

Executive

As Passed By House

FCCCD14 Jail facility construction funding

	R.C. 342., 5705.234
No provision.	Creates a financing system for the state to aid counties in constructing or renovating county jail facilities.
No provision.	Requires TAX biennially to rank all counties, after which OFCC invites certain low ranking counties to apply and conducts an on-site assessment of existing jail facilities to determine need.
No provision.	Requires OFCC to approve a project only if the project conforms to DRC standards and keeps with the county's needs as determined by the assessment, and the county can prove it can generate adequate revenue to fund the county's share of the basic project cost, and its operations and maintenance.
No provision.	Specifies the means by which a county may generate revenue for its share of the project cost, and prohibits counties from submitting, as evidence of adequate funding, any proposal to rent any portion of the jail facility to other political subdivisions.
No provision.	Sets a county's share at 1% of the basic project cost times the percentile in which the county ranks according to OFCC's funding formula, with a cap at 75%. Requires the Controlling Board to approve or reject OFCC's determination, the amount of the state's share of the basic project cost, and the amount of the state's share to be encumbered in the current fiscal year.
No provision.	Prohibits the Controlling Board from approving a project if the county had a project approved in the last 20 years, unless the county demonstrates an exceptional increase in need.
No provision.	Requires, if the county has met its share of the basic project cost, OFCC to enter an agreement with the board of county commissioners or the multicounty jail facilities construction commission (MCJFC), and specifies its terms.

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No provision.	Requires the board of county commissioners or MCJFC, after entering the agreement, and if applicable, to issue bonds or notes in anticipation of the agreement.
No provision.	Requires the board or MCJFC to employ a qualified professional to prepare data the board or MCJFC, and OFCC consider necessary for the project.
No provision.	Requires, if the proposed facility is located within one mile of a state route or highway, the plans also be approved by the ODOT Director.
No provision.	Requires the board or MCJFC to advertise for construction bids using competitive bidding and award the lowest responsible and responsive bidder within 60 days of advertising, and requires that bidder to accept the contract within 10 days of the award.
No provision.	Allows the board or MCJFC to reject all bids and readvertise, with OFCC permission.
No provision.	Requires OFCC to determine the amount of appropriations to be encumbered for any project, based on its estimated construction schedule for that year.
No provision.	Requires OFCC to grant ongoing projects priority for state funds over projects seeking initial state funding.
No provision.	Requires the county auditor to disburse county project construction funds upon the approval of OFCC, which then must issue vouchers against the fund as required.
No provision.	Allows the board of county commissioners to use all or part of the fund's investment earnings that are attributable to the county's contribution to pay the cost of jail facilities, which are not part of the basic project cost.
No provision.	Requires, after project completion, any remaining investment earnings to be retained in the county construction fund or transferred to a project maintenance fund, the county's permanent improvement fund, or OFCC, as appropriate.

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No provision.

Permits multiple counties to form a MCJFC, approved by OFCC, and build a multi-county jail facility.

No provision.

Provides that if the voters of one of the counties in a MCJFC fail to approve the funds for that county's portion, the other contracting counties are not obliged to pay it.

No provision.

Creates the Jail Facility Building Fund in the state treasury.

No provision.

States that OFCC has an interest in real property purchased with moneys in the county's project construction fund until obligations are no longer outstanding.

No provision.

Requires OFCC to issue a certificate of completion upon project completion, and certification that the project meets the state's minimum standards.

No provision.

Establishes the corrective action program to provide funding for the correction of defective or omitted work.

Fiscal effect: The fiscal impact will depend on how much money is transferred or appropriated to the Jail Facility Building Fund by the General Assembly and any grants, gifts, or contributions received by OFCC. Counties receiving a minimum of 25% state funding through the jail construction funding process could save between \$2.3 million and \$6.9 million for the construction of a 100-bed facility. A portion of moneys appropriated from the fund may be used to cover costs incurred by OFCC to evaluate county needs, manage projects, and to perform and manage needs assessments, all of which may require additional resources, staff, or both. The bill authorizes counties, with voter approval, to levy property taxes for jail operation and debt service on bonds for jail construction.

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FCCCD15 Levies for school facilities projects

No provision.

R.C. 3318.05, 3318.032, 3318.054, 3318.41

Extends, from 13 months to 16 months, the time during which the voters of a school district must approve bond and tax levies related to a school facilities project after OFCC grants conditional approval of the project.

