

AN ACT

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

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, 164.03, 164.05, 164.06, 164.08, 164.22, 3318.034, 3318.084, 5139.271, 5751.02, and 5751.20 of the Revised Code be amended to read as follows:

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

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

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

~~(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.~~

~~(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.

~~(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.

~~(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.

~~(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.

~~(8)~~(7) "State institution of higher education" has the same meaning as in section 3345.011 of the Revised Code.

~~(9)~~(8) "Cogeneration" means the simultaneous production of thermal energy and electricity for use primarily within a building or complex of buildings.

(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.

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.

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

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

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

(2) Specifications for an energy consumption analysis of the facility's heating, refrigeration, ventilation, cooling, lighting, hot water, and other major energy consuming systems, components, and equipment.

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

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

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

~~rules and considered reasonably equivalent.~~

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

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

Sec. 151.01. (A) As used in sections 151.01 to 151.11 and 151.40 of the Revised Code and in the applicable bond proceedings unless otherwise provided:

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

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

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

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

obligations, including but not limited to, interest from the date of their issuance to the time when interest is to be paid from sources other than proceeds of obligations, amounts necessary to establish any reserves as required by the bond proceedings, the reimbursement of all moneys advanced or applied by or borrowed from any person or governmental agency or entity for the payment of any item of costs of capital facilities, and all other expenses necessary or incident to planning or determining feasibility or practicability with respect to capital facilities, and such other expenses as may be necessary or incident to the acquisition, construction, reconstruction, rehabilitation, remodeling, renovation, enlargement, improvement, equipment, and furnishing of capital facilities, the financing of those costs, and the placing of the capital facilities in use and operation, including any one, part of, or combination of those classes of costs and expenses. For purposes of sections 122.085 to 122.0820 of the Revised Code, "costs of capital facilities" includes "allowable costs" as defined in section 122.085 of the Revised Code.

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

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

(7) "Issuing authority" means the Ohio public facilities commission created in section 151.02 of the Revised Code for obligations issued under section 151.03, 151.04, 151.05, 151.07, 151.08, 151.09, 151.10, or 151.11 of the Revised Code, or the treasurer of state, or the officer who by law performs the functions of that office, for obligations issued under section 151.06 or 151.40 of the Revised Code.

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

(9) "Obligations" means bonds, notes, or other evidences of obligation of the state, including any appertaining interest coupons, issued under Section 2k, 2l, 2m, 2n, 2o, 2p, 2q, 2s, or 15 of Article VIII, Ohio Constitution, and pursuant to sections 151.01 to 151.11 or 151.40 of the

Revised Code or other general assembly authorization.

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

(11) "Special funds" or "funds," unless the context indicates otherwise, means the bond service fund, and any other funds, including any reserve funds, created under the bond proceedings and stated to be special funds in those proceedings, including moneys and investments, and earnings from investments, credited and to be credited to the particular fund. Special funds do not include the school building program assistance fund created by section 3318.25 of the Revised Code, the higher education improvement fund created by division (F) of section 154.21 of the Revised Code, the higher education improvement taxable fund created by division (G) of section 154.21 of the Revised Code, the highway capital improvement bond fund created by section 5528.53 of the Revised Code, the state parks and natural resources fund created by section 1557.02 of the Revised Code, the coal research and development fund created by section 1555.15 of the Revised Code, the clean Ohio conservation fund created by section 164.27 of the Revised Code, the clean Ohio revitalization fund created by section 122.658 of the Revised Code, the job ready site development fund created by section 122.0820 of the Revised Code, the third frontier research and development fund created by section 184.19 of the Revised Code, the third frontier research and development taxable bond fund created by section 184.191 of the Revised Code, or other funds created by the bond proceedings that are not stated by those proceedings to be special funds.

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

(C) Each issue of obligations shall be authorized by resolution or order of the issuing authority. The bond proceedings shall provide for or authorize the manner for determining the principal amount or maximum principal amount of obligations of an issue, the principal maturity or maturities, the interest rate or rates, the date of and the dates of payment of interest on the obligations, their denominations, and the place or places of payment of debt service which may be within or outside the state. Unless otherwise provided by law, the latest principal maturity may not be later than the earlier of the thirty-first day of December of the twenty-fifth calendar year after the year of issuance of the particular obligations or of the twenty-fifth calendar year after the year in which the original obligation to pay was issued or entered into. Sections 9.96, 9.98, 9.981, 9.982, and 9.983 of the Revised Code apply to obligations. The purpose of the obligations may be stated in the bond proceedings in general terms, such as, as applicable, "financing or assisting in the financing of projects as provided in Section 2l of Article VIII, Ohio Constitution," "financing or assisting in the financing of highway capital improvement projects as provided in Section 2m of Article VIII, Ohio Constitution," "paying costs of capital facilities for a system of common schools throughout the state as authorized by Section 2n of Article VIII, Ohio Constitution," "paying costs of capital facilities for state-supported and state-assisted institutions of higher education as authorized by Section 2n of Article VIII, Ohio Constitution," "paying costs of coal research and development as authorized by Section 15 of Article VIII, Ohio Constitution," "financing or assisting in the financing of local subdivision capital improvement projects as authorized by Section 2m, 2p, and 2s of Article VIII, Ohio Constitution," "paying costs of conservation projects as authorized by Sections 2o and 2q of Article VIII, Ohio Constitution," "paying costs of revitalization projects as authorized by Sections 2o and 2q of Article VIII, Ohio Constitution," "paying costs of preparing sites for industry, commerce, distribution, or research and development as authorized by Section 2p of Article VIII, Ohio Constitution," or "paying costs of research and development as authorized by Section 2p of Article VIII, Ohio Constitution."

(D) The issuing authority may appoint or provide for the appointment of paying agents, bond registrars, securities depositories, clearing corporations, and transfer agents, and may without need for any other approval retain or contract for the services of underwriters, investment bankers, financial advisers, accounting experts, marketing, remarketing, indexing, and administrative agents, other consultants, and independent contractors, including printing services, as are necessary in the judgment of the issuing

authority to carry out the issuing authority's functions under this chapter. When the issuing authority is the Ohio public facilities commission, the issuing authority also may without need for any other approval retain or contract for the services of attorneys and other professionals for that purpose. Financing costs are payable, as may be provided in the bond proceedings, from the proceeds of the obligations, from special funds, or from other moneys available for the purpose.

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

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

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

(3) The establishment, deposit, investment, and application of special funds, and the safeguarding of moneys on hand or on deposit, in lieu of the applicability of provisions of Chapter 131. or 135. of the Revised Code, but subject to any special provisions of sections 151.01 to 151.11 or 151.40 of the Revised Code with respect to the application of particular funds or moneys. Any financial institution that acts as a depository of any moneys in special funds or other funds under the bond proceedings may furnish indemnifying bonds or pledge securities as required by the issuing authority.

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

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

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

(7) The rights and remedies of the holders or owners of obligations or of book-entry interests in them, and of third parties under any credit enhancement facility, and provisions for protecting and enforcing those

rights and remedies, including limitations on rights of individual holders or owners;

(8) The replacement of mutilated, destroyed, lost, or stolen obligations;

(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;

(10) Amendment of the bond proceedings;

(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.

(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.

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

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

(I) Except to the extent that rights are restricted by the bond proceedings, any owner of obligations or provider of a credit enhancement facility may by any suitable form of legal proceedings protect and enforce any rights relating to obligations or that facility under the laws of this state or granted by the bond proceedings. Those rights include the right to compel the performance of all applicable duties of the issuing authority and the state. Each duty of the issuing authority and that authority's officers, staff, and employees, and of each state entity or agency, or using district or using

institution, and its officers, members, staff, or employees, undertaken pursuant to the bond proceedings, is hereby established as a duty of the entity or individual having authority to perform that duty, specifically enjoined by law and resulting from an office, trust, or station within the meaning of section 2731.01 of the Revised Code. The individuals who are from time to time the issuing authority, members or officers of the issuing authority, or those members' designees acting pursuant to section 151.02 of the Revised Code, or the issuing authority's officers, staff, or employees, are not liable in their personal capacities on any obligations or otherwise under the bond proceedings.

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

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

(b) Obligations for the refunding, including funding and retirement, and advance refunding with or without payment or redemption prior to maturity,

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

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

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

(K) Obligations are lawful investments for banks, savings and loan associations, credit union share guaranty corporations, trust companies, trustees, fiduciaries, insurance companies, including domestic for life and domestic not for life, trustees or other officers having charge of sinking and bond retirement or other special funds of the state and political subdivisions and taxing districts of this state, the sinking fund, the administrator of workers' compensation subject to the approval of the workers' compensation board, the state teachers retirement system, the public employees retirement system, the school employees retirement system, and the Ohio police and fire pension fund, notwithstanding any other provisions of the Revised Code or rules adopted pursuant to those provisions by any state agency with respect to investments by them, and are also acceptable as security for the repayment of the deposit of public moneys. The exemptions from taxation in Ohio as provided for in particular sections of the Ohio Constitution and section 5709.76 of the Revised Code apply to the obligations.

(L)(1) Unless otherwise provided or provided for in any applicable bond proceedings, moneys to the credit of or in a special fund shall be disbursed

on the order of the issuing authority. No such order is required for the payment, from the bond service fund or other special fund, when due of debt service or required payments under credit enhancement facilities.

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

(M) The full faith and credit, revenue, and taxing power of the state are and shall be pledged to the timely payment of debt service on outstanding obligations as it comes due, all in accordance with Section 2k, 2l, 2m, 2n, 2o, 2p, 2q, 2s, or 15 of Article VIII, Ohio Constitution, and section 151.03, 151.04, 151.05, 151.06, 151.07, 151.08, 151.09, 151.10, or 151.11 of the Revised Code. Moneys referred to in Section 5a of Article XII, Ohio Constitution, may not be pledged or used for the payment of debt service except on obligations referred to in section 151.06 of the Revised Code. Net state lottery proceeds, as provided for and referred to in section 3770.06 of the Revised Code, may not be pledged or used for the payment of debt service except on obligations referred to in section 151.03 of the Revised Code. The state covenants, and that covenant shall be controlling notwithstanding any other provision of law, that the state and the applicable officers and agencies of the state, including the general assembly, shall, so long as any obligations are outstanding in accordance with their terms, maintain statutory authority for and cause to be levied, collected and applied sufficient pledged excises, taxes, and revenues of the state so that the revenues shall be sufficient in amounts to pay debt service when due, to establish and maintain any reserves and other requirements, and to pay financing costs, including costs of or relating to credit enhancement facilities, all as provided for in the bond proceedings. Those excises, taxes, and revenues are and shall be deemed to be levied and collected, in addition to the purposes otherwise provided for by law, to provide for the payment of debt service and financing costs in accordance with sections 151.01 to 151.11 of the Revised Code and the bond proceedings.

(N) The general assembly may from time to time repeal or reduce any excise, tax, or other source of revenue pledged to the payment of the debt service pursuant to Section 2k, 2l, 2m, 2n, 2o, 2p, 2q, 2s, or 15 of Article VIII, Ohio Constitution, and sections 151.01 to 151.11 or 151.40 of the Revised Code, and may levy, collect and apply any new or increased excise, tax, or revenue to meet the pledge, to the payment of debt service on outstanding obligations, of the state's full faith and credit, revenue and taxing power, or of designated revenues and receipts, except fees, excises or

taxes referred to in Section 5a of Article XII, Ohio Constitution, for other than obligations referred to in section 151.06 of the Revised Code and except net state lottery proceeds for other than obligations referred to in section 151.03 of the Revised Code. Nothing in division (N) of this section authorizes any impairment of the obligation of this state to levy and collect sufficient excises, taxes, and revenues to pay debt service on obligations outstanding in accordance with their terms.

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

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

(Q) The issuing authority shall by the fifteenth day of July of each fiscal year, certify or cause to be certified to the office of budget and management the total amount of moneys required during the current fiscal year to meet in full all debt service on the respective obligations and any related financing costs payable from the applicable bond service fund and not from the proceeds of refunding or renewal obligations. The issuing authority shall make or cause to be made supplemental certifications to the office of budget and management for each debt service payment date and at such other times during each fiscal year as may be provided in the bond proceedings or requested by that office. Debt service, costs of credit enhancement facilities, and other financing costs shall be set forth separately in each certification. If and so long as the moneys to the credit of the bond service fund, together with any other moneys available for the purpose, are insufficient to meet in full all payments when due of the amount required as stated in the certificate or otherwise, the office of budget and management shall at the times as provided in the bond proceedings, and consistent with any particular provisions in sections 151.03 to 151.11 and 151.40 of the Revised Code, transfer a sufficient amount to the bond service fund from the pledged revenues in the case of obligations issued pursuant to section 151.40 of the

Revised Code, and in the case of other obligations from the revenues derived from excises, taxes, and other revenues, including net state lottery proceeds in the case of obligations referred to in section 151.03 of the Revised Code.

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

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

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

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

(4) The treasurer of state's pooled investment program under section 135.45 of the Revised Code.

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

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

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

(A) As used in this section:

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

(2) "Costs of capital facilities" include related direct administrative expenses and allocable portions of direct costs of the Ohio public works

commission and the local subdivision.

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

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

(B)(1) 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 2m of Article VIII, Ohio Constitution, section 151.01 of the Revised Code, and this section. Not more than one hundred twenty million dollars principal amount of obligations, plus the principal amount of obligations that in any prior fiscal years could have been, but were not, issued within that one-hundred-twenty-million dollar fiscal year limit, may be issued in any fiscal year. Not more than one billion two hundred million dollars principal amount of obligations pursuant to Section 2m of Article VIII, Ohio Constitution may be issued for the purposes of this section and division (B)(2) of section 164.09 of the Revised Code.

(2) 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 2p of Article VIII, Ohio Constitution, section 151.01 of the Revised Code, and this section. Not more than one hundred twenty 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 one hundred fifty 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 2p of Article VIII, Ohio Constitution, until at least one billion one hundred ninety-nine million five hundred thousand dollars aggregate principal amount of obligations have been issued pursuant to Section 2m of Article VIII, Ohio Constitution. Not more than one billion three hundred fifty million dollars principal amount of 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. During the period beginning with the date of the first issuance of obligations and continuing during the time that any obligations are outstanding in accordance with their terms, so long as moneys in the bond service fund are insufficient to pay debt service when due on those obligations payable from that fund (except the principal amounts of bond anticipation notes payable from the proceeds of renewal notes or bonds anticipated) and due in the particular fiscal year, a sufficient amount of revenues of the state is committed and, without necessity for further act of appropriation, shall be paid to the bond service fund for the purpose of paying that debt service when due.

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

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

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

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

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

(d) Property interests including timesharing arrangements, capital formation, direct operating costs, and costs of research and facilities

including interests in real property therefore; and

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

(2) "Obligations" means obligations as defined in section 151.01 of the Revised Code issued to pay costs of projects for research and development purposes as referred to in division (A)(2) of Section 2p of Article VIII, Ohio Constitution.

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

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

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

(D) There is hereby created in the state treasury the third frontier research and development projects bond service fund. All moneys received by the state and required by the bond proceedings, consistent with section 151.01 of the Revised Code and this section, 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. During the period beginning with the date of the first issuance of obligations and

continuing during the time that any obligations are outstanding in accordance with their terms, so long as moneys in the bond service fund are insufficient to pay debt service when due on those obligations payable from that fund, except the principal amounts of bond anticipation notes payable from the proceeds of renewal notes or bonds anticipated, and due in the particular fiscal year, a sufficient amount of revenues of the state is committed and, without necessity for further act of appropriation, shall be paid to the bond service fund for the purpose of paying that debt service when due.

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

District one. Cuyahoga county shall constitute district one.

District two. Hamilton county shall constitute district two.

District three. Franklin county shall constitute district three.

District four. Montgomery county shall constitute district four.

District five. Defiance, Erie, Fulton, Henry, Ottawa, Paulding, Sandusky, Williams, and Wood counties shall constitute district five.

District six. Mahoning and Trumbull counties shall constitute district six.

District seven. Ashtabula, Geauga, Lake, and Portage counties shall constitute district seven.

District eight. Summit county shall constitute district eight.

District nine. Lorain, Huron, and Medina counties shall constitute district nine.

District ten. Butler, Clermont, Clinton, and Warren counties shall constitute district ten.

District eleven. Champaign, Clark, Darke, Greene, Madison, Miami, Preble, and Union counties shall constitute district eleven.

District twelve. Lucas county shall constitute district twelve.

District thirteen. Allen, Auglaize, Hancock, Logan, Mercer, Putnam, Shelby, and Van Wert counties shall constitute district thirteen.

District fourteen. Carroll, Columbiana, Coshocton, Guernsey, Harrison, Holmes, Jefferson, and Tuscarawas counties shall constitute district fourteen.

District fifteen. Adams, Brown, Fayette, Gallia, Highland, Jackson, Lawrence, Pike, Ross, Scioto, and Vinton counties shall constitute district fifteen.

District sixteen. Ashland, Crawford, Hardin, Marion, Richland, Seneca, Wayne, and Wyandot counties shall constitute district sixteen.

