

**As Introduced**

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

**H. B. No. 297**

**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 in a county with a population of at least one 18  
million two hundred thousand, and if a political subdivision 19  
contributes at least one hundred thousand dollars to the project, 20

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

Sec. 3318.101. (A) As used in this section, "qualifying 30  
project" means a project undertaken by a city, exempted village, 31  
or local school district under this chapter, or a project 32  
undertaken by a joint vocational school district under sections 33  
3318.40 to 3318.45 of the Revised Code, for which the district's 34  
share of the basic project cost is at least one hundred thousand 35  
dollars. 36

(B) This section applies to any school district in which the 37  
major part of the district's territory is located in a municipal 38  
corporation with a population of at least four hundred thousand 39  
that is in a county with a population of at least one million two 40  
hundred thousand. 41

(C) When a school district to which this section applies 42  
enters into a construction contract for a qualifying project under 43  
section 3318.10 of the Revised Code on or after the effective date 44  
of this section, the contract shall require the contractor to 45  
comply with any regulations or ordinances of the municipal 46  
corporation in which the major part of the district's territory is 47  
located that were in effect before July 1, 2009, and that 48  
specifically relate to the employment of residents and local 49  
businesses of the municipal corporation for projects involving the 50  
construction, alteration, or other improvement of a building or 51

structure. Those regulations or ordinances shall be included by 52  
reference unambiguously in the contract between the district and 53  
the contractor. 54

**Sec. 5525.26.** Except as provided in federal law, if a project 55  
for the construction, reconstruction, or other improvement to a 56  
road or highway is administered by the department of 57  
transportation or any local public authority authorized under 58  
division ~~(C)~~(D) of section 5501.03 of the Revised Code, if the 59  
project is located in a municipal corporation with a population of 60  
at least four hundred thousand that is in a county with a 61  
population of at least one million two hundred thousand, and if 62  
the project is funded with at least one hundred thousand dollars 63  
from a political subdivision, then a contractor for the project 64  
shall comply with regulations or ordinances of the political 65  
subdivision that are in effect before July 1, 2009, and that 66  
specifically relate to the employment of residents and local 67  
businesses of the political subdivision in the performance of the 68  
work of the project, ~~and such. Those~~ ordinances or regulations 69  
shall be included by reference unambiguously in the contract 70  
between the department of transportation or public authority and 71  
the contractor for the project. 72

**Section 2.** That existing sections 153.013 and 5525.26 of the 73  
Revised Code are hereby repealed. 74