

**As Introduced**

**134th General Assembly  
Regular Session  
2021-2022**

**S. B. No. 208**

**Senator Brenner  
Cosponsor: Senator Kunze**



**A BILL**

To enact section 3379.13 of the Revised Code to 1  
specify requirements for administering grants by 2  
the Ohio Arts Council. 3

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

**Section 1.** That section 3379.13 of the Revised Code be 4  
enacted to read as follows: 5

**Sec. 3379.13.** (A) As used in this section: 6

(1) "Political subdivision" means a county, township, 7  
municipal corporation, school district, or other body corporate 8  
and politic responsible for governmental activities in a 9  
geographic area smaller than that of the state. 10

(2) "State institution of higher education" means any 11  
state university or college as defined in division (A)(1) of 12  
section 3345.12 of the Revised Code, community college, state 13  
community college, university branch established under Chapter 14  
3355. of the Revised Code, or technical college. 15

(B) The Ohio arts council shall adopt no rule, policy, 16  
criteria, or scoring system that discriminates, disqualifies, or 17

penalizes any applicant for a grant administered by the council 18  
for either of the following reasons: 19

(1) The applicant receives or seeks additional funding in 20  
the form of an appropriation or grant of funds from the state, a 21  
political subdivision, the federal government, or a state 22  
institution of higher education. 23

(2) The applicant is owned or operated by a political 24  
subdivision or a state institution of higher education. 25

(C) An applicant that is owned or operated by a political 26  
subdivision or a state institution of higher education shall 27  
meet all of the following criteria: 28

(1) Derive at least fifty-one per cent of its income from 29  
outside the political subdivision or state institution of higher 30  
education; 31

(2) Manage its own budgets; 32

(3) Conduct an annual and independent audit; 33

(4) Maintain its own board that is independent of a 34  
legislative authority of a political subdivision or the board of 35  
trustees of a state institution of higher education; 36

(5) Have an arts-based mission; 37

(6) If the applicant is a state institution of higher 38  
education, does not present work exclusively by or for students. 39