

**As Introduced**

**127th General Assembly  
Regular Session  
2007-2008**

**S. B. No. 24**

**Senator Carey**

**Cosponsors: Senators Niehaus, Grendell, Spada, Harris, Padgett, Mumper,  
Buehrer, Schaffer, Clancy**

**—**

**A B I L L**

To amend sections 122.086, 122.087, 122.089, 1  
122.0810, 122.0812, 122.0814, 122.0817, and 2  
122.0819 of the Revised Code to require the 3  
Director of Development to adopt rules regarding 4  
the annual competitive process for the Job Ready 5  
Site Program. 6

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:**

**Section 1.** That sections 122.086, 122.087, 122.089, 122.0810, 7  
122.0812, 122.0814, 122.0817, and 122.0819 of the Revised Code be 8  
amended to read as follows: 9

**Sec. 122.086.** (A) There is hereby created the job ready site 10  
program to provide grants to pay for allowable costs of eligible 11  
applicants for eligible projects. The program shall be 12  
administered by the department of development ~~pursuant to~~ 13  
~~guidelines established for it by the director of development.~~ All 14  
grants shall be awarded through one of the following two 15  
processes: 16

~~(A)~~ (1) The annual competitive process under sections 122.087 17  
to 122.0811 ~~and~~, 122.0814, and 122.0815 of the Revised Code; 18

~~(B)(2)~~ The discretionary process under sections 122.0812- 19  
122.0813, and 122.0814 to 122.0815 of the Revised Code. 20

(B) The annual competitive process shall be administered by 21  
the department of development pursuant to rules adopted by the 22  
director of development under Chapter 119. of the Revised Code. 23  
The rules shall not establish criteria for the receipt of grants 24  
that have the effect of excluding applications for grants from any 25  
county of the state. 26

(C) The discretionary process shall be administered by the 27  
department of development pursuant to guidelines established by 28  
the director of development. 29

**Sec. 122.087.** The director of development shall establish an 30  
annual competitive process for making grants described in section 31  
122.086 of the Revised Code in accordance with rules adopted under 32  
that section. At least two-thirds Two-thirds of the amounts that 33  
may be distributed as grants each year under the job ready site 34  
program shall be distributed under the annual competitive process. 35

**Sec. 122.089.** An eligible applicant shall provide all of the 36  
following on the annual competitive process application: 37

(A) Contact information for the eligible applicant; 38

(B) A legal description of the property for which the grant 39  
is requested; 40

(C) A summary of the proposed eligible project that includes 41  
all of the following: 42

(1) A general description of the eligible project, including 43  
individuals, organizations, or other entities that will play a 44  
critical role in the implementation of the project; 45

(2) An explanation of the need for the eligible project, and 46  
the predicted economic impact; 47

(3) An explanation of the need for a grant from the job ready site program;	48 49
(4) The commitments required pursuant to division (A)(3) of section 122.0815 of the Revised Code.	50 51
(D) A detailed summary of costs for the eligible project, including supporting documents for cost estimates;	52 53
(E) Sources of funding for the eligible project, including documentation verifying the status of those funds;	54 55
(F) Summary results of preliminary engineering studies and environmental reviews, if any have been conducted;	56 57
(G) A comprehensive marketing plan detailing how the eligible project will be marketed upon completion, if appropriate;	58 59
(H) Copies of resolutions or ordinances related to the eligible project, including resolutions or ordinances adopted by the political subdivision with jurisdiction over the geographic area in which the eligible project is located;	60 61 62 63
(I) Any other information the director <u>of development</u> requests on the application form.	64 65
<b>Sec. 122.0810.</b> (A) Each application for a grant pursuant to the annual competitive process received by a district public works integrating committee shall be evaluated by the executive committee of the district committee. In conducting the evaluation, the executive committee shall determine whether the application for the proposed eligible project is complete and whether the project meets the requirements of section 122.0815 of the Revised Code. If the application is complete and the eligible project meets the requirements of section 122.0815 of the Revised Code, the executive committee shall prioritize the eligible project pursuant to section 122.0816 of the Revised Code and pursuant to local priorities, as those priorities are determined by the	66 67 68 69 70 71 72 73 74 75 76 77

