

Executive	As Passed by the House	As Passed by the Senate	As Enacted
<b>FCCCD10 Ohio Facilities Construction Commission executive director powers</b>			
<p><b>R.C. 123.21</b> Eliminates a provision of law requiring the Executive Director of OFCC to exercise all powers the Commission possesses.</p> <p><b>Fiscal effect: None. Under continuing law, the Executive Director supervises the Commission's operations, employs and fixes the compensation of its employees, and performs other duties delegated by the Commission.</b></p>	<p><b>R.C. 123.21</b> Same as the Executive.</p> <p><b>Fiscal effect: Same as the Executive.</b></p>	<p><b>R.C. 123.21</b> Same as the Executive.</p> <p><b>Fiscal effect: Same as the Executive.</b></p>	<p><b>R.C. 123.21</b> Same as the Executive.</p> <p><b>Fiscal effect: Same as the Executive.</b></p>

**FCCCD11 Local share and funding priority of facilities projects for certain school districts**

No provision.	<p><b>R.C. 3318.037, 3318.036</b> Specifies that a city, local, or exempted village school district retains its percentile ranking that was determined at the time the district entered into its initial agreement under the Expedited Local Partnership Program (ELPP) if the district satisfies all of the following conditions:</p>	No provision.	<p><b>R.C. 3318.037, 3318.036</b> Same as the House.</p>
No provision.	(1) The district intends to build new classroom facilities on land originally owned by a state community college with the intention of collaboratively working with the state community college on workforce development programs and curriculum;	(1) No provision.	(1) Same as the House.
No provision.	(2) The district has previously participated in ELPP but did not construct any new facilities as	(2) No provision.	(2) Same as the House.

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No provision.	part of that Program; (3) The district reapplies for ELPP between January 1, 2019, and July 1, 2020, and subsequently enters into a new agreement for that Program.	(3) No provision.	(3) Same as the House.
No provision.	Specifies that (1) OFCC must give first priority for funding for a Classroom Facilities Assistance Program (CFAP) project to districts that satisfy the conditions described above as such funds become available and (2) those districts' portions of the basic project cost of CFAP projects must be the same percentage of the basic project cost as under their initial agreements under ELPP.	No provision.	Same as the House.
No provision.	Specifies that OFCC must give first priority for CFAP projects to a city, local, or exempted village school district that intends to build a new school building on land originally owned by a state community college with the intention of collaboratively working with the state community college on workforce development programs and curriculum. Permits OFCC to reduce such a district's portion of the total cost of the project by up to 25 percentage points and up to an additional 10 percentage points, provided the district's portion is at least 5%.  <b>Fiscal effect: Eligible school districts may be offered facilities funding sooner under the bill's provisions, potentially delaying the offer of funding for others. In addition, the local share of an eligible school district may be lower and the state share higher.</b>	No provision.	Same as the House.  <b>Fiscal effect: Same as the House.</b>

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## FCCCD16 School facilities project maintenance set-aside requirement

		R.C. 3318.05, 3318.051, 3318.06, 3318.061, 3318.062, 3318.063, 3318.36, 3318.361	R.C. 3318.05, 3318.051, 3318.06, 3318.061, 3318.062, 3318.063, 3318.36, 3318.361
No provision.	No provision.	<p>Specifies that locally-generated "half-mill" maintenance funds set aside for a state-funded classroom facilities project may be used for "upgrades," but specifies such uses are subject to approval by OFCC (a school district desiring to use "half-mill" maintenance property tax levy proceeds for maintenance or upgrades must obtain voter approval for a levy specifying that the funds may be used for either purpose; an existing levy may not be used for upgrades unless specifically approved for that purpose by voters).</p> <p><b>Fiscal effect: Provides districts with more flexibility in using locally-generated funds set aside for school facilities maintenance.</b></p>	<p>Same as the Senate.</p> <p><b>Fiscal effect: Same as the Senate.</b></p>

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## FCCCD13 Participation in Expedited Local Partnership Program

