

Executive

As Passed by the House

1 BOR - 73 Energy Conservation Measures

R.C. 156.01, 156.02, 156.03, 156.04, 3345.61,
3345.62, 3345.63, 3345.64, 3345.66

No provision.

(1) Permits a state-assisted institution of higher education to implement certain water conservation measures in addition to the energy conservation measures permitted in current law, and provides authority to issue notes to finance those measures. Specifies that energy or water conservation measures should result in energy, water, or wastewater cost savings, operating costs savings, and avoided capital costs.

No provision.

(2) Reduces the amount of contract costs that must be paid within two years after the purchase of a conservation contract from one-tenth to one-fifteenth of those costs. Specifies that the remaining balance of conservation contract costs must be paid within 15 years.

No provision.

(3) Extends the payment period for cogeneration system contracts from 5 years to 15 years. Extends the payment period for other conservation contracts from 10 to 15 years.
Fiscal effect: Potential decrease in operating and capital expenses for institutions that elect to implement water saving measures.

Executive

As Passed by the House

2 BOR - 4 Ohio College Opportunity Grant Changes

R.C. 3333.122, Section 371.50.50

(1) Eliminates the eligibility requirements and grant amounts for the Ohio College Opportunity Grant Program (OCOG) and, instead requires the Chancellor to adopt rules to carry out the OCOG program. Limits eligibility for OCOG grants to students with an expected family contribution of \$2,190 or less attending a state-assisted institution of higher education.

(2) Requires the Chancellor to submit OCOG funding formulas and allocations for the 2009-2010 academic year to the Controlling Board on or before August 31, 2009. Specifies that OCOG awards must equal an eligible student's remaining state cost of attendance after the student's Pell grant and expected family contribution are applied.

(3) Permits the Chancellor to proportionally reduce the amount of each OCOG grant or use an alternative formula if amounts available for the support of the OCOG programs are insufficient in addition to the option under current law of lowering the income eligibility threshold.

Fiscal effect: The bill appropriates \$120.0 million in FY 2010 and \$135.0 million in FY 2011 for OCOG.

R.C. 3333.122, Section 371.50.50

(1) Same as the Executive.

(2) Same as the Executive, but permits OCOG grants for eligible foster youth who are attending two-year institutions of higher education and who also meet the guidelines for the Ohio Education and Training Voucher Program that receives funding under the federal John H. Chafee Foster Care Independence Program OCOG funds for housing costs.

(3) Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

As Passed by the House

3 BOR - 60 Nonpublic Need-Based Aid Grants

R.C. 3333.122, 5107.58, Repealed: R.C. 3333.27; Section 371.50.80

(1) Requires the Chancellor to establish by rule and administer the Private Higher Education Need-based Financial Aid Block Grant Program for students of nonprofit private institutions of higher education and the Career College Need-based Financial Aid Block Grant Program for students of career colleges to provide need-based financial aid grants to Ohio resident nursing or undergraduate students attending these institutions.

(2) Requires the Chancellor to establish rules for the eligibility of nonprofit private institutions and career colleges to receive grant awards and the terms and conditions for grant distribution.

(3) Requires the Chancellor to submit block grant allocation formulas for the 2009-2010 academic year to the Controlling Board on or before August 31, 2009.

R.C. 3333.122, 5107.58, Section 371.50.80, 371.50.82; Repealed: R.C. 3333.27

(1) Same as the Executive, but allows rather than requires the Chancellor to adopt rules for the Private Higher Education Need-based Financial Aid Block Grant Program.

(2) Same as the Executive.

(3) Replaces the Executive provision with a provision that requires the Chancellor to use a prescribed formula to calculate the need-based block grant allocations to eligible nonprofit private institutions for fiscal years 2010 and 2011. Requires that in FY 2010 each eligible nonprofit private institution receive 90% of the amount it received in FY 2008 under the Ohio Instructional Grant (OIG) and the Ohio College Opportunity Grant (OCOG), plus a portion of the remaining Private Higher Education Needs-based Financial Aid Block Grant, if any, equal to the institution's proportional share of the total number of Pell-eligible students weighted by grade level at all eligible private institutions in academic year 2008-2009. Requires that in FY 2011, each eligible nonprofit private institution be allocated a percentage of the appropriation for the Private

Executive

As Passed by the House

(4) Requires nonprofit private institutions and career colleges that receive block grants to report all recipients to the Chancellor. Specifies that any amount of a block grant that is not distributed be deducted from the next block grant received by the institution or college.

(5) Eliminates the Student Choice Grant Program.

Fiscal effect: The bill earmarks \$40.0 million in each fiscal year for the Private Higher Education Need-based Financial Aid Block Grant Program and \$30.0 million in each fiscal year for the Career College Need-based Financial Aid Block Grant Program.

Higher Education Needs-based Financial Aid Block Grant equal to the institution's proportional share of the total number of Pell-eligible students weighted by grade level at all eligible private institutions in academic year 2009-2010. Specifies the weights for each grade level. Requires that each institution report the number of Pell-eligible students enrolled for the academic year prior to the fiscal year of block grant funding. Requires the Chancellor to use an institution's Pell-eligible enrollment for the academic year two years prior to the fiscal year of block grant funding if the institution does not report the number of Pell-eligible enrollees in a timely manner.

(4) Same as the Executive.

(5) Same as the Executive.

Fiscal effect: Same as the executive, but earmarks \$60.0 million in each fiscal year for the Private Higher Education Need-based Financial Aid Block Grant Program and \$10.0 million in each fiscal year for the Career College Need-based Financial Aid Block Grant Program.

Executive		As Passed by the House	
4	BOR - 72	Course Classification System	<p>R.C. 3333.16</p> <p>Replaces a current law requirement that state institutions of higher education implement the "course applicability system" (CAS) for advising and transferring associate degree students with a requirement that institutions implement the information system selected by, contracted for, or adopted by the Chancellor.</p> <p>Fiscal effect: None.</p>
5	BOR - 74	Nurse Education Assistance Loan Program	<p>R.C. 3333.28</p> <p>Changes the allocation of 25% of the Nurse Education Assistance Fund from loans to students in prelicensure professional nurse education programs for licensed practical nurses to loans to students in any nurse education programs, as determined by the Chancellor. Requires the Chancellor to give preference to programs aimed at increasing enrollment in an area of need.</p> <p>Fiscal effect: May affect which students receive loans.</p>

Executive

As Passed by the House

6 BOR - 81 Choose Ohio First Scholarship and Ohio Research Scholars Programs

No provision.

R.C. 3333.66, 3333.61, and 3333.62

Allows the Chancellor to authorize institutions of higher education to award Choose Ohio First Scholarships in an amount greater than one-half of the highest in-state, undergraduate instructional and general fees charged by all state universities, which is the maximum scholarship amount in current law, to (1) undergraduate students enrolled in a program leading to a teaching profession in science, technology, engineering, math, or medicine (STEM) or (2) certain graduate students in STEM fields or STEM education.

No provision.

Eliminates the requirement that a private Ohio institution of higher education, in order to submit a proposal for Choose Ohio First Scholarships, must collaborate with a state university or college in implementation of the proposal. Permits a private Ohio institution of higher education to submit a proposal for the Ohio Research Scholars Program, which provides grants for recruiting scientists to college and university faculties.

No provision.

Adds to the current criteria the Chancellor must use in awarding grants the extent to which a Choose Ohio First Scholarship grant proposal will increase the number of women participating in the program.

Executive

As Passed by the House

7 BOR - 61 Community and Technical College Bond Intercept Program

R.C. 3333.90, 152.09, 152.10, 152.12, 152.15,
3345.12

Permits the board of trustees of any community or technical college to request the Chancellor to enter into an intercept agreement. Specifies that under an intercept agreement, if debt service payments on a college's bond obligations are not made in full and on time, the Chancellor withhold the college's state share of instruction (SSI) allocation of funds and use those funds to make the debt service payments. Requires the Chancellor to approve intercept bond requests. Permits the Chancellor to adopt rules for the implementation of the intercept program.

Permits the Ohio Building Authority to issue revenue obligations on behalf of a community or technical college district if the board of trustees of that district has entered into an intercept agreement with the Chancellor. Specifies that intercept agreements and withholding and payment of debts using SSI funds does not constitute an assumption of debt by the state.

Fiscal effect: With SSI funds as collateral for bond debt, community and technical colleges' bond issuances will potentially benefit from lower interest rates and increased sales. This could decrease debt payment expenses for participating colleges.

R.C. 3333.90, 152.09, 152.10, 152.12, 152.15,
3345.12

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

As Passed by the House

8 BOR - 82 Employee Training Grant Program

No provision.

R.C. 3333.91

Requires the Chancellor to administer a grant program to provide training for individuals seeking employment in the biotechnology or bioscience fields or in other fields in which critical demands exist for certain skills. Specifies that eligible grant recipients include (1) municipal corporations, (2) employers, and (3) entities that sponsor multi-company employee training projects. Requires that the Chancellor use the same competitive process used to make awards under the Ohio Co-op/Internship Program to award the training grants. Specifies that the maximum grant amount is 50% of the training program's allowable costs, which include administrative expenses, curriculum development, employee wages, travel expenses, and training equipment.
Fiscal effect: The bill earmarks \$5 million in each fiscal year of GRF appropriation item 235441, Co-op/Internship Program, for the grant program.