executive committee, with all other eligible projects with 78  
complete applications that meet the requirements of section 79  
122.0815 of the Revised Code. If the application is incomplete or 80  
the project does not meet the requirements of section 122.0815 of 81  
the Revised Code, the executive committee shall notify the 82  
applicant of the deficiencies and the period of time the applicant 83  
has to correct the deficiencies and submit the corrections to the 84  
executive committee. Failure to correct deficiencies within the 85  
time designated by the executive committee shall disqualify the 86  
project from consideration for a grant during the annual 87  
competitive process for that year. 88

The executive committee, by the affirmative vote of a 89  
majority of all its members, shall select up to three eligible 90  
projects from the projects it has prioritized each year pursuant 91  
to the annual competitive process. The executive committee shall 92  
forward the applications and any accompanying information for each 93  
of the selected eligible projects to the department of development 94  
in the time and manner required by the ~~guidelines~~ rules governing 95  
the annual competitive process for the job ready site program. 96

(B) For a district public works integrating committee that 97  
does not have an executive committee, the full committee shall 98  
perform the functions assigned to the executive committee under 99  
section 122.0816 of the Revised Code and division (A) of this 100  
section. 101

(C) An executive committee, or a district committee that does 102  
not have an executive committee, may appoint a working group of 103  
committee members and staff to perform the functions of those 104  
committees as provided in this section. 105

**Sec. 122.0812.** The director of development shall establish a 106  
discretionary process that permits the director to make grants 107

described in section 122.086 of the Revised Code in situations 108  
that include those in which the timing of a proposed eligible 109  
project is such that the annual competitive process is not 110  
suitable. The director, as part of the guidelines established for 111  
the discretionary process for the job ready site program, shall 112  
establish all the procedures and requirements governing 113  
application for the discretionary grants. 114

**Sec. 122.0814.** If the controlling board approves a grant for 115  
an eligible project pursuant to the annual competitive process or 116  
the discretionary process, the director of development shall enter 117  
into an agreement with the eligible applicant to provide the grant 118  
for the project. The agreement shall be executed prior to the 119  
payment or disbursement of any funds under the grant and shall 120  
contain the following provisions: 121

(A) A designation of a single officer or employee of the 122  
eligible applicant who will serve as the manager of the eligible 123  
project; 124

(B) A detailed description of the scope of the work required 125  
under the eligible project, including anticipated sources and uses 126  
of funds; 127

(C) A designation of the percentage of the estimated total 128  
cost of the project for which the grant will provide funding, 129  
which shall not exceed seventy-five per cent of the cost; 130

(D) Provisions for the recovery by the department of 131  
development of grant funds for failure to meet the terms of the 132  
agreement; 133

(E) A requirement that annual reports be made by the eligible 134  
applicant on the progress of the eligible project and any other 135  
information about the status of the project as required by the 136  
guidelines and rules established for the job ready site program; 137

(F) Any other provisions the director determines necessary. 138

**Sec. 122.0817.** In accordance with the guidelines established 139  
to govern the discretionary process and the rules adopted to 140  
govern the annual competitive process for the job ready site 141  
program, the director of development shall publish an annual 142  
report that includes the following: 143

(A) Details on each grant awarded pursuant to the program; 144

(B) The status of projects funded in previous years; 145

(C) The amount of grants awarded for projects in economically 146  
distressed areas and, to the extent possible, the impact of those 147  
grants in those areas. 148

**Sec. 122.0819.** The ~~guidelines established~~ rules adopted to 149  
govern the annual competitive process for the job ready site 150  
program may provide for recovery of the costs, or a portion 151  
thereof, incurred by district public works integrating committees 152  
and executive committees in conducting their duties under the 153  
program. 154

**Section 2.** That existing sections 122.086, 122.087, 122.089, 155  
122.0810, 122.0812, 122.0814, 122.0817, and 122.0819 of the 156  
Revised Code are hereby repealed. 157