

**As Reported by the Senate Finance Committee**

**131st General Assembly  
Regular Session  
2015-2016**

**S. B. No. 310**

**Senator Oelslager**

**Cosponsors: Senators Coley, Hite, Tavares, Gentile**

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**A B I L L**

To amend sections 123.22, 151.01, 151.08, 151.10, 1  
164.03, 164.05, 164.06, 164.08, 164.22, 3318.034, 2  
3318.084, 5139.271, 5751.02, and 5751.20 of the 3  
Revised Code and to amend Sections 273.30 and 4  
287.10 of Am. Sub. S.B. 260 of the 131st General 5  
Assembly to make capital appropriations and 6  
changes to the law governing capital projects for 7  
the biennium ending June 30, 2018. 8

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

**Section 101.01.** That sections 123.22, 151.01, 151.08, 151.10, 9  
164.03, 164.05, 164.06, 164.08, 164.22, 3318.034, 3318.084, 10  
5139.271, 5751.02, and 5751.20 of the Revised Code be amended to 11  
read as follows: 12

**Sec. 123.22.** (A) As used in this section: 13

(1) "Construct" includes reconstruct, improve, renovate, 14  
enlarge, or otherwise alter. 15

(2) "Energy consumption analysis" means the evaluation of all 16  
energy consuming systems, components, and equipment by demand and 17  
type of energy, including the internal energy load imposed on a 18  
facility by its occupants and the external energy load imposed by 19

climatic conditions. 20

~~(3) "Energy performance index" means a number describing the energy requirements of a facility per square foot of floor space or per cubic foot of occupied volume as appropriate under defined internal and external ambient conditions over an entire seasonal cycle.~~ 21  
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~~(4)~~ "Facility" means a building or other structure, or part of a building or other structure, that includes provision for a heating, refrigeration, ventilation, cooling, lighting, hot water, or other major energy consuming system, component, or equipment. 26  
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~~(5)~~(4) "Life-cycle cost analysis" means a general approach to economic evaluation that takes into account all dollar costs related to owning, operating, maintaining, and ultimately disposing of a project over the appropriate study period. 30  
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~~(6)~~(5) "Political subdivision" means a county, township, municipal corporation, board of education of any school district, or any other body corporate and politic that is responsible for government activities in a geographic area smaller than that of the state. 34  
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~~(7)~~(6) "State funded" means funded in whole or in part through appropriation by the general assembly or through the use of any guarantee provided by this state. 39  
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~~(8)~~(7) "State institution of higher education" has the same meaning as in section 3345.011 of the Revised Code. 42  
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~~(9)~~(8) "Cogeneration" means the simultaneous production of thermal energy and electricity for use primarily within a building or complex of buildings. 44  
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(B) The Ohio facilities construction commission shall develop energy efficiency and conservation programs for new construction design and review and for existing building audit and retrofit. 47  
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The commission may accept and administer grants from public and private sources for carrying out any of its duties under this section.

(C) No state agency, department, division, bureau, office, unit, board, commission, authority, quasi-governmental entity, or institution shall ~~lease, construct, or cause to be leased or~~ constructed, within the limits prescribed in this section, a state-funded facility, without a proper life-cycle cost analysis ~~or, in the case of a lease, an energy consumption analysis,~~ as computed or prepared by a qualified architect or engineer in accordance with the rules required by division (D) of this section.

Construction shall proceed only upon the disclosure to the ~~office~~ commission, for the facility chosen, of the life-cycle costs as determined in this section and the capitalization of the initial construction costs of the building. The results of life-cycle cost analysis shall be a primary consideration in the selection of a building design. That analysis shall be required only for construction of buildings with an area of ~~five~~ twenty thousand square feet or greater, except the commission may waive this requirement or may require an analysis for buildings with an area of less than twenty thousand square feet. For projects with an estimated construction cost exceeding fifty million dollars, the analysis shall include a review of cogeneration as an energy source. ~~An energy consumption analysis for the term of a proposed lease shall be required only for the leasing of an area of twenty thousand square feet or greater within a given building boundary. That analysis shall be a primary consideration in the selection of a facility to be leased.~~

Nothing in this section shall deprive or limit any state agency that has review authority over design, or construction, ~~or~~ ~~leasing~~ plans from requiring a life-cycle cost analysis or energy

consumption analysis. 82

(D) For the purposes of assisting the commission in its 83  
responsibility for state-funded facilities pursuant to section 84  
123.21 of the Revised Code and of cost-effectively reducing the 85  
energy consumption of those and any other state-funded facilities, 86  
thereby promoting fiscal, economic, and environmental benefits to 87  
this state, the commission shall promulgate rules specifying 88  
cost-effective, energy efficiency and conservation standards that 89  
may govern the ~~lease~~, design, construction, operation, and 90  
maintenance of all state-funded facilities, except facilities of 91  
state institutions of higher education or facilities operated by a 92  
political subdivision. The ~~office of energy efficiency in the~~ 93  
~~department of development~~ services agency shall cooperate in 94  
providing information and technical expertise to the ~~office of~~ 95  
~~energy services~~ commission to ensure promulgation of rules of 96  
maximum effectiveness. The standards prescribed by rules 97  
promulgated under this division may draw from or incorporate, by 98  
reference or otherwise and in whole or in part, standards already 99  
developed or implemented by any competent, public or private 100  
standards organization or program. The rules also may include any 101  
of the following: 102

(1) Specifications for a life-cycle cost analysis that shall 103  
determine, for the economic life of such state-funded facility, 104  
the reasonably expected costs of facility ownership, operation, 105  
and maintenance including labor and materials. Life-cycle cost may 106  
be expressed as an annual cost for each year of the facility's 107  
use. 108

A life-cycle cost analysis additionally may include an energy 109  
consumption analysis that conforms to division (D)(2) of this 110  
section. 111

(2) Specifications for an energy consumption analysis of the 112  
facility's heating, refrigeration, ventilation, cooling, lighting, 113

hot water, and other major energy consuming systems, components, 114  
and equipment. 115

A life-cycle cost analysis and energy consumption analysis 116  
shall be based on the best currently available methods of 117  
analysis, such as those of the national institute of standards and 118  
technology, the United States department of energy or other 119  
federal agencies, professional societies, and directions developed 120  
by the department. 121

(3) Specifications for energy performance indices, to be used 122  
to audit and evaluate competing design proposals submitted to the 123  
state. 124

~~(4) A requirement that, not later than two years after April 125  
6, 2007, each state funded facility, except a facility of a state 126  
institution of higher education or a facility operated by a 127  
political subdivision, is managed by at least one building 128  
operator certified under the building operator certification 129  
program or any equivalent program or standards as shall be 130  
prescribed in the rules and considered reasonably equivalent. 131~~

~~(5) An application process by which a manager of a specified 132  
state-funded facility, except a facility of a state institution of 133  
higher education or a facility operated by a political 134  
subdivision, may ~~apply for~~ receive a waiver of compliance with any 135  
provision of the rules required by divisions (D)(1) to ~~(4)~~(3) of 136  
this section. 137~~

(E) Each state agency, department, division, bureau, office, 138  
unit, board, commission, authority, quasi-governmental entity, 139  
institution, and state institution of higher education shall 140  
comply with any applicable provision of this section or of a rule 141  
promulgated pursuant to division (D) of this section. 142

**Sec. 151.01.** (A) As used in sections 151.01 to 151.11 and 143

151.40 of the Revised Code and in the applicable bond proceedings 144  
unless otherwise provided: 145

(1) "Bond proceedings" means the resolutions, orders, 146  
agreements, and credit enhancement facilities, and amendments and 147  
supplements to them, or any one or more or combination of them, 148  
authorizing, awarding, or providing for the terms and conditions 149  
applicable to or providing for the security or liquidity of, the 150  
particular obligations, and the provisions contained in those 151  
obligations. 152

(2) "Bond service fund" means the respective bond service 153  
fund created by section 151.03, 151.04, 151.05, 151.06, 151.07, 154  
151.08, 151.09, 151.10, 151.11, or 151.40 of the Revised Code, and 155  
any accounts in that fund, including all moneys and investments, 156  
and earnings from investments, credited and to be credited to that 157  
fund and accounts as and to the extent provided in the applicable 158  
bond proceedings. 159

(3) "Capital facilities" means capital facilities or projects 160  
as referred to in section 151.03, 151.04, 151.05, 151.06, 151.07, 161  
151.08, 151.09, 151.10, 151.11, or 151.40 of the Revised Code. 162

(4) "Costs of capital facilities" means the costs of 163  
acquiring, constructing, reconstructing, rehabilitating, 164  
remodeling, renovating, enlarging, improving, equipping, or 165  
furnishing capital facilities, and of the financing of those 166  
costs. "Costs of capital facilities" includes, without limitation, 167  
and in addition to costs referred to in section 151.03, 151.04, 168  
151.05, 151.06, 151.07, 151.08, 151.09, 151.10, 151.11, or 151.40 169  
of the Revised Code, the cost of clearance and preparation of the 170  
site and of any land to be used in connection with capital 171  
facilities, the cost of any indemnity and surety bonds and 172  
premiums on insurance, all related direct administrative expenses 173  
and allocable portions of direct costs of the issuing authority, 174  
costs of engineering and architectural services, designs, plans, 175

specifications, surveys, and estimates of cost, financing costs, 176  
interest on obligations, including but not limited to, interest 177  
from the date of their issuance to the time when interest is to be 178  
paid from sources other than proceeds of obligations, amounts 179  
necessary to establish any reserves as required by the bond 180  
proceedings, the reimbursement of all moneys advanced or applied 181  
by or borrowed from any person or governmental agency or entity 182  
for the payment of any item of costs of capital facilities, and 183  
all other expenses necessary or incident to planning or 184  
determining feasibility or practicability with respect to capital 185  
facilities, and such other expenses as may be necessary or 186  
incident to the acquisition, construction, reconstruction, 187  
rehabilitation, remodeling, renovation, enlargement, improvement, 188  
equipment, and furnishing of capital facilities, the financing of 189  
those costs, and the placing of the capital facilities in use and 190  
operation, including any one, part of, or combination of those 191  
classes of costs and expenses. For purposes of sections 122.085 to 192  
122.0820 of the Revised Code, "costs of capital facilities" 193  
includes "allowable costs" as defined in section 122.085 of the 194  
Revised Code. 195

(5) "Credit enhancement facilities," "financing costs," and 196  
"interest" or "interest equivalent" have the same meanings as in 197  
section 133.01 of the Revised Code. 198

(6) "Debt service" means principal, including any mandatory 199  
sinking fund or redemption requirements for retirement of 200  
obligations, interest and other accreted amounts, interest 201  
equivalent, and any redemption premium, payable on obligations. If 202  
not prohibited by the applicable bond proceedings, debt service 203  
may include costs relating to credit enhancement facilities that 204  
are related to and represent, or are intended to provide a source 205  
of payment of or limitation on, other debt service. 206

(7) "Issuing authority" means the Ohio public facilities 207

commission created in section 151.02 of the Revised Code for 208  
obligations issued under section 151.03, 151.04, 151.05, 151.07, 209  
151.08, 151.09, 151.10, or 151.11 of the Revised Code, or the 210  
treasurer of state, or the officer who by law performs the 211  
functions of that office, for obligations issued under section 212  
151.06 or 151.40 of the Revised Code. 213

(8) "Net proceeds" means amounts received from the sale of 214  
obligations, excluding amounts used to refund or retire 215  
outstanding obligations, amounts required to be deposited into 216  
special funds pursuant to the applicable bond proceedings, and 217  
amounts to be used to pay financing costs. 218

(9) "Obligations" means bonds, notes, or other evidences of 219  
obligation of the state, including any appertaining interest 220  
coupons, issued under Section 2k, 2l, 2m, 2n, 2o, 2p, 2q, 2s, or 221  
15 of Article VIII, Ohio Constitution, and pursuant to sections 222  
151.01 to 151.11 or 151.40 of the Revised Code or other general 223  
assembly authorization. 224

(10) "Principal amount" means the aggregate of the amount as 225  
stated or provided for in the applicable bond proceedings as the 226  
amount on which interest or interest equivalent on particular 227  
obligations is initially calculated. Principal amount does not 228  
include any premium paid to the state by the initial purchaser of 229  
the obligations. "Principal amount" of a capital appreciation 230  
bond, as defined in division (C) of section 3334.01 of the Revised 231  
Code, means its face amount, and "principal amount" of a zero 232  
coupon bond, as defined in division (J) of section 3334.01 of the 233  
Revised Code, means the discounted offering price at which the 234  
bond is initially sold to the public, disregarding any purchase 235  
price discount to the original purchaser, if provided for pursuant 236  
to the bond proceedings. 237

(11) "Special funds" or "funds," unless the context indicates 238  
otherwise, means the bond service fund, and any other funds, 239



including any reserve funds, created under the bond proceedings 240  
and stated to be special funds in those proceedings, including 241  
moneys and investments, and earnings from investments, credited 242  
and to be credited to the particular fund. Special funds do not 243  
include the school building program assistance fund created by 244  
section 3318.25 of the Revised Code, the higher education 245  
improvement fund created by division (F) of section 154.21 of the 246  
Revised Code, the higher education improvement taxable fund 247  
created by division (G) of section 154.21 of the Revised Code, the 248  
highway capital improvement bond fund created by section 5528.53 249  
of the Revised Code, the state parks and natural resources fund 250  
created by section 1557.02 of the Revised Code, the coal research 251  
and development fund created by section 1555.15 of the Revised 252  
Code, the clean Ohio conservation fund created by section 164.27 253  
of the Revised Code, the clean Ohio revitalization fund created by 254  
section 122.658 of the Revised Code, the job ready site 255  
development fund created by section 122.0820 of the Revised Code, 256  
the third frontier research and development fund created by 257  
section 184.19 of the Revised Code, the third frontier research 258  
and development taxable bond fund created by section 184.191 of 259  
the Revised Code, or other funds created by the bond proceedings 260  
that are not stated by those proceedings to be special funds. 261

(B) Subject to Section 21, 2m, 2n, 2o, 2p, 2q, 2s, or 15, and 262  
Section 17, of Article VIII, Ohio Constitution, the state, by the 263  
issuing authority, is authorized to issue and sell, as provided in 264  
sections 151.03 to 151.11 or 151.40 of the Revised Code, and in 265  
respective aggregate principal amounts as from time to time 266  
provided or authorized by the general assembly, general 267  
obligations of this state for the purpose of paying costs of 268  
capital facilities or projects identified by or pursuant to 269  
general assembly action. 270

(C) Each issue of obligations shall be authorized by 271

resolution or order of the issuing authority. The bond proceedings 272  
shall provide for or authorize the manner for determining the 273  
principal amount or maximum principal amount of obligations of an 274  
issue, the principal maturity or maturities, the interest rate or 275  
rates, the date of and the dates of payment of interest on the 276  
obligations, their denominations, and the place or places of 277  
payment of debt service which may be within or outside the state. 278  
Unless otherwise provided by law, the latest principal maturity 279  
may not be later than the earlier of the thirty-first day of 280  
December of the twenty-fifth calendar year after the year of 281  
issuance of the particular obligations or of the twenty-fifth 282  
calendar year after the year in which the original obligation to 283  
pay was issued or entered into. Sections 9.96, 9.98, 9.981, 9.982, 284  
and 9.983 of the Revised Code apply to obligations. The purpose of 285  
the obligations may be stated in the bond proceedings in general 286  
terms, such as, as applicable, "financing or assisting in the 287  
financing of projects as provided in Section 2l of Article VIII, 288  
Ohio Constitution," "financing or assisting in the financing of 289  
highway capital improvement projects as provided in Section 2m of 290  
Article VIII, Ohio Constitution," "paying costs of capital 291  
facilities for a system of common schools throughout the state as 292  
authorized by Section 2n of Article VIII, Ohio Constitution," 293  
"paying costs of capital facilities for state-supported and 294  
state-assisted institutions of higher education as authorized by 295  
Section 2n of Article VIII, Ohio Constitution," "paying costs of 296  
coal research and development as authorized by Section 15 of 297  
Article VIII, Ohio Constitution," "financing or assisting in the 298  
financing of local subdivision capital improvement projects as 299  
authorized by Section 2m, 2p, and 2s of Article VIII, Ohio 300  
Constitution," "paying costs of conservation projects as 301  
authorized by Sections 2o and 2q of Article VIII, Ohio 302  
Constitution," "paying costs of revitalization projects as 303  
authorized by Sections 2o and 2q of Article VIII, Ohio 304

Constitution," "paying costs of preparing sites for industry, 305  
commerce, distribution, or research and development as authorized 306  
by Section 2p of Article VIII, Ohio Constitution," or "paying 307  
costs of research and development as authorized by Section 2p of 308  
Article VIII, Ohio Constitution." 309

(D) The issuing authority may appoint or provide for the 310  
appointment of paying agents, bond registrars, securities 311  
depositories, clearing corporations, and transfer agents, and may 312  
without need for any other approval retain or contract for the 313  
services of underwriters, investment bankers, financial advisers, 314  
accounting experts, marketing, remarketing, indexing, and 315  
administrative agents, other consultants, and independent 316  
contractors, including printing services, as are necessary in the 317  
judgment of the issuing authority to carry out the issuing 318  
authority's functions under this chapter. When the issuing 319  
authority is the Ohio public facilities commission, the issuing 320  
authority also may without need for any other approval retain or 321  
contract for the services of attorneys and other professionals for 322  
that purpose. Financing costs are payable, as may be provided in 323  
the bond proceedings, from the proceeds of the obligations, from 324  
special funds, or from other moneys available for the purpose. 325

(E) The bond proceedings may contain additional provisions 326  
customary or appropriate to the financing or to the obligations or 327  
to particular obligations including, but not limited to, 328  
provisions for: 329

(1) The redemption of obligations prior to maturity at the 330  
option of the state or of the holder or upon the occurrence of 331  
certain conditions, and at particular price or prices and under 332  
particular terms and conditions; 333

(2) The form of and other terms of the obligations; 334

(3) The establishment, deposit, investment, and application 335

of special funds, and the safeguarding of moneys on hand or on 336  
deposit, in lieu of the applicability of provisions of Chapter 337  
131. or 135. of the Revised Code, but subject to any special 338  
provisions of sections 151.01 to 151.11 or 151.40 of the Revised 339  
Code with respect to the application of particular funds or 340  
moneys. Any financial institution that acts as a depository of any 341  
moneys in special funds or other funds under the bond proceedings 342  
may furnish indemnifying bonds or pledge securities as required by 343  
the issuing authority. 344

(4) Any or every provision of the bond proceedings being 345  
binding upon the issuing authority and upon such governmental 346  
agency or entity, officer, board, commission, authority, agency, 347  
department, institution, district, or other person or body as may 348  
from time to time be authorized to take actions as may be 349  
necessary to perform all or any part of the duty required by the 350  
provision; 351

(5) The maintenance of each pledge or instrument comprising 352  
part of the bond proceedings until the state has fully paid or 353  
provided for the payment of the debt service on the obligations or 354  
met other stated conditions; 355

(6) In the event of default in any payments required to be 356  
made by the bond proceedings, or by any other agreement of the 357  
issuing authority made as part of a contract under which the 358  
obligations were issued or secured, including a credit enhancement 359  
facility, the enforcement of those payments by mandamus, a suit in 360  
equity, an action at law, or any combination of those remedial 361  
actions; 362

(7) The rights and remedies of the holders or owners of 363  
obligations or of book-entry interests in them, and of third 364  
parties under any credit enhancement facility, and provisions for 365  
protecting and enforcing those rights and remedies, including 366  
limitations on rights of individual holders or owners; 367

(8) The replacement of mutilated, destroyed, lost, or stolen obligations;	368 369
(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;	370 371 372 373
(10) Amendment of the bond proceedings;	374
(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.	375 376 377 378
(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.	379 380 381 382 383 384 385 386 387 388 389 390
(G) Obligations are investment securities under Chapter 1308. of the Revised Code. Obligations may be issued in bearer or in registered form, registrable as to principal alone or as to both principal and interest, or both, or in certificated or uncertificated form, as the issuing authority determines. Provision may be made for the exchange, conversion, or transfer of obligations and for reasonable charges for registration, exchange, conversion, and transfer. Pending preparation of final	391 392 393 394 395 396 397 398

obligations, the issuing authority may provide for the issuance of 399  
interim instruments to be exchanged for the final obligations. 400

(H) Obligations may be sold at public sale or at private 401  
sale, in such manner, and at such price at, above or below par, 402  
all as determined by and provided by the issuing authority in the 403  
bond proceedings. 404

(I) Except to the extent that rights are restricted by the 405  
bond proceedings, any owner of obligations or provider of a credit 406  
enhancement facility may by any suitable form of legal proceedings 407  
protect and enforce any rights relating to obligations or that 408  
facility under the laws of this state or granted by the bond 409  
proceedings. Those rights include the right to compel the 410  
performance of all applicable duties of the issuing authority and 411  
the state. Each duty of the issuing authority and that authority's 412  
officers, staff, and employees, and of each state entity or 413  
agency, or using district or using institution, and its officers, 414  
members, staff, or employees, undertaken pursuant to the bond 415  
proceedings, is hereby established as a duty of the entity or 416  
individual having authority to perform that duty, specifically 417  
enjoined by law and resulting from an office, trust, or station 418  
within the meaning of section 2731.01 of the Revised Code. The 419  
individuals who are from time to time the issuing authority, 420  
members or officers of the issuing authority, or those members' 421  
designees acting pursuant to section 151.02 of the Revised Code, 422  
or the issuing authority's officers, staff, or employees, are not 423  
liable in their personal capacities on any obligations or 424  
otherwise under the bond proceedings. 425

(J)(1) Subject to Section 2k, 2l, 2m, 2n, 2o, 2p, 2q, 2s, or 426  
15, and Section 17, of Article VIII, Ohio Constitution and 427  
sections 151.01 to 151.11 or 151.40 of the Revised Code, the 428  
issuing authority may, in addition to the authority referred to in 429  
division (B) of this section, authorize and provide for the 430

issuance of: 431

(a) Obligations in the form of bond anticipation notes, and 432  
may provide for the renewal of those notes from time to time by 433  
the issuance of new notes. The holders of notes or appertaining 434  
interest coupons have the right to have debt service on those 435  
notes paid solely from the moneys and special funds that are or 436  
may be pledged to that payment, including the proceeds of bonds or 437  
renewal notes or both, as the issuing authority provides in the 438  
bond proceedings authorizing the notes. Notes may be additionally 439  
secured by covenants of the issuing authority to the effect that 440  
the issuing authority and the state will do all things necessary 441  
for the issuance of bonds or renewal notes in such principal 442  
amount and upon such terms as may be necessary to provide moneys 443  
to pay when due the debt service on the notes, and apply their 444  
proceeds to the extent necessary, to make full and timely payment 445  
of debt service on the notes as provided in the applicable bond 446  
proceedings. In the bond proceedings authorizing the issuance of 447  
bond anticipation notes the issuing authority shall set forth for 448  
the bonds anticipated an estimated schedule of annual principal 449  
payments the latest of which shall be no later than provided in 450  
division (C) of this section. While the notes are outstanding 451  
there shall be deposited, as shall be provided in the bond 452  
proceedings for those notes, from the sources authorized for 453  
payment of debt service on the bonds, amounts sufficient to pay 454  
the principal of the bonds anticipated as set forth in that 455  
estimated schedule during the time the notes are outstanding, 456  
which amounts shall be used solely to pay the principal of those 457  
notes or of the bonds anticipated. 458

(b) Obligations for the refunding, including funding and 459  
retirement, and advance refunding with or without payment or 460  
redemption prior to maturity, of any obligations previously 461  
issued. Refunding obligations may be issued in amounts sufficient 462

to pay or to provide for repayment of the principal amount, 463  
including principal amounts maturing prior to the redemption of 464  
the remaining prior obligations, any redemption premium, and 465  
interest accrued or to accrue to the maturity or redemption date 466  
or dates, payable on the prior obligations, and related financing 467  
costs and any expenses incurred or to be incurred in connection 468  
with that issuance and refunding. Subject to the applicable bond 469  
proceedings, the portion of the proceeds of the sale of refunding 470  
obligations issued under division (J)(1)(b) of this section to be 471  
applied to debt service on the prior obligations shall be credited 472  
to an appropriate separate account in the bond service fund and 473  
held in trust for the purpose by the issuing authority or by a 474  
corporate trustee. Obligations authorized under this division 475  
shall be considered to be issued for those purposes for which the 476  
prior obligations were issued. 477

(2) Except as otherwise provided in sections 151.01 to 151.11 478  
or 151.40 of the Revised Code, bonds or notes authorized pursuant 479  
to division (J) of this section are subject to the provisions of 480  
those sections pertaining to obligations generally. 481

(3) The principal amount of refunding or renewal obligations 482  
issued pursuant to division (J) of this section shall be in 483  
addition to the amount authorized by the general assembly as 484  
referred to in division (B) of the following sections: section 485  
151.03, 151.04, 151.05, 151.06, 151.07, 151.08, 151.09, 151.10, 486  
151.11, or 151.40 of the Revised Code. 487

(K) Obligations are lawful investments for banks, savings and 488  
loan associations, credit union share guaranty corporations, trust 489  
companies, trustees, fiduciaries, insurance companies, including 490  
domestic for life and domestic not for life, trustees or other 491  
officers having charge of sinking and bond retirement or other 492  
special funds of the state and political subdivisions and taxing 493  
districts of this state, the sinking fund, the administrator of 494



workers' compensation subject to the approval of the workers' 495  
compensation board, the state teachers retirement system, the 496  
public employees retirement system, the school employees 497  
retirement system, and the Ohio police and fire pension fund, 498  
notwithstanding any other provisions of the Revised Code or rules 499  
adopted pursuant to those provisions by any state agency with 500  
respect to investments by them, and are also acceptable as 501  
security for the repayment of the deposit of public moneys. The 502  
exemptions from taxation in Ohio as provided for in particular 503  
sections of the Ohio Constitution and section 5709.76 of the 504  
Revised Code apply to the obligations. 505

(L)(1) Unless otherwise provided or provided for in any 506  
applicable bond proceedings, moneys to the credit of or in a 507  
special fund shall be disbursed on the order of the issuing 508  
authority. No such order is required for the payment, from the 509  
bond service fund or other special fund, when due of debt service 510  
or required payments under credit enhancement facilities. 511

(2) Payments received by the state under interest rate hedges 512  
entered into as credit enhancement facilities under this chapter 513  
shall be deposited to the credit of the bond service fund for the 514  
obligations to which those credit enhancement facilities relate. 515

(M) The full faith and credit, revenue, and taxing power of 516  
the state are and shall be pledged to the timely payment of debt 517  
service on outstanding obligations as it comes due, all in 518  
accordance with Section 2k, 2l, 2m, 2n, 2o, 2p, 2q, 2s, or 15 of 519  
Article VIII, Ohio Constitution, and section 151.03, 151.04, 520  
151.05, 151.06, 151.07, 151.08, 151.09, 151.10, or 151.11 of the 521  
Revised Code. Moneys referred to in Section 5a of Article XII, 522  
Ohio Constitution, may not be pledged or used for the payment of 523  
debt service except on obligations referred to in section 151.06 524  
of the Revised Code. Net state lottery proceeds, as provided for 525  
and referred to in section 3770.06 of the Revised Code, may not be 526

pledged or used for the payment of debt service except on 527  
obligations referred to in section 151.03 of the Revised Code. The 528  
state covenants, and that covenant shall be controlling 529  
notwithstanding any other provision of law, that the state and the 530  
applicable officers and agencies of the state, including the 531  
general assembly, shall, so long as any obligations are 532  
outstanding in accordance with their terms, maintain statutory 533  
authority for and cause to be levied, collected and applied 534  
sufficient pledged excises, taxes, and revenues of the state so 535  
that the revenues shall be sufficient in amounts to pay debt 536  
service when due, to establish and maintain any reserves and other 537  
requirements, and to pay financing costs, including costs of or 538  
relating to credit enhancement facilities, all as provided for in 539  
the bond proceedings. Those excises, taxes, and revenues are and 540  
shall be deemed to be levied and collected, in addition to the 541  
purposes otherwise provided for by law, to provide for the payment 542  
of debt service and financing costs in accordance with sections 543  
151.01 to 151.11 of the Revised Code and the bond proceedings. 544

(N) The general assembly may from time to time repeal or 545  
reduce any excise, tax, or other source of revenue pledged to the 546  
payment of the debt service pursuant to Section 2k, 2l, 2m, 2n, 547  
2o, 2p, 2q, 2s, or 15 of Article VIII, Ohio Constitution, and 548  
sections 151.01 to 151.11 or 151.40 of the Revised Code, and may 549  
levy, collect and apply any new or increased excise, tax, or 550  
revenue to meet the pledge, to the payment of debt service on 551  
outstanding obligations, of the state's full faith and credit, 552  
revenue and taxing power, or of designated revenues and receipts, 553  
except fees, excises or taxes referred to in Section 5a of Article 554  
XII, Ohio Constitution, for other than obligations referred to in 555  
section 151.06 of the Revised Code and except net state lottery 556  
proceeds for other than obligations referred to in section 151.03 557  
of the Revised Code. Nothing in division (N) of this section 558  
authorizes any impairment of the obligation of this state to levy 559

and collect sufficient excises, taxes, and revenues to pay debt 560  
service on obligations outstanding in accordance with their terms. 561

(O) Each bond service fund is a trust fund and is hereby 562  
pledged to the payment of debt service on the applicable 563  
obligations. Payment of that debt service shall be made or 564  
provided for by the issuing authority in accordance with the bond 565  
proceedings without necessity for any act of appropriation. The 566  
bond proceedings may provide for the establishment of separate 567  
accounts in the bond service fund and for the application of those 568  
accounts only to debt service on specific obligations, and for 569  
other accounts in the bond service fund within the general 570  
purposes of that fund. 571

(P) Subject to the bond proceedings pertaining to any 572  
obligations then outstanding in accordance with their terms, the 573  
issuing authority may in the bond proceedings pledge all, or such 574  
portion as the issuing authority determines, of the moneys in the 575  
bond service fund to the payment of debt service on particular 576  
obligations, and for the establishment and maintenance of any 577  
reserves for payment of particular debt service. 578

(Q) The issuing authority shall by the fifteenth day of July 579  
of each fiscal year, certify or cause to be certified to the 580  
office of budget and management the total amount of moneys 581  
required during the current fiscal year to meet in full all debt 582  
service on the respective obligations and any related financing 583  
costs payable from the applicable bond service fund and not from 584  
the proceeds of refunding or renewal obligations. The issuing 585  
authority shall make or cause to be made supplemental 586  
certifications to the office of budget and management for each 587  
debt service payment date and at such other times during each 588  
fiscal year as may be provided in the bond proceedings or 589  
requested by that office. Debt service, costs of credit 590  
enhancement facilities, and other financing costs shall be set 591

forth separately in each certification. If and so long as the 592  
moneys to the credit of the bond service fund, together with any 593  
other moneys available for the purpose, are insufficient to meet 594  
in full all payments when due of the amount required as stated in 595  
the certificate or otherwise, the office of budget and management 596  
shall at the times as provided in the bond proceedings, and 597  
consistent with any particular provisions in sections 151.03 to 598  
151.11 and 151.40 of the Revised Code, transfer a sufficient 599  
amount to the bond service fund from the pledged revenues in the 600  
case of obligations issued pursuant to section 151.40 of the 601  
Revised Code, and in the case of other obligations from the 602  
revenues derived from excises, taxes, and other revenues, 603  
including net state lottery proceeds in the case of obligations 604  
referred to in section 151.03 of the Revised Code. 605

(R) Unless otherwise provided in any applicable bond 606  
proceedings, moneys to the credit of special funds may be invested 607  
by or on behalf of the state only in one or more of the following: 608

(1) Notes, bonds, or other direct obligations of the United 609  
States or of any agency or instrumentality of the United States, 610  
or in no-front-end-load money market mutual funds consisting 611  
exclusively of those obligations, or in repurchase agreements, 612  
including those issued by any fiduciary, secured by those 613  
obligations, or in collective investment funds consisting 614  
exclusively of those obligations; 615

(2) Obligations of this state or any political subdivision of 616  
this state; 617

(3) Certificates of deposit of any national bank located in 618  
this state and any bank, as defined in section 1101.01 of the 619  
Revised Code, subject to inspection by the superintendent of 620  
financial institutions; 621

(4) The treasurer of state's pooled investment program under 622

section 135.45 of the Revised Code. 623

The income from investments referred to in division (R) of 624  
this section shall, unless otherwise provided in sections 151.01 625  
to 151.11 or 151.40 of the Revised Code, be credited to special 626  
funds or otherwise as the issuing authority determines in the bond 627  
proceedings. Those investments may be sold or exchanged at times 628  
as the issuing authority determines, provides for, or authorizes. 629

(S) The treasurer of state shall have responsibility for 630  
keeping records, making reports, and making payments, relating to 631  
any arbitrage rebate requirements under the applicable bond 632  
proceedings. 633

**Sec. 151.08.** This section applies to obligations as defined 634  
in this section. 635

(A) As used in this section: 636

(1) "Capital facilities" or "capital improvement projects" 637  
means the acquisition, construction, reconstruction, improvement, 638  
planning, and equipping of roads and bridges, waste water 639  
treatment systems, water supply systems, solid waste disposal 640  
facilities, flood control systems, and storm water and sanitary 641  
collection, storage, and treatment facilities, including real 642  
property, interests in real property, facilities, and equipment 643  
related or incidental to those facilities. 644

(2) "Costs of capital facilities" include related direct 645  
administrative expenses and allocable portions of direct costs of 646  
the Ohio public works commission and the local subdivision. 647

(3) "Local subdivision" means any county, municipal 648  
corporation, township, sanitary district, or regional water and 649  
sewer district. 650

(4) "Obligations" means obligations as defined in section 651  
151.01 of the Revised Code issued to pay costs of capital 652

facilities. 653

(B)(1) The issuing authority shall issue obligations to pay 654  
costs of financing or assisting in the financing of the capital 655  
improvement projects of local subdivisions pursuant to Section 2m 656  
of Article VIII, Ohio Constitution, section 151.01 of the Revised 657  
Code, and this section. Not more than one hundred twenty million 658  
dollars principal amount of obligations, plus the principal amount 659  
of obligations that in any prior fiscal years could have been, but 660  
were not, issued within that one-hundred-twenty-million dollar 661  
fiscal year limit, may be issued in any fiscal year. Not more than 662  
one billion two hundred million dollars principal amount of 663  
obligations pursuant to Section 2m of Article VIII, Ohio 664  
Constitution may be issued for the purposes of this section and 665  
division (B)(2) of section 164.09 of the Revised Code. 666

(2) The issuing authority shall issue obligations to pay 667  
costs of financing or assisting in the financing of the capital 668  
improvement projects of local subdivisions pursuant to Section 2p 669  
of Article VIII, Ohio Constitution, section 151.01 of the Revised 670  
Code, and this section. Not more than one hundred twenty million 671  
dollars in principal amount of such obligations may be issued in 672  
any of the first five fiscal years of issuance and not more than 673  
one hundred fifty million dollars in principal amount of such 674  
obligations may be issued in any of the next five fiscal years, 675  
plus in each case the principal amount of such obligations that in 676  
any prior fiscal year could have been but were not issued within 677  
those fiscal year limits. No obligations shall be issued for the 678  
purposes of this section pursuant to Section 2p of Article VIII, 679  
Ohio Constitution, until at least one billion one hundred 680  
ninety-nine million five hundred thousand dollars aggregate 681  
principal amount of obligations have been issued pursuant to 682  
Section 2m of Article VIII, Ohio Constitution. Not more than one 683  
billion three hundred fifty million dollars principal amount of 684

obligations may be issued pursuant to Section 2p of Article VIII,  
Ohio Constitution for the purposes of this section.