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

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

District nineteen. Stark county shall constitute district nineteen.

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

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

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

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

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

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

(e) The portion of a district's annual allocation which the director approves in the form of loans and local debt support and credit enhancements for eligible projects is consistent with divisions (E) and (F) of this section.

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

(3) Retain the services of or employ financial consultants, engineers, accountants, attorneys, and such other employees as the director determines are necessary to carry out the director's duties under this chapter and fix the compensation for their services. From among these employees, the director shall appoint a deputy with the necessary qualifications to act as the director

when the director is absent or temporarily unable to carry out the duties of office.

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

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

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

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

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

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

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

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

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

enforceability of such determinations.

(C) Fees, charges, rates of interest, times of payment of interest and principal, and other terms, conditions, and provisions of and security for financial assistance provided pursuant to the provisions of this chapter shall be such as the director determines to be appropriate. If any payments required by a loan agreement entered into pursuant to this chapter are not paid, the funds which would otherwise be apportioned to the local subdivision from the county undivided local government fund, pursuant to sections 5747.51 to 5747.53 of the Revised Code, may, at the direction of the director of the Ohio public works commission, be reduced by the amount payable. The county treasurer shall, at the direction of the director, pay the amount of such reductions to the state capital improvements revolving loan fund. The director may renegotiate a loan repayment schedule with a local subdivision whose payments from the county undivided local government fund could be reduced pursuant to this division, but such a renegotiation may occur only one time with respect to any particular loan agreement.

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

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

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

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

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

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.

(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:

YEAR IN WHICH

PORTION USED FOR

MONEYS ARE ALLOCATED	LOANS
Year 1	0%
Year 2	0%
Year 3	10%
Year 4	12%
Year 5	15%
Year 6	20%
Year 7, 8, 9, and 10	22%

(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:

YEAR IN WHICH MONEYS ARE ALLOCATED	PORTIONS USED FOR LOCAL DEBT SUPPORT AND CREDIT ENHANCEMENTS
Year 1	0%
Year 2	0%
Year 3	3%
Year 4	5%
Year 5	5%
Year 6	7%
Year 7	7%
Year 8	8%
Year 9	8%
Year 10	8%

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

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

PORTION WHICH MAY

YEAR IN WHICH MONEYS ARE ALLOCATED	BE USED FOR NEW OR EXPANSION INFRASTRUCTURE
Year 1	5%
Year 2	5%
Year 3	10%
Year 4	10%
Year 5	10%
Year 6	15%
Year 7	15%
Year 8	20%
Year 9	20%
Year 10 and each year thereafter	20%

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

YEAR IN WHICH MONEYS ARE ALLOCATED	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 the project is designed to have a useful life of at least seven years. In addition, the average useful life of all projects for which grants or loans are awarded in each district during a program year shall not be less than twenty years.

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

(B) In selecting the requests for assistance for capital improvement projects which will be submitted to the director, and in determining the

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

- (1) The infrastructure repair and replacement needs of the district;
- (2) The age and condition of the system to be repaired or replaced;
- (3) Whether the project would generate revenue in the form of user fees or assessments;
- (4) The importance of the project to the health and safety of the citizens of the district;
- (5) The cost of the project and whether it is consistent with division (G) of section 164.05 of the Revised Code and the district's allocation for grants, loans, and local debt support and credit enhancements for that year;
- (6) The effort and ability of the benefited local subdivisions to assist in financing the project;
- (7) The availability of federal or other funds for the project;
- (8) The overall economic health of the particular local subdivision;
- (9) The adequacy of the planning for the project and the readiness of the applicant to proceed should the project be approved;
- (10) Any other factors relevant to a particular project.

~~(C) Prior to filing an application with its~~ When applying the methodology under division (A)(10) of section 164.05 of the Revised Code, a district public works integrating committee may require a subdivision to submit information on its capital infrastructure as part of an application for assistance in financing a capital improvement project under this section, ~~a local subdivision shall conduct a study of its existing capital improvements, the condition of those improvements, and the projected capital improvement needs of the subdivision in the ensuing five year period. After completing this study, the subdivision shall compile a report that includes an inventory of its existing capital improvements, a plan detailing the capital improvement needs of the subdivision in the ensuing five year period, and a list of the subdivision's priorities with respect to addressing those needs. Each year, the report shall be reviewed and updated by the subdivision to reflect capital improvement projects undertaken or completed in the past year and any changes in the subdivision's plan or priorities. The report and annual updates shall be made available upon request to the Ohio public works commission, the Ohio small government capital improvements commission, and the district public works integrating committee of the district of which the subdivision is a part.~~

(D) In addition to reviewing and selecting the projects for which approval will be sought from the director of the Ohio public works commission for financial assistance from the state capital improvements fund, each district public works integrating committee shall appoint a subcommittee of its members that will represent the interests of villages and townships and that will review and select the capital improvement projects which will be submitted by the subcommittee to the administrator of the Ohio small government capital improvements commission for consideration of assistance from the portion of the net proceeds of obligations issued and sold by the treasurer of state which is allocated pursuant to division (B)(1) of section 164.08 of the Revised Code. In reviewing and approving the projects selected by its subcommittee, the administrator, and the Ohio small government capital improvements commission shall be guided by the provisions of division (B) of this section, and shall also take into account the fact that villages and townships may have different public infrastructure needs than larger subdivisions.

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

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

(B) Beginning July 1, ~~2011~~ 2016, each program year the amount of obligations authorized by the general assembly in accordance with sections 151.01 and 151.08 or section 164.09 of the Revised Code, excluding the proceeds of refunding or renewal obligations, shall be allocated by the director of the Ohio public works commission as follows:

(1) First, ~~fifteen million dollars~~ ten per cent of the amount of obligations

authorized shall be allocated to provide financial assistance to villages and to townships with populations in the unincorporated areas of the township of less than five thousand persons, for capital improvements in accordance with section 164.051 and division (D) of section 164.06 of the Revised Code. As used in division (B)(1) of this section, "capital improvements" includes resurfacing and improving roads.

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

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

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

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

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

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

(3) Moneys deposited into the state capital improvements revolving loan fund shall be used to make loans for the purpose of financing or assisting in

the financing of the cost of capital improvement projects of local subdivisions.

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

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

(a) Each district public works integrating committee shall be allocated an amount equal to the sum of all loan repayments made to the state capital improvements revolving loan fund by local subdivisions that are part of the district. Moneys not used in a program year may be used in the next program year in the same manner and for the same purpose as originally allocated.

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

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

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

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

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

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

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

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

(A) Provide for open space acquisition ~~and, including the acquisition of easements, or the~~ related development of those open spaces, including the acquisition of easements acquired with a grant awarded under sections 164.20 to 164.27 of the Revised Code. Open space acquisition projects include acquisition of land or rights in land for parks, forests, wetlands, natural areas that protect an endangered plant or animal population, other natural areas, and connecting corridors for natural areas. Related development projects include projects for the construction or enhancement of facilities that are necessary to make an open space area accessible and useable by the general public. Projects proposed pursuant to division (A) of this section shall emphasize the following:

(1) The support of comprehensive open space planning and incorporation of aesthetically pleasing and ecologically informed design;

(2) The enhancement of economic development that relies on recreation and ecotourism in areas with relatively high unemployment and lower incomes;

(3) The protection of habitat for rare, threatened, and endangered species or the preservation of high quality, viable habitat for plant and animal species;

(4) The preservation of existing high quality wetlands or other scarce natural resources within the geographical jurisdiction of the council;

(5) The enhancement of educational opportunities and provision of

physical links to schools and after-school centers;

(6) The preservation or restoration of water quality, natural stream channels, functioning floodplains, wetlands, streamside forests, and other natural features that contribute to the quality of life in this state and to the state's natural heritage. Projects shall not include hydromodification projects such as dams, dredging, sedimentation, and bank clearing and shall not accelerate untreated water runoff or encourage invasive nonnative species.

(7) The reduction or elimination of nonnative, invasive species of plants or animals;

(8) The proper management of areas where safe fishing, hunting, and trapping may take place in a manner that will preserve a balanced natural ecosystem.

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

(1) The increase of habitat protection;

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

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

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

(5) The preservation of headwater streams;

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

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

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

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

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

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

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

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

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

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

~~(3) The segment shall consist of new construction, renovations, additions, reconstruction, or repair of classroom facilities to the extent that the school district portion, as determined under section 3318.032 of the Revised Code, is an amount not less than the product of 0.020 times the district's valuation at the time the agreement for the segment is executed, unless the district previously has undertaken a segment under this section and the district's portion of the estimated basic project cost of the remainder of its entire classroom facilities needs, as determined jointly by the staff of the commission and the district, is less than the amount otherwise required by this division.~~

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

(D) The commission shall conditionally approve and seek controlling

board approval in accordance with division (A) of section 3318.04 of the Revised Code of each segment.

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

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

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

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

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

(4) In no case shall the sum of the amounts calculated for a school district's maintenance of classroom facilities under divisions (E)(2) and (3) of this section exceed the amount that would have been required for maintenance if the district had elected to undertake its project in its entirety instead of segmenting the project under this section.

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

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

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

Sec. 3318.084. (A) Notwithstanding anything to the contrary in Chapter 3318. of the Revised Code, a school district board may apply any local donated contribution toward any of the following:

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

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

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

(B) No school district board shall apply any local donated contribution

under division (A)(2) of this section unless the Ohio school facilities commission first approves that application.

Upon the request of the school district board to apply local donated contribution under division (A)(2) of this section, the commission in consultation with the department of taxation shall determine the amount of total revenue that likely would be generated by one-half mill of the tax described in division (B) of section 3318.05 of the Revised Code over the entire twenty-three-year period required under that section and shall deduct from that amount any amount of local donated contribution that the board has committed to apply under division (A)(2) of this section. The commission then shall determine in consultation with the department of taxation the rate of tax over twenty-three years necessary to generate the amount of a one-half mill tax not offset by the local donated contribution. Notwithstanding anything to the contrary in section 3318.06, 3318.061, or 3318.361 of the Revised Code, the rate determined by the commission shall be the rate for which the district board shall seek elector approval under those sections to meet its obligation under division (B) of section 3318.05 of the Revised Code. In the case of a complete offset of the district's obligation under division (B) of section 3318.05 of the Revised Code, the district shall not be required to levy the tax otherwise required under that section. At the end of the twenty-three-year period of the tax required under division (B) of section 3318.05 of the Revised Code, whether or not the tax is actually levied, the commission in consultation of the department of taxation shall recalculate the amount that would have been generated by the tax if it had been levied at one-half mill. If the total amount actually generated over that period from both the tax that was actually levied and any local donated contribution applied under division (A)(2) of this section is less than the amount that would have been raised by a one-half mill tax, the district shall pay any difference. If the total amount actually raised in such manner is greater than the amount that would have been raised by a one-half mill tax the difference shall be zero and no payments shall be made by either the district or the commission.

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

(1) Any moneys irrevocably donated or granted to a school district board by a source other than the state which the board has the authority to apply to the school district's project under sections 3318.01 to 3318.20 of the Revised Code and which the 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 that require an audit by the commission of such expenditures made on behalf of the district and that specify the maximum amount of credit to be allowed for those expenditures. Upon completion of the construction or renovation, the commission shall determine the actual amount that the commission will credit, at the request of the district board, toward the district's portion of the basic project cost, any project cost overruns, or the basic project cost of future segments if the project has been divided into segments under section 3318.38 of the Revised Code. The actual amount of the credit shall not exceed the lesser of the amount specified in the agreement or the actual cost of the construction or renovation.

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

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

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

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

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 obligation over a period not to exceed ten years. If a board of county commissioners fails to enter into an

agreement for the discharge of that obligation, or fails to comply with the terms of such an agreement, the director shall direct the tax commissioner, pursuant to section 5747.54 of the Revised Code, to withhold from the distribution of the local government fund an amount sufficient to discharge the obligation.

As used in this section:

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

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

Sec. 5751.02. (A) For the purpose of funding the needs of this state and its local governments, there is hereby levied a commercial activity tax on each person with taxable gross receipts for the privilege of doing business in this state. For the purposes of this chapter, "doing business" means engaging in any activity, whether legal or illegal, that is conducted for, or results in, gain, profit, or income, at any time during a calendar year. Persons on which the commercial activity tax is levied include, but are not limited to, persons with substantial nexus with this state. The tax imposed under this section is not a transactional tax and is not subject to Public Law No. 86-272, 73 Stat. 555. The tax imposed under this section is in addition to any other taxes or fees imposed under the Revised Code. The tax levied under this section is imposed on the person receiving the gross receipts and is not a tax imposed directly on a purchaser. The tax imposed by this section is an annual privilege tax for the calendar year that, in the case of calendar year taxpayers, is the annual tax period and, in the case of calendar quarter taxpayers, contains all quarterly tax periods in the calendar year. A taxpayer is subject to the annual privilege tax for doing business during any portion of such calendar year.

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

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

(2) A lessor from including an amount sufficient to recover the tax imposed by this section in a lease payment charged, or from including such an amount on a billing or invoice pursuant to the terms of a written lease

agreement providing for the recovery of the lessor's tax costs. The recovery of such costs shall be based on an estimate of the total tax cost of the lessor during the tax period, as the tax liability of the lessor cannot be calculated until the end of that period.

(C)(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 (C)(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 5709.92 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 5709.93 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
2014 and 2015	50.0%	35.0%	15.0%
2016 and thereafter	75.0%	20.0%	5.0%

(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.

(D)(1) If the total amount in the school district tangible property tax replacement fund is insufficient to make all payments under section 5709.92 of the Revised Code at the times the payments are to be made, the director of budget and management shall transfer from the general revenue fund to the school district tangible property tax replacement fund the difference between the total amount to be paid and the amount in the school district tangible property tax replacement fund.

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

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

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

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

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

(3) On or before the thirtieth day of June of each fiscal year beginning with fiscal year 2015, the director of budget and management shall determine an amount up to but not exceeding the amount certified under division (F)(2) of this section and shall reserve that amount from the cash balance in the petroleum activity tax public highways fund or the

commercial activity tax motor fuel receipts fund for transfer to the general revenue fund at times and in amounts to be determined by the director. The director shall transfer the cash balance in the petroleum activity tax public highways fund or the commercial activity tax motor fuel receipts fund in excess of the amount so reserved to the highway operating fund on or before the thirtieth day of June of the current fiscal year.

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

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

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

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

(a) For fiscal years prior to fiscal year 2010, the sum of state aid amounts computed for the district under the following provisions, as they existed for the applicable fiscal year: division (A) of section 3317.022 of the Revised Code, including the amounts calculated under former section 3317.029 and section 3317.0217 of the Revised Code; divisions (C)(1), (C)(4), (D), (E), and (F) of section 3317.022; divisions (B), (C), and (D) of section 3317.023; divisions (L) and (N) of section 3317.024; section 3317.0216; and any unit payments for gifted student services paid under section 3317.05 and former sections 3317.052 and 3317.053 of the Revised Code; except that, for fiscal years 2008 and 2009, the amount computed for the district under Section 269.20.80 of H.B. 119 of the 127th general assembly and as that section subsequently may be amended shall be substituted for the amount computed under division (D) of section 3317.022 of the Revised Code, and 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 sum of the amounts computed under former sections 3306.052, 3306.12, 3306.13, 3306.19, 3306.191, and 3306.192 of the Revised Code;

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

(d) For fiscal year 2014 and each fiscal year thereafter, the sum of state amounts computed for the district under section 3317.022 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 CITY, LOCAL, AND EXEMPTED VILLAGE SCHOOL

DISTRICTS" shall be included.

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

(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.

(10) "Furniture and fixtures fixed-rate levy loss" means the amount determined under division (D)(3) of this section.

(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.

(12) "Fixed-sum levy loss" means the amount determined under division (E) of this section.

(13) "Machinery and equipment" means personal property subject to the

assessment rate specified in division (F) of section 5711.22 of the Revised Code.

(14) "Inventory" means personal property subject to the assessment rate specified in division (E) of section 5711.22 of the Revised Code.

(15) "Furniture and fixtures" means personal property subject to the assessment rate specified in division (G) of section 5711.22 of the Revised Code.

(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.

(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.

(18) "Telephone property tax value loss" means the amount determined under division (C)(4) of this section.

(19) "Telephone property fixed-rate levy loss" means the amount determined under division (D)(4) of this section.

(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.

(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.

(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.

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

(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;

(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;

(d) Fifty per cent of the school district's taxes charged and payable against all property on the tax list of real and public utility property for current expense purposes for tax year 2008, including taxes charged and payable from emergency levies charged and payable under section 5709.194 of the Revised Code and excluding taxes levied for joint vocational school district purposes;

(e) Fifty per cent of the 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, including taxes charged and payable from emergency levies and excluding taxes levied for joint vocational school district purposes;

(f) The 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, including taxes charged and payable from emergency levies;

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

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

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

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

(b) The sum of the payments received by the joint vocational 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;

(c) 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 expense purposes for tax year 2008;

(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;

(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;

(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;

(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.

(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.

(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;

(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.

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

(a) The sum of the payments received by the county for senior services 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;

(b) With respect to taxes levied by the county for senior services 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.

