

As Introduced

**128th General Assembly
Regular Session
2009-2010**

H. B. No. 296

Representative Williams, S.

—

A B I L L

To amend sections 153.013 and 5525.26 and to enact 1
section 3318.101 of the Revised Code to require 2
contractors for certain municipally-administered 3
construction projects and for certain 4
state-assisted classroom facilities projects to 5
comply with certain municipal ordinances regarding 6
the use of local residents and businesses to 7
perform the work. 8

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

Section 1. That sections 153.013 and 5525.26 be amended and 9
section 3318.101 of the Revised Code be enacted to read as 10
follows: 11

Sec. 153.013. If a project for the construction, alteration, 12
or other improvement of a building or structure is administered by 13
the director of administrative services ~~or~~ by another state 14
agency, or by a municipal corporation authorized to administer a 15
project under this chapter, if the project is located in a 16
municipal corporation with a ~~population of at least four hundred~~ 17
~~thousand that is the largest territorial area located~~ in a county 18
with a population of at least one million two hundred thousand, 19
and if a political subdivision contributes at least one hundred 20

thousand dollars to the project, then a contractor for the project 21
shall comply with regulations or ordinances of the political 22
subdivision that are in effect before July 1, 2009, and that 23
specifically relate to the employment of residents and local 24
businesses of the political subdivision in the performance of the 25
work of the project, ~~and such.~~ Those ordinances or regulations 26
shall be included by reference unambiguously in the contract 27
between the administering state agency or municipal corporation 28
and the contractor for the project. 29

Sec. 3318.101. (A) As used in this section: 30

(1) "Municipal school district" has the same meaning as in 31
section 3311.71 of the Revised Code. 32

(2) "Qualifying project" means a project undertaken under 33
this chapter for which the school district's share of the basic 34
project cost is at least one hundred thousand dollars. 35

(B) When a municipal school district enters into a 36
construction contract for a qualifying project under section 37
3318.10 of the Revised Code on or after the effective date of this 38
section, the contract shall require the contractor to comply with 39
any regulations or ordinances of the municipal corporation in 40
which the major part of the district's territory is located that 41
were in effect before July 1, 2009, and that specifically relate 42
to the employment of residents and local businesses of the 43
municipal corporation for projects involving the construction, 44
alteration, or other improvement of a building or structure. Those 45
regulations or ordinances shall be included by reference 46
unambiguously in the contract between the district and the 47
contractor. 48

Sec. 5525.26. Except as provided in federal law, if a project 49
for the construction, reconstruction, or other improvement to a 50

road or highway is administered by the department of 51
transportation or any local public authority authorized under 52
division ~~(C)~~(D) of section 5501.03 of the Revised Code, if the 53
project is located in a municipal corporation with ~~a population of~~ 54
~~at least four hundred thousand that is the largest territorial~~ 55
area located in a county with a population of at least one million 56
two hundred thousand, and if the project is funded with at least 57
one hundred thousand dollars from a political subdivision, then a 58
contractor for the project shall comply with regulations or 59
ordinances of the political subdivision that are in effect before 60
July 1, 2009, and that specifically relate to the employment of 61
residents and local businesses of the political subdivision in the 62
performance of the work of the project, ~~and such.~~ Those ordinances 63
or regulations shall be included by reference unambiguously in the 64
contract between the department of transportation or public 65
authority and the contractor for the project. 66

67

Section 2. That existing sections 153.013 and 5525.26 of the 68
Revised Code are hereby repealed. 69