214	Stark Selective Interior Renovation	\$	17,558	5011
CAP-215	Library Utility Tunnel Expansion	\$	21,224	5012
CAP-217	Non Credit Job Training	\$	169,915	5013

CAP-218	Henderson Hall Roof Replace/Masonry	\$	56,385	5014
CAP-219	Campus Electrical Infrastructure Improvements	\$	43,800	5015
CAP-220	Campus Steam System Evaluation & Upgrade - New ALI	\$	250,000	5016
CAP-221	Organic Semiconductor Facility	\$	60,000	5017
CAP-222	White Hall Corridor Ceiling/Lighting	\$	44,000	5018
Total Kent State University		\$	20,981,978	5019

Reappropriations

Section 24.18. MUN MIAMI UNIVERSITY

				5021
CAP-018	Basic Renovations	\$	4,597,854	5022
CAP-064	Land Restoration - Hamilton	\$	11,466	5023
CAP-066	Basic Renovations - Hamilton	\$	484,727	5024
CAP-069	Basic Renovations - Middletown	\$	408,385	5025
CAP-070	Chilled Water System - Phase 2	\$	423,189	5026
CAP-072	Hiestand Hall Renovations	\$	4,315	5027
CAP-081	Cooperative Regional Library Depository SW	\$	2,546	5028
CAP-083	Campus Avenue Building Renovation	\$	43,612	5029
CAP-085	Alumni Hall Rehabilitation - Phase I	\$	65,582	5030
CAP-086	Classroom/Conference Facility - Hamilton	\$	8,373	5031
CAP-088	Hoyt Hall Rehabilitation	\$	9,022	5032
CAP-089	High Voltage Electric	\$	1,026,863	5033
CAP-092	Science Building - Middletown	\$	701,440	5034
CAP-094	Instructional and Data Processing Equipment	\$	2,434,816	5035
CAP-096	McGuffey Hall Rehabilitation	\$	1,142,972	5036
CAP-098	Computer Network Installation	\$	187,891	5037
CAP-099	King Library Rehabilitation	\$	15,947	5038
CAP-101	ADA Modifications	\$	8,399	5039
CAP-102	ADA Modifications - Hamilton	\$	686	5040
CAP-103	ADA Modifications - Middletown	\$	2,798	5041

CAP-105	Plant Response/Environmental Stress	\$	72,641	5042
CAP-107	Gas Phase Chemistry of Ions	\$	65,647	5043
CAP-109	Molecular Microbial Biology	\$	67,500	5044
CAP-110	Micromachining Technology	\$	664,368	5045
CAP-111	Roudebush Hall Rehabilitation	\$	203,474	5046
CAP-112	Chilled Water Loop Phase I - Hamilton	\$	564,119	5047
CAP-113	Special Academic/Administrative Projects - Hamilton	\$	617,803	5048
CAP-114	Chilled Water Loop Phase I - Middletown	\$	750,000	5049
CAP-115	Special Academic/Administrative Projects - Middletown	\$	1,155,050	5050
CAP-116	Hughes Hall Rehabilitation - Phase 2	\$	1,515,875	5051
CAP-117	North Campus Refrigeration/Chilled Water	\$	170,892	5052
CAP-119	Increased Network Access	\$	414,949	5053
CAP-120	Cole Service Building Addition	\$	18,030	5054
CAP-121	Southwestern Book Depository	\$	215,436	5055
CAP-122	Child Care Facility	\$	70,000	5056
CAP-123	Phillips Hall Rehabilitation	\$	709,884	5057
CAP-124	Bonham House Rehabilitation/Multicultural Center Planning	\$	785,478	5058
CAP-127	Campus Steam Distribution - Phase I	\$	500,000	5059
CAP-129	Steam Plant Electrostatic Precipitator	\$	20,953	5060
CAP-130	MacMillan Rehabilitation/Multicultural Center	\$	4,200,000	5061
CAP-131	Miami University Learning Center	\$	500,000	5062
CAP-132	Mass Spectrum Consortium	\$	35,000	5063
CAP-133	Single Crystal X-Ray Diffractometer	\$	70,144	5064
CAP-134	Thermal Ionization Mass Spectrometer	\$	147,481	5065
CAP-135	NMR Spectrometer	\$	159,654	5066
Total Miami University		\$	25,275,261	5067
BASIC RENOVATIONS				5068
The amount reappropriated for the foregoing appropriation				5069

item CAP-018, Basic Renovations, is the sum of the unencumbered 5070
and unallotted balances as of June 30, 2002, in appropriation 5071
items CAP-018, Basic Renovations, and CAP-084, Central Steam Plant 5072
Addition. 5073

BASIC RENOVATIONS - HAMILTON 5074

The amount reappropriated for the foregoing appropriation 5075
item CAP-066, Basic Renovations - Hamilton, is \$22,712 plus the 5076
unencumbered and unallotted balance as of June 30, 2002, in 5077
appropriation item CAP-066, Basic Renovations - Hamilton. 5078

LAND RESTORATION - HAMILTON 5079

The amount reappropriated for the foregoing appropriation 5080
item CAP-064, Land Restoration - Hamilton, is the unencumbered and 5081
unallotted balance as of June 30, 2002, in appropriation item 5082
CAP-064, Land Restoration - Hamilton, minus \$22,712. 5083

HOYT HALL REHABILITATION 5084

The amount reappropriated for the foregoing appropriation 5085
item CAP-088, Hoyt Hall Rehabilitation, is \$3,693 plus the 5086
unencumbered and unallotted balance as of June 30, 2002, in 5087
appropriation item CAP-088, Hoyt Hall Rehabilitation. 5088

HIGH VOLTAGE ELECTRIC 5089

The amount reappropriated for the foregoing appropriation 5090
item CAP-089, High Voltage Electric, is \$1,155 plus the 5091
unencumbered and unallotted balance as of June 30, 2002, in 5092
appropriation item CAP-089, High Voltage Electric. 5093

ROUDEBUSH HALL REHABILITATION 5094

The amount reappropriated for the foregoing appropriation 5095
item CAP-111, Roudebush Hall Rehabilitation, is \$161,556 plus the 5096
unencumbered and unallotted balance as of June 20, 2002, in 5097
appropriation item CAP-111, Roudebush Hall Rehabilitation. 5098

CHILLED WATER LOOP - HAMILTON 5099

The amount reappropriated for the foregoing appropriation 5100
 item CAP-112, Chilled Water Loop Phase I - Hamilton, is \$507,029 5101
 plus the unencumbered and unallotted balance as of June 30, 2002, 5102
 in appropriation item CAP-112, Chilled Water Loop - Hamilton. 5103

CHILLED WATER LOOP - MIDDLETOWN 5104

The amount reappropriated for the foregoing appropriation 5105
 item CAP-114, Chilled Water Loop Phase I - Middletown, is the 5106
 unencumbered and unallotted balance as of June 30, 2002, in 5107
 appropriation item CAP-114, Chilled Water Loop - Middletown, minus 5108
 \$501,381. 5109

Reappropriations

Section 24.19. OSU OHIO STATE UNIVERSITY 5110

CAP-074	Basic Renovations	\$	13,197,315	5111
CAP-141	Health Center Access Improvement	\$	131,820	5112
CAP-149	Basic Renovations - Regional Campuses	\$	1,286,620	5113
CAP-198	Brown Hall Annex Replacement	\$	8,310	5114
CAP-216	Evans Lab Addition	\$	165,124	5115
CAP-217	Library Book Warehouse	\$	14,721	5116
CAP-254	Basic Renovations - ATI	\$	204,602	5117
CAP-255	Supplemental Renovations - OARDC	\$	2,315,052	5118
CAP-256	Supplemental Renovations - Regional	\$	191,955	5119
CAP-257	Equine Center Phase I	\$	4,119	5120
CAP-258	Dreese Lab Addition	\$	283,491	5121
CAP-259	Mendenhall Lab Rehabilitation	\$	14,691	5122
CAP-261	Bioscience/Parks Hall Addition	\$	12,584	5123
CAP-268	Horse/Farm Management Facility - ATI	\$	8,522	5124
CAP-269	Greenhouse Modernization	\$	40,982	5125
CAP-271	Horticulture/Entomology Greenhouse - OARDC	\$	9,432	5126
CAP-273	Retrovirus Research Center	\$	3,554	5127

CAP-274	OARDC Thorne & Gourley Halls	\$	11,094	5128
CAP-292	Life Sciences Research Building	\$	925,868	5129
CAP-293	College of Business Facilities	\$	134,074	5130
CAP-294	Stillman Hall Addition	\$	58,779	5131
CAP-295	Poultry Science Facility	\$	8,568	5132
CAP-297	Library/Classroom Building - Marion	\$	573	5133
CAP-302	Food Science & Technology Building	\$	99,990	5134
CAP-306	Heart & Lung Institute	\$	32,437	5135
CAP-311	Superconducting Radiation	\$	65,094	5136
CAP-313	Brain Tumor Research Center	\$	6,001	5137
CAP-314	Engineering Center Net Shape Manufacturing	\$	20,730	5138
CAP-315	Membrane Protein Typology	\$	8,835	5139
CAP-316	Instructional and Data Processing Equipment	\$	198,844	5140
CAP-321	Fine Particle Technologies	\$	157,937	5141
CAP-323	Advanced Plasma Engineering	\$	117,972	5142
CAP-324	Plasma Ramparts	\$	128,530	5143
CAP-326	IN-SITU AL-BE Composites	\$	1,733	5144
CAP-329	Jesse Owens Recreation Center	\$	3,057	5145
CAP-331	Cunz Hall - Partial 2nd Floor Renovation	\$	6,716	5146
CAP-333	Larkins Hall - Roof Replacement Phase III	\$	85,159	5147
CAP-334	Center for Automotive Research	\$	4,681	5148
CAP-335	Jay Cooke Residence - Roof and Windows	\$	86,668	5149
CAP-339	Poultry Science Lab Remodeling	\$	3,679	5150
CAP-342	Success Center	\$	18,571	5151
CAP-346	Hopkins Hall Chiller/Ventilation	\$	1,326	5152
CAP-347	Asbestos Abatement	\$	5,724	5153
CAP-348	Child Care Facility - Marion	\$	2,835	5154
CAP-349	Materials Network	\$	56,025	5155
CAP-350	Bio-Technology Consortium	\$	42,378	5156
CAP-352	Analytical Electron Microscope	\$	375,000	5157
CAP-353	High Temp Alloys & Alluminoids	\$	220,000	5158

CAP-357	Supplemental Renovations - ATI	\$	33,969	5159
CAP-361	Maintenance, Receiving, and Storage Facility - Marion	\$	66,836	5160
CAP-362	McPherson Lab Rehabilitation	\$	178,325	5161
CAP-363	School of Architecture Facility	\$	8,700,556	5162
CAP-368	Heart and Lung Institute	\$	101,808	5163
CAP-372	Veterinary Hospital - Animal Isolation	\$	200	5164
CAP-374	ADA Modifications	\$	473,848	5165
CAP-375	ADA Modifications - ATI	\$	37,204	5166
CAP-376	ADA Modifications - Lima	\$	50,745	5167
CAP-377	ADA Modifications - Mansfield	\$	15,253	5168
CAP-379	ADA Modifications - Newark	\$	4,058	5169
CAP-387	Titanium Alloys	\$	54,912	5170
CAP-391	Haskett/Hopkins Halls Renovations	\$	7,312	5171
CAP-394	ATI/OARDC Roof Replacements	\$	13,913	5172
CAP-398	Advanced Manufacturing	\$	38,579	5173
CAP-399	Manufacturing Processes/Materials	\$	62,574	5174
CAP-401	Terhertz Studies	\$	35,240	5175
CAP-402	Caldwell Laboratory Remodeling	\$	57,304	5176
CAP-406	Marion Park/Road/Sidewalk/Lights	\$	2,750	5177
CAP-407	Dulles Chilled Water	\$	2,095	5178
CAP-411	Campus Grounds - Lights Phase 4	\$	7,018	5179
CAP-412	Hitchcock Hall HVAC Upgrades	\$	10,392	5180
CAP-413	Pomerene Lighting/Wiring	\$	235,300	5181
CAP-414	Postle Hall Roof Replacement	\$	2,332	5182
CAP-419	NMR Consortium	\$	75,116	5183
CAP-420	Versatile Film Facility	\$	70,894	5184
CAP-421	OCARNET	\$	5,916	5185
CAP-422	Bioprocessing Research	\$	181,298	5186
CAP-423	Localized Corrosion Research	\$	6,128	5187
CAP-424	ATM Testbed	\$	3,633	5188
CAP-425	Physical Sciences Building	\$	45,767,197	5189
CAP-426	Utilities Upgrade/Extension - Mansfield	\$	53,300	5190

CAP-427	Morrill Hall Remodeling - Vacated Library Space - Marion	\$	1,364,050	5191
CAP-428	Capital Equipment - OARDC	\$	17,155	5192
CAP-429	1314 Kinnear Road Center	\$	21,456	5193
CAP-430	Hagerty Hall Rehabilitation	\$	17,824,717	5194
CAP-431	Sisson Hall Replacement	\$	176,659	5195
CAP-433	Central Chilled Water Plant - OARDC	\$	13,912	5196
CAP-434	Ramseyer Hall Roof Renovations	\$	19,700	5197
CAP-436	Machinery Acoustics	\$	3,804	5198
CAP-439	Sensors and Measurements	\$	15,115	5199
CAP-440	Polymer Magnets	\$	1,099	5200
CAP-444	Larkins Hall HVAC System Upgrade	\$	15,816	5201
CAP-445	Starling Loving Hall A Wing - HVAC	\$	5,914	5202
CAP-446	ADA - Lecture Halls/Restrooms/Larkins	\$	196	5203
CAP-447	Elevator Upgrades - ADA	\$	12,201	5204
CAP-449	Bolz Hall Roof Replacement	\$	263,340	5205
CAP-450	Campus Grounds Exterior Lighting, Phase 5	\$	1,700	5206
CAP-453	Evans Lab Chiller Replacement	\$	14,615	5207
CAP-454	Utilities Upgrade Lighting Retrofit	\$	12,039	5208
CAP-458	Al Alloy Corrosion	\$	14,292	5209
CAP-464	Main Library HVAC Renovations	\$	6,711	5210
CAP-465	Veterinary Hospital Chiller Replacement	\$	35,668	5211
CAP-466	ARPS Hall Chiller Replacement	\$	6,323	5212
CAP-468	Larkins Hall Window Replacements	\$	6,494	5213
CAP-471	Newton Hall Renovations	\$	2,134	5214
CAP-472	OSHA Safety Devices	\$	2,626	5215
CAP-476	Mount Hall Lecture Hall	\$	2,116	5216
CAP-478	Wiseman Hall Animal Facility	\$	12,980	5217
CAP-480	Campbell Hall Public Space	\$	104,210	5218
CAP-481	OSHA Ventilation - Bio Science	\$	9,162	5219
CAP-484	Page Hall Planning	\$	9,792,076	5220
CAP-485	Botany & Zoology Building Planning	\$	22,493,244	5221
CAP-488	Don Scott Field Replacement Barns	\$	24,889	5222

CAP-489	Galvin Hall 3rd Floor Renovation - Lima	\$	524,294	5223
CAP-491	Horticultural Operations Center - ATI	\$	1,560,000	5224
CAP-492	OARDC Feed Mill	\$	5,500,000	5225
CAP-496	1314 Kinnear Road Building Improvement	\$	335,319	5226
CAP-497	Book Depository	\$	10,454	5227
CAP-498	Curl Drive Mill & Overlay	\$	28,830	5228
CAP-500	Campus Buildings - Emergency Lighting	\$	5,242	5229
CAP-502	Drinko Hall Air Conditioning Upgrade	\$	12,644	5230
CAP-503	Evans Lab Roof Replacement	\$	297,063	5231
CAP-504	Fontana Lab - Chiller Replacement	\$	12,210	5232
CAP-505	Main Library HVAC Upgrade	\$	5,517	5233
CAP-506	Mirror Lake Hollow Renovation	\$	466,338	5234
CAP-507	Utilities High Voltage Electric	\$	216,544	5235
CAP-509	Mount Hall HVAC Modifications	\$	40,982	5236
CAP-510	Derby Hall Roof Replacement	\$	95,530	5237
CAP-511	Arps Hall Lab Renovation	\$	351,611	5238
CAP-512	Main Library Roof Replacement	\$	7,149	5239
CAP-513	Main Library Carpeting	\$	8,352	5240
CAP-514	Postle Hall Research Labs	\$	915,050	5241
CAP-516	Orton Hall Roof Replacement	\$	490,997	5242
CAP-517	Vet Hospital Roof Replacement	\$	42,983	5243
CAP-518	French Field House Glass Replacement	\$	57,625	5244
CAP-519	Ohio Biomedical Consortium on Medical Therapeutic Micro Devices	\$	1,279,019	5245
CAP-520	Plant and Microbe Functional Genomics Facilities	\$	19,634	5246
CAP-521	Ohio Center for Wetland & River Restoration	\$	1,180,000	5247
CAP-522	State of the Art Mass Spectrometry Consortium	\$	121,522	5248
CAP-523	Consortium for Novem Microfabrications Methods of Medical Devices in Non-Silicon Materials	\$	620,989	5249

CAP-524	Bone & Mineral Metabolism Research Lab	\$	24,525	5250
CAP-526	Koffolt/Fontana Roof Replacement	\$	378,948	5251
CAP-530	OSHA Fume Hood Monitors Phase I	\$	460,096	5252
CAP-531	Animal & Plant Biology Level 3	\$	200,000	5253
CAP-532	Food, AG, and Environmental Sciences	\$	1,500,000	5254
CAP-534	Main Library Rehabilitation	\$	1,701	5255
CAP-535	Psychology Building Thorne Hall and Gowley Hall Renovations, Phase 3	\$	3,000,000	5256
CAP-536	OARDC	\$	4,195,974	5257
CAP-537	Advanced Non Thermal Processing	\$	249,402	5258
CAP-538	OSU Gateway Parking Garage	\$	4,500,000	5259
CAP-539	Nanosecond Infrared Measurement	\$	2,588	5260
CAP-542	Propulsion Systems - Future Vehicles	\$	69,066	5261
CAP-544	Cockins Hall Math & Statistics	\$	726,745	5262
CAP-545	Hopkins Hall Ceramics Facility Renovation Phase I	\$	55,714	5263
CAP-546	Nanometer Scale Auger Electron	\$	5,438	5264
CAP-548	MHZ Rate Flow Imaging System	\$	63,194	5265
CAP-549	Caldwell Asbestos Abatement	\$	200,337	5266
CAP-550	Millimeter/Submillimeter Instrument	\$	10,769	5267
CAP-551	Network Computing Testbed	\$	87,500	5268
CAP-552	X-Ray Powder Diffractometer	\$	4,670	5269
CAP-554	Deconvolution Microscope	\$	5,793	5270
CAP-555	Polar Rock Repository	\$	45,693	5271
CAP-556	Heart/Lung Inst Animal Facility	\$	442,855	5272
CAP-557	Pomerene Hall Renovation	\$	70,424	5273
CAP-558	Campus Lighting Phase VII	\$	20,072	5274
CAP-561	Campus Grounds Street Rebuild	\$	89,122	5275
CAP-563	Cleveland Botanical Gardens	\$	500,000	5276
CAP-564	Denney Hall Renovation Phase I	\$	157,179	5277
CAP-565	Ion Mass Spectrometry	\$	60,968	5278
CAP-566	Accelerated Maturation of Materials	\$	39,043	5279
CAP-568	Role of Molecular Interfaces	\$	60,304	5280

CAP-569	McCracken Steam Turbine Vibration Monitoring	\$	274,000	5281
CAP-570	Celeste Laboratory HVAC Modifications	\$	734,000	5282
CAP-571	Electron and Ion Optical Characterization of Materials	\$	10,164	5283
CAP-572	New Millimeter Spectrometer	\$	123,689	5284
CAP-573	Noncredit Job Training	\$	175,000	5285
CAP-574	Noncredit Job Training	\$	690,000	5286
CAP-575	Multi Object Double Spectrograph	\$	383,500	5287
CAP-576	1224 Kinnear Road - Bale	\$	536,227	5288
CAP-577	Non-Silicon Micromachining	\$	90,336	5289
CAP-578	High Performance Computing	\$	220,868	5290
CAP-579	Veterinary Hospital Auditorium Renovation	\$	492,800	5291
CAP-580	Bevis Hall Roof Replacement	\$	320,020	5292
CAP-581	Campus Grounds Neil Ave/Street Building	\$	458,500	5293
CAP-582	Hayes Hall Roof Replacement	\$	385,140	5294
CAP-583	Rightmirer Hall Roof Replacement	\$	412,650	5295
CAP-584	Starling-Loving Hall Renovation	\$	682,000	5296
CAP-585	Marion Campus - Student Services	\$	1,364,050	5297
CAP-586	Electroscience Lab Renovation	\$	731,500	5298
CAP-587	OARDC Boiler Replacement	\$	1,207,750	5299
CAP-588	Graves Hall Roof Replacement	\$	274,100	5300
CAP-589	Photoelectron Spectrometer	\$	150,000	5301
CAP-590	Supercomputer Center Expansion	\$	6,246,014	5302
CAP-591	Mansfield Parking Lot Resurfacing/Striping	\$	213,300	5303
Total Ohio State University			\$ 177,043,816	5304
BASIC RENOVATIONS				5305
The amount reappropriated for the foregoing appropriation				5306
item CAP-074, Basic Renovations, is \$370,480 plus the unencumbered				5307
and unallotted balance as of June 30, 2002, in appropriation item				5308
CAP-074, Basic Renovations.				5309