(3) The issuing authority shall issue obligations to pay costs of financing or assisting in the financing of the capital improvement projects of local subdivisions pursuant to Section 2s of Article VIII, Ohio Constitution, section 151.01 of the Revised Code, and this section. Not more than one hundred seventy-five million dollars in principal amount of such obligations may be issued in any of the first five fiscal years of issuance and not more than two hundred million dollars in principal amount of such obligations may be issued in any of the next five fiscal years, plus in each case the principal amount of such obligations that in any prior fiscal year could have been but were not issued within those fiscal year limits. No obligations shall be issued for the purposes of this section pursuant to Section 2s of Article VIII, Ohio Constitution, until all of the obligations authorized under Section 2p of Article VIII, Ohio Constitution, have been issued. Not more than one billion eight hundred seventy-five million dollars principal amount of obligations may be issued pursuant to Section 2s of Article VIII, Ohio Constitution, for the purposes of this section.

(C) Net proceeds of obligations shall be deposited into the state capital improvements fund created by section 164.08 of the Revised Code.

(D) There is hereby created in the state treasury the "state capital improvements bond service fund." All moneys received by the state and required by the bond proceedings, consistent with this section and section 151.01 of the Revised Code, 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. 717  
During the period beginning with the date of the first issuance of 718  
obligations and continuing during the time that any obligations 719  
are outstanding in accordance with their terms, so long as moneys 720  
in the bond service fund are insufficient to pay debt service when 721  
due on those obligations payable from that fund (except the 722  
principal amounts of bond anticipation notes payable from the 723  
proceeds of renewal notes or bonds anticipated) and due in the 724  
particular fiscal year, a sufficient amount of revenues of the 725  
state is committed and, without necessity for further act of 726  
appropriation, shall be paid to the bond service fund for the 727  
purpose of paying that debt service when due. 728

**Sec. 151.10.** (A) As used in this section: 729

(1) "Costs of research and development projects" includes 730  
related direct administrative expenses and allocable portions of 731  
the direct costs of those projects, costs of capital facilities, 732  
and working capital, all for the following: 733

(a) Attracting researchers and research teams by endowing 734  
research chairs or otherwise; 735

(b) Activities to develop and commercialize products and 736  
processes; 737

(c) Intellectual property matters such as copyrights and 738  
patents; 739

(d) Property interests including timesharing arrangements, 740  
capital formation, direct operating costs, and costs of research 741  
and facilities including interests in real property therefore; and 742

(e) Support for public and private institutions of higher 743  
education, research organizations or institutions, and private 744  
sector entities. 745

(2) "Obligations" means obligations as defined in section 746



151.01 of the Revised Code issued to pay costs of projects for 747  
research and development purposes as referred to in division 748  
(A)(2) of Section 2p of Article VIII, Ohio Constitution. 749

(3) "Project" means any research and development project, as 750  
defined in section 184.10 of the Revised Code, or facility, 751  
including undivided or other interests, acquired or to be 752  
acquired, constructed or to be constructed, or operating or to be 753  
operated by a person doing business in this state or by an 754  
educational or scientific institution located in this state with 755  
all or part of the cost of the project being paid from a grant or 756  
loan from the third frontier research and development fund or the 757  
third frontier research and development taxable bond fund or a 758  
loan guaranteed under Chapter 184. of the Revised Code, including 759  
all buildings and facilities determined necessary for the 760  
operation of the project, together with all property, rights, 761  
easements, and interests that may be required for the operation of 762  
the project. 763

(B) The issuing authority shall issue general obligations of 764  
the state to pay costs of research and development projects 765  
pursuant to division (B)(2) of Section 2p of Article VIII, Ohio 766  
Constitution, section 151.01 of the Revised Code, and this 767  
section. The issuing authority shall issue obligations in the 768  
amount determined by the issuing authority to be required for 769  
those purposes. The total principal amount of obligations issued 770  
under this section shall not exceed ~~five~~ one billion two hundred 771  
million dollars. 772

(C) Net proceeds of obligations shall be deposited into the 773  
third frontier research and development fund created by section 774  
184.19 of the Revised Code or into the third frontier research and 775  
development taxable bond fund created by section 184.191 of the 776  
Revised Code if the obligations are federally taxable. 777

(D) There is hereby created in the state treasury the third 778

frontier research and development projects bond service fund. All 779  
moneys received by the state and required by the bond proceedings, 780  
consistent with section 151.01 of the Revised Code and this 781  
section, to be deposited, transferred, or credited to the bond 782  
service fund, and all other moneys transferred or allocated to or 783  
received for the purposes of that fund, shall be deposited and 784  
credited to the bond service fund, subject to any applicable 785  
provisions of the bond proceedings, but without necessity for any 786  
act of appropriation. During the period beginning with the date of 787  
the first issuance of obligations and continuing during the time 788  
that any obligations are outstanding in accordance with their 789  
terms, so long as moneys in the bond service fund are insufficient 790  
to pay debt service when due on those obligations payable from 791  
that fund, except the principal amounts of bond anticipation notes 792  
payable from the proceeds of renewal notes or bonds anticipated, 793  
and due in the particular fiscal year, a sufficient amount of 794  
revenues of the state is committed and, without necessity for 795  
further act of appropriation, shall be paid to the bond service 796  
fund for the purpose of paying that debt service when due. 797

**Sec. 164.03.** For the purpose of allocating the funds made 798  
available to finance public infrastructure capital improvement 799  
projects of local subdivisions through the issuance of general 800  
obligations of the state of Ohio pursuant to Section 2k, 2m, ~~or~~ 801  
2p, or 2s of Article VIII, Ohio Constitution, the state is divided 802  
into the following districts: 803

District one. Cuyahoga county shall constitute district one. 804

District two. Hamilton county shall constitute district two. 805

District three. Franklin county shall constitute district 806  
three. 807

District four. Montgomery county shall constitute district 808  
four. 809

District five. Defiance, Erie, Fulton, Henry, Ottawa,	810
Paulding, Sandusky, Williams, and Wood counties shall constitute	811
district five.	812
District six. Mahoning and Trumbull counties shall constitute	813
district six.	814
District seven. Ashtabula, Geauga, Lake, and Portage counties	815
shall constitute district seven.	816
District eight. Summit county shall constitute district	817
eight.	818
District nine. Lorain, Huron, and Medina counties shall	819
constitute district nine.	820
District ten. Butler, Clermont, Clinton, and Warren counties	821
shall constitute district ten.	822
District eleven. Champaign, Clark, Darke, Greene, Madison,	823
Miami, Preble, and Union counties shall constitute district	824
eleven.	825
District twelve. Lucas county shall constitute district	826
twelve.	827
District thirteen. Allen, Auglaize, Hancock, Logan, Mercer,	828
Putnam, Shelby, and Van Wert counties shall constitute district	829
thirteen.	830
District fourteen. Carroll, Columbiana, Coshocton, Guernsey,	831
Harrison, Holmes, Jefferson, and Tuscarawas counties shall	832
constitute district fourteen.	833
District fifteen. Adams, Brown, Fayette, Gallia, Highland,	834
Jackson, Lawrence, Pike, Ross, Scioto, and Vinton counties shall	835
constitute district fifteen.	836
District sixteen. Ashland, Crawford, Hardin, Marion,	837
Richland, Seneca, Wayne, and Wyandot counties shall constitute	838
district sixteen.	839

District seventeen. Delaware, Fairfield, Knox, Licking, 840  
Morrow, and Pickaway counties shall constitute district seventeen. 841

District eighteen. Athens, Belmont, Hocking, Meigs, Monroe, 842  
Morgan, Muskingum, Noble, Perry, and Washington counties shall 843  
constitute district eighteen. 844

District nineteen. Stark county shall constitute district 845  
nineteen. 846

**Sec. 164.05.** (A) The director of the Ohio public works 847  
commission shall do all of the following: 848

(1) Approve requests for financial assistance from district 849  
public works integrating committees and enter into agreements with 850  
one or more local subdivisions to provide loans, grants, and local 851  
debt support and credit enhancements for a capital improvement 852  
project if the director determines that: 853

(a) The project is an eligible project pursuant to this 854  
chapter; 855

(b) The financial assistance for the project has been 856  
properly approved and requested by the district committee of the 857  
district which includes the recipient of the loan or grant; 858

(c) The amount of the financial assistance, when added to all 859  
other financial assistance provided during the fiscal year for 860  
projects within the district, does not exceed that district's 861  
allocation of money from the state capital improvements fund for 862  
that fiscal year; 863

(d) The district committee has provided such documentation 864  
and other evidence as the director may require that the district 865  
committee has satisfied the requirements of section 164.06 or 866  
164.14 of the Revised Code; 867

(e) The portion of a district's annual allocation which the 868  
director approves in the form of loans and local debt support and 869

credit enhancements for eligible projects is consistent with 870  
divisions (E) and (F) of this section. 871

(2) Authorize payments to local subdivisions or their 872  
contractors for costs incurred for capital improvement projects 873  
which have been approved pursuant to this chapter. All requests 874  
for payments shall be submitted to the director on forms and in 875  
accordance with procedures specified in rules adopted by the 876  
director pursuant to division (A)(4) of this section. 877

(3) Retain the services of or employ financial consultants, 878  
engineers, accountants, attorneys, and such other employees as the 879  
director determines are necessary to carry out the director's 880  
duties under this chapter and fix the compensation for their 881  
services. From among these employees, the director shall appoint a 882  
deputy with the necessary qualifications to act as the director 883  
when the director is absent or temporarily unable to carry out the 884  
duties of office. 885

(4) Adopt rules establishing the procedures for making 886  
applications, reviewing, approving, and rejecting projects for 887  
which assistance is authorized under this chapter, and any other 888  
rules needed to implement the provisions of this chapter. Such 889  
rules shall be adopted under Chapter 119. of the Revised Code. 890

(5) Provide information and other assistance to local 891  
subdivisions and district public works integrating committees in 892  
developing their requests for financial assistance for capital 893  
improvements under this chapter and encourage cooperation and 894  
coordination of requests and the development of multisubdivision 895  
and multidistrict projects in order to maximize the benefits that 896  
may be derived by districts from each year's allocation; 897

(6) Require local subdivisions, to the extent practicable, to 898  
use Ohio products, materials, services, and labor in connection 899  
with any capital improvement project financed in whole or in part 900

under this chapter; 901

(7) Notify the director of budget and management of all 902  
approved projects, and supply all information necessary to track 903  
approved projects through the state accounting system; 904

(8) Appoint the administrator of the Ohio small government 905  
capital improvements commission; 906

(9) Do all other acts, enter into contracts, and execute all 907  
instruments necessary or appropriate to carry out this chapter; 908

(10) Develop a standardized methodology for evaluating local 909  
subdivision capital improvement needs ~~which will be used by local~~ 910  
~~subdivisions in preparing the plans required by division (C) of~~ 911  
~~section 164.06 of the Revised Code. The director shall develop~~ 912  
~~this methodology not later than July 1, 1991 that permits a~~ 913  
district public works integrating committee to consider, when 914  
addressing a subdivision's project application, the subdivision's 915  
existing capital improvements, the condition of those 916  
improvements, and the subdivision's projected capital improvement 917  
needs in that five-year period following the application date. 918

(11) Establish a program to provide local subdivisions with 919  
technical assistance in preparing project applications. The 920  
program shall be designed to assist local subdivisions that lack 921  
the financial or technical resources to prepare project 922  
applications on their own. 923

(B) When the director of the Ohio public works commission 924  
decides to conditionally approve or disapprove projects, the 925  
director's decisions and the reasons for which they are made shall 926  
be made in writing. These written decisions shall be conclusive 927  
for the purposes of the validity and enforceability of such 928  
determinations. 929

(C) Fees, charges, rates of interest, times of payment of 930  
interest and principal, and other terms, conditions, and 931

provisions of and security for financial assistance provided 932  
pursuant to the provisions of this chapter shall be such as the 933  
director determines to be appropriate. If any payments required by 934  
a loan agreement entered into pursuant to this chapter are not 935  
paid, the funds which would otherwise be apportioned to the local 936  
subdivision from the county undivided local government fund, 937  
pursuant to sections 5747.51 to 5747.53 of the Revised Code, may, 938  
at the direction of the director of the Ohio public works 939  
commission, be reduced by the amount payable. The county treasurer 940  
shall, at the direction of the director, pay the amount of such 941  
reductions to the state capital improvements revolving loan fund. 942  
The director may renegotiate a loan repayment schedule with a 943  
local subdivision whose payments from the county undivided local 944  
government fund could be reduced pursuant to this division, but 945  
such a renegotiation may occur only one time with respect to any 946  
particular loan agreement. 947

(D) Grants approved for the repair and replacement of 948  
existing infrastructure pursuant to this chapter shall not exceed 949  
ninety per cent of the estimated total cost of the capital 950  
improvement project. Grants approved for new or expanded 951  
infrastructure shall not exceed fifty per cent of the estimated 952  
cost of the new or expansion elements of the capital improvement 953  
project. A local subdivision share of the estimated cost of a 954  
capital improvement may consist of any of the following: 955

(1) The reasonable value, as determined by the director or 956  
the administrator, of labor, materials, and equipment that will be 957  
contributed by the local subdivision in performing the capital 958  
improvement project; 959

(2) Moneys received by the local subdivision in any form from 960  
an authority, commission, or agency of the United States for use 961  
in performing the capital improvement project; 962

(3) Loans made to the local subdivision under this chapter; 963

(4) Engineering costs incurred by the local subdivision in performing engineering activities related to the project. 964  
 965

A local subdivision share of the cost of a capital improvement shall not include any amounts awarded to it from the local transportation improvement program fund created in section 164.14 of the Revised Code. 966  
 967  
 968  
 969

(E) The following portion of a district public works integrating committee's annual allocation share pursuant to section 164.08 of the Revised Code may be awarded to subdivisions only in the form of interest-free, low-interest, market rate of interest, or blended-rate loans: 970  
 971  
 972  
 973  
 974

YEAR IN WHICH MONEYS ARE ALLOCATED	PORTION USED FOR LOANS	975 976
Year 1	0%	977
Year 2	0%	978
Year 3	10%	979
Year 4	12%	980
Year 5	15%	981
Year 6	20%	982
Year 7, 8, 9, and 10	22%	983

(F) The following portion of a district public works integrating committee's annual allocation pursuant to section 164.08 of the Revised Code shall be awarded to subdivisions in the form of local debt support and credit enhancements: 984  
 985  
 986  
 987

YEAR IN WHICH MONEYS ARE ALLOCATED	PORTIONS USED FOR LOCAL DEBT SUPPORT AND CREDIT ENHANCEMENTS	988 989 990
Year 1	0%	991
Year 2	0%	992
Year 3	3%	993
Year 4	5%	994
Year 5	5%	995



Year 6	7%	996
Year 7	7%	997
Year 8	8%	998
Year 9	8%	999
Year 10	8%	1000

(G) For the period commencing on March 29, 1988, and ending 1001  
on June 30, 1993, for the period commencing July 1, 1993, and 1002  
ending June 30, 1999, and for each five-year period thereafter, 1003  
the total amount of financial assistance awarded under sections 1004  
164.01 to 164.08 of the Revised Code for capital improvement 1005  
projects located wholly or partially within a county shall be 1006  
equal to at least thirty per cent of the amount of what the county 1007  
would have been allocated from the obligations authorized to be 1008  
sold under this chapter during each period, if such amounts had 1009  
been allocable to each county on a per capita basis. 1010

(H) The amount of the annual allocations made pursuant to 1011  
divisions (B)(1) and (5) of section 164.08 of the Revised Code 1012  
which can be used for new or expanded infrastructure is limited as 1013  
follows: 1014

YEAR IN WHICH	PORTION WHICH MAY	
MONEYS ARE ALLOCATED	BE USED FOR NEW OR	
	EXPANSION INFRASTRUCTURE	
Year 1	5%	1018
Year 2	5%	1019
Year 3	10%	1020
Year 4	10%	1021
Year 5	10%	1022
Year 6	15%	1023
Year 7	15%	1024
Year 8	20%	1025
Year 9	20%	1026
Year 10 and each year		1027

thereafter 20% 1028

(I) The following portion of a district public works 1029  
integrating committee's annual allocation share pursuant to 1030  
section 164.08 of the Revised Code shall be awarded to 1031  
subdivisions in the form of interest-free, low-interest, market 1032  
rate of interest, or blended-rate loans, or local debt support and 1033  
credit enhancements: 1034

YEAR IN WHICH	PORTION USED FOR LOANS	OR LOCAL DEBT SUPPORT	AND CREDIT ENHANCEMENTS
Year 30 and each year			
thereafter	15%		

(J) No project shall be approved under this section unless 1040  
the project is designed to have a useful life of at least seven 1041  
years. In addition, the average useful life of all projects for 1042  
which grants or loans are awarded in each district during a 1043  
program year shall not be less than twenty years. 1044

**Sec. 164.06.** (A) Each district public works integrating 1045  
committee shall evaluate materials submitted to it by the local 1046  
subdivisions located in the district concerning capital 1047  
improvements for which assistance is sought from the state capital 1048  
improvements fund and shall, pursuant to division (B) of this 1049  
section, select the requests for financial assistance that will be 1050  
formally submitted by the district to the director of the Ohio 1051  
public works commission. In order to provide for the efficient use 1052  
of the district's state capital improvements fund allocation each 1053  
year, a district committee shall assist its subdivisions in the 1054  
preparation and coordination of project plans. 1055

(B) In selecting the requests for assistance for capital 1056  
improvement projects which will be submitted to the director, and 1057  
in determining the nature, amount, and terms of the assistance 1058

that will be requested, a district public works integrating 1059  
committee shall give priority to capital improvement projects for 1060  
the repair or replacement of existing infrastructure and which 1061  
would be unlikely to be undertaken without assistance under this 1062  
chapter, and shall specifically consider all of the following 1063  
factors: 1064

(1) The infrastructure repair and replacement needs of the 1065  
district; 1066

(2) The age and condition of the system to be repaired or 1067  
replaced; 1068

(3) Whether the project would generate revenue in the form of 1069  
user fees or assessments; 1070

(4) The importance of the project to the health and safety of 1071  
the citizens of the district; 1072

(5) The cost of the project and whether it is consistent with 1073  
division (G) of section 164.05 of the Revised Code and the 1074  
district's allocation for grants, loans, and local debt support 1075  
and credit enhancements for that year; 1076

(6) The effort and ability of the benefited local 1077  
subdivisions to assist in financing the project; 1078

(7) The availability of federal or other funds for the 1079  
project; 1080

(8) The overall economic health of the particular local 1081  
subdivision; 1082

(9) The adequacy of the planning for the project and the 1083  
readiness of the applicant to proceed should the project be 1084  
approved; 1085

(10) Any other factors relevant to a particular project. 1086

(C) ~~Prior to filing an application with its~~ When applying the 1087  
methodology under division (A)(10) of section 164.05 of the 1088

~~Revised Code, a district public works integrating committee may 1089  
require a subdivision to submit information on its capital 1090  
infrastructure as part of an application for assistance in 1091  
financing a capital improvement project under this section, a 1092  
local subdivision shall conduct a study of its existing capital 1093  
improvements, the condition of those improvements, and the 1094  
projected capital improvement needs of the subdivision in the 1095  
ensuing five year period. After completing this study, the 1096  
subdivision shall compile a report that includes an inventory of 1097  
its existing capital improvements, a plan detailing the capital 1098  
improvement needs of the subdivision in the ensuing five year 1099  
period, and a list of the subdivision's priorities with respect to 1100  
addressing those needs. Each year, the report shall be reviewed 1101  
and updated by the subdivision to reflect capital improvement 1102  
projects undertaken or completed in the past year and any changes 1103  
in the subdivision's plan or priorities. The report and annual 1104  
updates shall be made available upon request to the Ohio public 1105  
works commission, the Ohio small government capital improvements 1106  
commission, and the district public works integrating committee of 1107  
the district of which the subdivision is a part. 1108~~

(D) In addition to reviewing and selecting the projects for 1109  
which approval will be sought from the director of the Ohio public 1110  
works commission for financial assistance from the state capital 1111  
improvements fund, each district public works integrating 1112  
committee shall appoint a subcommittee of its members that will 1113  
represent the interests of villages and townships and that will 1114  
review and select the capital improvement projects which will be 1115  
submitted by the subcommittee to the administrator of the Ohio 1116  
small government capital improvements commission for consideration 1117  
of assistance from the portion of the net proceeds of obligations 1118  
issued and sold by the treasurer of state which is allocated 1119  
pursuant to division (B)(1) of section 164.08 of the Revised Code. 1120  
In reviewing and approving the projects selected by its 1121

subcommittee, the administrator, and the Ohio small government 1122  
capital improvements commission shall be guided by the provisions 1123  
of division (B) of this section, and shall also take into account 1124  
the fact that villages and townships may have different public 1125  
infrastructure needs than larger subdivisions. 1126

(E) The district public works integrating committee for each 1127  
district that includes at least one county with a population of 1128  
less than eighty-five thousand according to the most recent 1129  
decennial census shall appoint a subcommittee of its members for 1130  
the purposes of the small counties capital improvement program 1131  
created under division (F) of section 164.02 of the Revised Code. 1132  
The subcommittee shall select and submit to the director the 1133  
projects that will be considered for assistance from the money 1134  
allocated to the program under division (B)(3) of section 164.08 1135  
of the Revised Code. 1136

**Sec. 164.08.** (A) Except as provided in sections 151.01 and 1137  
151.08 or section 164.09 of the Revised Code, the net proceeds of 1138  
obligations issued and sold by the treasurer of state pursuant to 1139  
section 164.09 of the Revised Code before September 30, 2000, or 1140  
pursuant to sections 151.01 and 151.08 of the Revised Code, for 1141  
the purpose of financing or assisting in the financing of the cost 1142  
of public infrastructure capital improvement projects of local 1143  
subdivisions, as provided for in Section 2k, 2m, ~~or 2p,~~ or 2s of 1144  
Article VIII, Ohio Constitution, and this chapter, shall be paid 1145  
into the state capital improvements fund, which is hereby created 1146  
in the state treasury. Investment earnings on moneys in the fund 1147  
shall be credited to the fund. 1148

(B) Beginning July 1, ~~2011~~ 2016, each program year the amount 1149  
of obligations authorized by the general assembly in accordance 1150  
with sections 151.01 and 151.08 or section 164.09 of the Revised 1151  
Code, excluding the proceeds of refunding or renewal obligations, 1152

shall be allocated by the director of the Ohio public works 1153  
commission as follows: 1154

(1) First, ~~fifteen million dollars~~ ten per cent of the amount 1155  
of obligations authorized shall be allocated to provide financial 1156  
assistance to villages and to townships with populations in the 1157  
unincorporated areas of the township of less than five thousand 1158  
persons, for capital improvements in accordance with section 1159  
164.051 and division (D) of section 164.06 of the Revised Code. As 1160  
used in division (B)(1) of this section, "capital improvements" 1161  
includes resurfacing and improving roads. 1162

(2) Following the allocation required by division (B)(1) of 1163  
this section, the director may allocate ~~three million dollars~~ two 1164  
per cent of the authorized obligations to provide financial 1165  
assistance to local subdivisions for capital improvement projects 1166  
which in the judgment of the director of the Ohio public works 1167  
commission are necessary for the immediate preservation of the 1168  
health, safety, and welfare of the citizens of the local 1169  
subdivision requesting assistance. 1170

(3) For program years twelve and fourteen that obligations 1171  
are authorized and available for allocation under this chapter, 1172  
two million dollars each program year shall be allocated to the 1173  
small county capital improvement program for use in providing 1174  
financial assistance under division (F) of section 164.02 of the 1175  
Revised Code. 1176

(4) The director shall determine the amount of the remaining 1177  
obligations authorized to be issued and sold that each county 1178  
would receive if such amounts were allocated on a per capita basis 1179  
each year. If a county's per capita share for the year would be 1180  
less than three hundred thousand dollars, the director shall 1181  
allocate to the district in which that county is located an amount 1182  
equal to the difference between three hundred thousand dollars and 1183  
the county's per capita share. 1184

(5) After making the allocation required by division (B)(4) 1185  
of this section, the director shall allocate the remaining amount 1186  
to each district on a per capita basis. 1187

(C)(1) There is hereby created in the state treasury the 1188  
state capital improvements revolving loan fund, into which shall 1189  
be deposited all repayments of loans made to local subdivisions 1190  
for capital improvements pursuant to this chapter. Investment 1191  
earnings on moneys in the fund shall be credited to the fund. 1192

(2) There may also be deposited in the state capital 1193  
improvements revolving loan fund moneys obtained from federal or 1194  
private grants, or from other sources, which are to be used for 1195  
any of the purposes authorized by this chapter. Such moneys shall 1196  
be allocated each year in accordance with division (B)(5) of this 1197  
section. 1198

(3) Moneys deposited into the state capital improvements 1199  
revolving loan fund shall be used to make loans for the purpose of 1200  
financing or assisting in the financing of the cost of capital 1201  
improvement projects of local subdivisions. 1202

(4) Investment earnings credited to the state capital 1203  
improvements revolving loan fund that exceed the amounts required 1204  
to meet estimated federal arbitrage rebate requirements shall be 1205  
used to pay costs incurred by the public works commission in 1206  
administering this section. Investment earnings credited to the 1207  
state capital improvements revolving loan fund that exceed the 1208  
amounts required to pay for the administrative costs and estimated 1209  
rebate requirements shall be allocated to each district on a per 1210  
capita basis. 1211

(5) Each program year, loan repayments received and on 1212  
deposit in the state capital improvements revolving loan fund 1213  
shall be allocated as follows: 1214

(a) Each district public works integrating committee shall be 1215

allocated an amount equal to the sum of all loan repayments made 1216  
to the state capital improvements revolving loan fund by local 1217  
subdivisions that are part of the district. Moneys not used in a 1218  
program year may be used in the next program year in the same 1219  
manner and for the same purpose as originally allocated. 1220

(b) Loan repayments made pursuant to projects approved under 1221  
division (B)(1) of this section shall be used to make loans in 1222  
accordance with section 164.051 and division (D) of section 164.06 1223  
of the Revised Code. Allocations for this purpose made pursuant to 1224  
division (C)(5) of this section shall be in addition to the 1225  
allocation provided in division (B)(1) of this section. 1226

(c) Loan repayments made pursuant to projects approved under 1227  
division (B)(2) of this section shall be used to make loans in 1228  
accordance with division (B)(2) of this section. Allocations for 1229  
this purpose made pursuant to division (C)(5) of this section 1230  
shall be in addition to the allocation provided in division (B)(2) 1231  
of this section. 1232

(d) Loans made from the state capital improvements revolving 1233  
loan fund shall not be limited in their usage by divisions (E), 1234  
(F), (G), (H), and (I) of section 164.05 of the Revised Code. 1235

(D) Investment earnings credited to the state capital 1236  
improvements fund that exceed the amounts required to meet 1237  
estimated federal arbitrage rebate requirements shall be used to 1238  
pay costs incurred by the public works commission in administering 1239  
sections 164.01 to 164.12 of the Revised Code. 1240

(E) The director of the Ohio public works commission shall 1241  
notify the director of budget and management of the amounts 1242  
allocated pursuant to this section and such information shall be 1243  
entered into the state accounting system. The director of budget 1244  
and management shall establish appropriation line items as needed 1245  
to track these allocations. 1246



(F) If the amount of a district's allocation in a program 1247  
year exceeds the amount of financial assistance approved for the 1248  
district by the commission for that year, the remaining portion of 1249  
the district's allocation shall be added to the district's 1250  
allocation pursuant to division (B) of this section for the next 1251  
succeeding year for use in the same manner and for the same 1252  
purposes as it was originally allocated, except that any portion 1253  
of a district's allocation which was available for use on new or 1254  
expanded infrastructure pursuant to division (H) of section 164.05 1255  
of the Revised Code shall be available in succeeding years only 1256  
for the repair and replacement of existing infrastructure. 1257

(G) When an allocation based on population is made by the 1258  
director pursuant to division (B) of this section, the director 1259  
shall use the most recent decennial census statistics, and shall 1260  
not make any reallocations based upon a change in a district's 1261  
population. 1262

**Sec. 164.22.** Natural resources assistance councils shall 1263  
review and approve or disapprove applications in accordance with 1264  
sections 164.20 to 164.27 of the Revised Code for grants for 1265  
projects that propose to do ~~either~~ any of the following: 1266

(A) Provide for open space acquisition ~~and, including the~~ 1267  
acquisition of easements, or the related development of ~~these~~ open 1268  
spaces, ~~including the acquisition of easements~~ acquired with a 1269  
grant awarded under sections 164.20 to 164.27 of the Revised Code. 1270  
Open space acquisition projects include acquisition of land or 1271  
rights in land for parks, forests, wetlands, natural areas that 1272  
protect an endangered plant or animal population, other natural 1273  
areas, and connecting corridors for natural areas. Related 1274  
development projects include projects for the construction or 1275  
enhancement of facilities that are necessary to make an open space 1276  
area accessible and useable by the general public. Projects 1277

proposed pursuant to division (A) of this section shall emphasize	1278
the following:	1279
(1) The support of comprehensive open space planning and	1280
incorporation of aesthetically pleasing and ecologically informed	1281
design;	1282
(2) The enhancement of economic development that relies on	1283
recreation and ecotourism in areas with relatively high	1284
unemployment and lower incomes;	1285
(3) The protection of habitat for rare, threatened, and	1286
endangered species or the preservation of high quality, viable	1287
habitat for plant and animal species;	1288
(4) The preservation of existing high quality wetlands or	1289
other scarce natural resources within the geographical	1290
jurisdiction of the council;	1291
(5) The enhancement of educational opportunities and	1292
provision of physical links to schools and after-school centers;	1293
(6) The preservation or restoration of water quality, natural	1294
stream channels, functioning floodplains, wetlands, streamside	1295
forests, and other natural features that contribute to the quality	1296
of life in this state and to the state's natural heritage.	1297
Projects shall not include hydromodification projects such as	1298
dams, dredging, sedimentation, and bank clearing and shall not	1299
accelerate untreated water runoff or encourage invasive nonnative	1300
species.	1301
(7) The reduction or elimination of nonnative, invasive	1302
species of plants or animals;	1303
(8) The proper management of areas where safe fishing,	1304
hunting, and trapping may take place in a manner that will	1305
preserve a balanced natural ecosystem.	1306
(B) Protect and enhance riparian corridors or watersheds,	1307

including the protection and enhancement of streams, rivers, 1308  
lakes, and other waters of the state. Such projects may include, 1309  
without limitation, the reforestation of land or the planting of 1310  
vegetation for filtration purposes; the fee simple acquisition of 1311  
lands for the purpose of providing access to riparian corridors or 1312  
watersheds or for other purposes necessary for the protection and 1313  
enhancement of riparian corridors or watersheds; and the 1314  
acquisition of easements for the purpose of protecting and 1315  
enhancing riparian corridors or watersheds. Projects proposed 1316  
pursuant to division (B) of this section shall emphasize the 1317  
following: 1318

(1) The increase of habitat protection; 1319

(2) Inclusion as part of a stream corridor-wide or 1320  
watershed-wide plan; 1321

(3) The provision of multiple recreational, economic, and 1322  
aesthetic preservation benefits; 1323

(4) The preservation or restoration of floodplain and 1324  
streamside forest functions; 1325

(5) The preservation of headwater streams; 1326

(6) The restoration and preservation of aquatic biological 1327  
communities. 1328

Projects shall not initiate or perpetuate hydromodification 1329  
projects such as dams, ditch development, or channelization. 1330

Grant moneys may be used for preliminary costs related to 1331  
projects that are eligible for funding under this section, 1332  
including planning costs, design costs, engineering costs, costs 1333  
of appraisals, environmental assessments, and archaeological 1334  
surveys. 1335

**Sec. 3318.034.** (A) This section applies to both of the 1336  
following: 1337

(1) Any school district that has not executed an agreement 1338  
for a project under sections 3318.01 to 3318.20 of the Revised 1339  
Code prior to June 24, 2008; 1340

(2) Any school district that is eligible for additional 1341  
assistance under sections 3318.01 to 3318.20 of the Revised Code 1342  
pursuant to division (B)(2) of section 3318.04 of the Revised 1343  
Code. 1344

Notwithstanding any provision of this chapter to the 1345  
contrary, with the approval of the Ohio school facilities 1346  
commission, any school district to which this section applies may 1347  
opt to divide the district's entire classroom facilities needs, as 1348  
those needs are jointly determined by the staff of the commission 1349  
and the school district, into discrete segments and shall comply 1350  
with all of the provisions of those sections unless otherwise 1351  
provided in this section. 1352

(B) Except as provided in division (C) of this section, each 1353  
segment shall comply with ~~all~~ both of the following: 1354

(1) The segment shall consist of the new construction of one 1355  
or more entire buildings, a stand-alone segment of a building that 1356  
serves grades kindergarten through twelve, or the complete 1357  
renovation of one or more entire existing buildings, with any 1358  
necessary additions to that building. 1359

(2) The segment shall not include any construction of or 1360  
renovation or repair to any building that does not complete the 1361  
needs of the district with respect to that particular building at 1362  
the time the segment is completed. 1363

~~(3) The segment shall consist of new construction,~~ 1364  
~~renovations, additions, reconstruction, or repair of classroom~~ 1365  
~~facilities to the extent that the school district portion, as~~ 1366  
~~determined under section 3318.032 of the Revised Code, is an~~ 1367  
~~amount not less than the product of 0.020 times the district's~~ 1368

~~valuation at the time the agreement for the segment is executed, 1369~~  
~~unless the district previously has undertaken a segment under this 1370~~  
~~section and the district's portion of the estimated basic project 1371~~  
~~cost of the remainder of its entire classroom facilities needs, as 1372~~  
~~determined jointly by the staff of the commission and the 1373~~  
~~district, is less than the amount otherwise required by this 1374~~  
~~division. 1375~~

(C) A district described in division (A)(2) of this section 1376  
that has not received the additional assistance authorized under 1377  
division (B)(2) of section 3318.04 of the Revised Code may 1378  
undertake a segment, with commission approval, for the purpose of 1379  
renovating or replacing work performed on a facility under the 1380  
district's prior project. The commission may approve that segment 1381  
if the commission determines that the renovation or replacement is 1382  
necessary to protect the facility. The basic project cost of the 1383  
segment shall be allocated between the state and the district in 1384  
accordance with section 3318.032 of the Revised Code. However, the 1385  
requirements of division (B) of this section shall not apply to a 1386  
segment undertaken under this division. 1387

