

As Concurred by the House

130th General Assembly

**Regular Session
2013-2014**

Am. Sub. H. B. No. 486

Representatives Baker, Stebelton

**Cosponsors: Representatives Adams, R., Anielski, Antonio, Beck, Blessing,
Boose, Brown, Buchy, Burkley, Damschroder, Derickson, Dovilla, Duffey,
Hackett, Hagan, C., Hayes, Henne, Landis, McClain, McGregor, Perales,
Romanchuk, Rosenberger, Ruhl, Scherer, Schuring, Smith, Sprague,
Stebelton, Stinziano, Terhar, Wachtmann Speaker Batchelder
Senators LaRose, Beagle, Coley, Faber, Oelslager, Seitz**

—

A B I L L

To amend sections 121.08, 122.136, 122.21, 122.25,	1
122.37, 122.64, 122.89, 122.94, 122.941, 127.14,	2
149.311, 150.10, 166.13, 166.18, 184.02, 1551.34,	3
3731.02, 4740.06, and 6301.12 and to enact	4
sections 107.35, 3333.91, and 6301.11 of the	5
Revised Code to revise the coordination of	6
workforce development and economic development	7
programs; to synchronize the due dates of several	8
reports due from the Development Services Agency,	9
the Ohio Venture Capital Authority, and the Third	10
Frontier Commission; to revise the law regarding	11
innovation financial assistance and research and	12
development financial assistance; to require the	13
Department of Job and Family Services to consult	14
with the Governor's executive workforce board and	15
create a list of in-demand jobs in this state; to	16
require the Office of Workforce Development annual	17
report to be completed annually by July 30; to	18

make changes regarding the administration of the 19
Medicaid Reserve Fund; and to permit the Director 20
of Commerce, the State Fire Marshal, and the Ohio 21
Construction Industry Licensing Board to establish 22
compliance incentive programs. 23

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

Section 1. That sections 121.08, 122.136, 122.21, 122.25, 24
122.37, 122.64, 122.89, 122.94, 122.941, 127.14, 149.311, 150.10, 25
166.13, 166.18, 184.02, 1551.34, 3731.02, 4740.06, and 6301.12 be 26
amended and sections 107.35, 3333.91, and 6301.11 of the Revised 27
Code be enacted to read as follows: 28

Sec. 107.35. Not later than December 31, 2014, the governor's 29
office of workforce transformation, with staff support and 30
assistance from the departments of job and family services and 31
education and the Ohio board of regents, shall establish criteria 32
to use for evaluating the performance of state and local workforce 33
programs using basic, aligned workforce measures related to system 34
efficiency and effectiveness. The office shall develop and make 35
available on the internet through a web site a public dashboard to 36
display metrics regarding the state's administration of primary 37
workforce programs, including the following programs: 38

- (A) The adult basic and literacy education program;** 39
- (B) Programs administered under the federal "Carl D. Perkins** 40
Career and Technical Education Act of 2006," 120 Stat. 683, 20 41
U.S.C. 2301 et seq., as amended; 42
- (C) State aid and scholarships within the Ohio board of** 43
regents; 44
- (D) Programs administered under title I of the federal** 45
"Workforce Investment Act of 1998," 112 Stat. 936, 29 U.S.C. 2801 46

<u>et seq., as amended.</u>	47
Sec. 121.08. (A) There is hereby created in the department of commerce the position of deputy director of administration. This officer shall be appointed by the director of commerce, serve under the director's direction, supervision, and control, perform the duties the director prescribes, and hold office during the director's pleasure. The director of commerce may designate an assistant director of commerce to serve as the deputy director of administration. The deputy director of administration shall perform the duties prescribed by the director of commerce in supervising the activities of the division of administration of the department of commerce.	48 49 50 51 52 53 54 55 56 57 58
(B) Except as provided in section 121.07 of the Revised Code, the department of commerce shall have all powers and perform all duties vested in the deputy director of administration, the state fire marshal, the superintendent of financial institutions, the superintendent of real estate and professional licensing, the superintendent of liquor control, the superintendent of industrial compliance, the superintendent of unclaimed funds, and the commissioner of securities, and shall have all powers and perform all duties vested by law in all officers, deputies, and employees of those offices. Except as provided in section 121.07 of the Revised Code, wherever powers are conferred or duties imposed upon any of those officers, the powers and duties shall be construed as vested in the department of commerce.	59 60 61 62 63 64 65 66 67 68 69 70 71
(C)(1) There is hereby created in the department of commerce a division of financial institutions, which shall have all powers and perform all duties vested by law in the superintendent of financial institutions. Wherever powers are conferred or duties imposed upon the superintendent of financial institutions, those powers and duties shall be construed as vested in the division of	72 73 74 75 76 77