EVANS LAB ADDITION	5310
The amount reappropriated for the foregoing appropriation	5311
item CAP-216, Evans Lab Addition, is \$14,195 plus the unencumbered	5312
and unallotted balance as of June 30, 2002, in appropriation item	5313
CAP-216, Evans Lab Addition.	5314
HORTICULTURE/ENTOMOLOGY GREENHOUSE - OARDC	5315
The amount reappropriated for the foregoing appropriation	5316
item CAP-271, Horticulture/Entomology Greenhouse - OARDC, is	5317
\$1,860 plus the unencumbered and unallotted balance as of June 30,	5318
2002, in appropriation item CAP-271, Horticulture/Entomology	5319
Greenhouse - OARDC.	5320
CENTER FOR AUTOMOTIVE RESEARCH	5321
The amount reappropriated for the foregoing appropriation	5322
item CAP-334, Center for Automotive Research, is \$2,340 plus the	5323
unencumbered and unallotted balance as of June 30, 2002, in	5324
appropriation item CAP-334, Center or Automotive Research.	5325
MAINTENANCE, RECEIVING, AND STORAGE FACILITY - MARION	5326
The amount reappropriated for the foregoing appropriation	5327
item CAP-361, Maintenance, Receiving, and Storage Facility -	5328
Marion, is \$9,951 plus the unencumbered and unallotted balance as	5329
of June 30, 2002, in appropriation item CAP-361, Maintenance,	5330
Receiving, Storage - Marion.	5331
CAMPUS GROUNDS LIGHTS	5332
The amount reappropriated for the foregoing appropriation	5333
item CAP-411, Campus Grounds-Lights Phase 4, is \$280 plus the	5334
unencumbered and unallotted balance as of June 30, 2002, in	5335
appropriation item CAP-411, Campus Grounds Lights.	5336
OCARNET	5337
The amount reappropriated for the foregoing appropriation	5338

item CAP-421, OCARNET, is \$4,104 plus the unencumbered and 5339
unallotted balance as of June 30, 2002, in appropriation item 5340
CAP-421, OCARNET. 5341

BIOPROCESSING RESEARCH 5342

The amount reappropriated for the foregoing appropriation 5343
item CAP-422, Bioprocessing Research, is \$13,677 plus the 5344
unencumbered and unallotted balance as of June 30, 2002, in 5345
appropriation item CAP-422, Bioprocessing Research. 5346

CAPITAL EQUIPMENT - OARDC 5347

The amount reappropriated for the foregoing appropriation 5348
item CAP-428, Capital Equipment - OARDC, is \$2,725 plus the 5349
unencumbered and unallotted balance as of June 30, 2002, in 5350
appropriation item CAP-428, Capital Equipment - OARDC. 5351

CAMPUS GROUNDS EXTERIOR LIGHTING 5352

The amount reappropriated for the foregoing appropriation 5353
item CAP-450, Campus Grounds Exterior Lighting, Phase 5, is \$1,700 5354
plus the unencumbered and unallotted balance as of June 30, 2002, 5355
in appropriation item CAP-450, Campus Grounds Exterior Lighting. 5356

FONTANA LAB - CHILLER REPLACEMENT 5357

The amount reappropriated for the foregoing appropriation 5358
item CAP-504, Fontana Lab - Chiller Replacement, is \$5,981 plus 5359
the unencumbered and unallotted balance as of June 30, 2002, in 5360
appropriation item CAP-504, Fontana Lab - Chiller Replacement. 5361

SUPERCOMPUTER CENTER EXPANSION 5362

The amount reappropriated for the foregoing appropriation 5363
item CAP-590, Supercomputer Center Expansion, is \$508,599 plus the 5364
unencumbered and unallotted balance as of June 30, 2002, in 5365
appropriation item CAP-590, Supercomputer Center Expansion. 5366

Reappropriations

Section 24.20. OHU OHIO UNIVERSITY			5368
CAP-020	Basic Renovations	\$ 3,514,835	5369
CAP-021	Conservancy District Assessment	\$ 16,126	5370
CAP-086	Memorial Auditorium Rehabilitation	\$ 10,013	5371
CAP-094	Bentley Hall Renovation	\$ 8,101	5372
CAP-095	Basic Renovations - Eastern	\$ 328,397	5373
CAP-098	Basic Renovations - Lancaster	\$ 221,427	5374
CAP-099	Basic Renovations - Zanesville	\$ 170,703	5375
CAP-100	Bennett Hall Renovations	\$ 6,577	5376
CAP-113	Basic Renovations - Chillicothe	\$ 214,507	5377
CAP-114	Basic Renovations - Ironton	\$ 170,592	5378
CAP-115	Bennett Hall HVAC/Lab - Chillicothe	\$ 2,052,145	5379
CAP-116	Copeland Hall Rehabilitation	\$ 6,396	5380
CAP-117	Porter Hall Rehabilitation	\$ 121,193	5381
CAP-119	Biomedical Research Center	\$ 115,175	5382
CAP-120	Ridges Auditorium Rehabilitation	\$ 1,177	5383
CAP-122	Museum	\$ 39,200	5384
CAP-129	Emergency Lighting Improvements	\$ 3,524	5385
CAP-136	Gymnasium Development - Eastern	\$ 137,116	5386
CAP-137	Classroom Building - Ironton	\$ 11,471	5387
CAP-141	College of Health and Human Services	\$ 67,429	5388
CAP-142	Health Professions Labs Phase I	\$ 1,711,058	5389
CAP-145	Asbestos Abatement	\$ 40,796	5390
CAP-148	RTVC Building Asbestos Abatement	\$ 1,037	5391
CAP-149	Electrical Distribution System	\$ 1,490	5392
CAP-152	Gordy Hall Addition and Rehabilitation	\$ 22,175	5393
CAP-155	Brasee Hall Rehabilitation - Lancaster	\$ 1,189,261	5394
CAP-156	Herrold Hall Renovation - Lancaster	\$ 5,423	5395
CAP-157	ADA Modifications	\$ 67,665	5396
CAP-160	ADA Modifications - Ironton	\$ 9,113	5397
CAP-161	ADA Modifications - Lancaster	\$ 20,345	5398
CAP-164	Southeast Library Warehouse	\$ 15,369	5399

CAP-167	Scott Quadrangle Plumbing	\$	150	5400
CAP-169	Elevator Improvements Phase III	\$	25,345	5401
CAP-172	Elson Hall Rehabilitation - Zanesville	\$	187,200	5402
CAP-183	Central Classroom Building	\$	298,040	5403
CAP-184	Utilities to Scripps Hall	\$	211	5404
CAP-186	Ellis Hall Partial Renovation	\$	17,181	5405
CAP-188	Technology Center Construction - Ironton	\$	219,815	5406
CAP-189	Conference Center Planning - Lancaster	\$	510,000	5407
CAP-190	Center For Public Policy	\$	642,074	5408
CAP-191	District Water Cooling	\$	1,837,480	5409
CAP-192	Plant and Microbe Functional Genomics Facilities	\$	38,319	5410
CAP-199	Bently Hall Phase I	\$	65,645	5411
CAP-200	Building Acquisition/Renovation - Eastern	\$	398,269	5412
CAP-202	Putnam Hall Rehabilitation	\$	4,141,912	5413
CAP-203	Supplemental Renovations	\$	1,417,487	5414
CAP-204	Propulsion Systems	\$	10,671	5415
CAP-205	Noncredit Job Training	\$	810,000	5416
Total Ohio University		\$	20,919,635	5417

BASIC RENOVATIONS 5418

The amount reappropriated for the foregoing appropriation 5419
item CAP-020, Basic Renovations, is \$22,905 plus the unencumbered 5420
and unallotted balance as of June 30, 2002, in appropriation item 5421
CAP-020, Basic Renovations. 5422

MEMORIAL AUDITORIUM REHABILITATION 5423

The amount reappropriated for the foregoing appropriation 5424
item CAP-086, Memorial Auditorium Rehabilitation, is \$3,977 plus 5425
the unencumbered and unallotted balance as of June 30, 2002, in 5426
appropriation item CAP-086, Memorial Auditorium Rehabilitation. 5427

BASIC RENOVATIONS - LANCASTER 5428

The amount reappropriated for the foregoing appropriation 5429

item CAP-098, Basic Renovations - Lancaster, is \$280 plus the	5430
unencumbered and unallotted balance as of June 30, 2002, in	5431
appropriation item CAP-098, Basic Renovations - Lancaster.	5432
 BASIC RENOVATIONS - ZANESVILLE	 5433
 The amount reappropriated for the foregoing appropriation	 5434
item CAP-099, Basic Renovations - Zanesville, is \$1,013 plus the	5435
unencumbered and unallotted balance as of June 30, 2002, in	5436
appropriation item CAP-099, Basic Renovations - Zanesville.	5437
 RIDGES AUDITORIUM REHABILITATION	 5438
 The amount reappropriated for the foregoing appropriation	 5439
item CAP-120, Ridges Auditorium Rehabilitation, is \$474 plus the	5440
unencumbered and unallotted balance as of June 30, 2002, in	5441
appropriation item CAP-120, Ridges Auditorium Rehabilitation.	5442
 GYMNASIUM DEVELOPMENT - EASTERN	 5443
 The amount reappropriated for the foregoing appropriation	 5444
item CAP-136, Gymnasium Development - Eastern, is \$1,267 plus the	5445
unencumbered and unallotted balance as of June 30, 2002, in	5446
appropriation item CAP-136, Gymnasium Development - Eastern.	5447
 HEALTH PROFESSIONS LABS - PHASE I	 5448
 The amount reappropriated for the foregoing appropriation	 5449
item CAP-142, Health Professions Labs Phase I, is \$22,115 plus the	5450
unencumbered and unallotted balance as of June 30, 2002, in	5451
appropriation item CAP-142, Health Professions Labs.	5452
 BRASEE HALL REHABILITATION - LANCASTER	 5453
 The amount reappropriated for the foregoing appropriation	 5454
item CAP-155, Brasee Hall Rehabilitation - Lancaster, is \$1,000	5455
plus the unencumbered and unallotted balance as of June 30, 2002,	5456
in appropriation item CAP-155, Brasee Hall Rehabilitation -	5457
Lancaster.	5458

CENTRAL CLASSROOM BUILDING 5459

The amount reappropriated for the foregoing appropriation 5460
item CAP-183, Central Classroom Building, is \$7,414 plus the 5461
unencumbered and unallotted balance as of June 30, 2002, in 5462
appropriation item CAP-183, Central Classroom Building. 5463

UTILITIES TO SCRIPPS HALL 5464

The amount reappropriated for the foregoing appropriation 5465
item CAP-184, Utilities to Scripps Hall, is \$211 plus the 5466
unencumbered and unallotted balance as of June 30, 2002, in 5467
appropriation item CAP-184, Utilities to Scripps Hall. 5468

ELLIS HALL PARTIAL RENOVATION 5469

The amount reappropriated for the foregoing appropriation 5470
item CAP-186, Ellis Hall Partial Renovation, is \$17,181 plus the 5471
unencumbered and unallotted balance as of June 30, 2002, in 5472
appropriation item CAP-186, Ellis Hall Partial Renovation. 5473

Reappropriations

Section 24.21. SSC SHAWNEE STATE UNIVERSITY 5474

CAP-004	Basic Renovations	\$	993,874	5475
CAP-008	Massie Hall Renovation	\$	65,905	5476
CAP-010	Land Acquisition	\$	287,117	5477
CAP-016	Library Building	\$	10,777	5478
CAP-017	Math/Science Building	\$	71,794	5479
CAP-029	Fine Arts Class and Lab Building	\$	108,704	5480
CAP-030	Utilities and Landscaping	\$	4,679	5481
CAP-037	ADA Modifications	\$	109,413	5482
CAP-038	Child Care Facility	\$	50,000	5483
CAP-039	Central Heating Plant Replacement	\$	8,137	5484
CAP-040	Chiller Replacement	\$	12,054	5485
CAP-041	Kricker Hall Renovation	\$	1,469,078	5486
CAP-042	Sidewalk/Plaza Replacement	\$	250,276	5487

CAP-043	Communication/Data Upgrade	\$	62,106	5488
CAP-044	Land Acquisition	\$	220,607	5489
CAP-045	Rehabilitation of Health Sciences Building Phase I	\$	716,974	5490
Total Shawnee State University		\$	4,441,495	5491

Reappropriations

Section 24.22. UTO UNIVERSITY OF TOLEDO				5493
CAP-007	University Hall Renovation	\$	298,418	5494
CAP-010	Basic Renovations	\$	2,571,395	5495
CAP-025	Roof Renovations	\$	55,404	5496
CAP-026	Road Improvements	\$	5,459	5497
CAP-062	Pharmacy, Chemistry and Life Sciences Facility	\$	4,340	5498
CAP-067	Asbestos Abatement	\$	27,429	5499
CAP-071	Southwest Academic Center Rehabilitation	\$	14,933	5500
CAP-073	ADA Modifications	\$	129,118	5501
CAP-076	Education & Allied Professions	\$	164,288	5502
CAP-077	Tribology	\$	341,261	5503
CAP-083	Bowman-Oddy Rehabilitation Phase 2	\$	277,995	5504
CAP-085	Engineering - Biomedical Lab Rehabilitation	\$	81,802	5505
CAP-091	Greenhouse Improvements	\$	11,675	5506
CAP-092	Plant and Microbe Functional Genomics Facilities	\$	164,597	5507
CAP-094	Plant Operations Renovation	\$	450,000	5508
CAP-095	Driscoll Center Renovations	\$	760	5509
CAP-096	Health & Human Services Rehabilitation Phase I	\$	16,395,833	5510
CAP-097	Libby Hall Rehabilitation	\$	1,962,138	5511
CAP-100	University Computer Center	\$	2,158,788	5512
CAP-103	Toledo Museum of Art Upgrade	\$	1,000,000	5513
CAP-105	Gillham Hall Rehabilitation	\$	140,000	5514

CAP-106	Bowman Oddy Rehabilitation	\$	2,762,191	5515
CAP-107	Larimer Athletic Complex	\$	640,526	5516
CAP-108	Roof Renovations/Scott Park	\$	1,399	5517
Total University of Toledo		\$	29,659,749	5518

Reappropriations

Section 24.23. WSU WRIGHT STATE UNIVERSITY				5520
CAP-015	Basic Renovations	\$	1,297,450	5521
CAP-064	Basic Renovations - Lake	\$	89,455	5522
CAP-070	Oelman Hall Rehabilitation	\$	16,104	5523
CAP-071	New Academic Building	\$	25,854	5524
CAP-072	Access Circulation	\$	1,831	5525
CAP-075	Aviation Heritage National Historical Park	\$	22,413	5526
CAP-080	Library Access Consolidation System	\$	6,067,385	5527
CAP-084	ADA Modifications	\$	5,913	5528
CAP-092	Allyn Hall Rehabilitation	\$	10,179	5529
CAP-093	Information Technology Center	\$	134,727	5530
CAP-094	Campus Services Building	\$	481	5531
CAP-095	Technology Infrastructure University	\$	5,211	5532
CAP-098	Center/Hamilton/Physical Education Chiller	\$	8,877	5533
CAP-102	Specialized Communication	\$	78,693	5534
CAP-103	Millett Hall Rehabilitation	\$	523,157	5535
CAP-104	Road and Parking Lot Improvements	\$	133,514	5536
CAP-105	Cross-Modal Analysis-Signl/Sensor	\$	300,000	5537
CAP-106	Air Force Musuem	\$	500,000	5538
CAP-109	High Performance Connection to VBNS	\$	175,000	5539
CAP-110	Student Union Marketplace	\$	524,887	5540
Total Wright State University		\$	9,921,128	5541

BASIC RENOVATIONS 5542

The amount reappropriated for the foregoing appropriation 5543
item CAP-015, Basic Renovations, is \$33,910 plus the unencumbered 5544

and unallotted balance as of June 30, 2002, in appropriation item 5545
 CAP-015, Basic Renovations. 5546

LIBRARY ACCESS CONSOLIDATION SYSTEM 5547

The amount reappropriated for the foregoing appropriation 5548
 item CAP-080, Library Access Consolidation System, is \$2,911 plus 5549
 the unencumbered and unallotted balance as of June 30, 2002, in 5550
 appropriation item CAP-080, Library Access Consolidation System. 5551

Reappropriations

Section 24.24. YSU YOUNGSTOWN STATE UNIVERSITY 5552

CAP-014	Basic Renovations	\$	2,042,939	5553
CAP-038	Roof Renovations	\$	560	5554
CAP-040	Bliss Hall Rehabilitation-Final Phase	\$	3,028,711	5555
CAP-062	Central Utility Plant Improvement	\$	270,277	5556
CAP-066	Asbestos Abatement	\$	48,574	5557
CAP-085	College of Education - Auditorium	\$	6,524	5558
CAP-086	Instructional and Data Processing Equipment	\$	1,287	5559
CAP-096	ADA Modifications	\$	4,052	5560
CAP-097	Child Care Facility	\$	5,949	5561
CAP-099	Todd Hall Renovations	\$	155,487	5562
CAP-104	Central Utility Plant	\$	1,089	5563
CAP-108	Electronic Campus Infrastructure/Technology	\$	1,235,709	5564
CAP-109	Welcome Center - Dana Hall Addition	\$	15,418	5565
CAP-112	Beeghly Center Rehabilitation	\$	2,283,293	5566
CAP-113	Campus Development	\$	553,091	5567
CAP-114	Chiller and Steamline Replacement Phase 3	\$	393,805	5568
CAP-116	Technology Incubator for Market Ready Applications	\$	1,000,000	5569
CAP-117	Ward Beecher/HVAC Ugrade	\$	1,388,863	5570
Total Youngstown State University		\$	12,435,628	5571

BLISS HALL REHABILITATING 5572

The amount reappropriated for the foregoing appropriation 5573
 item CAP-040, Bliss Hall Rehabilitation - Final Phase, is the sum 5574
 of the unencumbered and unallotted balances as of June 30, 2002, 5575
 in appropriation items CAP-040, Bliss Hall Rehabilitation, and 5576
 CAP-115, Fedor Hall Rehabilitation. 5577

CAMPUS DEVELOPMENT 5578

The amount reappropriated for the foregoing appropriation 5579
 item CAP-113, Campus Development, is the sum of the unencumbered 5580
 and unallotted balances as of June 30, 2002, in appropriation 5581
 items CAP-113, Campus Development, and CAP-027, Property 5582
 Acquisitions/Street Closures. 5583

Reappropriations

Section 24.25. NEM NORTHEASTERN OHIO UNIVERSITIES COLLEGE OF 5584

MEDICINE 5585

CAP-018 Basic Renovations \$ 421,451 5586

CAP-034 ADA Modifications \$ 5,562 5587

CAP-036 Computer Services Networking \$ 398 5588

CAP-037 Conference Center \$ 27,647 5589

Rehabilitation/Expansion

CAP-040 Campus Network Expansion \$ 1,283,974 5590

CAP-041 Optimal Health Care \$ 121,949 5591

CAP-042 Outdoor Athletic Facilities \$ 119,542 5592

CAP-043 Bonding and Grounding \$ 38,500 5593

CAP-044 Collaborative Research Building Envelope \$ 378,764 5594

Total Northeastern Ohio Universities College of \$ 2,397,787 5595

Medicine

Reappropriations

Section 24.26. MCO MEDICAL COLLEGE OF OHIO 5597

CAP-010 Basic Renovations \$ 281,384 5598

CAP-048	Medical Informatics Data Highway	\$	2,118	5599
CAP-049	Center for Classrooms of the Future	\$	1,503,225	5600
CAP-053	ADA Modifications	\$	8,258	5601
CAP-062	Waterproofing	\$	3,381	5602
CAP-072	Campus Substation Repairs	\$	381,900	5603
CAP-073	Fire Alarm Project	\$	142	5604
CAP-074	Mulford Library Roof	\$	9,632	5605
CAP-075	Lab Animal Medicine/Renovation	\$	7,539	5606
Total Medical College of Ohio		\$	2,197,579	5607

Reappropriations

Section 24.27. CWR UNIVERSITY HOSPITALS, CASE WESTERN RESERVE				5609
UNIVERSITY				5610
CAP-005	NE Ohio Biomedical Research Consortium	\$	33,750	5611
CAP-013	Memsnet	\$	449,836	5612
CAP-016	Pharmacological Sciences	\$	592,000	5613
CAP-022	Institutional Animal Resources	\$	64,144	5614
CAP-024	600 MHZ Spectrometer	\$	161,000	5615
CAP-025	Chemical Studies of Biomimetics	\$	50,867	5616
CAP-026	Cardiovascular/Neural Engineering	\$	144,000	5617
CAP-028	Ohio Biomedical Consortium on Medical Therapeutic Microdevices	\$	11,002	5618
CAP-029	Consortium for Novem Microfabrication Methods of Medical Devices in Non-Silicon Materials	\$	167,893	5619
CAP-031	Propulsion Systems	\$	180,161	5620
CAP-032	Fire and Explosion Science Technology	\$	208,883	5621
CAP-033	NMR Spectrometer	\$	1,400,000	5622
CAP-034	Transmission Electron Microscope	\$	225,000	5623
CAP-035	Near Field Optical Probe	\$	145,000	5624
Total Case Western Reserve University		\$	3,833,536	5625