(D) The commission shall conditionally approve and seek 1388  
controlling board approval in accordance with division (A) of 1389  
section 3318.04 of the Revised Code of each segment. 1390

(E)(1) When undertaking a segment under this section, a 1391  
school district may elect to prorate its full maintenance amount 1392  
by setting aside for maintenance the amount calculated under 1393  
division (E)(2) of this section to maintain the classroom 1394  
facilities acquired under the segment, if the district will use 1395  
one or more of the alternative methods authorized in sections 1396  
3318.051, 3318.052, and 3318.084 of the Revised Code to generate 1397  
the entire amount calculated under that division. If the district 1398  
so elects, the commission and the district shall include in the 1399  
agreement entered into under section 3318.08 of the Revised Code a 1400

statement specifying that the district will use the amount 1401  
calculated under that division only to maintain the classroom 1402  
facilities acquired under the segment. 1403

(2) The commission shall calculate the amount for a school 1404  
district to maintain the classroom facilities acquired under a 1405  
segment as follows: 1406

The full maintenance amount X (the school district's portion 1407  
of the basic project cost for the segment / the school district's 1408  
portion of the basic project cost for the district's entire 1409  
classroom facilities needs, as determined jointly by the staff of 1410  
the commission and the district) 1411

(3) A school district may elect to prorate its full 1412  
maintenance amount for any number of segments, provided the 1413  
district will use one or more of the alternative methods 1414  
authorized in sections 3318.051, 3318.052, and 3318.084 of the 1415  
Revised Code to generate the entire amount calculated under 1416  
division (E)(2) of this section to maintain the classroom 1417  
facilities acquired under each segment for which it so elects. If 1418  
the district cannot use one or more of those alternative methods 1419  
to generate the entire amount calculated under that division, the 1420  
district shall levy the tax described in division (B) of section 1421  
3318.05 of the Revised Code or an extension of that tax under 1422  
section 3318.061 of the Revised Code in an amount necessary to 1423  
generate the remainder of its full maintenance amount. The 1424  
commission shall calculate the remainder of the district's full 1425  
maintenance amount as follows: 1426

The full maintenance amount - the sum of the amounts 1427  
calculated for the district under division (E)(2) of this section 1428  
for each prior segment of the district's project 1429

(4) In no case shall the sum of the amounts calculated for a 1430  
school district's maintenance of classroom facilities under 1431

divisions (E)(2) and (3) of this section exceed the amount that 1432  
would have been required for maintenance if the district had 1433  
elected to undertake its project in its entirety instead of 1434  
segmenting the project under this section. 1435

(5) If a school district commenced a segment under this 1436  
section prior to ~~the effective date of this amendment~~ September 1437  
10, 2012, but has not completed that segment, and has not levied 1438  
the tax described in division (B) of section 3318.05 of the 1439  
Revised Code or an extension of that tax under section 3318.061 of 1440  
the Revised Code, the district may request approval from the 1441  
commission to prorate its full maintenance amount in accordance 1442  
with divisions (E)(1) to (4) of this section. If the commission 1443  
approves the request, the commission and the district shall amend 1444  
the agreement entered into under section 3318.08 of the Revised 1445  
Code to reflect the change. 1446

(F) If a school district levies the tax described in division 1447  
(B) of section 3318.05 of the Revised Code or an extension of that 1448  
tax under section 3318.061 of the Revised Code, the tax shall run 1449  
for twenty-three years from the date the segment for which the tax 1450  
is initially levied is undertaken. The maintenance levy 1451  
requirement, as defined in section 3318.18 of the Revised Code, 1452  
does not apply to a segment undertaken under division (C) of this 1453  
section. 1454

(G) As used in this section, "full maintenance amount" means 1455  
the amount of total revenue that a school district likely would 1456  
generate by one-half mill of the tax described in division (B) of 1457  
section 3318.05 of the Revised Code over the entire 1458  
twenty-three-year period required under that section, as 1459  
determined by the commission in consultation with the department 1460  
of taxation. 1461

**Sec. 3318.084.** (A) Notwithstanding anything to the contrary 1462

in Chapter 3318. of the Revised Code, a school district board may 1463  
apply any local donated contribution toward any of the following: 1464

(1) The district's portion of the basic project cost of a 1465  
project under either sections 3318.01 to 3318.20 or sections 1466  
3318.40 to 3318.45 of the Revised Code to reduce the amount of 1467  
bonds the district otherwise must issue in order to receive state 1468  
assistance under those sections; 1469

(2) If the school district is not a joint vocational school 1470  
district proceeding under sections 3318.40 to 3318.45 of the 1471  
Revised Code, an offset of all or part of a district's obligation 1472  
to levy the tax described in division (B) of section 3318.05 of 1473  
the Revised Code, which shall be applied only in the manner 1474  
prescribed in division (B) of this section; 1475

(3) If the school district is a joint vocational school 1476  
district proceeding under sections 3318.40 to 3318.45 of the 1477  
Revised Code, all or part of the amount the school district is 1478  
obligated to set aside for maintenance of the classroom facilities 1479  
acquired under that project pursuant to section 3318.43 of the 1480  
Revised Code. 1481

(B) No school district board shall apply any local donated 1482  
contribution under division (A)(2) of this section unless the Ohio 1483  
school facilities commission first approves that application. 1484

Upon the request of the school district board to apply local 1485  
donated contribution under division (A)(2) of this section, the 1486  
commission in consultation with the department of taxation shall 1487  
determine the amount of total revenue that likely would be 1488  
generated by one-half mill of the tax described in division (B) of 1489  
section 3318.05 of the Revised Code over the entire 1490  
twenty-three-year period required under that section and shall 1491  
deduct from that amount any amount of local donated contribution 1492  
that the board has committed to apply under division (A)(2) of 1493



this section. The commission then shall determine in consultation 1494  
with the department of taxation the rate of tax over twenty-three 1495  
years necessary to generate the amount of a one-half mill tax not 1496  
offset by the local donated contribution. Notwithstanding anything 1497  
to the contrary in section 3318.06, 3318.061, or 3318.361 of the 1498  
Revised Code, the rate determined by the commission shall be the 1499  
rate for which the district board shall seek elector approval 1500  
under those sections to meet its obligation under division (B) of 1501  
section 3318.05 of the Revised Code. In the case of a complete 1502  
offset of the district's obligation under division (B) of section 1503  
3318.05 of the Revised Code, the district shall not be required to 1504  
levy the tax otherwise required under that section. At the end of 1505  
the twenty-three-year period of the tax required under division 1506  
(B) of section 3318.05 of the Revised Code, whether or not the tax 1507  
is actually levied, the commission in consultation of the 1508  
department of taxation shall recalculate the amount that would 1509  
have been generated by the tax if it had been levied at one-half 1510  
mill. If the total amount actually generated over that period from 1511  
both the tax that was actually levied and any local donated 1512  
contribution applied under division (A)(2) of this section is less 1513  
than the amount that would have been raised by a one-half mill 1514  
tax, the district shall pay any difference. If the total amount 1515  
actually raised in such manner is greater than the amount that 1516  
would have been raised by a one-half mill tax the difference shall 1517  
be zero and no payments shall be made by either the district or 1518  
the commission. 1519

(C) As used in this section, "local donated contribution" 1520  
means any of the following: 1521

(1) Any moneys irrevocably donated or granted to a school 1522  
district board by a source other than the state which the board 1523  
has the authority to apply to the school district's project under 1524  
sections 3318.01 to 3318.20 of the Revised Code and which the 1525

board has pledged for that purpose by resolution adopted by a majority of its members;

(2) Any irrevocable letter of credit issued on behalf of a school district ~~or any cash a school district has on hand, including any year end operating fund balances, that can be spent for classroom facilities, either of~~ which the school district board has encumbered for payment of the school district's share of its project under sections 3318.01 to 3318.20 of the Revised Code ~~and either of which~~ that has been approved by the commission in consultation with the department of education;

(3) Any cash a school district has on hand that the school district board has encumbered for payment of the school district's share of its project under sections 3318.01 to 3318.20 of the Revised Code that has been approved by the commission in consultation with the department of education, including the following:

(a) Any year-end operating fund balances that can be spent for classroom facilities;

(b) Any cash resulting from a lease-purchase agreement that the school district board has entered into under section 3313.375 of the Revised Code, provided that the agreement and the related financing documents contain provisions protecting the state's superior interest in the project.

(4) Any moneys spent by a source other than the school district or the state for construction or renovation of specific classroom facilities that have been approved by the commission as part of the basic project cost of the district's project. The school district, the commission, and the entity providing the local donated contribution under division (C)~~(3)~~(4) of this section shall enter into an agreement identifying the classroom facilities to be acquired by the expenditures made by that entity.

The agreement shall include, but not be limited to, stipulations 1557  
that require an audit by the commission of such expenditures made 1558  
on behalf of the district and that specify the maximum amount of 1559  
credit to be allowed for those expenditures. Upon completion of 1560  
the construction or renovation, the commission shall determine the 1561  
actual amount that the commission will credit, at the request of 1562  
the district board, toward the district's portion of the basic 1563  
project cost, any project cost overruns, or the basic project cost 1564  
of future segments if the project has been divided into segments 1565  
under section 3318.38 of the Revised Code. The actual amount of 1566  
the credit shall not exceed the lesser of the amount specified in 1567  
the agreement or the actual cost of the construction or 1568  
renovation. 1569

(D) No state moneys shall be released for a project to which 1570  
this section applies until: 1571

(1) Any local donated contribution authorized under division 1572  
(A)(1) of this section is first deposited into the school 1573  
district's project construction fund. 1574

(2) The school district board and the commission have 1575  
included a stipulation in their agreement entered into under 1576  
section 3318.08 of the Revised Code under which the board will 1577  
deposit into a fund approved by the commission according to a 1578  
schedule that does not extend beyond the anticipated completion 1579  
date of the project the total amount of any local donated 1580  
contribution authorized under division (A)(2) or (3) of this 1581  
section and dedicated by the board for that purpose. 1582

However, if any local donated contribution as described in 1583  
division (C)~~(3)~~(4) of this section has been approved under this 1584  
section, the state moneys may be released even if the entity 1585  
providing that local donated contribution has not spent the moneys 1586  
so dedicated as long as the agreement required under that section 1587  
has been executed. 1588

Sec. 5139.271. Subject to the approval of the controlling board, the department of youth services may grant and pay financial assistance to defray the county's share of the cost of acquiring or constructing a district detention facility, established under section 2152.41 of the Revised Code, to any county making application under section 2152.43 of the Revised Code if the department finds that the application was made in accordance with its rules and the facility or the specifications for the facility meet minimum standards established by the department. No financial assistance shall be granted for defraying the cost of ~~architects' fees or~~ land.

The department shall adopt rules prescribing the minimum standards of construction and condition of existing structures, established under section 2152.41 of the Revised Code, for which financial assistance is granted under this section. The department may recommend programs of education and training and the qualifications desired for personnel of a district detention facility.

The amount of financial assistance granted to any county shall not exceed ~~one-half~~ sixty per cent of the county's share of the cost of acquisition or construction of the facility. ~~The total of all state assistance for any home shall not exceed six thousand five hundred dollars for each bed unit provided for in the facility.~~

A county that receives financial assistance under this section shall repay the assistance to the state if the facility for which the assistance is granted is used within the ten-year period immediately following its establishment for purposes other than those contained in section 2152.41 of the Revised Code. A board of county commissioners that uses the facility for any other purpose within that period shall enter into an agreement with the

director of budget and management for the discharge of that 1620  
obligation over a period not to exceed ten years. If a board of 1621  
county commissioners fails to enter into an agreement for the 1622  
discharge of that obligation, or fails to comply with the terms of 1623  
such an agreement, the director shall direct the tax commissioner, 1624  
pursuant to section 5747.54 of the Revised Code, to withhold from 1625  
the distribution of the local government fund an amount sufficient 1626  
to discharge the obligation. 1627

As used in this section: 1628

(A) "Construction" means the building and initial equipping 1629  
of new structures. 1630

(B) "Acquisition" means "acquisition" as defined in the rules 1631  
of the department, which may include the purchase, remodeling, and 1632  
initial equipping of existing structures. 1633

**Sec. 5751.02.** (A) For the purpose of funding the needs of 1634  
this state and its local governments, there is hereby levied a 1635  
commercial activity tax on each person with taxable gross receipts 1636  
for the privilege of doing business in this state. For the 1637  
purposes of this chapter, "doing business" means engaging in any 1638  
activity, whether legal or illegal, that is conducted for, or 1639  
results in, gain, profit, or income, at any time during a calendar 1640  
year. Persons on which the commercial activity tax is levied 1641  
include, but are not limited to, persons with substantial nexus 1642  
with this state. The tax imposed under this section is not a 1643  
transactional tax and is not subject to Public Law No. 86-272, 73 1644  
Stat. 555. The tax imposed under this section is in addition to 1645  
any other taxes or fees imposed under the Revised Code. The tax 1646  
levied under this section is imposed on the person receiving the 1647  
gross receipts and is not a tax imposed directly on a purchaser. 1648  
The tax imposed by this section is an annual privilege tax for the 1649  
calendar year that, in the case of calendar year taxpayers, is the 1650

annual tax period and, in the case of calendar quarter taxpayers, 1651  
contains all quarterly tax periods in the calendar year. A 1652  
taxpayer is subject to the annual privilege tax for doing business 1653  
during any portion of such calendar year. 1654

(B) The tax imposed by this section is a tax on the taxpayer 1655  
and shall not be billed or invoiced to another person. Even if the 1656  
tax or any portion thereof is billed or invoiced and separately 1657  
stated, such amounts remain part of the price for purposes of the 1658  
sales and use taxes levied under Chapters 5739. and 5741. of the 1659  
Revised Code. Nothing in division (B) of this section prohibits: 1660

(1) A person from including in the price charged for a good 1661  
or service an amount sufficient to recover the tax imposed by this 1662  
section; or 1663

(2) A lessor from including an amount sufficient to recover 1664  
the tax imposed by this section in a lease payment charged, or 1665  
from including such an amount on a billing or invoice pursuant to 1666  
the terms of a written lease agreement providing for the recovery 1667  
of the lessor's tax costs. The recovery of such costs shall be 1668  
based on an estimate of the total tax cost of the lessor during 1669  
the tax period, as the tax liability of the lessor cannot be 1670  
calculated until the end of that period. 1671

(C)(1) The commercial activities tax receipts fund is hereby 1672  
created in the state treasury and shall consist of money arising 1673  
from the tax imposed under this chapter. Eighty-five 1674  
one-hundredths of one per cent of the money credited to that fund 1675  
shall be credited to the revenue enhancement fund and shall be 1676  
used to defray the costs incurred by the department of taxation in 1677  
administering the tax imposed by this chapter and in implementing 1678  
tax reform measures. The remainder of the money in the commercial 1679  
activities tax receipts fund shall first be credited to the 1680  
commercial activity tax motor fuel receipts fund, pursuant to 1681

division (C)(2) of this section, and the remainder shall be 1682  
 credited in the following percentages each fiscal year to the 1683  
 general revenue fund, to the school district tangible property tax 1684  
 replacement fund, which is hereby created in the state treasury 1685  
 for the purpose of making the payments described in section 1686  
 5709.92 of the Revised Code, and to the local government tangible 1687  
 property tax replacement fund, which is hereby created in the 1688  
 state treasury for the purpose of making the payments described in 1689  
 section 5709.93 of the Revised Code, in the following percentages: 1690

Fiscal year	General Revenue Fund	School District Tangible Property Tax Replacement Fund	Local Government Tangible Property Tax Replacement Fund	
2014 and 2015	50.0%	35.0%	15.0%	1692
2016 and thereafter	75.0%	20.0%	5.0%	1693

(2) Not later than the twentieth day of February, May, 1694  
 August, and November of each year, the commissioner shall provide 1695  
 for payment from the commercial activities tax receipts fund to 1696  
 the commercial activity tax motor fuel receipts fund an amount 1697  
 that bears the same ratio to the balance in the commercial 1698  
 activities tax receipts fund that (a) the taxable gross receipts 1699  
 attributed to motor fuel used for propelling vehicles on public 1700  
 highways as indicated by returns filed by the tenth day of that 1701  
 month for a liability that is due and payable on or after July 1, 1702  
 2013, for a tax period ending before July 1, 2014, bears to (b) 1703  
 all taxable gross receipts as indicated by those returns for such 1704  
 liabilities. 1705

(D)(1) If the total amount in the school district tangible 1706  
 property tax replacement fund is insufficient to make all payments 1707  
 under section 5709.92 of the Revised Code at the times the 1708  
 payments are to be made, the director of budget and management 1709

shall transfer from the general revenue fund to the school 1710  
district tangible property tax replacement fund the difference 1711  
between the total amount to be paid and the amount in the school 1712  
district tangible property tax replacement fund. 1713

(2) If the total amount in the local government tangible 1714  
property tax replacement fund is insufficient to make all payments 1715  
under section 5709.93 of the Revised Code at the times the 1716  
payments are to be made, the director of budget and management 1717  
shall transfer from the general revenue fund to the local 1718  
government tangible property tax replacement fund the difference 1719  
between the total amount to be paid and the amount in the local 1720  
government tangible property tax replacement fund. 1721

(E)(1) On or after the first day of June of each year, the 1722  
director of budget and management may transfer any balance in the 1723  
school district tangible property tax replacement fund to the 1724  
general revenue fund. 1725

(2) On or after the first day of June of each year, the 1726  
director of budget and management may transfer any balance in the 1727  
local government tangible property tax replacement fund to the 1728  
general revenue fund. 1729

(F)(1) There is hereby created in the state treasury the 1730  
commercial activity tax motor fuel receipts fund. 1731

(2) On or before the fifteenth day of June of each fiscal 1732  
year beginning with fiscal year 2015, the director of the Ohio 1733  
public works commission shall certify to the director of budget 1734  
and management the amount of debt service paid from the general 1735  
revenue fund in the current fiscal year on bonds issued to finance 1736  
or assist in the financing of the cost of local subdivision public 1737  
infrastructure capital improvement projects, as provided for in 1738  
Sections 2k, 2m, ~~and~~ 2p, and 2s of Article VIII, Ohio 1739  
Constitution, that are attributable to costs for construction, 1740



reconstruction, maintenance, or repair of public highways and 1741  
bridges and other statutory highway purposes. That certification 1742  
shall allocate the total amount of debt service paid from the 1743  
general revenue fund and attributable to those costs in the 1744  
current fiscal year according to the applicable section of the 1745  
Ohio Constitution under which the bonds were originally issued. 1746

(3) On or before the thirtieth day of June of each fiscal 1747  
year beginning with fiscal year 2015, the director of budget and 1748  
management shall determine an amount up to but not exceeding the 1749  
amount certified under division (F)(2) of this section and shall 1750  
reserve that amount from the cash balance in the petroleum 1751  
activity tax public highways fund or the commercial activity tax 1752  
motor fuel receipts fund for transfer to the general revenue fund 1753  
at times and in amounts to be determined by the director. The 1754  
director shall transfer the cash balance in the petroleum activity 1755  
tax public highways fund or the commercial activity tax motor fuel 1756  
receipts fund in excess of the amount so reserved to the highway 1757  
operating fund on or before the thirtieth day of June of the 1758  
current fiscal year. 1759

**Sec. 5751.20.** No determinations, computations, 1760  
certifications, or payments shall be made under this section after 1761  
June 30, 2015. 1762

(A) As used in sections 5751.20 to 5751.22 of the Revised 1763  
Code: 1764

(1) "School district," "joint vocational school district," 1765  
"local taxing unit," "recognized valuation," "fixed-rate levy," 1766  
and "fixed-sum levy" have the same meanings as used in section 1767  
5727.84 of the Revised Code. 1768

(2) "State education aid" for a school district means the 1769  
following: 1770

(a) For fiscal years prior to fiscal year 2010, the sum of 1771  
state aid amounts computed for the district under the following 1772  
provisions, as they existed for the applicable fiscal year: 1773  
division (A) of section 3317.022 of the Revised Code, including 1774  
the amounts calculated under former section 3317.029 and section 1775  
3317.0217 of the Revised Code; divisions (C)(1), (C)(4), (D), (E), 1776  
and (F) of section 3317.022; divisions (B), (C), and (D) of 1777  
section 3317.023; divisions (L) and (N) of section 3317.024; 1778  
section 3317.0216; and any unit payments for gifted student 1779  
services paid under section 3317.05 and former sections 3317.052 1780  
and 3317.053 of the Revised Code; except that, for fiscal years 1781  
2008 and 2009, the amount computed for the district under Section 1782  
269.20.80 of H.B. 119 of the 127th general assembly and as that 1783  
section subsequently may be amended shall be substituted for the 1784  
amount computed under division (D) of section 3317.022 of the 1785  
Revised Code, and the amount computed under Section 269.30.80 of 1786  
H.B. 119 of the 127th general assembly and as that section 1787  
subsequently may be amended shall be included. 1788

(b) For fiscal years 2010 and 2011, the sum of the amounts 1789  
computed under former sections 3306.052, 3306.12, 3306.13, 1790  
3306.19, 3306.191, and 3306.192 of the Revised Code; 1791

(c) For fiscal years 2012 and 2013, the sum of the amounts 1792  
paid under Sections 267.30.50, 267.30.53, and 267.30.56 of H.B. 1793  
153 of the 129th general assembly; 1794

(d) For fiscal year 2014 and each fiscal year thereafter, the 1795  
sum of state amounts computed for the district under section 1796  
3317.022 of the Revised Code; except that, for fiscal years 2014 1797  
and 2015, the amount computed for the district under the section 1798  
of this act entitled "TRANSITIONAL AID FOR CITY, LOCAL, AND 1799  
EXEMPTED VILLAGE SCHOOL DISTRICTS" shall be included. 1800

(3) "State education aid" for a joint vocational school 1801  
district means the following: 1802

(a) For fiscal years prior to fiscal year 2010, the sum of the state aid computed for the district under division (N) of section 3317.024 and former section 3317.16 of the Revised Code, except that, for fiscal years 2008 and 2009, the amount computed under Section 269.30.80 of H.B. 119 of the 127th general assembly and as that section subsequently may be amended shall be included.

(b) For fiscal years 2010 and 2011, the amount paid in accordance with Section 265.30.50 of H.B. 1 of the 128th general assembly.

(c) For fiscal years 2012 and 2013, the amount paid in accordance with Section 267.30.60 of H.B. 153 of the 129th general assembly.

(d) For fiscal year 2014 and each fiscal year thereafter, the amount computed for the district under section 3317.16 of the Revised Code; except that, for fiscal years 2014 and 2015, the amount computed for the district under the section of this act entitled "TRANSITIONAL AID FOR JOINT VOCATIONAL SCHOOL DISTRICTS" shall be included.

(4) "State education aid offset" means the amount determined for each school district or joint vocational school district under division (A)(1) of section 5751.21 of the Revised Code.

(5) "Machinery and equipment property tax value loss" means the amount determined under division (C)(1) of this section.

(6) "Inventory property tax value loss" means the amount determined under division (C)(2) of this section.

(7) "Furniture and fixtures property tax value loss" means the amount determined under division (C)(3) of this section.

(8) "Machinery and equipment fixed-rate levy loss" means the amount determined under division (D)(1) of this section.

(9) "Inventory fixed-rate levy loss" means the amount

determined under division (D)(2) of this section.	1833
(10) "Furniture and fixtures fixed-rate levy loss" means the amount determined under division (D)(3) of this section.	1834 1835
(11) "Total fixed-rate levy loss" means the sum of the machinery and equipment fixed-rate levy loss, the inventory fixed-rate levy loss, the furniture and fixtures fixed-rate levy loss, and the telephone company fixed-rate levy loss.	1836 1837 1838 1839
(12) "Fixed-sum levy loss" means the amount determined under division (E) of this section.	1840 1841
(13) "Machinery and equipment" means personal property subject to the assessment rate specified in division (F) of section 5711.22 of the Revised Code.	1842 1843 1844
(14) "Inventory" means personal property subject to the assessment rate specified in division (E) of section 5711.22 of the Revised Code.	1845 1846 1847
(15) "Furniture and fixtures" means personal property subject to the assessment rate specified in division (G) of section 5711.22 of the Revised Code.	1848 1849 1850
(16) "Qualifying levies" are levies in effect for tax year 2004 or applicable to tax year 2005 or approved at an election conducted before September 1, 2005. For the purpose of determining the rate of a qualifying levy authorized by section 5705.212 or 5705.213 of the Revised Code, the rate shall be the rate that would be in effect for tax year 2010.	1851 1852 1853 1854 1855 1856
(17) "Telephone property" means tangible personal property of a telephone, telegraph, or interexchange telecommunications company subject to an assessment rate specified in section 5727.111 of the Revised Code in tax year 2004.	1857 1858 1859 1860
(18) "Telephone property tax value loss" means the amount determined under division (C)(4) of this section.	1861 1862

- (19) "Telephone property fixed-rate levy loss" means the amount determined under division (D)(4) of this section. 1863  
1864
- (20) "Taxes charged and payable" means taxes charged and payable after the reduction required by section 319.301 of the Revised Code but before the reductions required by sections 319.302 and 323.152 of the Revised Code. 1865  
1866  
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- (21) "Median estate tax collections" means, in the case of a municipal corporation to which revenue from the taxes levied in Chapter 5731. of the Revised Code was distributed in each of calendar years 2006, 2007, 2008, and 2009, the median of those distributions. In the case of a municipal corporation to which no distributions were made in one or more of those years, "median estate tax collections" means zero. 1869  
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- (22) "Total resources," in the case of a school district, means the sum of the amounts in divisions (A)(22)(a) to (h) of this section less any reduction required under division (A)(32) or (33) of this section. 1876  
1877  
1878  
1879
- (a) The state education aid for fiscal year 2010; 1880
- (b) The sum of the payments received by the school district in fiscal year 2010 for current expense levy losses pursuant to division (C)(2) of section 5727.85 and divisions (C)(8) and (9) of section 5751.21 of the Revised Code, excluding the portion of such payments attributable to levies for joint vocational school district purposes; 1881  
1882  
1883  
1884  
1885  
1886
- (c) The sum of fixed-sum levy loss payments received by the school district in fiscal year 2010 pursuant to division (E)(1) of section 5727.85 and division (E)(1) of section 5751.21 of the Revised Code for fixed-sum levies charged and payable for a purpose other than paying debt charges; 1887  
1888  
1889  
1890  
1891
- (d) Fifty per cent of the school district's taxes charged and payable against all property on the tax list of real and public 1892  
1893

utility property for current expense purposes for tax year 2008, 1894  
including taxes charged and payable from emergency levies charged 1895  
and payable under section 5709.194 of the Revised Code and 1896  
excluding taxes levied for joint vocational school district 1897  
purposes; 1898

(e) Fifty per cent of the school district's taxes charged and 1899  
payable against all property on the tax list of real and public 1900  
utility property for current expenses for tax year 2009, including 1901  
taxes charged and payable from emergency levies and excluding 1902  
taxes levied for joint vocational school district purposes; 1903

(f) The school district's taxes charged and payable against 1904  
all property on the general tax list of personal property for 1905  
current expenses for tax year 2009, including taxes charged and 1906  
payable from emergency levies; 1907

(g) The amount certified for fiscal year 2010 under division 1908  
(A)(2) of section 3317.08 of the Revised Code; 1909

(h) Distributions received during calendar year 2009 from 1910  
taxes levied under section 718.09 of the Revised Code. 1911

(23) "Total resources," in the case of a joint vocational 1912  
school district, means the sum of amounts in divisions (A)(23)(a) 1913  
to (g) of this section less any reduction required under division 1914  
(A)(32) of this section. 1915

(a) The state education aid for fiscal year 2010; 1916

(b) The sum of the payments received by the joint vocational 1917  
school district in fiscal year 2010 for current expense levy 1918  
losses pursuant to division (C)(2) of section 5727.85 and 1919  
divisions (C)(8) and (9) of section 5751.21 of the Revised Code; 1920

(c) Fifty per cent of the joint vocational school district's 1921  
taxes charged and payable against all property on the tax list of 1922  
real and public utility property for current expense purposes for 1923

tax year 2008;	1924
(d) Fifty per cent of the joint vocational school district's taxes charged and payable against all property on the tax list of real and public utility property for current expenses for tax year 2009;	1925 1926 1927 1928
(e) Fifty per cent of a city, local, or exempted village school district's taxes charged and payable against all property on the tax list of real and public utility property for current expenses of the joint vocational school district for tax year 2008;	1929 1930 1931 1932 1933
(f) Fifty per cent of a city, local, or exempted village school district's taxes charged and payable against all property on the tax list of real and public utility property for current expenses of the joint vocational school district for tax year 2009;	1934 1935 1936 1937 1938
(g) The joint vocational school district's taxes charged and payable against all property on the general tax list of personal property for current expenses for tax year 2009.	1939 1940 1941
(24) "Total resources," in the case of county mental health and disability related functions, means the sum of the amounts in divisions (A)(24)(a) and (b) of this section less any reduction required under division (A)(32) of this section.	1942 1943 1944 1945
(a) The sum of the payments received by the county for mental health and developmental disability related functions in calendar year 2010 under division (A)(1) of section 5727.86 and divisions (A)(1) and (2) of section 5751.22 of the Revised Code as they existed at that time;	1946 1947 1948 1949 1950
(b) With respect to taxes levied by the county for mental health and developmental disability related purposes, the taxes charged and payable for such purposes against all property on the tax list of real and public utility property for tax year 2009.	1951 1952 1953 1954

(25) "Total resources," in the case of county senior services 1955  
related functions, means the sum of the amounts in divisions 1956  
(A)(25)(a) and (b) of this section less any reduction required 1957  
under division (A)(32) of this section. 1958

(a) The sum of the payments received by the county for senior 1959  
services related functions in calendar year 2010 under division 1960  
(A)(1) of section 5727.86 and divisions (A)(1) and (2) of section 1961  
5751.22 of the Revised Code as they existed at that time; 1962

(b) With respect to taxes levied by the county for senior 1963  
services related purposes, the taxes charged and payable for such 1964  
purposes against all property on the tax list of real and public 1965  
utility property for tax year 2009. 1966

(26) "Total resources," in the case of county children's 1967  
services related functions, means the sum of the amounts in 1968  
divisions (A)(26)(a) and (b) of this section less any reduction 1969  
required under division (A)(32) of this section. 1970

(a) The sum of the payments received by the county for 1971  
children's services related functions in calendar year 2010 under 1972  
division (A)(1) of section 5727.86 and divisions (A)(1) and (2) of 1973  
section 5751.22 of the Revised Code as they existed at that time; 1974

(b) With respect to taxes levied by the county for children's 1975  
services related purposes, the taxes charged and payable for such 1976  
purposes against all property on the tax list of real and public 1977  
utility property for tax year 2009. 1978

(27) "Total resources," in the case of county public health 1979  
related functions, means the sum of the amounts in divisions 1980  
(A)(27)(a) and (b) of this section less any reduction required 1981  
under division (A)(32) of this section. 1982

(a) The sum of the payments received by the county for public 1983  
health related functions in calendar year 2010 under division 1984  
(A)(1) of section 5727.86 and divisions (A)(1) and (2) of section 1985



5751.22 of the Revised Code as they existed at that time;	1986
(b) With respect to taxes levied by the county for public health related purposes, the taxes charged and payable for such purposes against all property on the tax list of real and public utility property for tax year 2009.	1987 1988 1989 1990
(28) "Total resources," in the case of all county functions not included in divisions (A)(24) to (27) of this section, means the sum of the amounts in divisions (A)(28)(a) to (d) of this section less any reduction required under division (A)(32) or (33) of this section.	1991 1992 1993 1994 1995
(a) The sum of the payments received by the county for all other purposes in calendar year 2010 under division (A)(1) of section 5727.86 and divisions (A)(1) and (2) of section 5751.22 of the Revised Code as they existed at that time;	1996 1997 1998 1999
(b) The county's percentage share of county undivided local government fund allocations as certified to the tax commissioner for calendar year 2010 by the county auditor under division (J) of section 5747.51 of the Revised Code or division (F) of section 5747.53 of the Revised Code multiplied by the total amount actually distributed in calendar year 2010 from the county undivided local government fund;	2000 2001 2002 2003 2004 2005 2006
(c) With respect to taxes levied by the county for all other purposes, the taxes charged and payable for such purposes against all property on the tax list of real and public utility property for tax year 2009, excluding taxes charged and payable for the purpose of paying debt charges;	2007 2008 2009 2010 2011
(d) The sum of the amounts distributed to the county in calendar year 2010 for the taxes levied pursuant to sections 5739.021 and 5741.021 of the Revised Code.	2012 2013 2014
(29) "Total resources," in the case of a municipal corporation, means the sum of the amounts in divisions (A)(29)(a)	2015 2016

to (g) of this section less any reduction required under division 2017  
(A)(32) or (33) of this section. 2018

(a) The sum of the payments received by the municipal 2019  
corporation in calendar year 2010 for current expense levy losses 2020  
under division (A)(1) of section 5727.86 and divisions (A)(1) and 2021  
(2) of section 5751.22 of the Revised Code as they existed at that 2022  
time; 2023

(b) The municipal corporation's percentage share of county 2024  
undivided local government fund allocations as certified to the 2025  
tax commissioner for calendar year 2010 by the county auditor 2026  
under division (J) of section 5747.51 of the Revised Code or 2027  
division (F) of section 5747.53 of the Revised Code multiplied by 2028  
the total amount actually distributed in calendar year 2010 from 2029  
the county undivided local government fund; 2030

(c) The sum of the amounts distributed to the municipal 2031  
corporation in calendar year 2010 pursuant to section 5747.50 of 2032  
the Revised Code; 2033

(d) With respect to taxes levied by the municipal 2034  
corporation, the taxes charged and payable against all property on 2035  
the tax list of real and public utility property for current 2036  
expenses, defined in division (A)(35) of this section, for tax 2037  
year 2009; 2038

(e) The amount of admissions tax collected by the municipal 2039  
corporation in calendar year 2008, or if such information has not 2040  
yet been reported to the tax commissioner, in the most recent year 2041  
before 2008 for which the municipal corporation has reported data 2042  
to the commissioner; 2043

(f) The amount of income taxes collected by the municipal 2044  
corporation in calendar year 2008, or if such information has not 2045  
yet been reported to the tax commissioner, in the most recent year 2046  
before 2008 for which the municipal corporation has reported data 2047

to the commissioner; 2048

(g) The municipal corporation's median estate tax 2049  
collections. 2050

(30) "Total resources," in the case of a township, means the 2051  
sum of the amounts in divisions (A)(30)(a) to (c) of this section 2052  
less any reduction required under division (A)(32) or (33) of this 2053  
section. 2054

(a) The sum of the payments received by the township in 2055  
calendar year 2010 pursuant to division (A)(1) of section 5727.86 2056  
of the Revised Code and divisions (A)(1) and (2) of section 2057  
5751.22 of the Revised Code as they existed at that time, 2058  
excluding payments received for debt purposes; 2059

(b) The township's percentage share of county undivided local 2060  
government fund allocations as certified to the tax commissioner 2061  
for calendar year 2010 by the county auditor under division (J) of 2062  
section 5747.51 of the Revised Code or division (F) of section 2063  
5747.53 of the Revised Code multiplied by the total amount 2064  
actually distributed in calendar year 2010 from the county 2065  
undivided local government fund; 2066

(c) With respect to taxes levied by the township, the taxes 2067  
charged and payable against all property on the tax list of real 2068  
and public utility property for tax year 2009 excluding taxes 2069  
charged and payable for the purpose of paying debt charges. 2070

(31) "Total resources," in the case of a local taxing unit 2071  
that is not a county, municipal corporation, or township, means 2072  
the sum of the amounts in divisions (A)(31)(a) to (e) of this 2073  
section less any reduction required under division (A)(32) of this 2074  
section. 2075

(a) The sum of the payments received by the local taxing unit 2076  
in calendar year 2010 pursuant to division (A)(1) of section 2077  
5727.86 of the Revised Code and divisions (A)(1) and (2) of 2078

section 5751.22 of the Revised Code as they existed at that time; 2079

(b) The local taxing unit's percentage share of county 2080  
undivided local government fund allocations as certified to the 2081  
tax commissioner for calendar year 2010 by the county auditor 2082  
under division (J) of section 5747.51 of the Revised Code or 2083  
division (F) of section 5747.53 of the Revised Code multiplied by 2084  
the total amount actually distributed in calendar year 2010 from 2085  
the county undivided local government fund; 2086

(c) With respect to taxes levied by the local taxing unit, 2087  
the taxes charged and payable against all property on the tax list 2088  
of real and public utility property for tax year 2009 excluding 2089  
taxes charged and payable for the purpose of paying debt charges; 2090

(d) The amount received from the tax commissioner during 2091  
calendar year 2010 for sales or use taxes authorized under 2092  
sections 5739.023 and 5741.022 of the Revised Code; 2093

(e) For institutions of higher education receiving tax 2094  
revenue from a local levy, as identified in section 3358.02 of the 2095  
Revised Code, the final state share of instruction allocation for 2096  
fiscal year 2010 as calculated by the chancellor of higher 2097  
education and reported to the state controlling board. 2098

(32) If a fixed-rate levy that is a qualifying levy is not 2099  
charged and payable in any year after tax year 2010, "total 2100  
resources" used to compute payments to be made under division 2101  
(C)(12) of section 5751.21 or division (A)(1)(b) or (c) of section 2102  
5751.22 of the Revised Code in the tax years following the last 2103  
year the levy is charged and payable shall be reduced to the 2104  
extent that the payments are attributable to the fixed-rate levy 2105  
loss of that levy as would be computed under division (C)(2) of 2106  
section 5727.85, division (A)(1) of section 5727.85, divisions 2107  
(C)(8) and (9) of section 5751.21, or division (A)(1) of section 2108  
5751.22 of the Revised Code. 2109

(33) In the case of a county, municipal corporation, school district, or township with fixed-rate levy losses attributable to a tax levied under section 5705.23 of the Revised Code, "total resources" used to compute payments to be made under division (C)(3) of section 5727.85, division (A)(1)(d) of section 5727.86, division (C)(12) of section 5751.21, or division (A)(1)(c) of section 5751.22 of the Revised Code shall be reduced by the amounts described in divisions (A)(34)(a) to (c) of this section to the extent that those amounts were included in calculating the "total resources" of the school district or local taxing unit under division (A)(22), (28), (29), or (30) of this section.