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

(a) The sum of the payments received by the county for children's services 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;

(b) With respect to taxes levied by the county for children's services 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.

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

(a) The sum of the payments received by the county for public health 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;

(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.

(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.

(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;

(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;

(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;

(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.

(29) "Total resources," in the case of a municipal corporation, means the sum of the amounts in divisions (A)(29)(a) to (g) of this section less any reduction required under division (A)(32) or (33) of this section.

(a) The sum of the payments received by the municipal corporation in calendar year 2010 for current expense levy losses 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;

(b) The municipal corporation'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) The sum of the amounts distributed to the municipal corporation in calendar year 2010 pursuant to section 5747.50 of the Revised Code;

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

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

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

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

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

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

(b) The township'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 taxes levied by the township, the taxes charged and payable 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.

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

under division (A)(32) of this section.

(a) The sum of the payments received by the local taxing unit in calendar year 2010 pursuant to division (A)(1) of section 5727.86 of the Revised Code and divisions (A)(1) and (2) of section 5751.22 of the Revised Code as they existed at that time;

(b) The local taxing unit'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 taxes levied by the local taxing unit, the taxes charged and payable 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;

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

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

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

(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 property on the tax list of real and public utility property for tax year 2009 excluding any tax that is charged and payable for the purpose of paying debt charges.

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

(36) "Current expense TPP allocation" means, in the case of a school district or joint vocational school district, the sum of the payments received

by the school district in fiscal year 2011 pursuant to divisions (C)(10) and (11) of section 5751.21 of the Revised Code to the extent paid for current expense levies. In the case of a municipal corporation, "current expense TPP allocation" means the sum of the payments received by the municipal corporation in calendar year 2010 pursuant to divisions (A)(1) and (2) of section 5751.22 of the Revised Code to the extent paid for municipal current expense property tax levies as defined in division (A)(35) of this section, excluding any such payments received for current expense levy losses attributable to a tax levied under section 5705.23 of the Revised Code. If a fixed-rate levy that is a qualifying levy is not charged and payable in any year after tax year 2010, "current expense TPP allocation" used to compute payments to be made under division (C)(12) of section 5751.21 or division (A)(1)(b) or (c) of section 5751.22 of the Revised Code in the tax years following the last year the levy is charged and payable shall be reduced to the extent that the payments are attributable to the fixed-rate levy loss of that levy as would be computed under divisions (C)(10) and (11) of section 5751.21 or division (A)(1) of section 5751.22 of the Revised Code.

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

(38) "Total TPP allocation" means, in the case of a school district or joint vocational school district, the sum of the amounts received in fiscal year 2011 pursuant to divisions (C)(10) and (11) and (D) of section 5751.21 of the Revised Code. In the case of a local taxing unit, "total TPP allocation" means the sum of payments received by the unit in calendar year 2010 pursuant to divisions (A)(1), (2), and (3) of section 5751.22 of the Revised Code. If a fixed-rate levy that is a qualifying levy is not charged and payable in any year after tax year 2010, "total TPP allocation" used to compute payments to be made under division (C)(12) of section 5751.21 or division (A)(1)(b) or (c) of section 5751.22 of the Revised Code in the tax years following the last year the levy is charged and payable shall be reduced to the extent that the payments are attributable to the fixed-rate levy loss of that

levy as would be computed under divisions (C)(10) and (11) of section 5751.21 or division (A)(1) of section 5751.22 of the Revised Code.

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

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

(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%
2007	0%	70.0%	30.0%
2008	0%	70.0%	30.0%
2009	0%	70.0%	30.0%
2010	0%	70.0%	30.0%
2011	0%	70.0%	30.0%
2012	25.0%	52.5%	22.5%
2013 and thereafter	50.0%	35.0%	15.0%

(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;

(c) For tax year 2008, eighty-three per cent;

(d) For tax year 2009 and thereafter, one hundred per cent.

(2) Inventory property tax value loss is the taxable value of inventory property as reported by taxpayers for tax year 2004 multiplied by:

(a) For tax year 2006, a fraction, the numerator of which is five and three-fourths and the denominator of which is twenty-three;

(b) For tax year 2007, a fraction, the numerator of which is nine and one-half and the denominator of which is twenty-three;

(c) For tax year 2008, a fraction, the numerator of which is thirteen and one-fourth and the denominator of which is twenty-three;

(d) For tax year 2009 and thereafter a fraction, the numerator of which is seventeen and the denominator of which is twenty-three.

(3) Furniture and fixtures property tax value loss is the taxable value of furniture and fixture property as reported by taxpayers for tax year 2004 multiplied by:

(a) For tax year 2006, twenty-five per cent;

(b) For tax year 2007, fifty per cent;

(c) For tax year 2008, seventy-five per cent;

(d) For tax year 2009 and thereafter, one hundred per cent.

The taxable value of property reported by taxpayers used in divisions (C)(1), (2), and (3) of this section shall be such values as determined to be final by the tax commissioner as of August 31, 2005. Such determinations shall be final except for any correction of a clerical error that was made prior to August 31, 2005, by the tax commissioner.

(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:

(a) For tax year 2006, zero per cent;

(b) For tax year 2007, zero per cent;

(c) For tax year 2008, zero per cent;

(d) For tax year 2009, sixty per cent;

(e) For tax year 2010, eighty per cent;

(f) For tax year 2011 and thereafter, one hundred per cent.

(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.

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 reported by taxpayers for tax year 2004. For the purpose of making the computations under divisions (D)(1), (2), and (3) of this section, the tax year 2000 valuation is to be allocated to machinery and equipment, inventory, and furniture and fixtures property in the same proportions as the tax year 2004 values. For the purpose of the calculations in division (A) of section 5751.21 of the Revised Code, the tax year 2004 taxable values shall be used.

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

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

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

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

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

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

levies.

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

(1) The sum of the machinery and equipment property tax value loss, the inventory property tax value loss, and the furniture and fixtures property tax value loss, and, for 2008 through 2010, the telephone property tax value loss of the district or unit multiplied by the sum of the fixed-sum tax rates of qualifying levies. For 2006 through 2010, this computation shall include all qualifying levies remaining in effect for the current tax year and any school district levies charged and payable under section 5705.194 or 5705.213 of the Revised Code that are qualifying levies not remaining in effect for the current year. For 2011 through 2017 in the case of school district levies charged and payable under section 5705.194 or 5705.213 of the Revised Code and for all years after 2010 in the case of other fixed-sum levies, this computation shall include only qualifying levies remaining in effect for the current year. For purposes of this computation, a qualifying school district levy charged and payable under section 5705.194 or 5705.213 of the Revised Code remains in effect in a year after 2010 only if, for that year, the board of education levies a school district levy charged and payable under section 5705.194, 5705.199, 5705.213, or 5705.219 of the Revised Code for an annual sum at least equal to the annual sum levied by the board in tax year 2004 less the amount of the payment certified under this division for 2006.

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

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

(4) To facilitate the calculation under divisions (D) and (E) of this section, not later than September 1, 2005, any school district, joint vocational school district, or local taxing unit that has a qualifying levy that was approved at an election conducted during 2005 before September 1, 2005, shall certify to the tax commissioner a copy of the county auditor's certificate of estimated property tax millage for such levy as required under

division (B) of section 5705.03 of the Revised Code, which is the rate that shall be used in the calculations under such divisions.

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

(F) If a school district levies a tax under section 5705.219 of the Revised Code, the fixed-rate levy loss for qualifying levies, to the extent repealed under that section, shall equal the sum of the following amounts in lieu of the amounts computed for such levies under division (D) of this section:

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

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

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

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

(H) Not later than October 1, 2005, the tax commissioner shall certify

the amount of the fixed-sum levy losses to the county auditor of each county in which a school district, joint vocational school district, or local taxing unit with a fixed-sum levy loss reimbursement has territory.

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

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

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

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

(3)(a) On or before the fifteenth day of June of each fiscal year beginning with fiscal year 2015, the director of the Ohio public works commission shall certify to the director of budget and management the amount of debt service paid from the general revenue fund in the current fiscal year on bonds issued to finance or assist in the financing of the cost of local subdivision public infrastructure capital improvement projects, as provided for in Sections 2k, 2m, ~~and 2p~~, and 2s of Article VIII, Ohio Constitution, that are attributable to costs for construction, reconstruction, maintenance, or repair of public highways and bridges and other statutory highway purposes. That certification shall allocate the total amount of debt

service paid from the general revenue fund and attributable to those costs in the current fiscal year according to the applicable section of the Ohio Constitution under which the bonds were originally issued.

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

SECTION 101.02. That existing sections 123.22, 151.01, 151.08, 151.10, 164.03, 164.05, 164.06, 164.08, 164.22, 3318.034, 3318.084, 5139.271, 5751.02, and 5751.20 of the Revised Code are hereby repealed.

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

SECTION 203.10. ADJ ADJUTANT GENERAL

Army National Guard Service Contract Fund (Fund 3420)

C74537	Renovation Projects - Federal Share	\$	7,100,000
C74539	Renovations and Improvements - Federal	\$	15,000,000
	TOTAL Army National Guard Service Contract Fund	\$	22,100,000

Administrative Building Fund (Fund 7026)

C74528	Camp Perry Improvements	\$	2,250,000
C74535	Renovations and Improvements	\$	5,100,000
	TOTAL Administrative Building Fund	\$	7,350,000
	TOTAL ALL FUNDS	\$	29,450,000

RENOVATIONS AND IMPROVEMENTS – FEDERAL

The foregoing appropriation item C74539, Renovations and Improvements – Federal, shall be used to fund capital projects that are coded as receiving one hundred per cent federal support pursuant to the agreement support code identified in the Facilities Inventory and Support Plan between the Office of the Adjutant General and the Army National Guard.

Notwithstanding section 131.35 of the Revised Code, if after the effective date of this section, additional federal funds are made available to the Adjutant General to carry out the Facilities Inventory Support Plan, the Adjutant General may request that the Director of Budget and Management authorize expenditures in excess of the amounts appropriated to appropriation item C74539, Renovations and Improvements – Federal. Upon approval of the Director of Budget and Management the additional amounts are hereby appropriated.

SECTION 205.10. AGO ATTORNEY GENERAL

Administrative Building Fund (Fund 7026)

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

SECTION 207.10. DEPARTMENT OF HIGHER EDUCATION AND STATE INSTITUTIONS OF HIGHER EDUCATION

BOR DEPARTMENT OF HIGHER EDUCATION

Higher Education Improvement Fund (Fund 7034)

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

RESEARCH FACILITY ACTION AND INVESTMENT FUNDS

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 of Workforce Transformation, OhioMeansJobs, labor market information from the Department of Job and Family Services, and lists of in-demand occupations.

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

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

SECTION 207.20. BTC BELMONT TECHNICAL COLLEGE

Higher Education Improvement Fund (Fund 7034)

C36808	Main Building Renovations	\$	1,200,923
TOTAL Higher Education Improvement Fund		\$	1,200,923

TOTAL ALL FUNDS	\$	1,200,923
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SECTION 207.30. BGU BOWLING GREEN STATE UNIVERSITY

Higher Education Improvement Fund (Fund 7034)

C24045	Allied Health and Sciences Building - Firelands	\$	847,500
C24050	Campus-wide Electrical Upgrades	\$	7,164,200
C24051	Campus-wide HVAC Upgrades	\$	8,418,500
C24052	Forensic Science Initiatives	\$	1,000,000
C24053	Milan Township Hall Ballroom and Stage	\$	75,000
C24054	Erie County Health Department Water Laboratory	\$	120,000
C24055	Bowling Green Curling Club	\$	80,000
C24056	BGSU School of Media and Communications and WBGU-TV Integration	\$	500,000
TOTAL Higher Education Improvement Fund		\$	18,205,200
TOTAL ALL FUNDS		\$	18,205,200

SECTION 207.40. COT CENTRAL OHIO TECHNICAL COLLEGE

Higher Education Improvement Fund (Fund 7034)

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

SECTION 207.50. CSU CENTRAL STATE UNIVERSITY

Higher Education Improvement Fund (Fund 7034)

C25515	Information Technology Network and Infrastructure	\$	3,447,000
C25516	Campus-wide Chillers and HVAC Replacements	\$	1,503,350
TOTAL Higher Education Improvement Fund		\$	4,950,350
TOTAL ALL FUNDS		\$	4,950,350

SECTION 207.60. CTC CINCINNATI STATE COMMUNITY COLLEGE

Higher Education Improvement Fund (Fund 7034)

C36128	Compton Road Health Center	\$	500,000
C36130	Hebrew Union - American Jewish Archives	\$	150,000
C36131	Boys and Girls Hope Home of Cincinnati	\$	250,000
C36133	Butler Tech and Career Development - Bioscience	\$	1,000,000
C36135	Student Completion and Career Services One-Stop Center	\$	3,100,000
C36136	Energy Efficiency and Savings Projects	\$	1,675,000

C36137	Greater Cincinnati Manufacturing Careers Accelerator	\$	1,880,000
	Additive Design and Materials Testing Innovations		
	TOTAL Higher Education Improvement Fund	\$	8,555,000
	TOTAL ALL FUNDS	\$	8,555,000

SECTION 207.70. CLT CLARK STATE COMMUNITY COLLEGE

Higher Education Improvement Fund (Fund 7034)

C38520	Springfield Downtown Parking Facility	\$	1,500,000
C38526	Safety and Security Upgrades	\$	750,000
C38527	Rhodes Hall and Applied Science Center Renovation	\$	2,000,000
C38528	Clark State Performing Arts Center Upgrades	\$	275,000
	TOTAL Higher Education Improvement Fund	\$	4,525,000
	TOTAL ALL FUNDS	\$	4,525,000

SECTION 207.80. CLS CLEVELAND STATE UNIVERSITY

Higher Education Improvement Fund (Fund 7034)

C26069	Cleveland Institute of Art	\$	200,000
C26072	Fenn Hall Addition	\$	14,600,000
C26073	School of Film, Television, and Interactive Media	\$	7,500,000
C26074	CWRU Health Education Campus	\$	1,000,000
	TOTAL Higher Education Improvement Fund	\$	23,300,000
	TOTAL ALL FUNDS	\$	23,300,000

SECTION 207.90. CTI COLUMBUS STATE COMMUNITY COLLEGE

Higher Education Improvement Fund (Fund 7034)

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

SECTION 207.100. CCC CUYAHOGA COMMUNITY COLLEGE

Higher Education Improvement Fund (Fund 7034)

C37800	Basic Renovations	\$	2,500,000
C37838	Structural Concrete Repairs	\$	10,000,000
C37842	Playhouse Square Parking District Improvement	\$	1,000,000
C37844	Rock and Roll Hall of Fame	\$	1,000,000

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

SECTION 207.110. JTC EASTERN GATEWAY COMMUNITY COLLEGE

Higher Education Improvement Fund (Fund 7034)

C38618	Student Success Center	\$	1,820,000
C38619	Ohio Appalachian Technology and Education Center	\$	250,000
TOTAL Higher Education Improvement Fund		\$	2,070,000
TOTAL ALL FUNDS		\$	2,070,000

SECTION 207.120. ESC EDISON STATE COMMUNITY COLLEGE

Higher Education Improvement Fund (Fund 7034)

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

SECTION 207.130. HTC HOCKING TECHNICAL COLLEGE

Higher Education Improvement Fund (Fund 7034)

C36323	Equestrian and Veterinary Workforce Facilities Renovation	\$	2,000,000
C36324	Dental Hygiene Workforce Facilities Renovation	\$	1,000,000
TOTAL Higher Education Improvement Fund		\$	3,000,000
TOTAL ALL FUNDS		\$	3,000,000

SECTION 207.140. LTC JAMES RHODES STATE COLLEGE

Higher Education Improvement Fund (Fund 7034)

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

SECTION 207.150. KSU KENT STATE UNIVERSITY

Higher Education Improvement Fund (Fund 7034)

C27079	Blossom Music Center	\$	750,000
C270F3	Severance Hall	\$	1,100,000
C270F6	Liquid Crystal and Material Science Hood Control Replacement	\$	900,000
C270F7	Rockwell Hall Electric Chiller and Air Handling Replacement	\$	1,500,000
C270F8	Taylor Hall Renovations - Visual Communications and Design	\$	7,000,000
C270F9	Bowman Hall Mechanical and Building Improvements	\$	5,000,000
C270G1	Terrace Hall Renovations - College of Public Health	\$	3,000,000
C270G2	Satterfield Hall - HVAC	\$	500,000
C270G3	Campus Fire Alarm System Replacements	\$	900,000
C270G4	Main Classroom Building Renovations, Wing B - Ashtabula	\$	325,000
C270G5	Purinton Hall HVAC Upgrades - East Liverpool	\$	450,000
C270G6	Purinton Hall Sanitary Improvements - East Liverpool	\$	60,000
C270G7	Main Classroom Building Roof Replacement - Geauga	\$	325,000
C270G8	Main Classroom Student Services Renovations - Salem	\$	600,000
C270G9	Library Fire Protection System Installation - Stark	\$	600,000
C270H1	Main Classroom Building Roof and Fascia Replacement - Trumbull	\$	1,150,000
C270H2	Founders Hall HVAC Upgrades - Tuscarawas	\$	1,000,000
C270H3	Founders Hall Partial Roof Replacement - Tuscarawas	\$	200,000
C270H4	Akron General Sexual Assault Evidence Collection and Care Facility	\$	500,000
TOTAL Higher Education Improvement Fund		\$	25,860,000
TOTAL ALL FUNDS		\$	25,860,000