Reappropriations

Section 24.28. CTC CINCINNATI STATE TECHNICAL AND COMMUNITY			5627
COLLEGE			5628
CAP-008	Interior Renovations	\$ 390,071	5629
CAP-013	Basic Renovations	\$ 1,142,126	5630
CAP-016	Health Professions Building Planning	\$ 4,044	5631
CAP-017	Instructional and Data Processing	\$ 431,851	5632
	Equipment		
CAP-020	Aviation Facility	\$ 1,100	5633
CAP-026	Emergency Phones and Duct Smoke Detectors	\$ 217,876	5634
CAP-027	Floor Tiles and Ceiling Replacement	\$ 320,884	5635
CAP-028	HVAC and AC Units	\$ 17,264	5636
CAP-029	Masonry Repair and New Windows	\$ 200,552	5637
CAP-030	Student Life/Education Building	\$ 3,008,282	5638
CAP-031	Substation and Power Panels	\$ 388,069	5639
Total Cincinnati State Community College			\$ 6,122,119 5640

Reappropriations

Section 24.29. CLT CLARK STATE COMMUNITY COLLEGE			5642
CAP-006	Basic Renovations	\$ 258,657	5643
CAP-029	Shull Hall Rehabilitation	\$ 34,562	5644
CAP-034	ADA Modifications	\$ 41,521	5645
Total Clark State Community College			\$ 334,740 5646

Reappropriations

Section 24.30. CTI COLUMBUS STATE COMMUNITY COLLEGE			5648
CAP-006	Basic Renovations	\$ 787,077	5649
CAP-007	Land Acquisition	\$ 936,000	5650
CAP-027	Academic Center "B" Planning	\$ 106,050	5651
CAP-028	Instructional and Data Processing	\$ 836,612	5652
	Equipment		
CAP-033	Child Care Facility	\$ 89,510	5653
CAP-037	Academic Center "C"	\$ 103,459	5654
CAP-040	Building "D" Planning	\$ 5,069,660	5655

Total Columbus State Community College \$ 7,928,368 5656

Reappropriations

Section 24.31. CCC CUYAHOGA COMMUNITY COLLEGE 5658

CAP-031	Basic Renovations	\$	2,817,163	5659
CAP-033	Ohio College/Podiatric Medicine	\$	100,000	5660
CAP-057	Job Training Program Facility	\$	197,000	5661
CAP-058	ADA Modifications	\$	166,887	5662
CAP-064	Technology Learning Center - Western	\$	5,003,249	5663
CAP-066	Renovate/Create New Classrooms - West	\$	360,000	5664
CAP-070	Interior/Exterior Signage Program	\$	394,511	5665
CAP-073	Noncredit Job Training	\$	40,613	5666
CAP-078	Humanities Building Renovations - Metro	\$	64,206	5667
CAP-080	UTC Curtainwall Modifications	\$	73,646	5668
CAP-081	Interior Courtyards Renovations	\$	15,754	5669
CAP-082	Carpet Replacement - Western	\$	24,956	5670
Total Cuyahoga Community College		\$	9,257,986	5671

BASIC RENOVATIONS 5672

The amount reappropriated for the foregoing appropriation item 5673
 CAP-031, Basic Renovations, is the sum of the unencumbered and 5674
 unallotted balances as of June 30, 2002, in appropriation items 5675
 CAP-031, Basic Renovations; CAP-028, Adult Technical Education 5676
 Facility; CAP-049, Exterior Building Renovations - Metro/East; 5677
 CAP-052, S & T Asbestos Abatement - Metro; CAP-054, Ceiling 5678
 Renovation/Damper Replacement - West; CAP-059, Electric 5679
 Switchgear/Transformer - Metro; CAP-065, Exterior Lighting/Site 5680
 Improvement - Eastern; CAP-067, Plant Ops/Vehicle Maint/Storage - 5681
 Phase I; and CAP-072, Exterior Lighting Enhancements. 5682

Reappropriations

Section 24.32. ESC EDISON STATE COMMUNITY COLLEGE 5683

CAP-006	Basic Renovations	\$	376,465	5684
CAP-011	Roadway Construction	\$	16,696	5685

CAP-014	Student Activities Area	\$	19,312	5686
CAP-018	Master Plan Update	\$	1,220	5687
CAP-019	Plastics Industry Noncredit Training	\$	35,225	5688
CAP-020	Noncredit Job Training	\$	275,000	5689
Total Edison State Community College		\$	723,918	5690

Reappropriations

Section 24.33. JTC JEFFERSON COMMUNITY COLLEGE 5692

CAP-022	Basic Renovations	\$	388,061	5693
CAP-031	Law Enforcement/Engineering Lab Renovations	\$	56,172	5694
CAP-033	ADA Modifications	\$	19,598	5695
CAP-035	Exterior Improvements and Preschool Expansion	\$	24,120	5696
CAP-037	Electrical System Evaluation/Renovation	\$	382,820	5697
CAP-038	Library Interior Renovation	\$	259,020	5698
CAP-039	Lecture Hall Interior Renovation	\$	175,325	5699
CAP-040	Noncredit Job Training	\$	725,000	5700
Total Jefferson Community College		\$	2,030,116	5701

Reappropriations

Section 24.34. LCC LAKELAND COMMUNITY COLLEGE 5703

CAP-006	Basic Renovations	\$	891,946	5704
CAP-019	Health Technologies Building Planning	\$	2,030	5705
CAP-021	Performing Arts Center Renovations	\$	1,062	5706
CAP-022	Library Expansion	\$	7,895	5707
CAP-026	Auditorium Renovation	\$	1,805	5708
CAP-036	Noncredit Job Training	\$	850,000	5709
Total Lakeland Community College		\$	1,754,738	5710

Reappropriations

Section 24.35. LOR LORAIN COMMUNITY COLLEGE 5712

CAP-005	Basic Renovations	\$	466,182	5713
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Total Lorain Community College		\$	466,182	5714
				Reappropriations
Section 24.36.	NTC NORTHWEST STATE COMMUNITY COLLEGE			5716
CAP-003	Basic Renovations	\$	65,000	5717
CAP-006	Child Care Facility	\$	10,000	5718
CAP-013	Classroom & Engineering Build	\$	75,917	5719
CAP-014	ADA Modifications	\$	11,042	5720
CAP-015	A-Wing Supplemental/Distance Learning	\$	3,390	5721
Total Northwest State Community College		\$	165,349	5722
				Reappropriations
Section 24.37.	OTC OWENS COMMUNITY COLLEGE			5724
CAP-019	Basic Renovations	\$	1,058,932	5725
CAP-032	Student Health and Activities Center	\$	74,945	5726
CAP-034	Center for Fine and Performing Arts - Construction	\$	7,847,442	5727
CAP-035	Findlay Campus Relocation	\$	2,000,000	5728
Total Owens Community College		\$	10,981,319	5729
				Reappropriations
Section 24.38.	RGC RIO GRANDE COMMUNITY COLLEGE			5731
CAP-005	Basic Renovations	\$	267,301	5732
CAP-013	College of Business	\$	7,392	5733
CAP-015	ADA Modifications	\$	75,446	5734
CAP-021	New Entrance Road	\$	34,166	5735
Total Rio Grande Community College		\$	384,305	5736
				Reappropriations
Section 24.39.	SCC SINCLAIR COMMUNITY COLLEGE			5738
CAP-007	Basic Renovations	\$	1,118,239	5739
CAP-033	Telecommunication Infrastructure	\$	87,197	5740
CAP-034	Advanced Educational Applications Center	\$	40,000	5741

Phase I

CAP-036	Advanced Integrated Manufacturing Center	\$	576,286	5742
CAP-042	Autolab/Fire Science Facility	\$	45,000	5743
Total Sinclair Communtiy College		\$	1,866,722	5744

Reappropriations

Section 24.40. SOC SOUTHERN STATE COMMUNITY COLLEGE 5746

CAP-010	Basic Renovations	\$	347,997	5747
CAP-022	Clinton County Facility	\$	97,056	5748
CAP-024	Noncredit Job Training	\$	300,000	5749
Total Southern State Community College		\$	745,053	5750

Reappropriations

Section 24.41. TTC TERRA STATE COMMUNITY COLLEGE 5752

CAP-009	Basic Renovations	\$	29,947	5753
CAP-015	Child Care Facility	\$	166,148	5754
Total Terra State Community College		\$	196,095	5755

Reappropriations

Section 24.42. WTC WASHINGTON STATE COMMUNITY COLLEGE 5757

CAP-009	Instructional and Data Processing Equipment	\$	129,558	5758
CAP-012	ADA Modifications	\$	14,575	5759
CAP-013	Child Care Facility	\$	250,235	5760
CAP-016	Noncredit Job Training	\$	875,000	5761
Total Washington State Community College		\$	1,269,368	5762

Reappropriations

Section 24.43. BTC BELMONT TECHNICAL COLLEGE 5764

CAP-008	Basic Renovations	\$	653,372	5765
CAP-014	Main Building Renovation - Phase 3	\$	49,137	5766
CAP-019	ADA Modifications	\$	45,915	5767
Total Belmont Technical College		\$	748,424	5768

Reappropriations

Section 24.44.	COT CENTRAL OHIO TECHNICAL COLLEGE		5770
CAP-003	Basic Renovations	\$ 225,582	5771
Total Central Ohio Technical College		\$ 225,582	5772

Reappropriations

Section 24.45.	HTC HOCKING TECHNICAL COLLEGE		5774
CAP-019	Basic Renovations	\$ 418,569	5775
CAP-024	Building Addition	\$ 5,270	5776
CAP-028	College Hall Rehabilitation	\$ 3,769	5777
CAP-032	Public Safety Service	\$ 74,644	5778
CAP-033	Light and Oakley Halls	\$ 47,751	5779
Total Hocking Technical College		\$ 550,003	5780

Reappropriations

Section 24.46.	LTC LIMA TECHNICAL COLLEGE		5782
CAP-004	Basic Renovations	\$ 582,991	5783
CAP-006	Building Renovations	\$ 5,000	5784
CAP-007	Training and Education Facility	\$ 66,332	5785
CAP-008	Instructional and Data Processing Equipment	\$ 168,041	5786
CAP-009	Life and Physical Sciences	\$ 10,133	5787
CAP-010	ADA Modifications	\$ 53,143	5788
Total Lima Technical College		\$ 885,640	5789

Reappropriations

Section 24.47.	MAT MUSKINGUM AREA TECHNICAL COLLEGE		5791
CAP-007	Basic Renovations	\$ 213,276	5792
CAP-017	Basic Capacity Grant	\$ 1,410	5793
Total Muskingum Area Technical College		\$ 214,686	5794

BASIC RENOVATIONS 5795

The amount reappropriated for the foregoing appropriation 5796

item CAP-007, Basic Renovations, is \$4,780 plus the unencumbered 5797
 and unallotted balance as of June 30, 2002, in appropriation item 5798
 CAP-007, Basic Renovations. 5799

Reappropriations

Section 24.48. MTC MARION TECHNICAL COLLEGE 5800
 CAP-004 Basic Renovations \$ 25,790 5801
 Total Marion Technical College \$ 25,790 5802

Reappropriations

Section 24.49. NCC NORTH CENTRAL TECHNICAL COLLEGE 5804
 CAP-003 Basic Renovations \$ 602,467 5805
 CAP-008 Ovalwood Hall Rehabilitation \$ 9,897 5806
 CAP-009 ADA Modifications \$ 25,000 5807
 CAP-012 Shelby Training Center \$ 1,388,872 5808
 CAP-013 Engineering Center Renovation \$ 300,000 5809
 CAP-018 Fallerius Center Rehabilitation \$ 919,090 5810
 Total North Central Technical College \$ 3,245,326 5811

FALLERIUS CENTER REHABILITATION 5812

The amount reappropriated for the foregoing appropriation 5813
 item CAP-018, Fallerius Center Rehabilitation, is \$95,000 plus the 5814
 unencumbered and unallotted balance as of June 30, 2002, in 5815
 appropriation item CAP-018, Fallerius Center Rehabilitation. 5816

Reappropriations

Section 24.50. STC STARK TECHNICAL COLLEGE 5817
 CAP-004 Basic Renovations \$ 571,822 5818
 CAP-015 Loop Road Property \$ 229,701 5819
 Acquisition/Development
 CAP-024 Phase 2 Renovations \$ 252 5820
 CAP-027 Information Technology Learning Center \$ 4,540,243 5821
 CAP-028 Northside Development Parking Lot \$ 73,576 5822

CAP-029	Fire Science Phase III Classroom	\$	13,166	5823
	Total Stark Technical College	\$	5,428,760	5824
	TOTAL HIGHER EDUCATION IMPROVEMENT FUND	\$	513,186,727	5825

Section 24.51. The foregoing capital improvements for which 5827
appropriations are made from the Higher Education Improvement Fund 5828
(Fund 034) are determined to be capital improvements and capital 5829
facilities for state-supported or state-assisted institutions of 5830
higher education and are designated as the capital facilities to 5831
which proceeds of obligations in the Higher Education Improvement 5832
Fund, created by section 154.21 of the Revised Code, are to be 5833
applied. 5834

Section 24.52. For all of the foregoing appropriation items 5835
from the Higher Education Improvement Fund (Fund 034) that require 5836
local funds to be contributed by any state-supported or 5837
state-assisted institution of higher education, the Board of 5838
Regents shall not recommend that any funds be released until the 5839
recipient institution demonstrates to the Board of Regents and the 5840
Office of Budget and Management that the local funds contribution 5841
requirement has been secured or satisfied. The local funds shall 5842
be in addition to the foregoing appropriations. 5843

Section 24.53. None of the foregoing capital improvements 5844
appropriations for state-supported or state-assisted institutions 5845
of higher education shall be expended until the particular 5846
appropriation has been recommended for release by the Board of 5847
Regents and released by the Director of Budget and Management or 5848
the Controlling Board. Either the institution concerned, or the 5849
Board of Regents with the concurrence of the institution 5850
concerned, may initiate the request to the Director of Budget and 5851
Management or the Controlling Board for the release of the 5852
particular appropriations. 5853

Section 24.54. (A) No capital improvement appropriations made 5854
in Sections 24.02 to 24.56 of this act shall be released for 5855
planning or for improvement, renovation, construction, or 5856
acquisition of capital facilities if the institution of higher 5857
education or the state does not own the real property on which the 5858
capital facilities are or will be located. This restriction does 5859
not apply in any of the following circumstances: 5860

(1) The institution has a long-term (at least fifteen years) 5861
lease of, or other interest (such as an easement) in, the real 5862
property. 5863

(2) The Board of Regents certifies to the Controlling Board 5864
that undue delay will occur if planning does not proceed while the 5865
property or property interest acquisition process continues. In 5866
this case, funds may be released upon approval of the Controlling 5867
Board to pay for planning through the development of schematic 5868
drawings only. 5869

(3) In the case of an appropriation for capital facilities 5870
that, because of their unique nature or location, will be owned or 5871
will be part of facilities owned by a separate nonprofit 5872
organization or public body and will be made available to the 5873
institution of higher education for its use, the nonprofit 5874
organization or public body either owns or has a long-term (at 5875
least fifteen years) lease of the real property or other capital 5876
facility to be improved, renovated, constructed, or acquired and 5877
has entered into a joint or cooperative use agreement, approved by 5878
the Board of Regents, with the institution of higher education 5879
that meets the requirements of division (C) of this section. 5880

(B) Any foregoing appropriations which require cooperation 5881
between a technical college and a branch campus of a university 5882
may be released by the Controlling Board upon recommendation by 5883
the Board of Regents that the facilities proposed by the 5884

institutions are:	5885
(1) The result of a joint planning effort by the university and the technical college, satisfactory to the Board of Regents;	5886 5887
(2) Facilities that will meet the needs of the region in terms of technical and general education, taking into consideration the totality of facilities which will be available after the completion of these projects;	5888 5889 5890 5891
(3) Planned to permit maximum joint use by the university and technical college of the totality of facilities which will be available upon their completion;	5892 5893 5894
(4) To be located on or adjacent to the branch campus of the university.	5895 5896
(C) The Board of Regents shall adopt rules regarding the release of moneys from all the foregoing appropriations for capital facilities for all state-supported or state-assisted institutions of higher education. In the case of capital facilities referred to in division (A)(3) of this section, the joint or cooperative use agreements shall include, as a minimum, provisions that:	5897 5898 5899 5900 5901 5902 5903
(1) Specify the extent and nature of that joint or cooperative use, extending for not fewer than fifteen years, with the value of such use or right to use to be, as determined by the parties and approved by the Board of Regents, reasonably related to the amount of the appropriations;	5904 5905 5906 5907 5908
(2) Provide for pro rata reimbursement to the state should the arrangement for joint or cooperative use be terminated;	5909 5910
(3) Provide that procedures to be followed during the capital improvement process will comply with appropriate applicable state laws and rules, including provisions of this act;	5911 5912 5913
(4) Provide for payment or reimbursement to the institution	5914

of its administrative costs incurred as a result of the facilities 5915
project, not to exceed 1.5 per cent of the appropriated amount. 5916

(D) Upon the recommendation of the Board of Regents, the 5917
Controlling Board may approve the transfer of appropriations for 5918
projects requiring cooperation between institutions from one 5919
institution to another institution, with the approval of both 5920
institutions. 5921

(E) Notwithstanding section 127.14 of the Revised Code, the 5922
Controlling Board, upon the recommendation of the Board of 5923
Regents, may transfer amounts appropriated to the Board of Regents 5924
to accounts of state-supported or state-assisted institutions 5925
created for that same purpose. 5926

Section 24.55. The requirements of Chapters 123. and 153. of 5927
the Revised Code, with respect to the powers and duties of the 5928
Director of Administrative Services in the procedure for and award 5929
of contracts for capital improvement projects, and the 5930
requirements of section 127.16 of the Revised Code, with respect 5931
to the Controlling Board, do not apply to projects of community 5932
college districts and technical college districts. 5933

Section 24.56. Those institutions locally administering 5934
capital improvement projects pursuant to section 3345.50 of the 5935
Revised Code may: 5936

(A) Establish charges for recovering costs directly related 5937
to project administration as defined by the Director of 5938
Administrative Services. The Department of Administrative Services 5939
shall review and approve these administrative charges when such 5940
charges are in excess of 1.5 per cent of the total construction 5941
budget. 5942

(B) Seek reimbursement from state capital appropriations to 5943
the institution for the in-house design services performed by the 5944

institution for such capital projects. Acceptable charges shall be 5945
limited to design document preparation work that is done by the 5946
institution. These reimbursable design costs shall be shown as 5947
"A/E fees" within the project's budget that is submitted to the 5948
Controlling Board or the Director of Budget and Management as part 5949
of a request for release of funds. The reimbursement for in-house 5950
design may not exceed seven per cent of the estimated construction 5951
cost. 5952

Section 25. All items set forth in this section are hereby 5953
appropriated out of any moneys in the state treasury to the credit 5954
of the Parks and Recreation Improvement Fund (Fund 035) and 5955
derived from the proceeds of obligations heretofore authorized to 5956
pay costs of capital facilities, as defined in section 154.01 of 5957
the Revised Code, for parks and recreation. 5958

Reappropriations

DNR DEPARTMENT OF NATURAL RESOURCES 5959

CAP-005	Cowan Lake State Park	\$	51,964	5960
CAP-011	Findley State Park	\$	22,856	5961
CAP-012	Land Acquisition	\$	586,825	5962
CAP-016	Hueston Woods State Park	\$	4,467	5963
CAP-017	Indian Lake State Park	\$	5,288	5964
CAP-019	Lake Hope State Park	\$	500	5965
CAP-025	Punderson State Park	\$	7,763	5966
CAP-026	Pymatuning State Park	\$	80,000	5967
CAP-051	Buck Creek State Park	\$	3,050	5968
CAP-064	Geneva State Park	\$	750	5969
CAP-069	Hocking Hills State Park	\$	400	5970
CAP-113	East Harbor State Park Shoreline Stabilization	\$	850,000	5971
CAP-162	Shawnee State Park	\$	750	5972
CAP-205	Deer Creek State Park	\$	18,800	5973
CAP-234	State Parks Campgrounds, Lodges, and	\$	12,564,460	5974