(34) "Total library resources," in the case of a county, municipal corporation, school district, or township public library that receives the proceeds of a tax levied under section 5705.23 of the Revised Code, means the sum of the amounts in divisions (A)(34)(a) to (c) of this section less any reduction required under division (A)(32) of this section.

(a) The sum of the payments received by the county, municipal corporation, school district, or township public library in calendar year 2010 pursuant to sections 5727.86 and 5751.22 of the Revised Code, as they existed at that time, for fixed-rate levy losses attributable to a tax levied under section 5705.23 of the Revised Code for the benefit of the public library;

(b) The public library's percentage share of county undivided local government fund allocations as certified to the tax commissioner for calendar year 2010 by the county auditor under division (J) of section 5747.51 of the Revised Code or division (F) of section 5747.53 of the Revised Code multiplied by the total amount actually distributed in calendar year 2010 from the county undivided local government fund;

(c) With respect to a tax levied pursuant to section 5705.23 of the Revised Code for the benefit of the public library, the

amount of such tax that is charged and payable against all 2142  
property on the tax list of real and public utility property for 2143  
tax year 2009 excluding any tax that is charged and payable for 2144  
the purpose of paying debt charges. 2145

(35) "Municipal current expense property tax levies" means 2146  
all property tax levies of a municipality, except those with the 2147  
following levy names: airport resurfacing; bond or any levy name 2148  
including the word "bond"; capital improvement or any levy name 2149  
including the word "capital"; debt or any levy name including the 2150  
word "debt"; equipment or any levy name including the word 2151  
"equipment," unless the levy is for combined operating and 2152  
equipment; employee termination fund; fire pension or any levy 2153  
containing the word "pension," including police pensions; 2154  
fireman's fund or any practically similar name; sinking fund; road 2155  
improvements or any levy containing the word "road"; fire truck or 2156  
apparatus; flood or any levy containing the word "flood"; 2157  
conservancy district; county health; note retirement; sewage, or 2158  
any levy containing the words "sewage" or "sewer"; park 2159  
improvement; parkland acquisition; storm drain; street or any levy 2160  
name containing the word "street"; lighting, or any levy name 2161  
containing the word "lighting"; and water. 2162

(36) "Current expense TPP allocation" means, in the case of a 2163  
school district or joint vocational school district, the sum of 2164  
the payments received by the school district in fiscal year 2011 2165  
pursuant to divisions (C)(10) and (11) of section 5751.21 of the 2166  
Revised Code to the extent paid for current expense levies. In the 2167  
case of a municipal corporation, "current expense TPP allocation" 2168  
means the sum of the payments received by the municipal 2169  
corporation in calendar year 2010 pursuant to divisions (A)(1) and 2170  
(2) of section 5751.22 of the Revised Code to the extent paid for 2171  
municipal current expense property tax levies as defined in 2172  
division (A)(35) of this section, excluding any such payments 2173

received for current expense levy losses attributable to a tax 2174  
levied under section 5705.23 of the Revised Code. If a fixed-rate 2175  
levy that is a qualifying levy is not charged and payable in any 2176  
year after tax year 2010, "current expense TPP allocation" used to 2177  
compute payments to be made under division (C)(12) of section 2178  
5751.21 or division (A)(1)(b) or (c) of section 5751.22 of the 2179  
Revised Code in the tax years following the last year the levy is 2180  
charged and payable shall be reduced to the extent that the 2181  
payments are attributable to the fixed-rate levy loss of that levy 2182  
as would be computed under divisions (C)(10) and (11) of section 2183  
5751.21 or division (A)(1) of section 5751.22 of the Revised Code. 2184

(37) "TPP allocation" means the sum of payments received by a 2185  
local taxing unit in calendar year 2010 pursuant to divisions 2186  
(A)(1) and (2) of section 5751.22 of the Revised Code, excluding 2187  
any such payments received for fixed-rate levy losses attributable 2188  
to a tax levied under section 5705.23 of the Revised Code. If a 2189  
fixed-rate levy that is a qualifying levy is not charged and 2190  
payable in any year after tax year 2010, "TPP allocation" used to 2191  
compute payments to be made under division (A)(1)(b) or (c) of 2192  
section 5751.22 of the Revised Code in the tax years following the 2193  
last year the levy is charged and payable shall be reduced to the 2194  
extent that the payments are attributable to the fixed-rate levy 2195  
loss of that levy as would be computed under division (A)(1) of 2196  
that section. 2197

(38) "Total TPP allocation" means, in the case of a school 2198  
district or joint vocational school district, the sum of the 2199  
amounts received in fiscal year 2011 pursuant to divisions (C)(10) 2200  
and (11) and (D) of section 5751.21 of the Revised Code. In the 2201  
case of a local taxing unit, "total TPP allocation" means the sum 2202  
of payments received by the unit in calendar year 2010 pursuant to 2203  
divisions (A)(1), (2), and (3) of section 5751.22 of the Revised 2204  
Code. If a fixed-rate levy that is a qualifying levy is not 2205

charged and payable in any year after tax year 2010, "total TPP 2206  
allocation" used to compute payments to be made under division 2207  
(C)(12) of section 5751.21 or division (A)(1)(b) or (c) of section 2208  
5751.22 of the Revised Code in the tax years following the last 2209  
year the levy is charged and payable shall be reduced to the 2210  
extent that the payments are attributable to the fixed-rate levy 2211  
loss of that levy as would be computed under divisions (C)(10) and 2212  
(11) of section 5751.21 or division (A)(1) of section 5751.22 of 2213  
the Revised Code. 2214

(39) "Non-current expense TPP allocation" means the 2215  
difference of total TPP allocation minus the sum of current 2216  
expense TPP allocation and the portion of total TPP allocation 2217  
constituting reimbursement for debt levies, pursuant to division 2218  
(D) of section 5751.21 of the Revised Code in the case of a school 2219  
district or joint vocational school district and pursuant to 2220  
division (A)(3) of section 5751.22 of the Revised Code in the case 2221  
of a municipal corporation. 2222

(40) "TPP allocation for library purposes" means the sum of 2223  
payments received by a county, municipal corporation, school 2224  
district, or township public library in calendar year 2010 2225  
pursuant to section 5751.22 of the Revised Code for fixed-rate 2226  
levy losses attributable to a tax levied under section 5705.23 of 2227  
the Revised Code. If a fixed-rate levy authorized under section 2228  
5705.23 of the Revised Code that is a qualifying levy is not 2229  
charged and payable in any year after tax year 2010, "TPP 2230  
allocation for library purposes" used to compute payments to be 2231  
made under division (A)(1)(d) of section 5751.22 of the Revised 2232  
Code in the tax years following the last year the levy is charged 2233  
and payable shall be reduced to the extent that the payments are 2234  
attributable to the fixed-rate levy loss of that levy as would be 2235  
computed under division (A)(1) of section 5751.22 of the Revised 2236  
Code. 2237



(41) "Threshold per cent" means, in the case of a school district or joint vocational school district, two per cent for fiscal year 2012 and four per cent for fiscal years 2013 and thereafter. In the case of a local taxing unit or public library that receives the proceeds of a tax levied under section 5705.23 of the Revised Code, "threshold per cent" means two per cent for tax year 2011, four per cent for tax year 2012, and six per cent for tax years 2013 and thereafter.

(B)(1) The commercial activities tax receipts fund is hereby created in the state treasury and shall consist of money arising from the tax imposed under this chapter. Eighty-five one-hundredths of one per cent of the money credited to that fund shall be credited to the revenue enhancement fund and shall be used to defray the costs incurred by the department of taxation in administering the tax imposed by this chapter and in implementing tax reform measures. The remainder of the money in the commercial activities tax receipts fund shall first be credited to the commercial activity tax motor fuel receipts fund, pursuant to division (B)(2) of this section, and the remainder shall be credited in the following percentages each fiscal year to the general revenue fund, to the school district tangible property tax replacement fund, which is hereby created in the state treasury for the purpose of making the payments described in section 5751.21 of the Revised Code, and to the local government tangible property tax replacement fund, which is hereby created in the state treasury for the purpose of making the payments described in section 5751.22 of the Revised Code, in the following percentages:

Fiscal year	General Revenue Fund	School District Tangible Property Tax Replacement Fund	Local Government Tangible Property Tax Replacement Fund	
2006	67.7%	22.6%	9.7%	2266

2007	0%	70.0%	30.0%	2267
2008	0%	70.0%	30.0%	2268
2009	0%	70.0%	30.0%	2269
2010	0%	70.0%	30.0%	2270
2011	0%	70.0%	30.0%	2271
2012	25.0%	52.5%	22.5%	2272
2013 and thereafter	50.0%	35.0%	15.0%	2273

(2) Not later than the twentieth day of February, May, August, and November of each year, the commissioner shall provide for payment from the commercial activities tax receipts fund to the commercial activity tax motor fuel receipts fund an amount that bears the same ratio to the balance in the commercial activities tax receipts fund that (a) the taxable gross receipts attributed to motor fuel used for propelling vehicles on public highways as indicated by returns filed by the tenth day of that month for a liability that is due and payable on or after July 1, 2013, for a tax period ending before July 1, 2014, bears to (b) all taxable gross receipts as indicated by those returns for such liabilities.

(C) Not later than September 15, 2005, the tax commissioner shall determine for each school district, joint vocational school district, and local taxing unit its machinery and equipment, inventory property, furniture and fixtures property, and telephone property tax value losses, which are the applicable amounts described in divisions (C)(1), (2), (3), and (4) of this section, except as provided in division (C)(5) of this section:

(1) Machinery and equipment property tax value loss is the taxable value of machinery and equipment property as reported by taxpayers for tax year 2004 multiplied by:

(a) For tax year 2006, thirty-three and eight-tenths per cent;

(b) For tax year 2007, sixty-one and three-tenths per cent;	2298
(c) For tax year 2008, eighty-three per cent;	2299
(d) For tax year 2009 and thereafter, one hundred per cent.	2300
(2) Inventory property tax value loss is the taxable value of	2301
inventory property as reported by taxpayers for tax year 2004	2302
multiplied by:	2303
(a) For tax year 2006, a fraction, the numerator of which is	2304
five and three-fourths and the denominator of which is	2305
twenty-three;	2306
(b) For tax year 2007, a fraction, the numerator of which is	2307
nine and one-half and the denominator of which is twenty-three;	2308
(c) For tax year 2008, a fraction, the numerator of which is	2309
thirteen and one-fourth and the denominator of which is	2310
twenty-three;	2311
(d) For tax year 2009 and thereafter a fraction, the	2312
numerator of which is seventeen and the denominator of which is	2313
twenty-three.	2314
(3) Furniture and fixtures property tax value loss is the	2315
taxable value of furniture and fixture property as reported by	2316
taxpayers for tax year 2004 multiplied by:	2317
(a) For tax year 2006, twenty-five per cent;	2318
(b) For tax year 2007, fifty per cent;	2319
(c) For tax year 2008, seventy-five per cent;	2320
(d) For tax year 2009 and thereafter, one hundred per cent.	2321
The taxable value of property reported by taxpayers used in	2322
divisions (C)(1), (2), and (3) of this section shall be such	2323
values as determined to be final by the tax commissioner as of	2324
August 31, 2005. Such determinations shall be final except for any	2325
correction of a clerical error that was made prior to August 31,	2326

2005, by the tax commissioner.	2327
(4) Telephone property tax value loss is the taxable value of telephone property as taxpayers would have reported that property for tax year 2004 if the assessment rate for all telephone property for that year were twenty-five per cent, multiplied by:	2328
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	2330
	2331
(a) For tax year 2006, zero per cent;	2332
(b) For tax year 2007, zero per cent;	2333
(c) For tax year 2008, zero per cent;	2334
(d) For tax year 2009, sixty per cent;	2335
(e) For tax year 2010, eighty per cent;	2336
(f) For tax year 2011 and thereafter, one hundred per cent.	2337
(5) Division (C)(5) of this section applies to any school district, joint vocational school district, or local taxing unit in a county in which is located a facility currently or formerly devoted to the enrichment or commercialization of uranium or uranium products, and for which the total taxable value of property listed on the general tax list of personal property for any tax year from tax year 2001 to tax year 2004 was fifty per cent or less of the taxable value of such property listed on the general tax list of personal property for the next preceding tax year.	2338
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In computing the fixed-rate levy losses under divisions (D)(1), (2), and (3) of this section for any school district, joint vocational school district, or local taxing unit to which division (C)(5) of this section applies, the taxable value of such property as listed on the general tax list of personal property for tax year 2000 shall be substituted for the taxable value of such property as reported by taxpayers for tax year 2004, in the taxing district containing the uranium facility, if the taxable value listed for tax year 2000 is greater than the taxable value	2348
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reported by taxpayers for tax year 2004. For the purpose of making 2357  
the computations under divisions (D)(1), (2), and (3) of this 2358  
section, the tax year 2000 valuation is to be allocated to 2359  
machinery and equipment, inventory, and furniture and fixtures 2360  
property in the same proportions as the tax year 2004 values. For 2361  
the purpose of the calculations in division (A) of section 5751.21 2362  
of the Revised Code, the tax year 2004 taxable values shall be 2363  
used. 2364

To facilitate the calculations required under division (C) of 2365  
this section, the county auditor, upon request from the tax 2366  
commissioner, shall provide by August 1, 2005, the values of 2367  
machinery and equipment, inventory, and furniture and fixtures for 2368  
all single-county personal property taxpayers for tax year 2004. 2369

(D) Not later than September 15, 2005, the tax commissioner 2370  
shall determine for each tax year from 2006 through 2009 for each 2371  
school district, joint vocational school district, and local 2372  
taxing unit its machinery and equipment, inventory, and furniture 2373  
and fixtures fixed-rate levy losses, and for each tax year from 2374  
2006 through 2011 its telephone property fixed-rate levy loss. 2375  
Except as provided in division (F) of this section, such losses 2376  
are the applicable amounts described in divisions (D)(1), (2), 2377  
(3), and (4) of this section: 2378

(1) The machinery and equipment fixed-rate levy loss is the 2379  
machinery and equipment property tax value loss multiplied by the 2380  
sum of the tax rates of fixed-rate qualifying levies. 2381

(2) The inventory fixed-rate loss is the inventory property 2382  
tax value loss multiplied by the sum of the tax rates of 2383  
fixed-rate qualifying levies. 2384

(3) The furniture and fixtures fixed-rate levy loss is the 2385  
furniture and fixture property tax value loss multiplied by the 2386  
sum of the tax rates of fixed-rate qualifying levies. 2387

(4) The telephone property fixed-rate levy loss is the 2388  
telephone property tax value loss multiplied by the sum of the tax 2389  
rates of fixed-rate qualifying levies. 2390

(E) Not later than September 15, 2005, the tax commissioner 2391  
shall determine for each school district, joint vocational school 2392  
district, and local taxing unit its fixed-sum levy loss. The 2393  
fixed-sum levy loss is the amount obtained by subtracting the 2394  
amount described in division (E)(2) of this section from the 2395  
amount described in division (E)(1) of this section: 2396

(1) The sum of the machinery and equipment property tax value 2397  
loss, the inventory property tax value loss, and the furniture and 2398  
fixtures property tax value loss, and, for 2008 through 2010, the 2399  
telephone property tax value loss of the district or unit 2400  
multiplied by the sum of the fixed-sum tax rates of qualifying 2401  
levies. For 2006 through 2010, this computation shall include all 2402  
qualifying levies remaining in effect for the current tax year and 2403  
any school district levies charged and payable under section 2404  
5705.194 or 5705.213 of the Revised Code that are qualifying 2405  
levies not remaining in effect for the current year. For 2011 2406  
through 2017 in the case of school district levies charged and 2407  
payable under section 5705.194 or 5705.213 of the Revised Code and 2408  
for all years after 2010 in the case of other fixed-sum levies, 2409  
this computation shall include only qualifying levies remaining in 2410  
effect for the current year. For purposes of this computation, a 2411  
qualifying school district levy charged and payable under section 2412  
5705.194 or 5705.213 of the Revised Code remains in effect in a 2413  
year after 2010 only if, for that year, the board of education 2414  
levies a school district levy charged and payable under section 2415  
5705.194, 5705.199, 5705.213, or 5705.219 of the Revised Code for 2416  
an annual sum at least equal to the annual sum levied by the board 2417  
in tax year 2004 less the amount of the payment certified under 2418  
this division for 2006. 2419

(2) The total taxable value in tax year 2004 less the sum of 2420  
the machinery and equipment, inventory, furniture and fixtures, 2421  
and telephone property tax value losses in each school district, 2422  
joint vocational school district, and local taxing unit multiplied 2423  
by one-half of one mill per dollar. 2424

(3) For the calculations in divisions (E)(1) and (2) of this 2425  
section, the tax value losses are those that would be calculated 2426  
for tax year 2009 under divisions (C)(1), (2), and (3) of this 2427  
section and for tax year 2011 under division (C)(4) of this 2428  
section. 2429

(4) To facilitate the calculation under divisions (D) and (E) 2430  
of this section, not later than September 1, 2005, any school 2431  
district, joint vocational school district, or local taxing unit 2432  
that has a qualifying levy that was approved at an election 2433  
conducted during 2005 before September 1, 2005, shall certify to 2434  
the tax commissioner a copy of the county auditor's certificate of 2435  
estimated property tax millage for such levy as required under 2436  
division (B) of section 5705.03 of the Revised Code, which is the 2437  
rate that shall be used in the calculations under such divisions. 2438

If the amount determined under division (E) of this section 2439  
for any school district, joint vocational school district, or 2440  
local taxing unit is greater than zero, that amount shall equal 2441  
the reimbursement to be paid pursuant to division (E) of section 2442  
5751.21 or division (A)(3) of section 5751.22 of the Revised Code, 2443  
and the one-half of one mill that is subtracted under division 2444  
(E)(2) of this section shall be apportioned among all contributing 2445  
fixed-sum levies in the proportion that each levy bears to the sum 2446  
of all fixed-sum levies within each school district, joint 2447  
vocational school district, or local taxing unit. 2448

(F) If a school district levies a tax under section 5705.219 2449  
of the Revised Code, the fixed-rate levy loss for qualifying 2450  
levies, to the extent repealed under that section, shall equal the 2451

sum of the following amounts in lieu of the amounts computed for 2452  
such levies under division (D) of this section: 2453

(1) The sum of the rates of qualifying levies to the extent 2454  
so repealed multiplied by the sum of the machinery and equipment, 2455  
inventory, and furniture and fixtures tax value losses for 2009 as 2456  
determined under that division; 2457

(2) The sum of the rates of qualifying levies to the extent 2458  
so repealed multiplied by the telephone property tax value loss 2459  
for 2011 as determined under that division. 2460

The fixed-rate levy losses for qualifying levies to the 2461  
extent not repealed under section 5705.219 of the Revised Code 2462  
shall be as determined under division (D) of this section. The 2463  
revised fixed-rate levy losses determined under this division and 2464  
division (D) of this section first apply in the year following the 2465  
first year the district levies the tax under section 5705.219 of 2466  
the Revised Code. 2467

(G) Not later than October 1, 2005, the tax commissioner 2468  
shall certify to the department of education for every school 2469  
district and joint vocational school district the machinery and 2470  
equipment, inventory, furniture and fixtures, and telephone 2471  
property tax value losses determined under division (C) of this 2472  
section, the machinery and equipment, inventory, furniture and 2473  
fixtures, and telephone fixed-rate levy losses determined under 2474  
division (D) of this section, and the fixed-sum levy losses 2475  
calculated under division (E) of this section. The calculations 2476  
under divisions (D) and (E) of this section shall separately 2477  
display the levy loss for each levy eligible for reimbursement. 2478

(H) Not later than October 1, 2005, the tax commissioner 2479  
shall certify the amount of the fixed-sum levy losses to the 2480  
county auditor of each county in which a school district, joint 2481  
vocational school district, or local taxing unit with a fixed-sum 2482



levy loss reimbursement has territory. 2483

(I) Not later than the twenty-eighth day of February each 2484  
year beginning in 2011 and ending in 2014, the tax commissioner 2485  
shall certify to the department of education for each school 2486  
district first levying a tax under section 5705.219 of the Revised 2487  
Code in the preceding year the revised fixed-rate levy losses 2488  
determined under divisions (D) and (F) of this section. 2489

(J)(1) There is hereby created in the state treasury the 2490  
commercial activity tax motor fuel receipts fund. 2491

(2)(a) On or before June 15, 2014, the director of the Ohio 2492  
public works commission shall certify to the director of budget 2493  
and management the amount of debt service paid from the general 2494  
revenue fund in fiscal years 2013 and 2014 on bonds issued to 2495  
finance or assist in the financing of the cost of local 2496  
subdivision public infrastructure capital improvement projects, as 2497  
provided for in Sections 2k, 2m, ~~and 2p,~~ and 2s of Article VIII, 2498  
Ohio Constitution, that are attributable to costs for 2499  
construction, reconstruction, maintenance, or repair of public 2500  
highways and bridges and other statutory highway purposes. That 2501  
certification shall allocate the total amount of debt service paid 2502  
from the general revenue fund and attributable to those costs in 2503  
each of fiscal years 2013 and 2014 according to the applicable 2504  
section of the Ohio Constitution under which the bonds were 2505  
originally issued. 2506

(b) On or before June 30, 2014, the director of budget and 2507  
management shall determine an amount up to but not exceeding the 2508  
amount certified under division (J)(2)(a) of this section and 2509  
shall reserve that amount from the cash balance in the commercial 2510  
activity tax motor fuel receipts fund for transfer to the general 2511  
revenue fund at times and in amounts to be determined by the 2512  
director. The director shall transfer the cash balance in the 2513  
commercial activity tax motor fuel receipts fund in excess of the 2514

amount so reserved to the highway operating fund on or before June 2515  
30, 2014. 2516

(3)(a) On or before the fifteenth day of June of each fiscal 2517  
year beginning with fiscal year 2015, the director of the Ohio 2518  
public works commission shall certify to the director of budget 2519  
and management the amount of debt service paid from the general 2520  
revenue fund in the current fiscal year on bonds issued to finance 2521  
or assist in the financing of the cost of local subdivision public 2522  
infrastructure capital improvement projects, as provided for in 2523  
Sections 2k, 2m, ~~and 2p,~~ and 2s of Article VIII, Ohio 2524  
Constitution, that are attributable to costs for construction, 2525  
reconstruction, maintenance, or repair of public highways and 2526  
bridges and other statutory highway purposes. That certification 2527  
shall allocate the total amount of debt service paid from the 2528  
general revenue fund and attributable to those costs in the 2529  
current fiscal year according to the applicable section of the 2530  
Ohio Constitution under which the bonds were originally issued. 2531

(b) On or before the thirtieth day of June of each fiscal 2532  
year beginning with fiscal year 2015, the director of budget and 2533  
management shall determine an amount up to but not exceeding the 2534  
amount certified under division (J)(3)(a) of this section and 2535  
shall reserve that amount from the cash balance in the petroleum 2536  
activity tax public highways fund or the commercial activity tax 2537  
motor fuel receipts fund for transfer to the general revenue fund 2538  
at times and in amounts to be determined by the director. The 2539  
director shall transfer the cash balance in the petroleum activity 2540  
tax public highways fund or the commercial activity tax motor fuel 2541  
receipts fund in excess of the amount so reserved to the highway 2542  
operating fund on or before the thirtieth day of June of the 2543  
current fiscal year. 2544

**Section 101.02.** That existing sections 123.22, 151.01, 2545

151.08, 151.10, 164.03, 164.05, 164.06, 164.08, 164.22, 3318.034, 2546  
3318.084, 5139.271, 5751.02, and 5751.20 of the Revised Code are 2547  
hereby repealed. 2548

**Section 201.10.** Except as otherwise provided in this act, all 2549  
appropriation items in this act are appropriated out of any moneys 2550  
in the state treasury to the credit of the designated fund that 2551  
are not otherwise appropriated. 2552

**Section 203.10.** ADJ ADJUTANT GENERAL 2553

Army National Guard Service Contract Fund (Fund 3420) 2554

C74537 Renovation Projects - Federal Share \$ 7,100,000 2555

C74539 Renovations and Improvements - Federal \$ 15,000,000 2556

TOTAL Army National Guard Service Contract Fund \$ 22,100,000 2557

Administrative Building Fund (Fund 7026) 2558

C74528 Camp Perry Improvements \$ 2,250,000 2559

C74535 Renovations and Improvements \$ 5,100,000 2560

TOTAL Administrative Building Fund \$ 7,350,000 2561

TOTAL ALL FUNDS \$ 29,450,000 2562

RENOVATIONS AND IMPROVEMENTS - FEDERAL 2563

The foregoing appropriation item C74539, Renovations and 2564  
Improvements - Federal, shall be used to fund capital projects 2565  
that are coded as receiving one hundred per cent federal support 2566  
pursuant to the agreement support code identified in the 2567  
Facilities Inventory and Support Plan between the Office of the 2568  
Adjutant General and the Army National Guard. Notwithstanding 2569  
section 131.35 of the Revised Code, if after the effective date of 2570  
this section, additional federal funds are made available to the 2571  
Adjutant General to carry out the Facilities Inventory Support 2572  
Plan, the Adjutant General may request that the Director of Budget 2573  
and Management authorize expenditures in excess of the amounts 2574  
appropriated to appropriation item C74539, Renovations and 2575

Improvements - Federal. Upon approval of the Director of Budget 2576  
 and Management the additional amounts are hereby appropriated. 2577

**Section 205.10. AGO ATTORNEY GENERAL 2578**

Administrative Building Fund (Fund 7026) 2579

C05507	OPOTA Student Safety Improvements	\$	884,412	2580
C05516	BCI London HVAC	\$	769,916	2581
C05517	General Building Renovations	\$	250,000	2582
C05522	Richfield Laboratory Renovations	\$	294,452	2583
C05523	Security Improvements	\$	355,387	2584
TOTAL	Administrative Building Fund	\$	2,554,167	2585
TOTAL	ALL FUNDS	\$	2,554,167	2586

**Section 207.10. DEPARTMENT OF HIGHER EDUCATION AND STATE 2588**

INSTITUTIONS OF HIGHER EDUCATION 2589

BOR DEPARTMENT OF HIGHER EDUCATION 2590

Higher Education Improvement Fund (Fund 7034) 2591

C23501	Ohio Supercomputer Center	\$	6,000,000	2592
C23502	Research Facility Action and Investment	\$	1,000,000	2593
	Funds			
C23516	Ohio Library and Information Network	\$	13,415,000	2594
C23524	Supplemental Renovations - Library	\$	1,150,000	2595
	Depositories			
C23529	Workforce Based Training and Equipment	\$	8,000,000	2596
C23530	Technology Initiatives	\$	2,500,000	2597
C23532	OARnet	\$	9,100,000	2598
C23551	Research Portal	\$	1,650,000	2599
C23560	HEI Critical Maintenance and Upgrades	\$	7,200,000	2600
C23562	Capital Improvements - Central State	\$	6,000,000	2601
TOTAL	Higher Education Improvement Fund	\$	56,015,000	2602
TOTAL	ALL FUNDS	\$	56,015,000	2603

RESEARCH FACILITY ACTION AND INVESTMENT FUNDS 2604

The foregoing appropriation item C23502, Research Facility Action and Investment Funds, shall be used for a program of grants to be administered by the Department of Higher Education to provide timely availability of capital facilities for research programs and research-oriented instructional programs at or involving state-supported and state-assisted institutions of higher education.

WORKFORCE BASED TRAINING AND EQUIPMENT

(A) The foregoing appropriation item C23529, Workforce Based Training and Equipment, shall be used to support the Regionally Aligned Priorities in Developing Skills (RAPIDS) program in the Department of Higher Education. The purpose of the RAPIDS program is to support collaborative projects among higher education institutions to strengthen education and training opportunities that maximize workforce development efforts in defined areas of the state.

(B) Capital funds appropriated for this purpose by the General Assembly shall be distributed by the Chancellor of Higher Education to Ohio regions or subsets of regions. Regions or subsets of regions may be defined by the state's economic development strategy.