9 BOR - 1 University System of Ohio

R.C. 3345.011

Defines the "University System of Ohio" as the collective group of state institutions of higher education. Defines "member of the University System of Ohio" as any individual state institution of higher education.

R.C. 3345.011

Same as the Executive.

Executive

As Passed by the House

10 BOR - 80 Entrepreneurial Projects for Economic Development

No provision.

R.C. 3345.36, 3345.12

Specifies that it is the public policy of the state that boards of trustees of state-assisted institutions of higher education facilitate and assist with establishing and developing entrepreneurial projects for economic development pursuant to Section 13 of Article VII of the Ohio Constitution. Specifies that such projects qualify as property, structures, equipment, and facilities under that constitutional provision.

No provision.

Authorizes boards of trustees of state-assisted institutions to (1) enter into agreements to encourage the development of entrepreneurial projects, (2) acquire stock or other ownership in entrepreneurial projects or connected legal entities in return for intellectual property rights, and (3) make or guarantee loans and issue bonds, notes or other debt to provide money for entrepreneurial projects.

Requires that bond proceeding law governing the issuance of bonds, notes, and other evidence of obligations for housing and dining, auxiliary, or education facilities also apply to the bonds, notes, and other evidence of obligations issued for entrepreneurial projects.

Executive

As Passed by the House

11 BOR - 2 Eastern Gateway Community College

R.C. 3354.24

Replaces the Jefferson Community College District with the Eastern Gateway Community College District by adding the territories of Columbiana, Mahoning, and Trumbull counties. Establishes an 11-member board of trustees, including three chosen from residents of Jefferson County and eight chosen from residents of Columbiana, Mahoning, and Trumbull counties. Divides the Eastern Gateway Community College District into two taxing subdistricts: one including Jefferson county, and the other including Columbiana, Mahoning, and Trumbull counties. Authorizes the electors of each subdistrict to approve property tax or bond issuance, or both, solely for the benefit of the residents of those subdistrict counties who attend Eastern Gateway Community College.

Fiscal effect: FY 2010 and FY 2011 State Share of Instruction subsidy formula allocations for Eastern Gateway Community College will be based on the allocations received by Jefferson State Community College. Eastern Gateway Community College may receive additional funding if the new subdistrict passes a levy for the College.

R.C. 3354.24, Section 515.10

Same as the Executive, but adds language related to the transition by renaming the Jefferson County Community College District as the Eastern Gateway Community College District and assigning all powers, duties, obligations, liabilities, employees, and property of the board of trustees of the former District to the board of trustees of the new renamed District.

Fiscal effect: Same as the Executive.

Executive			As Passed by the House
12	BOR - 5	Lease Rental Payments	
	Section: 371.10.10	Specifies that GRF appropriation item 235401, Lease Rental Payments, be used to meet all payments at the times they are required to be made during FY 2010 and FY 2011. Specifies that the appropriations are the source of funds pledged for bond service charges or obligations issued pursuant to Chapter 154. of the Revised Code.	Section: 371.10.10 Same as the Executive.
13	BOR - 66	Sea Grants	
	No provision.		Section: 371.10.15 Requires that GRF appropriation item 235402, Sea Grants, be disbursed to the Ohio State University to conduct research on fish in Lake Erie.
14	BOR - 6	Articulation and Transfer	
	Section: 371.10.20	Specifies that GRF appropriation item 235406, Articulation and Transfer, be used to maintain and expand the work of the Articulation and Transfer Council to develop a system of transfer policies.	Section: 371.10.20 Same as the Executive.

Executive		As Passed by the House
15	BOR - 7	Midwest Higher Education Compact
	Section: 371.10.30 Requires that GRF appropriation item 235408, Midwest Higher Education Compact, be used for paying membership fees for the Midwest Higher Education Compact.	Section: 371.10.30 Same as the Executive.
16	BOR - 8	Information System
	Section: 371.10.40 Requires that GRF appropriation item 235409, Information System, be used for the development and implementation of information technology solutions.	Section: 371.10.40 Same as the Executive, but requires that the information technology solutions be provided by the Ohio Academic Research Network (OARnet).
17	BOR - 9	State Grants and Scholarship Administration
	Section: 371.10.50 Requires that GRF appropriation item 235414, State Grants and Scholarship Administration, be used for the administration of various state and federal student financial aid and scholarship programs and for fiscal services for the Ohio National Guard Scholarship Program.	Section: 371.10.50 Same as the Executive.

Executive

As Passed by the House

18 BOR - 10 Jobs Challenge**Section: 371.10.60**

Requires that, except for the funds that are to be allocated under sections titled "Statewide Workforce Development Initiatives" (see BOR-18) and "Fiscal Year 2011 Plan for Adult Workforce Training Programs" (see BOR-19), GRF appropriation item 235415, Jobs Challenge, be used to support state-assisted community and technical colleges, regional campuses of state-assisted universities, and certain other member campuses of the workforce training network to support noncredit job training.

Specifies that support may include delivering coordinated assessment and comprehensive training to local employers. Requires the Chancellor to develop a formula for the distribution of funds.

Section: 371.10.60

Same as the Executive.

Same as the Executive.

19 BOR - 11 Ohio Learning Network**Section: 371.10.70**

Requires that GRF appropriation item 235417, Ohio Learning Network, be used to support the continued implementation of the Ohio Learning Network. Requires the Ohio Learning Network to use these funds to develop and promote learning and assessment through the use of technology, provide advice on emerging learning-directed technologies, and facilitate cost-effectiveness through shared investments in educational technology.

Section: 371.10.70

Same as the Executive.

Executive

As Passed by the House

20 BOR - 12 Appalachian New Economy Partnership

Section: 371.10.80

Requires that GRF appropriation item 235428, Appalachian New Economy Partnership, be distributed to Ohio University to continue to lead a multi-campus and multi-agency coordinated effort to link Appalachia to the new economy through entrepreneurship, management, education, and technology.

Section: 371.10.80

Same as the Executive.

21 BOR - 13 Economic Growth Challenge

Section: 371.10.90

Requires that GRF appropriation item 235433, Economic Growth Challenge, be used for the administrative expenses of the Research Incentive Program and other economic advancement initiatives.

Requires that any transfer to GRF appropriation item 235433, Economic Growth Challenge, be used to enhance basic research capabilities of Ohio institutions of higher education and that priority consideration be given to those projects that are eligible for federal stimulus funds.

Section: 371.10.90

Same as the Executive.

Same as the Executive.

22 BOR - 77 College Readiness and Access

No provision.

No provision.

Section: 371.20.06

Makes the following earmarks of GRF appropriation item 235434, College Readiness and Access:

(1) \$1,000,000 in each fiscal year for the Ohio College Access Network (OCAN).

Executive			As Passed by the House
	No provision.		(2) \$600,000 in each fiscal year for the Ohio Appalachian Center for Higher Education (OACHE) at Shawnee State University. Specifies the makeup of the OACHE board of directors.
	No provision.		(3) \$140,000 in each fiscal year for Miami University's Student Achievement in Research and Scholarship (STARS) Program.
	No provision.		(4) \$2,500,000 in each fiscal year for the Early College High School Program. Specifies that funds be distributed according to guidelines established by the Chancellor and the Department of Education.
23	BOR - 76	Teacher Improvement Initiatives	
	No provision.		Section: 371.20.08 Makes the following earmarks of GRF appropriation item 235435, Teacher Improvement Initiatives:
	No provision.		(1) \$204,000 in each fiscal year for the Porter Center for Science and Mathematics in Lake County.
	No provision.		(2) \$320,000 in each fiscal year for the Ohio View consortium of research universities. Requires that the funds be used to train teachers, higher education students and faculty, and employees in the public and private sectors to develop the job pipeline in the field of geospatial technology. Requires that Ohio View prepare K-12 teachers to instruct students in the uses of existing geospatial technology, especially through hands-on observations.

Executive

As Passed by the House

24 BOR - 14 Choose Ohio First Scholarship

Section: 371.20.10

(1) Earmarks up to \$3,000,000 in each fiscal year of GRF appropriation item 235438, Choose Ohio First Scholarship, for the Woodrow Wilson STEM Teaching Fellows Program that is designed to attract certain students to graduate programs specifically designed for teacher preparation in science, technology, engineering, mathematics, and medicine. Requires the Chancellor to establish a competitive process to distribute grant awards. Specifies that institutions be chosen based on leadership, commitment, and capacity to meet criteria set forth in the request for proposals, which, among other things, includes criteria developed by the Woodrow Wilson Foundation and a panel of experts. Specifies that these grant awards are not subject to R.C. 3333.60 to 3333.70, which governs the Choose Ohio First Scholarship Program.

(2) No provision.