	Cabins			
CAP-331	Park Boating Facilities	\$	1,061,800	5975
CAP-390	State Park Maintenance Facility	\$	488,801	5976
	Development			
CAP-701	Buckeye Lake Dam Rehabilitation	\$	1,033,254	5977
CAP-702	Upgrade Underground Storage Tanks	\$	1,933,783	5978
CAP-703	Cap Abandoned Water Wells	\$	250,000	5979
CAP-718	Grand Lake St. Mary's State Park	\$	157,532	5980
CAP-719	Indian Lake State Park	\$	11,945	5981
CAP-727	Riverfront Improvements	\$	1,000,000	5982
CAP-744	Multi-Agency Radio Communication	\$	425,000	5983
	Equipment			
CAP-748	Local Parks Projects	\$	1,572,000	5984
CAP-787	Scioto Riverfront Improvements	\$	7,750,000	5985
CAP-789	Great Miami Riverfront Improvements	\$	2,000,000	5986
CAP-821	State Park Dredging and Shoreline	\$	300,000	5987
	Protection			
CAP-827	Cuyahoga Valley Scenic Railroad	\$	3,716,666	5988
CAP-836	State Parks Renovation/Upgrading	\$	350	5989
CAP-876	Statewide Trails Program	\$	1,272,680	5990
CAP-910	Scioto Peninsula Property Acquisition	\$	4,750,000	5991
CAP-927	Mohican State Park	\$	50,571	5992
CAP-928	Handicapped Accessibility	\$	498,089	5993
CAP-929	Hazardous Waste/Asbestos Abatement	\$	785,978	5994
CAP-931	Wastewater/Water Systems Upgrade	\$	3,507,391	5995
	Total Department of Natural Resources	\$	46,703,443	5996
	Total Parks and Recreation Improvement Fund	\$	46,703,443	5997
	LOCAL PARKS PROJECTS			5998
	The following projects shall be funded from the foregoing			5999
	reappropriation item CAP-748, Local Parks Projects: \$500,000 for			6000
	Erie Metro Parks Land Acquisition; \$40,000 for Grove City Fryer			6001
	Park Improvements; \$12,500 for Big Prairie/Lakeville Park			6002

Improvements; \$25,000 for Holmes County Park Improvements; \$25,000 6003
for Stockport Village Park Improvements; \$50,000 for Silver Park 6004
Improvements, \$6,500 for Crossroads Park Improvements; \$38,000 for 6005
Wauseon Park Land Acquisition; \$150,000 for Black Swamp Land 6006
Acquisition; \$75,000 for the Walbridge Parks Improvements; and 6007
\$100,000 by the West Creek Preservation Committee for a West Creek 6008
Watershed Project. 6009

SCIOTO RIVERFRONT IMPROVEMENTS 6010

Of the foregoing reappropriation item CAP-787, Scioto 6011
Riverfront Improvements, \$7,750,000 shall be used for Spring and 6012
Long Park. 6013

STATEWIDE TRAILS PROGRAM 6014

Of the foregoing reappropriation item CAP-876, Statewide 6015
Trails Program, \$50,000 shall be used for the Lake to River 6016
Greenway Bike Path in Trumbull County. 6017

FEDERAL REIMBURSEMENT 6018

All reimbursements received from the federal government for 6019
any expenditures made pursuant to this section shall be deposited 6020
in the state treasury to the credit of the Parks and Recreation 6021
Improvement Fund. 6022

Section 25.01. The foregoing capital improvements for which 6023
appropriations are made from the Parks and Recreation Improvement 6024
Fund (Fund 035) are determined to be capital improvements and 6025
capital facilities for parks and recreation and are designated as 6026
the capital facilities to which proceeds of obligations in the 6027
Parks and Recreation Improvement Fund, created by section 154.22 6028
of the Revised Code, are to be applied. 6029

Section 25.02. (A) No capital improvement appropriations made 6030
in Section 25 of this act shall be released for planning or for 6031

improvement, renovation, construction, or acquisition of capital 6032
facilities if a governmental agency, as defined in section 154.01 6033
of the Revised Code, does not own the real property that 6034
constitutes the capital facilities or on which the capital 6035
facilities are or will be located. This restriction does not apply 6036
in any of the following circumstances: 6037

(1) The governmental agency has a long-term (at least fifteen 6038
years) lease of, or other interest (such as an easement) in, the 6039
real property. 6040

(2) In the case of an appropriation for capital facilities 6041
for parks and recreation that, because of their unique nature or 6042
location, will be owned or be part of facilities owned by a 6043
separate nonprofit organization and made available to the 6044
governmental agency for its use or operated by the nonprofit 6045
organization under contract with the governmental agency, the 6046
nonprofit organization either owns or has a long-term (at least 6047
fifteen years) lease of the real property or other capital 6048
facility to be improved, renovated, constructed, or acquired and 6049
has entered into a joint or cooperative use agreement, approved by 6050
the Department of Natural Resources, with the governmental agency 6051
for that agency's use of and right to use the capital facilities 6052
to be financed and, if applicable, improved, the value of such use 6053
or right to use being, as determined by the parties, reasonably 6054
related to the amount of the appropriation. 6055

(B) In the case of capital facilities referred to in division 6056
(A)(2) of this section, the joint or cooperative use agreement 6057
shall include, as a minimum, provisions that: 6058

(1) Specify the extent and nature of that joint or 6059
cooperative use, extending for not fewer than fifteen years, with 6060
the value of such use or right to use to be, as determined by the 6061
parties and approved by the applicable department, reasonably 6062

related to the amount of the appropriation; 6063

(2) Provide for pro rata reimbursement to the state should 6064
the arrangement for joint or cooperative use by a governmental 6065
agency be terminated; and 6066

(3) Provide that procedures to be followed during the capital 6067
improvement process will comply with appropriate applicable state 6068
laws and rules, including provisions of this act. 6069

Section 26. All items set forth in this section are hereby 6070
appropriated out of any moneys in the state treasury to the credit 6071
of the State Capital Improvements Fund (Fund 038) and derived from 6072
the proceeds of obligations heretofore authorized to pay costs of 6073
capital facilities, as defined in sections 151.01 and 151.08 of 6074
the Revised Code, for local infrastructure purposes. 6075

Reappropriations

PWC PUBLIC WORKS COMMISSION 6076

Ohio Small Government Capital Improvement Commission 6077

CAP-150	Local Public Infrastructure	\$	3,994,256	6078
CIF-000	Small Government Set-Aside	\$	26,789,013	6079
CIF-001	Infrastructure - District 1	\$	35,569,892	6080
CIF-002	Infrastructure - District 2	\$	15,324,089	6081
CIF-003	Infrastructure - District 3	\$	24,805,971	6082
CIF-004	Infrastructure - District 4	\$	10,621,103	6083
CIF-005	Infrastructure - District 5	\$	8,218,221	6084
CIF-006	Infrastructure - District 6	\$	9,204,592	6085
CIF-007	Infrastructure - District 7	\$	10,283,773	6086
CIF-008	Infrastructure - District 8	\$	13,535,698	6087
CIF-009	Infrastructure - District 9	\$	6,000,899	6088
CIF-010	Infrastructure - District 10	\$	12,042,490	6089
CIF-011	Infrastructure - District 11	\$	9,906,889	6090
CIF-012	Infrastructure - District 12	\$	10,652,811	6091
CIF-013	Infrastructure - District 13	\$	5,952,230	6092

CIF-014	Infrastructure - District 14	\$	5,961,097	6093
CIF-015	Infrastructure - District 15	\$	6,049,668	6094
CIF-016	Infrastructure - District 16	\$	9,688,174	6095
CIF-017	Infrastructure - District 17	\$	7,223,526	6096
CIF-018	Infrastructure - District 18	\$	6,625,576	6097
CIF-019	Infrastructure - District 19	\$	8,099,039	6098
CIF-020	Emergency Set-Aside	\$	5,783,488	6099
CIF-021	Small Counties Program	\$	1,030,678	6100
Total Public Works Commission		\$	253,363,173	6101
TOTAL State Capital Improvement Fund		\$	253,363,173	6102

The appropriations in this section shall be used in 6103
accordance with sections 164.01 to 164.12 of the Revised Code. All 6104
expenditures made from these appropriations shall be approved by 6105
the Director of the Public Works Commission. The Director of the 6106
Public Works Commission shall not allocate funds in amounts 6107
greater than those amounts appropriated by the General Assembly. 6108

Section 27. All items set forth in this section are hereby 6109
appropriated out of any moneys in the state treasury to the credit 6110
of the State Capital Improvements Revolving Loan Fund (Fund 040) 6111
and derived from repayments of loans made to local subdivisions 6112
for capital improvements, investment earnings on moneys in the 6113
fund, and moneys obtained from federal or private grants or from 6114
other sources for the purpose of making loans for the purpose of 6115
financing or assisting in the financing of the cost of capital 6116
improvement projects of local subdivisions. 6117

Reappropriations

PWC PUBLIC WORKS COMMISSION				6118
CAP-151	Revolving Loan	\$	7,507,533	6119
RLF-001	Revolving Loan-District 1	\$	3,737,260	6120
RLF-002	Revolving Loan-District 2	\$	3,164,996	6121
RLF-003	Revolving Loan-District 3	\$	3,499,709	6122
RLF-004	Revolving Loan-District 4	\$	1,845,304	6123

RLF-005	Revolving Loan-District 5	\$	1,252,918	6124
RLF-006	Revolving Loan-District 6	\$	2,024,132	6125
RLF-007	Revolving Loan-District 7	\$	2,135,221	6126
RLF-008	Revolving Loan-District 8	\$	1,624,699	6127
RLF-009	Revolving Loan-District 9	\$	1,133,758	6128
RLF-010	Revolving Loan-District 10	\$	2,762,493	6129
RLF-011	Revolving Loan-District 11	\$	1,903,666	6130
RLF-012	Revolving Loan-District 12	\$	3,742,013	6131
RLF-013	Revolving Loan-District 13	\$	1,623,191	6132
RLF-014	Revolving Loan-District 14	\$	1,309,761	6133
RLF-015	Revolving Loan-District 15	\$	861,761	6134
RLF-016	Revolving Loan-District 16	\$	2,430,305	6135
RLF-017	Revolving Loan-District 17	\$	1,471,503	6136
RLF-018	Revolving Loan-District 18	\$	1,220,419	6137
RLF-019	Revolving Loan-District 19	\$	1,438,605	6138
RLF-020	Small Government Program	\$	969,234	6139
RLF-021	Emergency Program	\$	125,650	6140
Total Public Works Commission		\$	47,784,131	6141
TOTAL State Capital Improvements				6142
Revolving Loan Fund		\$	47,784,131	6143

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 28. All items set forth in this section are hereby appropriated out of any moneys in the state treasury to the credit of the Clean Ohio Conservation Fund (Fund 056) and derived from the proceeds of obligations heretofore authorized to pay the costs of capital facilities or projects, as defined in sections 151.01 and 151.09 of the Revised Code, for conservation purposes:

		Reappropriations	
	PWC PUBLIC WORKS COMMISSION		6156
CAP-152	Clean Ohio Conservation	\$ 37,500,000	6157
	Total Public Works Commission	\$ 37,500,000	6158
	TOTAL Clean Ohio Conservation Fund	\$ 37,500,000	6159

Section 29. All items set forth in this section are hereby 6161
 appropriated out of any moneys in the state treasury to the credit 6162
 of the Clean Ohio Agricultural Easement Fund (Fund 057) and 6163
 derived from the proceeds of obligations heretofore authorized to 6164
 pay the costs of capital facilities or projects, as defined in 6165
 sections 151.01 and 151.09 of the Revised Code, for conservation 6166
 purposes: 6167

		Reappropriations	
	AGR DEPARTMENT OF AGRICULTURE		6168
CAP-047	Clean Ohio Agricultural Easement	\$ 6,250,000	6169
	Total Department of Agriculture	\$ 6,250,000	6170
	TOTAL Clean Ohio Agricultural Easement Fund	\$ 6,250,000	6171

AGRICULTURAL EASEMENT PURCHASE 6172

The foregoing appropriation item CAP-047, Clean Ohio 6173
 Agricultural Easement Fund, shall be used in accordance with 6174
 sections 901.21, 901.22, and 5301.67 to 5301.70 of the Revised 6175
 Code. 6176

Section 30. All items set forth in this section are hereby 6177
 appropriated out of any moneys in the state treasury to the credit 6178
 of the Clean Ohio Trail Fund (Fund 061) and derived from the 6179
 proceeds of obligations heretofore authorized to pay the costs of 6180
 capital facilities or projects, as defined in sections 151.01 and 6181
 151.09 of the Revised Code, for conservation purposes: 6182

DNR DEPARTMENT OF NATURAL RESOURCES 6183

		Reappropriations	
CAP-014	Clean Trail Ohio	\$ 6,250,000	6184

Total Department of Natural Resources	\$	6,250,000	6185
TOTAL Clean Ohio Trail Fund	\$	6,250,000	6186

Section 31. All items set forth in this section are hereby 6188
appropriated out of any moneys in the state treasury to the credit 6189
of the Administrative Building Fund (Fund 026) and derived from 6190
the proceeds of obligations heretofore authorized to pay the costs 6191
of capital facilities, as defined in section 152.09 of the Revised 6192
Code, for the following capital improvements: 6193

		Appropriations	
	OVH VETERANS' HOME		6194
CAP-759	Veterans' Home Construction	\$ 1,377,000	6195
Total Ohio Veterans' Home Construction		\$ 1,377,000	6196

Section 32. All items set forth in this section are hereby 6198
appropriated out of any moneys in the state treasury to the credit 6199
of the State Capital Improvements Fund (Fund 038) and derived from 6200
the proceeds of obligations heretofore and herein authorized to 6201
pay costs of capital facilities as defined in sections 151.01 and 6202
151.08 of the Revised Code for local infrastructure purposes. 6203

		Appropriations	
	PWC PUBLIC WORKS COMMISSION		6204
CAP-150	Local Public Infrastructure	\$ 252,000,000	6205
Total Public Works Commission		\$ 252,000,000	6206
TOTAL State Capital Improvements Fund		\$ 252,000,000	6207

The foregoing appropriation item CAP-150, Local Public 6208
Infrastructure, shall be used in accordance with sections 164.01 6209
to 164.12 of the Revised Code. The Director of the Public Works 6210
Commission may certify to the Director of Budget and Management 6211
that a need exists to appropriate investment earnings to be used 6212
in accordance with sections 164.01 to 164.12 of the Revised Code. 6213
If the Director of Budget and Management determines pursuant to 6214
division (D) of section 164.08 and section 164.12 of the Revised 6215

Code that investment earnings are available to support additional 6216
appropriations, such amounts are hereby appropriated. 6217

Section 33. The Treasurer of State is hereby authorized 6218
pursuant to section 164.09 of the Revised Code to issue and sell, 6219
in accordance with Section 2m of Article VIII, Ohio Constitution, 6220
and sections 164.01 to 164.12 of the Revised Code, original 6221
obligations of the State of Ohio, in an aggregate principal amount 6222
not to exceed \$240,000,000, in addition to the original 6223
obligations heretofore authorized by prior acts of the General 6224
Assembly. These authorized obligations shall be issued and sold 6225
from time to time and in amounts necessary to ensure sufficient 6226
moneys to the credit of the State Capital Improvements Fund (Fund 6227
038) to pay costs charged to that fund, as estimated by the 6228
Director of Budget and Management. 6229

Section 34. All items set forth in this section are hereby 6230
appropriated out of any moneys in the state treasury to the credit 6231
of the State Capital Improvements Revolving Loan Fund (Fund 040). 6232
Revenues to the State Capital Improvements Revolving Loan Fund 6233
shall consist of all repayments of loans made to local 6234
subdivisions for capital improvements, investment earnings on 6235
moneys in the fund, and moneys obtained from federal or private 6236
grants or from other sources for the purpose of making loans for 6237
the purpose of financing or assisting in the financing of the cost 6238
of capital improvement projects of local subdivisions. 6239

PWC PUBLIC WORKS COMMISSION 6240

	Appropriations	
CAP-151 Revolving Loan	\$ 37,500,000	6241
Total Public Works Commission	\$ 37,500,000	6242
TOTAL State Capital Improvements Revolving		6243
Loan Fund	\$ 37,500,000	6244

The foregoing appropriation item CAP-151, Revolving Loan, 6245

shall be used in accordance with sections 164.01 to 164.12 of the Revised Code. 6246
6247

Section 35. CERTIFICATION OF AVAILABILITY OF MONEYS 6248

No moneys that require release shall be expended from any appropriation contained in this act without certification of the Director of Budget and Management that there are sufficient moneys in the state treasury in the fund from which the appropriation is made. Such certification made by the Office of Budget and Management shall be based on estimates of revenue, receipts, and expenses. Nothing herein shall be construed as a limitation on the authority of the Director of Budget and Management as granted in section 126.07 of the Revised Code. 6249
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Section 36. The appropriations made in this act, excluding those made to the State Capital Improvement Fund (Fund 038) and the State Capital Improvements Revolving Loan Fund (Fund 040) for buildings or structures, including remodeling and renovations, are limited to: 6258
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6260
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6262

(A) Acquisition of real property or interest in real property; 6263
6264

(B) Buildings and structures, which includes construction, demolition, complete heating, lighting, and lighting fixtures, and all necessary utilities, ventilating, plumbing, sprinkling, and sewer systems, when such systems are authorized or necessary; 6265
6266
6267
6268

(C) Architectural, engineering, and professional services expenses directly related to the projects; 6269
6270

(D) Machinery that is a part of structures at the time of initial acquisition or construction; 6271
6272

(E) Acquisition, development, and deployment of new computer systems, including the redevelopment or integration of existing 6273
6274

and new computer systems, but excluding regular or ongoing maintenance or support agreements; 6275
6276

(F) Equipment that meets all the following criteria: 6277

(1) The equipment is essential in bringing the facility up to its intended use. 6278
6279

(2) The unit cost of the equipment, and not the individual parts of a unit, is about \$100 or more. 6280
6281

(3) The equipment has a useful life of five years or more. 6282

(4) The equipment is necessary for the functioning of a particular facility. 6283
6284

(5) The equipment will be used primarily in the rooms or areas covered in the project. 6285
6286

No equipment shall be paid for from these appropriations that is not an integral part of or directly related to the basic purpose or function of a project for which moneys are appropriated. 6287
6288
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Section 37. 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, shall contain a contingency reserve, the amount of which shall 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 as an assessment for liquidated damages shall be added to the encumbrance for the contingency reserve. Contingency reserve funds shall be used to pay costs resulting from unanticipated job conditions, to comply with rulings regarding building and other codes, to pay costs related to errors or omissions in contract documents, to pay costs associated with changes in the scope of work, and to pay the cost 6291
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of settlements and judgments related to the project. 6305

6306

Upon completion of a project, should any funds remain, such 6307

remaining funds may, upon approval of the Controlling Board, be 6308

released for the use of the institution to which the appropriation 6309

was made for another capital facilities project or projects. 6310

Section 38. AGENCY ADMINISTRATION OF CAPITAL FACILITIES 6311

PROJECTS 6312

Notwithstanding sections 123.01 and 123.15 of the Revised 6313

Code, the Director of Administrative Services may authorize the 6314

Departments of Mental Health, Mental Retardation and Developmental 6315

Disabilities, Alcohol and Drug Addiction Services, Agriculture, 6316

Jobs and Family Services, Rehabilitation and Correction, Youth 6317

Services, Public Safety, and Transportation, the Ohio Veterans' 6318

Home, and the Rehabilitation Services Commission to administer any 6319

capital facilities projects when the estimated cost, including 6320

design fees, construction, equipment, and contingency amounts, is 6321

less than \$1,500,000. Requests for authorization to administer 6322

capital facilities projects shall be made in writing to the 6323

Director of Administrative Services by the respective state agency 6324

within sixty days after the effective date of the act in which the 6325

General Assembly initially makes an appropriation for the project. 6326

The director of a state agency authorized by the Director of 6327

Administrative Services to administer capital facilities projects 6328

pursuant to this section shall comply with the procedures and 6329

guidelines established in Chapter 153. of the Revised Code. Upon 6330

the release of funds for such projects by the Controlling Board or 6331

the Director of Budget and Management, the agency may administer 6332

the capital project without the supervision, control, or approval 6333

of the Director of Administrative Services. 6334

Section 39. SATISFACTION OF JUDGMENTS AND SETTLEMENTS AGAINST 6335
THE STATE 6336

Except as otherwise provided in this section, an 6337
appropriation contained in this act or any other act may be used 6338
for the purpose of satisfying judgments, settlements, or 6339
administrative awards ordered or approved by the Court of Claims 6340
or by any other court of competent jurisdiction in connection with 6341
civil actions against the state. This authorization shall not 6342
apply to appropriations to be applied to or used for payment of 6343
guarantees by or on behalf of the state or for payments under 6344
lease agreements relating to or debt service on bonds, notes, or 6345
other obligations of the state. Notwithstanding any other section 6346
of law to the contrary, this authorization includes appropriations 6347
from funds into which proceeds or direct obligations of the state 6348
are deposited only to the extent that the judgment, settlement, or 6349
administrative award is for or represents capital costs for which 6350
the appropriation may otherwise be used and is consistent with the 6351
purpose for which any related bonds were issued. Nothing contained 6352
in this section is intended to subject the state to suit in any 6353
forum in which it is not otherwise subject to suit, or is it 6354
intended to waive or compromise any defense or right available to 6355
the state in any suit against it. 6356

Section 40. Notwithstanding section 126.14 of the Revised 6357
Code, appropriations for appropriation items CAP-002, Local Jails, 6358
and CAP-003, Community-Based Correctional Facilities, appropriated 6359
from the Adult Correctional Building Fund (Fund 027) to the 6360
Department of Rehabilitation and Correction shall be released upon 6361
the written approval of the Director of Budget and Management. The 6362
appropriations from the Public School Building Fund (Fund 021), 6363
the Education Facilities Trust Fund (Fund N87), and the School 6364
Building Program Assistance Fund (Fund 032) to the School 6365

Facilities Commission, from the Transportation Building Fund (Fund 6366
029) to the Department of Transportation, from the Clean Ohio 6367
Conservation Fund (Fund 056) to the Public Works Commission, and 6368
appropriations from the State Capital Improvement Fund (Fund 038) 6369
and the State Capital Improvements Revolving Loan Fund (Fund 040) 6370
to the Public Works Commission shall be released upon presentation 6371
of a request to release the funds, by the agency to which the 6372
appropriation has been made, to the Director of Budget and 6373
Management. 6374

Section 41. Except as provided in section 4115.04 of the 6375
Revised Code, no moneys appropriated or reappropriated by the 6376
124th General Assembly shall be used for the construction of 6377
public improvements, as defined in section 4115.03 of the Revised 6378
Code, unless the mechanics, laborers, or workers engaged therein 6379
are paid the prevailing rate of wages as prescribed in section 6380
4115.04 of the Revised Code. Nothing in this section shall affect 6381
the wages and salaries established for state employees under the 6382
provisions of Chapter 124. of the Revised Code, or collective 6383
bargaining agreements entered into by the state pursuant to 6384
Chapter 4117. of the Revised Code, while engaged on force account 6385
work, nor shall this section interfere with the use of inmate and 6386
patient labor by the state. 6387

Section 42. CAPITAL FACILITIES LEASES 6388

Capital facilities for which appropriations are made from the 6389
Administrative Building Fund (Fund 026), the Adult Correctional 6390
Building Fund (Fund 027), the Juvenile Correctional Building Fund 6391
(Fund 028), and the Arts Facilities Building Fund (Fund 030) may 6392
be leased by the Ohio Building Authority to the Department of 6393
Youth Services, the Arts and Sports Facilities Commission, the 6394
Department of Administrative Services, and the Department of 6395

Rehabilitation and Correction, and other agreements may be made by
the Ohio Building Authority and the departments with respect to
the use or purchase of such capital facilities, or subject to the
approval of the director of the department or the commission, the
Ohio Building Authority may lease such capital facilities to, and
make other agreements with respect to the use or purchase thereof
with, any governmental agency or nonprofit corporation having
authority under law to own, lease, or operate such capital
facilities. The director of the department or the commission may
sublease such capital facilities to, and make other agreements
with respect to the use or purchase thereof with, any such
governmental agency or nonprofit corporation, which may include
provisions for transmittal of receipts of that agency or nonprofit
corporation of any charges for the use of such facilities, all
upon such terms and conditions as the parties may agree upon and
any other provision of law affecting the leasing, acquisition, or
disposition of capital facilities by such parties.

