

As Passed by the Senate

135th General Assembly

Regular Session

2023-2024

Am. S. B. No. 158

Senator Cirino

**Cosponsors: Senators Brenner, Hackett, Johnson, Lang, O'Brien, Rulli, Schaffer,
Wilson**

A BILL

To amend section 705.19 of the Revised Code 1
regarding the disbursement of municipal funds by 2
residents and to declare an emergency. 3

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

Section 1. That section 705.19 of the Revised Code be 4
amended to read as follows: 5

Sec. 705.19. (A) No money shall be drawn from the treasury 6
of a municipal corporation except in pursuance of appropriations 7
made by the legislative authority, and whenever an appropriation 8
is so made the clerk shall forthwith give notice to the auditor 9
and treasurer. Appropriations may be made in furtherance of 10
improvements or other objects or work of the municipal 11
corporation which will not be completed within the current year. 12
At the end of each year all unexpended balances of 13
appropriations shall revert to the respective funds from which 14
they were appropriated and shall then be subject to future 15
appropriations. 16

(B) A municipal corporation charter or ordinance shall not 17

circumvent division (A) of this section or the plans of 18
government provided for under sections 705.41 to 705.86 of the 19
Revised Code by requiring or allowing the legislative authority 20
to appropriate, allocate, or draw money from the treasury for 21
the funds to instead be distributed or otherwise disbursed by a 22
vote of residents. 23

(C) A charter provision or ordinance that violates 24
division (B) of this section is void and has no legal effect. 25

(D) Division (B) of this section does not prohibit a 26
municipal corporation from soliciting input from its residents 27
related to the disbursement of funds. 28

Section 2. That existing section 705.19 of the Revised 29
Code is hereby repealed. 30

Section 3. This act is hereby declared to be an emergency 31
measure necessary for the immediate preservation of the public 32
peace, health, and safety. The reason for such necessity is to 33
prevent municipal corporations from circumventing current 34
appropriations law, ensuring the responsible stewardship of 35
treasury funds and preventing the interruption of local peace, 36
health, and safety services. Therefore, this act shall go into 37
immediate effect. 38