(3) Specifies that the remainder of GRF appropriation item 235438, Choose Ohio First Scholarship be used to operate the Choose Ohio First Scholarship program. Specifies that amounts disbursed to institutions be paid on a reimbursement basis.

(4) Reappropriates the unexpended, unencumbered portion of GRF appropriation item 235438, Choose Ohio First Scholarship, at the end of FY 2010 for the same purpose for FY 2011.

Section: 371.20.10

(1) Same as the Executive.

(2) Earmarks \$125,000 in each fiscal year under GRF appropriation item 235438, Choose Ohio First Scholarship, to support University Circle, Inc.

(3) Same as the Executive.

(4) Same as the Executive.

Executive

As Passed by the House

25 BOR - 15 Co-op/Internship Program

Section: 371.20.20

No provision.

Specifies that GRF appropriation item 235441, Co-op/Internship Program, be used to operate the Co-op/Internship Program in accordance with R.C. 3333.71 to 3333.80.

(1) No provision.

(2) No provision.

(3) No provision.

Sections: 371.20.20, R.C. 3333.73

Adds to the current criteria the Chancellor must use in awarding grants the extent to which a Co-op/Internship Program grant proposal will increase the number of women participating in cooperative education and internship programs.

Same as the Executive, but makes the following earmarks:

(1) \$5,000,000 in each fiscal year for a grant program for employee training in the fields of biotechnology and bioscience or in other fields in which critical demand exists for certain skills.

(2) \$1,000,000 in each fiscal year for programs at institutions of higher education that collaborate with businesses that have been in operation for three years or fewer. Requires that the Chancellor establish a competitive process for awards and seek the advice of the Co-op/Internship Advisory Committee. Requires that an institution receiving an award enter into an agreement with the Chancellor regarding the use of the funds and reporting requirements.

(3) \$250,000 in each fiscal year for students enrolled at institutions of higher education that develop a successful business plan in Ohio. Requires that each winner of the competition receive \$50,000 and that awards not be distributed until a winner provides documentation that a business has been established with the winner's business

Executive**As Passed by the House**

(4) No provision.

Specifies that the Director of Budget and Management may transfer any balance at the end of FY 2010 and FY 2011 and any appropriation repaid by institutions participating in the Co-op/Internship Program to GRF appropriation item 235433, Economic Growth Challenge. Specifies that transferred appropriations be used to strengthen academic research and pursue Ohio's economic development goals.

plan. Reappropriates any unawarded or unencumbered funds under the earmark at the end of FY 2010 for the same purpose in FY 2011.

(4) \$500,000 in each fiscal year provided to the University of Cincinnati to support Rookwood Pottery Company internship programs with state-assisted institutions of higher education.

Same as the Executive.

26 BOR - 16 Adult Basic and Literacy Education

Section: 371.20.30

Specifies that, except for the funds that are to be allocated under sections titled "Statewide Workforce Development Initiatives" (see BOR-18) and "Fiscal Year 2011 Plan for Adult Workforce Training Programs" (see BOR-19), GRF appropriation item 235443, Adult Basic and Literacy Education – State, be used for adult basic and literacy education (ABLE) programs and the ABLE instructional grant program. Requires that supported programs satisfy the state match requirements for the grant program. Makes the following earmarks:

(1) Up to \$507,558 in FY 2010 for the support and operation of the State Library Resource Center Program.

Section: 371.20.30

Same as the Executive, but makes the following changes to the earmarks:

(1) Same as the Executive.

Executive	As Passed by the House
(2) No provision.	(2) \$60,000 in each fiscal year for Jewish Community Federation of Cleveland.
(3) No provision.	(3) \$25,000 in each fiscal year for Yassenoff Jewish Community Center of Columbus.
(4) No provision.	(4) \$30,000 in each fiscal year for Jewish Family Services of Cincinnati.
(5) No provision.	(5) \$7,000 in each fiscal year for Jewish Family Services of Dayton.
Requires the Chancellor, on or before August 31, 2009, to submit to the Controlling Board a funding formula for the FY 2010 allocation of funds.	Same as the Executive.

27 BOR - 17 Post-Secondary Adult Career-Technical Education

Section: 371.20.40

Specifies that, except for the funds that are to be allocated under sections titled "Statewide Workforce Development Initiatives" (see BOR-18) and "Fiscal Year 2011 Plan for Adult Workforce Training Programs" (see BOR-19), GRF appropriation item 235444, Post-Secondary Adult Career-Technical Education, be used to provide post-secondary adult career education. Requires the Chancellor, on or before August 31, 2009, to submit to the Controlling Board a funding formula for the FY 2010 allocation of funds.

Section: 371.20.40

Same as the Executive.

Executive

As Passed by the House

28 BOR - 18 Statewide Workforce Development Initiatives**Section: 371.20.50**

Authorizes the Chancellor to identify portions of GRF appropriation items 235415, Jobs Challenge, 235443, Adult Basic and Literacy Education – State, and 235444, Post-Secondary Adult Career-Technical Education, to be used for the Ohio Skills Bank Program and the Stackable Certificates Program.

Section: 371.20.50

Same as the Executive.

29 BOR - 19 Fiscal Year 2011 Plan for Adult Workforce Training Programs**Section: 371.20.60**

Requires the Chancellor to submit to the Controlling Board, by June 1, 2010, a plan for the integration of funding support for adult workforce training and development programs, beginning in FY 2011. Specifies that funding support include GRF appropriation items 235415, Jobs Challenge, 235443, Adult Basic and Literacy Education – State, and 235444, Post-Secondary Adult Career-Technical Education. Requires that the plan clearly define the formulas or competitive process to be used for funding the activities of various program providers.

Section: 371.20.60

Same as the Executive.

30 BOR - 20 Area Health Education Center**Section: 371.20.70**

Requires that GRF appropriation item 235474, Area Health Education Centers Program Support, be used to support medical school regional area health education centers' educational programs.

Section: 371.20.70

Same as the Executive, but earmarks \$200,000 in each fiscal year for the Ohio University College of Osteopathic Medicine mobile health care unit.

Executive

As Passed by the House

31 BOR - 21 State Share of Instruction Formulas

Section: 371.20.80

(1) Requires the Chancellor to submit funding formulas for the FY 2010 and FY 2011 allocation of GRF appropriation item 235501, State Share of Instruction, to the Controlling Board on or before August 31, 2009. Specifies that separate formulas be recommended for state-assisted university main campuses, university regional campuses, and community and technical colleges.

(2) Requires that the state share of instruction formula for university main campuses support graduate and medical education, reward course and degree completion, and reward the achievement of mission-specific goals.

(3) Requires that the state share of instruction formula for regional university campuses reward course completion and the achievement of mission-specific goals.

(4) Requires that the state share of instruction formula for community and technical colleges be based on enrollments, achievement of mission-specific goals, and measures of student success appropriate to colleges' institutional missions.

(5) Specifies that student-specific components of the formulas be weighted for at-risk students, as measured by a student's eligibility for state need-based student financial aid programs. Requires that formulas include allocations of Success Challenge, Access Challenge, and other tuition subsidies that were provided in H.B. 119 of the 127th G.A. Requires that the formulas be designed to phase in components over time.

Section: 371.20.80

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

(4) Same as the Executive.

(5) Same as the Executive.

Executive

As Passed by the House

32 BOR - 22 State Share of Instruction for Fiscal Years 2010 and 2011

Section: 371.20.90

Prohibits the increase of in-state undergraduate instructional and general fees in FY 2010 at all state-assisted institutions.

Prohibits the increase of in-state undergraduate instructional and general fees in FY 2011 at state-assisted community colleges, technical colleges and university regional campuses.

Specifies that the Chancellor may modify the tuition increase limitations for exceptional circumstances with the approval of the Controlling Board. Specifies that the tuition increase limitations do not apply to increases required to comply with institutional covenants or certain legal mandates.

Fiscal effect: Tuition caps could limit the amounts of tuition revenues for public institutions of higher education.

Section: 371.20.90

Same as the Executive.

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

33 BOR - 23 Higher Education Board of Trustees

Section: 371.30.10

(1) Authorizes colleges and universities, with the approval of the Chancellor, to use instructional subsidies for off-campus undergraduate and master's degree courses of study.

(2) Requires the board of trustees at each institution to supplement state subsidies by establishing uniform instructional and general fees to be charged to all students for universal services. Allows each board to establish special purpose fees and service charges for individual or

Section: 371.30.10

(1) Same as the Executive.

(2) Same as the Executive.

Executive

specific categories of students; these special purpose fees and service charges are not to be applied uniformly. Requires each board to establish a tuition surcharge to out-of-state students.

(3) Prohibits the board of trustees at each institution from authorizing a waiver or nonpayment of instructional or general fees that is not authorized by law or approved by the Chancellor.

(4) Requires each institution of higher education, in its statement of charges, to separately identify the instructional fee, general fee, tuition charge, and tuition surcharge.

(5) Specifies that the Chancellor, in consultation with state-assisted institutions of higher education and with the approval of the Controlling Board, may adjust instructional and general fee amounts for associate degree programs at state-assisted institutions for academic years 2009-2010 and 2010-2011.