Section 43. The Director of Budget and Management shall
authorize both of the following:

(A) The initial release of moneys for projects from the funds
into which proceeds of direct obligations of the state are
deposited.

(B) The expenditure or encumbrance of moneys from funds into
which proceeds of direct obligations are deposited, only after
determining to the director's satisfaction that either of the
following apply:

(1) The application of such moneys to the particular project
will not negatively affect any exemption or exclusion from federal
income tax of the interest or interest equivalent on obligations,
issued to provide moneys to the particular fund.

(2) Moneys for the project will come from the proceeds of

obligations, the interest on which is not so excluded or exempt 6427
and which have been authorized as "taxable obligations" by the 6428
issuing authority. 6429

The director shall report any nonrelease of moneys pursuant 6430
to this section to the Governor, the presiding officer of each 6431
house of the General Assembly, and the agency for the use of which 6432
the project is intended. 6433

Section 44. SCHOOL FACILITIES ENCUMBRANCES AND 6434
REAPPROPRIATION 6435

At the request of the Executive Director of the Ohio School 6436
Facilities Commission, the Director of Budget and Management may 6437
cancel encumbrances for school district projects from a previous 6438
biennium if the district has not raised its local share of project 6439
costs within one year of receiving Controlling Board approval in 6440
accordance with section 3318.05 of the Revised Code. The Executive 6441
Director of the Ohio School Facilities Commission shall certify 6442
the amounts of these canceled encumbrances to the Director of 6443
Budget and Management on a quarterly basis. The amounts of the 6444
canceled encumbrances are hereby appropriated. 6445

Section 45. REAPPROPRIATION OF UNEXPENDED ENCUMBERED BALANCES 6446
OF CAPITAL APPROPRIATIONS 6447

(A) An unexpended balance of a capital appropriation or 6448
reappropriation that a state agency has lawfully encumbered prior 6449
to the close of a capital biennium is hereby reappropriated for 6450
the following capital biennium from the fund from which it was 6451
originally appropriated or was reappropriated and shall be used 6452
only for the purpose of discharging the encumbrance in the 6453
following capital biennium. For those encumbered appropriations or 6454
reappropriations, any Controlling Board approval previously 6455
granted and referenced by the encumbering document remains in 6456

effect until the encumbrance is discharged in the following 6457
capital biennium or until the encumbrance expires at the end of 6458
the following capital biennium. 6459

(B) At the end of the reappropriation period provided for by 6460
division (A) of this section, an unexpended balance of a capital 6461
appropriation or reappropriation that remains encumbered at the 6462
end of that period is hereby reappropriated for the next capital 6463
biennium from the fund from which it was originally appropriated 6464
or was reappropriated and shall be used only for the purpose of 6465
discharging the encumbrance in the next capital biennium. For 6466
those encumbered appropriations or reappropriations, any 6467
Controlling Board approval previously granted and referenced by 6468
the encumbering document remains in effect until the encumbrance 6469
is discharged in the next capital biennium or until the 6470
encumbrance expires at the end of the next capital biennium. 6471

(C) At the end of the reappropriation period provided for by 6472
division (B) of this section, a reappropriation made pursuant to 6473
division (B) of this section shall lapse, and the encumbrance 6474
shall expire. 6475

(D) If an encumbrance expired pursuant to division (C) of 6476
this section, the Director of Budget and Management may 6477
re-establish the encumbrance as provided in this division. If a 6478
reappropriation for a project is made by the General Assembly for 6479
the biennium immediately following the biennium in which an 6480
encumbrance for that project expired, the Director of Budget and 6481
Management may re-establish the encumbrance in an amount not to 6482
exceed the amount of the expired encumbrance, in the name of the 6483
contractor named in the expired encumbrance, and for the same 6484
purpose specified in the expired encumbrance. The encumbrance 6485
shall be charged against the reappropriation for the project. The 6486
amount re-encumbered shall be used only for the purpose of 6487
discharging the encumbrance in the capital biennium for which the 6488

reappropriation was made. For those re-encumbered 6489
reappropriations, any Controlling Board approval previously 6490
granted and referenced by the expired encumbering document remains 6491
in effect until the encumbrance is discharged or expires at the 6492
end of the capital biennium for which the reappropriation was 6493
made. If any portion of the amount re-encumbered by the Director 6494
of Budget and Management under this division is not expended prior 6495
to the close of the capital biennium for which the reappropriation 6496
was made, that amount is hereby reappropriated for the following 6497
capital biennium as provided for in division (A) of this section 6498
and subject to the provisions of division (A) of this section. 6499

Section 46. Capital reappropriations in this act that have 6500
been released by the Controlling Board or the Director of Budget 6501
and Management between June 30, 2000, and July 1, 2002, do not 6502
require further approval or release prior to being encumbered. 6503
Funds reappropriated in excess of such prior releases shall be 6504
released in accordance with applicable provisions of this act. 6505

Section 47. Unless otherwise specified, the reappropriations 6506
made in this act represent the unencumbered and unallotted 6507
balances of prior years' capital improvements appropriations 6508
estimated to be available on June 30, 2002. The actual balances on 6509
June 30, 2002, for the appropriation items in this act are hereby 6510
reappropriated. Additionally, there is hereby reappropriated the 6511
unencumbered and unallotted balances on June 30, 2002, of any 6512
appropriation items either reappropriated in Sub. S.B. 245 of the 6513
123rd General Assembly or appropriated in Sub. H.B. 640 of the 6514
123rd General Assembly, or created by the Controlling Board 6515
pursuant to section 127.15 of the Revised Code from appropriation 6516
items in Sub. S.B. 245 and Am. Sub. H.B. 640, both of the 123rd 6517
General Assembly, and this act, if the Director of Budget and 6518
Management determines that such balances are needed to complete 6519

the projects for which they were reappropriated or appropriated. 6520
The appropriation items and amounts that are reappropriated by 6521
this act shall be reported to the Controlling Board within 30 days 6522
after the effective date of this section. 6523

Section 48. No appropriation for a health care facility 6524
authorized under this act may be released until the requirements 6525
of sections 3702.51 to 3702.68 of the Revised Code have been met. 6526

Section 49. All proceeds received by the state as a result of 6527
litigation, judgments, settlements, or claims, filed by or on 6528
behalf of any state agency as defined by section 1.60 of the 6529
Revised Code or state-supported or state-assisted institution of 6530
higher education, for damages or costs resulting from the use, 6531
removal, or hazard abatement of asbestos materials shall be 6532
deposited in the Asbestos Abatement Distribution Fund (Fund 674). 6533
All funds deposited into the Asbestos Abatement Distribution Fund 6534
are hereby appropriated to the Attorney General. To the extent 6535
practicable, the proceeds placed in the Asbestos Abatement 6536
Distribution Fund shall be divided among the state agencies and 6537
state-supported or state-assisted institutions of higher education 6538
in accordance with the general provisions of the litigation 6539
regarding the percentage of recovery. Distribution of the proceeds 6540
to each state agency or state-supported or state-assisted 6541
institution of higher education shall be made in accordance with 6542
the Asbestos Abatement Distribution Plan to be developed by the 6543
Attorney General, the Division of Public Works within the 6544
Department of Administrative Services, and the Office of Budget 6545
and Management. 6546

In those circumstances where asbestos litigation proceeds are 6547
for reimbursement of expenditures made with funds outside the 6548
state treasury or damages to buildings not constructed with state 6549

appropriations, direct payments shall be made to the affected 6550
institutions of higher education. Any proceeds received for 6551
reimbursement of expenditures made with funds within the state 6552
treasury or damages to buildings occupied by state agencies shall 6553
be distributed to the affected agencies with an intrastate 6554
transfer voucher to the funds identified in the Asbestos Abatement 6555
Distribution Plan. 6556

Such proceeds shall be used for additional asbestos abatement 6557
or encapsulation projects, or for other capital improvements, 6558
except that proceeds distributed to the General Revenue Fund and 6559
other funds that are not bond improvement funds may be used for 6560
any purpose. The Controlling Board may, for bond improvement 6561
funds, create appropriation items or increase appropriation 6562
authority in existing appropriation items equaling the amount of 6563
such proceeds. Such amounts approved by the Controlling Board are 6564
hereby appropriated. Such proceeds deposited in bond improvement 6565
funds shall not be expended until released by the Controlling 6566
Board, which shall require certification by the Director of Budget 6567
and Management that such proceeds are sufficient and available to 6568
fund the additional anticipated expenditures. 6569

Section 50. The capital improvements for which appropriations 6570
are made in this act from Sports Facilities Building Fund, (Fund 6571
024), the Highway Safety Building Fund (Fund 025), the 6572
Administrative Building Fund (Fund 026), the Adult Correctional 6573
Building Fund (Fund 027), the Juvenile Correctional Building Fund 6574
(Fund 028), the Transportation Building Fund (Fund 029), and the 6575
Arts Facilities Building Fund (Fund 030) are determined to be 6576
capital improvements and capital facilities for housing state 6577
agencies and branches of state government and are designated as 6578
capital facilities to which proceeds of obligations issued under 6579
Chapter 152. of the Revised Code are to be applied. 6580

Section 51. Upon the request of the agency to which a capital project appropriation item is appropriated, the Director of Budget and Management may transfer open encumbrance amounts between separate encumbrances for the project appropriation item to the extent that any reductions in encumbrances are agreed to by the contracting vendor and the agency.

Section 52. Any proceeds received by the State of Ohio as the result of litigation or a settlement agreement related to any liability for the planning, design, engineering, construction, or constructed management of such facilities operated by the Department of Administrative Services shall be deposited into the Administrative Building Fund (Fund 026).

Section 53. The balance in the Vocational School Building Assistance Fund (Fund 020), and all receipts and interest accruing to the fund from any source during the period of this act, are hereby appropriated to the Department of Education. The appropriation shall be used pursuant to section 3317.21 of the Revised Code.

Section 54. Sections 3 to 53 of this act shall remain in full force and effect commencing on July 1, 2002, and terminating on June 30, 2004, for the purpose of drawing money from the state treasury in payment of liabilities lawfully incurred hereunder, and on June 30, 2004, and not before, the moneys hereby appropriated shall lapse into the funds from which they are severally appropriated. If, under Ohio Constitution, Article II, Section 1c, Sections 3 to 53 of this act do not take effect until after July 1, 2002, Sections 3 to 53 of this act shall be and remain in full force and effect commencing on that later effective date.

Section 55. NOTARY COMMISSION TRANSFER 6610

Upon the effective date of this section or as soon thereafter 6611
as possible, the Director of Budget and Management shall transfer 6612
\$150,000 in cash from Fund 412, the Notary Commission Fund, to 6613
Fund 414, the Citizen Education Fund. 6614

Section 56. Pursuant to the agreement made between the 6615
Department of Development and the Dayton-Montgomery County Port 6616
Authority, approved by the Controlling Board on June 19, 2000, the 6617
Director of Development shall permit the approved \$5,000,000 from 6618
appropriation item 195-412, Business Development Grants, to be 6619
used to increase the debt capacity of the Dayton-Montgomery County 6620
Port Authority and to fund regional economic development 6621
priorities approved by the Dayton-Montgomery County Port Authority 6622
Board. This change in the agreement is not subject to Controlling 6623
Board approval. 6624

Section 57. Section 5709.081 of the Revised Code, as amended 6625
by this act, is remedial in nature and applies to the tax years at 6626
issue in any application for exemption from taxation pending 6627
before the Tax Commissioner, the Board of Tax Appeals, any Court 6628
of Appeals, or the Supreme Court on the effective date of this act 6629
and to the property that is the subject of any such application. 6630

Section 58. That Sections 4.03 and 5.04 of Sub. H.B. 73 of 6631
the 124th General Assembly be amended to read as follows: 6632

"Sec. 4.03. TRANSFER OF FUND 002 APPROPRIATIONS - PLANNING 6633
AND RESEARCH, HIGHWAY CONSTRUCTION, HIGHWAY MAINTENANCE, AVIATION, 6634
AND ADMINISTRATION 6635

The Director of Budget and Management may approve requests 6636
from the Department of Transportation for transfer of 6637

appropriations for highway planning and research (appropriation
items 771-411 and 771-412), highway construction (appropriation
items 772-421, 772-422, and 772-424), highway maintenance
(appropriation item 773-431), aviation (appropriation item
777-475), and highway administration (appropriation item 779-491).
Transfers of appropriations may be made upon the written request
of the Director of Transportation and with the approval of the
Director of Budget and Management. Such transfers shall be
reported to the Controlling Board at the next regularly scheduled
meeting of the board.

This transfer authority is intended to provide for emergency
situations and flexibility to meet unforeseen conditions that
could arise during the budget period. It also is intended to allow
the department to optimize the use of available resources and
adjust to circumstances affecting the obligation and expenditure
of federal funds.

TRANSFER OF APPROPRIATIONS - FEDERAL HIGHWAY AND FEDERAL
TRANSIT

The Director of Budget and Management may approve requests
from the Department of Transportation for the transfer of
appropriations between appropriation items 772-422, Highway
Construction - Federal, and 775-452, Public Transportation -
Federal, based upon transit capital projects meeting Federal
Highway Administration and Federal Transit Administration funding
guidelines. Transfers between these appropriation items may be
made upon the written request of the Director of Transportation
and with the approval of the Director of Budget and Management.
Such transfers shall be reported to the Controlling Board at its
next regularly scheduled meeting.

TRANSFER OF APPROPRIATIONS - STATE INFRASTRUCTURE BANK

The Director of Budget and Management may approve requests

from the Department of Transportation for transfer of 6669
appropriations and cash of the Infrastructure Bank funds created 6670
in section 5531.09 of the Revised Code, including transfers 6671
between fiscal years 2002 and 2003. Such transfers shall be 6672
reported to the Controlling Board at its next regularly scheduled 6673
meeting. However, the director may not make transfers out of debt 6674
service and lease payment appropriation items unless the director 6675
determines that the appropriated amounts exceed the actual and 6676
projected debt, rental, or lease payments. 6677

The Director of Budget and Management may approve requests 6678
from the Department of Transportation for transfer of 6679
appropriations and cash from the Highway Operating Fund (Fund 002) 6680
to the Infrastructure Bank funds created in section 5531.09 of the 6681
Revised Code. The Director of Budget and Management may transfer 6682
from the Infrastructure Bank funds to the Highway Operating Fund 6683
up to the amounts originally transferred to the Infrastructure 6684
Bank funds under this section. Such transfers shall be reported to 6685
the Controlling Board at its next regularly scheduled meeting. 6686
~~However, the~~ The director may not make transfers between modes and 6687
transfers between different funding sources with the exception of 6688
transfers that may be needed to make required payments on state 6689
Infrastructure Bank obligations. 6690

INCREASE APPROPRIATION AUTHORITY - STATE FUNDS 6691

In the event that receipts or unexpended balances credited to 6692
the Highway Operating Fund exceed the estimates upon which the 6693
appropriations have been made in ~~this act~~ Sub. H.B. 73 of the 6694
124th General Assembly, upon the request of the Director of 6695
Transportation, the Controlling Board may increase appropriation 6696
authority in the manner prescribed in section 131.35 of the 6697
Revised Code. 6698

INCREASE APPROPRIATION AUTHORITY - FEDERAL AND LOCAL FUNDS 6699

In the event that receipts or unexpended balances credited to the Highway Operating Fund or apportionments or allocations made available from the federal and local government exceed the estimates upon which the appropriations have been made in ~~this act~~ Sub. H.B. 73 of the 124th General Assembly, upon the request of the Director of Transportation, the Controlling Board may increase appropriation authority in the manner prescribed in section 131.35 of the Revised Code.

REAPPROPRIATIONS

All appropriations of the Highway Operating Fund (Fund 002), the Highway Capital Improvement Fund (Fund 042), and the Infrastructure Bank funds created in section 5531.09 of the Revised Code remaining unencumbered on June 30, 2001, and the unexpended balance of prior years' appropriations that subsequently become unencumbered after June 30, 2001, subject to the availability of revenue as determined by the Director of Transportation, are hereby reappropriated for the same purpose in fiscal year 2002 upon the request of the Director of Transportation and with the approval of the Director of Budget and Management. Such reappropriations shall be reported to the Controlling Board.

