



**Am. Sub. S.B. 224**  
125th General Assembly  
(As Passed by the General Assembly)

**Sen. Padgett**

**Reps. D. Evans, Aslanides, Carano, Distel, Domenick, C. Evans**

**Effective date: \***

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**ACT SUMMARY**

- Authorizes technical colleges that are not co-located with another institution of higher education to use general revenue or proceeds from the issuance of revenue bonds to acquire, construct, or maintain housing and dining facilities.
- Permits reappointment of a person to a board of trustees of a state university or the Medical College of Ohio at Toledo, but only after a period of four years has elapsed since the last day of the term for which the person previously served.

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**CONTENT AND OPERATION**

**Obligations for housing and dining facilities**

(R.C. 3357.112)

Law that is largely retained by the act prohibits technical college districts from using "available receipts" for the acquisition, construction, maintenance, or operation of housing and dining facilities. "Available receipts" generally means all moneys received by a technical college district, such as income, revenue, and receipts from fees and charges.<sup>1</sup> In addition, the districts are prohibited from

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\* *The Legislative Service Commission had not received formal notification of the effective date at the time this analysis was prepared. Additionally, the analysis may not reflect action taken by the Governor.*

<sup>1</sup> *R.C. 3345.12, not in the act.*

issuing revenue bonds to pay for all or part of the costs of housing and dining facilities. Revenue bonds are debt obligations that are secured by revenue generated by specific projects or operations rather than by tax revenue or, in this case, state appropriations. For purposes of both prohibitions, "housing and dining facilities" means buildings, structures, and other improvements used for or in connection with dormitories or *related* dining halls.<sup>2</sup> (Districts are authorized to issue revenue bonds for education and auxiliary facilities.)

The act eliminates both of these prohibitions in instances where the technical college is not co-located with another institution of higher education. Consequently, such a technical college district may use available receipts and revenue bond proceeds for costs associated with housing and dining facilities. However, the act specifies that the college cannot use this new authority to purchase any real property that it is using as a dormitory as of the act's effective date.

**Reappointment to a board of trustees of a state university or the Medical College of Ohio at Toledo**

(R.C. 3335.02, 3337.01, 3339.01, 3341.02, 3343.02, 3344.01, 3350.01, 3352.01, 3356.01, 3359.01, 3360.01, 3361.01, and 3362.01)

The governments of the various state-supported universities and the Medical College of Ohio at Toledo are vested in the boards of trustees of those institutions.<sup>3</sup> Continuing law provides that trustees may serve a nine-year term. Formerly, at the conclusion of that term, if the trustee had served all nine years, the trustee could not be reappointed.<sup>4</sup> A trustee who was appointed to fill a vacancy occurring prior to the expiration of a term and served more than six years of the term also could not be reappointed. The act changes the law by permitting reappointment, but only after a period of four years has elapsed since the last day of the term for which the person previously served.

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<sup>2</sup> R.C. 3345.12.

<sup>3</sup> *Those universities are: Ohio State University, Ohio University, Miami University, Bowling Green State University, Kent State University, Central State University, Cleveland State University, Wright State University, Youngstown State University, University of Akron, University of Toledo, University of Cincinnati, and Shawnee State University.*

<sup>4</sup> *Each Board of Trustees, except for the Medical College of Ohio at Toledo, has student members. Student trustee terms of office are only for two years.*

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## HISTORY

ACTION	DATE	JOURNAL ENTRY
Introduced	04-08-04	p. 1713
Reported, S. Finance & Financial Institutions	05-05-04	p. 1836
Passed Senate (30-2)	05-05-04	p. 1846
Reported, H. Finance & Appropriations	11-17-04	pp. 2274-2275
Passed House (78-10)	11-30-04	pp. 2309-2310
Senate concurred in House amendments (27-1)	12-01-04	pp. 2349-2350

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