As Passed by the House

(3) Same as the Executive.

(4) Same as the Executive.

(5) Replaces the Executive provision with a provision that provides a procedure for the Chancellor to follow if the Chancellor intends to seek a fee adjustment for associate degree programs. Specifies that the Chancellor must notify the institution's board of trustees of intent to seek a fee adjustment, obtain information about the current fees, and convene a meeting with the board of trustees to reach an agreement on adjusting fees and on implementing a plan. Specifies that if an agreement is reached, the board of trustees must implement the plan for a fee adjustment and that if an agreement is not reached, the Chancellor must make a recommendation for adjusting the fees and, if rejected, may submit the recommendation to the Controlling Board for approval. Requires that the Chancellor recommend only plans that, if implemented, would not place the institution in fiscal watch. Requires that the board of trustees adjust fees if the Controlling Board approves the recommendation. Specifies that any restrictions on tuition increases applicable to a public institution of higher education's associate degree programs

Executive**As Passed by the House**

(6) Requires that boards of trustees ensure that faculty members devote a proper and judicious part of their work week to actual instruction of students.

in FY 2012 or FY 2013 shall be applied to the instructional and general fees charged for the programs prior to an adjustment of those fees.

(6) Same as the Executive.

(7) Requires the boards of trustees of state-assisted institutions of higher education to exercise the authority of the government vested by law in them. States that administrative decisions are the exclusive prerogative of the boards and that any delegation of authority by the boards must be accompanied by appropriate standards of guidance and periodic review of the exercise of the delegated authority.

(7) Same as the Executive.

34 BOR - 24 Student Support Services
Section: 371.30.20

Requires that GRF appropriation item 235502, Student Support Services, be distributed to state-assisted colleges and universities that incur disproportionate support services costs for disabled students.

Section: 371.30.20

Same as the Executive.

Executive

As Passed by the House

35 BOR - 25 War Orphans Scholarships

Section: 371.30.30

Requires that GRF appropriation item 235504, War Orphan Scholarships, be used to reimburse public institutions for waivers of instructional fees and general fees provided to war orphans, provide grants to war orphans attending eligible private institutions of higher education, and fund additional scholarships for children of persons declared prisoners of war or missing in action. Reappropriates FY 2010 year-end balance for the same purpose for FY 2011.

Section: 371.30.30

Same as the Executive.

Same as the Executive.

36 BOR - 26 OhioLINK

Section: 371.30.40

Requires that GRF appropriation item 235507, OhioLINK, be used to support OhioLINK, the state's electronic library information and retrieval system.

Section: 371.30.40

Same as the Executive.

37 BOR - 27 Air Force Institute of Technology

Section: 371.30.50

Specifies that GRF appropriation item 235508, Air Force Institute of Technology, be used to strengthen the research and educational linkages between the Wright Patterson Air Force Base and institutions of higher education in Ohio. Specifies that projects supported under this item may include research projects that connect the Air Force Research Laboratories with university partners. Requires

Section: 371.30.50

Same as the Executive.

Same as the Executive but earmarks \$1,227,106 in each fiscal year for these research projects.

Executive

As Passed by the House

that the Institute provide annual reports to the Third Frontier Commission that discuss collaborations related to technology, research development, commercialization, and support for economic development.

No provision.

Earmarks \$613,553 in each fiscal year for to match federal dollars to support technology commercialization and job creation through the Development Research Corporation. Requires that the Corporation use the funds for Ohio-based technology and commercial development collaborations in areas prioritized by Ohio's Third Frontier Initiative.

38 BOR - 75 Women in Transition

No provision.

Section: 371.30.55

Requires that GRF appropriation item 235509, Women in Transition, be used to support Women in Transition programs at Ohio institutions of higher education.

39 BOR - 28 Ohio Supercomputer Center

Section: 371.30.60

Requires that GRF appropriation item 235510, Ohio Supercomputer Center, be used to support the operation of the Ohio Supercomputer Center located at the Ohio State University.

Specifies that part of the funds be used to support the Ohio Supercomputer Center's Computational Science Initiative, which includes the industrial outreach program, Blue Collar computing, and the School of Computational Science.

Section: 371.30.60

Same as the Executive.

Same as the Executive.

Executive		As Passed by the House
40	BOR - 29	Cooperative Extension Service
	Section: 371.30.70 Requires that GRF appropriation item 235511, Cooperative Extension Service, be disbursed to The Ohio State University in monthly payments unless otherwise determined by the Director of Budget and Management.	Section: 371.30.70 Same as the Executive.
41	BOR - 30	Ohio University Voinovich Center
	Section: 371.30.80 Requires that GRF appropriation item, 235513, Ohio University Voinovich Center, be used to support the operations of the Center.	Section: 371.30.80 Same as the Executive, but changes the appropriation item name to Ohio University Voinovich School.
42	BOR - 31	Central State Supplement
	Section: 371.30.90 Requires that GRF appropriation item 235514, Central State Supplement, be used by Central State University to keep undergraduate fees below the state average.	Section: 371.30.90 Same as the Executive.

Executive

As Passed by the House

43 BOR - 32 Case Western Reserve University School of Medicine**Section: 371.40.10**

Requires that GRF appropriation item 235515, Case Western Reserve University School of Medicine, be disbursed to Case Western Reserve University in accordance with agreements entered under R.C.3333.10 to aid non-profit medical, osteopathic, and dental schools. Specifies that the state support per full-time medical student is not to exceed that provided to full-time medical students at state-assisted universities.

Section: 371.40.10

Same as the Executive.

44 BOR - 33 Family Practice**Section: 371.40.20**

Requires the Chancellor to develop plans for the distribution of GRF appropriation item 235519, Family Practice.

Section: 371.40.20

Same as the Executive.

45 BOR - 34 Shawnee State Supplement**Section: 371.40.30**

Requires that GRF appropriation item 235520, Shawnee State Supplement, be used by Shawnee State University for the following two purposes:
(1) To keep its undergraduate fees below state average.
(2) To allow it to employ new faculty to develop and teach new degrees programs that meet the needs of Appalachians.

Section: 371.40.30

Same as the Executive.

Executive		As Passed by the House
46	BOR - 35 OSU John Glenn School of Public Affairs	
	Section: 371.40.40 Requires that GRF appropriation item 235-521, The Ohio State University John Glenn School of Public Affairs, be used to support the operations of the School.	Section: 371.40.40 Same as the Executive.
47	BOR - 36 Police and Fire Protection	
	Section: 371.40.50 Requires that GRF appropriation item 235524, Police and Fire Protection, be used to support police and fire services in the nine rural municipalities and townships where state-affiliated campuses are located.	Section: 371.40.50 Same as the Executive.
48	BOR - 37 Geriatric Medicine	
	Section: 371.40.60 Requires the Chancellor to develop plans for the distribution of the funds under GRF appropriation item 235525, Geriatric Medicine.	Section: 371.40.60 Same as the Executive.

Executive

As Passed by the House

49 BOR - 38 Primary Care Residencies

Section: 371.40.70

Requires the Chancellor to develop plans for the distribution of GRF appropriation item 235526, Primary Care Residencies. Specifies that distribution of the appropriation be based on whether an institution has gained approval of a plan to implement the Primary Care Residencies guidelines. Specifies that an institution receive 5% less funding per student from its annual allocation if the institution does not have an approved plan and that the remaining funding be distributed to institutions that meet or exceed their targets.

Section: 371.40.70

Same as the Executive.

50 BOR - 67 Ohio Aerospace Institute

No provision.

No provision.

Section: 371.40.75

Requires that GRF appropriation item 235527, Ohio Aerospace Institute, be distributed under section 3333.042 of the Revised Code.

Requires BOR, in consultation with the Third Frontier Commission, to develop a plan for providing appropriate, value-added participation by the Ohio Aerospace Institute in Third Frontier Project proposals and grants.

Executive

As Passed by the House

51 BOR - 39 Ohio Agricultural Research and Development Center (OARDC)**Section: 371.40.80**

Requires that GRF appropriation item 235535, Ohio Agricultural Research and Development Center, be disbursed to the Ohio State University in monthly payments unless otherwise determined by the Director of Budget and Management. Exempts OARDC from remitting payments to the Ohio State University for cost reallocation assessments during the biennium. Requires OARDC to competitively allocate funding among programs based on demonstrated performance.

Section: 371.40.80

Same as the Executive.

52 BOR - 40 State University Clinical Teaching**Section: 371.40.90**

Requires the Chancellor to distribute the following GRF appropriation items: 235536, The Ohio State University Clinical Teaching; 235537, University of Cincinnati Clinical Teaching; 235538, University of Toledo Clinical Teaching; 235539, Wright State University Clinical Teaching; 235540, Ohio University Clinical Teaching; and 235541, Northeastern Ohio Universities College of Medicine Clinical Teaching.

Section: 371.40.90

Same as the Executive.

Executive

As Passed by the House

53 BOR - 41 Capital Component

Section: 371.50.10

Requires that GRF appropriation item 235552, Capital Component, be distributed to each campus for which the estimated campus debt service attributable to new qualifying capital projects is less than the campus's formula-determined capital component allocation. Specifies that the amount of each campus's payment be determined by subtracting the former amount from the latter and that the campuses use these payments only for capital projects.