All appropriations of the Highway Operating Fund (Fund 002), the Highway Capital Improvement Fund (Fund 042), and the Infrastructure Bank funds created in section 5531.09 of the Revised Code remaining unencumbered as of June 30, 2002, and the unexpended balance of prior years' appropriations that subsequently become unencumbered after June 30, 2002, subject to the availability of revenue as determined by the Director of Transportation, are hereby reappropriated for use during fiscal year 2003 for the same purpose, upon the request of the Director of Transportation and with the approval of the Director of Budget and Management. The department shall report all such

reappropriations to the Controlling Board. 6732

Sec. 5.04. INVESTIGATIVE UNIT 6733

State Highway Safety Fund Group 6734

831 767-610 Liquor Enforcement - \$ 483,710 \$ 514,184 6735
Federal

831 769-610 Food Stamp Trafficking \$ 974,809 \$ 1,025,732 6736
Enforcement - Federal

TOTAL HSF State Highway Safety 6737

Fund Group \$ 1,458,519 \$ 1,539,916 6738

Liquor Control Fund Group 6739

043 767-321 Liquor Enforcement - \$ 8,739,650 \$ 9,266,891 6740
Operations

TOTAL LCF Liquor Control Fund 6741

Group \$ 8,739,650 \$ 9,266,891 6742

State Special Revenue Fund Group 6743

622 767-615 Investigative \$ 394,255 \$ 404,111 6744
Contraband and
Forfeiture

TOTAL SSR State Special Revenue 6745

Fund Group \$ 394,255 \$ 404,111 6746

TOTAL ALL BUDGET FUND GROUPS - 6747

Special Enforcement \$ 10,592,424 \$ 11,210,918 6748

LEASE RENTAL PAYMENTS FOR CAP-076, INVESTIGATIVE UNIT MARCS 6749

EQUIPMENT 6750

The Director of Public Safety, using intrastate transfer 6751

vouchers, shall make cash transfers to the State Highway Safety 6752

Fund (Fund 036) from other funds to reimburse the State Highway 6753

Safety Fund for its share of lease rental payments to the Ohio 6754

Building Authority that are associated with appropriation item 6755

CAP-076, Investigative Unit MARCS Equipment." 6756

Section 59. That existing Sections 4.03 and 5.04 of Sub. H.B. 6757
73 of the 124th General Assembly are hereby repealed. 6758

Section 60. That Sections 13, 13.01, 13.05, and 13.12 of Am. 6759
Sub. H.B. 94 of the 124th General Assembly be amended to read as 6760
follows: 6761

"Sec. 13. DAS DEPARTMENT OF ADMINISTRATIVE SERVICES 6762

General Revenue Fund 6763

GRF 100-402	Unemployment	\$	107,713	\$	109,114	6764
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Compensation

GRF 100-405	Agency Audit Expenses	\$	662,147	\$	614,704	6765
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GRF 100-406	County & University	\$	850,133	\$	838,777	6766
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Human Resources

Services

GRF 100-409	Departmental	\$	948,332	\$	975,481	6767
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Information Services

GRF 100-414	Ohio Geographically	\$	512,410	\$	510,807	6768
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Referenced Information

Program

GRF 100-416	Strategic Technology	\$	3,470,440	\$	5,000,000	6769
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Development Programs

GRF 100-417	MARCS	\$	5,350,344	\$	6,176,160	6770
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GRF 100-418	E-Government	\$	2,000,000	\$	4,000,000	6771
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Development

GRF 100-419	Ohio SONET	\$	4,527,924	\$	4,625,879	6772
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					<u>1,785,270</u>	6773
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GRF 100-420	Innovation Ohio	\$	144,000	\$	144,000	6774
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GRF 100-421	ERP Project	\$	600,000	\$	624,000	6775
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Implementation

GRF 100-433	State of Ohio Computer	\$	5,003,580	\$	5,027,234	6776
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Center

GRF 100-439	Equal Opportunity Certification Programs	\$	817,894	\$	861,093	6777
GRF 100-447	OBA - Building Rent Payments	\$	96,106,300	\$	110,268,500	6778
GRF 100-448	OBA - Building Operating Payments	\$	26,098,000	\$	26,098,000	6779
GRF 100-449	DAS - Building Operating Payments	\$	5,126,955	\$	5,126,968	6780
GRF 100-451	Minority Affairs	\$	119,706	\$	118,043	6781
GRF 100-734	Major Maintenance	\$	70,224	\$	68,376	6782
GRF 102-321	Construction Compliance	\$	1,392,590	\$	1,396,506	6783
GRF 130-321	State Agency Support Services	\$	3,632,427	\$	3,740,888	6784
TOTAL GRF	General Revenue Fund	\$	157,541,119	\$	176,324,530 <u>173,483,921</u>	6785 6786
General Services Fund Group						6787
112 100-616	DAS Administration	\$	5,243,105	\$	5,503,547	6788
115 100-632	Central Service Agency	\$	399,438 <u>1,259,438</u>	\$	376,844	6789 6790
117 100-644	General Services Division - Operating	\$	5,790,000	\$	7,091,000	6791
122 100-637	Fleet Management	\$	1,600,913	\$	1,652,189	6792
125 100-622	Human Resources Division - Operating	\$	23,895,125	\$	24,640,311	6793
127 100-627	Vehicle Liability Insurance	\$	3,373,835	\$	3,487,366	6794
128 100-620	Collective Bargaining	\$	3,292,859	\$	3,410,952	6795
130 100-606	Risk Management Reserve	\$	185,900	\$	197,904	6796
131 100-639	State Architect's Office	\$	7,504,787	\$	7,772,789	6797
132 100-631	DAS Building	\$	10,887,913	\$	11,362,872	6798

		Management				
188	100-649	Equal Opportunity	\$	1,214,691	\$	1,253,311 6799
		Programs				
201	100-653	General Services	\$	1,779,000	\$	1,833,000 6800
		Resale Merchandise				
210	100-612	State Printing	\$	6,648,503	\$	6,928,823 6801
4H2	100-604	Governor's Residence	\$	22,628	\$	23,194 6802
		Gift				
4P3	100-603	Departmental MIS	\$	7,447,713	\$	7,761,365 6803
		Services				
427	100-602	Investment Recovery	\$	4,204,735	\$	4,179,184 6804
5C2	100-605	MARCS Development	\$	3,429,947	\$	4,475,190 6805
5C3	100-608	Skilled Trades	\$	2,237,200	\$	2,332,464 6806
5D7	100-621	Workforce Development	\$	12,000,000	\$	12,000,000 6807
5L7	100-610	Professional	\$	2,700,000	\$	2,700,000 6808
		Development				
		TOTAL GSF General Services Fund				6809
		Group	\$	103,858,292	\$	108,982,305 6810
				<u>104,718,292</u>		6811
		Intragovernmental Service Fund Group				6812
133	100-607	Information Technology	\$	104,482,097	\$	111,387,436 6813
		Fund				
4N6	100-617	Major Computer	\$	12,000,000	\$	4,500,000 6814
		Purchases				
		TOTAL ISF Intragovernmental				6815
		Service Fund Group	\$	116,482,097	\$	115,887,436 6816
		Agency Fund Group				6817
113	100-628	Unemployment	\$	3,500,000	\$	3,577,000 6818
		Compensation				
124	100-629	Payroll Deductions	\$	1,877,100,000	\$	1,999,100,000 6819
		TOTAL AGY Agency Fund Group	\$	1,880,600,000	\$	2,002,677,000 6820
		Holding Account Redistribution Fund Group				6821

R08 100-646 General Services	\$	20,000	\$	20,000	6822
Refunds					
TOTAL 090 Holding Account					6823
Redistribution Fund Group	\$	20,000	\$	20,000	6824
TOTAL ALL BUDGET FUND GROUPS	\$	2,258,501,508	\$	2,403,891,271	6825
		<u>2,259,361,508</u>		<u>2,401,050,662</u>	6826

Sec. 13.01. AGENCY AUDIT EXPENSES 6828

Of the foregoing appropriation item 100-405, Agency Audit 6829
Expenses, up to \$145,261 in fiscal year 2002 and up to \$74,447 in 6830
fiscal year 2003 shall be used to subsidize the operations of the 6831
Central Service Agency. The Department of Administrative Services 6832
shall transfer cash from appropriation item 100-405, Agency Audit 6833
Expenses, to the Central Service Agency Fund (Fund 115) using an 6834
intrastate transfer voucher. 6835

Of the foregoing appropriation item 100-405, Agency Audit 6836
Expenses, up to \$30,000 in fiscal year 2002 and \$30,000 in fiscal 6837
year 2003 shall be used for the Department of Administrative 6838
Services' GRF appropriation item-related auditing expenses. The 6839
remainder of the appropriation shall be used for auditing expenses 6840
designated in division (A)(1) of section 117.13 of the Revised 6841
Code for those state agencies audited on a biennial basis. 6842

VETERANS' RECORDS CONVERSION 6843

The unencumbered balance of appropriation item 100-410, 6844
Veterans' Records Conversion, at the end of fiscal year 2002 shall 6845
be transferred to fiscal year 2003 for use under the same 6846
appropriation item. 6847

Sec. 13.05. CENTRAL SERVICE AGENCY FUND 6848

~~In order to complete the migration of the licensing 6849
applications of the professional licensing boards to a local area 6850
network, the Director of Budget and Management may, at the request 6851~~

of the Director of Administrative Services, cancel related 6852
encumbrances in the Central Service Agency Fund (Fund 115) and 6853
reestablish these encumbrances in fiscal year 2002 for the same 6854
purpose and to the same vendor. The Director of Budget and 6855
Management shall reduce the appropriation balance in fiscal year 6856
2001 by the amount of encumbrances canceled in Fund 115. As 6857
determined by the Director of Budget and Management, the amount 6858
necessary to reestablish such encumbrances or parts of 6859
encumbrances in fiscal year 2002 in the Central Service Agency 6860
Fund (Fund 115) is appropriated. 6861

The Director of Budget and Management may transfer up to 6862
~~\$399,000~~ \$671,219 in fiscal year 2002 and up to ~~\$354,000~~ \$562,249 6863
in fiscal year 2003 from the Occupational Licensing and Regulatory 6864
Fund (Fund 4K9) to the Central Service Agency Fund (Fund 115). The 6865
Director of Budget and Management may transfer up to ~~\$34,000~~ 6866
\$61,781 in fiscal year 2002 and up to ~~\$30,000~~ \$51,751 in fiscal 6867
year 2003 from the State Medical Board Operating Fund (Fund 5C6) 6868
to the Central Service Agency Fund (Fund 115). ~~The Director of~~ 6869
~~Budget and Management may transfer up to \$18,000 in fiscal year~~ 6870
~~2002 and up to \$16,000 in fiscal year 2003 from the Pharmacy Board~~ 6871
~~Operating Fund (Fund 5N2) to the Central Service Agency Fund (Fund~~ 6872
~~115).~~ The appropriation item 100-632, Central Service Agency, 6873
shall be used to purchase the necessary equipment, products, and 6874
services to install and maintain a ~~local area network~~ web-based 6875
application for the professional licensing boards, and to support 6876
their licensing applications. The amount of the cash transfer is 6877
appropriated to appropriation item 100-632, Central Service 6878
Agency. 6879

Sec. 13.12. INVESTMENT RECOVERY FUND 6880

Notwithstanding division (B) of section 125.14 of the Revised 6881
Code, cash balances in the Investment Recovery Fund may be used to 6882

support the operating expenses of the Federal Surplus Operating 6883
Program created in sections 125.84 to 125.90 of the Revised Code. 6884

Notwithstanding division (B) of section 125.14 of the Revised 6885
Code, cash balances in the Investment Recovery Fund may be used to 6886
support the operating expenses of the State Property Inventory and 6887
Fixed Assets Management System Program. 6888

Of the foregoing appropriation item 100-602, Investment 6889
Recovery, up to \$2,045,302 in fiscal year 2002 and up to 6890
\$1,959,192 in fiscal year 2003 shall be used to pay the operating 6891
expenses of the State Surplus Property Program, the Surplus 6892
Federal Property Program, and the State Property Inventory and 6893
Fixed Assets Management System Program pursuant to Chapter 125. of 6894
the Revised Code and this section. If additional appropriations 6895
are necessary for the operations of these programs, the Director 6896
of Administrative Services shall seek increased appropriations 6897
from the Controlling Board under section 131.35 of the Revised 6898
Code. 6899

Of the foregoing appropriation item 100-602, Investment 6900
Recovery, ~~\$2,045,302~~ \$2,159,433 in fiscal year 2002 and ~~\$1,959,192~~ 6901
\$2,219,992 in fiscal year 2003 shall be used to transfer proceeds 6902
from the sale of surplus property from the Investment Recovery 6903
Fund to non-General Revenue Funds pursuant to division (A)(2) of 6904
section 125.14 of the Revised Code. If it is determined by the 6905
Director of Administrative Services that additional appropriations 6906
are necessary for the transfer of such sale proceeds, the Director 6907
of Administrative Services may request the Director of Budget and 6908
Management to increase the amounts. Such amounts are appropriated. 6909
6910

Notwithstanding division (B) of section 125.14 of the Revised 6911
Code, the Director of Budget and Management, at the request of the 6912
Director of Administrative Services, shall transfer up to 6913
\$2,500,000 of the amounts held for transfer to the General Revenue 6914

Fund from the Investment Recovery Fund (Fund 427) to the General
Services Fund (Fund 117) during the biennium beginning July 1,
2001, and ending June 30, 2003. The cash transferred to the
General Services Fund shall be used to pay the operating expenses
of the Competitive Sealed Proposal Program."

Section 61. That existing Sections 13, 13.01, 13.05, and
13.12 of Am. Sub. H.B. 94 of the 124th General Assembly are hereby
repealed.

Section 62. That Section 32 of Am. Sub. H.B. 94 of the 124th
General Assembly, as amended by Sub. H.B. 386 of the 124th General
Assembly, be amended to read as follows:

"**Sec. 32.** COM DEPARTMENT OF COMMERCE

General Revenue Fund					
GRF 800-402	Grants-Volunteer Fire	\$	912,500	\$	793,750
	Departments				
GRF 800-410	Labor and Worker	\$	3,898,792	\$	4,042,587
	Safety				
Total GRF	General Revenue Fund	\$	4,811,292	\$	4,836,337
General Services Fund Group					
163 800-620	Division of	\$	5,873,604	\$	6,189,578
	Administration				
5F1 800-635	Small Government Fire	\$	250,000	\$	250,000
	Departments				
TOTAL GSF	General Services Fund				
Group		\$	6,123,604	\$	6,439,578
Federal Special Revenue Fund Group					
348 800-622	Underground Storage	\$	195,008	\$	195,008
	Tanks				
348 800-624	Leaking Underground	\$	1,850,000	\$	1,850,000

Storage Tanks				
349	800-626	OSHA Enforcement	\$ 1,346,000	\$ 1,386,380 6939
TOTAL FED Federal Special Revenue				6940
Fund Group			\$ 3,391,008	\$ 3,431,388 6941
State Special Revenue Fund Group				6942
4B2	800-631	Real Estate Appraisal	\$ 69,870	\$ 71,267 6943
Recovery				
4H9	800-608	Cemeteries	\$ 260,083	\$ 273,465 6944
4L5	800-609	Fireworks Training and	\$ 10,526	\$ 10,976 6945
Education				
4X2	800-619	Financial Institutions	\$ 2,020,646	\$ 2,134,754 6946
5B8	800-628	Auctioneers	\$ 60,000	\$ 0 6947
5B9	800-632	PI & Security Guard	\$ 1,139,377	\$ 1,188,716 6948
Provider				
5K7	800-621	Penalty Enforcement	\$ 2,000	\$ 2,000 6949
543	800-602	Unclaimed	\$ 5,921,792	\$ 6,151,051 6950
Funds-Operating				
543	800-625	Unclaimed Funds-Claims	\$ 24,890,602	\$ 25,512,867 6951
544	800-612	Banks	\$ 6,346,230	\$ 6,657,997 6952
545	800-613	Savings Institutions	\$ 2,790,960	\$ 2,894,399 6953
546	800-610	Fire Marshal	\$ 10,245,737	\$ 10,777,694 6954
547	800-603	Real Estate	\$ 258,796	\$ 264,141 6955
Education/Research				
548	800-611	Real Estate Recovery	\$ 150,000	\$ 150,000 6956
549	800-614	Real Estate	\$ 2,885,785	\$ 3,039,837 6957
550	800-617	Securities	\$ 4,611,800	\$ 4,864,800 6958
552	800-604	Credit Union	\$ 2,368,450	\$ 2,477,852 6959
553	800-607	Consumer Finance	\$ 2,830,339	\$ 2,908,822 6960
556	800-615	Industrial Compliance	\$ 22,176,840	\$ 23,415,776 6961
6A4	800-630	Real Estate	\$ 522,125	\$ 548,006 6962
Appraiser-Operating				
653	800-629	UST	\$ 1,072,795	\$ 1,121,632 6963
Registration/Permit				

Fee			
TOTAL SSR State Special Revenue			6964
Fund Group	\$ 90,634,753	\$ 94,466,052	6965
Liquor Control Fund Group			6966
043 800-601 Merchandising	\$ 322,741,245	\$ 341,222,192	6967
043 800-627 Liquor Control	\$ 16,250,400	\$ 15,801,163	6968
Operating			
043 800-633 Development Assistance	\$ 16,134,800	\$ 16,141,100	6969
Debt Service			
043 800-636 Revitalization Debt	\$ 1,600,000	\$ 6,700,000	6970
Service			
TOTAL LCF Liquor Control			6971
Fund Group	\$ 356,726,445	\$ 379,864,455	6972
TOTAL ALL BUDGET FUND GROUPS	\$ 461,687,102	\$ 489,037,810	6973

GRANTS-VOLUNTEER FIRE DEPARTMENTS 6974

The foregoing appropriation item 800-402, Grants-Volunteer 6975
 Fire Departments, shall be used to make annual grants to volunteer 6976
 fire departments of up to \$10,000, or up to \$25,000 if the 6977
 volunteer fire department provides service for an area affected by 6978
 a natural disaster. The grant program shall be administered by the 6979
 Fire Marshal under the Department of Commerce. The Fire Marshal 6980
 shall adopt rules necessary for the administration and operation 6981
 of the grant program. 6982

Notwithstanding section 3737.17 of the Revised Code, upon the 6983
 request of the Director of Commerce, the Director of Budget and 6984
 Management shall transfer \$200,000 cash in fiscal year 2002 and 6985
 \$100,000 cash in fiscal year 2003 from the State Fire Marshal Fund 6986
 (Fund 546) to the General Revenue Fund. 6987

Of the foregoing appropriation item 800-402, Grants-Volunteer 6988
 Fire Departments, \$200,000 in fiscal year 2002 shall be granted to 6989
 the Monday Creek Fire Department. 6990

LABOR AND WORKER SAFETY 6991

The Department of Commerce may designate a portion of 6992
appropriation item 800-410, Labor and Worker Safety, to be used to 6993
match federal funding for the OSHA on-site consultation program. 6994

SMALL GOVERNMENT FIRE DEPARTMENTS 6995

Upon the request of the Director of Commerce, the Director of 6996
Budget and Management shall transfer \$250,000 cash in each fiscal 6997
year from the State Fire Marshal Fund (Fund 546) within the State 6998
Special Revenue Fund Group to the Small Government Fire 6999
Departments Fund (Fund 5F1) within the General Services Fund 7000
Group. 7001

Notwithstanding section 3737.17 of the Revised Code, the 7002
foregoing appropriation item 800-635, Small Government Fire 7003
Departments, may be used to provide loans to private fire 7004
departments. 7005

PENALTY ENFORCEMENT 7006

The foregoing appropriation item 800-621, Penalty 7007
Enforcement, shall be used to enforce sections 4115.03 to 4115.16 7008
of the Revised Code. 7009

On July 1, 2001, or as soon thereafter as possible, the 7010
Director of Budget and Management shall transfer the cash balance 7011
in the Penalty Enforcement Fund that was in the custody of the 7012
state treasury to the Penalty Enforcement Fund (Fund 5K7) that is 7013
created in the state treasury by section 4115.10 of the Revised 7014
Code. The fund shall be used for deposit of moneys received from 7015
penalties paid under section 4115.10 of the Revised Code. 7016

UNCLAIMED FUNDS PAYMENTS 7017

The foregoing appropriation item 800-625, Unclaimed 7018
Funds-Claims, shall be used to pay claims pursuant to section 7019
169.08 of the Revised Code. If it is determined that additional 7020

amounts are necessary, the amounts are appropriated.	7021
PREDATORY LENDING ENFORCEMENT	7022
Of the foregoing appropriation item 800-607, Consumer	7023
Finance, up to \$125,000 in fiscal year 2002 and up to \$250,000 in	7024
fiscal year 2003 shall be used for the enforcement of sections	7025
1349.25 to 1349.36 of the Revised Code.	7026
OFFICE OF CONSUMER AFFAIRS	7027
Of the foregoing appropriation item 800-607, Consumer	7028
Finance, up to \$400,000 in fiscal year 2002 and up to \$400,000 in	7029
fiscal year 2003 shall be used by the Department of Commerce for	7030
the operation of the Office of Consumer Affairs created in section	7031
1349.37 of the Revised Code, including outreach efforts to provide	7032
education regarding predatory lending, borrowing, and related	7033
financial topics through seminars, local government grants, public	7034
service announcements, and brochures. On or before August 1, 2002,	7035
the Director of Budget and Management shall determine and certify	7036
to the Director of Commerce the total amount of unexpended,	7037
unobligated appropriations made to the Department for fiscal year	7038
2002 for the purposes stated above. The amount so determined and	7039
certified by the Director of Budget and Management is hereby	7040
appropriated to appropriation item 800-607, Consumer Finance, in	7041
addition to any other amounts appropriated for fiscal year 2003,	7042
and is hereby earmarked for the purposes stated above.	7043
INCREASED APPROPRIATION AUTHORITY - MERCHANDISING	7044
The Director of Commerce may, upon concurrence by the	7045
Director of Budget and Management, submit to the Controlling Board	7046
for approval a request for increased appropriation authority for	7047
appropriation item 800-601, Merchandising.	7048
CASH BALANCE TRANSFER	7049
On July 1, 2001, or as soon thereafter as possible, the	7050

Director of Budget and Management shall transfer the cash balance 7051
in the Salvage and Exchange Fund (Fund 861) to the Liquor Control 7052
Fund (Fund 043) created in section 4301.12 of the Revised Code. 7053
Upon the completion of the transfer, the Salvage and Exchange 7054
Fund, which was created by the Controlling Board during the 7055
1973-1975 biennium, is abolished. The director shall cancel any 7056
existing encumbrances against appropriation item 800-634, Salvage 7057
and Exchange, and reestablish them against appropriation item 7058
800-627, Liquor Control Operating. 7059

DEVELOPMENT ASSISTANCE DEBT SERVICE 7060

The foregoing appropriation item 800-633, Development 7061
Assistance Debt Service, shall be used to meet all payments at the 7062
times they are required to be made during the period from July 1, 7063
2001, to June 30, 2003, for bond service charges on obligations 7064
issued under section 166.08 of the Revised Code, but limited to 7065
the aggregate amount of \$32,275,900. If it is determined that 7066
additional appropriations are necessary for this purpose, such 7067
amounts are hereby appropriated, provided that the appropriation 7068
does not exceed \$25,000,000 in any fiscal year, except as may be 7069
needed for payments on obligations issued to meet guarantees. The 7070
General Assembly acknowledges that an appropriation for this 7071
purpose is not required, but is made in this form and in ~~this act~~ 7072
Am. Sub. H.B. 94 of the 124th General Assembly for record purposes 7073
only. 7074

REVITALIZATION DEBT SERVICE 7075

The foregoing appropriation item 800-636, Revitalization Debt 7076
Service, shall be used to pay debt service and related financing 7077
costs during the period from July 1, 2001, to June 30, 2003, on 7078
obligations to be issued for revitalization purposes under Section 7079
2o of Article VIII, Ohio Constitution, and implementing 7080
legislation. If it is determined that additional appropriations 7081
are necessary for this purpose, such amounts are hereby 7082

appropriated. The General Assembly acknowledges: (A) the priority
of the pledge of a portion of receipts from that source to
obligations issued and to be issued and guarantees made and to be
made under Chapter 166. of the Revised Code; and (B) that ~~this~~
~~appropriation is subject to further consideration pursuant to~~
~~implementing legislation~~ an appropriation for this purpose is not
required, but is made in this form and in this act for record
purposes only.