financial institutions. The division of financial institutions	78
shall be administered by the superintendent of financial	79
institutions.	80
(2) All provisions of law governing the superintendent of	81
financial institutions shall apply to and govern the	82
superintendent of financial institutions provided for in this	83
section; all authority vested by law in the superintendent of	84
financial institutions with respect to the management of the	85
division of financial institutions shall be construed as vested in	86
the superintendent of financial institutions created by this	87
section with respect to the division of financial institutions	88
provided for in this section; and all rights, privileges, and	89
emoluments conferred by law upon the superintendent of financial	90
institutions shall be construed as conferred upon the	91
superintendent of financial institutions as head of the division	92
of financial institutions. The director of commerce shall not	93
transfer from the division of financial institutions any of the	94
functions specified in division (C)(2) of this section.	95
(D) There is hereby created in the department of commerce a	96
division of liquor control, which shall have all powers and	97
perform all duties vested by law in the superintendent of liquor	98
control. Wherever powers are conferred or duties are imposed upon	99
the superintendent of liquor control, those powers and duties	100
shall be construed as vested in the division of liquor control.	101
The division of liquor control shall be administered by the	102
superintendent of liquor control.	103
(E) The director of commerce shall not be interested,	104
directly or indirectly, in any firm or corporation which is a	105
dealer in securities as defined in sections 1707.01 and 1707.14 of	106
the Revised Code, or in any firm or corporation licensed under	107
sections 1321.01 to 1321.19 of the Revised Code.	108
(F) The director of commerce shall not have any official	109

connection with a savings and loan association, a savings bank, a bank, a bank holding company, a savings and loan association holding company, a consumer finance company, or a credit union that is under the supervision of the division of financial institutions, or a subsidiary of any of the preceding entities, or be interested in the business thereof.	110 111 112 113 114 115
(G) There is hereby created in the state treasury the division of administration fund. The fund shall receive assessments on the operating funds of the department of commerce in accordance with procedures prescribed by the director of commerce and approved by the director of budget and management. All operating expenses of the division of administration shall be paid from the division of administration fund.	116 117 118 119 120 121 122
(H) There is hereby created in the department of commerce a division of real estate and professional licensing, which shall be under the control and supervision of the director of commerce. The division of real estate and professional licensing shall be administered by the superintendent of real estate and professional licensing. The superintendent of real estate and professional licensing shall exercise the powers and perform the functions and duties delegated to the superintendent under Chapters 4735., 4763., and 4767. of the Revised Code.	123 124 125 126 127 128 129 130 131
(I) There is hereby created in the department of commerce a division of industrial compliance, which shall have all powers and perform all duties vested by law in the superintendent of industrial compliance. Wherever powers are conferred or duties imposed upon the superintendent of industrial compliance, those powers and duties shall be construed as vested in the division of industrial compliance. The division of industrial compliance shall be under the control and supervision of the director of commerce and be administered by the superintendent of industrial compliance.	132 133 134 135 136 137 138 139 140 141

(J) There is hereby created in the department of commerce a division of unclaimed funds, which shall have all powers and perform all duties delegated to or vested by law in the superintendent of unclaimed funds. Wherever powers are conferred or duties imposed upon the superintendent of unclaimed funds, those powers and duties shall be construed as vested in the division of unclaimed funds. The division of unclaimed funds shall be under the control and supervision of the director of commerce and shall be administered by the superintendent of unclaimed funds. The superintendent of unclaimed funds shall exercise the powers and perform the functions and duties delegated to the superintendent by the director of commerce under section 121.07 and Chapter 169. of the Revised Code, and as may otherwise be provided by law. 142
143
144
145
146
147
148
149
150
151
152
153
154
155

(K) The department of commerce or a division of the department created by the Revised Code that is acting with authorization on the department's behalf may request from the bureau of criminal identification and investigation pursuant to section 109.572 of the Revised Code, or coordinate with appropriate federal, state, and local government agencies to accomplish, criminal records checks for the persons whose identities are required to be disclosed by an applicant for the issuance or transfer of a permit, license, certificate of registration, or certification issued or transferred by the department or division. At or before the time of making a request for a criminal records check, the department or division may require any person whose identity is required to be disclosed by an applicant for the issuance or transfer of such a license, permit, certificate of registration, or certification to submit to the department or division valid fingerprint impressions in a format and by any media or means acceptable to the bureau of criminal identification and investigation and, when applicable, the federal bureau of investigation. The department or division 156
157
158
159
160
161
162
163
164
165
166
167
168
169
170
171
172
173
174

may cause the bureau of criminal identification and investigation 175
to conduct a criminal records check through the federal bureau of 176
investigation only if the person for whom the criminal records 177
check would be conducted resides or works outside of this state or 178
has resided or worked outside of this state during the preceding 179
five years, or if a criminal records check conducted by the bureau 180
of criminal identification and investigation within this state 181
indicates that the person may have a criminal record outside of 182
this state. 183

In the case of a criminal records check under section 109.572 184
of the Revised Code, the department or division shall forward to 185
the bureau of criminal identification and investigation the 186
requisite form, fingerprint impressions, and fee described in 187
division (C) of that section. When requested by the department or 188
division in accordance with this section, the bureau of criminal 189
identification and investigation shall request from the federal 190
bureau of investigation any information it has with respect to the 191
person who is the subject of the requested criminal records check 192
and shall forward the requisite fingerprint impressions and 193
information to the federal bureau of investigation for that 194
criminal records check. After conducting a criminal records check 195
or receiving the results of a criminal records check from the 196
federal bureau of investigation, the bureau of criminal 197
identification and investigation shall provide the results to the 198
department or division. 199

The department or division may require any person about whom 200
a criminal records check is requested to pay to the department or 201
division the amount necessary to cover the fee charged to the 202
department or division by the bureau of criminal identification 203
and investigation under division (C)(3) of section 109.572 of the 204
Revised Code, including, when applicable, any fee for a criminal 205
records check conducted by the federal bureau of investigation. 206