Requires the Chancellor to subtract from each campus's SSI allocation the amount by which the estimated campus debt service attributable to new qualifying capital projects exceeds the campus's formula-determined capital component allocation and transfer appropriation equal to the sum of these amounts from GRF appropriation items 235501, State Share of Instruction, or 235535, Ohio Agricultural Research and Development Center, to this appropriation item. Requires the transferred funds be combined with the original appropriation for this item and distributed as described above.

Section: 371.50.10

Same as the Executive.

Same as the Executive.

54 BOR - 78 Dayton Area Graduate Studies Institute

No provision.

Section: 371.50.15

Specifies that GRF appropriation item 235553, Dayton Area Graduate Studies Institute, be used to support the Dayton Area Graduate Studies Institute.

Executive

As Passed by the House

55 BOR - 42 Library Depositories

Section: 371.50.20

Requires that GRF appropriation item 235555, Library Depositories, be used to support the state's five regional depository libraries for the cost-effective storage of and access to lesser-used materials in university library collections.

Section: 371.50.20

Same as the Executive.

56 BOR - 43 Ohio Academic Resources Network (OARnet)

Section: 371.50.30

Specifies that GRF appropriation item 235556, Ohio Academic Resources Network, be used to support the operations of OARnet, including support for Ohio's state-assisted colleges and universities in maintaining and enhancing network connections, and using network technologies to improve programs.

Requires OARnet to give priority to supporting the Third Frontier Network and allocating bandwidth to programs directly supporting Ohio's economic development.

Section: 371.50.30

Same as the Executive.

Same as the Executive.

57 BOR - 44 Long-Term Care Research

Section: 371.50.40

Requires that GRF appropriation item 235558, Long-term Care Research, be disbursed to Miami University for long-term care research.

Section: 371.50.40

Same as the Executive.

Executive

As Passed by the House

58 BOR - 63 Ohio College Opportunity Grant

Sections: 371.50.50, 371.60.90

Requires that GRF appropriation item 235563, Ohio College Opportunity Grant, be used to award need-based aid to students enrolled in eligible public institutions of higher education.

Requires the Chancellor to recommend, when necessary, the reallocation of unencumbered and unobligated appropriation balances of GRF appropriation items within the BOR budget to appropriation item 235563, Ohio College Opportunity Grant. Authorizes the Director of Budget and Management to transfer these identified unencumbered and unobligated appropriation balances when necessary and appropriates the transfers.

Authorizes the Director of Budget and Management to allow expenditures in excess of the appropriations for this GRF appropriation item up to a total of \$5.0 million in each fiscal year if the funds identified above are not sufficient to support the distribution of state need-based financial aid.

Reappropriates the appropriation balance at the end of FY 2010 to BOR to be used for the same purpose in FY 2011.

Sections: 371.50.50, 371.60.90

Same as the Executive.

Same as the Executive.

Same as the Executive.

Same as the Executive.

Executive

As Passed by the House

59 BOR - 46 Central State University Speed to Scale**Section: 371.50.60**

Requires that GRF appropriation item 235567, Central State University Speed to Scale, be used to achieve the goals of the Speed to Scale plan, which includes increasing student enrollment, student retention rates, and the proportion of in-state students to 80% of the total students. Requires Central State University to meet annual goals for enrollment and student retention in order to receive funding in FY 2010.

Requires that the Speed to Scale Task Force meet quarterly to discuss the plan's progress. Specifies the members of the Task Force. Requires that Central State University and the Speed to Scale Task Force submit a status report on the Speed to Scale plan's accountability measures each fiscal year.

Section: 371.50.60

Same as the Executive.

Same as the Executive.

60 BOR - 47 The Ohio State University Clinic Support**Section: 371.50.70**

Requires that GRF appropriation item 235572, The Ohio State University Clinic Support, be used to support the dental and veterinary medicine clinics of the Ohio State University.

Section: 371.50.70

Same as the Executive.

Executive			As Passed by the House
61	BOR - 64	Nonpublic Need-based Financial Aid	
	Section: 371.50.80	Makes the following earmarks of GRF appropriation item 235576, Nonpublic Need-Based Financial Aid:	Section: 371.50.80
		(1) \$40.0 million in each fiscal year for the Private Higher Education Needs-based Financial Aid Block Grant Program.	(1) Increases to \$60.0 million in each fiscal year.
		(2) \$30.0 million in each fiscal year for the Career College Needs-based Financial Aid Block Grant Program.	(2) Decreases to \$10.0 million in each fiscal year.
62	BOR - 68	Bliss Institute	
	No provision.		Section: 371.50.83
			Requires that GRF appropriation item 235579, Bliss Institute, be used to support the Bliss Institute of Applied Politics at the University of Akron.
63	BOR - 71	Entrepreneurship Education Program	
	No provision.		Section: 371.50.84
			Requires that GRF appropriation item 235580, Entrepreneurship Education Program, be used to develop an entrepreneurship education program at North Central State College. Specifies that the program can include collaboration and partnerships with local businesses and government entities.

Executive

As Passed by the House

64 BOR - 69 Urban University Program

No provision.

Section: 371.50.85

Requires universities receiving funds under GRF appropriation item 235583, Urban University Programs, to certify periodically that program funds are being matched on a one-to-one basis with equivalent resources. Prohibits overhead support from being used to meet this requirement. Requires matching funds to come from continuing rather than one-time sources when funds received are used to support an ongoing university cost.

No provision.

Makes the following earmarks under GRF appropriation item 235583, Urban University Program:
 (1) \$71,618 in each fiscal year to support the Center for the Interdisciplinary Study of Education and the Urban Child at Cleveland State University.

No provision.

(2) \$875,586 in each fiscal year to Cleveland State University to support the Maxine Goodman Levin College of Urban Affairs.

No provision.

(3) \$875,586 in each fiscal year for the Northeast Ohio Research Consortium, the Urban Linkages Program, and the Urban Research Technical Assistance Grant Program. Specifies that the distribution among the three programs be made by the chairperson of the Urban University Program.

No provision.

(4) \$151,194 in each fiscal year to support a public communication outreach program (WCPN).

No provision.

(5) \$169,310 in each fiscal year to support the Kent State University Learning and Technology Project.

Executive	As Passed by the House
No provision.	(6) \$65,119 in each fiscal year to support the Ameritech Classroom/Center for Research at Kent State University.
No provision.	(7) \$442,087 in each fiscal year to support the Polymer Distance Learning Project at the University of Akron.
No provision.	(8) \$19,894 in each fiscal year to support the Kent State University/Cleveland Design Center program.
No provision.	(9) \$10,199 in each fiscal year to support the Advancing-Up Program at the University of Akron.
No provision.	(10) \$85,404 in each fiscal year to support the Strategic Economic Research Collaborative at the University of Toledo Urban Affairs Center.
No provision.	(11) \$100,679 in each fiscal year to support the Institute for Collaborative Research and Public Humanities at the Ohio State University.
No provision.	(12) \$259,900 in each fiscal year to support the Medina County University Center.
No provision.	(13) \$91,650 in each fiscal year to support the Ohio State University African American and African Studies Community Extension Center.
No provision.	(14) \$122,200 in each fiscal year to support the Cleveland Institute of Art.
65 BOR - 70 Rural University Projects	

Section: 371.50.86

No provision.

Makes the following earmarks under GRF appropriation item 235587, Rural University Projects:

Executive	As Passed by the House
No provision.	(1) \$161,171 in each fiscal year for Bowling Green State University to support the Center for Policy Analysis and Public Service.
No provision.	(2) \$149,891 in each fiscal year for Miami University to support the Center for Public Management and Regional Affairs.
No provision.	(3) \$351,334 in each fiscal year for Ohio University to support the Institute for Local Government Administration and Rural Development (ILGARD).
No provision.	(4) \$9,741 in each fiscal year to support the Washington State Community College day care center.
No provision.	(5) \$36,556 in each fiscal year to support the COAD/ILGARD/GOA Appalachian Leadership Initiative.
66 BOR - 49 Hazardous Materials Program	
Section: 371.50.90	Section: 371.50.90
Requires that GRF appropriation item 235596, Hazardous Materials Program, be used to support and develop hazardous materials education, studies, or programs at Ohio institutions of higher education.	Same as the Executive, but adds the following earmark:
No provision.	Earmarks \$115,000 in each fiscal year for the Center for the Interdisciplinary Study of Education and Leadership in Public Service at Cleveland State University. Requires that the funds be targeted toward increasing the role of special populations in public service and not-for-profit organizations.

Executive

As Passed by the House

67 BOR - 50 National Guard Scholarship Program

Section: 371.60.10

Requires that GRF appropriation item 235599, National Guard Scholarship Program, and Fund 5BM0 appropriation item 235623, National Guard Scholarship Reserve Fund, be disbursed at the direction of the Adjutant General.

