



July 14, 2017

Mark Flanders, Director
Legislative Service Commission
77 S. High Street, 9th Floor
Columbus, OH 43215

Report under Substitute Senate Bill 3

Dear Director Flanders:

Substitute Senate Bill 3 from the 131st General Assembly requires a report as follows:

SECTION 14. (A) Not later than December 15, 2017, the Ohio School Facilities Commission shall develop and submit to the General Assembly, in accordance with section 101.68 of the Revised Code, a proposal for legislative provisions under which school districts that have not yet received assistance under the Classroom Facilities Assistance Program, upon becoming eligible for assistance under that program, based on the annual percentile rankings under section 3318.011 of the Revised Code, may apply for and receive a portion of the state funds they are eligible for under that program to use for technology, building expansion, and physical alterations to improve school safety or security.

The commission has been working with the 132nd General Assembly on these legislative provisions through efforts on Am. Sub. Senate Bill 8, House Bill 37, and Am. Sub. House Bill 49. These efforts have culminated in the creation of the 1:1 School Facilities Option Program, enacted through Am. Sub. House Bill 49 under newly created section 3318.39 of the Ohio Revised Code.

School districts that have not yet received assistance under the CFAP program become eligible for the 1:1 School Facilities Option Program based upon the annual percentile rankings under section 3318.011 of the Revised Code. Districts may apply for and receive 10% of the amount they would have received under CFAP or \$1 million, whichever is greater. Districts are required to match state funding on a 1:1 basis. Eligible work includes technology, building expansion, school safety or security, or other improvements that are eligible under CFAP. This law fulfills the requirements under Section 14 of Sub. S.B. 3.

Regards,

David M. Williamson
Executive Director

Enclosure: Ohio Revised Code Section 3318.39 as enacted by Am. Sub. H.B. 49

shall be spent on the construction and acquisition of the project simultaneously in proportion to the state's and the school district's respective shares of that basic project cost as determined under section 3318.032 of the Revised Code.

Sec. 3318.39. (A) The 1:1 school facilities option program is hereby established. Under the program, the Ohio facilities construction commission shall provide state funds to assist eligible school districts in constructing, acquiring, reconstructing, or making additions or repairs to any feature of a classroom facility that meets the design standards of the commission in lieu of that district participating in the classroom facilities assistance program under sections 3318.01 to 3318.20 of the Revised Code, in the case of a city, exempted village, or local school district, or sections 3318.40 to 3318.45 of the Revised Code, in the case of a joint vocational school district.

For purposes of this program, an eligible school district is either of the following:

(1) A city, exempted village, or local school district that has not entered into an agreement for any program under this chapter, except for emergency assistance under section 3318.351 of the Revised Code, prior to the effective date of this section. A district that received partial assistance prior to May 20, 1997, and can qualify for assistance under division (B)(2) of section 3318.04 of the Revised Code shall not be eligible for assistance under this section.

(2) A joint vocational school district that has not entered into an agreement for any program under this chapter prior to the effective date of this section.

An eligible school district may avail itself of the option provided under this section only at the time it becomes eligible for assistance under the classroom facilities assistance program in accordance with the annual percentile ranking of districts under section 3318.011 or 3318.42 of the Revised Code.

(B)(1) The commission, at the request of a school district that meets the criteria set forth in division (A) of this section, shall assess the current conditions of the classroom facilities of that school district. Based on the results of the assessment, the commission shall determine the scope of the entire project, the basic project cost of the school district's classroom facilities needs, and the state's portion of the total project if the school district were to receive assistance under sections 3318.01 to 3318.20 of the Revised Code, in the case of a city, exempted village, or local school district, or sections 3318.40 to 3318.45 of the Revised Code, in the case of a joint vocational school district.