Fiscal effect: Provides traditional school districts and JVSs with three additional months to meet local funding requirements for OFCC school facilities projects.

FCCCD11 Accelerated Appalachian School Building Assistance Program

No provision.

R.C. 3318.33

Establishes the Accelerated Appalachian School Building Assistance Program (AAP) under which eligible school districts in the Appalachian region may apply for special assistance under the Classroom Facilities Assistance Program (CFAP).

No provision.

Requires OFCC to select at least three eligible school districts per fiscal biennium and conduct an on-site visit, assessing the classroom facilities needs of districts selected for assistance.

No provision.

Requires OFCC to conditionally approve project applications and submit them to the Controlling Board for approval.

No provision.

Requires OFCC and the school district to enter into a CFAP project agreement upon Controlling Board approval.

No provision.

Incentivizes district electors to vote favorably to issue bonds and levy a tax to cover district project costs and maintenance by incrementally reducing a district's portion of the basic costs as follows: (1) by 20% in the first election in which the propositions appear; (2) by 15% in the second election; and (3) by 12.5% in the third election.

No provision.

Qualifies for AAP assistance a district in which the electors pass propositions in the year in which the section becomes effective but prior to its effective date.

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No provision.

Requires OFCC, if appropriations are not adequate to meet the needs of AAAP, to proportionally reduce the amount of state funds each eligible district receives for that year and maintains that district's eligibility under AAAP until the project is complete.

No provision.

Retains eligibility for assistance under standard CFAP for any eligible school district that has not received assistance under AAAP in any year in which AAAP is not funded and maintains that district's place in line on the equity list.

Fiscal effect: The bill appropriates \$300 million in the FY 2023-FY 2024 capital biennium from Fund 7032 ALI C230GD, Accelerated Appalachian School Building Assistance, to fund the program (see FCCCD12).

FCCCD13 School facilities maintenance, repair, or replacement assistance

R.C. 3318.37

No provision.

Requires OFCC to allocate at least 10% of its Exceptional Needs Program (ENP) funds each year for the maintenance, repair, or replacement of facilities of a school district that previously completed a project under which the twenty-three year half-mill maintenance funding requirement has lapsed.

No provision.

Requires OFCC to establish an application process for requests for facilities maintenance, repairs, or replacement under the assistance program.

Fiscal effect: Expenditures under this assistance program will most likely depend on how much OFCC sets aside for ENP each year. Continuing law permits OFCC to set aside up to 25% of school facility funds for ENP. From FY 2018 through FY 2022, OFCC disbursed an average of 5.6% (\$16.6 million) of school facility funds each year for ENP assistance. At least 10% of \$16.6 million would amount to approximately \$1.7 million in each year that OFCC would need to spend under the assistance program.

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FCCCD10 Community School Classroom Facilities Loan Guarantee Program**R.C. 3318.50, 3318.52 (Both repealed)**

Eliminates the Community School Classroom Facilities Loan Guarantee Program and the Community School Classroom Facilities Loan Guarantee Fund.

Fiscal effect: None. Under the program, OFCC could guarantee for up to 15 years up to 85% of the sum of a community school's loan used for the acquisition, improvement, or replacement of classroom facilities. According to OFCC, the program has been out of operation for a number of years and has been replaced by the Community Schools Classroom Facilities Grants Program, which was created in H.B. 64 of the 131st G.A.

R.C. 3318.50, 3318.52 (Both repealed)

Same as the Executive.

Fiscal effect: Same as the Executive.

FCCCD17 Accelerated School Assistance Program

No provision.

No provision.

R.C. 3318.63

Establishes the Accelerated School Assistance Program, under which OFCC may fund 80% of an eligible school district's classroom facilities project.

Makes eligible for the program a city, local, or exempted village school district that applies and meets the following conditions: (1) has between 2,000 and 3,000 enrolled students; (2) an annual percentile ranking that has remained the same for at least three of the four most recent years; (3) has one school building that is at least 100 years old; and (4) its master facility plan proposes to consolidate buildings.

Fiscal effect: The number of school districts served under the program will depend on the number of them that qualify and the appropriations made available to OFCC to use for the program. The bill appropriates \$33 million in FY 2024 from Fund 5AG1 ALI 230653, Accelerated School Assistance Program, to fund the program (see FCCCD18).