<u>(L) The director of commerce, or the director's designee, may adopt rules to enhance compliance with statutes pertaining to, and rules adopted by, divisions under the direction, supervision, and control of the department or director by offering incentive-based programs that ensure safety and soundness while promoting growth and prosperity in the state.</u>	207
	208
	209
	210
	211
	212
 Sec. 122.136. The director of development <u>services</u> shall prepare and submit a report to the governor and the general assembly annually on or before the first day of February <u>August</u> of the services and activities of the employee ownership assistance program for the preceding calendar year. The director shall include in the report information regarding the number, names, and locations of business establishments that have been or likely will be assisted as employee-owned corporations; recommendations on how to better operate the program; information regarding the effectiveness of the program in maintaining and improving employment in the state; and the number of individuals affected by the activities of the program.	213
	214
	215
	216
	217
	218
	219
	220
	221
	222
	223
	224
 Sec. 122.21. In administering the urban and rural initiative grant program created under section 122.20 of the Revised Code, the director of development <u>services</u> shall do all of the following:	225
	226
	227
	228
(A) Annually designate, by the first day of January of each year, the entities that constitute the eligible areas in this state;	229
	230
	231
(B) Adopt rules in accordance with Chapter 119. of the Revised Code establishing procedures and forms by which eligible applicants in eligible areas may apply for a grant, which procedures shall include a requirement that the applicant file a redevelopment plan; standards and procedures for reviewing	232
	233
	234
	235
	236

applications and awarding grants; procedures for distributing 237
grants to recipients; procedures for monitoring the use of grants 238
by recipients; requirements, procedures, and forms by which 239
recipients who have received grants shall report their use of that 240
assistance; and standards and procedures for terminating and 241
requiring repayment of grants in the event of their improper use. 242
The rules adopted under this division shall comply with sections 243
122.19 to 122.22 of the Revised Code and shall include a rule 244
requiring that an eligible applicant who receives a grant from the 245
program provide a matching contribution of at least twenty-five 246
per cent of the amount of the grant awarded to the eligible 247
applicant. 248

The rules shall require that any eligible applicant for a 249
grant for land acquisition demonstrate to the director that the 250
property to be acquired meets all state environmental requirements 251
and that utilities for that property are available and adequate. 252
The rules shall require that any eligible applicant for a grant 253
for property eligible for the voluntary action program created 254
under Chapter 3746. of the Revised Code receive disbursement of 255
grant moneys only after receiving a covenant not to sue from the 256
director of environmental protection under section 3746.12 of the 257
Revised Code and shall require that those moneys be disbursed only 258
as reimbursement of actual expenses incurred in the undertaking of 259
the voluntary action. The rules shall require that whenever any 260
money is granted for land acquisition, infrastructure 261
improvements, or renovation of existing structures in order to 262
develop an industrial park site for a distressed area, labor 263
surplus area, or situational distress area as defined in section 264
122.19 of the Revised Code that also is a distressed area, labor 265
surplus area, or situational distress area as defined in section 266
122.23 of the Revised Code, a substantial portion of the site be 267
used for manufacturing, distribution, high technology, research 268
and development, or other businesses in which a majority of the 269

product or service produced is exported out of the state. Any 270
retail use at the site shall not constitute a primary use but only 271
a use incidental to other eligible uses. The rules shall require 272
that whenever any money is granted for land acquisition, 273
infrastructure improvements, and renovation of existing structures 274
in order to develop an industrial park site for a distressed area, 275
labor surplus area, or situational distress area as defined in 276
section 122.19 of the Revised Code that also is a distressed area, 277
labor surplus area, or situational distress area as defined in 278
section 122.23 of the Revised Code, the applicant for the grant 279
shall verify to the ~~department of~~ development services agency the 280
existence of a local economic development planning committee in a 281
municipal corporation, county, or township whose territory 282
includes the eligible area. The committee shall consist of members 283
of the public and private sectors who live in that municipal 284
corporation, county, or township. The local economic development 285
planning committee shall prepare and submit to the ~~department~~ 286
agency a five-year economic development plan for that municipal 287
corporation, county, or township that identifies, for the 288
five-year period covered by the plan, the economic development 289
strategies of a municipal corporation, county, or township whose 290
territory includes the proposed industrial park site. The economic 291
development plan shall describe in detail how the proposed 292
industrial park would complement other current or planned economic 293
development programs for that municipal corporation, county, or 294
township, including, but not limited to, workforce development 295
initiatives, business retention and expansion efforts, small 296
business development programs, and technology modernization 297
programs. 298

(C) Report to the governor, president of the senate, speaker 299
of the house of representatives, and minority leaders of the 300
senate and the house of representatives by the ~~thirtieth~~ first day 301
of ~~June~~ August of each year on the activities carried out under 302

the program during the preceding calendar year. The report shall 303
include the total number of grants made that year, and, for each 304
individual grant awarded, the following: the amount and recipient, 305
the eligible applicant, the purpose for awarding the grant, the 306
number of firms or businesses operating at the awarded site, the 307
number of employees employed by each firm or business, any excess 308
capacity at an industrial park site, and any additional 309
information the director declares to be relevant. 310

(D) Inform local governments and others in the state of the 311
availability of grants under section 122.20 of the Revised Code; 312