No provision.	<p><b>R.C. 3318.36</b></p> <p>Permits a school district that has already received assistance under the Classroom Facilities Assistance Program (CFAP) and has divided its CFAP project into segments to participate in the Expedited Local Partnership Program (ELPP) for a discrete portion of one or more of its future segments of the project.</p> <p><b>Fiscal effect: Provides flexibility for a qualifying district in completing a classroom facilities project by allowing the district to construct a distinct portion of its CFAP project using local funds before additional state assistance is received (under current law, a district may not participate in ELPP if it is reasonably expected to receive CFAP assistance within two fiscal years).</b></p>	<p><b>R.C. 3318.36</b></p> <p>Same as the House.</p> <p><b>Fiscal effect: Same as the House.</b></p>	<p><b>R.C. 3318.36</b></p> <p>Same as the House.</p> <p><b>Fiscal effect: Same as the House.</b></p>
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## Executive

## As Passed by the House

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## FCCCD15 School storm shelter

No provision.

No provision.

**R.C. 3781.1010**

Extends a moratorium, until September 15, 2021, on a building code requirement for storm shelters for any school building operated by a public school that has undergone a construction, alteration, repair, or maintenance project financed with state assistance or any such school building for which state assistance has been approved prior to that date (continuing law prohibits the storm shelter requirement from applying to any public or private school building either in operation or undergoing or about to undergo construction or renovation for which financing has been secured prior to September 15, 2019).

**R.C. 3781.1010**

Replaces the Senate provision with a provision that extends the moratorium under current law from September 15, 2019, to September 15, 2020, on the building code requirement for storm shelters in school buildings operated by a public or private school or in any such school building undergoing or about to undergo construction, alteration, repair, or maintenance for which financing has been secured prior to the specified date.

No provision.

No provision.

No provision.

Requires OFCC, in consultation with stakeholders including school district officials, to conduct a study to evaluate and make recommendations regarding appropriate requirements for storm shelters for school buildings. Requires OFCC to submit a report of its findings to the General Assembly by December 31, 2019.

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Fiscal effect: Decreases school facilities project costs for some public schools. Any decrease in construction or renovation costs for affected school districts participating in the Classroom Facilities Assistance Program will be shared by the state and school districts depending on the district's relative wealth. The cost of a storm shelter varies, with estimates ranging from \$637,000 to about \$1 million per school building according to various news reports.

Fiscal effect: Same as the Senate, but limits the decrease in school facilities project costs to those public school buildings operated or for which financing has been secured prior to September 15, 2020, and increases the administrative responsibilities of OFCC to conduct the storm shelter study.

**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 2020-FY 2021 biennium under the primary leases and agreements for cultural sports facilities.

**Section: 287.20**

Same as the Executive.

**Section: 287.20**

Same as the Executive.

**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 2020-FY 2021 biennium.

**Section: 287.20**

Same as the Executive.

**Section: 287.20**

Same as the Executive.

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Same as the Executive.

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## 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.

**Section: 287.30**

Same as the Executive.

**Section: 287.30**

Same as the Executive.

**Section: 287.30**

Same as the Executive.

## FCCCD18 Program and Project Support

No provision.

No provision.

**Section: 287.30**

Specifies that GRF appropriation item 230500, Program and Project Support, be distributed to the Manchester Local School District in Adams County to reduce the amount of debt owed on bonds issued or assumed by the district.

**Section: 287.30**

Same as the Senate.

## FCCCD12 School Bus Purchase

No provision.

**Section: 287.30**

Specifies that Fund 5VU0 appropriation item 230646, School Bus Purchase, be used by OFCC to assist school districts in purchasing school buses in accordance with the new program described below.

No provision. (Funding for a similar purpose is provided in DPF Fund 5VU0 appropriation item 200663, School Bus Purchase, in the Ohio Department of Education budget (see EDUCD132)).

No provision. (Funding for a similar purpose is provided in DPF Fund 5VU0 appropriation item 200663, School Bus Purchase, in the Ohio Department of Education budget (see EDUCD132)).

No provision.

Requires OFCC, in partnership with the departments of Administrative Services (DAS) and Public Safety (DPS), to develop a program to

No provision. (see EDUCD132)

No provision. (see EDUCD132)

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No provision.	provide school bus purchase assistance in a manner comparable to the method in which school facilities assistance is provided under the Classroom Facilities Assistance Program. Requires OFCC, DAS, and DPS to submit a report to the General Assembly by January 31, 2020, that describes how the program will operate.	No provision. (see EDUCD132)	No provision. (see EDUCD132)
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**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.