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FCCCD1 Cultural Facilities Lease Rental Bond Payments**Section: 287.20**

Requires that GRF ALI 230401, Cultural Facilities Lease Rental Bond Payments, be used to meet all of OFCC's required payments during the biennium under the primary leases and agreements for cultural sports facilities.

Section: 287.20

Same as the Executive.

FCCCD2 Common Schools General Obligation Bond Debt Service**Section: 287.20**

Requires that GRF ALI 230908, Common Schools General Obligation Bond Debt Service, be used to pay all required debt service and related financing costs during the biennium for bonds issued for school facilities.

Section: 287.20

Same as the Executive.

FCCCD3 Career-Technical Construction Program**Section: 287.20**

No provision.

Section: 287.20

Earmarks \$7,613,000 in FY 2024 from Fund 5CV3 ALI 230652, Career-Technical Construction Program, for certain facilities projects of the Sandusky City School District and requires the earmark to be used as follows: (1) \$2,785,500 in FY 2024 for a new culinary facility and (2) \$4,827,500 in FY 2024 for a new welding facility.

No provision.

Reappropriates the available balance of the earmark at the end of FY 2024 for the same purposes in FY 2025.

Requires that Fund 5ZJ0 ALI 230651, Career-Technical Construction Program, be used by OFCC to support construction projects that establish or expand career-technical education (CTE) programs.

Same as the Executive, but changes the funding source to Fund 5CV3 ALI 230652, Career-Technical Construction Program, and specifies the remainder of the ALI be used for CTE construction projects.

Requires funds to be distributed to JVSs or city, local, and exempted village school districts designated as the lead district of a career-technical planning district (CTPD) according to guidelines established by OFCC, in consultation with the Governor's Office of Workforce Transformation (OWT) and ODE.

Same as the Executive.

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Requires the guidelines to consider establishing or expanding CTE programs that support the occupations on OWT's Ohio's Top Jobs List or that qualify for the Innovative Workforce Incentive Program under ODE.

Same as the Executive.

Reappropriates the available balance of ALI 230651 at the end of FY 2024 for the same purpose in FY 2025.

Same as the Executive, but changes the funding source to ALI 230652.

FCCCD16 Program and Project Support

No provision.

Section: 287.20

Requires that GRF ALI 230500, Program and Project Support, be distributed to the Village of Owensville for renovations to the Owensville Museum.

FCCCD18 Accelerated School Assistance Program

No provision.

Section: 287.20

Requires that Fund 5AG1 ALI 230653, Accelerated School Assistance Program, be used by OFCC to provide the state's portion of total project costs for school facilities projects under the Accelerated School Assistance Program (see FCCCD17).

FCCCD4 School facilities encumbrances and reappropriation**Section: 287.30**

Authorizes the OBM Director, at the request of the OFCC Director, to cancel encumbrances for school district projects from a previous biennium if the district has not raised its local share of project costs within 13 months of Controlling Board approval. Requires the OFCC Director to certify the amounts of the canceled encumbrances on a quarterly basis. Appropriates the amounts of the canceled encumbrances to the Classroom Facilities Assistance Program.

Section: 287.30

Same as the Executive.

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As Passed By House

FCCCD5 Capital donations fund certifications and appropriations**Section: 287.40**

Requires the OFCC Director to certify to the OBM Director the amount of cash receipts and related investment income, irrevocable letters of credit from a bank, or certification of the availability of funds that have been received from a county or a municipal corporation for deposit into the Capital Donations Fund (Fund 5A10) and that are related to an anticipated project and appropriates these amounts to Fund 5A10 All C37146, Capital Donations. Requires the OFCC Director to make a written agreement with the participating entity on the necessary cash flows required for the anticipated construction or equipment acquisition project.

Section: 287.40

Same as the Executive.

FCCCD6 Amendment to project agreement for maintenance levy**Section: 287.50**

Requires OFCC to amend the project agreement between OFCC and a school district that is participating in the Accelerated Urban Initiative (AUI) if OFCC determines it is necessary to do so in order to comply with the change in maintenance levy requirements enacted by H.B. 1 of the 128th G.A.

Section: 287.50

Same as the Executive.

Fiscal effect: H.B. 1 of the 128th General Assembly changed the maintenance levy requirements for the six AUI districts (Akron, Cincinnati, Cleveland, Columbus, Dayton, and Toledo) to run for 23 years from the date the initial segment is undertaken, instead of extending for 23 years after the district's last segment was undertaken (the six AUI projects are broken into individual segments). For the districts that have not changed their agreements yet, the H.B. 1 change would reduce the number of years for which the districts would have to levy the required 1/2 mill property tax for maintenance. Currently, projects for Cleveland and Columbus are incomplete. Presumably, these AUI districts would use other funds to meet their building maintenance needs if the original project agreements were amended.