(E) Annually compile, pursuant to rules adopted by the 313
director of development services in accordance with Chapter 119. 314
of the Revised Code, using pertinent information submitted by any 315
municipal corporation, county, or township, a list of industrial 316
parks located in the state. The list shall include the following 317
information, expressed if possible in terms specified in the 318
director's rules adopted under this division: location of each 319
industrial park site, total acreage of each park site, total 320
occupancy of each park site, total capacity for new business at 321
each park site, total capacity of each park site for sewer, water, 322
and electricity, a contact person for each park site, and any 323
additional information the director declares to be relevant. Once 324
the list is compiled, the director shall make it available to the 325
governor, president of the senate, speaker of the house of 326
representatives, and minority leaders of the senate and the house 327
of representatives. 328

Sec. 122.25. (A) In administering the program established 329
under section 122.24 of the Revised Code, the director of 330
development services shall do all of the following: 331

(1) Annually designate, by the first day of January of each 332
year, the entities that constitute the eligible areas in this 333

state as defined in section 122.23 of the Revised Code;	334
(2) Inform local governments and others in the state of the availability of the program and financial assistance established under sections 122.23 to 122.27 of the Revised Code;	335
(3) Report to the governor, president of the senate, speaker of the house of representatives, and minority leaders of the senate and the house of representatives by the thirtieth <ins>first</ins> day of June <ins>August</ins> of each year on the activities carried out under the program during the preceding calendar year. The report shall include the number of loans made that year and the amount and recipient of each loan.	338 339 340 341 342 343 344
(4) Work in conjunction with conventional lending institutions, local revolving loan funds, private investors, and other private and public financing sources to provide loans or loan guarantees to eligible applicants;	345 346 347 348
(5) Establish fees, charges, interest rates, payment schedules, local match requirements, and other terms and conditions for loans and loan guarantees provided under the program;	349 350 351 352
(6) Require each applicant to demonstrate the suitability of any site for the assistance sought; that the site has been surveyed, that the site has adequate or available utilities, and that there are no zoning restrictions, environmental regulations, or other matters impairing the use of the site for the purpose intended;	353 354 355 356 357 358
(7) Require each applicant to provide a marketing plan and management strategy for the project;	359 360
(8) Adopt rules establishing all of the following:	361
(a) Forms and procedures by which eligible applicants may apply for assistance;	362 363

(b) Criteria for reviewing, evaluating, and ranking applications, and for approving applications that best serve the goals of the program;	364 365 366
(c) Reporting requirements and monitoring procedures;	367
(d) Guidelines regarding situations in which industrial parks would be considered to compete against one another for the purposes of division (B)(2) of section 122.27 of the Revised Code;	368 369 370
(e) Any other rules necessary to implement and administer the program.	371 372
(B) The director may adopt rules establishing requirements governing the use of any industrial park site receiving assistance under section 122.24 of the Revised Code, such that a certain portion of the site must be used for manufacturing, distribution, high technology, research and development, or other businesses wherein a majority of the product or service produced is exported out of the state.	373 374 375 376 377 378 379
(C) As a condition of receiving assistance under section 122.24 of the Revised Code, and except as provided in division (D) of this section, an applicant shall agree, for a period of five years, not to permit the use of a site that is developed or improved with such assistance to cause the relocation of jobs to that site from elsewhere in the state.	380 381 382 383 384 385
(D) A site developed or improved with assistance under section 122.24 of the Revised Code may be the site of jobs relocated from elsewhere in the state if the director of development <u>services</u> does all of the following:	386 387 388 389
(1) Makes a written determination that the site from which the jobs would be relocated is inadequate to meet market or industry conditions, expansion plans, consolidation plans, or other business considerations affecting the relocating employer;	390 391 392 393

(2) Provides a copy of the determination required by division	394
(D)(1) of this section to the members of the general assembly	395
whose legislative districts include the site from which the jobs	396
would be relocated;	397
(3) Determines that the governing body of the area from which	398
the jobs would be relocated has been notified in writing by the	399
relocating company of the possible relocation.	400
(E) The director of development <u>services</u> shall obtain the	401
approval of the controlling board for any loan or loan guarantee	402
provided under sections 122.23 to 122.27 of the Revised Code.	403
Sec. 122.37. (A) There is hereby created in the department of	404
development <u>services agency</u> the steel futures program, for the	405
purpose of preserving and improving the existing industrial base	406
of the state, improving the economy of the state by providing	407
employment, increased productivity, and ensuring continued	408
technological development consistent with these goals, and	409
maintaining a high standard of living for the people of this	410
state. The steel futures program <u>program</u> may be supplemental to any	411
other enterprise assistance program administered by the director	412
of development <u>services</u> , and shall be administered so as to	413
provide financial and technical assistance to increase the	414
competitiveness of existing steel and steel-related industries in	415
this state, and to encourage establishment and development of new	416
industries of this type within the state.	417
Within six months after the effective date of this section,	418
the <u>The</u> director shall develop a strategy for financial and	419
technical assistance to steel and steel-related industries in the	420
state, which shall include investment policies with regard to	421
these industries.	422
(B) In administering the program, the director may consult	423
with appropriate representatives of steel and steel-related	424