Authorizes the unencumbered balance of GRF appropriation item 235599, National Guard Scholarship Programs, to be transferred to the National Guard Scholarship Reserve Fund (Fund 5BM0) for use under appropriation item 235623, National Guard Scholarship Reserve Fund. Requires the Chancellor, upon the request of the Adjutant General, to seek Controlling Board approval to establish appropriations for that item.

No provision.

Sections: 371.60.10, 759.10

Same as the Executive.

Same as the Executive.

Replaces the limit of 800 full-time equivalent participants in the National Guard Scholarship Program with a limit of 1,000 full-time equivalent participants for the 2009 summer term.

Executive

As Passed by the House

68 BOR - 84 Youngstown State Pilot Service Area Study Committee

No provision.

Section: 371.60.15

Creates the Youngstown State Pilot Service Area Study Committee. Requires that the Committee examine the cost and feasibility of creating a Youngstown State Pilot Service Area, determine what counties the service area may include and the need for reciprocity agreements, and submit its recommendations in a written report to the Governor, the Speaker of the House of Representatives, and the President of the Senate not later than June 30, 2010. Requires that BOR provide administrative support for the Committee.

Fiscal effect: Increase in administrative costs for BOR.

69 BOR - 51 Pledge of Fees

Section: 371.60.20

Provides that any new pledge or adjustment of fees made in the biennium to secure bonds or notes on a state-assisted institution of higher education for a project for which bonds or notes were not outstanding on the effective date of this section be effective only after approval by the Chancellor, unless approved in a previous biennium.

Section: 371.60.20

Same as the Executive.

Executive

As Passed by the House

70 BOR - 52 Higher Education General Obligation Debt Service**Section: 371.60.30**

Requires that GRF appropriation item 235909, Higher Education General Obligation Debt Service, be used to pay all debt service and related financing costs at the required times during the biennium.

Section: 371.60.30

Same as the Executive.

71 BOR - 53 Sales and Services**Section: 371.60.40**

Authorizes the Chancellor to charge and accept payment for its provision of goods and services. Specifies that all revenues received be deposited into GSF Fund 4560, Sales and Services. Allows the Chancellor to use these funds to pay for the costs of producing goods and services. Specifies that charges be related to the costs of producing goods and services, though no charges are to be levied for goods or services that are produced as part of the routine responsibilities or duties of the Chancellor.

Section: 371.60.40

Same as the Executive.

72 BOR - 54 Higher Educational Facility Commission Administration**Section: 371.60.50**

Specifies that SSR Fund 4E80 appropriation item 235602, Higher Educational Facility Commission Administration, be used for operating expenses related to its support of the activities of the Ohio Higher Educational Facility Commission (HEFC).

Section: 371.60.50

Same as the Executive.

Executive	As Passed by the House
<p>Authorizes the Director of Budget and Management to transfer up to \$45,000 cash in each fiscal year from Fund 4610, HEFC Operating Expenses Fund, which is used by HEFC to Fund 4E80, HEFC Administration Fund, which is used by BOR.</p>	<p>Same as the Executive.</p>
<p>73 BOR - 55 Nursing Loan Program</p>	
<p>Section: 371.60.60</p>	<p>Section: 371.60.60</p>
<p>Requires that SSR Fund 6820 appropriation item 235606, Nursing Loan Program, be used to support the administration of the nurse education assistance program. Earmarks up to \$167,580 in each fiscal year for operating expenses associated with the program. Authorizes the Controlling Board to increase these set-aside amounts.</p>	<p>Same as the Executive.</p>
<p>Same as the Executive.</p>	
<p>74 BOR - 56 Veterans' Preferences</p>	
<p>Section: 371.60.70</p>	<p>Section: 371.60.70</p>
<p>Requires the Chancellor to collaborate with the Department of Veterans' Services to develop veterans' preference guidelines for institutions of higher education.</p>	<p>Same as the Executive.</p>

Executive

As Passed by the House

75 BOR - 65 State Need-Based Financial Aid Reconciliation

Section: 371.60.80

Requires the Chancellor on August 1 of each fiscal year, or as soon as possible thereafter, to certify the amount necessary to pay any outstanding prior year obligations to institutions of higher education for the state's need-based student financial aid programs. Specifies that the amounts certified be paid from revenues received in the State Need-based Financial Aid Reconciliation Fund (Fund 5Y50), through GSF Fund 5Y50 appropriation item 235618, State Need-based Financial Aid Reconciliation.

Section: 371.60.80

Same as the Executive.

76 BOR - 83 Research Incentive Third Frontier Fund

No provision.

Section: 371.60.93

Requires the Director of Budget and Management, in each fiscal year, to transfer \$2,000,000 cash from the General Revenue Fund to the Third Frontier Research and Development Fund (Fund 7011).

77 BOR - 79 Transfer and Adjustment of ARRA State Fiscal Stabilization Fund Appropriations

No provision.

Section: 371.60.95

Permits the Director of Budget and Management to transfer appropriations between GRF appropriation items 235501, State Share of Instruction, 235644, State Share of Instruction - Federal Stimulus - Education, and 235646, SSI - Federal Stimulus - Government Services. Requires that the Director report each transfer to the Controlling Board.

Executive

As Passed by the House

78 BOR - 59 Efficiency Savings

Section: 371.70.10

Requires that each state-assisted institution of higher education demonstrate at least 3% savings through external efficiencies in each year and identify the savings to the Chancellor for certification.

Section: 371.70.10

Same as the Executive.

79 BOR - 62 Columbus State Community College Capital Appropriation

Section: 610.30

Amends H.B. 562 of the 127th General Assembly to create Higher Education Improvement Fund (Fund 7034) capital appropriation item C38415, Building E, for Columbus State Community College with an appropriation of \$1.2 million for the FY 2009-FY 2010 biennium.

Section: 610.30

Same as the Executive.

Executive

As Passed by the House

80 DAS - 69 MBE/EDGE Compliance

No provision.

R.C. 123.152, 123.154, 125.081

Requires that state agencies, as well as state universities, the Ohio Housing Finance Agency, the Third Frontier Commission, the Clean Ohio Council, and the Ohio School Facilities Commission comply with Minority Business Enterprise (MBE) and Encouraging Diversity, Growth, and Equity (EDGE) specifications as follows:

(1) No provision.

(1) Requires that each state agency appoint an equal employment opportunity officer to be responsible for monitoring the agency's compliance with the state's equal opportunity laws and policies;

(2) No provision.

(2) Requires each agency to ensure that all contracts for goods and services contain provisions that require contractors to follow all federal and state laws that govern fair labor and employment practices;

(3) No provision.

(3) Prohibits state agencies from issuing an EDGE business waiver unless all related review and reporting procedures are followed;

(4) No provision.

(4) Requires the Deputy Director of the Equal Opportunity Division to review each agency's quarterly report of EDGE business waivers and conduct periodic audits of each agency's administration of the waiver process;

(5) No provision.

(5) Requires that if a state agency has not followed the proper waiver procedure, the agency will not be able to issue subsequent waivers without the approval of the Deputy Director of the Equal Opportunity Division;

Executive

(6) No provision.

As Passed by the House

(6) Requires the Deputy Director of the Equal Opportunity Division to produce a report each year that describes the progress of state agencies in advancing the minority business enterprise and EDGE business enterprise programs, as well as any initiatives that have been implemented to increase the number of MBE and EDGE businesses in Ohio.

Fiscal effect: No new fiscal effect for state agencies overall, as the provision codifies Executive Order 2008-13s, outlining requirements for the MBE and EDGE programs. However, universities, the Ohio Housing Finance Agency, the Third Frontier Commission, the Clean Ohio Council, and the Ohio School Facilities Commission might incur some small increase in administrative costs to comply with the additional equal opportunity requirements.

81 DAS - 6 NextGen Broadband Network

Sections: 207.20.30, 259.30.80, 610.10, 610.11

(1) Reappropriates the unexpended, unencumbered amounts of GSF Fund 1330 appropriation item 100607, IT Services Delivery that were allocated for implementation of NextGen Network in FY 2008 and FY 2009 for the same purpose in FY 2010 and FY 2011.

(2) Reappropriates the unexpended, unencumbered amounts of Department of Development's Third Frontier Fund 7011 appropriation item 195687, Third Frontier Research and Development projects, and Fund 7014 appropriation item 195692, Research and Development Taxable Bond Projects, that were allocated for implementation of the NextGen Network in FY 2008 and FY 2009 for the same purpose in FY 2010 and FY 2011.

Sections: 207.20.30, 259.30.80, 610.10, 610.11

(1) Same as the Executive.

(2) Same as the Executive.

Executive**As Passed by the House**

(3) Reappropriates the unexpended, unencumbered amounts of capital appropriation item C23506, Third Frontier Project, which were previously allocated to implement the NextGen Network in FY 2008, for the same purpose in FY 2009 and FY 2010.

(3) Same as the Executive.