Fiscal effect: Same as the Executive.

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FCCCD7 Disbursement determination**Section: 287.60**

Authorizes OFCC to determine the amount of funding available for disbursement in a given fiscal year for any Classroom Facilities Assistance Program project in order to keep aggregate state capital spending within approved limits. Authorizes OFCC to take actions including, but not limited to, determining the schedule for design or bidding of approved projects, to ensure appropriate and supportable cash flow.

Fiscal effect: The provision may give OFCC more flexibility in spending state funds on projects.

Section: 287.60

Same as the Executive.

Fiscal effect: Same as the Executive.

FCCCD8 Assistance to joint vocational school district**Section: 287.70**

Requires OFCC, in each year in which funds are available for additional projects, to provide assistance to at least one JVSD for the acquisition of classroom facilities.

Section: 287.70

Same as the Executive.

FCCCD9 Returned or recovered funds**Section: 287.80**

Requires that any state-source surplus project construction funds or interest earnings returned to the state and any funds recovered from settlements with or judgements against parties relating to their involvement in a classroom facilities project be deposited into the fund from which the project's capital appropriations were made.

Permits, in any fiscal year in which OFCC has made a deposit, the OFCC Director to seek CEB approval to authorize expenditures from those funds and specified ALIs in excess of the amounts appropriated in amounts equal to the returned or recovered funds. If approved, appropriates the returned and recovered funds and requires the funds to be used for the Classroom Facilities Assistance Program or the Vocational Facilities Assistance Program.

Section: 287.80

Same as the Executive.

Same as the Executive.

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FCCCD12 Accelerated Appalachian School Building Assistance

No provision.

Section: 610.10, 610.11

Amends Sections 237.10, 237.15, and 237.30 of H.B. 687 of the 134th General Assembly to establish Fund 7032 ALI C230GD, Accelerated Appalachian School Building Assistance, with an appropriation of \$300,000,000 in the FY23-FY24 capital biennium, to be used to support the Accelerated Appalachian School Building Assistance Program. Increases, by the same amount, the authorization to issue and sell new bonds deposited in Fund 7032 to support these projects (see FCCCD11).

Fiscal effect: May increase GRF debt service costs on the general obligation bonds issued for school facilities assistance for some period of time depending on the level of future bond issuances, the maturity of the bonds issued, and market conditions.

FCCCD19 Youngstown Area Jewish Federation

No provision.

Section: 610.10, 610.11

Amends Section 237.13 of H.B. 687 of the 134th General Assembly to rename a \$250,000 earmark from Fund 7030 ALI C230FM, Cultural and Sports Facilities Projects, for "Youngstown Heritage Manor" as "Youngstown Area Jewish Federation."

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OBMCD38 Fiscal year 2023 General Revenue Fund ending balance**Section: 513.10**

Requires the OBM Director to determine the GRF surplus revenue that existed on June 30, 2023, and transfer cash, up to the actual surplus revenue amount, from the GRF as follows:

- (1) Up to \$2,400,000,000 to the All Ohio Future Fund (Fund 5XM0);
- (2) Up to \$1,000,000,000 to the Health and Human Services Reserve Fund (Fund 5SA4);
- (3) Up to \$307,196,000 to the H2Ohio Fund (Fund 6H20);
- (4) Up to \$200,000,000 to the Career Technical Education Facilities Fund (Fund 5ZJ0);
- (5) Up to \$50,000,000 to the Local Jail Grant Fund (Fund 5ZQ0);
- (6) Up to \$190,000,000 to the EXPO 2050 Fund (Fund 5ZN0);
- (7) Up to \$150,000,000 to the Innovation Hubs Fund (Fund 5ZK0);
- (8) Up to \$140,000,000 to the Statewide Treatment and Prevention Fund (Fund 4750);
- (9) Up to \$125,000,000 to the Rail Safety Crossing Fund (Fund 5ZP0);
- (10) Up to \$65,000,000 to the Veterans Homes Modernization Fund (Fund 5Z00);
- (11) No provision.
- (12) Up to \$50,000,000 to the Controlling Board Emergency Purposes/Contingencies Fund (Fund 5KM0);
- (13) No provision.