(C) The Chancellor shall award capital funds within the program using an application and review process, as developed by the Chancellor. In reviewing applications and making awards, priority shall be given to proposals that demonstrate:

(1) Collaboration among and between state institutions of higher education, as defined in section 3345.011 of the Revised Code, Ohio Technical Centers, and other entities as determined to be appropriate by the Chancellor;

(2) Evidence of meaningful business support and engagement;

(3) Identification of targeted occupations and industries

supported by data, which sources may include the Governor's Office 2636  
of Workforce Transformation, OhioMeansJobs, labor market 2637  
information from the Department of Job and Family Services, and 2638  
lists of in-demand occupations. 2639

(4) Sustainability beyond the grant period with the 2640  
opportunity to provide continued value and impact to the region. 2641

(D) In submitting proposals for consideration under the 2642  
program, a state institution of higher education, as defined in 2643  
section 3345.011 of the Revised Code, shall be the lead applicant 2644  
and preference shall be given to proposals in which equipment and 2645  
technology acquired by capital funds awarded under the program are 2646  
owned by a state institution of higher education. If equipment, 2647  
technology, or facilities acquired by capital funds awarded under 2648  
the program will be owned by a separate governmental or nonprofit 2649  
entity, the state institution of higher education shall enter into 2650  
a joint use agreement with the entity, which shall be approved by 2651  
the Chancellor. 2652

**Section 207.20. BTC BELMONT TECHNICAL COLLEGE** 2653

Higher Education Improvement Fund (Fund 7034) 2654  
C36808 Main Building Renovations \$ 1,200,923 2655  
TOTAL Higher Education Improvement Fund \$ 1,200,923 2656  
TOTAL ALL FUNDS \$ 1,200,923 2657

**Section 207.30. BGU BOWLING GREEN STATE UNIVERSITY** 2659

Higher Education Improvement Fund (Fund 7034) 2660  
C24045 Allied Health and Sciences Building - \$ 847,500 2661  
Firelands  
C24050 Campus-wide Electrical Upgrades \$ 7,164,200 2662  
C24051 Campus-wide HVAC Upgrades \$ 8,418,500 2663  
C24052 Forensic Science Initiatives \$ 1,000,000 2664  
C24053 Milan Township Hall Ballroom and Stage \$ 75,000 2665

C24054	Erie County Health Department Water Laboratory	\$	120,000	2666
C24055	Bowling Green Curling Club	\$	80,000	2667
C24056	BGSU School of Media and Communications and WBGU-TV Integration	\$	500,000	2668
TOTAL	Higher Education Improvement Fund	\$	18,205,200	2669
TOTAL	ALL FUNDS	\$	18,205,200	2670

**Section 207.40. COT CENTRAL OHIO TECHNICAL COLLEGE** 2672

	Higher Education Improvement Fund (Fund 7034)			2673
C36914	LeFevre Roof Replacement - Newark-Adena	\$	475,000	2674
C36915	Basic Renovations - Newark	\$	300,000	2675
C36916	Reese Center Roof Replacement - Newark	\$	250,000	2676
C36917	Outdoor Lighting - Newark	\$	250,000	2677
C36918	Founders Hall Renovation Planning - Newark	\$	450,000	2678
C36919	Hopewell/Reese Emergency Generators - Newark	\$	375,000	2679
C36920	COTC Pataskala Campus Renovation Planning/Design	\$	675,000	2680
C36921	Enlightening Ohio on Eating Disorders	\$	50,000	2681
TOTAL	Higher Education Improvement Fund	\$	2,825,000	2682
TOTAL	ALL FUNDS	\$	2,825,000	2683

**Section 207.50. CSU CENTRAL STATE UNIVERSITY** 2685

	Higher Education Improvement Fund (Fund 7034)			2686
C25515	Information Technology Network and Infrastructure	\$	3,447,000	2687
C25516	Campus-wide Chillers and HVAC Replacements	\$	1,503,350	2688
TOTAL	Higher Education Improvement Fund	\$	4,950,350	2689
TOTAL	ALL FUNDS	\$	4,950,350	2690

<b>Section 207.60. CTC CINCINNATI STATE COMMUNITY COLLEGE</b>			2692
Higher Education Improvement Fund (Fund 7034)			2693
C36128	Compton Road Health Center	\$ 500,000	2694
C36130	Hebrew Union - American Jewish Archives	\$ 150,000	2695
C36131	Boys and Girls Hope Home of Cincinnati	\$ 250,000	2696
C36133	Butler Tech and Career Development - Bioscience	\$ 1,000,000	2697
C36135	Student Completion and Career Services One-Stop Center	\$ 3,100,000	2698
C36136	Energy Efficiency and Savings Projects	\$ 1,675,000	2699
C36137	Greater Cincinnati Manufacturing Careers Accelerator Additive Design and Materials Testing Innovations	\$ 1,880,000	2700
TOTAL Higher Education Improvement Fund		\$ 8,555,000	2701
TOTAL ALL FUNDS		\$ 8,555,000	2702
 <b>Section 207.70. CLT CLARK STATE COMMUNITY COLLEGE</b>			2704
Higher Education Improvement Fund (Fund 7034)			2705
C38520	Springfield Downtown Parking Facility	\$ 1,500,000	2706
C38526	Safety and Security Upgrades	\$ 750,000	2707
C38527	Rhodes Hall and Applied Science Center Renovation	\$ 2,000,000	2708
C38528	Clark State Performing Arts Center Upgrades	\$ 275,000	2709
TOTAL Higher Education Improvement Fund		\$ 4,525,000	2710
TOTAL ALL FUNDS		\$ 4,525,000	2711
 <b>Section 207.80. CLS CLEVELAND STATE UNIVERSITY</b>			2713
Higher Education Improvement Fund (Fund 7034)			2714
C26069	Cleveland Institute of Art	\$ 200,000	2715
C26072	Fenn Hall Addition	\$ 14,600,000	2716



C26073	School of Film, Television, and Interactive Media	\$	7,500,000	2717
C26074	CWRU Health Education Campus	\$	1,000,000	2718
TOTAL	Higher Education Improvement Fund	\$	23,300,000	2719
TOTAL ALL FUNDS		\$	23,300,000	2720

**Section 207.90. CTI COLUMBUS STATE COMMUNITY COLLEGE** 2722

	Higher Education Improvement Fund (Fund 7034)			2723
C38426	School of Hospitality Management and Culinary Arts	\$	10,000,000	2724
C38427	Academic Success Center	\$	3,600,000	2725
C38428	School of Business Technologies	\$	1,000,000	2726
C38429	Delaware Economic Development and Entrepreneur Center	\$	50,000	2727
C38430	YWCA Columbus Griswold Building Renovations Project	\$	1,000,000	2728
C38431	Otterbein University STEAM Innovation Center	\$	500,000	2729
C38432	Columbus College of Art and Design	\$	750,000	2730
C38433	Westerville WARM Center	\$	100,000	2731
C38434	Sullivant Avenue Teen Tech Lounge and Career Laboratory	\$	100,000	2732
TOTAL	Higher Education Improvement Fund	\$	17,100,000	2733
TOTAL ALL FUNDS		\$	17,100,000	2734

**Section 207.100. CCC CUYAHOGA COMMUNITY COLLEGE** 2736

	Higher Education Improvement Fund (Fund 7034)			2737
C37800	Basic Renovations	\$	2,500,000	2738
C37838	Structural Concrete Repairs	\$	10,000,000	2739
C37842	Playhouse Square Parking District Improvement	\$	1,000,000	2740
C37844	Rock and Roll Hall of Fame	\$	1,000,000	2741

C37847	Public Safety Training Center - Phase 2	\$	575,000	2742
C37848	Campus Center Renovations	\$	2,500,000	2743
C37849	Medina Creative Transitions	\$	100,000	2744
TOTAL Higher Education Improvement Fund		\$	17,675,000	2745
TOTAL ALL FUNDS		\$	17,675,000	2746

**Section 207.110. JTC EASTERN GATEWAY COMMUNITY COLLEGE** 2748

Higher Education Improvement Fund (Fund 7034)				2749
C38618	Student Success Center	\$	1,820,000	2750
C38619	Ohio Appalachian Technology and Education Center	\$	250,000	2751
TOTAL Higher Education Improvement Fund		\$	2,070,000	2752
TOTAL ALL FUNDS		\$	2,070,000	2753

**Section 207.120. ESC EDISON STATE COMMUNITY COLLEGE** 2755

Higher Education Improvement Fund (Fund 7034)				2756
C39016	Roof Replacement - West Hall 2nd Floor	\$	260,000	2757
C39018	HVAC Repair and Replacements	\$	280,000	2758
C39019	Parking Lot Resurfacing	\$	350,000	2759
C39020	Security Cameras - Phase 2	\$	200,000	2760
C39021	Computer Center/Edison Infrastructure Protection/Renovation	\$	470,000	2761
C39022	Classroom and Laboratory Renovation	\$	250,000	2762
TOTAL Higher Education Improvement Fund		\$	1,810,000	2763
TOTAL ALL FUNDS		\$	1,810,000	2764

**Section 207.130. HTC HOCKING TECHNICAL COLLEGE** 2766

Higher Education Improvement Fund (Fund 7034)				2767
C36323	Equestrian and Veterinary Workforce Facilities Renovation	\$	2,000,000	2768
C36324	Dental Hygiene Workforce Facilities Renovation	\$	1,000,000	2769

TOTAL Higher Education Improvement Fund	\$	3,000,000	2770
TOTAL ALL FUNDS	\$	3,000,000	2771

**Section 207.140. LTC JAMES RHODES STATE COLLEGE** 2773

Higher Education Improvement Fund (Fund 7034)			2774
C38100 Basic Renovations	\$	610,000	2775
C38110 Center of Health Science Education and Innovation	\$	250,000	2776
C38117 IT Infrastructure	\$	550,000	2777
C38118 Road and Parking Resurfacing	\$	350,000	2778
C38119 Completion Plan Outcome - Toolbox	\$	100,000	2779
C38120 Boiler Replacement - Countryman	\$	120,000	2780
C38121 Reed Hall Renovations	\$	225,000	2781
C38122 Campus and Classroom Safety Upgrades	\$	195,000	2782
TOTAL Higher Education Improvement Fund	\$	2,400,000	2783
TOTAL ALL FUNDS	\$	2,400,000	2784

**Section 207.150. KSU KENT STATE UNIVERSITY** 2786

Higher Education Improvement Fund (Fund 7034)			2787
C27079 Blossom Music Center	\$	750,000	2788
C270F3 Severance Hall	\$	1,100,000	2789
C270F6 Liquid Crystal and Material Science Hood Control Replacement	\$	900,000	2790
C270F7 Rockwell Hall Electric Chiller and Air Handling Replacement	\$	1,500,000	2791
C270F8 Taylor Hall Renovations - Visual Communications and Design	\$	7,000,000	2792
C270F9 Bowman Hall Mechanical and Building Improvements	\$	5,000,000	2793
C270G1 Terrace Hall Renovations - College of Public Health	\$	3,000,000	2794
C270G2 Satterfield Hall - HVAC	\$	500,000	2795

C270G3	Campus Fire Alarm System Replacements	\$	900,000	2796
C270G4	Main Classroom Building Renovations, Wing B - Ashtabula	\$	325,000	2797
C270G5	Purinton Hall HVAC Upgrades - East Liverpool	\$	450,000	2798
C270G6	Purinton Hall Sanitary Improvements - East Liverpool	\$	60,000	2799
C270G7	Main Classroom Building Roof Replacement - Geauga	\$	325,000	2800
C270G8	Main Classroom Student Services Renovations - Salem	\$	600,000	2801
C270G9	Library Fire Protection System Installation - Stark	\$	600,000	2802
C270H1	Main Classroom Building Roof and Fascia Replacement - Trumbull	\$	1,150,000	2803
C270H2	Founders Hall HVAC Upgrades - Tuscarawas	\$	1,000,000	2804
C270H3	Founders Hall Partial Roof Replacement - Tuscarawas	\$	200,000	2805
C270H4	Akron General Sexual Assault Evidence Collection and Care Facility	\$	500,000	2806
TOTAL	Higher Education Improvement Fund	\$	25,860,000	2807
TOTAL	ALL FUNDS	\$	25,860,000	2808

**Section 207.160. LCC LAKELAND COMMUNITY COLLEGE** 2810

	Higher Education Improvement Fund (Fund 7034)			2811
C37915	Renovation and Expansion of Science Hall and Health Technologies Building - Phase 2	\$	3,600,000	2812
C37918	Welding Laboratory Program Expansion	\$	775,000	2813
TOTAL	Higher Education Improvement Fund	\$	4,375,000	2814
TOTAL	ALL FUNDS	\$	4,375,000	2815

**Section 207.170. LOR LORAIN COMMUNITY COLLEGE** 2817

Higher Education Improvement Fund (Fund 7034)			2818
C38312	Health Careers Building Renovation	\$ 4,000,000	2819
C38315	Manufacturing Innovation Center Renovation	\$ 1,000,000	2820
C38316	Campus Threat Response Improvements	\$ 1,000,000	2821
C38317	Boys and Girls Clubs of Lorain County Community Kitchen	\$ 175,000	2822
TOTAL Higher Education Improvement Fund		\$ 6,175,000	2823
TOTAL ALL FUNDS		\$ 6,175,000	2824

**Section 207.180. MTC MARION TECHNICAL COLLEGE** 2826

Higher Education Improvement Fund (Fund 7034)			2827
C35909	Academic Program and Career Counseling Expansion	\$ 688,500	2828
C35910	Campus Asphalt Repair and Replacement	\$ 577,500	2829
C35911	HVAC, Electrical, Lighting Upgrades/Renovations	\$ 434,000	2830
TOTAL Higher Education Improvement Fund		\$ 1,700,000	2831
TOTAL ALL FUNDS		\$ 1,700,000	2832

**Section 207.190. MUN MIAMI UNIVERSITY** 2834

Higher Education Improvement Fund (Fund 7034)			2835
C28581	Pearson Hall Renovation - Phase 1	\$ 23,900,000	2836
C28588	Genesis Center of Excellence	\$ 400,000	2837
C28589	Boys and Girls Club of West Chester/Liberty	\$ 300,000	2838
TOTAL Higher Education Improvement Fund		\$ 24,600,000	2839
TOTAL ALL FUNDS		\$ 24,600,000	2840

**Section 207.200. NCC NORTH CENTRAL TECHNICAL COLLEGE** 2842

Higher Education Improvement Fund (Fund 7034)			2843
C38010	Kehoe Center Infrastructure Renovation	\$ 1,195,000	2844

C38014	IT Data Infrastructure Upgrade Project	\$	800,000	2845
C38020	Ashland County - West Holmes Career Center	\$	400,000	2846
C38021	Mansfield Brickyard "Edu-tainment" District	\$	200,000	2847
TOTAL Higher Education Improvement Fund		\$	2,595,000	2848
TOTAL ALL FUNDS		\$	2,595,000	2849

**Section 207.210. NEM NORTHEAST OHIO MEDICAL UNIVERSITY** 2851

Higher Education Improvement Fund (Fund 7034)				2852
C30530	Utility Infrastructure System Replacement	\$	1,250,000	2853
C30531	Roadway, Parking, Storm Sewer, and Sidewalk	\$	1,150,000	2854
C30532	Akron Children's Hospital Behavioral Health Care Renovation	\$	400,000	2855
TOTAL Higher Education Improvement Fund		\$	2,800,000	2856
TOTAL ALL FUNDS		\$	2,800,000	2857

**Section 207.220. NTC NORTHWEST STATE COMMUNITY COLLEGE** 2859

Higher Education Improvement Fund (Fund 7034)				2860
C38214	Welding Machine/Fabrication Shop Separation	\$	2,010,000	2861
C38215	Safety/Security Improvements	\$	500,000	2862
C38217	Napoleon Civic Center	\$	500,000	2863
TOTAL Higher Education Improvement Fund		\$	3,010,000	2864
TOTAL ALL FUNDS		\$	3,010,000	2865

**Section 207.230. OSU OHIO STATE UNIVERSITY** 2867

Higher Education Improvement Fund (Fund 7034)				2868
C315BR	Emergency Generators	\$	200,000	2869
C315DM	Roof Repair and Replacements	\$	4,750,000	2870
C315DN	Fire System Replacements	\$	3,455,000	2871

C315DP	HVAC Repair and Replacements	\$	7,275,000	2872
C315DQ	Elevator Safety Repairs and Replacements	\$	4,015,000	2873
C315DS	Building Envelope Repair	\$	3,259,000	2874
C315DT	Plumbing Repair	\$	2,640,000	2875
C315DU	Road/Bridge Improvements	\$	640,000	2876
C315DX	Thorne Hall - Wooster	\$	5,000,000	2877
C315EM	Tech Town Technology Transfer and Commercialization	\$	250,000	2878
C315FB	Koffolt/Fontana Laboratory Renovation	\$	26,379,500	2879
C315FC	Postle Partial Replacement	\$	26,000,000	2880
C315FD	Electrical Repairs	\$	1,685,000	2881
C315FE	Standby Generators - Lima	\$	750,000	2882
C315FF	Parking Lot Repairs - Lima	\$	750,000	2883
C315FG	Reed Hall Roof - Lima	\$	750,000	2884
C315FH	Conard 2nd Floor Renovations - Mansfield	\$	2,000,000	2885
C315FI	Asphalt Repairs - Marion	\$	577,500	2886
C315FJ	HVAC, Electrical, Lighting Upgrades - Marion	\$	624,000	2887
C315FK	Morrill Hall Faculty Office/Restroom Renovations - Marion	\$	950,000	2888
C315FL	Morrill Hall 3rd Floor Laboratory Renovations - Marion	\$	900,000	2889
C315FM	Adena/LeFevre Roof Replacement - Newark	\$	475,000	2890
C315FN	Basic Renovations - Newark	\$	300,000	2891
C315FO	Reese Center Roof Replacement - Newark	\$	250,000	2892
C315FP	Outdoor Lighting Project - Newark	\$	250,000	2893
C315FQ	Founder's Hall Renovation Planning - Newark	\$	450,000	2894
C315FR	Hopewell/Reese Emergency Generators - Newark	\$	375,000	2895
C315FS	Ohio Energy and Advanced Manufacturing Center	\$	400,000	2896
C315FT	Bidwell/OSU Cattle Processing Facility	\$	500,000	2897

C315FU	Edison Welding Institute	\$	1,500,000	2898
TOTAL Higher Education Improvement Fund		\$	97,350,000	2899
TOTAL ALL FUNDS		\$	97,350,000	2900

**Section 207.240. OHU OHIO UNIVERSITY** 2902

Higher Education Improvement Fund (Fund 7034)				2903
C30075	Infrastructure Improvements	\$	200,000	2904
C30115	Bennett Hall Renovations - Chillicothe	\$	950,000	2905
C30118	Shannon Hall Renovations - Eastern	\$	450,000	2906
C30119	Brasee Hall Renovations - Lancaster	\$	150,000	2907
C30121	Building System Upgrades - Southern	\$	600,000	2908
C30125	Herrold Hall Renovations - Zanesville	\$	1,050,000	2909
C30136	Building Envelope Restorations	\$	1,709,000	2910
C30137	Parking Lot Repairs - Eastern	\$	300,000	2911
C30141	Safety and Security System Improvements - Southern	\$	270,000	2912
C30145	Brasee Hall Roof and Building Envelope - Lancaster	\$	700,000	2913
C30158	Academic Space Improvements	\$	20,353,950	2914
C30165	Muskingum Valley Health Center - Malta Facility	\$	150,000	2915
C30166	Somerset Learning Center and Technology Hub	\$	250,000	2916
C30167	Ohio University Piketon Facility	\$	250,000	2917
C30168	Holzer Health and Wellness Center	\$	100,000	2918
TOTAL Higher Education Improvement Fund		\$	27,482,950	2919
TOTAL ALL FUNDS		\$	27,482,950	2920

**Section 207.250. OTC OWENS COMMUNITY COLLEGE** 2922

Higher Education Improvement Fund (Fund 7034)				2923
C38816	Penta Renovations	\$	2,000,000	2924
C38823	Math and Science Building HVAC	\$	20,000	2925



	Replacement		
C38824	Access Improvement Projects	\$ 550,000	2926
C38826	College Hall Renovation	\$ 2,250,000	2927
C38829	Administration Hall Water Infiltration	\$ 1,000,000	2928
C38830	Transportation Technology Building and Site Renovation	\$ 1,400,000	2929
C38831	Owens Community College Tool and Die Program	\$ 500,000	2930
	TOTAL Higher Education Improvement Fund	\$ 7,720,000	2931
	TOTAL ALL FUNDS	\$ 7,720,000	2932

**Section 207.260. RGC RIO GRANDE COMMUNITY COLLEGE** 2934

	Higher Education Improvement Fund (Fund 7034)		2935
C35609	Jackson Center Acquisition and Renovation	\$ 1,671,077	2936
C35612	Rio Grande Community College McArthur Center	\$ 400,000	2937
	TOTAL Higher Education Improvement Fund	\$ 2,071,077	2938
	TOTAL ALL FUNDS	\$ 2,071,077	2939

**Section 207.270. SSC SHAWNEE STATE UNIVERSITY** 2941

	Higher Education Improvement Fund (Fund 7034)		2942
C32400	Basic Renovations	\$ 800,000	2943
C32431	Clark Memorial Library - Rehabilitation and Repurposing	\$ 1,800,000	2944
C32432	Advanced Technology Center/Technology and Industrial Buildings Rehabilitation	\$ 2,200,000	2945
C32433	Shawnee State University Innovation Accelerator	\$ 200,000	2946
	TOTAL Higher Education Improvement Fund	\$ 5,000,000	2947
	TOTAL ALL FUNDS	\$ 5,000,000	2948

**Section 207.280. SCC SINCLAIR COMMUNITY COLLEGE** 2950

Higher Education Improvement Fund (Fund 7034)			2951
C37723	Library Roof/Plaza Membrane and Concrete Replacement	\$ 2,850,000	2952
C37724	Electrical Grid Replacements	\$ 2,900,000	2953
C37725	Air Handler and Temperature Control Devices	\$ 2,100,000	2954
C37726	Generation 4 Integrated Student Services - Advising/Completion	\$ 2,500,000	2955
C37727	Wilmington Air Park Aviation Infrastructure Improvements	\$ 3,000,000	2956
C37728	Hopkins Commons Senior Center	\$ 250,000	2957
TOTAL Higher Education Improvement Fund		\$ 13,600,000	2958
TOTAL ALL FUNDS		\$ 13,600,000	2959

WILMINGTON AIR PARK AVIATION INFRASTRUCTURE IMPROVEMENTS 2960

Of the foregoing appropriation item C37727, Wilmington Air 2961  
Park Aviation Infrastructure Improvements, \$450,000 shall be used 2962  
to replace antenna equipment, \$1,274,800 shall be used for crack 2963  
sealing, and \$1,275,200 shall be used for concrete repairs. 2964

**Section 207.290. SOC SOUTHERN STATE COMMUNITY COLLEGE** 2965

Higher Education Improvement Fund (Fund 7034)			2966
C32206	Adams County Satellite Campus	\$ 2,000,000	2967
C32208	Southern Gateway Economic Innovation Development Center	\$ 1,000,000	2968
C32212	Clarksville Fire Training Center	\$ 850,000	2969
C32213	Wilmington College Center for the Sciences and Agriculture	\$ 1,500,000	2970
C32214	Hillsboro Hi-Tech Center	\$ 25,000	2971
C32215	Hobart/Southern State Project	\$ 35,000	2972
TOTAL Higher Education Improvement Fund		\$ 5,410,000	2973
TOTAL ALL FUNDS		\$ 5,410,000	2974

<b>Section 207.300. STC STARK TECHNICAL COLLEGE</b>			2976
Higher Education Improvement Fund (Fund 7034)			2977
C38924	Parking Lot Resurfacing	\$ 550,000	2978
C38929	Akron Center for Education and Workforce	\$ 6,500,000	2979
TOTAL Higher Education Improvement Fund			\$ 7,050,000 2980
TOTAL ALL FUNDS			\$ 7,050,000 2981
 <b>Section 207.310. TTC TERRA STATE COMMUNITY COLLEGE</b>			2983
Higher Education Improvement Fund (Fund 7034)			2984
C36411	Student Success Center - Building B - Phase 2	\$ 425,000	2985
C36412	Water and Sewage Renovation	\$ 750,000	2986
C36413	Lighting Efficiency Upgrades	\$ 425,000	2987
C36414	Northwest Ohio Community Technology Center	\$ 675,000	2988
C36415	Fostoria Learning Center	\$ 800,000	2989
TOTAL Higher Education Improvement Fund			\$ 3,075,000 2990
TOTAL ALL FUNDS			\$ 3,075,000 2991
 <b>Section 207.320. UAK UNIVERSITY OF AKRON</b>			2993
Higher Education Improvement Fund (Fund 7034)			2994
C25000	Basic Renovations - Main	\$ 4,100,000	2995
C25002	Basic Renovations - Wayne	\$ 800,000	2996
C25055	Auburn Science and Engineering Center	\$ 1,800,000	2997
C25057	Electrical Infrastructure - Loops	\$ 2,400,000	2998
C25065	Akron Battered Women's Shelter	\$ 750,000	2999
C25066	Roof Replacements	\$ 811,000	3000
C25067	Underground Vaults/Mechanical - Phase 2	\$ 350,000	3001
C25068	Polsky Exterior Facade and Renovations	\$ 1,775,000	3002
C25069	Campus Hardscape	\$ 1,000,000	3003
C25070	IT Cabling and Network Switches	\$ 6,564,000	3004

C25071	Orrville Area Boys and Girls Club	\$	250,000	3005
C25072	Wooster Area Boys and Girls Club	\$	40,000	3006
C25073	Medina County Fiber Network	\$	100,000	3007
C25074	Akron Global Business Accelerator Main Street Redevelopment	\$	1,250,000	3008
TOTAL Higher Education Improvement Fund		\$	21,990,000	3009
TOTAL ALL FUNDS		\$	21,990,000	3010

**Section 207.330. UCN UNIVERSITY OF CINCINNATI** 3012

Higher Education Improvement Fund (Fund 7034)				3013
C26604	Barrett Cancer Center	\$	2,000,000	3014
C26676	Health Professions Building Rehabilitation	\$	11,000,000	3015
C26678	Muntz Hall - Blue Ash	\$	5,242,871	3016
C26684	Whole Home Modifications Phase II Falls Prevention Center	\$	250,000	3017
C26694	Rieveschl Roof Replacement and Rooftop Exhaust	\$	6,800,000	3018
C26695	Rhodes Hall Roof Replacement and Fire Suppression	\$	7,000,000	3019
C26696	Cincinnati College-Conservatory of Music Infrastructure Replacements	\$	7,000,000	3020
C26697	Vontz Center Roof, Panel, and Window Replacements	\$	4,427,129	3021
C26699	The Banks Phase III	\$	10,000,000	3022
TOTAL Higher Education Improvement Fund		\$	53,720,000	3023
TOTAL ALL FUNDS		\$	53,720,000	3024

**Section 207.340. UTO UNIVERSITY OF TOLEDO** 3026

Higher Education Improvement Fund (Fund 7034)				3027
C34061	University Hall Window Replacements	\$	1,000,000	3028
C34068	Academic Technology and Renovation	\$	3,000,000	3029

	Projects			
C34069	Campus Infrastructure Improvements	\$	2,750,000	3030
C34071	Elevator Safety Repairs and Replacements	\$	1,750,000	3031
C34073	Mechanical System Improvements	\$	1,250,000	3032
C34080	Building Envelope/Weatherproofing	\$	1,750,000	3033
C34081	Snyder Memorial HVAC Systems Replacement	\$	1,500,000	3034
C34082	North Engineering HVAC Systems	\$	1,000,000	3035
	Replacement			
C34083	Accessibility/ADA	\$	500,000	3036
	Improvements/Enhancements			
C34084	Enterprise Firewall Phase II	\$	850,000	3037
C34085	Endpoint Security Improvements	\$	450,000	3038
C34086	Fiber Optic Data Closet Upgrades	\$	750,000	3039
C34087	Fiber Backbone Replacement - North Region	\$	750,000	3040
	Main Campus			
C34088	Network Edge Distribution Replacement	\$	2,050,000	3041
	Phase I			
C34089	Research Laboratory Renovations Phase I	\$	1,750,000	3042
C34090	University of Toledo Drinking Water	\$	500,000	3043
	Treatment Research Center			
C34091	Lourdes University Science Laboratory and	\$	325,000	3044
	Research Center			
C34092	Toledo Old South End Carnegie Library	\$	300,000	3045
	Renovation			
TOTAL	Higher Education Improvement Fund	\$	22,225,000	3046
TOTAL	ALL FUNDS	\$	22,225,000	3047

**Section 207.350. WTC WASHINGTON STATE COMMUNITY COLLEGE** 3049

	Higher Education Improvement Fund (Fund 7034)			3050
C35814	Main Building Door and Window	\$	1,300,000	3051
	Replacement/Drivivt Repairs			
TOTAL	Higher Education Improvement Fund	\$	1,300,000	3052
TOTAL	ALL FUNDS	\$	1,300,000	3053

<b>Section 207.360. WSU WRIGHT STATE UNIVERSITY</b>			3055
Higher Education Improvement Fund (Fund 7034)			3056
C27564	Gaming Research Integration Learning Laboratory Relocation	\$ 750,000	3057
C27567	Campus-wide Instructional Laboratory Modernization and Maintenance	\$ 3,000,000	3058
C27568	IT Disaster Recovery Site in OHU's Data Center	\$ 1,250,000	3059
C27569	Campus-wide Elevator Upgrades	\$ 2,500,000	3060
C27570	Envelope Repairs	\$ 2,000,000	3061
C27571	Wellfield Remediation	\$ 1,500,000	3062
C27572	Electrical Infrastructure	\$ 1,500,000	3063
C27573	Laboratory Animal Research Renovations	\$ 314,500	3064
C27574	Campus Infrastructure - Shoreline Renovation/Stabilization - Lake	\$ 975,000	3065
C27575	Tri-Star STEM Project	\$ 500,000	3066
C27576	Wright State Campus Connector Building - Lake	\$ 2,525,000	3067
TOTAL Higher Education Improvement Fund			\$ 16,814,500 3068
TOTAL ALL FUNDS			\$ 16,814,500 3069
 <b>Section 207.370. YSU YOUNGSTOWN STATE UNIVERSITY</b>			 3071
Higher Education Improvement Fund (Fund 7034)			3072
C34545	Youngstown Business Incubator Tech Block Building #5	\$ 200,000	3073
C34549	Ward Beecher Science Hall Renovations	\$ 2,500,000	3074
C34550	Jones Hall Student Success Facility Upgrades	\$ 2,000,000	3075
C34551	Academic Area Renovations and Upgrades	\$ 3,750,000	3076
C34552	Meshel Hall Renovations	\$ 2,000,000	3077
C34553	Campus Development	\$ 750,000	3078

C34554	Mahoning Valley	\$	3,000,000	3079
	Innovation/Commercialization Center			
TOTAL	Higher Education Improvement Fund	\$	14,200,000	3080
TOTAL	ALL FUNDS	\$	14,200,000	3081

**Section 207.380.** MAT ZANE STATE COLLEGE 3083

	Higher Education Improvement Fund (Fund 7034)			3084
C36216	Campus Center Renovations	\$	650,000	3085
C36217	Parking/Walkway Improvements	\$	670,000	3086
C36218	Zanesville Campus Renovations	\$	480,000	3087
C36219	Cambridge Campus Renovations	\$	200,000	3088
C36220	Muskingum Valley Health Center - Cambridge Facility	\$	250,000	3089
C36221	Muskingum Valley Health Center - South Zanesville Facility	\$	450,000	3090
C36222	Zane State and West Muskingum Agriculture Education Facility	\$	500,000	3091
TOTAL	Higher Education Improvement Fund	\$	3,200,000	3092
TOTAL	ALL FUNDS	\$	3,200,000	3093

**Section 207.410.** For all of the foregoing appropriation items 3095  
from the Higher Education Improvement Fund (Fund 7034) or the 3096  
Higher Education Improvement Taxable Fund (Fund 7024) that require 3097  
local funds to be contributed by any state-supported or 3098  
state-assisted institution of higher education, the Department of 3099  
Higher Education shall not recommend that any funds be released 3100  
until the recipient institution demonstrates to the Department of 3101  
Higher Education and the Office of Budget and Management that the 3102  
local funds contribution requirement has been secured or 3103  
satisfied. The local funds shall be in addition to the foregoing 3104  
appropriations. 3105

**Section 207.420.** None of the foregoing capital improvements 3106

appropriations for state-supported or state-assisted institutions 3107  
of higher education shall be expended until the particular 3108  
appropriation has been recommended for release by the Department 3109  
of Higher Education and released by the Director of Budget and 3110  
Management or the Controlling Board. Either the institution 3111  
concerned, or the Department of Higher Education with the 3112  
concurrence of the institution concerned, may initiate the request 3113  
to the Director of Budget and Management or the Controlling Board 3114  
for the release of the particular appropriation. 3115

**Section 207.430.** (A) No capital improvement appropriations or 3116  
reappropriations in this act made from the Higher Education 3117  
Improvement Fund (Fund 7034) or the Higher Education Improvement 3118  
Taxable Fund (Fund 7024) shall be released for planning or for 3119  
improvement, renovation, construction, or acquisition of capital 3120  
facilities if the institution of higher education or the state 3121  
does not own the real property on which the capital facilities are 3122  
or will be located. This restriction does not apply in any of the 3123  
following circumstances: 3124

(1) The institution has a long-term (at least twenty years) 3125  
lease of, or other interest (such as an easement) in, the real 3126  
property. 3127

(2) The Department of Higher Education certifies to the 3128  
Controlling Board that undue delay will occur if planning does not 3129  
proceed while the property or property interest acquisition 3130  
process continues. In this case, funds may be released upon 3131  
approval of the Controlling Board to pay for planning through the 3132  
development of schematic drawings only. 3133

(3) In the case of an appropriation or reappropriation for 3134  
capital facilities that, because of their unique nature or 3135  
location, will be owned or will be part of facilities owned by a 3136



separate nonprofit organization or public body and will be made 3137  
available to the institution of higher education for its use, the 3138  
nonprofit organization or public body either owns or has a 3139  
long-term (at least twenty years) lease of the real property or 3140  
other capital facility to be improved, renovated, constructed, or 3141  
acquired and has entered into a joint or cooperative use agreement 3142  
with the institution of higher education that meets the 3143  
requirements of division (C) of this section. 3144

(B) Any foregoing appropriations or reappropriations that 3145  
require cooperation between a technical college and a branch 3146  
campus of a university may be released by the Controlling Board 3147  
upon recommendation by the Department of Higher Education that the 3148  
facilities proposed by the institutions are: 3149

(1) The result of a joint planning effort by the university 3150  
and the technical college, satisfactory to the Department of 3151  
Higher Education; 3152

(2) Facilities that will meet the needs of the region in 3153  
terms of technical and general education, taking into 3154  
consideration the totality of facilities that will be available 3155  
after the completion of the projects; 3156

(3) Planned to permit maximum joint use by the university and 3157  
technical college of the totality of facilities that will be 3158  
available upon their completion; and 3159

(4) To be located on or adjacent to the branch campus of the 3160  
university. 3161

(C) The Department of Higher Education shall adopt and 3162  
maintain rules regarding the release of moneys from all the 3163  
foregoing appropriations for capital facilities for all 3164  
state-supported or state-assisted institutions of higher 3165  
education. In the case of capital facilities referred to in 3166  
division (A)(3) of this section, the joint or cooperative use 3167

agreements shall include, as a minimum, provisions that: 3168

(1) Specify the extent and nature of that joint or 3169  
cooperative use, extending for not fewer than twenty years, with 3170  
the value of such use or right to use to be, as is determined by 3171  
the parties and approved by the Department of Higher Education, 3172  
reasonably related to the amount of the appropriations; 3173

(2) Provide for pro rata reimbursement to the state should 3174  
the arrangement for joint or cooperative use be terminated; 3175

(3) Provide that procedures to be followed during the capital 3176  
improvement process will comply with appropriate applicable state 3177  
statutes and rules, including the provisions of this act; and 3178

(4) Provide for payment or reimbursement to the institution 3179  
of its administrative costs incurred as a result of the facilities 3180  
project, not to exceed 1.5 per cent of the appropriated amount. 3181

(D) Upon the recommendation of the Department of Higher 3182  
Education, the Controlling Board may approve the transfer of 3183  
appropriations for projects requiring cooperation between 3184  
institutions from one institution to another institution with the 3185  
approval of both institutions. 3186

(E) Notwithstanding section 127.14 of the Revised Code, the 3187  
Controlling Board, upon the recommendation of the Department of 3188  
Higher Education, may transfer amounts appropriated to the 3189  
Department of Higher Education to accounts of state-supported or 3190  
state-assisted institutions created for that same purpose. 3191

**Section 207.440.** The Ohio Public Facilities Commission is 3192  
hereby authorized to issue and sell, in accordance with Section 2n 3193  
of Article VIII, Ohio Constitution, and Chapter 151. and 3194  
particularly sections 151.01 and 151.04 of the Revised Code, 3195  
original obligations in an aggregate principal amount not to 3196  
exceed \$480,000,000, in addition to the original issuance of 3197

obligations heretofore authorized by prior acts of the General 3198  
Assembly. These authorized obligations shall be issued, subject to 3199  
applicable constitutional and statutory limitations, as needed to 3200  
provide sufficient moneys to the credit of the Higher Education 3201  
Improvement Fund (Fund 7034) and the Higher Education Improvement 3202  
Taxable Fund (Fund 7024) to pay costs of capital facilities as 3203  
defined in sections 151.01 and 151.04 of the Revised Code for 3204  
state-supported and state-assisted institutions of higher 3205  
education. 3206

**Section 207.450.** The requirements of Chapters 123. and 153. 3207  
of the Revised Code, with respect to the powers and duties of the 3208  
Executive Director of the Ohio Facilities Construction Commission 3209  
as they relate to the procedure and awarding of contracts for 3210  
capital improvement projects, and the requirements of section 3211  
127.16 of the Revised Code, with respect to the Controlling Board, 3212  
do not apply to projects of community college districts and 3213  
technical college districts. 3214

**Section 207.460.** Those institutions locally administering 3215  
capital improvement projects pursuant to sections 3345.50 and 3216  
3345.51 of the Revised Code may: 3217