**Section: 287.30**

Same as the Executive.

**Section: 287.30**

Same as the Executive.



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**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.

**Section: 287.40**

Same as the Executive.

**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 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.

**Section: 287.50**

Same as the Executive.

**Section: 287.50**

Same as the Executive.

**Section: 287.50**

Same as the Executive.

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As Passed by the House

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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.

Fiscal effect: Same as the Executive.

Fiscal effect: Same as the Executive.

Fiscal effect: Same as the Executive.

FCCCD7 Disbursement determination

Section: 287.60

Authorize 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.

Section: 287.60

Same as the Executive.

Section: 287.60

Same as the Executive.

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<b>Fiscal effect: The provision may give OFCC more flexibility in spending state funds on projects.</b>	<b>Fiscal effect: Same as the Executive.</b>	<b>Fiscal effect: Same as the Executive.</b>	<b>Fiscal effect: Same as the Executive.</b>

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**FCCCD8 Assistance to joint vocational school district**

Section: 287.70	Section: 287.70	Section: 287.70	Section: 287.70
Requires OFCC to provide assistance to at least one JVSD each fiscal year for the acquisition of classroom facilities.	Same as the Executive.	Same as the Executive.	Same as the Executive.
<b>Fiscal effect: OFCC already has the authority to spend up to 2% of its annual capital appropriations on JVSD projects. If OFCC were to reach the 2% limit, this provision requires OFCC to provide assistance to at least one JVSD each fiscal year.</b>	<b>Fiscal effect: Same as the Executive.</b>	<b>Fiscal effect: Same as the Executive.</b>	<b>Fiscal effect: Same as the Executive.</b>

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**FCCCD9 Returned or recovered funds**

Section: 287.80	Section: 287.80	Section: 287.80	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.	Same as the Executive.	Same as the Executive.	Same as the Executive.
Permits, in FY 2020, the Executive Director of OFCC to request the Director of OBM to	Same as the Executive.	Same as the Executive.	Same as the Executive.

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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.

**FCCCD14 Springboro Performing Arts Center capital appropriation**

No provision.	No provision.	<b>Sections: 601.15, 601.16, 601.17</b> Amends Sections 237.10 and 237.13 of H.B. 529 of the 132 General Assembly to increase Fund 7030 capital appropriation item C230FM, Cultural and Sports Facilities Projects, by \$250,000 for the FY 2019-FY 2020 capital biennium and earmarks the same amount from that item for the Springboro Performing Arts Center.	<b>Sections: 601.15, 601.16, 601.17</b> Same as the Senate.
No provision.	No provision.	Requires the Director of OBM to cancel encumbrances totaling \$250,000 against Fund 7034 capital appropriation item C37728, Hopkins Commons Senior Center.	Same as the Senate.

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As Passed by the House

As Passed by the Senate

As Enacted

## FCCCD17 School Building Program Assistance capital appropriation and bonding authority

No provision.

No provision.

**Sections: 601.15, 601.16, 601.10, 601.11**

Amends Sections 237.10 and 237.30 of H.B. 529 of the 132nd General Assembly to increase Fund 7032 capital appropriation item C23002, School Building Program Assistance, by \$100,000,000 for the FY 2019-FY 2020 capital biennium and increases the Commission's bonding authority for these projects by the same amount.

**Fiscal effect: Accelerates the offering of school facilities assistance to certain districts and, accordingly, may decrease the time it will take for the state to reach its goal of offering facilities assistance to all school districts in the state. Assuming the state continues to fund this goal, the overall cost to the state may decrease. Additionally, 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.**

**Sections: 601.15, 601.16, 601.10, 601.11**

Same as the Senate.

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

## Executive

## As Passed by the House

## As Passed by the Senate

## As Enacted

## OBMCD44 FY 2019 GRF ending balance

## Section: 513.10

Requires the Director of OBM to determine the GRF surplus revenue that existed on June 30, 2019, and transfer cash, up to the actual surplus revenue amount, from the GRF as follows:

(1) Up to \$10 million to the Targeted Addiction Program Fund (Fund 5TZ0)

(2) Up to \$31 million to the Statewide Treatment and Prevention Fund (Fund 4750)

(3) Up to \$100 million to the H2Ohio Fund (Fund 6H20)

(4) No provision.