Executive

As Passed by the House

82	DEV - 73	Minority and Women-Owned Investment Managers and Agents	R.C. 150.05, 150.051, 3334.11, 3334.111, 4123.442, and 4123.446
No provision.			Permits the Chancellor of the Board of Regents and the Workers' Compensation Investment Committee to set aside 15% of contracts with agent and investment managers for administration of funds for minority owned and controlled firms, firms owned and controlled by women, and ventures involving such firms that otherwise meet the established policies and criteria.
No provision.			Requires the Ohio Venture Capital Authority to give equal consideration, in selecting program administrators, to minority owned and controlled firms, firms owned and controlled by women, and ventures involving such firms that otherwise meet the established policies and criteria.
No provision.			Requires the Ohio Venture Capital Authority, the Chancellor of the Board of Regents, and the Administrator of Workers' Compensation to submit an annual report containing information regarding the minority or women-owned businesses with which it contracts, the amount of assets managed by minority or women-owned businesses, and efforts it has made to increase utilizations of minority or women-owned businesses. Fiscal effect: May increase the Ohio Venture Capital Authority's, the Chancellor of the Board of Regents', and the Administrator of Workers' Compensation's administrative costs associated with the annual reporting requirement. If there is such an increase, it would likely be minimal. The provision has no direct fiscal effect on local governments.

Executive

As Passed by the House

83 DEV - 68 Ohio Energy Resource Center

Section: 259.20.80

(1) No provision.

(1) Creates the Ohio Energy Resource Center at the Voinovich School of Public Affairs at Ohio University.

(2) No provision.

(2) Requires the Center to act as a statewide knowledge hub for clean energy, advanced energy, and energy efficiency projects.

(3) No provision.

(3) Requires the Center to maintain a database of research and development projects undertaken by higher education institutions in the areas of clean energy, advanced energy, and energy efficiency.

(4) No provision.

(4) Requires the Center to act as a clearinghouse for information and promote collaboration among public and private entities on federal, state, and private sources of financial and technical assistance for clean energy, advanced energy, and energy efficiency projects, including, but not limited to, Edison Technology Centers, Edison Incubators, and Third Frontier programs

(5) No provision.

(5) Requires the Center to provide technical assistance to state and local governments and other political subdivisions, mercantile customers, and businesses located in the Appalachian region on clean energy, advanced energy, and energy efficiency projects

(6) No provision.

(6) Earmarks up to \$75,000 in each fiscal year from Fund 5M50 appropriation item 195660, Advanced Energy Programs, for the Center.

Executive

As Passed by the House

84 DEV - 7 **Science and Technology Collaboration**

Section: 701.30

Requires the Department of Development, Board of Regents, Air Quality Development Authority, and Department of Agriculture to collaborate on Technology-Based Economic Development Programs; defines and identifies such programs; sets out requirements for administering and reporting on such programs; and requires such programs to be connected to the NextGen Network.

Section: 701.30

Same as the Executive.

Executive

As Passed by the House

School Funding

85 EDU - 51 Post-Secondary Enrollment Options Alternative Funding

R.C. *3365.12, 3314.08, 3326.36, 3365.04,
3365.041, 3365.07-3365.10*

Authorizes the Superintendent of Public Instruction and the Chancellor of the Ohio Board of Regents jointly to adopt rules allowing school districts, community schools, STEM schools, and nonpublic schools to enter into alternative funding agreements to pay colleges and universities for high school students taking college courses through PSEO programs, including Seniors to Sophomores.

Fiscal effect: The rules adopted may provide flexibility in the amount and manner of payments made to colleges and universities for high school students participating in PSEO programs.

R.C. *3365.12, 3314.08, 3326.36, 3365.04,
3365.041, 3365.07-3365.10*

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

As Passed by the House

Educator Provisions

86 EDU - 27 Educator Preparation Programs

R.C. *3301.12, 3333.048, 3333.049, Repealed: R.C. 3319.23*

Transfers responsibility for approving teacher preparation programs from the State Board of Education to the Chancellor of the Board of Regents and expands the requirement to include approval of preparation programs for other school personnel. Directs the Chancellor, jointly with the Superintendent of Public Instruction, to: (1) establish metrics and courses of study for the preparation of educators and other school personnel and the institutions of higher education with preparation programs; and (2) provide for inspection of the institutions. Requires the Chancellor to issue an annual report on the quality of approved teacher preparation institutions.

Fiscal effect: There will likely be some costs relating to the establishment of metrics and inspections of institutions. The provision specifies that if the adopted metrics and regulations require curricular changes in the institutions that money be allocated from its existing appropriations.

R.C. *3301.12, 3333.048, 3333.049, Repealed: R.C. 3319.23*

Same as the Executive, but requires the Chancellor and Superintendent to establish "educator preparation programs" instead of "courses of study."

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

As Passed by the House

87 EDU - 24 Educator Standards Board

R.C. **3319.60, 3319.61, 3319.611, 3319.612,
Section 265.60.60**

Adds a school district treasurer or business manager member and a parent member to the Educator Standards Board, to be appointed by the State Board of Education. Adds the ranking minority members from the education committees of the Senate and House of Representatives as nonvoting, ex officio members. Requires that the Educator Standards Board's membership reflect the diversity of the state in terms of gender, race, ethnic background, and geographic distribution.

Changes the appointing authority of the three members employed by institutions of higher education that offer teacher preparation programs from the State Board of Education to the Chancellor of the Board of Regents.

Requires that the standards developed for teachers and principals align with the operational standards adopted by the State Board. Requires that the standards developed for teachers align with certain aspects of the academic standards and reflect the Ohio leadership framework.

Directs the Educator Standards Board to develop and recommend to the State Board of Education standards for school district superintendents and standards for school district treasurers and business managers. Creates the Subcommittee on Superintendent Standards and the Subcommittee on School Treasurer and Business Manager Standards.

R.C. **3319.60, 3319.61, 3319.611, 3319.612,
Section 265.60.60**

Same as the Executive, but also adds two additional teachers, one high school teacher and one elementary teacher, to the Board.

Same as the Executive, by specifies the institutions offer "educator" preparation programs instead of "teacher" preparation programs.

Same as the Executive.

Same as the Executive.

Executive	As Passed by the House
Directs the Educator Standards Board to investigate and make recommendations for the creation, expansion, and implementation of school building and district leadership academies.	Same as the Executive.
Repeals the requirement that the Educator Standards Board collaborate with teachers colleges to align their courses with the standards developed by the Board.	Same as the Executive.
Repeals the requirement that the Educator Standards Board study the model for agricultural education developed by the College of Food, Agricultural, and Environmental Sciences and the College of Education at The Ohio State University.	Same as the Executive.
Directs the Educator Standards Board to develop model teacher and principal evaluation instruments based on the standards and student performance as determined by value-added data and other demonstrations of students' skills.	Same as the Executive, but eliminates the requirement that the evaluation instruments be based on student performance, as determined by value-added data and other demonstrations of students' skills.
Requires the Educator Standards Board to propose new standards to the State Board of Education by September 1, 2010.	Same as the Executive.
Fiscal effect: There are likely ODE administrative costs associated with the development of new standards, model evaluation instruments for principals and teachers, criteria for lead teachers, and recommendations for leadership academies. The bill appropriates \$1.7 million in each fiscal year to support the Educator Standards Board.	Fiscal effect: Same as the Executive.

Executive

As Passed by the House

88 EDU - 33 Teach Ohio Program

R.C. 3333.39

Directs the Chancellor of the Board of Regents and the Superintendent of Public Instruction to establish and administer the Teach Ohio Program which includes:

- (1) a statewide program administered by a nonprofit corporation that encourages high school students from economically disadvantaged groups to become teachers;
- (2) the Ohio Teaching Fellows Program;
- (3) the Ohio Teacher Residency Program;
- (4) alternative licensure programs;
- (5) any other program as identified by the Chancellor and Superintendent.

Fiscal effect: The bill earmarks \$1.0 million in each fiscal year for the nonprofit-administered program, \$5.1 million in each fiscal year for alternative licensure programs, and \$2.5 million in FY 2011 for the Ohio Teaching Fellows Program.

R.C. 3333.39

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

As Passed by the House

89 EDU - 34 Ohio Teaching Fellows Program

R.C. 3333.391, 3333.392

Creates the Ohio Teaching Fellows Program to provide undergraduate scholarships for qualified students going into the teaching profession upon graduation from a state institution of higher education who commit to teaching in a hard-to-staff or academic watch or emergency public school for at least four years. Provides additional consideration in the scholarship application process to students participating in the Teach Ohio program that encourages economically disadvantaged high school students to become teachers, and to those planning to teach students with special needs or within the STEM disciplines.

Stipulates that failure to fulfill the four year teaching commitment will result in the conversion of the scholarship into a loan that accrues interest at 10% annually.

Fiscal effect: The bill appropriates \$2.5 million in FY 2011 for the Ohio Teaching Fellows Program.

R.C. 3333.391, 3333.392

Same as the Executive, but also qualifies for scholarships students going into the teaching profession upon graduation from a private college or university in Ohio.

Same as the Executive.

Fiscal effect: Same as the Executive.

Other Education Provisions

90 EDU - 159 Education Strategic Plan

No provision.