ADMINISTRATIVE ASSESSMENTS

Notwithstanding any other provision of law to the contrary,
Fund 163, Administration, shall receive assessments from all
operating funds of the department in accordance with procedures
prescribed by the Director of Commerce and approved by the
Director of Budget and Management."

Section 63. That existing Section 32 of Am. Sub. H.B. 94 of
the 124th General Assembly, as amended by Sub. H.B. 386 of the
124th General Assembly, is hereby repealed.

Section 64. That Section 45 of Am. Sub. H.B. 94 of the 124th
General Assembly, as amended by Am. Sub. H.B. 405 of the 124th
General Assembly, be amended to read as follows:

"Sec. 45. OEB OHIO EDUCATIONAL TELECOMMUNICATIONS NETWORK
COMMISSION

General Revenue Fund					7105
GRF 374-100 Personal Services	\$	1,585,648	\$	1,705,463	7106
GRF 374-200 Maintenance	\$	902,477	\$	891,968	7107
GRF 374-300 Equipment	\$	46,760	\$	45,313	7108
GRF 374-401 Statehouse News Bureau	\$	253,175	\$	245,344	7109
GRF 374-402 Ohio Government	\$	403,026	\$	910,296	7110
Telecommunications					

Studio					
GRF 374-403	Ohio SONET	\$	0	\$ 2,840,609	7111
GRF 374-404	Telecommunications	\$	5,239,754	\$ 5,051,174	7112
Operating Subsidy					
TOTAL GRF General Revenue Fund		\$	8,430,840	\$ 8,849,558	7113
				<u>11,690,167</u>	7114
General Services Fund Group					7115
4F3 374-603	Affiliate Services	\$	2,941,810	\$ 3,067,586	7116
4T2 374-605	Government	\$	75,000	\$ 150,000	7117
Television/Telecommunications					
Operating					
TOTAL GSF General Services					7118
Fund Group		\$	3,016,810	\$ 3,217,586	7119
TOTAL ALL BUDGET FUND GROUPS		\$	11,447,650	\$ 12,067,144	7120
				<u>14,907,753</u>	7121
STATEHOUSE NEWS BUREAU					7122
The foregoing appropriation item 374-401, Statehouse News					7123
Bureau, shall be used solely to support the operations of the Ohio					7124
Statehouse News Bureau.					7125
OHIO GOVERNMENT TELECOMMUNICATIONS STUDIO					7126
The foregoing appropriation item 374-402, Ohio Government					7127
Telecommunications Studio, shall be used solely to support the					7128
operations of the Ohio Government Telecommunications Studio.					7129
<u>OHIO SONET</u>					7130
<u>The foregoing appropriation item 374-403, Ohio SONET, shall</u>					7131
<u>be used by the Ohio Educational Telecommunications Network</u>					7132
<u>Commission to pay monthly operating expenses and maintenance of</u>					7133
<u>the television and radio transmission infrastructure.</u>					7134
TELECOMMUNICATIONS OPERATING SUBSIDY					7135
The foregoing appropriation item 374-404, Telecommunications					7136

Operating Subsidy, shall be distributed by the Ohio Educational
Telecommunications Network Commission to Ohio's qualified public
educational television stations, radio reading services, and
educational radio stations to support their operations. The funds
shall be distributed pursuant to an allocation developed by the
Ohio Educational Telecommunications Network Commission.

GOVERNMENT TELEVISION/TELECOMMUNICATIONS OPERATING

Beginning on January 1, 2002, General Service Fund 4T2,
Government Television/Telecommunications Operating, currently
under the direction of the Capital Square Review and Advisory
Board, shall be transferred to the Ohio Educational
Telecommunications Network Commission. The Director of Budget and
Management shall transfer, by January 15, 2002, all remaining
balances in General Services Fund 4T2, Government
Television/Telecommunications Operating, in the Capital Square
Review and Advisory Board to General Services Fund 4T2, Government
Television/Telecommunications Operating, in the Ohio Educational
Telecommunications Network Commission. General Services Fund 4T2,
Government Television/Telecommunications Operating, is hereby
created in the Ohio Educational Telecommunications Network
Commission."

Section 65. That existing Section 45 of Am. Sub. H.B. 94 of
the 124th General Assembly, as amended by Am. Sub. H.B. 405 of the
124th General Assembly, is hereby repealed.

Section 66. That Section 56.01 of Am. Sub. H.B. 94 of the
124th General Assembly, as amended by Am. Sub. H.B. 299 of the
124th General Assembly, be amended to read as follows:

"Sec. 56.01. HEMOPHILIA SERVICES

Of the foregoing appropriation item 440-406, Hemophilia

Services, \$205,000 in each fiscal year shall be used to implement 7166
the Hemophilia Insurance Pilot Project. 7167

Of the foregoing appropriation item 440-406, Hemophilia 7168
Services, up to \$245,000 in each fiscal year shall be used by the 7169
Department of Health to provide grants to the nine hemophilia 7170
treatment centers to provide prevention services for persons with 7171
hemophilia and their family members affected by AIDS and other 7172
bloodborne pathogens. 7173

CANCER REGISTRY SYSTEM 7174

Of the foregoing appropriation item 440-412, Cancer Incidence 7175
Surveillance System, \$50,000 in each fiscal year shall be provided 7176
to the Northern Ohio Cancer Resource Center. 7177

The remaining moneys in appropriation item 440-412, Cancer 7178
Incidence Surveillance System, shall be used to maintain and 7179
operate the Ohio Cancer Incidence Surveillance System pursuant to 7180
sections 3701.261 to 3701.263 of the Revised Code. 7181

No later than March 1, 2002, the Ohio Cancer Incidence 7182
Surveillance Advisory Board shall report to the General Assembly 7183
on the effectiveness of the cancer incidence surveillance system 7184
and the partnership between the Department of Health and the 7185
Arthur G. James Cancer Hospital and Richard J. Solove Research 7186
Institute of The Ohio State University. 7187

CHILD AND FAMILY HEALTH SERVICES 7188

Of the foregoing appropriation item 440-416, Child and Family 7189
Health Services, \$1,700,000 in each fiscal year shall be used for 7190
family planning services. None of the funds received through these 7191
family planning grants shall be used to provide abortion services. 7192
None of the funds received through these family planning grants 7193
shall be used for counseling for or referrals for abortion, except 7194
in the case of a medical emergency. These funds shall be 7195
distributed on the basis of the relative need in the community 7196

served by the Director of Health to family planning programs, 7197
which shall include family planning programs funded under Title V 7198
of the "Social Security Act," 49 Stat. 620 (1935), 42 U.S.C.A. 7199
301, as amended, and Title X of the "Public Health Services Act," 7200
58 Stat. 682 (1946), 42 U.S.C.A. 201, as amended, as well as to 7201
other family planning programs that the Department of Health also 7202
determines will provide services that are physically and 7203
financially separate from abortion-providing and 7204
abortion-promoting activities, and that do not include counseling 7205
for or referrals for abortion, other than in the case of medical 7206
emergency, with state moneys, but that otherwise substantially 7207
comply with the quality standards for such programs under Title V 7208
and Title X. 7209

The Director of Health, by rule, shall provide reasonable 7210
methods by which a grantee wishing to be eligible for federal 7211
funding may comply with these requirements for state funding 7212
without losing its eligibility for federal funding, while ensuring 7213
that a family planning program receiving a family planning grant 7214
must be organized so that it is physically and financially 7215
separate from the provision of abortion services and from 7216
activities promoting abortion as a method of family planning. 7217

Of the foregoing appropriation item 440-416, Child and Family 7218
Health Services, \$150,000 in each fiscal year shall be used to 7219
provide malpractice insurance for physicians and other health 7220
professionals providing prenatal services in programs funded by 7221
the Department of Health. 7222

Of the foregoing appropriation item 440-416, Child and Family 7223
Health Services, \$279,000 shall be used in each fiscal year for 7224
the OPTIONS dental care access program. 7225

Of the foregoing appropriation item 440-416, Child and Family 7226
Health Services, \$600,000 in each fiscal year shall be used by 7227
local child and family health services clinics to provide services 7228

to uninsured low-income persons.	7229
Of the foregoing appropriation item 440-416, Child and Family Health Services, \$900,000 in each fiscal year shall be used by federally qualified health centers and federally designated look-alikes to provide services to uninsured low-income persons.	7230 7231 7232 7233
Of the foregoing appropriation item 440-416, Child and Family Health Services, \$50,000 in each fiscal year shall be used for the Tree of Knowledge Learning Center in Cleveland Heights.	7234 7235 7236
Of the foregoing appropriation item 440-416, Child and Family Health Services, \$25,000 in fiscal year 2002 shall be provided to the Suicide Prevention Program of Clermont County.	7237 7238 7239
Of the foregoing appropriation item 440-416, Child and Family Health Services, \$50,000 in fiscal year 2002 shall be provided to the Discover Health Project.	7240 7241 7242
Of the foregoing appropriation item 440-416, Child and Family Health Services, \$75,000 in fiscal year 2002 shall be provided to the Mayerson Center.	7243 7244 7245
Of the foregoing appropriation item 440-416, Child and Family Health Services, \$50,000 in fiscal year 2002 shall be provided to the Central Clinic at the University of Cincinnati.	7246 7247 7248
IMMUNIZATIONS	7249
Of the foregoing appropriation item 440-418, Immunizations, \$125,000 per fiscal year shall be used to provide vaccinations for Hepatitis B to all qualified underinsured students in the seventh grade who have not been previously immunized.	7250 7251 7252 7253
Of the foregoing appropriation item 440-418, Immunizations, up to \$25,000 in each fiscal year shall be used to provide vaccinations for pneumococcal disease for children between the ages of two and five.	7254 7255 7256 7257
SEXUAL ASSAULT PREVENTION AND INTERVENTION	7258

The foregoing appropriation item 440-419, Sexual Assault Prevention and Intervention, shall be used for the following purposes:

(A) Funding of new services in counties with no services for sexual assault;

(B) Expansion of services provided in currently funded projects so that comprehensive crisis intervention and prevention services are offered;

(C) Start-up funding for Sexual Assault Nurse Examiner (SANE) projects;

(D) Statewide expansion of local outreach and public awareness efforts.

HIV/AIDS PREVENTION/TREATMENT

Of the foregoing appropriation item 440-444, AIDS Prevention and Treatment, \$6.7 million in fiscal year 2002 and \$7.1 million in fiscal year 2003 shall be used to assist persons with HIV/AIDS in acquiring HIV-related medications.

The HIV Drug Assistance Program is pursuant to section 3701.241 of the Revised Code and Title XXVI of the "Public Health Services Act," 104 Stat. 576 (1990), 42 U.S.C.A. 2601, as amended. The Department of Health may adopt rules pursuant to Chapter 119. of the Revised Code as necessary for the administration of the program.

INFECTIOUS DISEASE PREVENTION

Notwithstanding section 339.77 of the Revised Code, \$60,000 of the foregoing appropriation item 440-446, Infectious Disease Prevention, shall be used by the Director of Health to reimburse Boards of County Commissioners for the cost of detaining indigent persons with tuberculosis. Any portion of the \$60,000 allocated for detainment not used for that purpose shall be used to make

payments to counties pursuant to section 339.77 of the Revised Code.	7289 7290
Of the foregoing appropriation item 440-446, Infectious Disease Prevention, \$200,000 <u>\$335,000</u> in each fiscal year shall be used for the purchase of drugs for sexually transmitted diseases.	7291 7292 7293
HELP ME GROW	7294
The foregoing appropriation item 440-459, Help Me Grow, shall be used by the Department of Health to distribute subsidies to counties to implement section 3701.61 of the Revised Code <u>the Help Me Grow program</u> . Appropriation item 440-459 may be used in conjunction with Temporary Assistance for Needy Families from the Department of Job and Family Services, Even Start from the Department of Education, and in conjunction with other early childhood funds and services to promote the optimal development of young children. Local contacts shall be developed between local departments of job and family services and family and children first councils for the administration of TANF funding for the Help Me Grow Program. The Department of Health shall enter into an interagency agreement with the Department of Education to coordinate the planning, design, and grant selection process for any new Even Start grants and to ensure that all new and existing programs within Help Me grow <u>Grow</u> are school linked.	7295 7296 7297 7298 7299 7300 7301 7302 7303 7304 7305 7306 7307 7308 7309 7310
POISON CONTROL NETWORK	7311
The foregoing appropriation item 440-504, Poison Control Network, shall be used in each fiscal year by the Department of Health for grants to the consolidated Ohio Poison Control Center to provide poison control services to Ohio citizens.	7312 7313 7314 7315
TANF FAMILY PLANNING	7316
The Director of Budget and Management shall transfer by intrastate transfer voucher, no later than the fifteenth day of July of each fiscal year, cash from the General Revenue Fund,	7317 7318 7319

appropriation item 600-410, TANF State, to General Services Fund 7320
5C1 in the Department of Health, in an amount of \$250,000 in each 7321
fiscal year for the purpose of family planning services for 7322
children or their families whose income is at or below 200 per 7323
cent of the official poverty guideline. 7324

As used in this section, "poverty guideline" means the 7325
official poverty guideline as revised annually by the United 7326
States Secretary of Health and Human Services in accordance with 7327
section 673 of the "Community Services Block Grant Act," 95 Stat. 7328
511 (1981), 42 U.S.C.A. 9902, as amended, for a family size equal 7329
to the size of the family of the person whose income is being 7330
determined. 7331

MATERNAL CHILD HEALTH BLOCK GRANT 7332

Of the foregoing appropriation item 440-601, Maternal Child 7333
Health Block Grant (Fund 320), \$2,091,299 shall be used in each 7334
fiscal year for the purposes of abstinence-only education. The 7335
Director of Health shall develop guidelines for the establishment 7336
of abstinence programs for teenagers with the purpose of 7337
decreasing unplanned pregnancies and abortion. Such guidelines 7338
shall be pursuant to Title V of the "Social Security Act," 42 7339
U.S.C.A. 510, and shall include, but are not limited to, 7340
advertising campaigns and direct training in schools and other 7341
locations. 7342

A portion of the foregoing appropriation item 440-601, 7343
Maternal Child Health Block Grant (Fund 320), may be used to 7344
ensure that current information on sudden infant death syndrome is 7345
available for distribution by local health districts. 7346

TITLE XX TRANSFER 7347

Of the foregoing appropriation item 440-611, Title XX 7348
Transfer (Fund 3W5), \$500,000 in each fiscal year, to the extent 7349
funds are available based on deposits made pursuant to Section 7350

63.09 of ~~this act~~ Am. Sub. H.B. 94 of the 124th General Assembly, 7351
shall be used for the purposes of abstinence-only education. The 7352
Director of Health shall develop guidelines for the establishment 7353
of abstinence programs for teenagers with the purpose of 7354
decreasing unplanned pregnancies and abortion. The guidelines 7355
shall be developed pursuant to Title V of the "Social Security 7356
Act," 42 U.S.C. 510, and shall include, but are not to be limited 7357
to, advertising campaigns and direct training in schools and other 7358
locations. 7359

GENETICS SERVICES 7360

The foregoing appropriation item 440-608, Genetics Services 7361
(Fund 4D6), shall be used by the Department of Health to 7362
administer programs authorized by sections 3701.501 and 3701.502 7363
of the Revised Code. None of these funds shall be used to counsel 7364
or refer for abortion, except in the case of a medical emergency. 7365

SICKLE CELL FUND 7366

The foregoing appropriation item 440-610, Sickle Cell Disease 7367
Control (Fund 4F9), shall be used by the Department of Health to 7368
administer programs authorized by section 3701.131 of the Revised 7369
Code. The source of the funds is as specified in section 3701.23 7370
of the Revised Code. 7371

SAFETY AND QUALITY OF CARE STANDARDS 7372

The Department of Health may use Fund 471, Certificate of 7373
Need, for administering sections 3702.11 to 3702.20 and 3702.30 of 7374
the Revised Code in each fiscal year. 7375

MEDICALLY HANDICAPPED CHILDREN AUDIT 7376

The Medically Handicapped Children Audit Fund (Fund 477) 7377
shall receive revenue from audits of hospitals and recoveries from 7378
third-party payors. Moneys may be expended for payment of audit 7379
settlements and for costs directly related to obtaining recoveries 7380

from third-party payors and for encouraging Medically Handicapped
Children's Program recipients to apply for third-party benefits.
Moneys also may be expended for payments for diagnostic and
treatment services on behalf of medically handicapped children, as
defined in division (A) of section 3701.022 of the Revised Code,
and Ohio residents who are twenty-one or more years of age and who
are suffering from cystic fibrosis. Moneys may also be expended
for administrative expenses incurred in operating the Medically
Handicapped Children's Program.

CASH TRANSFER FROM LIQUOR CONTROL FUND TO ALCOHOL TESTING AND
PERMIT FUND

The Director of Budget and Management, pursuant to a plan
submitted by the Department of Health, or as otherwise determined
by the Director of Budget and Management, shall set a schedule to
transfer cash from the Liquor Control Fund (Fund 043) to the
Alcohol Testing and Permit Fund (Fund 5C0) to meet the operating
needs of the Alcohol Testing and Permit program.

The Director of Budget and Management shall transfer to the
Alcohol Testing and Permit Fund (Fund 5C0) from the Liquor Control
Fund (Fund 043) established in section 4301.12 of the Revised Code
such amounts at such times as determined by the transfer schedule.

MEDICALLY HANDICAPPED CHILDREN - COUNTY ASSESSMENTS

The foregoing appropriation item 440-607, Medically
Handicapped Children - County Assessments (Fund 666), shall be
used to make payments pursuant to division (E) of section 3701.023
of the Revised Code."

Section 67. That existing Section 56.01 of Am. Sub. H.B. 94
of the 124th General Assembly, as amended by Am. Sub. H.B. 299 of
the 124th General Assembly, is hereby repealed.