industries, appropriate representatives of any union that represents workers in these industries, and other persons with expert knowledge in these industries.	425 426 427
(C) The director of development <u>services</u> shall consult with the chairman <u>chairperson</u> of the public utilities commission to foster development of public and private cooperative efforts that result in energy savings and reduced energy costs for steel and steel-related industries.	428 429 430 431 432
(D) Assistance may be made available to steel and steel-related industries undertaking projects the director determines to have long-term implications for and broad applicability to the economy of this state when the director finds:	433 434 435 436 437
(1) The undertaking of projects by the industries will benefit the people of the state by creating or preserving jobs and employment opportunities or improving the economic welfare of the people of this state, and promoting development of new technology or improving application of existing steel and steel-related technology.	438 439 440 441 442 443
(2) The undertaking of projects by the industries will allow them to compete more effectively in the marketplace.	444 445
(E) Projects eligible to receive assistance under the steel futures program may include, but are not limited to, the following areas:	446 447 448
(1) Research and development specifically related to steel and steel-related industries and feasibility studies for business development within these industries;	449 450 451
(2) Employee training;	452
(3) Labor and management relations; and	453
(4) Technology-driven capital investment.	454

(F) Financial and technical assistance may be in the form and conditioned upon terms as the director considers appropriate.	455 456
(G) No later than the thirtieth first day of June in the first year after the effective date of this section, and no later than the thirtieth day of June August of each year thereafter , the director shall submit a report to the general assembly describing projects of the steel futures program, results obtained from completed projects of the program, and program projects for the next fiscal year.	457 458 459 460 461 462 463
Sec. 122.64. (A) There is hereby established in the development services agency a business services division. The division shall be supervised by a deputy director appointed by the director of development services.	464 465 466 467
The division is responsible for the administration of the state economic development financing programs established pursuant to sections 122.17 and 122.18, sections 122.39 and 122.41 to 122.62, and Chapter 166. of the Revised Code.	468 469 470 471
(B) The director of development services shall:	472
(1) Receive applications for assistance pursuant to sections 122.39 and 122.41 to 122.62 and Chapter 166. of the Revised Code. The director shall process the applications.	473 474 475
(2) With the approval of the director of administrative services, establish salary schedules for employees of the various positions of employment with the division and assign the various positions to those salary schedules;	476 477 478 479
(3) Employ and fix the compensation of financial consultants, appraisers, consulting engineers, superintendents, managers, construction and accounting experts, attorneys, and other agents for the assistance programs authorized pursuant to sections 122.17 and 122.18, sections 122.39 and 122.41 to 122.62, and Chapter 166.	480 481 482 483 484

of the Revised Code as are necessary;	485
(4) Supervise the administrative operations of the division;	486
(5) On or before the first day of October <u>August</u> in each year, make an annual report of the activities and operations under assistance programs authorized pursuant to sections 122.39 and 122.41 to 122.62 and Chapter 166. of the Revised Code for the preceding fiscal year to the governor and the general assembly. Each such report shall set forth a complete operating and financial statement covering such activities and operations during the year in accordance with generally accepted accounting principles and shall be audited by a certified public accountant. The director of development services shall transmit a copy of the audited financial report to the office of budget and management.	487 488 489 490 491 492 493 494 495 496 497
Sec. 122.89. (A) The director of development <u>services</u> may execute bonds as surety for minority businesses as principals, on contracts with the state, any political subdivision or instrumentality thereof, or any person as the obligee. The director as surety may exercise all the rights and powers of a company authorized by the department of insurance to execute bonds as surety but shall not be subject to any requirements of a surety company under Title XXXIX of the Revised Code nor to any rules of the department of insurance.	498 499 500 501 502 503 504 505 506
(B) The director, with the advice of the minority development financing advisory board, shall adopt rules under Chapter 119. of the Revised Code establishing procedures for application for surety bonds by minority businesses and for review and approval of applications. The board shall review each application in accordance with the rules and, based on the bond worthiness of each applicant, shall refer all qualified applicants to the director. Based on the recommendation of the board, the director shall determine whether or not the applicant shall receive	507 508 509 510 511 512 513 514 515

bonding.	516
(C) The rules of the board shall require the minority business to pay a premium in advance for the bond to be established by the director, with the advice of the board after the director receives advice from the superintendent of insurance regarding the standard market rates for premiums for similar bonds. All premiums paid by minority businesses shall be paid into the minority business bonding program administrative and loss reserve fund.	517 518 519 520 521 522 523 524
(D) The rules of the board shall provide for a retainage of money paid to the minority business or EDGE business enterprise of fifteen per cent for a contract valued at more than fifty thousand dollars and for a retainage of twelve per cent for a contract valued at fifty thousand dollars or less.	525 526 527 528 529
(E) The penal sum amounts of all outstanding bonds issued by the director shall not exceed the amount of moneys in the minority business bonding fund and available to the fund under division (B) of section 169.05 of the Revised Code.	530 531 532 533
(F) The superintendent of insurance shall provide such technical and professional assistance as is considered necessary by the director, including providing advice regarding the standard market rates for bond premiums as described under division (C) of this section.	534 535 536 537 538
(G) Notwithstanding any provision of the Revised Code to the contrary, a minority business or EDGE business enterprise may bid or enter into a contract with the state or with any instrumentality of the state without being required to provide a bond as follows:	539 540 541 542 543
(1) For the first contract that a minority business or EDGE business enterprise enters into with the state or with any particular instrumentality of the state, the minority business or	544 545 546

