

Sub. H.B. 33
As Passed by the Senate
FCCCD14, DRCCD18

_____ moved to amend as follows:

Delete lines 277190 through 277194 and insert: 1

"To determine which projects will receive funding, the 2
Department of Rehabilitation and Correction shall rank each county 3
based on its financial need with a percentile ranking using the 4
following funding formula, as calculated by the Department of 5
Taxation: 6

The Department of Taxation shall determine the total value of 7
all property in the county listed and assessed for taxation on the 8
tax list as reported by the Department of Taxation in the 9
preceding tax year, and list each county in order of total value, 10
ascending, so that the county with the lowest value is number one 11
on the list, which shall be called its property tax ranking. 12

The Department of Taxation also shall rank each county based 13
on the estimate of the gross amount of taxable retail sales 14
sourced to the county as reported by the Department for the 15
preceding calendar year, computed by dividing the total amount of 16
tax revenue received by the county during that period from taxes 17
levied under sections 5739.021, 5739.026, 5741.021, and 5741.023 18
of the Revised Code by the aggregate tax rate levied by the county 19
under sections 5739.021 and 5739.026 of the Revised Code on the 20

last day of the preceding calendar year, and list each county in
order of total value, ascending, so that the county with the
lowest value is number one on the list, except that any county
that does not currently levy taxes under section 5739.021 or
5739.026 of the Revised Code shall be ranked at number
eighty-eight on the list, which ranking shall be called its sales
tax ranking.

The Department of Taxation shall then, for each county, add
the property tax ranking to the sales tax ranking, and shall order
the counties according to the sum of the two rankings, the county
with the lowest sum being number one on the list, to determine the
county's final ranking. The percentile ranking shall be determined
by taking the county's final ranking, dividing it by eighty-eight,
and multiplying it by one hundred.

If the final ranking is the same for two or more counties,
the county with the lowest population shall receive the lowest
final ranking. The final ranking for the counties shall be numbers
one through eighty-eight, the lowest ranking county being number
one, and the highest number eighty-eight.

Upon receiving the final rankings, the Department of
Rehabilitation and Correction shall select a number of counties
among the lowest ranking counties and invite the selected counties
to apply for assistance. Two or more counties may jointly apply
for assistance as long as at least one of the counties was invited
to apply."

Delete lines 277201 through 277210 and insert:

"Upon the application of a county so invited, the Department
of Rehabilitation and Correction shall proceed with a needs
assessment.

Under a needs assessment, the Department shall make a 50
determination of all of the following: 51

(1) The need of the county for additional jail facilities, or 52
for renovations or improvements to existing jail facilities, based 53
on whether and to what extent existing facilities comply with the 54
standards in section 5120.10 of the Revised Code, including the 55
age and condition of the jail facilities; 56

(2) The number of jail facilities to be included in a 57
project; 58

(3) The estimated annual, monthly, or daily cost of operating 59
the facility once it is operational, as reported and certified by 60
the county auditor; 61

(4) The estimated basic project cost of constructing, 62
acquiring, reconstructing, or making additions to each facility; 63

(5) Whether the county has recently received a grant from the 64
state to construct or renovate jail facilities. 65

The Department, following the completion of a needs 66
assessment, shall make a determination in favor of constructing, 67
acquiring, reconstructing, or making additions to a jail facility 68
only upon evidence that the proposed project conforms to the 69
construction and renovation standards described in divisions (D) 70
and (E) of section 5120.10 of the Revised Code, and that it keeps 71
with the needs of the county or counties as determined by the 72
needs assessment. Exceptions shall be authorized only in those 73
areas where topography, sparsity of population, and other factors 74
make larger jail facilities impracticable. 75

Except as otherwise provided in this section, the portion of 76
the basic project cost supplied by the state for each approved 77
county shall be the difference between one hundred per cent, and a 78

per cent equal to one per cent of the basic project costs times 79
the percentile in which the county ranks according to the 80
percentile ranking under this section, for the fiscal year 81
preceding the fiscal year in which the Department approved the 82
county's or counties' project. 83

At no time shall the state's portion of the basic project 84
cost be less than twenty-five per cent of the total basic project 85
cost. If a county's portion of the basic project cost is 86
calculated to be greater than seventy-five per cent of the total 87
basic project cost, the county's portion shall be seventy-five per 88
cent of the basic project cost. In the case of a multicounty jail 89
facility, if the sum of two or more counties' portions of the 90
total basic project cost are calculated to be greater than 91
seventy-five per cent of the total basic project cost, the 92
counties' portions shall be determined pro rata, so that the sum 93
of their portions shall be equal to seventy-five per cent of the 94
total basic project cost. 95

The Department of Rehabilitation and Correction shall award 96
the funds to selected counties no later than July 1, 2024." 97

The motion was _____ agreed to.

SYNOPSIS

Jail facility construction funding 98

Section 383.10 99

Creates a funding formula, using property tax and sales tax 100
data, by which the neediest counties may receive state assistance 101
in constructing or renovating jail facilities, in which the 102

Department of Taxation conducts a financial ranking of all 103
counties, and the Department of Rehabilitation and Correction 104
(DRC) invites certain low ranking counties to apply and conducts 105
an assessment of existing jail facilities to determine need. 106

Permits the DRC to approve a project only if the project 107
conforms to existing jail facilities standards and keeps with the 108
needs of the county as determined by the needs assessment. 109

Specifies that a county's portion of the basic project cost 110
is to be 1% of the basic project cost times the percentile in 111
which the county ranks according to the funding formula. 112

Prohibits a county's or counties' share of the basic project 113
cost from being above 75%. 114

Requires DRC to award the funds to selected counties no later 115
than July 1, 2024. 116