SECTION 207.160. LCC LAKELAND COMMUNITY COLLEGE

Higher Education Improvement Fund (Fund 7034)

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

SECTION 207.170. LOR LORAIN COMMUNITY COLLEGE

Higher Education Improvement Fund (Fund 7034)

C38312	Health Careers Building Renovation	\$	4,000,000
C38315	Manufacturing Innovation Center Renovation	\$	1,000,000
C38316	Campus Threat Response Improvements	\$	1,000,000
C38317	Boys and Girls Clubs of Lorain County Community Kitchen	\$	175,000
TOTAL Higher Education Improvement Fund		\$	6,175,000
TOTAL ALL FUNDS		\$	6,175,000

SECTION 207.180. MTC MARION TECHNICAL COLLEGE

Higher Education Improvement Fund (Fund 7034)

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

SECTION 207.190. MUN MIAMI UNIVERSITY

Higher Education Improvement Fund (Fund 7034)

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

SECTION 207.200. NCC NORTH CENTRAL TECHNICAL COLLEGE

Higher Education Improvement Fund (Fund 7034)

C38010	Kehoe Center Infrastructure Renovation	\$	1,195,000
C38014	IT Data Infrastructure Upgrade Project	\$	800,000
C38020	Ashland County - West Holmes Career Center	\$	400,000
C38021	Mansfield Brickyard "Edu-tainment" District	\$	200,000
TOTAL Higher Education Improvement Fund		\$	2,595,000
TOTAL ALL FUNDS		\$	2,595,000

SECTION 207.210. NEM NORTHEAST OHIO MEDICAL UNIVERSITY

Higher Education Improvement Fund (Fund 7034)

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

SECTION 207.220. NTC NORTHWEST STATE COMMUNITY COLLEGE

Higher Education Improvement Fund (Fund 7034)

C38214	Welding Machine/Fabrication Shop Separation	\$	2,010,000
C38215	Safety/Security Improvements	\$	500,000
C38217	Napoleon Civic Center	\$	500,000
TOTAL Higher Education Improvement Fund		\$	3,010,000
TOTAL ALL FUNDS		\$	3,010,000

SECTION 207.230. OSU OHIO STATE UNIVERSITY
Higher Education Improvement Fund (Fund 7034)

C315BR	Emergency Generators	\$	200,000
C315DM	Roof Repair and Replacements	\$	4,750,000
C315DN	Fire System Replacements	\$	3,455,000
C315DP	HVAC Repair and Replacements	\$	7,275,000
C315DQ	Elevator Safety Repairs and Replacements	\$	4,015,000
C315DS	Building Envelope Repair	\$	3,259,000
C315DT	Plumbing Repair	\$	2,640,000
C315DU	Road/Bridge Improvements	\$	640,000
C315DX	Thorne Hall - Wooster	\$	5,000,000
C315EM	Tech Town Technology Transfer and Commercialization	\$	250,000
C315FB	Koffolt/Fontana Laboratory Renovation	\$	26,379,500
C315FC	Postle Partial Replacement	\$	26,000,000
C315FD	Electrical Repairs	\$	1,685,000
C315FE	Standby Generators - Lima	\$	750,000
C315FF	Parking Lot Repairs - Lima	\$	750,000
C315FG	Reed Hall Roof - Lima	\$	750,000
C315FH	Conard 2nd Floor Renovations - Mansfield	\$	2,000,000
C315FI	Asphalt Repairs - Marion	\$	577,500
C315FJ	HVAC, Electrical, Lighting Upgrades - Marion	\$	624,000
C315FK	Morrill Hall Faculty Office/Restroom Renovations - Marion	\$	950,000
C315FL	Morrill Hall 3rd Floor Laboratory Renovations - Marion	\$	900,000
C315FM	Adena/LeFevre Roof Replacement - Newark	\$	475,000
C315FN	Basic Renovations - Newark	\$	300,000
C315FO	Reese Center Roof Replacement - Newark	\$	250,000
C315FP	Outdoor Lighting Project - Newark	\$	250,000
C315FQ	Founder's Hall Renovation Planning - Newark	\$	450,000
C315FR	Hopewell/Reese Emergency Generators - Newark	\$	375,000
C315FS	Ohio Energy and Advanced Manufacturing Center	\$	400,000
C315FT	Bidwell/OSU Cattle Processing Facility	\$	500,000
C315FU	Edison Welding Institute	\$	1,500,000
TOTAL Higher Education Improvement Fund		\$	97,350,000
TOTAL ALL FUNDS		\$	97,350,000

SECTION 207.240. OHU OHIO UNIVERSITY
Higher Education Improvement Fund (Fund 7034)

C30075	Infrastructure Improvements	\$	200,000
C30115	Bennett Hall Renovations - Chillicothe	\$	950,000
C30118	Shannon Hall Renovations - Eastern	\$	450,000
C30119	Brasee Hall Renovations - Lancaster	\$	150,000
C30121	Building System Upgrades - Southern	\$	600,000
C30125	Herrold Hall Renovations - Zanesville	\$	1,050,000
C30136	Building Envelope Restorations	\$	1,709,000
C30137	Parking Lot Repairs - Eastern	\$	300,000
C30141	Safety and Security System Improvements - Southern	\$	270,000
C30145	Brasee Hall Roof and Building Envelope - Lancaster	\$	700,000

C30158	Academic Space Improvements	\$	20,353,950
C30165	Muskingum Valley Health Center - Malta Facility	\$	150,000
C30166	Somerset Learning Center and Technology Hub	\$	250,000
C30167	Ohio University Piketon Facility	\$	250,000
C30168	Holzer Health and Wellness Center	\$	100,000
TOTAL Higher Education Improvement Fund		\$	27,482,950
TOTAL ALL FUNDS		\$	27,482,950

SECTION 207.250. OTC OWENS COMMUNITY COLLEGE

Higher Education Improvement Fund (Fund 7034)

C38816	Penta Renovations	\$	2,000,000
C38823	Math and Science Building HVAC Replacement	\$	20,000
C38824	Access Improvement Projects	\$	550,000
C38826	College Hall Renovation	\$	2,250,000
C38829	Administration Hall Water Infiltration	\$	1,000,000
C38830	Transportation Technology Building and Site Renovation	\$	1,400,000
C38831	Owens Community College Tool and Die Program	\$	500,000
TOTAL Higher Education Improvement Fund		\$	7,720,000
TOTAL ALL FUNDS		\$	7,720,000

SECTION 207.260. RGC RIO GRANDE COMMUNITY COLLEGE

Higher Education Improvement Fund (Fund 7034)

C35609	Jackson Center Acquisition and Renovation	\$	1,671,077
C35612	Rio Grande Community College McArthur Center	\$	400,000
TOTAL Higher Education Improvement Fund		\$	2,071,077
TOTAL ALL FUNDS		\$	2,071,077

SECTION 207.270. SSC SHAWNEE STATE UNIVERSITY

Higher Education Improvement Fund (Fund 7034)

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

SECTION 207.280. SCC SINCLAIR COMMUNITY COLLEGE

Higher Education Improvement Fund (Fund 7034)

C37723	Library Roof/Plaza Membrane and Concrete Replacement	\$	2,850,000
C37724	Electrical Grid Replacements	\$	2,900,000
C37725	Air Handler and Temperature Control Devices	\$	2,100,000
C37726	Generation 4 Integrated Student Services -	\$	2,500,000

	Advising/Completion		
C37727	Wilmington Air Park Aviation Infrastructure Improvements	\$	3,000,000
C37728	Hopkins Commons Senior Center	\$	250,000
	TOTAL Higher Education Improvement Fund	\$	13,600,000
	TOTAL ALL FUNDS	\$	13,600,000

WILMINGTON AIR PARK AVIATION INFRASTRUCTURE IMPROVEMENTS

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

SECTION 207.290. SOC SOUTHERN STATE COMMUNITY COLLEGE

Higher Education Improvement Fund (Fund 7034)

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

SECTION 207.300. STC STARK TECHNICAL COLLEGE

Higher Education Improvement Fund (Fund 7034)

C38924	Parking Lot Resurfacing	\$	550,000
C38929	Akron Center for Education and Workforce	\$	6,500,000
	TOTAL Higher Education Improvement Fund	\$	7,050,000
	TOTAL ALL FUNDS	\$	7,050,000

SECTION 207.310. TTC TERRA STATE COMMUNITY COLLEGE

Higher Education Improvement Fund (Fund 7034)

C36411	Student Success Center - Building B - Phase 2	\$	425,000
C36412	Water and Sewage Renovation	\$	750,000
C36413	Lighting Efficiency Upgrades	\$	425,000
C36414	Northwest Ohio Community Technology Center	\$	675,000
C36415	Fostoria Learning Center	\$	800,000
	TOTAL Higher Education Improvement Fund	\$	3,075,000
	TOTAL ALL FUNDS	\$	3,075,000

SECTION 207.320. UAK UNIVERSITY OF AKRON

Higher Education Improvement Fund (Fund 7034)

C25000	Basic Renovations - Main	\$	4,100,000
C25002	Basic Renovations - Wayne	\$	800,000
C25055	Auburn Science and Engineering Center	\$	1,800,000
C25057	Electrical Infrastructure - Loops	\$	2,400,000
C25065	Akron Battered Women's Shelter	\$	750,000
C25066	Roof Replacements	\$	811,000
C25067	Underground Vaults/Mechanical - Phase 2	\$	350,000
C25068	Polsky Exterior Facade and Renovations	\$	1,775,000
C25069	Campus Hardscape	\$	1,000,000
C25070	IT Cabling and Network Switches	\$	6,564,000
C25071	Orrville Area Boys and Girls Club	\$	250,000
C25072	Wooster Area Boys and Girls Club	\$	40,000
C25073	Medina County Fiber Network	\$	100,000
C25074	Akron Global Business Accelerator Main Street Redevelopment	\$	1,250,000
TOTAL Higher Education Improvement Fund		\$	21,990,000
TOTAL ALL FUNDS		\$	21,990,000

SECTION 207.330. UCN UNIVERSITY OF CINCINNATI

Higher Education Improvement Fund (Fund 7034)

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

SECTION 207.340. UTO UNIVERSITY OF TOLEDO

Higher Education Improvement Fund (Fund 7034)

C34061	University Hall Window Replacements	\$	1,000,000
C34068	Academic Technology and Renovation Projects	\$	3,000,000
C34069	Campus Infrastructure Improvements	\$	2,750,000
C34071	Elevator Safety Repairs and Replacements	\$	1,750,000
C34073	Mechanical System Improvements	\$	1,250,000
C34080	Building Envelope/Weatherproofing	\$	1,750,000
C34081	Snyder Memorial HVAC Systems Replacement	\$	1,500,000
C34082	North Engineering HVAC Systems Replacement	\$	1,000,000
C34083	Accessibility/ADA Improvements/Enhancements	\$	500,000

C34084	Enterprise Firewall Phase II	\$	850,000
C34085	Endpoint Security Improvements	\$	450,000
C34086	Fiber Optic Data Closet Upgrades	\$	750,000
C34087	Fiber Backbone Replacement - North Region Main Campus	\$	750,000
C34088	Network Edge Distribution Replacement Phase I	\$	2,050,000
C34089	Research Laboratory Renovations Phase I	\$	1,750,000
C34090	University of Toledo Drinking Water Treatment Research Center	\$	500,000
C34091	Lourdes University Science Laboratory and Research Center	\$	325,000
C34092	Toledo Old South End Carnegie Library Renovation	\$	300,000
TOTAL Higher Education Improvement Fund		\$	22,225,000
TOTAL ALL FUNDS		\$	22,225,000

SECTION 207.350. WTC WASHINGTON STATE COMMUNITY COLLEGE

Higher Education Improvement Fund (Fund 7034)

C35814	Main Building Door and Window Replacement/Driveway Repairs	\$	1,300,000
TOTAL Higher Education Improvement Fund		\$	1,300,000
TOTAL ALL FUNDS		\$	1,300,000

SECTION 207.360. WSU WRIGHT STATE UNIVERSITY

Higher Education Improvement Fund (Fund 7034)

C27564	Gaming Research Integration Learning Laboratory Relocation	\$	750,000
C27567	Campus-wide Instructional Laboratory Modernization and Maintenance	\$	3,000,000
C27568	IT Disaster Recovery Site in OHU's Data Center	\$	1,250,000
C27569	Campus-wide Elevator Upgrades	\$	2,500,000
C27570	Envelope Repairs	\$	2,000,000
C27571	Wellfield Remediation	\$	1,500,000
C27572	Electrical Infrastructure	\$	1,500,000
C27573	Laboratory Animal Research Renovations	\$	314,500
C27574	Campus Infrastructure - Shoreline Renovation/Stabilization - Lake	\$	975,000
C27575	Tri-Star STEM Project	\$	500,000
C27576	Wright State Campus Connector Building - Lake	\$	2,525,000
TOTAL Higher Education Improvement Fund		\$	16,814,500
TOTAL ALL FUNDS		\$	16,814,500

SECTION 207.370. YSU YOUNGSTOWN STATE UNIVERSITY

Higher Education Improvement Fund (Fund 7034)

C34545	Youngstown Business Incubator Tech Block Building #5	\$	200,000
C34549	Ward Beecher Science Hall Renovations	\$	2,500,000
C34550	Jones Hall Student Success Facility Upgrades	\$	2,000,000

C34551	Academic Area Renovations and Upgrades	\$	3,750,000
C34552	Meshel Hall Renovations	\$	2,000,000
C34553	Campus Development	\$	750,000
C34554	Mahoning Valley Innovation/Commercialization Center	\$	3,000,000
TOTAL Higher Education Improvement Fund		\$	14,200,000
TOTAL ALL FUNDS		\$	14,200,000

SECTION 207.380. MAT ZANE STATE COLLEGE

Higher Education Improvement Fund (Fund 7034)

C36216	Campus Center Renovations	\$	650,000
C36217	Parking/Walkway Improvements	\$	670,000
C36218	Zanesville Campus Renovations	\$	480,000
C36219	Cambridge Campus Renovations	\$	200,000
C36220	Muskingum Valley Health Center - Cambridge Facility	\$	250,000
C36221	Muskingum Valley Health Center - South Zanesville Facility	\$	450,000
C36222	Zane State and West Muskingum Agriculture Education Facility	\$	500,000
TOTAL Higher Education Improvement Fund		\$	3,200,000
TOTAL ALL FUNDS		\$	3,200,000

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

SECTION 207.420. None of the foregoing capital improvements appropriations for state-supported or state-assisted institutions of higher education shall be expended until the particular appropriation has been recommended for release by the Department of Higher Education and released by the Director of Budget and Management or the Controlling Board. Either the institution concerned, or the Department of Higher Education with the concurrence of the institution concerned, may initiate the request to the Director of Budget and Management or the Controlling Board for the release of the particular appropriation.

SECTION 207.430. (A) No capital improvement appropriations or

reappropriations in this act made from the Higher Education Improvement Fund (Fund 7034) or the Higher Education Improvement Taxable Fund (Fund 7024) shall be released for planning or for improvement, renovation, construction, or acquisition of capital facilities if the institution of higher education or the state does not own the real property on which the capital facilities are or will be located. This restriction does not apply in any of the following circumstances:

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

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

(3) In the case of an appropriation or reappropriation for capital facilities that, because of their unique nature or location, will be owned or will be part of facilities owned by a separate nonprofit organization or public body and will be made available to the institution of higher education for its use, the nonprofit organization or public body either owns or has a long-term (at least twenty years) lease of the real property or other capital facility to be improved, renovated, constructed, or acquired and has entered into a joint or cooperative use agreement with the institution of higher education that meets the requirements of division (C) of this section.

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

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

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

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

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

(C) The Department of Higher Education shall adopt and maintain rules regarding the release of moneys from all the foregoing appropriations for

capital facilities for all state-supported or state-assisted institutions of higher education. In the case of capital facilities referred to in division (A)(3) of this section, the joint or cooperative use agreements shall include, as a minimum, provisions that:

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

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

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

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

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

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

SECTION 207.440. 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 151.04 of the Revised Code, original obligations in an aggregate principal amount not to exceed \$480,000,000, 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 Higher Education Improvement Fund (Fund 7034) and the Higher Education Improvement Taxable Fund (Fund 7024) to pay costs of capital facilities as defined in sections 151.01 and 151.04 of the Revised Code for state-supported and state-assisted institutions of higher education.