EDGE business enterprise may bid or enter into a contract valued at twenty-five thousand dollars or less without being required to provide a bond, but only if the minority business or EDGE business enterprise is participating in a qualified contractor assistance program or has successfully completed a qualified contractor assistance program after the effective date of this amendment <u>October 16, 2009</u> ;	547
(2) After the state or any particular instrumentality of the state has accepted the first contract as completed and all subcontractors and suppliers on the contract have been paid, the minority business or EDGE business enterprise may bid or enter into a second contract with the state or with that particular instrumentality of the state valued at fifty thousand dollars or less without being required to provide a bond, but only if the minority business or EDGE business enterprise is participating in a qualified contractor assistance program or has successfully completed a qualified contractor assistance program after the effective date of this amendment <u>October 16, 2009</u> ;	554
(3) After the state or any particular instrumentality of the state has accepted the second contract as completed and all subcontractors and suppliers on the contract have been paid, the minority business or EDGE business enterprise may bid or enter into a third contract with the state or with that particular instrumentality of the state valued at one hundred thousand dollars or less without being required to provide a bond, but only if the minority business or EDGE business enterprise has successfully completed a qualified contractor assistance program after the effective date of this amendment <u>October 16, 2009</u> ;	565
(4) After the state or any particular instrumentality of the state has accepted the third contract as completed and all subcontractors and suppliers on the contract have been paid, the minority business or EDGE business enterprise may bid or enter	575

into a fourth contract with the state or with that particular 579
instrumentality of the state valued at three hundred thousand 580
dollars or less without being required to provide a bond, but only 581
if the minority business or EDGE business enterprise has 582
successfully completed a qualified contractor assistance program 583
after ~~the effective date of this amendment~~ October 16, 2009; 584

(5) After the state or any instrumentality of the state has 585
accepted the fourth contract as completed and all subcontractors 586
and suppliers on the contract have been paid, upon a showing that 587
with respect to a contract valued at four hundred thousand dollars 588
or less with the state or with any particular instrumentality of 589
the state, that the minority business or EDGE business enterprise 590
either has been denied a bond by two surety companies or that the 591
minority business or EDGE business enterprise has applied to two 592
surety companies for a bond and, at the expiration of sixty days 593
after making the application, has neither received nor been denied 594
a bond, the minority business or EDGE business enterprise may 595
repeat its participation in the unbonded state contractor program. 596
Under no circumstances shall a minority business or EDGE business 597
enterprise be permitted to participate in the unbonded state 598
contractor program more than twice. 599

(H) Notwithstanding any provision of the Revised Code to the 600
contrary, a minority business or EDGE business enterprise may bid 601
or enter into a contract with any political subdivision of the 602
state or with any instrumentality of a political subdivision 603
without being required to provide a bond as follows: 604

(1) For the first contract that the minority business or EDGE 605
business enterprise enters into with any particular political 606
subdivision of the state or with any particular instrumentality of 607
a political subdivision, the minority business or EDGE business 608
enterprise may bid or enter into a contract valued at twenty-five 609
thousand dollars or less without being required to provide a bond, 610

but only if the minority business or EDGE business enterprise is participating in a qualified contractor assistance program or has successfully completed a qualified contractor assistance program after the effective date of this amendment October 16, 2009;	611 612 613 614
(2) After any political subdivision of the state or any instrumentality of a political subdivision has accepted the first contract as completed and all subcontractors and suppliers on the contract have been paid, the minority business or EDGE business enterprise may bid or enter into a second contract with that particular political subdivision of the state or with that particular instrumentality of a political subdivision valued at fifty thousand dollars or less without being required to provide a bond, but only if the minority business or EDGE business enterprise is participating in a qualified contractor assistance program or has successfully completed a qualified contractor assistance program after the effective date of this amendment <u>October 16, 2009;</u>	615 616 617 618 619 620 621 622 623 624 625 626 627
(3) After any political subdivision of the state or any instrumentality of a political subdivision has accepted the second contract as completed and all subcontractors and suppliers on the contract have been paid, the minority business or EDGE business enterprise may bid or enter into a third contract with that particular political subdivision of the state or with that particular instrumentality of a political subdivision valued at one hundred thousand dollars or less without being required to provide a bond, but only if the minority business or EDGE business enterprise has successfully completed a qualified contractor assistance program after the effective date of this amendment <u>October 16, 2009;</u>	628 629 630 631 632 633 634 635 636 637 638 639
(4) After any political subdivision of the state or any instrumentality of a political subdivision has accepted the third contract as completed and all subcontractors and suppliers on the	640 641 642

contract have been paid, the minority business or EDGE business 643
enterprise may bid or enter into a fourth contract with that 644
particular political subdivision of the state or with that 645
particular instrumentality of a political subdivision valued at 646
two hundred thousand dollars or less without being required to 647
provide a bond, but only if the minority business or EDGE business 648
enterprise has successfully completed a qualified contractor 649
assistance program after ~~the effective date of this amendment~~ 650
October 16, 2009; 651