R.C. 3301.122

Requires the Superintendent of Public Instruction, by December 1, 2009, to develop a ten-year strategic plan. Requires that the plan be developed in consultation with the Chancellor of the Board of Regents and be aligned with the strategic plan already developed by the Chancellor.

Executive

As Passed by the House

Fiscal effect: Minimal.

91 EDU - 68 On-Site Visits to Schools

R.C. 3301.83, 265.60.10

Requires ODE to establish a pilot program of school on-site visits. Requires the on-site visits to be conducted in cooperation with one or more institutions of higher education. Requires ODE, during each visit, to do the following: (1) determine if the school has complied with the operating standards prescribed by the State Board of Education; (2) determine if the school has complied with all applicable laws and administrative rules, including laws regarding academic and fiscal accountability; and (3) review the school's progress in implementing a continuous improvement plan.

Specifies that each site-visit may include school tours, classroom observations, and interviews with administrators, teachers, or other school staff, parents, community members, or students.

Requires schools to provide any data, documents, or other materials ODE considers necessary to conduct a thorough on-site visit.

Requires ODE, upon completion of each visit, to issue a written report summarizing its findings. Establishes procedures for review of the report by the district board of education. Requires ODE and each school district board, if applicable, to post the final version of the report on their respective web sites.

Directs the ODE to report to the Governor and the General Assembly no later than December 31, 2010 on the

R.C. 3301.83, 265.60.10

Same as Executive, but removes the requirement that ODE cooperate with one or more institutions of higher education when conducting site visits and includes community schools in the pilot program.

Same as the Executive, but requires, rather than permits, that these activities be included in the site visits.

Same as the Executive.

Same as the Executive.

Same as the Executive, but includes community schools in the report.

Executive

As Passed by the House

progress of the pilot program and recommendations for full implementation to include an on-site visit of each school district school at least every five years.

Fiscal effect: The bill permits these visits to be conducted in conjunction with visits required for schools or districts in academic emergency, thus, limiting travel costs for these trips. However, these visits will likely result in increased administrative costs for ODE. Schools may also have increased administrative costs depending on what is required of them by ODE to conduct a thorough on-site visit.

Fiscal effect: Same as the Executive.

92 EDU - 17 Value-Added Data

R.C. 3302.021

Requires ODE to share aggregate student value-added data and calculations, analyses, and reports using aggregate student value-added data with the Chancellor of the Board of Regents.

Fiscal effect: None.

R.C. 3302.021

Same as the Executive.

Fiscal effect: Same as the Executive.

93 EDU - 66 School Business Advisory Councils

R.C. 3313.82, 3314.03, 3315.17, 3326.11

Requires all school districts, educational service centers, community schools, and STEM schools to appoint a business advisory council. (Under current law, only city and exempted village school districts and educational service centers are required to appoint a council.)

Expands the matters on which business advisory councils must provide advice and recommendations to include coordination with the Ohio Skills Bank and University System of Ohio institutions and development of responses

R.C. 3313.82, 3314.03, 3315.17, 3326.11

Same as the Executive, but permits school districts, community schools, and STEM schools to appoint one committee that functions as both a business advisory council and a family and community engagement team.

Same as the Executive.

Executive

to and implementation of recommendations from a performance audit of a school.
Requires each school board, governing authority, or governing body to annually report to ODE the names of council members.

Fiscal effect: Minimal.

As Passed by the House

Same as the Executive.

Fiscal effect: Same as the Executive, but costs may be lessened by having only one committee.

Appropriation Language

94 EDU - 47 School Improvement Initiatives

Section: 265.10.90

Makes the following earmarks of GRF appropriation item 200431, School Improvement Initiatives:

- (1) Up to \$510,990 in each fiscal year to support educational media centers to provide Ohio public schools with instructional resources and services.
- (2) Up to \$9,349,007 in each fiscal year to support districts in the development and implementation of continuous improvement plans.
- (3) No provision.
- (4) No provision.

Section: 265.10.90

Same as the Executive, but makes the following changes to the earmarks:

- (1) Same as the Executive.
- (2) Same as the Executive.
- (3) Up to \$2,000,000 in FY 2011 to fund grants for a pilot subsidy program for creative and innovative classrooms.
- (4) Up to \$3,500,000 in each fiscal year to create early college high schools, to be distributed according to guidelines established by ODE and BOR.

Executive

As Passed by the House

95 ETC - 10 Interactive Distance Learning Pilot Project

No provision.

R.C. 3353.20

Requires eTech to develop and implement an interactive distance learning pilot project to provide, beginning with the 2009-2010 school year, access to at least three free interactive distance learning courses for all high schools operated by school districts, including two advanced placement courses and one foreign language course.

No provision.

Requires eTech to: (1) contract for the development and offering of interactive distance learning courses; (2) produce and broadcast the courses offered by the pilot project; (3) provide funds for schools to purchase video conferencing telecommunications equipment and connectivity devices, if necessary, for participation; (4) assist schools in arranging for the purchase and installation of telecommunications equipment and connectivity devices; (5) pay, for up to one school year, the cost of upgrading internet service for certain schools; and (6) offer training in the use of the telecommunications equipment.

No provision.

Requires ODE, in consultation with the Chancellor of the Board of Regents, to select courses to be offered by the pilot project and to develop standards for the curriculum of each course selected.

No provision.

Requires eTech and ODE, in consultation with the Chancellor, to select teachers to develop and teach the courses offered by the pilot project.

No provision.

Specifies that each high school determine the manner in which and facilities at which students may participate in courses consistent with specifications for technology and

Executive

As Passed by the House

No provision.

connectivity required by eTech.

Specifies that the grade for a student enrolled in the course offered through the pilot project be assigned by the course teacher and transmitted to the student's high school.

No provision.

Requires eTech, the Superintendent of Public Instruction, and the Chancellor to submit, by December 31, 2010, an evaluation of the pilot project and legislative recommendations for changes to the pilot project to the Governor and the General Assembly.

Fiscal effect: The bill appropriates \$2 million in FY 2010 to GRF appropriation item 935427, Distance Learning Pilot Project, and \$4.5 million in each fiscal year to SSR Fund 5GP0 appropriation item 935609, Interactive Distance Learning Program, for the pilot project.

Executive

As Passed by the House

96 RSC - 12 Vocational Rehabilitation Services for Students

No provision.

Section: 377.10

Authorizes the the Director of OBM, at the request of the Chancellor of the Board of Regents, to transfer appropriation from GRF appropriation item 235502, Student Support Services, to GRF appropriation item 415506, Services for People with Disabilities in RSC.

No provision.

Requires RSC to use any transferred funds to obtain additional federal matching funds to serve disabled students.

Fiscal effect: Potential revenue gain.

Executive

As Passed by the House

Property Taxes and Transfer Fees

97 TAX - 46 Special Improvement Districts

No provision.

R.C. 1710.02, 1710.01, 1710.03, 1710.04, 1710.06,
1710.10, 1710.13

Authorizes the creation of a special improvement district by certain existing nonprofit corporations, and provides for the governance of the district by the existing corporation's governing board instead of the creation of a new board. (Special improvement districts currently may be created by property owners to provide public improvements or services funded by local government bonds and special assessments levied on members of the district.) Requires that the existing corporation must have certain specified purposes and must have created a police department under existing law authorizing the establishment of a police department by certain nonprofit corporations (R.C. 1702.80) in order to create a special improvement district.

Fiscal effect: May facilitate the formation of additional special improvement districts.

Executive

As Passed by the House

98	TTA - 1	Transfer of Ohio Tuition Trust Authority Powers and Duties	
R.C.	3334.03, 3334.031, 3334.032, 3334.07, 3334.08, 3334.11, 5111.015, 5115.03; Section 371.70.20	<p>(1) Transfers the powers, duties, and possessions of the Ohio Tuition Trust Authority to the Chancellor of the Board of Regents.</p> <p>(2) Makes the Ohio Tuition Trust Authority an advisory board to the Chancellor and renames the Authority the Ohio Tuition Trust Advisory Board. Adds to the Advisory Board one additional gubernatorial-appointed member that has experience in the field of banking, investment banking, insurance, or law. Requires the Advisory Board to submit an annual report on the chancellor's management of the college savings programs to the General Assembly.</p> <p>(3) Specifies that employees of the Ohio Tuition Trust Authority remain subject to appointment by and continue to serve at the pleasure of the Chancellor.</p>	R.C. 3334.03, 3334.031, 3334.032, 3334.07, 3334.08, 3334.11, 5111.015, 5115.03; Section 371.70.20
			Same as the Executive.
			Same as the Executive.
			Same as the Executive.
		Fiscal effect: Potential savings from the consolidation of the back office support functions of the Ohio Tuition Trust Authority and Board of Regents.	Fiscal effect: Same as the Executive.

Executive

As Passed by the House

99 DVM - 1 Veterinary Loan Repayment Program

No provision.

R.C. 4741.41, 4741.44 - 4741.46, Section 515.20

Transfers the administration of the Veterinarian Loan Repayment Program from the Ohio Board of Regents to the State Veterinary Medical Licensing Board.

Fiscal effect: Minimal increase in costs to administer loan repayment program.