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

SECTION 207.460. Those institutions locally administering capital improvement projects pursuant to sections 3345.50 and 3345.51 of the Revised Code may:

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

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

SECTION 207.470. TRANSFERS OF HIGHER EDUCATION CAPITAL APPROPRIATIONS

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

(A) Transfer appropriations between the Higher Education Improvement

Fund and the Higher Education Improvement Taxable Fund;

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

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

SECTION 209.10. ETC BROADCAST EDUCATIONAL MEDIA COMMISSION

Higher Education Improvement Fund (Fund 7034)

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

SECTION 211.10. CSR CAPITOL SQUARE REVIEW AND ADVISORY BOARD

Administrative Building Fund (Fund 7026)

C87407	Statehouse Repair/Improvements	\$	300,000
TOTAL Administrative Building Fund		\$	300,000
TOTAL ALL FUNDS		\$	300,000

SECTION 213.10. DAS DEPARTMENT OF ADMINISTRATIVE SERVICES

Building Improvement Fund (Fund 5KZ0)

C10035	Building Improvement	\$	10,693,000
TOTAL Building Improvement Fund		\$	10,693,000

Administrative Building Fund (Fund 7026)

C10011	Statewide Communications System	\$	3,900,000
C10015	SOCC Facility Renovations	\$	15,884,371
C10020	North High Street Complex Renovation	\$	18,075,000
C10034	Aronoff Center - Systems/Capital Replacement	\$	750,000
C10036	Rhodes Tower Renovations	\$	19,250,000
TOTAL Administrative Building Fund		\$	57,859,371
TOTAL ALL FUNDS		\$	68,552,371

SECTION 213.20. 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 \$102,000,000 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 Administrative Building Fund (Fund 7026) to pay costs associated with previously authorized capital facilities and the appropriations in this act made from Fund 7026.

SECTION 215.10. AGR DEPARTMENT OF AGRICULTURE

Administrative Building Fund (Fund 7026)

C70007	Building and Grounds	\$	1,462,446
C70020	Agricultural Laboratory Facilities	\$	400,000
C70023	Building #22 Laboratory Equipment	\$	350,000
C70024	Building #22 Renovation	\$	650,000
TOTAL Administrative Building Fund		\$	2,862,446

Clean Ohio Agricultural Easement Fund (Fund 7057)

C70009	Clean Ohio Agricultural Easement	\$	12,500,000
TOTAL Clean Ohio Agricultural Easement		\$	12,500,000
TOTAL ALL FUNDS		\$	15,362,446

SECTION 217.10. COM DEPARTMENT OF COMMERCE

State Fire Marshal Fund (Fund 5460)

C80009	Forensic Laboratory Equipment	\$	110,000
C80023	SFM Renovations and Improvements	\$	1,900,000
C80026	Forensic Evidence Storage/Maintenance Structure	\$	2,187,500
TOTAL State Fire Marshal Fund		\$	4,197,500

Administrative Building Fund (Fund 7026)

C80032	Wellston Burn Building	\$	300,000
TOTAL Administrative Building Fund		\$	300,000
TOTAL ALL FUNDS		\$	4,497,500

SECTION 219.10. DDD DEPARTMENT OF DEVELOPMENTAL DISABILITIES

Mental Health Facilities Improvement Fund (Fund 7033)

C59004	Community Assistance Projects	\$	23,000,000
C59034	Statewide Developmental Centers	\$	4,990,000
C59062	LifeTown Art and STEM for People with Disabilities	\$	450,000
TOTAL Department of Developmental Disabilities		\$	28,440,000
TOTAL ALL FUNDS		\$	28,440,000

COMMUNITY ASSISTANCE PROJECTS

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.

SECTION 221.10. MHA DEPARTMENT OF MENTAL HEALTH AND ADDICTION SERVICES

Mental Health Facilities Improvement Fund (Fund 7033)

C58001	Community Assistance Projects	\$	12,000,000
C58007	Infrastructure Renovations	\$	21,310,000
C58024	Bellefaire Jewish Children's Home	\$	550,000
C58026	Cocoon Emergency Shelter	\$	800,000
C58028	Child Focus, Inc.	\$	415,000
C58029	CHOICES for Victims of Domestic Violence Campaign	\$	500,000
C58030	Family Services of Northwest Ohio Adult Crisis Stabilization Unit	\$	100,000
C58031	Glenbeigh Hospital Multipurpose Building	\$	400,000
C58032	OhioGuidestone Residential Treatment Building Renovation	\$	350,000
C58033	Salvation Army of Greater Cleveland Harbor Light Complex	\$	350,000
C58034	Greenville East Main Street Recovery Center	\$	25,000
C58035	Columbus Briggsdale Apartments - Phase II	\$	250,000
C58036	The Buckeye Ranch, Inc.	\$	100,000
C58037	Expansion of Lettuce Work	\$	250,000
C58038	Ravenwood Mental Health Facility Expansion	\$	500,000
C58039	Cincinnati Center for Addiction Treatment Expansion	\$	2,000,000
C58040	Painesville Mental Health Services Agency	\$	200,000
C58041	Tri-County Board of Recovery and Mental Health Services	\$	500,000
C58042	McKinley Hall Renovation	\$	75,000
C58043	Glenway Outpatient Opiate Facility	\$	200,000
C58044	Alvis Women Community Reentry Project	\$	50,000
C58045	Daybreak Youth Shelter and Employment Center	\$	250,000
TOTAL Mental Health Facilities Improvement Fund		\$	41,175,000
TOTAL ALL FUNDS		\$	41,175,000

COMMUNITY ASSISTANCE PROJECTS

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

Mental Health and Addiction Services subject to Controlling Board approval.

SECTION 221.20. The Treasurer of State is hereby authorized to issue and sell in accordance with Section 2i of Article VIII, Ohio Constitution, and Chapter 154. of the Revised Code, particularly section 154.20 of the Revised Code, original obligations in an aggregate principal amount not to exceed \$54,000,000 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 Mental Health Facilities Improvement Fund (Fund 7033) to pay costs of capital facilities as defined in section 154.01 of the Revised Code for mental hygiene and retardation.

SECTION 223.10. DNR DEPARTMENT OF NATURAL RESOURCES

Wildlife Fund (Fund 7015)

C725B0	Access Development	\$	13,600,000
C725K9	Wildlife Area Building Development/Renovations	\$	8,150,000
C725W0	MARCS Equipment	\$	1,866,087
TOTAL Wildlife Fund		\$	23,616,087

Administrative Building Fund (Fund 7026)

C725D7	MARCS Equipment	\$	5,996,598
C725N7	District Office Renovations	\$	3,000,000
TOTAL Administrative Building Fund		\$	8,996,598

Ohio Parks and Natural Resources Fund (Fund 7031)

C72512	Land Acquisition	\$	475,000
C72549	DNR Facilities Development	\$	1,500,000
C725E1	Local Parks Projects Statewide	\$	5,108,985
C725E5	Project Planning	\$	1,100,938
C725K0	State Park Renovations/Upgrading	\$	11,060,000
C725M0	Dam Rehabilitation	\$	2,550,000
C725N5	Wastewater/Water Systems Upgrades	\$	2,750,000
C725N8	Operations Facilities Development	\$	1,000,000
TOTAL Ohio Parks and Natural Resources Fund		\$	25,544,923

Parks and Recreation Improvement Fund (Fund 7035)

C725A0	State Parks, Campgrounds, Lodges, Cabins	\$	23,910,514
C725B5	Buckeye Lake Dam Rehabilitation	\$	61,546,960
C725C4	Muskingum River Lock and Dam	\$	3,750,000
C725E2	Local Parks Projects	\$	46,433,500
C725E6	Project Planning	\$	6,070,285
C725R4	Dam Rehabilitation - Parks	\$	55,425,000
C725R5	Lake White State Park - Dam Rehabilitation	\$	27,376,761
C725U4	Water Quality Equipment and Projects	\$	7,400,000
TOTAL Parks and Recreation Improvement Fund		\$	231,913,020

Clean Ohio Trail Fund (Fund 7061)

C72514	Clean Ohio Trail Fund	\$	12,500,000
TOTAL Clean Ohio Trail Fund		\$	12,500,000

Waterways Safety Fund (Fund 7086)

C725A7	Cooperative Funding for Boating Facilities	\$	16,750,000
C725N9	Operations Facilities Development	\$	2,300,000
C725Z0	MARCS Equipment	\$	1,511,165
TOTAL Waterways Safety Fund		\$	20,561,165
TOTAL ALL FUNDS		\$	323,131,793

FEDERAL REIMBURSEMENT

All reimbursements received from the federal government for any expenditures made pursuant to this section shall be deposited in the state treasury to the credit of the fund from which the expenditure originated.

LOCAL PARKS PROJECTS

Of the foregoing appropriation item C725E2, Local Parks Projects, an amount equal to two per cent of the projects listed may be used by the Department of Natural Resources for the administration of local projects, \$4,025,000 shall be used for the Scioto Peninsula Park and Parking Garage, \$3,500,000 shall be used for the Lakefront Pedestrian Bridge, \$2,500,000 shall be used for the Cuyahoga River Franklin Hill Stabilization, \$2,000,000 shall be used for the Flats East Development, \$1,200,000 shall be used for the Harley Jones Rotary Memorial Amphitheater in Bryson Park, \$1,000,000 shall be used for the South Point Community Pool, \$1,000,000 shall be used for the Champion Mill Sports Complex Improvements, \$1,000,000 shall be used for the Bridge to Wendy Park, \$1,000,000 shall be used for the Franklin Park Conservatory, \$1,000,000 shall be used for the Worthington Pools Renovation, \$1,000,000 shall be used for the Lorain County Mill Creek Conservation and Flood Control, \$1,000,000 shall be used for the Promenade Park and ProMedica Parking Facility, \$1,000,000 shall be used for the City of Canton Market Square Enhancement Project, \$1,000,000 shall be used for The Magnolia Flowering Mills/Stark County Park district, \$750,000 shall be used for the Gorge Dam Removal, \$700,000 shall be used for the Todds Fork Trail, \$600,000 shall be used for the St. Henry Swimming Pool, \$500,000 shall be used for the Kuenning-Dicke Natural Area Preserve, \$500,000 shall be used for the West Chester Soccer Complex, \$500,000 shall be used for the Van Aken District Bicycle and Pedestrian Connections, \$500,000 shall be used for the Galloway Sports Complex, \$500,000 shall be used for the Scioto Audubon Metro Park Pedestrian Bridge, \$500,000 shall be used for the Scioto River Park Development, \$500,000 shall be used for the Dream Field at Windsor Park Playground, \$500,000 shall be used for the Columbus Crew Practice Facility, \$500,000 shall be used for the Holmes County Agricultural Facility

Improvements, \$500,000 shall be used for the City of Sylvania SOMO Project, \$500,000 shall be used for The White Rhinoceros Barn, \$500,000 shall be used for the Thornport Buckeye Lake Public Access and Park, \$500,000 shall be used for the Redskin Memorial Park Development, \$500,000 shall be used for the Warren County Sports Complex, \$406,000 shall be used for the Bryson Pool Improvements Splash Park, \$400,000 shall be used for the Cadiz Bike Trail/Public Infrastructure Connectivity Project, \$400,000 shall be used for the Cave Lake Dam Safety Modifications, \$400,000 shall be used for the Preble County Agricultural Facility Improvements, \$400,000 shall be used for the Nimisila Spillway and Bridge Demolition and Replacement, \$400,000 shall be used for the Green Central Park, \$350,000 shall be used for the Rocky River Bradstreets Landing Park, \$350,000 shall be used for the Little Miami Scenic Trail, \$350,000 shall be used for the East View Park Ball Diamonds and Field Improvements, \$300,000 shall be used for the Schoonover Lake Dam Restoration, \$300,000 shall be used for the Columbiana County Agricultural Facility Improvements, \$300,000 shall be used for the Bill Stanton Community Park Shoreline Enhancement, \$300,000 shall be used for the Chesapeake Community Building, \$300,000 shall be used for the Glenford Earthworks Phase III, \$300,000 shall be used for the Stark Parks Wilderness Center Trail System, \$250,000 shall be used for the Carroll County Ohio FFA Camp Muskingum, \$250,000 shall be used for the Clinton County Agricultural Facility Improvements, \$250,000 shall be used for the Greenville Downtown Park, \$250,000 shall be used for the Greenville Harmon Field, \$250,000 shall be used for the McCutcheon Road Park, \$250,000 shall be used for the Heritage Rail Trail Extension, \$250,000 shall be used for the Upper Arlington Shared-Use Path Expansion Projects, \$250,000 shall be used for the Tremont Road-Zollinger Road Shared-Use Path Connector, \$250,000 shall be used for the Hobson Freedom Park: Phase II, \$250,000 shall be used for the Blue Ash Summit Park, \$250,000 shall be used for the Pro Football Hall of Fame Comprehensive Master Study, \$250,000 shall be used for the Cascade Plaza Phase II, \$250,000 shall be used for the Richwood Lake Trail, \$250,000 shall be used for the Wren Community Building Shelter and Pavilion, \$200,000 shall be used for the J.W. Denver Memorial Park, \$200,000 shall be used for the Chippewa Creek Headwater Park, \$200,000 shall be used for the City of Strongsville Recreation Center, \$200,000 shall be used for the Brewing Heritage Trail Segment 1, \$200,000 shall be used for the Cincinnati Mill Creek Flood Mitigation/Mill Creek Barrier Dam, \$200,000 shall be used for the Southern State Community College Pathway, \$200,000 shall be used for the

Ernsthausen Recreation Center Splash Pad, \$200,000 shall be used for the Ohio University Proctorville Walking Path, \$200,000 shall be used for the Coldwater Recreation Space and Amphitheatre, \$200,000 shall be used for the Perry County Home Farm, \$200,000 shall be used for the Coppel Soccer Complex Improvements, \$200,000 shall be used for the Jungle Junction Indoor Playground, \$200,000 shall be used for the Shelby County Agricultural Facility Improvements, \$200,000 shall be used for the Middle Point Ballpark Improvements, \$175,000 shall be used for the Fairfield Township Metro Parks, \$170,000 shall be used for the Chamberlin Park Bike/Pedestrian Access Improvements, \$150,000 shall be used for the Columbus Topiary Park Improvements, \$150,000 shall be used for the Gallipolis City Park, \$150,000 shall be used for the Cincinnati Ault Park, \$150,000 shall be used for the Green Township Hike/Bike Trail, \$150,000 shall be used for the Kenton Baseball Park Lighting Improvements, \$150,000 shall be used for the Kamp Dovetail, \$150,000 shall be used for the Avon Lake Veterans Park, \$150,000 shall be used for the Marion Tallgrass Trail, \$149,000 shall be used for the Ohio City Recreation Facility, \$125,000 shall be used for the Cleveland Cultural Gardens, \$125,000 shall be used for the Village of Fort Recovery Community Park, \$125,000 shall be used for the Delphos Community Pool and Splash Park, \$100,000 shall be used for the Auglaize County Agricultural Facility Improvements, \$100,000 shall be used for the Clarksville Upground Reservoir Safety Upgrades, \$100,000 shall be used for the Little Hearts Big Smiles All Children's Playground, \$100,000 shall be used for The Wilds Educational Animal Display, \$80,000 shall be used for the Rockford Shane's Park Playground Equipment, \$75,000 shall be used for the City of Parma Park Improvements, \$75,000 shall be used for the Deerasic Park Whitetail Deer Museum and Educational Center, \$75,000 shall be used for the Stoll Lane Park Redevelopment, \$75,000 shall be used for the Montpelier Park Barn Roof Replacement, \$67,500 shall be used for the Waddell Park Public Swimming Pool Renovation, \$60,000 shall be used for the Loveland McCoy Park Improvements, \$55,000 shall be used for the Columbia Township Community Natural Park, \$50,000 shall be used for the Columbiana County Beaver Creek Wildlife Education Center, \$50,000 shall be used for the Hicksville Splash Pad, \$50,000 shall be used for the Hamilton County Agricultural Facility Improvements, \$50,000 shall be used for the City of Marion Ball Field Complex, \$50,000 shall be used for the City of Fremont Basketball Court Upgrades (Roger Young Park), \$50,000 shall be used for the Upper Sandusky Bicentennial Park Project, \$45,000 shall be used for the Noble County Happy Time Pool, \$45,000 shall be used for the Lebanon

Bike Park, \$40,000 shall be used for the Blanchester Playground, \$40,000 shall be used for the Beaver Park Sports Field, \$40,000 shall be used for the City of Tiffin City Park Upgrades, \$30,000 shall be used for the London Municipal Pool, \$20,000 shall be used for the Waverly Canal Park, and \$11,000 shall be used for the Washington Township Lake Stabilization Project.

SECTION 223.20. For the appropriations in this act made from the Parks and Recreation Improvement Fund (Fund 7035), the Department of Natural Resources shall periodically prepare and submit to the Director of Budget and Management the estimated design, planning, and engineering costs of capital-related work to be done by the Department of Natural Resources for each project. Based on the estimates, the Director of Budget and Management may release appropriations from the foregoing appropriation item C725E6, Project Planning, within Fund 7035, to pay for design, planning, and engineering costs incurred by the Department of Natural Resources for the projects. Upon release of the appropriations by the Director of Budget and Management, the Department of Natural Resources shall pay for these expenses from the Parks Capital Expenses Fund (Fund 2270), and be reimbursed by Fund 7035 using an intrastate voucher.

