

As Reported by the House Ways and Means Committee

132nd General Assembly

Regular Session

2017-2018

Sub. H. B. No. 124

Representatives Brenner, Carfagna

Cosponsor: Representative Hambley

A BILL

To authorize a joint vocational school district to
submit the question of a renewal tax levy to
voters who did not have an opportunity to vote
on the levy at an election held in November of
2015 because the levy was only placed on the
ballot in one of several counties in which the
district has territory and to declare an
emergency.

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

Section 1. (A) This section applies to a joint vocational
school district that meets all of the following criteria:

(1) The territory of the district includes all or a
portion of the territory of two or more counties.

(2) In 2015, the board of education of the district
proposed to renew one or more existing tax levies that ceased to
be collected in 2016.

(3) The question of the renewal levy was placed on the
November 2015 ballot only in the county in which the majority of
the electors of the district reside, and not in any other county

in which district electors reside. 19

(B) The board of education of the joint vocational school 20
district to which this section applies may adopt a resolution 21
declaring that the question of the renewal levy described in 22
division (A) of this section shall be submitted to the district 23
electors who reside in counties in which the question was not 24
placed on the ballot in 2015. The question may be placed on the 25
ballot at a general or special election to be held at a time 26
specified in the resolution. The resolution shall include, with 27
respect to that levy, the same purpose, the same rate expressed 28
in both mills for each dollar and dollars for each one hundred 29
dollars of valuation, and the same term of years as the 30
resolution proposing the question of the renewal levy placed on 31
the November 2015 ballot. 32

The resolution shall go into immediate effect upon its 33
passage, and no publication of the resolution shall be necessary 34
other than that provided for in the notice of election. A copy 35
of the resolution shall immediately after its passage be 36
certified to the boards of elections of the proper counties in 37
the manner provided by sections 3311.21 and 5705.25 of the 38
Revised Code, notwithstanding any provision of section 5705.03 39
of the Revised Code. Those sections shall govern the 40
arrangements for the submission of such question and other 41
matters concerning the election to which those sections refer, 42
including publication of notice of the election, except that the 43
election shall be held on the date specified in the resolution. 44
Notwithstanding section 3501.17 of the Revised Code, the board 45
of education of the district shall not be required to pay its 46
pro rata share of the cost of the election. 47

The form of the ballot shall be substantially identical to 48

the form of the ballot used at the election held in 2015 and 49
shall include the same purpose, the same rate expressed in both 50
mills for each dollar and dollars for each one hundred dollars 51
of valuation, and the same term of years as the question of the 52
renewal levy placed on the November 2015 ballot. 53

The results of the election authorized by this section 54
shall be added to the results of the election held in November 55
of 2015. If a majority of all of the electors in the district 56
voted in favor of the question, the levy shall be considered as 57
"authorized to be levied" in the district under section 319.301 58
of the Revised Code, shall be considered a "qualifying levy" 59
under section 319.302 of the Revised Code, and shall be placed 60
on the appropriate tax lists of the current year as a renewal 61
levy. The board of elections of the county in which a majority 62
of the district's electors reside shall certify the results to 63
the tax commissioner and to the board of education, which shall 64
forthwith make the necessary levy and certify it to the county 65
auditor, who shall extend it on the tax list for the current 66
year. After the first year, the levy shall be included in the 67
annual tax budget that is certified to the county budget 68
commission. 69

Section 2. This act is hereby declared to be an emergency 70
measure necessary for the immediate preservation of the public 71
peace, health, and safety. The reason for such necessity is that 72
the joint vocational school district to which this act applies 73
must be able to place a levy on the ballot as originally 74
intended and voted upon in 2015 without facing additional cost 75
or loss of revenue. Therefore, this act shall go into immediate 76
effect. 77