(A) Establish charges for recovering costs directly related 3218  
to project administration as defined by the Executive Director of 3219  
the Ohio Facilities Construction Commission. The Ohio Facilities 3220  
Construction Commission, in consultation with the Office of Budget 3221  
and Management, shall review and approve these administrative 3222  
charges when the charges are in excess of 1.5 per cent of the 3223  
total construction budget, provided that total administrative 3224  
charges paid by the state do not exceed four per cent of the 3225  
state's contribution to the total construction budget. 3226

(B) Seek reimbursement from state capital appropriations to 3227

the institution for the in-house design services performed by the 3228  
institution for the capital projects. Acceptable charges are 3229  
limited to design document preparation work that is done by the 3230  
institution. These reimbursable design costs shall be shown as 3231  
"A/E fees" within the project's budget that is submitted to the 3232  
Controlling Board or the Director of Budget and Management as part 3233  
of a request for release of funds. The reimbursement for in-house 3234  
design shall not exceed seven per cent of the estimated 3235  
construction cost. 3236

**Section 207.470. TRANSFERS OF HIGHER EDUCATION CAPITAL 3237**  
APPROPRIATIONS 3238

The Director of Budget and Management may as necessary to 3239  
maintain the exclusion from the calculation of gross income for 3240  
federal income taxation purposes under the "Internal Revenue Code 3241  
of 1986," 100 Stat. 2085, 26 U.S.C. 1 et seq., with respect to 3242  
obligations issued to fund projects appropriated from the Higher 3243  
Education Improvement Fund: 3244

(A) Transfer appropriations between the Higher Education 3245  
Improvement Fund and the Higher Education Improvement Taxable 3246  
Fund; 3247

(B) Create new appropriation items within the Higher 3248  
Education Improvement Taxable Fund and make transfers of 3249  
appropriations to them for projects originally funded from 3250  
appropriations made from the Higher Education Improvement Fund. 3251

The projects that are funded under new appropriation items 3252  
created in this manner shall automatically be designated as 3253  
specific for purposes of section 126.14 of the Revised Code. 3254

**Section 209.10. ETC BROADCAST EDUCATIONAL MEDIA COMMISSION 3255**  
Higher Education Improvement Fund (Fund 7034) 3256

C37406	Network Operations Center Upgrades	\$	558,000	3257
C37410	Ohio Radio Reading Services	\$	60,787	3258
C37412	OGT Facilities and Equipment	\$	267,000	3259
C37413	Statehouse News Bureau	\$	67,200	3260
TOTAL	Higher Education Improvement Fund	\$	952,987	3261
TOTAL ALL FUNDS		\$	952,987	3262

**Section 211.10.** CSR CAPITOL SQUARE REVIEW AND ADVISORY BOARD 3264

Administrative Building Fund (Fund 7026)				3265
C87407	Statehouse Repair/Improvements	\$	300,000	3266
TOTAL	Administrative Building Fund	\$	300,000	3267
TOTAL ALL FUNDS		\$	300,000	3268

**Section 213.10.** DAS DEPARTMENT OF ADMINISTRATIVE SERVICES 3270

Building Improvement Fund (Fund 5KZ0)				3271
C10035	Building Improvement	\$	10,693,000	3272
TOTAL	Building Improvement Fund	\$	10,693,000	3273
Administrative Building Fund (Fund 7026)				3274
C10011	Statewide Communications System	\$	3,900,000	3275
C10015	SOCC Facility Renovations	\$	15,884,371	3276
C10020	North High Street Complex Renovation	\$	18,075,000	3277
C10034	Aronoff Center - Systems/Capital Replacement	\$	750,000	3278
C10036	Rhodes Tower Renovations	\$	19,250,000	3279
TOTAL	Administrative Building Fund	\$	57,859,371	3280
TOTAL ALL FUNDS		\$	68,552,371	3281

**Section 213.20.** The Treasurer of State is hereby authorized 3283  
to issue and sell, in accordance with Section 2i of Article VIII, 3284  
Ohio Constitution, and Chapter 154. and other applicable sections 3285  
of the Revised Code, original obligations in an aggregate 3286  
principal amount not to exceed \$102,000,000 in addition to the 3287  
original issuance of obligations heretofore authorized by prior 3288

acts of the General Assembly. These authorized obligations shall 3289  
be issued, subject to applicable constitutional and statutory 3290  
limitations, as needed to provide sufficient moneys to the credit 3291  
of the Administrative Building Fund (Fund 7026) to pay costs 3292  
associated with previously authorized capital facilities and the 3293  
appropriations in this act made from Fund 7026. 3294

**Section 215.10. AGR DEPARTMENT OF AGRICULTURE** 3295

Administrative Building Fund (Fund 7026) 3296  
C70007 Building and Grounds \$ 1,462,446 3297  
C70020 Agricultural Laboratory Facilities \$ 400,000 3298  
C70023 Building #22 Laboratory Equipment \$ 350,000 3299  
C70024 Building #22 Renovation \$ 650,000 3300  
TOTAL Administrative Building Fund \$ 2,862,446 3301  
  
Clean Ohio Agricultural Easement Fund (Fund 7057) 3302  
C70009 Clean Ohio Agricultural Easement \$ 12,500,000 3303  
TOTAL Clean Ohio Agricultural Easement \$ 12,500,000 3304  
TOTAL ALL FUNDS \$ 15,362,446 3305

**Section 217.10. COM DEPARTMENT OF COMMERCE** 3307

State Fire Marshal Fund (Fund 5460) 3308  
C80009 Forensic Laboratory Equipment \$ 110,000 3309  
C80023 SFM Renovations and Improvements \$ 1,900,000 3310  
C80026 Forensic Evidence Storage/Maintenance 3311  
Structure  
TOTAL State Fire Marshal Fund \$ 4,197,500 3312  
  
Administrative Building Fund (Fund 7026) 3313  
C80032 Wellston Burn Building \$ 300,000 3314  
TOTAL Administrative Building Fund \$ 300,000 3315  
TOTAL ALL FUNDS \$ 4,497,500 3316

<b>Section 219.10.</b>	DDD DEPARTMENT OF DEVELOPMENTAL DISABILITIES		3318
	Mental Health Facilities Improvement Fund (Fund 7033)		3319
C59004	Community Assistance Projects	\$ 23,000,000	3320
C59034	Statewide Developmental Centers	\$ 4,990,000	3321
C59062	LifeTown Art and STEM for People with Disabilities	\$ 450,000	3322
	TOTAL Department of Developmental Disabilities	\$ 28,440,000	3323
	TOTAL ALL FUNDS	\$ 28,440,000	3324
	COMMUNITY ASSISTANCE PROJECTS		3325
	The foregoing appropriation item C59004, Community Assistance Projects, may be used to provide community assistance funds for the development, purchase, construction, or renovation of facilities for day programs or residential programs that provide services to persons eligible for services from the Department of Developmental Disabilities or county boards of developmental disabilities and shall be distributed by the Department of Developmental Disabilities subject to Controlling Board approval.		3326 3327 3328 3329 3330 3331 3332 3333
<b>Section 221.10.</b>	MHA DEPARTMENT OF MENTAL HEALTH AND ADDICTION SERVICES		3334 3335
	Mental Health Facilities Improvement Fund (Fund 7033)		3336
C58001	Community Assistance Projects	\$ 12,000,000	3337
C58007	Infrastructure Renovations	\$ 21,310,000	3338
C58024	Bellefaire Jewish Children's Home	\$ 550,000	3339
C58026	Cocoon Emergency Shelter	\$ 800,000	3340
C58028	Child Focus, Inc.	\$ 415,000	3341
C58029	CHOICES for Victims of Domestic Violence Campaign	\$ 500,000	3342
C58030	Family Services of Northwest Ohio Adult Crisis Stabilization Unit	\$ 100,000	3343
C58031	Glenbeigh Hospital Multipurpose Building	\$ 400,000	3344

C58032	OhioGuidestone Residential Treatment Building Renovation	\$	350,000	3345
C58033	Salvation Army of Greater Cleveland Harbor Light Complex	\$	350,000	3346
C58034	Greenville East Main Street Recovery Center	\$	25,000	3347
C58035	Columbus Briggsdale Apartments - Phase II	\$	250,000	3348
C58036	The Buckeye Ranch, Inc.	\$	100,000	3349
C58037	Expansion of Lettuce Work	\$	250,000	3350
C58038	Ravenwood Mental Health Facility Expansion	\$	500,000	3351
C58039	Cincinnati Center for Addiction Treatment Expansion	\$	2,000,000	3352
C58040	Painesville Mental Health Services Agency	\$	200,000	3353
C58041	Tri-County Board of Recovery and Mental Health Services	\$	500,000	3354
C58042	McKinley Hall Renovation	\$	75,000	3355
C58043	Glenway Outpatient Opiate Facility	\$	200,000	3356
C58044	Alvis Women Community Reentry Project	\$	50,000	3357
C58045	Daybreak Youth Shelter and Employment Center	\$	250,000	3358
TOTAL Mental Health Facilities Improvement Fund		\$	41,175,000	3359
TOTAL ALL FUNDS		\$	41,175,000	3360

COMMUNITY ASSISTANCE PROJECTS 3361

The foregoing appropriation for the Department of Mental 3362  
Health and Addiction Services, C58001, Community Assistance 3363  
Projects, may be used for facilities constructed or to be 3364  
constructed pursuant to Chapter 340., 5119., 5123., or 5126. of 3365  
the Revised Code or the authority granted by section 154.20 of the 3366  
Revised Code and the rules issued pursuant to those chapters and 3367  
that section and shall be distributed by the Department of Mental 3368



Health and Addiction Services subject to Controlling Board 3369  
 approval. 3370

**Section 221.20.** The Treasurer of State is hereby authorized 3371  
 to issue and sell in accordance with Section 2i of Article VIII, 3372  
 Ohio Constitution, and Chapter 154. of the Revised Code, 3373  
 particularly section 154.20 of the Revised Code, original 3374  
 obligations in an aggregate principal amount not to exceed 3375  
 \$54,000,000 in addition to the original issuance of obligations 3376  
 heretofore authorized by prior acts of the General Assembly. These 3377  
 authorized obligations shall be issued, subject to applicable 3378  
 constitutional and statutory limitations, as needed to provide 3379  
 sufficient moneys to the credit of the Mental Health Facilities 3380  
 Improvement Fund (Fund 7033) to pay costs of capital facilities as 3381  
 defined in section 154.01 of the Revised Code for mental hygiene 3382  
 and retardation. 3383

**Section 223.10.** DNR DEPARTMENT OF NATURAL RESOURCES 3384

Wildlife Fund (Fund 7015) 3385

C725B0 Access Development \$ 13,600,000 3386

C725K9 Wildlife Area Building \$ 8,150,000 3387  
 Development/Renovations

C725W0 MARCS Equipment \$ 1,866,087 3388

TOTAL Wildlife Fund \$ 23,616,087 3389

Administrative Building Fund (Fund 7026) 3390

C725D7 MARCS Equipment \$ 5,996,598 3391

C725N7 District Office Renovations \$ 3,000,000 3392

TOTAL Administrative Building Fund \$ 8,996,598 3393

Ohio Parks and Natural Resources Fund (Fund 7031) 3394

C72512 Land Acquisition \$ 475,000 3395

C72549 DNR Facilities Development \$ 1,500,000 3396

C725E1 Local Parks Projects Statewide \$ 5,108,985 3397

C725E5	Project Planning	\$	1,100,938	3398
C725K0	State Park Renovations/Upgrading	\$	11,060,000	3399
C725M0	Dam Rehabilitation	\$	2,550,000	3400
C725N5	Wastewater/Water Systems Upgrades	\$	2,750,000	3401
C725N8	Operations Facilities Development	\$	1,000,000	3402
TOTAL Ohio Parks and Natural Resources Fund		\$	25,544,923	3403
Parks and Recreation Improvement Fund (Fund 7035)				3404
C725A0	State Parks, Campgrounds, Lodges, Cabins	\$	23,910,514	3405
C725B5	Buckeye Lake Dam Rehabilitation	\$	61,546,960	3406
C725C4	Muskingum River Lock and Dam	\$	3,750,000	3407
C725E2	Local Parks Projects	\$	46,433,500	3408
C725E6	Project Planning	\$	6,070,285	3409
C725R4	Dam Rehabilitation - Parks	\$	55,425,000	3410
C725R5	Lake White State Park - Dam Rehabilitation	\$	27,376,761	3411
C725U4	Water Quality Equipment and Projects	\$	7,400,000	3412
TOTAL Parks and Recreation Improvement Fund		\$	231,913,020	3413
Clean Ohio Trail Fund (Fund 7061)				3414
C72514	Clean Ohio Trail Fund	\$	12,500,000	3415
TOTAL Clean Ohio Trail Fund		\$	12,500,000	3416
Waterways Safety Fund (Fund 7086)				3417
C725A7	Cooperative Funding for Boating Facilities	\$	16,750,000	3418
C725N9	Operations Facilities Development	\$	2,300,000	3419
C725Z0	MARCS Equipment	\$	1,511,165	3420
TOTAL Waterways Safety Fund		\$	20,561,165	3421
TOTAL ALL FUNDS		\$	323,131,793	3422
FEDERAL REIMBURSEMENT				3423
All reimbursements received from the federal government for				3424
any expenditures made pursuant to this section shall be deposited				3425
in the state treasury to the credit of the fund from which the				3426
expenditure originated.				3427

LOCAL PARKS PROJECTS	3428
Of the foregoing appropriation item C725E2, Local Parks	3429
Projects, an amount equal to two per cent of the projects listed	3430
may be used by the Department of Natural Resources for the	3431
administration of local projects, \$4,025,000 shall be used for the	3432
Scioto Peninsula Park and Parking Garage, \$3,500,000 shall be used	3433
for the Lakefront Pedestrian Bridge, \$2,500,000 shall be used for	3434
the Cuyahoga River Franklin Hill Stabilization, \$2,000,000 shall	3435
be used for the Flats East Development, \$1,200,000 shall be used	3436
for the Harley Jones Rotary Memorial Amphitheater in Bryson Park,	3437
\$1,000,000 shall be used for the South Point Community Pool,	3438
\$1,000,000 shall be used for the Champion Mill Sports Complex	3439
Improvements, \$1,000,000 shall be used for the Bridge to Wendy	3440
Park, \$1,000,000 shall be used for the Franklin Park Conservatory,	3441
\$1,000,000 shall be used for the Worthington Pools Renovation,	3442
\$1,000,000 shall be used for the Lorain County Mill Creek	3443
Conservation and Flood Control, \$1,000,000 shall be used for the	3444
Promenade Park and ProMedica Parking Facility, \$1,000,000 shall be	3445
used for the City of Canton Market Square Enhancement Project,	3446
\$1,000,000 shall be used for The Magnolia Flowering Mills/Stark	3447
County Park district, \$750,000 shall be used for the Gorge Dam	3448
Removal, \$700,000 shall be used for the Todds Fork Trail, \$600,000	3449
shall be used for the St. Henry Swimming Pool, \$500,000 shall be	3450
used for the Kuenning-Dicke Natural Area Preserve, \$500,000 shall	3451
be used for the West Chester Soccer Complex, \$500,000 shall be	3452
used for the Van Aken District Bicycle and Pedestrian Connections,	3453
\$500,000 shall be used for the Galloway Sports Complex, \$500,000	3454
shall be used for the Scioto Audubon Metro Park Pedestrian Bridge,	3455
\$500,000 shall be used for the Scioto River Park Development,	3456
\$500,000 shall be used for the Dream Field at Windsor Park	3457
Playground, \$500,000 shall be used for the Columbus Crew Practice	3458
Facility, \$500,000 shall be used for the Holmes County	3459
Agricultural Facility Improvements, \$500,000 shall be used for the	3460

City of Sylvania SOMO Project, \$500,000 shall be used for The 3461  
White Rhinoceros Barn, \$500,000 shall be used for the Thornport 3462  
Buckeye Lake Public Access and Park, \$500,000 shall be used for 3463  
the Redskin Memorial Park Development, \$500,000 shall be used for 3464  
the Warren County Sports Complex, \$406,000 shall be used for the 3465  
Bryson Pool Improvements Splash Park, \$400,000 shall be used for 3466  
the Cadiz Bike Trail/Public Infrastructure Connectivity Project, 3467  
\$400,000 shall be used for the Cave Lake Dam Safety Modifications, 3468  
\$400,000 shall be used for the Preble County Agricultural Facility 3469  
Improvements, \$400,000 shall be used for the Nimisila Spillway and 3470  
Bridge Demolition and Replacement, \$400,000 shall be used for the 3471  
Green Central Park, \$350,000 shall be used for the Rocky River 3472  
Bradstreets Landing Park, \$350,000 shall be used for the Little 3473  
Miami Scenic Trail, \$350,000 shall be used for the East View Park 3474  
Ball Diamonds and Field Improvements, \$300,000 shall be used for 3475  
the Schoonover Lake Dam Restoration, \$300,000 shall be used for 3476  
the Columbiana County Agricultural Facility Improvements, \$300,000 3477  
shall be used for the Bill Stanton Community Park Shoreline 3478  
Enhancement, \$300,000 shall be used for the Chesapeake Community 3479  
Building, \$300,000 shall be used for the Glenford Earthworks Phase 3480  
III, \$300,000 shall be used for the Stark Parks Wilderness Center 3481  
Trail System, \$250,000 shall be used for the Carroll County Ohio 3482  
FFA Camp Muskingum, \$250,000 shall be used for the Clinton County 3483  
Agricultural Facility Improvements, \$250,000 shall be used for the 3484  
Greenville Downtown Park, \$250,000 shall be used for the 3485  
Greenville Harmon Field, \$250,000 shall be used for the McCutcheon 3486  
Road Park, \$250,000 shall be used for the Heritage Rail Trail 3487  
Extension, \$250,000 shall be used for the Upper Arlington 3488  
Shared-Use Path Expansion Projects, \$250,000 shall be used for the 3489  
Tremont Road-Zollinger Road Shared-Use Path Connector, \$250,000 3490  
shall be used for the Hobson Freedom Park: Phase II, \$250,000 3491  
shall be used for the Blue Ash Summit Park, \$250,000 shall be used 3492  
for the Pro Football Hall of Fame Comprehensive Master Study, 3493

\$250,000 shall be used for the Cascade Plaza Phase II, \$250,000	3494
shall be used for the Richwood Lake Trail, \$250,000 shall be used	3495
for the Wren Community Building Shelter and Pavilion, \$200,000	3496
shall be used for the J.W. Denver Memorial Park, \$200,000 shall be	3497
used for the Chippewa Creek Headwater Park, \$200,000 shall be used	3498
for the City of Strongsville Recreation Center, \$200,000 shall be	3499
used for the Brewing Heritage Trail Segment 1, \$200,000 shall be	3500
used for the Cincinnati Mill Creek Flood Mitigation/Mill Creek	3501
Barrier Dam, \$200,000 shall be used for the Southern State	3502
Community College Pathway, \$200,000 shall be used for the	3503
Ernsthausen Recreation Center Splash Pad, \$200,000 shall be used	3504
for the Ohio University Proctorville Walking Path, \$200,000 shall	3505
be used for the Coldwater Recreation Space and Amphitheatre,	3506
\$200,000 shall be used for the Perry County Home Farm, \$200,000	3507
shall be used for the Coppel Soccer Complex Improvements, \$200,000	3508
shall be used for the Jungle Junction Indoor Playground, \$200,000	3509
shall be used for the Shelby County Agricultural Facility	3510
Improvements, \$200,000 shall be used for the Middle Point Ballpark	3511
Improvements, \$175,000 shall be used for the Fairfield Township	3512
Metro Parks, \$170,000 shall be used for the Chamberlin Park	3513
Bike/Pedestrian Access Improvements, \$150,000 shall be used for	3514
the Columbus Topiary Park Improvements, \$150,000 shall be used for	3515
the Gallipolis City Park, \$150,000 shall be used for the	3516
Cincinnati Ault Park, \$150,000 shall be used for the Green	3517
Township Hike/Bike Trail, \$150,000 shall be used for the Kenton	3518
Baseball Park Lighting Improvements, \$150,000 shall be used for	3519
the Kamp Dovetail, \$150,000 shall be used for the Avon Lake	3520
Veterans Park, \$150,000 shall be used for the Marion Tallgrass	3521
Trail, \$149,000 shall be used for the Ohio City Recreation	3522
Facility, \$125,000 shall be used for the Cleveland Cultural	3523
Gardens, \$125,000 shall be used for the Village of Fort Recovery	3524
Community Park, \$125,000 shall be used for the Delphos Community	3525
Pool and Splash Park, \$100,000 shall be used for the Auglaize	3526

County Agricultural Facility Improvements, \$100,000 shall be used 3527  
for the Clarksville Upground Reservoir Safety Upgrades, \$100,000 3528  
shall be used for the Little Hearts Big Smiles All Children's 3529  
Playground, \$100,000 shall be used for The Wilds Educational 3530  
Animal Display, \$80,000 shall be used for the Rockford Shane's 3531  
Park Playground Equipment, \$75,000 shall be used for the City of 3532  
Parma Park Improvements, \$75,000 shall be used for the Deerasic 3533  
Park Whitetail Deer Museum and Educational Center, \$75,000 shall 3534  
be used for the Stoll Lane Park Redevelopment, \$75,000 shall be 3535  
used for the Montpelier Park Barn Roof Replacement, \$67,500 shall 3536  
be used for the Waddell Park Public Swimming Pool Renovation, 3537  
\$60,000 shall be used for the Loveland McCoy Park Improvements, 3538  
\$55,000 shall be used for the Columbia Township Community Natural 3539  
Park, \$50,000 shall be used for the Columbiana County Beaver Creek 3540  
Wildlife Education Center, \$50,000 shall be used for the 3541  
Hicksville Splash Pad, \$50,000 shall be used for the Hamilton 3542  
County Agricultural Facility Improvements, \$50,000 shall be used 3543  
for the City of Marion Ball Field Complex, \$50,000 shall be used 3544  
for the City of Fremont Basketball Court Upgrades (Roger Young 3545  
Park), \$50,000 shall be used for the Upper Sandusky Bicentennial 3546  
Park Project, \$45,000 shall be used for the Noble County Happy 3547  
Time Pool, \$45,000 shall be used for the Lebanon Bike Park, 3548  
\$40,000 shall be used for the Blanchester Playground, \$40,000 3549  
shall be used for the Beaver Park Sports Field, \$40,000 shall be 3550  
used for the City of Tiffin City Park Upgrades, \$30,000 shall be 3551  
used for the London Municipal Pool, \$20,000 shall be used for the 3552  
Waverly Canal Park, and \$11,000 shall be used for the Washington 3553  
Township Lake Stabilization Project. 3554

**Section 223.20.** For the appropriations in this act made from 3555  
the Parks and Recreation Improvement Fund (Fund 7035), the 3556  
Department of Natural Resources shall periodically prepare and 3557  
submit to the Director of Budget and Management the estimated 3558

design, planning, and engineering costs of capital-related work to 3559  
be done by the Department of Natural Resources for each project. 3560  
Based on the estimates, the Director of Budget and Management may 3561  
release appropriations from the foregoing appropriation item 3562  
C725E6, Project Planning, within Fund 7035, to pay for design, 3563  
planning, and engineering costs incurred by the Department of 3564  
Natural Resources for the projects. Upon release of the 3565  
appropriations by the Director of Budget and Management, the 3566  
Department of Natural Resources shall pay for these expenses from 3567  
the Parks Capital Expenses Fund (Fund 2270), and be reimbursed by 3568  
Fund 7035 using an intrastate voucher. 3569

**Section 223.30.** For the appropriations in this act made from 3570  
the Ohio Parks and Natural Resources Fund (Fund 7031), the Ohio 3571  
Department of Natural Resources shall periodically prepare and 3572  
submit to the Director of Budget and Management the estimated 3573  
design, planning, and engineering costs of capital-related work to 3574  
be done by the Department of Natural Resources for each project. 3575  
Based on those estimates, the Director of Budget and Management 3576  
may release appropriations from the foregoing appropriation item 3577  
C725E5, Project Planning, within Fund 7031 to pay for design, 3578  
planning, and engineering costs incurred by the Department of 3579  
Natural Resources for the projects. Upon release of the 3580  
appropriations by the Director of Budget and Management, the 3581  
Department of Natural Resources shall pay for these expenses from 3582  
the Capital Expenses Fund (Fund 4S90) and be reimbursed by Fund 3583  
7031 using an intrastate voucher. 3584

**Section 223.40.** The Ohio Public Facilities Commission is 3585  
hereby authorized to issue and sell, in accordance with Section 21 3586  
of Article VIII, Ohio Constitution, and Chapter 151. and 3587  
particularly sections 151.01 and 151.05 of the Revised Code, 3588

original obligations in an aggregate principal amount not to 3589  
exceed \$15,000,000 in addition to the original issuance of 3590  
obligations heretofore authorized by prior acts of the General 3591  
Assembly. These authorized obligations shall be issued, subject to 3592  
applicable constitutional and statutory limitations, as needed to 3593  
provide sufficient moneys to the credit of the Ohio Parks and 3594  
Natural Resources Fund (Fund 7031) to pay costs of capital 3595  
facilities as defined in sections 151.01 and 151.05 of the Revised 3596  
Code. 3597

**Section 223.50.** The Treasurer of State is hereby authorized 3598  
to issue and sell, in accordance with Section 2i of Article VIII, 3599  
Ohio Constitution, and Chapter 154. of the Revised Code, 3600  
particularly section 154.22 of the Revised Code, original 3601  
obligations in an aggregate principal amount not to exceed 3602  
\$217,000,000, in addition to the original issuance of obligations 3603  
heretofore authorized by prior acts of the General Assembly. These 3604  
authorized obligations shall be issued, subject to applicable 3605  
constitutional and statutory limitations, as needed to provide 3606  
sufficient moneys to the credit of the Parks and Recreation 3607  
Improvement Fund (Fund 7035) to pay the costs of capital 3608  
facilities for parks and recreation as defined in section 154.01 3609  
of the Revised Code. 3610

**Section 225.10.** DOT DEPARTMENT OF TRANSPORTATION 3611  
Transportation Building Fund (Fund 7029) 3612  
C77705 Statewide Land and Buildings \$ 100,000,000 3613  
TOTAL Transportation Building Fund \$ 100,000,000 3614  
TOTAL ALL FUNDS \$ 100,000,000 3615

**Section 225.20.** The Treasurer of State is hereby authorized 3617  
to issue and sell, in accordance with Section 2i of Article VIII, 3618  
Ohio Constitution and Chapter 154. and section 307.021 of the 3619



Revised Code, original obligations in an aggregate principal 3620  
amount not to exceed \$85,200,000 in addition to the original 3621  
issuance of obligations heretofore authorized by prior acts of the 3622  
General Assembly. These authorized obligations shall be issued, 3623  
subject to applicable constitutional and statutory limitations, to 3624  
pay costs associated with previously authorized capital facilities 3625  
and the capital facilities referred to in Section 225.10 of this 3626  
act for the Department of Transportation. 3627

**Section 227.10. DPS DEPARTMENT OF PUBLIC SAFETY 3628**

Administrative Building Fund (Fund 7026) 3629

C76034 EMA Building System and Equipment \$ 300,000 3630

C76049 EMA Building Renovations and \$ 250,000 3631  
Improvements

C76051 Fayette County MARCS Tower Project \$ 1,385,941 3632

C76052 Reading Flood Plain Study/Remediation \$ 200,000 3633

C76053 Summit Law Enforcement Training Center \$ 200,000 3634  
and Indoor Firing Range

C76054 Wayne County MARCS EMS Phase II \$ 600,000 3635

TOTAL Administrative Building Fund \$ 2,935,941 3636

Highway Safety Fund (Fund 7036) 3637

C76035 Alum Creek Facility Renovations and \$ 1,200,000 3638  
Upgrades

C76036 Shipley Building Renovations and \$ 1,500,000 3639  
Improvements

C76043 Minor Capital Projects \$ 2,500,000 3640

C76044 OSHP Headquarters/Post Renovations and \$ 2,250,000 3641  
Improvements

C76045 OSHP Academy Renovations and \$ 1,250,000 3642  
Improvements

C76046 OSHP - K-9 Training Facility \$ 1,250,000 3643

TOTAL Highway Safety Fund	\$	9,950,000	3644
TOTAL ALL FUNDS	\$	12,885,941	3645

**Section 229.10.** DRC DEPARTMENT OF REHABILITATION AND CORRECTION 3647  
CORRECTION 3648

Adult Correctional Building Fund (Fund 7027)			3649
C50101 Community-Based Correctional Facilities	\$	20,287,590	3650
C50105 Water System/Plant Improvements	\$	7,500,000	3651
C50106 Industrial Equipment - Statewide	\$	4,602,109	3652
C50114 Community Residential Program	\$	2,000,000	3653
C50136 General Building Renovations	\$	116,461,868	3654
TOTAL Adult Correctional Building Fund	\$	150,851,567	3655
TOTAL ALL FUNDS	\$	150,851,567	3656

**Section 229.20.** COMMUNITY-BASED CORRECTIONAL FACILITIES 3658

From the foregoing appropriation item C50101, Community-Based Correctional Facilities, the Department of Rehabilitation and Correction shall designate the projects involving the construction and renovation of single-county and district community-based correctional facilities. 3659  
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The Department of Rehabilitation and Correction may review and approve the renovation and construction of projects for which funds are provided. The proceeds of any obligations authorized under this section shall not be applied to any such facilities that are not designated and approved by the Department of Rehabilitation and Correction. 3664  
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The Department of Rehabilitation and Correction shall adopt guidelines to accept and review applications and designate projects. The guidelines shall require the county or counties to justify the need for the facility and to comply with timelines for the submission of documentation pertaining to the site, program, and construction. 3670  
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**Section 229.30.** COMMUNITY RESIDENTIAL PROGRAM RENOVATIONS 3676

The foregoing appropriation item C50114, Community 3677  
 Residential Program, may be used by the Department of 3678  
 Rehabilitation and Correction, pursuant to sections 5120.103 to 3679  
 5120.105 of the Revised Code, to provide for the construction or 3680  
 renovation of halfway house facilities for offenders eligible for 3681  
 community supervision by the Department of Rehabilitation and 3682  
 Correction. 3683

**Section 229.40.** The Treasurer of State is hereby authorized 3684  
 to issue and sell, in accordance with Section 2i of Article VIII, 3685  
 Ohio Constitution, and Chapter 154. and section 307.021 of the 3686  
 Revised Code, original obligations in an aggregate principal 3687  
 amount not to exceed \$142,000,000 in addition to the original 3688  
 issuance of obligations heretofore authorized by prior acts of the 3689  
 General Assembly. These authorized obligations shall be issued, 3690  
 subject to applicable constitutional and statutory limitations, as 3691  
 needed to provide sufficient moneys to the credit of the Adult 3692  
 Correctional Building Fund (Fund 7027) to pay costs associated 3693  
 with previously authorized capital facilities and the 3694  
 appropriations in this act from Fund 7027 for the Department of 3695  
 Rehabilitation and Correction. 3696

**Section 231.10.** DVS DEPARTMENT OF VETERANS SERVICES 3697

Nursing Home - Federal Fund (Fund 3190) 3698  
 C90074 Sandusky Renovation Federal \$ 7,234,253 3699  
 C90077 Georgetown Renovation Federal \$ 1,927,250 3700  
 TOTAL Nursing Home - Federal Fund \$ 9,161,503 3701  
 Veterans' Home Improvement Fund (Fund 6040) 3702  
 C90073 Sandusky Equipment State \$ 1,185,600 3703  
 C90075 Sandusky Renovation State \$ 3,895,368 3704

C90076	Georgetown Equipment State	\$	225,000	3705
C90078	Georgetown Renovation State	\$	1,037,750	3706
TOTAL	Veterans' Home Improvement Fund	\$	6,343,718	3707
TOTAL ALL FUNDS		\$	15,505,221	3708

**Section 233.10.** DYS DEPARTMENT OF YOUTH SERVICES 3710

	Juvenile Correctional Building Fund (Fund 7028)			3711
C47001	Fire Suppression, Safety, and Security	\$	4,867,980	3712
C47002	General Institutional Renovations	\$	5,191,659	3713
C47003	Community Rehabilitation Centers	\$	4,050,086	3714
C47007	Local Juvenile Detention Centers	\$	4,640,475	3715
C47022	Building Additions - Circleville Juvenile Correctional Facility	\$	10,683,000	3716
C47023	Housing and Programs - Special Needs	\$	5,212,230	3717
C47024	First Step Recovery Expansion	\$	100,000	3718
TOTAL	Juvenile Correctional Building Fund	\$	34,745,430	3719
TOTAL ALL FUNDS		\$	34,745,430	3720

**Section 233.20.** COMMUNITY REHABILITATION CENTERS 3722

From the foregoing appropriation item C47003, Community 3723  
Rehabilitation Centers, the Department of Youth Services shall 3724  
designate the projects involving the construction and renovation 3725  
of single county and multicounty community corrections facilities. 3726

The Department of Youth Services may review and approve the 3727  
renovation and construction of projects for which funds are 3728  
provided. The proceeds of any obligations authorized under this 3729  
section shall not be applied to any such facilities that are not 3730  
designated and approved by the Department of Youth Services. 3731

The Department of Youth Services shall adopt guidelines to 3732  
accept and review applications and designate projects. The 3733  
guidelines shall require the county or counties to justify the 3734  
need for the facility and to comply with timelines for the 3735

submission of documentation pertaining to the site, program, and construction. 3736  
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For purposes of this section, "community corrections facilities" has the same meaning as in section 5139.36 of the Revised Code. 3738  
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**Section 233.30. LOCAL JUVENILE DETENTION CENTERS** 3741

From the foregoing appropriation item C47007, Local Juvenile Detention Centers, the Department of Youth Services shall designate the projects involving the construction and renovation of county and multicounty juvenile detention centers. 3742  
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The Department of Youth Services may review and approve the renovation and construction of projects for which funds are provided. The proceeds of any obligations authorized under this section shall not be applied to any such facilities that are not designated by the Department of Youth Services. 3746  
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The Department of Youth Services shall comply with the guidelines set forth in this section, accept and review applications, designate projects, and determine the amount of 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 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. 3751  
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(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 county or multicounty detention 3763  
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center project. The formula shall include the factors specified 3766  
below in division (A)(1) of this section and may include the 3767  
factors specified below in division (A)(2) of this section. The 3768  
weight assigned to the factors specified in division (A)(1) of 3769  
this section shall be not less than twice the weight assigned to 3770  
factors specified in division (A)(2) of this section. 3771

(1)(a) The number of detention center beds needed in the 3772  
county or group of counties, as estimated by the Department of 3773  
Youth Services, is significantly more than the number of beds 3774  
currently available. 3775

(b) Any existing detention center in the county or group of 3776  
counties does not meet health, safety, or security standards for 3777  
detention centers as established by the Department of Youth 3778  
Services. 3779

(c) The Department of Youth Services projects that the county 3780  
or group of counties have a need for a sufficient number of 3781  
detention beds to make the project economically viable. 3782