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

SECTION 223.40. The Ohio Public Facilities Commission is hereby authorized to issue and sell, in accordance with Section 21 of Article VIII, Ohio Constitution, and Chapter 151. and particularly sections 151.01 and

151.05 of the Revised Code, original obligations in an aggregate principal amount not to exceed \$15,000,000 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 Ohio Parks and Natural Resources Fund (Fund 7031) to pay costs of capital facilities as defined in sections 151.01 and 151.05 of the Revised Code.

SECTION 223.50. The Treasurer of State is hereby authorized to issue and sell, in accordance with Section 2i of Article VIII, Ohio Constitution, and Chapter 154. of the Revised Code, particularly section 154.22 of the Revised Code, original obligations in an aggregate principal amount not to exceed \$217,000,000, 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 Parks and Recreation Improvement Fund (Fund 7035) to pay the costs of capital facilities for parks and recreation as defined in section 154.01 of the Revised Code.

SECTION 225.10. DOT DEPARTMENT OF TRANSPORTATION
Transportation Building Fund (Fund 7029)

C77705	Statewide Land and Buildings	\$	100,000,000
	TOTAL Transportation Building Fund	\$	100,000,000
	TOTAL ALL FUNDS	\$	100,000,000

SECTION 225.20. 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 section 307.021 of the Revised Code, original obligations in an aggregate principal amount not to exceed \$85,200,000 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, to pay costs associated with previously authorized capital facilities and the capital facilities referred to in Section 225.10 of this act for the Department of Transportation.

SECTION 227.10. DPS DEPARTMENT OF PUBLIC SAFETY

Administrative Building Fund (Fund 7026)

C76034	EMA Building System and Equipment	\$	300,000
C76049	EMA Building Renovations and Improvements	\$	250,000
C76051	Fayette County MARCS Tower Project	\$	1,385,941
C76052	Reading Flood Plain Study/Remediation	\$	200,000
C76053	Summit Law Enforcement Training Center and Indoor Firing Range	\$	200,000
C76054	Wayne County MARCS EMS Phase II	\$	600,000
TOTAL Administrative Building Fund		\$	2,935,941

Highway Safety Fund (Fund 7036)

C76035	Alum Creek Facility Renovations and Upgrades	\$	1,200,000
C76036	Shipley Building Renovations and Improvements	\$	1,500,000
C76043	Minor Capital Projects	\$	2,500,000
C76044	OSHP Headquarters/Post Renovations and Improvements	\$	2,250,000
C76045	OSHP Academy Renovations and Improvements	\$	1,250,000
C76046	OSHP - K-9 Training Facility	\$	1,250,000
TOTAL Highway Safety Fund		\$	9,950,000
TOTAL ALL FUNDS		\$	12,885,941

SECTION 229.10. DRC DEPARTMENT OF REHABILITATION AND CORRECTION

Adult Correctional Building Fund (Fund 7027)

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

SECTION 229.20. COMMUNITY-BASED CORRECTIONAL FACILITIES

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.

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.

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.

SECTION 229.30. COMMUNITY RESIDENTIAL PROGRAM RENOVATIONS

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

SECTION 229.40. 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 section 307.021 of the Revised Code, original obligations in an aggregate principal amount not to exceed \$142,000,000 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 Adult Correctional Building Fund (Fund 7027) to pay costs associated with previously authorized capital facilities and the appropriations in this act from Fund 7027 for the Department of Rehabilitation and Correction.

SECTION 231.10. DVS DEPARTMENT OF VETERANS SERVICES

Nursing Home – Federal Fund (Fund 3190)

C90074	Sandusky Renovation Federal	\$	7,234,253
C90077	Georgetown Renovation Federal	\$	1,927,250
TOTAL Nursing Home - Federal Fund		\$	9,161,503

Veterans' Home Improvement Fund (Fund 6040)

C90073	Sandusky Equipment State	\$	1,185,600
C90075	Sandusky Renovation State	\$	3,895,368
C90076	Georgetown Equipment State	\$	225,000
C90078	Georgetown Renovation State	\$	1,037,750
TOTAL Veterans' Home Improvement Fund		\$	6,343,718
TOTAL ALL FUNDS		\$	15,505,221

SECTION 233.10. DYS DEPARTMENT OF YOUTH SERVICES

Juvenile Correctional Building Fund (Fund 7028)

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

SECTION 233.20. COMMUNITY REHABILITATION CENTERS

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

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 and approved by the Department of Youth Services.

The Department of Youth Services 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.

For purposes of this section, "community corrections facilities" has the same meaning as in section 5139.36 of the Revised Code.

SECTION 233.30. LOCAL JUVENILE DETENTION CENTERS

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.

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.

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.

(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 center project. The formula shall include the factors specified below in division (A)(1) of this section and may include the factors specified below in division (A)(2) of this section. The weight assigned to the factors specified in division (A)(1) of this section shall be not less than twice the weight assigned to factors specified in division (A)(2) of this section.

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

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

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

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

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

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

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

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

SECTION 233.40. 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 \$28,000,000 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 Juvenile Correctional Building Fund (Fund 7028) to pay the costs associated with previously authorized capital facilities and the appropriations in this act from Fund 7028 for the Department of Youth Services.

SECTION 235.10. DEV DEVELOPMENT SERVICES AGENCY

Coal Research and Development Fund (Fund 7046)

C19505	Coal Research and Development	\$	10,000,000
TOTAL Coal Research and Development Fund		\$	10,000,000
TOTAL ALL FUNDS		\$	10,000,000

Service Station Cleanup Fund (Fund 7100)

C19507	Service Station Cleanup	\$	5,000,000
TOTAL Service Station Cleanup Fund		\$	5,000,000
TOTAL ALL FUNDS		\$	15,000,000

SERVICE STATION CLEANUP FUND

(A) For purposes of this section:

(1) "Political subdivision" means a county, municipal corporation, township, or port authority.

(2) "Class C release" has the same meaning as in section 3737.87 of the Revised Code.

(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.

(4) "Property owner" means a political subdivision and an organization that owns publicly owned lands.

(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.

(6) "Publicly owned lands" includes lands that are owned by an organization that has entered into a relevant agreement with a political subdivision.

(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:

(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;

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

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

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

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

Upon receipt of an application, the Director shall examine the application and all accompanying information to determine if the application is complete. If the Director determines that the application is not complete, the Director shall promptly notify the property owner that the application is

not complete, provide a description of the information that is missing from the application, and return the application and all accompanying information to the property owner. The property owner may resubmit the application.

If the Director approves an application under this section, the Director may enter into an agreement with the property owner to award a grant to the property owner. The agreement shall be executed prior to paying or disbursing any grant funds approved by the Director under this section.

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

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

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

SECTION 237.10. EXP EXPOSITIONS COMMISSION

Administrative Building Fund (Fund 7026)

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

SECTION 239.10. FCC FACILITIES CONSTRUCTION COMMISSION

Lottery Profits Education Fund (Fund 7017)

C23014	Classroom Facilities Assistance Program – Lottery Profits	\$	50,000,000
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TOTAL Lottery Profits Education Fund		\$	50,000,000
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Public School Building Fund (Fund 7021)

C23001	Public School Buildings	\$	100,000,000
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TOTAL Public School Building Fund		\$	100,000,000
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Administrative Building Fund (Fund 7026)

C23016	Energy Conservation Projects	\$	2,000,000
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C230E5	State Agency Planning/Assessment	\$	1,500,000
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TOTAL Administrative Building Fund		\$	3,500,000
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Cultural and Sports Facilities Building Fund (Fund 7030)

C23023	OHS - Ohio History Center Exhibit Replacement	\$	1,000,000
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C23024	OHS - Statewide Site Exhibit Renovation	\$	750,000
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C23025	OHS - Statewide Site Repairs	\$	1,050,410
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C23028	OHS - Basic Renovations and Emergency Repairs	\$	1,000,000
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C23030	OHS - Rankin House State Memorial	\$	393,250
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C23031	OHS - Harding Home State Memorial	\$	1,354,559
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C23032	OHS - Ohio Historical Center Rehabilitation	\$	1,007,370
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C23033	OHS - Stowe House State Memorial	\$	1,028,500
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C23045	OHS - Lockington Locks Stabilization	\$	513,521
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C23051	Tecumseh Theater Opera House Restoration	\$	50,000
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C23057	OHS - Online Portal to Ohio's Heritage	\$	850,000
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C23083	Stan Hywet Hall and Gardens Manor House	\$	250,000
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C23098	Twin City Opera House	\$	100,000
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C230AA	Cleveland Grays Armory Museum	\$	350,000
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C230AB	Cleveland Music Hall	\$	400,000
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C230AC	Cleveland Zoological Society	\$	200,000
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C230AD	Saint Luke's Pointe	\$	200,000
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C230AE	Variety Theatre	\$	250,000
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C230AF	Fairview Park Bain Park Cabin	\$	70,000
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C230AG	Darke County Historical Society Garst Museum Parking Lot	\$	150,000
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C230AH	Longtown Clemens Farmstead Museum	\$	90,000
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C230AJ	Auglaize Village Mansfield Museum and Train Depot	\$	125,000
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C230AK	Sandusky State Theatre	\$	750,000
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C230AL	Fairfield Decorative Arts Center	\$	60,000
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C230AM	General Sherman House Museum	\$	100,000
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C230AN	Village of Millersport Corridor Improvements	\$	250,000
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C230AP	Fayette County Museum	\$	25,000
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C230AQ	Aminah Robinson Cultural Arts and Community Center	\$	150,000
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C230AR	COSI Building Exhibit Expansion	\$	5,000,000
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C230AS	Renovations of the Lincoln Theatre	\$	300,000
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C230AT	Motts Military Museum and 9-11 Memorial	\$	50,000
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C230AU	Charleen and Charles Hinson Amphitheater	\$	1,000,000
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C230AV	Veterans Memorial for Senecaville	\$	15,000
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C230AW	Carnegie Center of Columbia - Tusculum Renovation	\$	131,000
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C230AX	Cincinnati Shakespeare Company	\$	750,000
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C230AY	Ensemble Theatre Cincinnati	\$	100,000
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C230AZ	Madcap Productions - New Madcap Puppet Theater	\$	200,000
C230B1	Karamu House 2.0	\$	800,000
C230BA	Riverbend and Taft Theater	\$	85,000
C230BB	Golf Manor Volunteer Park Outdoor Amphitheater	\$	45,000
C230BC	Native American Museum of Mariemont	\$	400,000
C230BD	Hancock County Sports Hall of Fame	\$	15,000
C230BE	Four Corners Heritage Center Historic Structure	\$	100,000
C230BF	Malinta Ohio Historical Site Rehabilitation	\$	19,000
C230BG	William Scott House	\$	110,000
C230BH	Loudonville Opera House Renovations	\$	250,000
C230BJ	Oak Hill Liberty Theatre	\$	100,000
C230BK	Knox County Memorial Theatre	\$	150,000
C230BL	Fairport Harbor Lighthouse Project	\$	200,000
C230BM	Lake County History Center Rehab Project	\$	250,000
C230BN	Ro-Na Theater Performing Arts Center	\$	200,000
C230BP	Weathervane Playhouse Renovations	\$	50,000
C230BQ	Logan County Veterans Memorial Hall Restoration	\$	300,000
C230BR	Amherst Historical Water Tower Project	\$	40,000
C230BS	Elyria Pioneer Plaza	\$	75,000
C230BT	LaGrange Township Historic Fire Station	\$	32,000
C230BU	Lorain Palace Theatre and Civic Center Rehabilitation	\$	150,000
C230BV	Downtown Toledo Music Hall	\$	400,000
C230BW	Toledo Museum of Art Polishing the Gem Project	\$	1,500,000
C230BX	Plain City Restoration of Historic Clock Tower	\$	30,000
C230BY	Homerville Community Center Expansion	\$	100,000
C230BZ	Medina County Historical Society	\$	100,000
C230CA	Fort Recovery Historical Society	\$	75,000
C230CB	Boonshoft Museum of Discovery	\$	1,000,000
C230CC	Dayton History Heritage Center of Regional Leadership	\$	1,500,000
C230CD	Dayton Project M & M	\$	550,000
C230CE	Trotwood Community Center	\$	250,000
C230CF	Zanesville Community Theater	\$	75,000
C230CG	John Paulding Historical Museum Expansion	\$	30,000
C230CH	Mt. Perry Scenic Railroad Structure Renovations	\$	125,000
C230CJ	Perry County Opera House / Community Center	\$	50,000
C230CK	Circleville Memorial Hall	\$	150,000
C230CL	Everts Community & Arts Center	\$	200,000
C230CM	Waverly Old Children's Home Renovation	\$	20,000
C230CN	Garrettsville Buckeye Block Community Theatre	\$	700,000
C230CP	Historic Hiram Hayden Auditorium	\$	375,000
C230CR	Kent Stage Theater Restoration Project	\$	450,000
C230CS	Mantua Township Historic Bell Tower	\$	140,000
C230CT	Windham Veterans Memorial Plaque	\$	12,000
C230CU	North Central Ohio Industrial Museum	\$	100,000
C230CV	Majestic Theatre Renovation Project Phase II	\$	750,000
C230CW	Seneca County Museum	\$	50,000
C230CX	Arts In Stark	\$	355,000
C230CY	City of Canton Central Plaza Memorial Statues	\$	100,000
C230CZ	McKinley Presidential Museum	\$	135,000
C230DA	Jackson North Park Amphitheater	\$	1,000,000
C230DB	Five Oaks Historic Home	\$	350,000
C230DC	Massillon Museum	\$	1,500,000
C230DD	1893 Genoa Schoolhouse Restoration	\$	57,000
C230DE	Melscheimer Schoolhouse Restoration	\$	15,000

C230DF	Bud and Susie Rogers Garden	\$	400,000
C230DG	The Courtyard at East Woods	\$	90,000
C230DH	W.D. Packard Music Hall Elevator	\$	200,000
C230DJ	Tuscarawas County Cultural Arts Center	\$	500,000
C230DK	Zoar Bicentennial Village	\$	12,000
C230DL	Marysville Avalon Theatre Renovations	\$	300,000
C230DM	Convoy Opera House	\$	60,000
C230DN	Van Wert Historical Society Museum	\$	112,000
C230DP	Wassenberg Art Center	\$	175,000
C230DR	Warren County Historical Society Handicap Entrance Project	\$	190,000
C230DS	Smithville Community Historical Society	\$	50,000
C230DT	Wayne County Buckeye Agricultural Museum & Education Center	\$	400,000
C230DU	Kister Water Mill and Education Center	\$	200,000
C230DV	Wayne Center for the Arts	\$	150,000
C230DW	West Liberty Town Hall Opera House	\$	150,000
C230DX	Medina City Parking Deck	\$	1,000,000
C230DY	Cincinnati Zoo Cheetah Run & Encounter	\$	250,000
C230DZ	Columbus Zoo - Japanese Macaque Exhibit	\$	250,000
C230EA	Cleveland Museum of Art	\$	1,100,000
C230EB	Unionville Tavern Rehabilitation - Phase I Exterior	\$	160,000
C230EC	Triumph of Flight	\$	250,000
C230ED	OHS - Historical Center/Ohio Village Buildings	\$	300,000
C230J4	Cleveland Museum of Natural History	\$	3,300,000
C230K1	Historic Strand Theatre Renovation	\$	175,000
C230K9	Washington Court House Auditorium	\$	100,000
C230L5	CAPA's Renovations of the Palace Theatre	\$	250,000
C230L7	Sauder Village Experience	\$	500,000
C230L9	Ariel Theatre	\$	200,000
C230M3	Geauga Lyric Theater Guild	\$	200,000
C230M6	Cincinnati Art Museum	\$	750,000
C230M8	Cincinnati Zoo	\$	1,750,000
C230N1	Cincinnati Music Hall	\$	500,000
C230N8	Steubenville Grand Theatre Restoration Project	\$	75,000
C230N9	South Leroy Meeting House Restoration	\$	50,000
C230P1	Fine Arts Association Facility Expansion/Renovation	\$	650,000
C230Q1	Imagination Station	\$	200,000
C230Q3	Columbus Zoo - Entry Village Guest Services Improvements	\$	500,000
C230Q7	Butler Institute of American Art	\$	500,000
C230Q8	Henry H. Stambaugh Auditorium	\$	500,000
C230Q9	Marion Palace Theatre	\$	100,000
C230R1	Bradford Railway Museum	\$	75,000
C230R7	Dayton Art Institute's Centennial - Preservation & Accessibility	\$	1,000,000
C230T2	John Brown House and Grounds Restoration	\$	250,000
C230T3	Hale Farm & Village Capital Improvement Project	\$	100,000
C230U2	Folger Home of Avon Lake	\$	75,000
C230U3	DeYor Performing Arts Center Heating and Cooling	\$	1,250,000
C230W7	OHS - Lundy House Restoration	\$	409,370
C230W8	OHS - Cedar Bog Improvements	\$	193,600
C230W9	OHS - Hayes Center Improvements	\$	290,400
C230X1	OHS - Site Energy Conservation	\$	239,580

C230X2	OHS - Collections Storage Facility Object Evaluation	\$	400,000
C230X5	OHS - State Archives Shelving	\$	3,000,000
C230X6	OHS - Fort Ancient Earthworks	\$	219,440
C230Y1	Meigs Township Veterans Monument	\$	5,000
C230Y2	Serpent Mound	\$	50,000
C230Y3	Allen County Museum	\$	100,000
C230Y4	Schine's Theater Restoration	\$	300,000
C230Y5	Hayesville Opera House	\$	20,000
C230Y6	Ashtabula Maritime and Surface Transportation Museum	\$	100,000
C230Y7	Ashtabula Covered Bridge Festival Entertainment Pavilion	\$	100,000
C230Y8	Armstrong Air and Space Museum and STEM Education Center	\$	900,000
C230Y9	Gaslight Theatre Building Renovation Project	\$	300,000
C230Z1	Caroline Scott Harrison Statue	\$	75,000
C230Z2	City of Trenton Amphitheatre Cover	\$	50,000
C230Z3	Historic Batavia Armory	\$	300,000
C230Z4	Columbiana County Bowstring Arch Bridge Rehabilitation	\$	200,000
C230Z5	Coshocton Planetarium	\$	75,000
C230Z6	Bedford Historical Society	\$	100,000
C230Z7	Historical Society of Broadview Heights	\$	150,000
C230Z8	Brooklyn John Frey Park	\$	140,000
C230Z9	Chagrin Falls Center Community Arts	\$	600,000
TOTAL Cultural and Sports Facilities Building Fund		\$	63,345,000
School Building Program Assistance Fund (Fund 7032)			
C23002	School Building Program Assistance	\$	500,000,000
TOTAL School Building Program Assistance Fund		\$	500,000,000
TOTAL ALL FUNDS		\$	716,845,000

STATE AGENCY PLANNING/ASSESSMENT

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

SCHOOL BUILDING PROGRAM ASSISTANCE

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 to 3318.33 of the Revised Code.

