

Executive

As Reported By House Finance

**FCCCD10 Notification of net indebtedness**

**R.C. 133.06**

Requires a school district, instead of OFCC, as in current law, to notify the Superintendent of Public Instruction if the district will exceed the limit on net indebtedness specified in continuing law.

**Fiscal effect: None.**

**R.C. 133.06**

Same as the Executive.

**Fiscal effect: Same as the Executive.**

**FCCCD11 Water bottle filling stations**

No provision.

(1) No provision.

(2) No provision.

(3) No provision.

(4) No provision.

No provision.

**R.C. 3318.038**

Makes the following changes to water bottle filling station and drinking fountain requirements enacted in late 2020 for classroom facility construction projects administered by OFCC:

(1) Specifies that a water bottle filling station may be integrated into a drinking fountain as a "combination unit;"

(2) Requires each building to have a minimum of one "combination unit," instead of drinking fountain as in current law, or water bottle filling station on each floor or wing of the building and per 100 students projected to attend the building;

(3) Requires that a water bottle filling station be accessible to all people in compliance with the federal Americans with Disabilities Act; and

(4) Requires a minimum of one water bottle filling station in or near each cafeteria, gymnasium, outdoor recreation space, or other high-traffic area.

Requires a school district or other public school to permit students, teachers, and other school staff to carry and use water bottles that meet prescribed conditions, but also permits a district or school to prohibit water bottles from a library, computer lab, science lab, or other areas where it is dangerous

## Executive

## As Reported By House Finance

to have drinking water and to issue disciplinary actions for misuse of a water bottle.

**Fiscal effect: May increase construction costs, shared between the state and school district depending on the district's relative wealth, for new state-assisted public school facilities. Any new costs might be accounted for in the design phase of a project so as not to increase a project's overall cost.**

**FCCCD1 Cultural Facilities Lease Rental Bond Payments**

**Section: 287.20**

Requires GRF appropriation item 230401, Cultural Facilities Lease Rental Bond Payments, to be used to meet all of OFCC's required payments during the FY 2022-FY 2023 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 appropriation item 230908, Common Schools General Obligation Bond Debt Service, be used to pay all required debt service and related financing costs during the FY 2022-FY 2023 biennium.

**Section: 287.20**

Same as the Executive.

**FCCCD3 Community project administration**

**Section: 287.30**

Requires that GRF appropriation item 230458, State Construction Management Services, be used by OFCC to administer Cultural and Sports Facilities Building Fund (Fund 7030) projects and to provide tools and services to state agency, university, and K-12 public school projects, including oversight of the Ohio Administrative Knowledge System Capital Improvements Module (OAKS-CI).

**Section: 287.30**

Same as the Executive.

Executive

As Reported By House Finance

**FCCCD4 School facilities encumbrances and reappropriation**

**Section: 287.30**

Authorizes the Director of OBM, at the request of the Executive Director of OFCC, 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 Executive 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.

**FCCCD5 Capital donations fund certifications and appropriations**

**Section: 287.40**

Requires the Executive Director of OFCC to certify to the Director of OBM 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 appropriation item C37146, Capital Donations. Requires the Executive 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.

## Executive

## As Reported By House Finance

**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 FCC 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.

**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, Columbus, and Akron are incomplete. Presumably, these AUI districts would use other funds to meet their building maintenance needs if the original project agreements were amended.**

**Section: 287.50**

Same as the Executive.

**Fiscal effect: Same as the Executive.**

**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.

**Section: 287.60**

Same as the Executive.

Executive

As Reported By House Finance

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

**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 for which the project's capital appropriations were made.

**Section: 287.80**

Same as the Executive.

Permits, in any fiscal year in which OFCC has made a deposit, the Executive Director of OFCC to request the Director of OBM to authorize expenditures from those funds and specified appropriation items 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.

Same as the Executive.