(2)(a) The percentage of children in the county or group of 3783  
counties living below the poverty level is above the state 3784  
average. 3785

(b) The per capita income in the county or group of counties 3786  
is below the state average. 3787

(B) The formula developed by the Department of Youth Services 3788  
shall yield a percentage of state match ranging from zero to sixty 3789  
per cent based on the above factors. The funding authorized under 3790  
this section that may be applied to a construction or renovation 3791  
project shall not exceed the actual cost of the project. 3792

The funding authorized under this section shall not be 3793  
applied to any project unless the detention center will be built 3794  
in compliance with health, safety, and security standards for 3795  
detention centers as established by the Department of Youth 3796

Services. In addition, the funding authorized under this section 3797  
shall not be applied to the renovation of a detention center 3798  
unless the renovation is for the purpose of increasing the number 3799  
of beds in the center, or to meet health, safety, or security 3800  
standards for detention centers as established by the Department 3801  
of Youth Services. 3802

**Section 233.40.** The Treasurer of State is hereby authorized 3803  
to issue and sell, in accordance with Section 2i of Article VIII, 3804  
Ohio Constitution, and Chapter 154. and other applicable sections 3805  
of the Revised Code, original obligations in an aggregate 3806  
principal amount not to exceed \$28,000,000 in addition to the 3807  
original issuance of obligations heretofore authorized by prior 3808  
acts of the General Assembly. These authorized obligations shall 3809  
be issued, subject to applicable constitutional and statutory 3810  
limitations, as needed to provide sufficient moneys to the credit 3811  
of the Juvenile Correctional Building Fund (Fund 7028) to pay the 3812  
costs associated with previously authorized capital facilities and 3813  
the appropriations in this act from Fund 7028 for the Department 3814  
of Youth Services. 3815

**Section 235.10.** DEV DEVELOPMENT SERVICES AGENCY 3816

Coal Research and Development Fund (Fund 7046) 3817

C19505 Coal Research and Development \$ 10,000,000 3818

TOTAL Coal Research and Development Fund \$ 10,000,000 3819

TOTAL ALL FUNDS \$ 10,000,000 3820

Service Station Cleanup Fund (Fund 7100) 3821

C19507 Service Station Cleanup \$ 5,000,000 3822

TOTAL Service Station Cleanup Fund \$ 5,000,000 3823

TOTAL ALL FUNDS \$ 15,000,000 3824

SERVICE STATION CLEANUP FUND 3825

(A) For purposes of this section: 3826

(1) "Political subdivision" means a county, municipal corporation, township, or port authority.	3827 3828
(2) "Class C release" has the same meaning as in section 3737.87 of the Revised Code.	3829 3830
(3) "Property assessment" means a property assessment conducted in accordance with section 3746.04 of the Revised Code or a corrective action process or source investigation process under section 1301:7-9-13 of the Ohio Administrative Code.	3831 3832 3833 3834
(4) "Property owner" means a political subdivision and an organization that owns publicly owned lands.	3835 3836
(5) "Cleanup or remediation" means any action at a Class C release site to contain, remove, or dispose of petroleum or other hazardous substances or remove underground storage tanks used to store petroleum or other hazardous substances.	3837 3838 3839 3840
(6) "Publicly owned lands" includes lands that are owned by an organization that has entered into a relevant agreement with a political subdivision.	3841 3842 3843
(B) The Abandoned Gas Station Cleanup Grant Program is established in the Development Services Agency for the purpose of cleanup and remediation of Class C release sites to provide for and enable the environmentally safe and productive reuse of publicly owned lands by the remediation or cleanup, or planning and assessment for that remediation or cleanup, of contamination or by addressing property conditions or circumstances that may be deleterious to public health and safety or the environment or that preclude or inhibit environmentally sound or economic reuse of the property as authorized by Section 2o of Article VIII, Ohio Constitution. Under this program, the Director of Development Services may do either or both of the following:	3844 3845 3846 3847 3848 3849 3850 3851 3852 3853 3854 3855
(1) Award a grant of up to \$100,000 to a property owner for purposes of a property assessment on a Class C release site;	3856 3857



(2) Award a grant of up to \$500,000 to a property owner for 3858  
purposes of cleanup or remediation of a Class C release site. 3859

Grants under divisions (B)(1) and (2) of this section shall 3860  
be used by a property owner to create a site that provides 3861  
opportunities for economic impact through redevelopment. The 3862  
Director of Development Services may consult with the 3863  
Environmental Protection Agency, the State Fire Marshal, the Ohio 3864  
Water Development Authority, and the Ohio Public Works Commission 3865  
in connection with this program and the awarding of these grants. 3866  
Sections 122.651 to 122.658 of the Revised Code do not apply to 3867  
this program. 3868

(C) A property owner applying for a grant under division 3869  
(B)(1) or (2) of this section shall submit an application for the 3870  
grant on a form prescribed by the Director of Development 3871  
Services. 3872

An authorized representative of the property owner shall sign 3873  
and submit an affidavit with the application certifying that the 3874  
property owner did not cause or contribute to any prior release of 3875  
petroleum or other hazardous substances on the site. 3876

Upon receipt of an application, the Director shall examine 3877  
the application and all accompanying information to determine if 3878  
the application is complete. If the Director determines that the 3879  
application is not complete, the Director shall promptly notify 3880  
the property owner that the application is not complete, provide a 3881  
description of the information that is missing from the 3882  
application, and return the application and all accompanying 3883  
information to the property owner. The property owner may resubmit 3884  
the application. 3885

If the Director approves an application under this section, 3886  
the Director may enter into an agreement with the property owner 3887  
to award a grant to the property owner. The agreement shall be 3888

executed prior to paying or disbursing any grant funds approved by 3889  
the Director under this section. 3890

(D) The Service Station Cleanup Fund (Fund 7100) is hereby 3891  
created in the state treasury. The fund shall consist of moneys 3892  
transferred to it pursuant to this section from the Clean Ohio 3893  
Revitalization Fund (Fund 7003) created in section 122.658 of the 3894  
Revised Code. Investment earnings of the fund shall be credited to 3895  
the fund. Moneys in the fund shall be used to award grants 3896  
pursuant to the Abandoned Gas Station Cleanup Grant Program 3897  
established in this section. 3898

(E) At the request of the Director of Development Services, 3899  
the Director of Budget and Management may transfer up to 3900  
\$25,000,000 cash from the Clean Ohio Revitalization Fund (Fund 3901  
7003) to the Service Station Cleanup Fund (Fund 7100) as needed to 3902  
provide for grants awarded by the Director of Development Services 3903  
under this section. 3904

**Section 235.20.** The Ohio Public Facilities Commission is 3905  
hereby authorized to issue and sell, in accordance with Section 15 3906  
of Article VIII, Ohio Constitution, and Chapter 151. of the 3907  
Revised Code, and particularly sections 151.01 and 151.07 of the 3908  
Revised Code, original obligations in an aggregate principal 3909  
amount not to exceed \$7,000,000 in addition to the original 3910  
obligations heretofore authorized by prior acts of the General 3911  
Assembly. These authorized obligations shall be issued, subject to 3912  
applicable constitutional and statutory limitations, in amounts 3913  
necessary to ensure sufficient moneys to the credit of the Coal 3914  
Research and Development Fund (Fund 7046) to pay costs of research 3915  
and development of clean coal technology projects. 3916

**Section 237.10.** EXP EXPOSITIONS COMMISSION 3917  
Administrative Building Fund (Fund 7026) 3918

C72305	Facility Improvements and Modernization	\$	9,400,000	3919
C72312	Renovations and Equipment Replacement	\$	1,500,000	3920
TOTAL Administrative Building Fund		\$	10,900,000	3921
TOTAL ALL FUNDS		\$	10,900,000	3922

**Section 239.10. FCC FACILITIES CONSTRUCTION COMMISSION** 3924

Lottery Profits Education Fund (Fund 7017) 3925

C23014	Classroom Facilities Assistance Program	\$	50,000,000	3926
	- Lottery Profits			

TOTAL Lottery Profits Education Fund \$ 50,000,000 3927

Public School Building Fund (Fund 7021) 3928

C23001	Public School Buildings	\$	100,000,000	3929
TOTAL Public School Building Fund		\$	100,000,000	3930

Administrative Building Fund (Fund 7026) 3931

C23016	Energy Conservation Projects	\$	2,000,000	3932
C230E5	State Agency Planning/Assessment	\$	1,500,000	3933
TOTAL Administrative Building Fund		\$	3,500,000	3934

Cultural and Sports Facilities Building Fund (Fund 7030) 3935

C23023	OHS - Ohio History Center Exhibit Replacement	\$	1,000,000	3936
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C23024	OHS - Statewide Site Exhibit Renovation	\$	750,000	3937
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C23025	OHS - Statewide Site Repairs	\$	1,050,410	3938
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C23028	OHS - Basic Renovations and Emergency Repairs	\$	1,000,000	3939
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C23030	OHS - Rankin House State Memorial	\$	393,250	3940
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C23031	OHS - Harding Home State Memorial	\$	1,354,559	3941
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C23032	OHS - Ohio Historical Center Rehabilitation	\$	1,007,370	3942
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C23033	OHS - Stowe House State Memorial	\$	1,028,500	3943
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C23045	OHS - Lockington Locks Stabilization	\$	513,521	3944
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C23051	Tecumseh Theater Opera House Restoration	\$	50,000	3945
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C23057	OHS - Online Portal to Ohio's Heritage	\$	850,000	3946
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C23083	Stan Hywet Hall and Gardens Manor House	\$	250,000	3947
C23098	Twin City Opera House	\$	100,000	3948
C230AA	Cleveland Grays Armory Museum	\$	350,000	3949
C230AB	Cleveland Music Hall	\$	400,000	3950
C230AC	Cleveland Zoological Society	\$	200,000	3951
C230AD	Saint Luke's Pointe	\$	200,000	3952
C230AE	Variety Theatre	\$	250,000	3953
C230AF	Fairview Park Bain Park Cabin	\$	70,000	3954
C230AG	Darke County Historical Society Garst Museum Parking Lot	\$	150,000	3955
C230AH	Longtown Clemens Farmstead Museum	\$	90,000	3956
C230AJ	Auglaize Village Mansfield Museum and Train Depot	\$	125,000	3957
C230AK	Sandusky State Theatre	\$	750,000	3958
C230AL	Fairfield Decorative Arts Center	\$	60,000	3959
C230AM	General Sherman House Museum	\$	100,000	3960
C230AN	Village of Millersport Corridor Improvements	\$	250,000	3961
C230AP	Fayette County Museum	\$	25,000	3962
C230AQ	Aminah Robinson Cultural Arts and Community Center	\$	150,000	3963
C230AR	COSI Building Exhibit Expansion	\$	5,000,000	3964
C230AS	Renovations of the Lincoln Theatre	\$	300,000	3965
C230AT	Motts Military Museum and 9-11 Memorial	\$	50,000	3966
C230AU	Charleen and Charles Hinson Amphitheater	\$	1,000,000	3967
C230AV	Veterans Memorial for Senecaville	\$	15,000	3968
C230AW	Carnegie Center of Columbia - Tusculum Renovation	\$	131,000	3969
C230AX	Cincinnati Shakespeare Company	\$	750,000	3970
C230AY	Ensemble Theatre Cincinnati	\$	100,000	3971
C230AZ	Madcap Productions - New Madcap Puppet Theater	\$	200,000	3972
C230B1	Karamu House 2.0	\$	800,000	3973

C230BA	Riverbend and Taft Theater	\$	85,000	3974
C230BB	Golf Manor Volunteer Park Outdoor Amphitheater	\$	45,000	3975
C230BC	Native American Museum of Mariemont	\$	400,000	3976
C230BD	Hancock County Sports Hall of Fame	\$	15,000	3977
C230BE	Four Corners Heritage Center Historic Structure	\$	100,000	3978
C230BF	Malinta Ohio Historical Site Rehabilitation	\$	19,000	3979
C230BG	William Scott House	\$	110,000	3980
C230BH	Loudonville Opera House Renovations	\$	250,000	3981
C230BJ	Oak Hill Liberty Theatre	\$	100,000	3982
C230BK	Knox County Memorial Theatre	\$	150,000	3983
C230BL	Fairport Harbor Lighthouse Project	\$	200,000	3984
C230BM	Lake County History Center Rehab Project	\$	250,000	3985
C230BN	Ro-Na Theater Performing Arts Center	\$	200,000	3986
C230BP	Weathervane Playhouse Renovations	\$	50,000	3987
C230BQ	Logan County Veterans Memorial Hall Restoration	\$	300,000	3988
C230BR	Amherst Historical Water Tower Project	\$	40,000	3989
C230BS	Elyria Pioneer Plaza	\$	75,000	3990
C230BT	LaGrange Township Historic Fire Station	\$	32,000	3991
C230BU	Lorain Palace Theatre and Civic Center Rehabilitation	\$	150,000	3992
C230BV	Downtown Toledo Music Hall	\$	400,000	3993
C230BW	Toledo Museum of Art Polishing the Gem Project	\$	1,500,000	3994
C230BX	Plain City Restoration of Historic Clock Tower	\$	30,000	3995
C230BY	Homerville Community Center Expansion	\$	100,000	3996
C230BZ	Medina County Historical Society	\$	100,000	3997
C230CA	Fort Recovery Historical Society	\$	75,000	3998
C230CB	Boonshoft Museum of Discovery	\$	1,000,000	3999

C230CC	Dayton History Heritage Center of Regional Leadership	\$	1,500,000	4000
C230CD	Dayton Project M & M	\$	550,000	4001
C230CE	Trotwood Community Center	\$	250,000	4002
C230CF	Zanesville Community Theater	\$	75,000	4003
C230CG	John Paulding Historical Museum Expansion	\$	30,000	4004
C230CH	Mt. Perry Scenic Railroad Structure Renovations	\$	125,000	4005
C230CJ	Perry County Opera House / Community Center	\$	50,000	4006
C230CK	Circleville Memorial Hall	\$	150,000	4007
C230CL	Everts Community & Arts Center	\$	200,000	4008
C230CM	Waverly Old Children's Home Renovation	\$	20,000	4009
C230CN	Garrettsville Buckeye Block Community Theatre	\$	700,000	4010
C230CP	Historic Hiram Hayden Auditorium	\$	375,000	4011
C230CR	Kent Stage Theater Restoration Project	\$	450,000	4012
C230CS	Mantua Township Historic Bell Tower	\$	140,000	4013
C230CT	Windham Veterans Memorial Plaque	\$	12,000	4014
C230CU	North Central Ohio Industrial Museum	\$	100,000	4015
C230CV	Majestic Theatre Renovation Project Phase II	\$	750,000	4016
C230CW	Seneca County Museum	\$	50,000	4017
C230CX	Arts In Stark	\$	355,000	4018
C230CY	City of Canton Central Plaza Memorial Statues	\$	100,000	4019
C230CZ	McKinley Presidential Museum	\$	135,000	4020
C230DA	Jackson North Park Amphitheater	\$	1,000,000	4021
C230DB	Five Oaks Historic Home	\$	350,000	4022
C230DC	Massillon Museum	\$	1,500,000	4023
C230DD	1893 Genoa Schoolhouse Restoration	\$	57,000	4024
C230DE	Melscheimer Schoolhouse Restoration	\$	15,000	4025

C230DF	Bud and Susie Rogers Garden	\$	400,000	4026
C230DG	The Courtyard at East Woods	\$	90,000	4027
C230DH	W.D. Packard Music Hall Elevator	\$	200,000	4028
C230DJ	Tuscarawas County Cultural Arts Center	\$	500,000	4029
C230DK	Zoar Bicentennial Village	\$	12,000	4030
C230DL	Marysville Avalon Theatre Renovations	\$	300,000	4031
C230DM	Convoy Opera House	\$	60,000	4032
C230DN	Van Wert Historical Society Museum	\$	112,000	4033
C230DP	Wassenberg Art Center	\$	175,000	4034
C230DR	Warren County Historical Society Handicap Entrance Project	\$	190,000	4035
C230DS	Smithville Community Historical Society	\$	50,000	4036
C230DT	Wayne County Buckeye Agricultural Museum & Education Center	\$	400,000	4037
C230DU	Kister Water Mill and Education Center	\$	200,000	4038
C230DV	Wayne Center for the Arts	\$	150,000	4039
C230DW	West Liberty Town Hall Opera House	\$	150,000	4040
C230DX	Medina City Parking Deck	\$	1,000,000	4041
C230DY	Cincinnati Zoo Cheetah Run & Encounter	\$	250,000	4042
C230DZ	Columbus Zoo - Japanese Macaque Exhibit	\$	250,000	4043
C230EA	Cleveland Museum of Art	\$	1,100,000	4044
C230EB	Unionville Tavern Rehabilitation - Phase I Exterior	\$	160,000	4045
C230EC	Triumph of Flight	\$	250,000	4046
C230ED	OHS - Historical Center/Ohio Village Buildings	\$	300,000	4047
C230J4	Cleveland Museum of Natural History	\$	3,300,000	4048
C230K1	Historic Strand Theatre Renovation	\$	175,000	4049
C230K9	Washington Court House Auditorium	\$	100,000	4050
C230L5	CAPA's Renovations of the Palace Theatre	\$	250,000	4051
C230L7	Sauder Village Experience	\$	500,000	4052
C230L9	Ariel Theatre	\$	200,000	4053
C230M3	Geauga Lyric Theater Guild	\$	200,000	4054

C230M6	Cincinnati Art Museum	\$	750,000	4055
C230M8	Cincinnati Zoo	\$	1,750,000	4056
C230N1	Cincinnati Music Hall	\$	500,000	4057
C230N8	Steubenville Grand Theatre Restoration Project	\$	75,000	4058
C230N9	South Leroy Meeting House Restoration	\$	50,000	4059
C230P1	Fine Arts Association Facility Expansion/Renovation	\$	650,000	4060
C230Q1	Imagination Station	\$	200,000	4061
C230Q3	Columbus Zoo - Entry Village Guest Services Improvements	\$	500,000	4062
C230Q7	Butler Institute of American Art	\$	500,000	4063
C230Q8	Henry H. Stambaugh Auditorium	\$	500,000	4064
C230Q9	Marion Palace Theatre	\$	100,000	4065
C230R1	Bradford Railway Museum	\$	75,000	4066
C230R7	Dayton Art Institute's Centennial - Preservation & Accessibility	\$	1,000,000	4067
C230T2	John Brown House and Grounds Restoration	\$	250,000	4068
C230T3	Hale Farm & Village Capital Improvement Project	\$	100,000	4069
C230U2	Folger Home of Avon Lake	\$	75,000	4070
C230U3	DeYor Performing Arts Center Heating and Cooling	\$	1,250,000	4071
C230W7	OHS - Lundy House Restoration	\$	409,370	4072
C230W8	OHS - Cedar Bog Improvements	\$	193,600	4073
C230W9	OHS - Hayes Center Improvements	\$	290,400	4074
C230X1	OHS - Site Energy Conservation	\$	239,580	4075
C230X2	OHS - Collections Storage Facility Object Evaluation	\$	400,000	4076
C230X5	OHS - State Archives Shelving	\$	3,000,000	4077
C230X6	OHS - Fort Ancient Earthworks	\$	219,440	4078
C230Y1	Meigs Township Veterans Monument	\$	5,000	4079
C230Y2	Serpent Mound	\$	50,000	4080



C230Y3	Allen County Museum	\$	100,000	4081
C230Y4	Schine's Theater Restoration	\$	300,000	4082
C230Y5	Hayesville Opera House	\$	20,000	4083
C230Y6	Ashtabula Maritime and Surface Transportation Museum	\$	100,000	4084
C230Y7	Ashtabula Covered Bridge Festival Entertainment Pavilion	\$	100,000	4085
C230Y8	Armstrong Air and Space Museum and STEM Education Center	\$	900,000	4086
C230Y9	Gaslight Theatre Building Renovation Project	\$	300,000	4087
C230Z1	Caroline Scott Harrison Statue	\$	75,000	4088
C230Z2	City of Trenton Amphitheatre Cover	\$	50,000	4089
C230Z3	Historic Batavia Armory	\$	300,000	4090
C230Z4	Columbiana County Bowstring Arch Bridge Rehabilitation	\$	200,000	4091
C230Z5	Coshocton Planetarium	\$	75,000	4092
C230Z6	Bedford Historical Society	\$	100,000	4093
C230Z7	Historical Society of Broadview Heights	\$	150,000	4094
C230Z8	Brooklyn John Frey Park	\$	140,000	4095
C230Z9	Chagrin Falls Center Community Arts	\$	600,000	4096
TOTAL	Cultural and Sports Facilities Building Fund	\$	63,345,000	4097
	School Building Program Assistance Fund (Fund 7032)			4098
C23002	School Building Program Assistance	\$	500,000,000	4099
TOTAL	School Building Program Assistance Fund	\$	500,000,000	4100
TOTAL ALL FUNDS		\$	716,845,000	4101

STATE AGENCY PLANNING/ASSESSMENT 4102

The foregoing appropriation item C230E5, State Agency 4103  
 Planning/Assessment, shall be used by the Facilities Construction 4104  
 Commission to provide assistance to any state agency for 4105  
 assessment, capital planning, and maintenance management. 4106

SCHOOL BUILDING PROGRAM ASSISTANCE 4107

The foregoing appropriation item C23002, School Building Program Assistance, shall be used by the School Facilities Commission to provide funding to school districts that receive conditional approval from the Commission pursuant to Chapter 3318. of the Revised Code.

**Section 239.20.** The Treasurer of State is hereby authorized to issue and sell, in accordance with Section 2i of Article VIII, Ohio Constitution, and Chapter 154. and other applicable sections of the Revised Code, original obligations in an aggregate principal amount not to exceed \$48,000,000 in addition to the original issuance of obligations heretofore authorized by prior acts of the General Assembly. These authorized obligations shall be issued, subject to applicable constitutional and statutory limitations, as needed to provide sufficient moneys to the credit of the Cultural and Sports Facilities Building Fund (Fund 7030) to pay costs of capital facilities as defined in section 154.01 of the Revised Code, including construction as defined in division (H) of section 123.28 of the Revised Code, of the Ohio cultural capital facilities designated in appropriations in this act made from Fund 7030.

**Section 239.30.** The Ohio Public Facilities Commission is hereby authorized to issue and sell, in accordance with Section 2n of Article VIII, Ohio Constitution, and Chapter 151. and particularly sections 151.01 and 151.03 of the Revised Code, original obligations in an aggregate principal amount not to exceed \$400,000,000, in addition to the original issuance of obligations heretofore authorized by prior acts of the General Assembly. These authorized obligations shall be issued, subject to applicable constitutional and statutory limitations, as needed to provide sufficient moneys to the credit of the School Building Program Assistance Fund (Fund 7032) to pay the costs to the state

of constructing classroom facilities pursuant to sections 3318.01 4139  
to 3318.33 of the Revised Code. 4140

**Section 241.10. JFS DEPARTMENT OF JOB AND FAMILY SERVICES 4141**

Special Administrative Fund (Fund 4A90) 4142

C60005 Youngstown Office Improvements \$ 190,418 4143

C60007 Lima Office Improvements \$ 106,880 4144

C60009 Central Office Improvements \$ 200,000 4145

TOTAL Special Administrative Fund \$ 497,298 4146

TOTAL ALL FUNDS \$ 497,298 4147

**Section 243.10. JSC JUDICIARY SUPREME COURT 4149**

Administrative Building Fund (Fund 7026) 4150

C00502 General Building Renovations \$ 8,373,883 4151

TOTAL Administrative Building Fund \$ 8,373,883 4152

TOTAL ALL FUNDS \$ 8,373,883 4153

**Section 245.10. PWC PUBLIC WORKS COMMISSION 4155**

State Capital Improvements Fund (Fund 7038) 4156

C15000 Local Public Infrastructure/State CIP \$ 350,000,000 4157

TOTAL State Capital Improvements Fund \$ 350,000,000 4158

State Capital Improvements Revolving Loan Fund (Fund 7040) 4159

C15030 Revolving Loan \$ 75,400,000 4160

TOTAL State Capital Improvements Revolving Loan \$ 75,400,000 4161

Fund

Clean Ohio Conservation Fund (Fund 7056) 4162

C15060 Clean Ohio Conservation Program \$ 75,000,000 4163

TOTAL Clean Ohio Conservation Fund \$ 75,000,000 4164

TOTAL ALL FUNDS \$ 500,400,000 4165

**LOCAL PUBLIC INFRASTRUCTURE 4166**

The foregoing appropriation item C15000, Local Public  
Infrastructure/State CIP, shall be used in accordance with  
sections 164.01 to 164.12 of the Revised Code. The Director of the  
Public Works Commission may certify to the Director of Budget and  
Management that a need exists to appropriate investment earnings  
to be used in accordance with sections 164.01 to 164.12 of the  
Revised Code. If the Director of Budget and Management determines  
pursuant to division (D) of section 164.08 and section 164.12 of  
the Revised Code that investment earnings are available to support  
additional appropriations, such amounts are hereby appropriated.

If the Public Works Commission receives refunds due to  
project overpayments that are discovered during a post-project  
audit, the Director of the Public Works Commission may certify to  
the Director of Budget and Management that refunds have been  
received. In certifying the refunds, the Director of the Public  
Works Commission shall provide the Director of Budget and  
Management information on the project refunds. The certification  
shall detail by project the source and amount of project  
overpayments received and include any supporting documentation  
required or requested by the Director of Budget and Management.  
Upon receipt of the certification, the Director of Budget and  
Management shall determine if the project refunds are necessary to  
support existing appropriations. If the project refunds are  
available to support additional appropriations, these amounts are  
hereby appropriated to appropriation item C15000, Local Public  
Infrastructure/State CIP.

REVOLVING LOAN 4193

The foregoing appropriation item C15030, Revolving Loan,  
shall be used in accordance with sections 164.01 to 164.12 of the  
Revised Code.

If the Public Works Commission receives refunds due to  
project overpayments that are discovered during a post-project

audit, the Director of the Public Works Commission may certify to 4199  
the Director of Budget and Management that refunds have been 4200  
received. In certifying the refunds, the Director of the Public 4201  
Works Commission shall provide the Director of Budget and 4202  
Management information on the project refunds. The certification 4203  
shall detail by project the source and amount of project 4204  
overpayments received and include any supporting documentation 4205  
required or requested by the Director of Budget and Management. 4206  
Upon receipt of the certification, the Director of Budget and 4207  
Management shall determine if the project refunds are necessary to 4208  
support existing appropriations. If the project refunds are 4209  
available to support additional appropriations, these amounts are 4210  
hereby appropriated to appropriation item C15030, Revolving Loan. 4211

STATE CAPITAL IMPROVEMENTS REVOLVING LOAN FUND 4212

Revenues to the State Capital Improvements Revolving Loan 4213  
Fund (Fund 7040) shall consist of all repayments of loans made to 4214  
local subdivisions for capital improvements, investment earnings 4215  
on moneys in the fund, and moneys obtained from federal or private 4216  
grants or from other sources for the purpose of making loans for 4217  
the purpose of financing or assisting in the financing of the cost 4218  
of capital improvement projects of local subdivisions. 4219

CLEAN OHIO CONSERVATION GRANT REPAYMENTS 4220

Any amount in grant repayments received by the Public Works 4221  
Commission and deposited into the Clean Ohio Conservation Fund 4222  
pursuant to section 164.261 of the Revised Code is hereby 4223  
appropriated through the foregoing appropriation item C15060, 4224  
Clean Ohio Conservation. 4225

**Section 245.20.** The Ohio Public Facilities Commission is 4226  
hereby authorized to issue and sell, in accordance with Section 2p 4227  
of Article VIII, Ohio Constitution, and sections 151.01 and 151.08 4228  
of the Revised Code, original obligations, in an aggregate 4229

principal amount not to exceed \$332,000,000, in addition to the 4230  
original obligations heretofore authorized by prior acts of the 4231  
General Assembly. These authorized obligations shall be issued and 4232  
sold from time to time and in amounts necessary to ensure 4233  
sufficient moneys to the credit of the State Capital Improvements 4234  
Fund (Fund 7038) to pay costs of capital improvement projects of 4235  
local subdivisions. 4236

**Section 245.30.** The Ohio Public Facilities Commission is 4237  
hereby authorized to issue and sell, in accordance with Sections 4238  
2o and 2q of Article VIII, Ohio Constitution, and pursuant to 4239  
sections 151.01 and 151.09 of the Revised Code, original 4240  
obligations of the state in an aggregate principal amount not to 4241  
exceed \$100,000,000 in addition to the original issuance of 4242  
obligations heretofore authorized by prior acts of the General 4243  
Assembly. These authorized obligations shall be issued and sold 4244  
from time to time, subject to applicable constitutional and 4245  
statutory limitations, as needed to ensure sufficient moneys to 4246  
the credit of the Clean Ohio Conservation Fund (Fund 7056), the 4247  
Clean Ohio Agricultural Easement Fund (Fund 7057), and the Clean 4248  
Ohio Trail Fund (Fund 7061) to pay costs of conservation projects. 4249

**Section 247.10.** OSB SCHOOL FOR THE BLIND 4250  
Administrative Building Fund (Fund 7026) 4251  
C22616 Renovations and Improvements \$ 250,000 4252  
C22620 School HVAC Renovation \$ 159,000 4253  
C22628 Old Campus Building Demolition \$ 110,653 4254  
C22629 Roadway Improvements \$ 275,000 4255  
TOTAL Administrative Building Fund \$ 794,653 4256  
TOTAL ALL FUNDS \$ 794,653 4257

**Section 249.10.** OSD SCHOOL FOR THE DEAF 4259

Administrative Building Fund (Fund 7026)			4260
C22107	Renovations and Improvements	\$ 250,000	4261
C22111	Staff Building Windows and Repairs	\$ 159,000	4262
C22114	Dormitory Construction	\$ 2,503,000	4263
C22116	Old Campus Building Demolition	\$ 193,134	4264
TOTAL Administrative Building Fund		\$ 3,105,134	4265
TOTAL ALL FUNDS		\$ 3,105,134	4266

**Section 509.10.** CERTIFICATION OF AVAILABILITY OF MONEYS 4268

Moneys that require release shall not be expended from any 4269  
appropriation contained in this act without certification of the 4270  
Director of Budget and Management that there are sufficient moneys 4271  
in the state treasury in the fund from which the appropriation is 4272  
made. Such certification made by the Office of Budget and 4273  
Management shall be based on estimates of revenue, receipts, and 4274  
expenses. Nothing in this section limits the authority of the 4275  
Director of Budget and Management granted in section 126.07 of the 4276  
Revised Code. 4277

**Section 509.20.** LIMITATION ON USE OF CAPITAL APPROPRIATIONS 4278

The appropriations made in this act, excluding those made 4279  
from the State Capital Improvement Fund (Fund 7038) and the State 4280  
Capital Improvements Revolving Loan Fund (Fund 7040) for buildings 4281  
or structures, including remodeling and renovations, are limited 4282  
to: 4283

(A) Acquisition of real property or interests in real 4284  
property; 4285

(B) Buildings and structures, which includes construction, 4286  
demolition, complete heating and cooling, lighting, and lighting 4287  
fixtures, and all necessary utilities, ventilating, plumbing, 4288  
sprinkling, water and sewer systems, when such systems are 4289  
authorized or necessary; 4290

(C) Architectural, engineering, and professional services	4291
expenses directly related to the projects;	4292
(D) Machinery that is a part of structures at the time of	4293
initial acquisition or construction;	4294
(E) Acquisition, development, and deployment of new computer	4295
systems, including the redevelopment or integration of existing	4296
and new computer systems, but excluding regular or ongoing	4297
maintenance or support agreements;	4298
(F) Furniture, fixtures, or equipment that meets all the	4299
following criteria:	4300
(1) Is essential in bringing the facility up to its intended	4301
use or is necessary for the functioning of the particular facility	4302
or project;	4303
(2) Has a unit cost, and not the individual parts of a unit,	4304
of about \$100 or more; and	4305
(3) Has a useful life of five years or more.	4306
Furniture, fixtures, or equipment that is not an integral	4307
part of or directly related to the basic purpose or function of a	4308
project for which moneys are appropriated shall not be paid from	4309
these appropriations. This paragraph does not apply to	4310
appropriation line items for furniture, fixtures, or equipment.	4311
<b>Section 509.30. CONTINGENCY RESERVE REQUIREMENT</b>	4312
Any request for release of capital appropriations by the	4313
Director of Budget and Management or the Controlling Board for	4314
projects, the contracts for which are awarded by the Ohio	4315
Facilities Construction Commission, shall contain a contingency	4316
reserve, the amount of which shall be determined by the Ohio	4317
Facilities Construction Commission, for payment of unanticipated	4318
project expenses. Any amount deducted from the encumbrance for a	4319
contractor's contract as an assessment for liquidated damages	4320



shall be added to the encumbrance for the contingency reserve. 4321  
Contingency reserve funds shall be used to pay costs resulting 4322  
from unanticipated job conditions, to comply with rulings 4323  
regarding building and other codes, to pay costs related to errors 4324  
or omissions in contract documents, to pay costs associated with 4325  
changes in the scope of work, and to pay the cost of settlements 4326  
and judgments related to the project. 4327

Any funds remaining upon completion of a project, may, upon 4328  
approval of the Controlling Board, be released for the use of the 4329  
institution to which the appropriation was made for another 4330  
capital facilities project or projects. 4331

**Section 509.40. SATISFACTION OF JUDGMENTS AND SETTLEMENTS** 4332  
**AGAINST THE STATE** 4333

Except as otherwise provided in this section, an 4334  
appropriation contained in this act or in any other act may be 4335  
used for the purpose of satisfying judgments, settlements, or 4336  
administrative awards ordered or approved by the Court of Claims 4337  
or by any other court of competent jurisdiction in connection with 4338  
civil actions against the state. This authorization does not apply 4339  
to appropriations that are to be applied to or used for payment of 4340  
guarantees by or on behalf of the state or for payments under 4341  
lease agreements relating to or debt service on bonds, notes, or 4342  
other obligations of the state. Notwithstanding any other section 4343  
of law to the contrary, this authorization includes appropriations 4344  
from funds into which proceeds or direct obligations of the state 4345  
are deposited only to the extent that the judgment, settlement, or 4346  
administrative award is for or represents capital costs for which 4347  
the appropriation may otherwise be used and is consistent with the 4348  
purpose for which any related obligations were issued or entered 4349  
into. Nothing contained in this section is intended to subject the 4350  
state to suit in any forum in which it is not otherwise subject to 4351

suit, nor is it intended to waive or compromise any defense or 4352  
right available to the state in any suit against it. 4353