SECTION 241.10. JFS DEPARTMENT OF JOB AND FAMILY SERVICES

Special Administrative Fund (Fund 4A90)

C60005	Youngstown Office Improvements	\$	190,418
C60007	Lima Office Improvements	\$	106,880
C60009	Central Office Improvements	\$	200,000
TOTAL Special Administrative Fund		\$	497,298
TOTAL ALL FUNDS		\$	497,298

SECTION 243.10. JSC JUDICIARY SUPREME COURT

Administrative Building Fund (Fund 7026)

C00502	General Building Renovations	\$	8,373,883
TOTAL Administrative Building Fund		\$	8,373,883
TOTAL ALL FUNDS		\$	8,373,883

SECTION 245.10. PWC PUBLIC WORKS COMMISSION

State Capital Improvements Fund (Fund 7038)

C15000	Local Public Infrastructure/State CIP	\$	350,000,000
TOTAL State Capital Improvements Fund		\$	350,000,000

State Capital Improvements Revolving Loan Fund (Fund 7040)

C15030	Revolving Loan	\$	75,400,000
TOTAL State Capital Improvements Revolving Loan Fund		\$	75,400,000

Clean Ohio Conservation Fund (Fund 7056)

C15060	Clean Ohio Conservation Program	\$	75,000,000
TOTAL Clean Ohio Conservation Fund		\$	75,000,000
TOTAL ALL FUNDS		\$	500,400,000

LOCAL PUBLIC INFRASTRUCTURE

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

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 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 C15030, Revolving Loan.

STATE CAPITAL IMPROVEMENTS REVOLVING LOAN FUND

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

CLEAN OHIO CONSERVATION GRANT REPAYMENTS

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

SECTION 245.20. The Ohio Public Facilities Commission is hereby authorized to issue and sell, in accordance with Section 2p of Article VIII, Ohio Constitution, and sections 151.01 and 151.08 of the Revised Code, original obligations, in an aggregate principal amount not to exceed \$332,000,000, in addition to the original obligations heretofore authorized by prior acts of the General Assembly. These authorized obligations shall be issued and sold from time to time and in amounts necessary to ensure sufficient moneys to the credit of the State Capital Improvements Fund (Fund 7038) to pay costs of capital improvement projects of local subdivisions.

SECTION 245.30. The Ohio Public Facilities Commission is hereby authorized to issue and sell, in accordance with Sections 2o and 2q of Article VIII, Ohio Constitution, and pursuant to sections 151.01 and 151.09 of the Revised Code, original obligations of the state in an aggregate principal amount not to exceed \$100,000,000 in addition to the original issuance of obligations heretofore authorized by prior acts of the General Assembly. These authorized obligations shall be issued and sold from time to time, subject to applicable constitutional and statutory limitations, as

needed to ensure sufficient moneys to the credit of the Clean Ohio Conservation Fund (Fund 7056), the Clean Ohio Agricultural Easement Fund (Fund 7057), and the Clean Ohio Trail Fund (Fund 7061) to pay costs of conservation projects.

SECTION 247.10. OSB SCHOOL FOR THE BLIND

Administrative Building Fund (Fund 7026)

C22616	Renovations and Improvements	\$	250,000
C22620	School HVAC Renovation	\$	159,000
C22628	Old Campus Building Demolition	\$	110,653
C22629	Roadway Improvements	\$	275,000
TOTAL Administrative Building Fund		\$	794,653
TOTAL ALL FUNDS		\$	794,653

SECTION 249.10. OSD SCHOOL FOR THE DEAF

Administrative Building Fund (Fund 7026)

C22107	Renovations and Improvements	\$	250,000
C22111	Staff Building Windows and Repairs	\$	159,000
C22114	Dormitory Construction	\$	2,503,000
C22116	Old Campus Building Demolition	\$	193,134
TOTAL Administrative Building Fund		\$	3,105,134
TOTAL ALL FUNDS		\$	3,105,134

SECTION 509.10. CERTIFICATION OF AVAILABILITY OF MONEYS

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

SECTION 509.20. LIMITATION ON USE OF CAPITAL APPROPRIATIONS

The appropriations made in this act, excluding those made from the State Capital Improvement Fund (Fund 7038) and the State Capital Improvements Revolving Loan Fund (Fund 7040) for buildings or

structures, including remodeling and renovations, are limited to:

- (A) Acquisition of real property or interests in real property;
- (B) Buildings and structures, which includes construction, demolition, complete heating and cooling, lighting, and lighting fixtures, and all necessary utilities, ventilating, plumbing, sprinkling, water and sewer systems, when such systems are authorized or necessary;
- (C) Architectural, engineering, and professional services expenses directly related to the projects;
- (D) Machinery that is a part of structures at the time of initial acquisition or construction;
- (E) Acquisition, development, and deployment of new computer systems, including the redevelopment or integration of existing and new computer systems, but excluding regular or ongoing maintenance or support agreements;
- (F) Furniture, fixtures, or equipment that meets all the following criteria:
 - (1) Is essential in bringing the facility up to its intended use or is necessary for the functioning of the particular facility or project;
 - (2) Has a unit cost, and not the individual parts of a unit, of about \$100 or more; and
 - (3) Has a useful life of five years or more.

Furniture, fixtures, or equipment that is not an integral part of or directly related to the basic purpose or function of a project for which moneys are appropriated shall not be paid from these appropriations. This paragraph does not apply to appropriation line items for furniture, fixtures, or equipment.

SECTION 509.30. CONTINGENCY RESERVE REQUIREMENT

Any request for release of capital appropriations by the Director of Budget and Management or the Controlling Board for projects, the contracts for which are awarded by the Ohio Facilities Construction Commission, shall contain a contingency reserve, the amount of which shall be determined by the Ohio Facilities Construction Commission, for payment of unanticipated project expenses. Any amount deducted from the encumbrance for a contractor's contract as an assessment for liquidated damages shall be added to the encumbrance for the contingency reserve. Contingency reserve funds shall be used to pay costs resulting from unanticipated job conditions, to comply with rulings regarding building and other codes, to pay costs related to errors or omissions in contract documents, to pay costs associated with changes in the scope of work, and

to pay the cost of settlements and judgments related to the project.

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

SECTION 509.40. SATISFACTION OF JUDGMENTS AND SETTLEMENTS AGAINST THE STATE

Except as otherwise provided in this section, an appropriation contained in this act or in any other act may be used for the purpose of satisfying judgments, settlements, or administrative awards ordered or approved by the Court of Claims or by any other court of competent jurisdiction in connection with civil actions against the state. This authorization does not apply to appropriations that are to be applied to or used for payment of guarantees by or on behalf of the state or for payments under lease agreements relating to or debt service on bonds, notes, or other obligations of the state. Notwithstanding any other section of law to the contrary, this authorization includes appropriations from funds into which proceeds or direct obligations of the state are deposited only to the extent that the judgment, settlement, or administrative award is for or represents capital costs for which the appropriation may otherwise be used and is consistent with the purpose for which any related obligations were issued or entered into. Nothing contained in this section is intended to subject the state to suit in any forum in which it is not otherwise subject to suit, nor is it intended to waive or compromise any defense or right available to the state in any suit against it.

SECTION 509.50. CAPITAL RELEASES BY THE DIRECTOR OF BUDGET AND MANAGEMENT

Notwithstanding section 126.14 of the Revised Code, appropriations for appropriation items C50100, Local Jails, and C50101, Community-Based Correctional Facilities, appropriated from the Adult Correctional Building Fund (Fund 7027) to the Department of Rehabilitation and Correction shall be released upon the written approval of the Director of Budget and Management. The appropriations from the Public School Building Fund (Fund 7021), the Education Facilities Trust Fund (Fund N087), and the School Building Program Assistance Fund (Fund 7032) to the School Facilities Commission, from the Transportation Building Fund (Fund 7029) to the Department of Transportation, from the Clean Ohio Conservation Fund (Fund 7056), the State Capital Improvement Fund (Fund 7038), and

the State Capital Improvements Revolving Loan Fund (Fund 7040) to the Public Works Commission shall be released upon presentation of a request to release the funds, by the agency to which the appropriation has been made, to the Director of Budget and Management.

SECTION 509.60. PREVAILING WAGE REQUIREMENT

Except as provided in section 4115.04 of the Revised Code, moneys appropriated or reappropriated by the 131st General Assembly shall not be used for the construction of public improvements, as defined in section 4115.03 of the Revised Code, unless the mechanics, laborers, or workers engaged therein are paid the prevailing rate of wages prescribed in section 4115.04 of the Revised Code. Nothing in this section affects the wages and salaries established for state employees under Chapter 124. of the Revised Code, or collective bargaining agreements entered into by the state under Chapter 4117. of the Revised Code, while engaged on force account work, nor does this section interfere with the use of inmate and patient labor by the state.

SECTION 509.70. AUTHORIZATION OF THE DIRECTOR OF BUDGET AND MANAGEMENT

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

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

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

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

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

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

division (B)(2) of this section, the director may create a fund in the state treasury for the purpose of receiving proceeds of federally taxable obligations. The director may establish capital appropriation items in that taxable bond fund that correspond to the preexisting capital appropriation items in the associated tax-exempt bond fund. The director also may transfer capital appropriations in whole or in part between the taxable and tax-exempt bond funds within a particular purpose for which the bonds have been authorized.

SECTION 509.80. SCHOOL FACILITIES ENCUMBRANCES AND REAPPROPRIATIONS

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

SECTION 509.90. REQUIREMENTS RELATING TO NON-STATE OWNERSHIP OF CERTAIN FINANCED PROJECTS

(A) No capital improvement appropriations or reappropriations made in this act from the Mental Health Facilities Improvement Fund (Fund 7033) or from the Parks and Recreation Improvement Fund (Fund 7035) shall be released for planning or for improvement, renovation, or construction or acquisition of capital facilities if a governmental agency, as defined in section 154.01 of the Revised Code, does not own the real property that constitutes the capital facilities or on which the capital facilities are or will be located. This restriction does not apply in any of the following circumstances:

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

(2) In the case of an appropriation or reappropriation for capital facilities that, because of their unique nature or location, will be owned or be part of facilities owned by a separate nonprofit organization and made available to the governmental agency for its use or operated by the nonprofit organization under contract with the governmental agency, the nonprofit

organization either owns or has a long-term (at least fifteen years) lease of the real property or other capital facility to be improved, renovated, constructed, or acquired and has entered into a joint or cooperative use agreement, with and approved by the governmental agency for that agency's use of and right to use the capital facilities to be financed and, if applicable, improved, the value of such use or right to use being, as determined by the parties, reasonably related to the amount of the appropriation.

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

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

(2) Provide for pro rata reimbursement to the state should the arrangement for joint or cooperative use by a governmental agency be terminated; and

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

SECTION 518.10. OBLIGATIONS ISSUED UNDER CHAPTER 151. OF THE REVISED CODE

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

SECTION 518.20. OBLIGATIONS ISSUED UNDER CHAPTER 154.
OF THE REVISED CODE

The capital improvements for which appropriations are made in this act from the Administrative Building Fund (Fund 7026), the Adult Correctional Building Fund (Fund 7027), the Juvenile Correctional Building Fund (Fund 7028), the Transportation Building Fund (Fund 7029), the Cultural and Sports Facilities Building Fund (Fund 7030), the Mental Health Facilities Improvement Fund (Fund 7033), and the Parks and Recreation Improvement Fund (Fund 7035) are determined to be capital improvements and capital facilities for housing state agencies and branches of government, mental health and developmental disabilities, and parks and recreation and are designated as capital facilities to which proceeds of obligations issued under Chapter 154. of the Revised Code are to be applied.

SECTION 523.10. TRANSFER OF OPEN ENCUMBRANCES

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

SECTION 525.10. LITIGATION PROCEEDS DEPOSIT

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

SECTION 529.10. AGENCY ADMINISTRATION OF CAPITAL
FACILITIES PROJECTS

Notwithstanding section 123.21 of the Revised Code, the Executive Director of the Ohio Facilities Construction Commission may authorize the Departments of Mental Health and Addiction Services, Developmental Disabilities, Agriculture, Job and Family Services, Rehabilitation and Correction, Youth Services, Public Safety, Transportation, Veterans Services, and the Bureau of Workers' Compensation to administer any capital facilities projects, the estimated cost of which, including design fees,

construction, equipment, and contingency amounts, is less than \$1,500,000. Requests for authorization to administer capital facilities projects shall be made through the OAKS-CI application by the applicable state agency. Upon the release of funds for the projects by the Controlling Board or the Director of Budget and Management, the agency may administer the capital project or projects for which agency administration has been authorized without the supervision, control, or approval of the Executive Director of the Ohio Facilities Construction Commission.

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

SECTION 531.10. CASH TRANSFER FROM THE GENERAL REVENUE FUND TO THE PUBLIC SCHOOL BUILDING FUND

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

SECTION 533.10. Subject to compliance with the provisions of the bond proceedings for obligations, including but not limited to the agreements referred to in division (D) of section 133.02 of the Revised Code, the Director of Budget and Management may, upon consultation with the Director of Development Services, determine that amounts held in the Job Ready Site Development Fund created in section 122.0820 of the Revised Code that are proceeds of obligations and interest thereon are no longer needed for the payment of costs of sites and facilities, and may transfer those amounts to the Job Ready Site Development Bond Service Fund created in division (D) of section 151.11 of the Revised Code for the payment of debt service on obligations. As used in this section, "obligations" and "costs of sites and facilities" have the same meanings as in section 151.11 of the Revised Code, and "bond proceedings" and "debt service" have the same meanings as in section 151.01 of the Revised Code.

SECTION 610.10. That Sections 273.30 and 287.10 of Am. Sub. S.B. 260

of the 131st General Assembly be amended to read as follows:

Sec. 273.30. LOCAL PARKS PROJECTS

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

Of the foregoing appropriation item C725E2, Local Parks Projects, \$50,000 plus an amount equal to two per cent of the projects listed may be used by the Department of Natural Resources for the administration of local projects, unless released prior to the effective date of this amendment; \$3,500,000 shall be used for the Public Square Redevelopment Project in Cleveland; \$1,500,000 shall be used for the City of Cleveland - Lakefront Access Project; \$1,000,000 shall be used for the Middletown River Center; \$500,000 shall be used for the New Economy Neighborhood – Phase II; \$400,000 shall be used for the City of Sylvania River Trail; \$250,000 shall be used for the Muskingum River Lock and Dam; \$250,000 shall be used for the City of Toledo Promenade Park; \$250,000 shall be used for the Montgomery County Agricultural Facility Improvements; \$191,000 shall be used for Deerfield Township Simpson Creek Erosion Mitigation and Bank Control; \$165,000 shall be used for the Fredricktown Bike Path; \$100,000 shall be used for PASA Field Lighting; \$100,000 shall be used for the Euclid Beach Pier; \$100,000 shall be used for the Liberty Park Expansion – Twinsburg; \$100,000 shall be used for the Mudbrook Trail and Greenway Project; \$100,000 shall be used for the Ohio to Erie Trail; \$100,000 shall be used for the Midtown Cleveland Mountain Bike Park; \$90,000 shall be used for Addyston Park Improvements; \$75,000 shall be used for Scippo Creek Conservation; \$60,000 shall be used for the Josiah Hedges Park Trail of Tiffin; \$45,000 shall be used for the Bruce L. Chapin Bridge - Northcoast Inland Trail; \$35,000 shall be used for the ASK Playground; \$30,000 shall be used for the Round Town Bike Trail; \$25,000 shall be used for the Newbury Veterans' Memorial Park; and \$10,000 shall be used for Village of Albany Bike Paths.