(5) After any political subdivision of the state or any 652
instrumentality of a political subdivision has accepted the fourth 653
contract as completed and all subcontractors and suppliers on the 654
contract have been paid, upon a showing that with respect to a 655
contract valued at three hundred thousand dollars or less with any 656
political subdivision of the state or any instrumentality of a 657
political subdivision, that the minority business or EDGE business 658
enterprise either has been denied a bond by two surety companies 659
or that the minority business or EDGE business enterprise has 660
applied to two surety companies for a bond and, at the expiration 661
of sixty days after making the application, has neither received 662
nor been denied a bond, the minority business or EDGE business 663
enterprise may repeat its participation in the unbonded political 664
subdivision contractor program. Under no circumstances shall a 665
minority business or EDGE business enterprise be permitted to 666
participate in the unbonded political subdivision contractor 667
program more than twice. 668

(I) Notwithstanding any provision of the Revised Code to the 669
contrary, if a minority business or EDGE business enterprise has 670
entered into two or more contracts with the state or with any 671
instrumentality of the state, the minority business or EDGE 672
business enterprise may bid or enter into a contract with a 673
political subdivision of the state or with any instrumentality of 674

a political subdivision valued at the level at which the minority business or EDGE business enterprise would qualify if entering into an additional contract with the state.	675 676 677
(J) The director of development <u>services</u> shall coordinate and oversee the unbonded state contractor program described in division (G) of this section, the unbonded political subdivision contractor program described in division (H) of this section, and the approval of a qualified contractor assistance program. The director shall prepare an annual report and submit it to the governor and the general assembly on or before the first day of February <u>August</u> that includes the following: information on the director's activities for the preceding calendar year regarding the unbonded state contractor program, the unbonded political subdivision contractor program, and the qualified contractor assistance program; a summary and description of the operations and activities of these programs; an assessment of the achievements of these programs; and a recommendation as to whether these programs need to continue.	678 679 680 681 682 683 684 685 686 687 688 689 690 691 692
(K) As used in this section:	693
(1) "EDGE business enterprise" means an EDGE business enterprise certified under section 123.152 of the Revised Code.	694 695
(2) "Qualified contractor assistance program" means an educational program or technical assistance program for business development that is designed to assist a minority business or EDGE business enterprise in becoming eligible for bonding and has been approved by the director of development <u>services</u> for use as required under this section.	696 697 698 699 700 701
(3) "Successfully completed a qualified contractor assistance program" means the minority business or EDGE business enterprise completed such a program on or after the effective date of this amendment <u>October 16, 2009</u> .	702 703 704 705

(4) "Unbonded state contractor program" means the program described in division (G) of this section.	706 707
(5) "Unbonded political subdivision contractor program" means the program described in division (H) of this section.	708 709
Sec. 122.94. The director of development <u>services</u> shall:	710
(A) Promulgate rules in accordance with Chapter 119. of the Revised Code for the conduct of the minority business development division's business and for carrying out the purposes of sections 122.92 to 122.94 of the Revised Code;	711 712 713 714
(B) Prepare an annual report to the governor and the general assembly on or before the first day of <u>February August</u> of its activities for the preceding calendar year.	715 716 717
Sec. 122.941. (A) On or before the first day of <u>October August</u> in each year, the director of development <u>services</u> shall make an annual report of the activities and operations under the assistance programs of the department <u>development services agency</u> for the preceding fiscal year to the governor and general assembly. The annual report shall include a detailing of those grants, guarantees, loans, and other forms of state assistance to women-owned businesses.	718 719 720 721 722 723 724 725
(B) As used in this section:	726
(1) "Women-owned business" means any individual, partnership, corporation, or joint venture of any kind that is owned and controlled by women who are United States citizens and residents of this state.	727 728 729 730
(2) "Owned and controlled" means that at least fifty-one per cent of the business, including corporate stock if it is a corporation, is owned by women and that such owners have control over the day-to-day operations of the business and an interest in	731 732 733 734

the capital, assets, and profits and losses of the business	735
proportionate to their percentage of ownership. In order to	736
qualify as a women-owned business, a business shall have been	737
owned by such owners at least one year.	738
Sec. 127.14. The controlling board may, at the request of any	739
state agency or the director of budget and management, authorize,	740
with respect to the provisions of any appropriation act:	741
	742
(A) Transfers of all or part of an appropriation within but	743
not between state agencies, except such transfers as the director	744
of budget and management is authorized by law to make, provided	745
that no transfer shall be made by the director for the purpose of	746
effecting new or changed levels of program service not authorized	747
by the general assembly;	748
(B) Transfers of all or part of an appropriation from one	749
fiscal year to another;	750
(C) Transfers of all or part of an appropriation within or	751
between state agencies made necessary by administrative	752
reorganization or by the abolition of an agency or part of an	753
agency;	754
(D) Transfers of all or part of cash balances in excess of	755
needs from any fund of the state to the general revenue fund or to	756
such other fund of the state to which the money would have been	757
credited in the absence of the fund from which the transfers are	758
authorized to be made, except that the controlling board may not	759
authorize such transfers from the accrued leave liability fund,	760
auto registration distribution fund, local motor vehicle license	761
tax fund, budget stabilization fund, building improvement fund,	762
development bond retirement fund, facilities establishment fund,	763
gasoline excise tax fund, general revenue fund, higher education	764
improvement fund, highway improvement bond retirement fund,	765