Section 68. That Section 63.09 of Am. Sub. H.B. 94 of the 7410
124th General Assembly, as most recently amended by Am. Sub. H.B. 7411
405 of the 124th General Assembly, be amended to read as follows: 7412

"Sec. 63.09. TANF 7413

TANF COUNTY INCENTIVES 7414

Of the foregoing appropriation item 600-689, TANF Block 7415
Grant, the Department of Job and Family Services may provide 7416
financial incentives to those county departments of job and family 7417
services that have exceeded performance standards adopted by the 7418
state department, and where the board of county commissioners has 7419
entered into a written agreement with the state department under 7420
section 5101.21 of the Revised Code governing the administration 7421
of the county department. Any financial incentive funds provided 7422
pursuant to this division shall be used by the county department 7423
for additional or enhanced services for families eligible for 7424
assistance under Chapter 5107. or benefits and services under 7425
Chapter 5108. of the Revised Code or, on request by the county and 7426
approval by the Department of Job and Family Services, be 7427
transferred to the Child Care and Development Fund or the Social 7428
Services Block Grant. The county departments of job and family 7429
services may retain and expend such funds without regard to the 7430
state or county fiscal year in which the financial incentives were 7431
earned or paid. Each county department of job and family services 7432
shall file an annual report with the Department of Job and Family 7433
Services providing detailed information on the expenditure of 7434
these financial incentives and an evaluation of the effectiveness 7435
of the county department's use of these funds in achieving 7436
self-sufficiency for families eligible for assistance under 7437
Chapter 5107. or benefits and services under Chapter 5108. of the 7438
Revised Code. 7439

TANF YOUTH DIVERSION PROGRAMS 7440

Of the foregoing appropriation item 600-689, TANF Block 7441
Grant, \$19,500,000 in each fiscal year shall be allocated by the 7442
Department of Job and Family Services to the counties according to 7443
the allocation formula established in division (D) of section 7444
5101.14 of the Revised Code. Of the funds allocated to each 7445
county, up to half may be used for contract services for unruly 7446
and misdemeanor diversionary programs. 7447

The remaining funds not allocated for use in juvenile 7448
diversion activities may be used by the county for other contract 7449
child welfare services. In counties with separate departments of 7450
job and family services and public children services agencies, the 7451
county department of job and family services shall serve as a pass 7452
through to the public children services agencies for these funds. 7453
Separate public children services agencies receiving such funds 7454
shall comply with all TANF requirements, including reporting 7455
requirements and timelines, as specified in state and federal 7456
laws, federal regulations, state rules, and the Title IV-A state 7457
plan, and are responsible for payment of any adverse audit 7458
finding, final disallowance of federal financial participation, or 7459
other sanction or penalty issued by the federal government or 7460
other entity concerning these funds. 7461

Of the foregoing \$19,500,000 set aside, any funds remaining 7462
unspent on June 30, 2002, shall be carried forward and added to 7463
the earmark for fiscal year 2003, and allocated to the counties 7464
according to the allocation formula established in division (D) of 7465
section 5101.14 of the Revised Code. 7466

KINSHIP NAVIGATORS 7467

Of the foregoing appropriation item 600-689, TANF Block 7468
Grant, up to \$3 million in each fiscal year shall be allocated by 7469
the Department of Job and Family Services to county departments of 7470

job and family services for the purpose of making allocations to 7471
local public children services agencies to provide services in the 7472
Kinship Navigation program. The allocation to county departments 7473
of job and family services shall be based on the number of Ohio 7474
works first cases in the county, and the number of children 7475
seventeen years of age or younger in the county. The Department of 7476
Job and Family Services shall develop an appropriate method of 7477
reallocating these funds in each fiscal year among the county 7478
departments of job and family services, if they would otherwise be 7479
unspent. 7480

TANF FAITH-BASED AND NON-PROFIT CAPACITY-BUILDING PROGRAMS 7481

From the foregoing appropriation item 600-689, TANF Block 7482
Grant, up to \$1,000,000 in each fiscal year shall be used to 7483
support capacity-building efforts among faith-based and non-profit 7484
organizations, for the purpose of providing allowable services to 7485
TANF-eligible individuals. Organizations receiving these funds 7486
shall comply with all TANF requirements, and shall agree with the 7487
Department of Job and Family Services on reporting requirements to 7488
be incorporated into the grant agreement. 7489

TANF EDUCATION 7490

There is hereby established the Title IV-A Education Program 7491
to be administered by the Department of Education in accordance 7492
with an interagency agreement entered into with the Department of 7493
Job and Family Services under division (A)(2) of section 5101.801 7494
of the Revised Code. The program shall provide benefits and 7495
services to TANF eligible individuals with incomes at or below 200 7496
per cent of the federal poverty guidelines under a Title IV-A 7497
program pursuant to the requirements of section 5101.801 of the 7498
Revised Code. Upon approval by the Department of Job and Family 7499
Services, the Department of Education shall adopt policies and 7500
procedures establishing program requirements for eligibility, 7501
services, fiscal accountability, and other criteria necessary to 7502

comply with the provisions of Title IV-A of the "Social Security Act," 49 Stat. 620 (1935), 42 U.S.C. 301, as amended. 7503
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The Department of Job and Family Services shall reimburse the General Revenue Fund through intrastate transfer vouchers for allowable Title IV-A Head Start expenditures reported by the Department of Education ~~in fiscal year 2002~~ during the fiscal year 2002-2003 biennium by ~~amounts up to \$76,156,175~~ an amount not to exceed \$175,000,000 from Fund 3V6, TANF Block Grant, ~~and in fiscal year 2003, up to \$98,843,825 from Fund 3V6, TANF Block Grant.~~ The Department of Job and Family Services shall reimburse the General Revenue Fund through intrastate transfer vouchers for allowable Title IV-A student intervention services expenditures in fiscal year 2003 up to \$35,000,000 from Fund 3V6, TANF Block Grant. 7505
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COUNTY DEPARTMENTS OF JOB AND FAMILY SERVICES TITLE IV-A 7516
ADULT LITERACY AND CHILD READING PROGRAMS 7517

There is hereby established the Title IV-A Adult Literacy and Child Reading Program to be administered by the county departments of job and family services in accordance with division (B)(1) of section 5101.801 of the Revised Code. The program shall provide benefits and services to TANF-eligible individuals with incomes at or below 200 per cent of the federal poverty guidelines under a Title IV-A program pursuant to the requirements of section 5101.801 of the Revised Code. The county departments of job and family services shall ensure program requirements for eligibility, services, fiscal accountability, and other criteria necessary to comply with the provisions of Title IV-A of the "Social Security Act," 110 Stat. 2113 (1996), 42 U.S.C. 601, as amended, and ensure that benefits and services are allowable uses of federal Title IV-A funds as specified in 42 U.S.C.A. 604(a), except that they may not be "assistance" as defined in 45 C.F.R. 260.31(a). The benefits and services shall be benefits and services that 45 C.F.R. 260.31(b) excludes from the definition of "assistance." 7518
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From the foregoing appropriation item 600-689, TANF Block Grant, 7535
up to \$5,000,000 in each fiscal year shall be used to support 7536
local adult literacy and child reading programs. 7537

TALBERT HOUSE 7538

In each fiscal year, the Director of Job and Family Services 7539
shall provide \$100,500 from appropriation item 600-689, TANF Block 7540
Grant, to the Hamilton County Department of Job and Family 7541
Services to contract with the Talbert House for the purpose of 7542
providing allowable services to TANF-eligible individuals with 7543
incomes at or below 200 per cent of the federal poverty 7544
guidelines. The contract between the Hamilton County Department of 7545
Job and Family Services and the Talbert House shall establish 7546
conditions for the reimbursement of allowable Title IV-A 7547
expenditures for services that are allowable uses of federal Title 7548
IV-A funds as specified in 42 U.S.C.A. 604(a), except that they 7549
may not be "assistance" as defined in 45 C.F.R. 260.31(a). The 7550
benefits and services shall be benefits and services that 45 7551
C.F.R. 260.31(b) excludes from the definition of "assistance." The 7552
contract shall also require Talbert House to comply with 7553
requirements of Title IV-A of the "Social Security Act," 110 Stat. 7554
2113 (1996), 42 U.S.C. 601, as amended, including eligibility of 7555
individuals, reporting requirements, allowable benefits and 7556
services, use of funds, and audit requirements, as specified in 7557
state and federal laws, federal regulations, state rules, federal 7558
Office of Management and Budget circulars, and the Title IV-A 7559
state plan. 7560

MONTGOMERY COUNTY OUT-OF-SCHOOL YOUTH PROJECT 7561

In each fiscal year, the Director of Job and Family Services 7562
shall provide \$1,000,000 from appropriation item 600-689, TANF 7563
Block Grant, to the Montgomery County Department of Job and Family 7564
Services to be used to support the Out-of-School Youth Project in 7565
Montgomery County for the purpose of providing allowable services 7566

to TANF-eligible individuals. The Montgomery County Department of 7567
Job and Family Services and the Sinclair Community College shall 7568
comply with all TANF requirements, including reporting 7569
requirements and timelines, as specified in state and federal 7570
laws, federal regulations, state rules, and the Title IV-A state 7571
plan. 7572

APPALACHIAN TECHNOLOGY AND WORKFORCE DEVELOPMENT 7573

From the foregoing appropriation item 600-689, TANF Block 7574
Grant, the Director of Job and Family Services shall provide up to 7575
\$15,000,000 to be awarded to the county departments of job and 7576
family services in the twenty-nine Appalachian counties. Each 7577
county shall be eligible to apply for an initial grant, or grants, 7578
the cumulative amount of which shall not exceed \$500,000 per 7579
county. These funds shall be used by the county departments of job 7580
and family services in coordination with the Governor's Office of 7581
Appalachia, the Governor's Regional Economic Office, and local 7582
development districts. These funds shall be used for the following 7583
eligible activities: workforce development and supportive 7584
services; microenterprise development and other entrepreneurship 7585
activities; technology expansion, technical assistance, and 7586
training; youth job training; and improving existing technology 7587
centers, job creation and retention, purchasing technology, and 7588
technology upgrades. The funds may be used to leverage other state 7589
and local funds for eligible activities. 7590

As a condition on the use of these funds, each county 7592
department of job and family services shall have a committee that 7593
shall submit a plan for the intended use of these funds to the 7594
Governor's Office of Appalachia. The plan shall be reviewed by the 7595
Governor's Office of Appalachia, which may approve or disapprove 7596
the plan in whole or in part. The Governor's Office of Appalachia 7597
shall forward each final, approved plan to the Department of Job 7598

and Family Services. The plan must be developed and submitted by a
county committee that includes, at a minimum, a county
commissioner; a mayor of a municipality in the county; an economic
development official from the county, local political subdivision,
or development district; a representative of a chamber of commerce
or a port authority in the county; a local or regional community
action representative; and a representative from the county
department of job and family services.

The Governor's Office of Appalachia shall develop guidelines
for the submission and approval of plans, guidelines for quarterly
monitoring and reporting on program activities after funds are
awarded, and any other guidelines necessary for the administration
of the program. The Department of Job and Family Services shall
provide technical assistance and advice to the Governor's Office
of Appalachia to facilitate the administration of the funds. The
Governor's Office of Appalachia shall develop guidelines for the
reallocation of unawarded funds.

Also as a condition on the use of these funds, each county
shall acknowledge that these funds are a one-time allocation, not
intended to fund services beyond June 30, 2003.

In fiscal year 2002, the TANF allocation to each of the
Appalachian counties shall not be less than the TANF allocation
amount for fiscal year 2001, as allocated according to the
methodology set forth in paragraph (I) of rule 5101-6-03 of the
Administrative Code.

The use of these funds shall comply with all TANF
requirements, including reporting requirements and timelines, as
specified in state and federal laws, federal regulations, state
rules, and the Title IV-A state plan.

CENTER FOR FAMILY AND CHILDREN

Of the foregoing appropriation item 600-689, TANF Block

Grant, \$150,000 in fiscal year 2002 shall be provided to the 7630
Center for Family and Children. 7631

TANF FAMILY PLANNING 7632

The Director of Budget and Management shall transfer by 7633
intrastate voucher, no later than the fifteenth day of July of 7634
each fiscal year, cash from the General Revenue Fund, 7635
appropriation item 600-410, TANF State, to General Services Fund 7636
5C1 in the Department of Health, in an amount of \$250,000 in each 7637
fiscal year for the purpose of family planning services for 7638
children or their families whose income is at or below 200 per 7639
cent of the official poverty guideline. 7640

TANF FEDERAL BLOCK GRANT FUNDS AND TRANSFERS 7641

From the foregoing appropriation items 600-410, TANF State; 7642
600-658, Child Support Collections; or 600-689, TANF Block Grant, 7643
or a combination of these appropriation items, no less than 7644
\$369,040,735 in each fiscal year shall be allocated to county 7645
departments of job and family services as follows: 7646

County Allocations	\$276,586,957	7647
WIA Supplement	\$35,109,178	7648
Early Start - Statewide	\$38,034,600	7649
Transportation	\$5,000,000	7650
County Training	\$3,050,000	7651
Adult Literacy and Child		7652
Reading Programs	\$5,000,000	7653
Disaster Relief	\$5,000,000	7654
School Readiness Centers	\$1,260,000	7655

Upon the request of the Department of Job and Family 7656
Services, the Director of Budget and Management may seek 7657
Controlling Board approval to increase appropriations in 7658
appropriation item 600-689, TANF Block Grant, provided sufficient 7659
Federal TANF Block Grant funds exist to do so, without any 7660

corresponding decrease in other appropriation items. The 7661
Department of Job and Family Services shall provide the Office of 7662
Budget and Management and the Controlling Board with documentation 7663
to support the need for the increased appropriation. 7664

All transfers of moneys from or charges against TANF Federal 7665
Block Grant awards for use in the Social Services Block Grant or 7666
the Child Care and Development Block Grant from either unobligated 7667
prior year appropriation authority in appropriation item 400-411, 7668
TANF Federal Block Grant, or 600-411, TANF Federal Block Grant, or 7669
from fiscal year 2002 and fiscal year 2003 appropriation authority 7670
in item 600-689, TANF Block Grant, shall be done ten days after 7671
the Department of Job and Family Services gives written notice to 7672
the Office of Budget and Management. The Department of Job and 7673
Family Services shall first provide the Office of Budget and 7674
Management with documentation to support the need for such 7675
transfers or charges for use in the Social Services Block Grant or 7676
in the Child Care and Development Block Grant. 7677

The Department of Job and Family Services shall in each 7678
fiscal year of the biennium transfer the maximum amount of funds 7679
from the federal TANF Block Grant to the federal Social Services 7680
Block Grant as permitted under federal law. Not later than July 7681
15, 2001, the Department of Job and Family Services shall draw 7682
\$60,000,000 in receipts from TANF funds that were transferred into 7683
the Social Services Block Grant into State Special Revenue Fund 7684
5Q8, in the Office of Budget and Management. Not later than June 7685
1, 2002, the Director of Budget and Management shall determine the 7686
amount of funds in State Special Revenue Fund 5Q8 that is needed 7687
for the purpose of balancing the General Revenue Fund, and may 7688
transfer that amount to the General Revenue Fund. Not later than 7689
June 1, 2003, the Director of Budget and Management shall 7690
determine the amount of funds in State Special Revenue Fund 5Q8 7691
that is needed for the purpose of balancing the General Revenue 7692

Fund, and may transfer that amount to the General Revenue Fund. 7693
Any moneys remaining in State Special Revenue Fund 5Q8 on June 15, 7694
2003, shall be transferred not later than June 20, 2003, to Fund 7695
3V6, TANF Block Grant, in the Department of Job and Family 7696
Services. 7697

Before the thirtieth day of September of each fiscal year, 7698
the Department of Job and Family Services shall file claims with 7699
the United States Department of Health and Human Services for 7700
reimbursement for all allowable expenditures for services provided 7701
by the Department of Job and Family Services, or other agencies 7702
that may qualify for Social Services Block Grant funding pursuant 7703
to Title XX of the Social Security Act. The Department of Job and 7704
Family Services shall deposit, into Fund 5E6, State Option Food 7705
Stamps, \$6 million, into Fund 5P4, TANF Child Welfare, \$7.5 7706
million, into Fund 3W5, Health Care Services, \$500,000, into Fund 7707
3W8, Hippy Program, \$62,500, and into Fund 3W9, Adoption 7708
Connection, \$50,000 and deposit in fiscal year 2002, into Fund 7709
3W2, Title XX Vocational Rehabilitation, \$600,000, into Fund 162 7710
in the Department of Natural Resources, \$7,885,349, and into Fund 7711
3W3, Adult Special Needs, \$4,720,227 in receipts from TANF Block 7712
Grant funds credited to the Social Services Block Grant. In fiscal 7713
year 2003, if, pursuant to federal law, the state is allowed to 7714
transfer up to 10 per cent of the TANF block grant and no less 7715
than \$72,796,826 for the purposes of reimbursing allowable 7716
expenditures for services provided by the Department of Job and 7717
Family Services, or other agencies that may qualify for Social 7718
Services Block Grant funding pursuant to Title XX of the Social 7719
Security Act, then the Department of Job and Family Services shall 7720
deposit \$6 million into Fund 5E6, State Option Food Stamps, \$7.5 7721
million into Fund 5P4 TANF Child Welfare, \$897,052 into Fund 3W2, 7722
Title XX Vocational Rehabilitation, and \$500,000 into Fund 3W5, 7723
Health Care Services. To the extent that the amount allowed to be 7724

transferred is less than the \$72,796,826, then the amounts		7725
deposited into the above funds shall be reduced proportionally. On		7726
verification of the receipt of the above revenue, the funds		7727
provided by these transfers shall be used as follows:		7728
Fund 5E6		7729
Second Harvest Food Bank in fiscal year 2002	\$4,500,000	7730
Second Harvest Food Bank in fiscal year 2003	\$4,500,000	7731
Child Nutrition Services in fiscal year 2002	\$900,000	7732
Child Nutrition Services in fiscal year 2003	\$900,000	7733
Ohio Alliance of Boys and Girls Clubs		7734
in fiscal year 2002	\$600,000	7735
Ohio Alliance of Boys and Girls Clubs		7736
in fiscal year 2003	\$600,000	7737
Fund 5P4		7738
Support and Expansion for PCSA Activities		7739
in fiscal year 2002	\$5,500,000	7740
Support and Expansion for PCSA Activities		7741
in fiscal year 2003	\$5,500,000	7742
Pilot Projects for Violent and Aggressive Youth		7743
in fiscal year 2002	\$2,000,000	7744
Pilot Projects for Violent and Aggressive Youth		7745
in fiscal year 2003	\$2,000,000	7746
Fund 3W2		7747
Title XX Vocational Rehabilitation		7748
in fiscal year 2002	\$600,000	7749
Fund 3W3		7750
Adult Protective Services in fiscal year 2002	\$120,227	7751
Non-TANF Adult Assistance in fiscal year 2002	\$1,000,000	7752
Community-Based Correctional Facilities		7753
in fiscal year 2002	\$3,600,000	7754
Fund 162		7755
CCC Operations in fiscal year 2002	\$7,885,349	7756
Fund 3W5		7757

Abstinence-only Education in fiscal year 2002	\$500,000	7758
Abstinence-only Education in fiscal year 2003	\$500,000	7759
Fund 3W8		7760
Hippy Program	\$62,500	7761
Fund 3W9		7762
Adoption Connection	\$50,000	7763
WELLNESS		7764
The foregoing appropriation item 600-690, Wellness, shall be		7765
used by county departments of job and family services for teen		7766
pregnancy prevention programming. Local contracts shall be		7767
developed between county departments of job and family services		7768
and local family and children first councils for the		7769
administration of TANF funding for this program."		7770
Section 69. That existing Section 63.09 of Am. Sub. H.B. 94		7771
of the 124th General Assembly, as most recently amended by Am.		7772
Sub. H.B. 405 of the 124th General Assembly, is hereby repealed.		7773
Section 70. That Section 30 of Am. Sub. H.B. 405 of the 124th		7774
General Assembly be amended to read as follows:		7775
"Sec. 30. TRANSFERS FROM <u>TO</u> THE BUDGET STABILIZATION FUND		7776
Within ten working days after the end of fiscal year 2003,		7777
the Director of Budget and Management shall determine the General		7778
Revenue Fund tax revenues for fiscal year 2003. If the director		7779
finds that the tax revenues are greater than \$17,037,900,000		7780
<u>\$17,263,500,000</u> , the director shall transfer the amount that is in		7781
excess of \$17,037,900,000 <u>\$17,263,500,000</u> from the General Revenue		7782
Fund to the Budget Stabilization Fund."		7783
Section 71. That existing Section 30 of Am. Sub. H.B. 405 of		7784
the 124th General Assembly is hereby repealed.		7785

Section 72. Except as otherwise specifically provided in this act, the codified and uncodified sections of law amended or enacted by this act, and the items of law of which the codified and uncodified sections of law amended or enacted by this act are composed, are subject to the referendum. Therefore, under Ohio Constitution, Article II, Section 1c and section 1.471 of the Revised Code, the codified and uncodified sections of law amended or enacted by this act, and the items of law of which the codified and uncodified sections amended or enacted by this act are composed, take effect on the ninety-first day after this act is filed with the Secretary of State. If, however, a referendum petition is filed against any such codified or uncodified section of law as amended or enacted by this act, or against any item of law of which any such codified or uncodified section of law as amended or enacted by this act is composed, the codified or uncodified section of law as amended or enacted, or item of law, unless rejected at the referendum, takes effect at the earliest time permitted by law.

Section 73. The amendments by this act to Sections 13, 13.01, 13.05, 13.12, 32, 45, 56.01, and 63.09 of Am. Sub. H.B. 94 of the 124th General Assembly are not subject to the referendum. Therefore, under Ohio Constitution, Article II, Section 1d and section 1.471 of the Revised Code, the amendments go into immediate effect when this act becomes law.

Section 74. The amendment by this act to Section 30 of Am. Sub. H.B. 405 of the 124th General Assembly is not subject to the referendum. Therefore, under Ohio Constitution, Article II, Section 1d and section 1.471 of the Revised Code, the amendment goes into immediate effect when this act becomes law.

Section 75. Section 55 of this act is not subject to the 7815
referendum. Therefore, under Ohio Constitution, Article II, 7816
Section 1d and section 1.471 of the Revised Code, the section goes 7817
into immediate effect when this act becomes law. 7818

Section 76. Section 2921.42 of the Revised Code is presented 7819
in this act as a composite of the section as amended by both Sub. 7820
H.B. 150 and Am. Sub. H.B. 285 of the 120th General Assembly. The 7821
General Assembly, applying the principle stated in division (B) of 7822
section 1.52 of the Revised Code that amendments are to be 7823
harmonized if reasonably capable of simultaneous operation, finds 7824
that the composite is the resulting version of the section in 7825
effect prior to the effective date of the section as presented in 7826
this act. 7827

Section 77. If any item of law that constitutes the whole or 7828
part of a codified or uncodified section of law contained in this 7829
act, or if any application of any item of law that constitutes the 7830
whole or part of a codified or uncodified section of law contained 7831
in this act, is held invalid, the invalidity does not affect other 7832
items of law or applications of items of law that can be given 7833
effect without the invalid item of law or application. To this 7834
end, the items of law of which the codified and uncodified 7835
sections of law contained in this act are composed, and their 7836
applications, are independent and severable. 7837