Sec. 287.10. FCC FACILITIES CONSTRUCTION COMMISSION

Capital Donations Fund (Fund 5A10)

C230E2 Capital Donations

\$ 1,004,929

TOTAL Capital Donations Fund	\$	1,004,929
Lottery Profits Education Fund (Fund 7017)		
C23014 Classroom Facilities Assistance Program - Lottery Profits	\$	377,991
TOTAL Lottery Profits Education Fund	\$	377,991
Public School Building Fund (Fund 7021)		
C23001 Public School Buildings	\$	78,377,788
C23004 Exceptional Needs	\$	1,440,286
C23008 Emergency School Building Assistance	\$	9,685,579
C230V9 School Security Grants	\$	7,345,000
C230W4 Community School Classroom Facilities Assistance	\$	25,000,000
TOTAL Public School Building Fund	\$	121,848,653
Administrative Building Fund (Fund 7026)		
C23016 Energy Conservation Project	\$	2,462,389
C230E3 Hazardous Substance Abatement	\$	687,462
C230E4 Americans with Disabilities Act	\$	834,239
C230E5 State Agency Planning/Assessment	\$	500,000
TOTAL Administrative Building Fund	\$	4,484,090
Cultural and Sports Facilities Building Fund (Fund 7030)		
C23022 Woodward Opera House Renovation	\$	1,300,000
C23028 OHS - Basic Renovations and Emergency Repairs	\$	242,214
C23029 OHS - Buffington Island State Memorial	\$	33,475
C23033 OHS - Stowe House State Memorial	\$	270,000
C23036 The Anchorage	\$	50,000
C23037 Galion Historic Big Four Depot Restoration	\$	200,000
C23039 Malinta Historical Society Caboose Exhibit	\$	6,000
C23040 Broad Street Historical Renovation	\$	300,000
C23041 Aurora Outdoor Amphitheatre	\$	50,000
C23045 OHS - Lockington Locks Stabilization	\$	358,900
C23048 First Lunar Flight Project	\$	25,000
C23050 The Octagon House	\$	100,000
C23051 Paul Brown Museum	\$	75,000
C23052 Little Brown Jug Facility Improvements	\$	50,000
C23053 Applecreek Historical Society	\$	50,000
C23054 Bucyrus Historic Depot Renovations	\$	30,000
C23055 Portland Civil War Museum and Historical Displays	\$	25,000
C23059 Lake Erie Nature and Science Center	\$	300,000
C23060 Hallsville Historical Society	\$	100,000
C23061 Madeira Historical Society/Miller House	\$	60,000
C23062 Village of Edinburg Veterans Memorial	\$	35,000
C23063 Redbrick Center for the Arts	\$	200,000
C23064 BalletTech	\$	200,000
C23065 Rickenbacker Boyhood Home	\$	139,000
C23066 Variety Theater	\$	85,000
C23067 Belle's Opera House Improvements	\$	50,000
C23068 Huntington Playhouse	\$	40,000
C23069 Cambridge Performing Arts Center	\$	37,500
C23070 Mohawk Veterans' Memorial	\$	45,000
C23072 Madisonville Arts Center of Hamilton County	\$	36,000
C23073 Marietta Citizens Armory Cultural Center	\$	200,000
C23098 Twin City Opera House	\$	400,000
C230C7 OHS - Statewide Site Exhibit Renovations	\$	50,000
C230F2 Second Century Project	\$	200,000
C230F4 The Gordon, Hauss, Folk Company Mill	\$	250,000

C230F5	Thatcher Temple Art Building	\$	37,500
C230F6	Fitton Center for Creative Arts	\$	100,000
C230F8	Gammon House Improvements	\$	75,000
C230F9	Clark State Community College Performing Arts Center	\$	275,000
C230G1	Murphy Theatre	\$	26,185
C230G3	Public artPARK	\$	200,000
C230G6	Rainey Institute - Safe Parking	\$	125,000
C230G7	Ukrainian Museum - Archives	\$	125,000
C230G8	Cleveland African-American Museum Restoration and Expansion	\$	150,000
C230G9	Great Lakes Science Center Omnimax Theatre	\$	500,000
C230H2	Cozad Bates House	\$	365,131
C230H3	Beck Center	\$	402,349
C230J4	Cleveland Museum of Natural History	\$	2,500,000
C230J5	Phillis Wheatley - Hunter's Cove House	\$	350,000
C230J6	West Side Market Renovation	\$	500,000
C230J7	Cardinal Center	\$	75,000
C230K3	African-American Legacy Project	\$	75,000
C230K4	Ohio Glass Museum Furnace System	\$	4,267
C230K6	Victoria Opera House Restoration Phase 2	\$	30,000
C230K8	Sherman House Museum	\$	35,000
C230L3	Harmony Project	\$	300,000
C230L4	CCAD Cinematic Arts and Motion Capture Studio and Auditorium	\$	750,000
C230L7	Sauder Village - 1920 Homestead	\$	131,274
C230L8	Fulton County Visitor and Heritage Center	\$	1,000,000
C230M3	Chardon Lyric Theatre	\$	50,000
C230M5	Incline Theater Project	\$	550,000
C230M7	Hamilton County Memorial Hall	\$	2,000,000
C230M8	Cincinnati Zoo	\$	2,000,000
C230M9	Union Terminal Restoration	\$	5,000,000
C230N1	Cincinnati Music Hall Revitalization	\$	5,000,000
C230N2	Kan Du Community Arts Center	\$	520,000
C230N4	Appalachian Forest Museum	\$	100,000
C230N5	Logan Theater	\$	25,000
C230N6	Willard Train Viewing Platform	\$	50,000
C230P3	Sterling Theater Revitalization Project	\$	200,000
C230P6	Avon Isle Renovation Phase 2	\$	82,775
C230P7	Oberlin Gasholder Building/Underground Railroad Center	\$	200,000
C230Q1	Imagination Station Improvements	\$	695,000
C230Q3	Columbus Zoo and Aquarium	\$	1,000,000
C230Q4	Toledo Repertoire Theatre	\$	150,000
C230Q8	Stambaugh Auditorium	\$	500,000
C230R1	Bradford Rail Museum	\$	275,000
C230R5	Wright Company Factory Project	\$	250,000
C230R8	National Ceramic Museum and Heritage Center Renovation	\$	100,000
C230S1	Tecumseh Theater - Opera House Restoration	\$	140,000
C230S2	Perry County Historical and Cultural Arts Center	\$	341,600
C230S5	Lucy Webb Hayes Heritage Center Exterior Replacement and Restoration	\$	100,000
C230S6	Pumphouse Center for the Arts	\$	130,000
C230S8	Pro Football Hall of Fame	\$	10,000,000

C230S9	Park Theater Renovation	\$	159,078
C230T1	Akron Civic Theater	\$	530,261
C230T2	John Brown House and Grounds	\$	50,000
C230T5	Mason Historical Society	\$	350,000
C230T6	Cincinnati Zoo - Big Cat Facility	\$	1,000,000
C230T9	Pemberville Opera House Elevator Project	\$	220,000
C230U3	DeYor Performing Arts Center	\$	100,000
<u>C230X7</u>	<u>Elyria Pioneer Arts Plaza</u>	<u>\$</u>	<u>300,000</u>
<u>C230X8</u>	<u>Riverside Veterans Memorial</u>	<u>\$</u>	<u>15,000</u>
TOTAL Cultural and Sports Facilities Building Fund		\$	45,563,509
School Building Program Assistance Fund (Fund 7032)			
C23002	School Building Program Assistance	\$	249,369,425
C23005	Exceptional Needs	\$	5,402,528
C23010	Vocation Facilities Assistance Program	\$	2,660,326
C23011	Corrective Action Program Grants	\$	21,082,454
TOTAL School Building Program Assistance Fund		\$	278,514,733
TOTAL ALL FUNDS		\$	451,793,905

ELYRIA PIONEER ARTS PLAZA

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

RIVERSIDE VETERANS MEMORIAL

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

SCHOOL BUILDING PROGRAM ASSISTANCE

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

CORRECTIVE ACTION PROGRAM GRANTS

The foregoing appropriation item C23011, Corrective Action Program Grants, may be used to provide funding to bring facilities up to Ohio School Design Manual standards for a project funded pursuant to sections 3318.01 to 3318.20 or 3318.40 to 3318.45 of the Revised Code for the correction of work that is found after occupancy of the facility to be defective, or to have been omitted. Funding shall only be provided for work if the impacted school district notifies the Executive Director of the Ohio School Facilities Commission within five years after occupancy of the facility for which the district seeks the funding. The Commission may provide funding assistance necessary to take corrective measures after evaluating defective or omitted

work. If the work to be corrected or remediated is part of a project not yet completed, the Commission may amend the project agreement to increase the project budget and use corrective action funding to provide the state portion of the amendment. If the work to be corrected or remediated was part of a completed project and funds were retained or transferred pursuant to division (C) of section 3318.12 of the Revised Code, the Commission may enter into a new agreement to address the necessary corrective action. The Commission shall assess responsibility for the defective or omitted work and seek cost recovery from responsible parties, if applicable. Any funds recovered shall be applied first to the district portion of the cost of the corrective action. Any remaining funds shall be applied to the state portion and deposited into the School Building Program Assistance Fund (Fund 7032).

HAZARDOUS SUBSTANCE ABATEMENT IN STATE FACILITIES

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

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

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

ENERGY CONSERVATION PROJECT

The foregoing appropriation item C23016, Energy Conservation Project, shall be used to perform energy conservation renovations, including the United States Environmental Protection Agency's Energy Star Program, in state-owned facilities. Prior to the release of funds for renovation, state agencies shall have performed a comprehensive energy audit for each project. The Ohio Facilities Construction Commission shall review and approve proposals from state agencies to use these funds for energy

conservation. Public school districts and state-supported and state-assisted institutions of higher education are not eligible for funding from this item.

IMPLEMENTATION OF AMERICANS WITH DISABILITIES ACT

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

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

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

SECTION 610.11. That existing Sections 273.30 and 287.10 of Am. Sub. S.B. 260 of the 131st General Assembly are hereby repealed.

SECTION 701.10. ENTERPRISE DATA CENTER SOLUTIONS PROJECT

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

SECTION 701.20. OHIO ADMINISTRATIVE KNOWLEDGE SYSTEM PROJECT

The Ohio Administrative Knowledge System (OAKS) is an enterprise

resource planning system that replaced the state's central services infrastructure systems. The Department of Administrative Services, in conjunction with the Office of Budget and Management, may continue to acquire and implement OAKS, including, but not limited to, the purchasing of hardware and software and the installation and implementation thereof. Any lease-purchase agreement utilized under Chapter 125. of the Revised Code to finance OAKS, including any fractionalized interests in public obligations as defined in division (N) of section 133.01 of the Revised Code, is limited in amount to not more than \$22,000,000, and shall provide at the end of the lease period that the financed asset becomes the property of the state.

SECTION 701.30. STATE TAXATION ACCOUNTING AND REVENUE SYSTEM

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

SECTION 701.40. BUREAU OF CRIMINAL INVESTIGATION RECORDS SYSTEM

The Ohio Attorney General may acquire and implement the Bureau of Criminal Investigation Records System (BCIRS), including, but not limited to, the application hardware and software and the installation and implementation thereof. The BCIRS is a criminal records management and biometric identification system that will replace the Ohio Attorney General's existing computerized criminal history and automated fingerprint identification systems. The Ohio Attorney General may utilize a lease-purchase agreement and related financing documents, including any fractionalized interests in public obligations as defined in division (N) of

section 133.01 of the Revised Code. Upon the written request of and in consultation with the Ohio Attorney General, the Office of Budget and Management shall make arrangements for the timely issuance of any obligations representing those fractionalized interests, all as necessary to finance the BCIRS within the requested time frame, provided that the aggregate principal of the obligations issued shall be limited in amount to not more than \$25,000,000. The lease-purchase agreement shall provide at the end of the lease period that the financed assets become the property of the state.

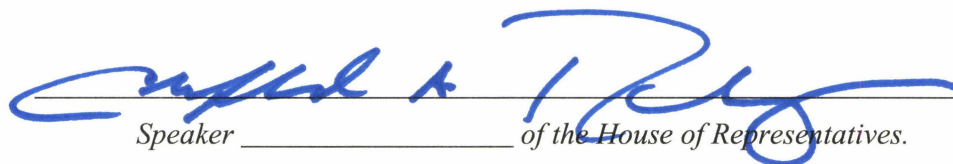
SECTION 806.10. The items of law contained in this act, and their applications, are severable. If an item of law contained in this act, or if an application of an item of law contained in this act, is held invalid, the invalidity does not affect other items of law contained in this act and their applications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

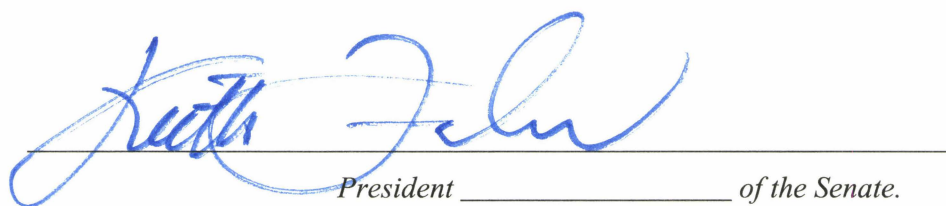
SECTION 812.10. Sections of this act prefixed with a section number in the 200s are and remain in full force and effect commencing on July 1, 2016, and terminating on June 30, 2018, for the purpose of drawing money from the state treasury in payment of liabilities lawfully incurred under those sections,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

SECTION 815.10. The General Assembly, applying the principle stated in division (B) of section 1.52 of the Revised Code that amendments are to be harmonized if reasonably capable of simultaneous operation, finds that the following sections, presented in this act as composites of the sections as amended by the acts indicated, are the resulting versions of the sections in effect prior to the effective date of the sections as presented in this act:

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

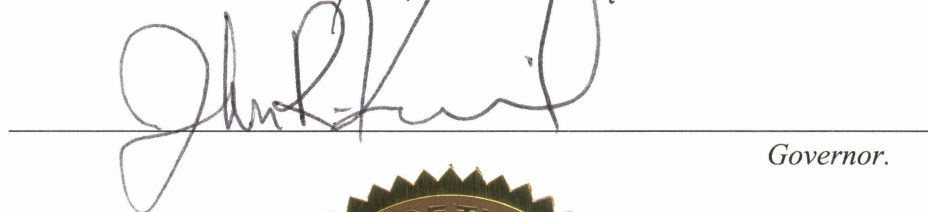
Section 3318.034 of the Revised Code as amended by both Am. Sub. H.B. 487 and Am. Sub. S.B. 316 of the 129th General Assembly.


Speaker _____ of the House of Representatives.


President _____ of the Senate.

Passed _____ May 4, 2016

Approved _____ May 17, 2016


Governor.



S. B. No. 310

131st G.A.

The section numbering of law of a general and permanent nature is complete and in conformity with the Revised Code.

Mark C. Flanders

Director, Legislative Service Commission.

Filed in the office of the Secretary of State at Columbus, Ohio, on the
17 day of May, A. D. 2016.

[Signature]

Secretary of State.

File No. 64

Effective Date August 16, 2016; except as
otherwise provided by law

File No 64

(131st General Assembly)
(Senate Bill Number 310)

AN ACT

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

Introduced by

Senator Oelslager

Cosponsors: Senators Coley, Hite, Tavares, Gentile, Bacon, Balderson, Beagle, Brown, Burke, Cafaro, Eklund, Hackett, Hughes, LaRose, Lehner, Obhof, Patton, Sawyer, Seitz, Thomas, Uecker, Williams, Yuko
Representatives Anielski, Burkley, Cera, Dovilla, Ramos, Amstutz, Antani, Antonio, Arndt, Ashford, Baker, Blessing, Boose, Boyd, Buchy, Celebrezze, Clyde, Conditt, Derickson, Dever, DeVitis, Driehaus, Duffey, Fedor, Ginter, Green, Grossman, Hambley, Hayes, Hill, Johnson, T., Kuhns, Kunze, Landis, LaTourette, Leland, Lepore-Hagan, Manning, McClain, McColley, O'Brien, M., Patmon, Patterson, Pelanda, Perales, Reece, Reineke, Rogers, Ruhl, Schaffer, Schuring, Sears, Slaby, Smith, K., Smith, R., Sweeney, Terhar, Rosenberger

Passed by the Senate,

April 20, 20*16*

Passed by the House of Representatives,

May 4, 20*16*

*Filed in the office of the Secretary of State at
Columbus, Ohio, on the*

17 day of *May*, A. D. 20*16*

[Signature]
Secretary of State.