Section: 513.10

Same as the Executive, but changes the transfers as follows:

- (1) Same as the Executive, but decreases the amount of the transfer to \$500,000,000.
- (2) No provision.
- (3) Same as the Executive.
- (4) No provision.
- (5) Same as the Executive, but increases the amount of the transfer to \$200,000,000.
- (6) Same as the Executive.
- (7) Same as the Executive but reduces the transfer amount to \$25,000,000.
- (8) No provision.
- (9) No provision.
- (10) Same as the Executive.
- (11) Up to \$102,000,000 cash to the Local Projects Fund (Fund 5ZZ0);
- (12) Same as the Executive.
- (13) Up to \$150,000,000 cash to the Downtown Development Grant Fund (Fund 5ZU0);

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(14) No provision.	(14) Up to \$50,000,000 cash to the Township Development Grant Fund (Fund 5ZV0);
(15) No provision.	(15) Up to \$25,000,000 cash to the Cultural Center Grant Fund (Fund 5ZW0);
(16) No provision.	(16) Up to \$25,000,000 cash to the County and Independent Fairs Grant Fund (Fund 5ZX0);
(17) No provision.	(17) Up to \$196,260,000 cash to the Third Frontier Research and Development Bond Retirement Fund (Fund 7070);
(18) No provision.	(18) Up to \$18,340,000 cash to the Coal Research and Development Bond Retirement Fund (Fund 7076);
(19) No provision.	(19) \$54,558,000 cash to the newly created Hospital Relief Fund (Fund 5AE1);
(20) No provision.	(20) Up to \$50,000,000 cash to the Airport Development Grants Fund (Fund 5AC1);
(21) No provision.	(21) Up to \$1,000,000,000 cash to the Connect4Ohio Fund (Fund 5ZR0);
(22) No provision.	(22) Up to \$100,000,000 cash to the newly created Super RAPIDS Fund (Fund 5AH1);
(23) No provision.	(23) Up to \$33,000,000 cash to the newly created Accelerated School Assistance Program Fund (Fund 5AG1);
(24) No provision.	(24) \$30,000,000 cash to the newly created Child Care Infrastructure Fund (Fund 5AK1);
(25) No provision.	(25) Up to \$50,000,000 cash to the Broadband Pole Replacement Fund (Fund 5AI1);
(26) No provision.	(26) Up to \$30,000,000 cash to the newly created Foodbanks Fund (Fund 5AJ1);
No provision.	(27) Up to \$5,000,000 cash to the newly created Ohio Aviation Workforce Innovation Fund (Fund 5AF1).
Requires that the remaining amount of the surplus revenue remain in the GRF.	Same as the Executive.

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OBMCD41 Cash transfers and abolishment of funds

Section: 516.10

For purposes of abolishing various funds that are no longer needed, authorizes the OBM Director to carry out necessary accounting procedures, including transferring the remaining cash balances from the funds that are to be abolished, canceling existing encumbrances, and reestablishing those encumbrances against appropriate funds.

Lists the funds to be abolished, including funds used by: COM, DAS, DEV, OhioMHAS, ODPS, BEMC, OFCC, INS, ODJFS, OPD, and Ohio EPA.

Section: 516.10

Same as the Executive.

Same as the Executive.

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As Passed By House

Appropriation Language

EDUCD8 Career-Technical Education Equipment

Section: 265.220

No provision.

Requires that GRF ALI 200507, Career-Technical Education Equipment, be used by ODE in consultation with the Governor's Office of Workforce Transformation, and OFCC, to assist public schools in establishing or expanding career-technical education programs, with priority on programs that support careers on Ohio's Top Jobs List, and establishing or expanding credentialing programs that qualify for the Innovative Workforce Incentive Program.

Reappropriates the available balance of ALI 200507 at the end of FY 2024 for the same purpose in FY 2025. Permits ODE to extend the period of availability of the awards for up to two fiscal years.

Section: 265.375

Earmarks \$1,430,000 in FY 2024 from Fund 5AD1 ALI 2006A2, Career-Technical Education Equipment, for the Medina County Career Center to construct a new fire training facility.

Same as the Executive, but changes the funding source to Fund 5AD1 ALI 2006A2, Career-Technical Education Equipment, and requires the remainder of the appropriation to be used for this purpose.

Same as the Executive, but applies the provisions to the remainder of ALI 2006A2.