(5) Up to \$5 million to the Books from Birth Fund (Fund 5VJ0)

(6) Up to \$25 million to the State Park Fund (Fund 5120)

(7) Up to \$25 million to the Emergency Purposes Fund (Fund 5KM0)

(8) Up to \$25 million to the Disaster Services Fund (Fund 5E20)

## Section: 513.10

Same as the Executive, but requires the first \$470 million of surplus revenue to remain in the GRF prior to any transfers and also makes the following transfer changes:

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive, but reduces the amount to up to \$86 million.

(4) Up to \$20 million to the School Bus Purchase Fund (Fund 5VU0)

(5) Same as the Executive.

(6) Same as the Executive, but subjects the transfer to Controlling Board approval.

(7) Same as the Executive.

(8) Same as the Executive.

## Section: 513.10

Same as the House, but requires the retention of all of surplus revenue in the GRF except for the specific transfers listed, makes a technical correction, and also makes the following changes to those listed transfers:

(1) Same as the Executive.

(2) No provision.

(3) Same as the Executive, but increases the amount to up to \$172 million.

(4) Same as the House.

(5) Same as the Executive, but changes the name of the fund to "Ohio Governor's Imagination Library Fund."

(6) No provision.

(7) Same as the Executive.

(8) Same as the Executive, but decrease the amount to up to \$14 million.

## Section: 513.10

Same as the Senate, but also makes the following changes:

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Senate.

(4) Same as the House.

(5) Same as the Senate.

(6) Same as the House, but decreases the transfer amount to \$5 million.

(7) Same as the Executive.

(8) Same as the Senate.

Executive	As Passed by the House	As Passed by the Senate	As Enacted
(9) Up to \$2 million to the Ohio Public Health Priorities Fund (Fund L087)	(9) Same as the Executive.	(9) No provision.	(9) Same as the Executive.
(10) Up to \$19 million to the Tobacco Use Prevention Fund (Fund 5BX0)	(10) Same as the Executive.	(10) Same as the Executive.	(10) Same as the Executive.
(11) Up to \$6.9 million to the Economic Development Programs Fund (Fund 5JC0)	(11) Same as the Executive, but increases the amount to up to \$8.9 million.	(11) Same as the Executive, but increases the amount to up to \$7.4 million.	(11) Same as the Senate.
(12) No provision.	(12) No provision.	(12) Up to \$2 million to the Ohio Incumbent Workforce Job Training Fund (Fund 5HR0);	(12) Same as the Senate.
(13) No provision.	(13) An amount to the Budget Stabilization Fund (Fund 7013) to bring the balance of the fund to 8.5% of FY 2019 GRF revenue.	(13) No provision.	(13) No provision.
(14) Remaining surplus cash to the H2Ohio Fund (Fund 6H20)	(14) Same as the Executive.	(14) No provision.	(14) No provision.

## Executive

## As Passed by the House

## As Passed by the Senate

## As Enacted

## CSRCD5 Capitol Square Review and Advisory Board buildings

No provision.	<p><b>R.C. 123.21</b> Exempts buildings that are under the management and control of the Capitol Square Review and Advisory Board from being under the authority of the Ohio Facilities Construction Commission.</p> <p><b>Fiscal effect: Minimal.</b></p>	<p><b>R.C. 123.21</b> Same as the House.</p> <p><b>Fiscal effect: Same as the House.</b></p>	<p><b>R.C. 123.21</b> Same as the House.</p> <p><b>Fiscal effect: Same as the House.</b></p>
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## CSRCD1 Personal Services

<p><b>Section: 231.10</b> Authorizes the Executive Director of the CSRAB to certify to the OBM Director an amount up to the unexpended, unencumbered balance of GRF appropriation item 874100, Personal Services, at the end of FY 2019 and FY 2020 to be reappropriated to FY 2020 and FY 2021, respectively, and reappropriates those amounts.</p>	<p><b>Section: 231.10</b> Same as the Executive.</p>	<p><b>Section: 231.10</b> Same as the Executive.</p>	<p><b>Section: 231.10</b> Same as the Executive.</p>
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