**Section 509.50. CAPITAL RELEASES BY THE DIRECTOR OF BUDGET 4354**  
**AND MANAGEMENT 4355**

Notwithstanding section 126.14 of the Revised Code, 4356  
appropriations for appropriation items C50100, Local Jails, and 4357  
C50101, Community-Based Correctional Facilities, appropriated from 4358  
the Adult Correctional Building Fund (Fund 7027) to the Department 4359  
of Rehabilitation and Correction shall be released upon the 4360  
written approval of the Director of Budget and Management. The 4361  
appropriations from the Public School Building Fund (Fund 7021), 4362  
the Education Facilities Trust Fund (Fund N087), and the School 4363  
Building Program Assistance Fund (Fund 7032) to the School 4364  
Facilities Commission, from the Transportation Building Fund (Fund 4365  
7029) to the Department of Transportation, from the Clean Ohio 4366  
Conservation Fund (Fund 7056), the State Capital Improvement Fund 4367  
(Fund 7038), and the State Capital Improvements Revolving Loan 4368  
Fund (Fund 7040) to the Public Works Commission shall be released 4369  
upon presentation of a request to release the funds, by the agency 4370  
to which the appropriation has been made, to the Director of 4371  
Budget and Management. 4372

**Section 509.60. PREVAILING WAGE REQUIREMENT 4373**

Except as provided in section 4115.04 of the Revised Code, 4374  
moneys appropriated or reappropriated by the 131st General 4375  
Assembly shall not be used for the construction of public 4376  
improvements, as defined in section 4115.03 of the Revised Code, 4377  
unless the mechanics, laborers, or workers engaged therein are 4378  
paid the prevailing rate of wages prescribed in section 4115.04 of 4379  
the Revised Code. Nothing in this section affects the wages and 4380  
salaries established for state employees under Chapter 124. of the 4381

Revised Code, or collective bargaining agreements entered into by 4382  
the state under Chapter 4117. of the Revised Code, while engaged 4383  
on force account work, nor does this section interfere with the 4384  
use of inmate and patient labor by the state. 4385

**Section 509.70.** AUTHORIZATION OF THE DIRECTOR OF BUDGET AND 4386  
MANAGEMENT 4387

The Director of Budget and Management shall authorize both of 4388  
the following: 4389

(A) The initial release of moneys for projects from the funds 4390  
into which proceeds of direct obligations of the state are 4391  
deposited; and 4392

(B) The expenditure or encumbrance of moneys from funds into 4393  
which proceeds of direct obligations are deposited, only after 4394  
determining to the director's satisfaction that either of the 4395  
following applies: 4396

(1) The application of such moneys to the particular project 4397  
will not negatively affect any exclusion of the interest or 4398  
interest equivalent on obligations issued to provide moneys to the 4399  
particular fund from the calculation of gross income for federal 4400  
income tax purposes under the "Internal Revenue Code of 1986," 100 4401  
Stat. 2085, 26 U.S.C. 1, as amended. 4402

(2) Moneys for the project will come from the proceeds of 4403  
federally taxable obligations, the interest on which is not so 4404  
excluded from the calculation of gross income for federal income 4405  
tax purposes and which have been authorized and issued on that 4406  
basis by their issuing authority. 4407

In the event the director determines that the condition set 4408  
forth in division (B)(1) of this section does not apply, and that 4409  
there is no existing fund in the state treasury to enable 4410  
compliance with the condition set forth in division (B)(2) of this 4411

section, the director may create a fund in the state treasury for 4412  
the purpose of receiving proceeds of federally taxable 4413  
obligations. The director may establish capital appropriation 4414  
items in that taxable bond fund that correspond to the preexisting 4415  
capital appropriation items in the associated tax-exempt bond 4416  
fund. The director also may transfer capital appropriations in 4417  
whole or in part between the taxable and tax-exempt bond funds 4418  
within a particular purpose for which the bonds have been 4419  
authorized. 4420

**Section 509.80. SCHOOL FACILITIES ENCUMBRANCES AND 4421**  
**REAPPROPRIATIONS 4422**

At the request of the Executive Director of the Ohio School 4423  
Facilities Commission, the Director of Budget and Management may 4424  
cancel encumbrances for school district projects from a previous 4425  
biennium if the district has not raised its local share of project 4426  
costs within thirteen months of receiving Controlling Board 4427  
approval in accordance with section 3318.05 or 3318.41 of the 4428  
Revised Code. The Executive Director of the Ohio School Facilities 4429  
Commission shall certify the amounts of these canceled 4430  
encumbrances to the Director of Budget and Management on a 4431  
quarterly basis. The amounts of the canceled encumbrances are 4432  
hereby appropriated. 4433

**Section 509.90. REQUIREMENTS RELATING TO NON-STATE OWNERSHIP 4434**  
**OF CERTAIN FINANCED PROJECTS 4435**

(A) No capital improvement appropriations or reappropriations 4436  
made in this act from the Mental Health Facilities Improvement 4437  
Fund (Fund 7033) or from the Parks and Recreation Improvement Fund 4438  
(Fund 7035) shall be released for planning or for improvement, 4439  
renovation, or construction or acquisition of capital facilities 4440  
if a governmental agency, as defined in section 154.01 of the 4441

Revised Code, does not own the real property that constitutes the 4442  
capital facilities or on which the capital facilities are or will 4443  
be located. This restriction does not apply in any of the 4444  
following circumstances: 4445

(1) The governmental agency has a long-term (at least fifteen 4446  
years) lease of, or other interest (such as an easement) in, the 4447  
real property. 4448

(2) In the case of an appropriation or reappropriation for 4449  
capital facilities that, because of their unique nature or 4450  
location, will be owned or be part of facilities owned by a 4451  
separate nonprofit organization and made available to the 4452  
governmental agency for its use or operated by the nonprofit 4453  
organization under contract with the governmental agency, the 4454  
nonprofit organization either owns or has a long-term (at least 4455  
fifteen years) lease of the real property or other capital 4456  
facility to be improved, renovated, constructed, or acquired and 4457  
has entered into a joint or cooperative use agreement, with and 4458  
approved by the governmental agency for that agency's use of and 4459  
right to use the capital facilities to be financed and, if 4460  
applicable, improved, the value of such use or right to use being, 4461  
as determined by the parties, reasonably related to the amount of 4462  
the appropriation. 4463

(B) In the case of capital facilities referred to in division 4464  
(A)(2) of this section, the joint or cooperative use agreement 4465  
shall include, as a minimum, provisions that: 4466

(1) Specify the extent and nature of that joint or 4467  
cooperative use, extending for not fewer than fifteen years, with 4468  
the value of such use or right to use to be, as determined by the 4469  
parties and approved by the approving department, reasonably 4470  
related to the amount of the appropriation; 4471

(2) Provide for pro rata reimbursement to the state should 4472

the arrangement for joint or cooperative use by a governmental 4473  
agency be terminated; and 4474

(3) Provide that procedures to be followed during the capital 4475  
improvement process will comply with appropriate applicable state 4476  
statutes and rules, including the provisions of this act. 4477

**Section 518.10.** OBLIGATIONS ISSUED UNDER CHAPTER 151. OF THE 4478  
REVISED CODE 4479

The capital improvements for which appropriations are made in 4480  
this act from the Higher Education Improvement Taxable Fund (Fund 4481  
7024), the Ohio Parks and Natural Resources Fund (Fund 7031), the 4482  
School Building Program Assistance Fund (Fund 7032), the Higher 4483  
Education Improvement Fund (Fund 7034), the State Capital 4484  
Improvements Fund (Fund 7038), the Coal Research and Development 4485  
Fund (Fund 7046), the Clean Ohio Conservation Fund (Fund 7056), 4486  
the Clean Ohio Agricultural Easement Fund (Fund 7057), and the 4487  
Clean Ohio Trail Fund (Fund 7061) are determined to be capital 4488  
improvements and capital facilities for natural resources, a 4489  
statewide system of common schools, state-supported and 4490  
state-assisted institutions of higher education, local subdivision 4491  
capital improvement projects, coal research and development 4492  
projects, and conservation purposes (under the Clean Ohio Program) 4493  
and are designated as capital facilities to which proceeds of 4494  
obligations issued under Chapter 151. of the Revised Code are to 4495  
be applied. 4496

**Section 518.20.** OBLIGATIONS ISSUED UNDER CHAPTER 154. OF THE 4497  
REVISED CODE 4498

The capital improvements for which appropriations are made in 4499  
this act from the Administrative Building Fund (Fund 7026), the 4500  
Adult Correctional Building Fund (Fund 7027), the Juvenile 4501  
Correctional Building Fund (Fund 7028), the Transportation 4502

Building Fund (Fund 7029), the Cultural and Sports Facilities 4503  
Building Fund (Fund 7030), the Mental Health Facilities 4504  
Improvement Fund (Fund 7033), and the Parks and Recreation 4505  
Improvement Fund (Fund 7035) are determined to be capital 4506  
improvements and capital facilities for housing state agencies and 4507  
branches of government, mental health and developmental 4508  
disabilities, and parks and recreation and are designated as 4509  
capital facilities to which proceeds of obligations issued under 4510  
Chapter 154. of the Revised Code are to be applied. 4511

**Section 523.10. TRANSFER OF OPEN ENCUMBRANCES** 4512

Upon the request of the agency to which a capital project 4513  
appropriation item is appropriated, the Director of Budget and 4514  
Management may transfer open encumbrance amounts between separate 4515  
encumbrances for the project appropriation item to the extent that 4516  
any reductions in encumbrances are agreed to by the contracting 4517  
vendor and the agency. 4518

**Section 525.10. LITIGATION PROCEEDS DEPOSIT** 4519

Any proceeds received by the state as the result of 4520  
litigation or a settlement agreement related to any liability for 4521  
the planning, design, engineering, construction, or constructed 4522  
management of facilities operated by the Department of 4523  
Administrative Services shall be deposited into the General 4524  
Revenue Fund or the Building Improvement Fund (Fund 5KZ0). 4525

**Section 529.10. AGENCY ADMINISTRATION OF CAPITAL FACILITIES** 4526  
**PROJECTS** 4527

Notwithstanding section 123.21 of the Revised Code, the 4528  
Executive Director of the Ohio Facilities Construction Commission 4529  
may authorize the Departments of Mental Health and Addiction 4530  
Services, Developmental Disabilities, Agriculture, Job and Family 4531

Services, Rehabilitation and Correction, Youth Services, Public 4532  
Safety, Transportation, Veterans Services, and the Bureau of 4533  
Workers' Compensation to administer any capital facilities 4534  
projects, the estimated cost of which, including design fees, 4535  
construction, equipment, and contingency amounts, is less than 4536  
\$1,500,000. Requests for authorization to administer capital 4537  
facilities projects shall be made through the OAKS-CI application 4538  
by the applicable state agency. Upon the release of funds for the 4539  
projects by the Controlling Board or the Director of Budget and 4540  
Management, the agency may administer the capital project or 4541  
projects for which agency administration has been authorized 4542  
without the supervision, control, or approval of the Executive 4543  
Director of the Ohio Facilities Construction Commission. 4544

A state agency authorized by the Executive Director of the 4545  
Ohio Facilities Construction Commission to administer capital 4546  
facilities projects pursuant to this section shall comply with the 4547  
applicable procedures and guidelines established in Chapter 153. 4548  
of the Revised Code and shall track all project information in 4549  
OAKS-CI pursuant to Ohio Facilities Construction Commission 4550  
guidelines. 4551

**Section 531.10. CASH TRANSFER FROM THE GENERAL REVENUE FUND 4552**  
**TO THE PUBLIC SCHOOL BUILDING FUND 4553**

On the effective date of this section, or as soon as possible 4554  
thereafter, the Director of Budget and Management shall transfer 4555  
up to \$100,000,000 cash from the General Revenue Fund to the 4556  
Public School Building Fund (Fund 7021). 4557

**Section 533.10.** Subject to compliance with the provisions of 4558  
the bond proceedings for obligations, including but not limited to 4559  
the agreements referred to in division (D) of section 133.02 of 4560  
the Revised Code, the Director of Budget and Management may, upon 4561



consultation with the Director of Development Services, determine 4562  
that amounts held in the Job Ready Site Development Fund created 4563  
in section 122.0820 of the Revised Code that are proceeds of 4564  
obligations and interest thereon are no longer needed for the 4565  
payment of costs of sites and facilities, and may transfer those 4566  
amounts to the Job Ready Site Development Bond Service Fund 4567  
created in division (D) of section 151.11 of the Revised Code for 4568  
the payment of debt service on obligations. As used in this 4569  
section, "obligations" and "costs of sites and facilities" have 4570  
the same meanings as in section 151.11 of the Revised Code, and 4571  
"bond proceedings" and "debt service" have the same meanings as in 4572  
section 151.01 of the Revised Code. 4573

**Section 610.10.** That Sections 273.30 and 287.10 of Am. Sub. 4574  
S.B. 260 of the 131st General Assembly be amended to read as 4575  
follows: 4576

**Sec. 273.30. LOCAL PARKS PROJECTS** 4577

The amount reappropriated for appropriation item C725E2, 4578  
Local Parks Projects, ~~is the unencumbered and unallotted balance~~ 4579  
~~on June 30, 2016, in appropriation item C725E2, Local Parks~~ 4580  
~~Projects, plus \$99,758. Prior to the expenditure of this~~ 4581  
~~appropriation, the Department of Natural Resources shall certify~~ 4582  
~~to the Director of Budget and Management canceled encumbrances in~~ 4583  
~~the amount of at least \$99,758 shall be equal to the amount of all~~ 4584  
unreleased local parks projects and allowable administrative costs 4585  
specified in this section. 4586

Of the foregoing appropriation item C725E2, Local Parks 4587  
Projects, \$50,000 plus an amount equal to two per cent of the 4588  
projects listed may be used by the Department of Natural Resources 4589  
for the administration of local projects, unless released prior to 4590  
the effective date of this amendment; \$3,500,000 shall be used for 4591

the Public Square Redevelopment Project in Cleveland; \$1,500,000 4592  
shall be used for the City of Cleveland - Lakefront Access 4593  
Project; \$1,000,000 shall be used for the Middletown River Center; 4594  
\$500,000 shall be used for the New Economy Neighborhood - Phase 4595  
II; \$400,000 shall be used for the City of Sylvania River Trail; 4596  
\$250,000 shall be used for the Muskingum River Lock and Dam; 4597  
\$250,000 shall be used for the City of Toledo Promenade Park; 4598  
\$250,000 shall be used for the Montgomery County Agricultural 4599  
Facility Improvements; \$191,000 shall be used for Deerfield 4600  
Township Simpson Creek Erosion Mitigation and Bank Control; 4601  
\$165,000 shall be used for the Fredricktown Bike Path; \$100,000 4602  
shall be used for PASA Field Lighting; \$100,000 shall be used for 4603  
the Euclid Beach Pier; \$100,000 shall be used for the Liberty Park 4604  
Expansion - Twinsburg; \$100,000 shall be used for the Mudbrook 4605  
Trail and Greenway Project; \$100,000 shall be used for the Ohio to 4606  
Erie Trail; \$100,000 shall be used for the Midtown Cleveland 4607  
Mountain Bike Park; \$90,000 shall be used for Addyston Park 4608  
Improvements; \$75,000 shall be used for Scippo Creek Conservation; 4609  
\$60,000 shall be used for the Josiah Hedges Park Trail of Tiffin; 4610  
\$45,000 shall be used for the Bruce L. Chapin Bridge - Northcoast 4611  
Inland Trail; \$35,000 shall be used for the ASK Playground; 4612  
\$30,000 shall be used for the Round Town Bike Trail; \$25,000 shall 4613  
be used for the Newbury Veterans' Memorial Park; and \$10,000 shall 4614  
be used for Village of Albany Bike Paths. 4615

**Sec. 287.10. FCC FACILITIES CONSTRUCTION COMMISSION** 4616

Capital Donations Fund (Fund 5A10) 4617  
C230E2 Capital Donations \$ 1,004,929 4618  
TOTAL Capital Donations Fund \$ 1,004,929 4619  
Lottery Profits Education Fund (Fund 7017) 4620  
C23014 Classroom Facilities Assistance Program \$ 377,991 4621  
- Lottery Profits  
TOTAL Lottery Profits Education Fund \$ 377,991 4622

Public School Building Fund (Fund 7021)			4623
C23001	Public School Buildings	\$ 78,377,788	4624
C23004	Exceptional Needs	\$ 1,440,286	4625
C23008	Emergency School Building Assistance	\$ 9,685,579	4626
C230V9	School Security Grants	\$ 7,345,000	4627
C230W4	Community School Classroom Facilities Assistance	\$ 25,000,000	4628
TOTAL Public School Building Fund		\$ 121,848,653	4629
Administrative Building Fund (Fund 7026)			4630
C23016	Energy Conservation Project	\$ 2,462,389	4631
C230E3	Hazardous Substance Abatement	\$ 687,462	4632
C230E4	Americans with Disabilities Act	\$ 834,239	4633
C230E5	State Agency Planning/Assessment	\$ 500,000	4634
TOTAL Administrative Building Fund		\$ 4,484,090	4635
Cultural and Sports Facilities Building Fund (Fund 7030)			4636
C23022	Woodward Opera House Renovation	\$ 1,300,000	4637
C23028	OHS - Basic Renovations and Emergency Repairs	\$ 242,214	4638
C23029	OHS - Buffington Island State Memorial	\$ 33,475	4639
C23033	OHS - Stowe House State Memorial	\$ 270,000	4640
C23036	The Anchorage	\$ 50,000	4641
C23037	Galion Historic Big Four Depot Restoration	\$ 200,000	4642
C23039	Malinta Historical Society Caboose Exhibit	\$ 6,000	4643
<del>C23040</del>	<del>Broad Street Historical Renovation</del>	<del>\$ 300,000</del>	4644
C23041	Aurora Outdoor Amphitheatre	\$ 50,000	4645
C23045	OHS - Lockington Locks Stabilization	\$ 358,900	4646
C23048	First Lunar Flight Project	\$ 25,000	4647
C23050	The Octagon House	\$ 100,000	4648
C23051	Paul Brown Museum	\$ 75,000	4649
C23052	Little Brown Jug Facility Improvements	\$ 50,000	4650
C23053	Applecreek Historical Society	\$ 50,000	4651

C23054	Bucyrus Historic Depot Renovations	\$	30,000	4652
C23055	Portland Civil War Museum and Historical Displays	\$	25,000	4653
C23059	Lake Erie Nature and Science Center	\$	300,000	4654
C23060	Hallsville Historical Society	\$	100,000	4655
C23061	Madeira Historical Society/Miller House	\$	60,000	4656
C23062	Village of Edinburg Veterans Memorial	\$	35,000	4657
C23063	Redbrick Center for the Arts	\$	200,000	4658
C23064	BalletTech	\$	200,000	4659
C23065	Rickenbacker Boyhood Home	\$	139,000	4660
C23066	Variety Theater	\$	85,000	4661
C23067	Belle's Opera House Improvements	\$	50,000	4662
C23068	Huntington Playhouse	\$	40,000	4663
C23069	Cambridge Performing Arts Center	\$	37,500	4664
<del>C23070</del>	<del>Mohawk Veterans' Memorial</del>	<del>\$</del>	<del>15,000</del>	4665
C23072	Madisonville Arts Center of Hamilton County	\$	36,000	4666
C23073	Marietta Citizens Armory Cultural Center	\$	200,000	4667
C23098	Twin City Opera House	\$	400,000	4668
C230C7	OHS - Statewide Site Exhibit Renovations	\$	50,000	4669
C230F2	Second Century Project	\$	200,000	4670
C230F4	The Gordon, Hauss, Folk Company Mill	\$	250,000	4671
C230F5	Thatcher Temple Art Building	\$	37,500	4672
C230F6	Fitton Center for Creative Arts	\$	100,000	4673
C230F8	Gammon House Improvements	\$	75,000	4674
C230F9	Clark State Community College Performing Arts Center	\$	275,000	4675
C230G1	Murphy Theatre	\$	26,185	4676
C230G3	Public artPARK	\$	200,000	4677
C230G6	Rainey Institute - Safe Parking	\$	125,000	4678
C230G7	Ukrainian Museum - Archives	\$	125,000	4679
C230G8	Cleveland African-American Museum Restoration and Expansion	\$	150,000	4680

C230G9	Great Lakes Science Center Omnimax Theatre	\$	500,000	4681
C230H2	Cozad Bates House	\$	365,131	4682
C230H3	Beck Center	\$	402,349	4683
C230J4	Cleveland Museum of Natural History	\$	2,500,000	4684
C230J5	Phillis Wheatley - Hunter's Cove House	\$	350,000	4685
C230J6	West Side Market Renovation	\$	500,000	4686
C230J7	Cardinal Center	\$	75,000	4687
C230K3	African-American Legacy Project	\$	75,000	4688
C230K4	Ohio Glass Museum Furnace System	\$	4,267	4689
C230K6	Victoria Opera House Restoration Phase 2	\$	30,000	4690
C230K8	Sherman House Museum	\$	35,000	4691
C230L3	Harmony Project	\$	300,000	4692
C230L4	CCAD Cinematic Arts and Motion Capture Studio and Auditorium	\$	750,000	4693
C230L7	Sauder Village - 1920 Homestead	\$	131,274	4694
C230L8	Fulton County Visitor and Heritage Center	\$	1,000,000	4695
C230M3	Chardon Lyric Theatre	\$	50,000	4696
C230M5	Incline Theater Project	\$	550,000	4697
C230M7	Hamilton County Memorial Hall	\$	2,000,000	4698
C230M8	Cincinnati Zoo	\$	2,000,000	4699
C230M9	Union Terminal Restoration	\$	5,000,000	4700
C230N1	Cincinnati Music Hall Revitalization	\$	5,000,000	4701
C230N2	Kan Du Community Arts Center	\$	520,000	4702
C230N4	Appalachian Forest Museum	\$	100,000	4703
C230N5	Logan Theater	\$	25,000	4704
C230N6	Willard Train Viewing Platform	\$	50,000	4705
C230P3	Sterling Theater Revitalization Project	\$	200,000	4706
C230P6	Avon Isle Renovation Phase 2	\$	82,775	4707
C230P7	Oberlin Gasholder Building/Underground Railroad Center	\$	200,000	4708
C230Q1	Imagination Station Improvements	\$	695,000	4709

C230Q3	Columbus Zoo and Aquarium	\$	1,000,000	4710
C230Q4	Toledo Repertoire Theatre	\$	150,000	4711
C230Q8	Stambaugh Auditorium	\$	500,000	4712
C230R1	Bradford Rail Museum	\$	275,000	4713
C230R5	Wright Company Factory Project	\$	250,000	4714
C230R8	National Ceramic Museum and Heritage Center Renovation	\$	100,000	4715
C230S1	Tecumseh Theater - Opera House Restoration	\$	140,000	4716
C230S2	Perry County Historical and Cultural Arts Center	\$	341,600	4717
C230S5	Lucy Webb Hayes Heritage Center Exterior Replacement and Restoration	\$	100,000	4718
C230S6	Pumphouse Center for the Arts	\$	130,000	4719
C230S8	Pro Football Hall of Fame	\$	10,000,000	4720
C230S9	Park Theater Renovation	\$	159,078	4721
C230T1	Akron Civic Theater	\$	530,261	4722
C230T2	John Brown House and Grounds	\$	50,000	4723
C230T5	Mason Historical Society	\$	350,000	4724
C230T6	Cincinnati Zoo - Big Cat Facility	\$	1,000,000	4725
C230T9	Pemberville Opera House Elevator Project	\$	220,000	4726
C230U3	DeYor Performing Arts Center	\$	100,000	4727
<u>C230X7</u>	<u>Elyria Pioneer Arts Plaza</u>	<u>\$</u>	<u>300,000</u>	4728
<u>C230X8</u>	<u>Riverside Veterans Memorial</u>	<u>\$</u>	<u>15,000</u>	4729
TOTAL	Cultural and Sports Facilities Building Fund	\$	45,563,509	4730
	School Building Program Assistance Fund (Fund 7032)			4731
C23002	School Building Program Assistance	\$	249,369,425	4732
C23005	Exceptional Needs	\$	5,402,528	4733
C23010	Vocation Facilities Assistance Program	\$	2,660,326	4734
C23011	Corrective Action Program Grants	\$	21,082,454	4735
TOTAL	School Building Program Assistance Fund	\$	278,514,733	4736
TOTAL	ALL FUNDS	\$	451,793,905	4737
	<u>ELYRIA PIONEER ARTS PLAZA</u>			4738

The amount reappropriated for the foregoing appropriation 4739  
item C230X7, Elyria Pioneer Arts Plaza, is the unencumbered and 4740  
unallotted balance as of June 30, 2016, in appropriation item 4741  
C23040, Broad Street Historical Renovation. 4742

RIVERSIDE VETERANS MEMORIAL 4743

The amount reappropriated for the foregoing appropriation 4744  
item C230X8, Riverside Veterans Memorial, is the unencumbered and 4745  
unallotted balance as of June 30, 2016, in appropriation item 4746  
C23070, Mohawk Veterans' Memorial. 4747

SCHOOL BUILDING PROGRAM ASSISTANCE 4748

The amount reappropriated for the foregoing appropriation 4749  
item C23002, School Building Program Assistance, is the 4750  
unencumbered and unallotted balance as of June 30, 2016, in 4751  
appropriation item C23002, School Building Program Assistance, 4752  
plus the unencumbered and unallotted balance as of June 30, 2016, 4753  
in appropriation item C23019, College Prep Boarding School 4754  
Facility. 4755

CORRECTIVE ACTION PROGRAM GRANTS 4756

The foregoing appropriation item C23011, Corrective Action 4757  
Program Grants, may be used to provide funding to bring facilities 4758  
up to Ohio School Design Manual standards for a project funded 4759  
pursuant to sections 3318.01 to 3318.20 or 3318.40 to 3318.45 of 4760  
the Revised Code for the correction of work that is found after 4761  
occupancy of the facility to be defective, or to have been 4762  
omitted. Funding shall only be provided for work if the impacted 4763  
school district notifies the Executive Director of the Ohio School 4764  
Facilities Commission within five years after occupancy of the 4765  
facility for which the district seeks the funding. The Commission 4766  
may provide funding assistance necessary to take corrective 4767  
measures after evaluating defective or omitted work. If the work 4768  
to be corrected or remediated is part of a project not yet 4769

completed, the Commission may amend the project agreement to 4770  
increase the project budget and use corrective action funding to 4771  
provide the state portion of the amendment. If the work to be 4772  
corrected or remediated was part of a completed project and funds 4773  
were retained or transferred pursuant to division (C) of section 4774  
3318.12 of the Revised Code, the Commission may enter into a new 4775  
agreement to address the necessary corrective action. The 4776  
Commission shall assess responsibility for the defective or 4777  
omitted work and seek cost recovery from responsible parties, if 4778  
applicable. Any funds recovered shall be applied first to the 4779  
district portion of the cost of the corrective action. Any 4780  
remaining funds shall be applied to the state portion and 4781  
deposited into the School Building Program Assistance Fund (Fund 4782  
7032). 4783

HAZARDOUS SUBSTANCE ABATEMENT IN STATE FACILITIES 4784

The foregoing appropriation item C230E3, Hazardous Substance 4785  
Abatement, shall be used to fund the removal of asbestos, PCB, 4786  
radon gas, and other contamination hazards from state facilities. 4787

Prior to the release of funds for asbestos abatement, the 4788  
Ohio Facilities Construction Commission shall review proposals 4789  
from state agencies to use these funds for asbestos abatement 4790  
projects based on criteria developed by the Ohio Facilities 4791  
Construction Commission. Upon a determination by the Ohio 4792  
Facilities Construction Commission that the requesting agency 4793  
cannot fund the asbestos abatement project or other toxic 4794  
materials removal through existing capital and operating 4795  
appropriations, the Commission may request the release of funds 4796  
for such projects by the Controlling Board. State agencies 4797  
intending to fund asbestos abatement or other toxic materials 4798  
removal through existing capital and operating appropriations 4799  
shall notify the Executive Director of the Ohio Facilities 4800  
Construction Commission of the nature and scope prior to 4801



commencing the project. 4802

Only agencies that have received appropriations for capital 4803  
projects from the Administrative Building Fund (Fund 7026) are 4804  
eligible to receive funding from this item. Public school 4805  
districts are not eligible. 4806

ENERGY CONSERVATION PROJECT 4807

The foregoing appropriation item C23016, Energy Conservation 4808  
Project, shall be used to perform energy conservation renovations, 4809  
including the United States Environmental Protection Agency's 4810  
Energy Star Program, in state-owned facilities. Prior to the 4811  
release of funds for renovation, state agencies shall have 4812  
performed a comprehensive energy audit for each project. The Ohio 4813  
Facilities Construction Commission shall review and approve 4814  
proposals from state agencies to use these funds for energy 4815  
conservation. Public school districts and state-supported and 4816  
state-assisted institutions of higher education are not eligible 4817  
for funding from this item. 4818

IMPLEMENTATION OF AMERICANS WITH DISABILITIES ACT 4819

The foregoing appropriation item C230E4, Americans with 4820  
Disabilities Act, shall be used to renovate state-owned facilities 4821  
to provide access for physically disabled persons in accordance 4822  
with Title II of the Americans with Disabilities Act. 4823

Prior to the release of funds for renovation, state agencies 4824  
shall perform self-evaluations of state-owned facilities 4825  
identifying barriers to access to service. State agencies shall 4826  
prioritize access barriers and develop a transition plan for the 4827  
removal of these barriers. The Ohio Facilities Construction 4828  
Commission shall review proposals from state agencies to use these 4829  
funds for Americans with Disabilities Act renovations. 4830

Only agencies that have received appropriations for capital 4831  
projects from the Administrative Building Fund (Fund 7026) are 4832

eligible to receive funding from this item. Public school 4833  
districts are not eligible. 4834

**Section 610.11.** That existing Sections 273.30 and 287.10 of 4835  
Am. Sub. S.B. 260 of the 131st General Assembly are hereby 4836  
repealed. 4837

**Section 701.10.** ENTERPRISE DATA CENTER SOLUTIONS PROJECT 4838

The Enterprise Data Center Solutions (EDCS) project is an 4839  
information technology initiative that will expand and improve the 4840  
state's cloud computing environment and will support upgrades to 4841  
enterprise shared solutions. The Department of Administrative 4842  
Services may continue to acquire and implement the EDCS project, 4843  
including, but not limited to, hardware and software and the 4844  
installation and implementation thereof. Any lease-purchase 4845  
agreement utilized under Chapter 125. of the Revised Code to 4846  
finance the EDCS project, including any fractionalized interests 4847  
in public obligations as defined in division (N) of section 133.01 4848  
of the Revised Code, shall be limited in amount to not more than 4849  
\$30,000,000 and shall provide at the end of the lease period that 4850  
the financed assets become the property of the state. 4851

**Section 701.20.** OHIO ADMINISTRATIVE KNOWLEDGE SYSTEM PROJECT 4852

The Ohio Administrative Knowledge System (OAKS) is an 4853  
enterprise resource planning system that replaced the state's 4854  
central services infrastructure systems. The Department of 4855  
Administrative Services, in conjunction with the Office of Budget 4856  
and Management, may continue to acquire and implement OAKS, 4857  
including, but not limited to, the purchasing of hardware and 4858  
software and the installation and implementation thereof. Any 4859  
lease-purchase agreement utilized under Chapter 125. of the 4860  
Revised Code to finance OAKS, including any fractionalized 4861  
interests in public obligations as defined in division (N) of 4862

section 133.01 of the Revised Code, is limited in amount to not 4863  
more than \$22,000,000, and shall provide at the end of the lease 4864  
period that the financed asset becomes the property of the state. 4865

**Section 701.30. STATE TAXATION ACCOUNTING AND REVENUE SYSTEM** 4866

The State Taxation Accounting and Revenue System (STARS) is 4867  
an integrated tax collection and audit system that will replace 4868  
all of the state's existing separate tax software and 4869  
administration systems for the various taxes collected by the 4870  
state. The Department of Administrative Services, in conjunction 4871  
with the Department of Taxation, may continue to acquire and 4872  
implement STARS, including, but not limited to, the application 4873  
hardware and software and the installation and implementation 4874  
thereof, for the use of the Department of Taxation. Any 4875  
lease-purchase agreement utilized under Chapter 125. of the 4876  
Revised Code to finance STARS, including any fractionalized 4877  
interests in public obligations as defined in division (N) of 4878  
section 133.01 of the Revised Code, is limited in amount to not 4879  
more than \$10,000,000, and shall provide at the end of the lease 4880  
period that the financed asset becomes the property of the state. 4881

**Section 701.40. BUREAU OF CRIMINAL INVESTIGATION RECORDS** 4882  
**SYSTEM** 4883

The Ohio Attorney General may acquire and implement the 4884  
Bureau of Criminal Investigation Records System (BCIRS), 4885  
including, but not limited to, the application hardware and 4886  
software and the installation and implementation thereof. The 4887  
BCIRS is a criminal records management and biometric 4888  
identification system that will replace the Ohio Attorney 4889  
General's existing computerized criminal history and automated 4890  
fingerprint identification systems. The Ohio Attorney General may 4891  
utilize a lease-purchase agreement and related financing 4892

documents, including any fractionalized interests in public 4893  
obligations as defined in division (N) of section 133.01 of the 4894  
Revised Code. Upon the written request of and in consultation with 4895  
the Ohio Attorney General, the Office of Budget and Management 4896  
shall make arrangements for the timely issuance of any obligations 4897  
representing those fractionalized interests, all as necessary to 4898  
finance the BCIRS within the requested time frame, provided that 4899  
the aggregate principal of the obligations issued shall be limited 4900  
in amount to not more than \$25,000,000. The lease-purchase 4901  
agreement shall provide at the end of the lease period that the 4902  
financed assets become the property of the state. 4903

**Section 806.10.** The items of law contained in this act, and 4904  
their applications, are severable. If an item of law contained in 4905  
this act, or if an application of an item of law contained in this 4906  
act, is held invalid, the invalidity does not affect other items 4907  
of law contained in this act and their applications that can be 4908  
given effect without the invalid item or application. 4909

**Section 812.10.** Sections of this act prefixed with a section 4910  
number in the 200s are and remain in full force and effect 4911  
commencing on July 1, 2016, and terminating on June 30, 2018, for 4912  
the purpose of drawing money from the state treasury in payment of 4913  
liabilities lawfully incurred under those sections, and on June 4914  
30, 2018, and not before, the moneys hereby appropriated lapse 4915  
into the funds from which they are severally appropriated. If, 4916  
under Section 1c of Article II, Ohio Constitution, the sections of 4917  
this act prefixed with a section number in the 200s do not take 4918  
effect until after July 1, 2016, the sections are and remain in 4919  
full force and effect commencing on that effective date. 4920

**Section 815.10.** The General Assembly, applying the principle 4921  
stated in division (B) of section 1.52 of the Revised Code that 4922  
amendments are to be harmonized if reasonably capable of 4923

simultaneous operation, finds that the following sections, 4924  
presented in this act as composites of the sections as amended by 4925  
the acts indicated, are the resulting versions of the sections in 4926  
effect prior to the effective date of the sections as presented in 4927  
this act: 4928

Section 123.22 of the Revised Code as amended by both Am. 4929  
Sub. H.B. 487 and Am. Sub. S.B. 315 of the 129th General Assembly. 4930

Section 3318.034 of the Revised Code as amended by both Am. 4931  
Sub. H.B. 487 and Am. Sub. S.B. 316 of the 129th General Assembly. 4932