highway obligations bond retirement fund, highway capital improvement fund, highway operating fund, horse racing tax fund, improvements bond retirement fund, public library fund, liquor control fund, local government fund, local transportation improvement program fund, <u>medicaid reserve fund</u> , mental health facilities improvement fund, Ohio fairs fund, parks and recreation improvement fund, public improvements bond retirement fund, school district income tax fund, state agency facilities improvement fund, state and local government highway distribution fund, state highway safety fund, state lottery fund, undivided liquor permit fund, Vietnam conflict compensation bond retirement fund, volunteer fire fighters' dependents fund, waterways safety fund, wildlife fund, workers' compensation fund, or any fund not specified in this division that the director of budget and management determines to be a bond fund or bond retirement fund;	766
(E) Transfers of all or part of those appropriations included in the emergency purposes account of the controlling board;	781
(F) Temporary transfers of all or part of an appropriation or other moneys into and between existing funds, or new funds, as may be established by law when needed for capital outlays for which notes or bonds will be issued;	783
(G) Transfer or release of all or part of an appropriation to a state agency requiring controlling board approval of such transfer or release as provided by law;	787
(H) Temporary transfer of funds included in the emergency purposes appropriation of the controlling board. Such temporary transfers may be made subject to conditions specified by the controlling board at the time temporary transfers are authorized. No transfers shall be made under this division for the purpose of effecting new or changed levels of program service not authorized by the general assembly.	790
	791
	792
	793
	794
	795
	796

As used in this section, "request" means an application by a state agency or the director of budget and management seeking some action by the controlling board.	797 798 799
When authorizing the transfer of all or part of an appropriation under this section, the controlling board may authorize the transfer to an existing appropriation item and the creation of and transfer to a new appropriation item.	800 801 802 803
Whenever there is a transfer of all or part of funds included in the emergency purposes appropriation by the controlling board, pursuant to division (E) of this section, the state agency or the director of budget and management receiving such transfer shall keep a detailed record of the use of the transferred funds. At the earliest scheduled meeting of the controlling board following the accomplishment of the purposes specified in the request originally seeking the transfer, or following the total expenditure of the transferred funds for the specified purposes, the state agency or the director of budget and management shall submit a report on the expenditure of such funds to the board. The portion of any appropriation so transferred which is not required to accomplish the purposes designated in the original request to the controlling board shall be returned to the proper appropriation of the controlling board at this time.	804 805 806 807 808 809 810 811 812 813 814 815 816 817 818
Notwithstanding any provisions of law providing for the deposit of revenues received by a state agency to the credit of a particular fund in the state treasury, whenever there is a temporary transfer of funds included in the emergency purposes appropriation of the controlling board pursuant to division (H) of this section, revenues received by any state agency receiving such a temporary transfer of funds shall, as directed by the controlling board, be transferred back to the emergency purposes appropriation.	819 820 821 822 823 824 825 826 827
The board may delegate to the director of budget and	828

management authority to approve transfers among items of appropriation under division (A) of this section.	829 830
Sec. 149.311. (A) As used in this section:	831
(1) "Historic building" means a building, including its structural components, that is located in this state and that is either individually listed on the national register of historic places under 16 U.S.C. 470a, located in a registered historic district, and certified by the state historic preservation officer as being of historic significance to the district, or is individually listed as an historic landmark designated by a local government certified under 16 U.S.C. 470a(c).	832 833 834 835 836 837 838 839
(2) "Qualified rehabilitation expenditures" means expenditures paid or incurred during the rehabilitation period, and before and after that period as determined under 26 U.S.C. 47, by an owner or qualified lessee of an historic building to rehabilitate the building. "Qualified rehabilitation expenditures" includes architectural or engineering fees paid or incurred in connection with the rehabilitation, and expenses incurred in the preparation of nomination forms for listing on the national register of historic places. "Qualified rehabilitation expenditures" does not include any of the following:	840 841 842 843 844 845 846 847 848 849
(a) The cost of acquiring, expanding, or enlarging an historic building;	850 851
(b) Expenditures attributable to work done to facilities related to the building, such as parking lots, sidewalks, and landscaping;	852 853 854
(c) New building construction costs.	855
(3) "Owner" of an historic building means a person holding the fee simple interest in the building. "Owner" does not include the state or a state agency, or any political subdivision as	856 857 858

defined in section 9.23 of the Revised Code.	859
(4) "Qualified lessee" means a person subject to a lease agreement for an historic building and eligible for the federal rehabilitation tax credit under 26 U.S.C. 47. "Qualified lessee" does not include the state or a state agency or political subdivision as defined in section 9.23 of the Revised Code.	860 861 862 863 864
(5) "Certificate owner" means the owner or qualified lessee of an historic building to which a rehabilitation tax credit certificate was issued under this section.	865 866 867
(6) "Registered historic district" means an historic district listed in the national register of historic places under 16 U.S.C. 470a, an historic district designated by a local government certified under 16 U.S.C. 470a(c), or a local historic district certified under 36 C.F.R. 67.8 and 67.9.	868 869 870 871 872
(7) "Rehabilitation" means the process of repairing or altering an historic building or buildings, making possible an efficient use while preserving those portions and features of the building and its site and environment that are significant to its historic, architectural, and cultural values.	873 874 875 876 877
(8) "Rehabilitation period" means one of the following:	878
(a) If the rehabilitation initially was not planned to be completed in stages, a period chosen by the owner or qualified lessee not to exceed twenty-four months during which rehabilitation occurs;	879 880 881 882
(b) If the rehabilitation initially was planned to be completed in stages, a period chosen by the owner or qualified lessee not to exceed sixty months during which rehabilitation occurs. Each stage shall be reviewed as a phase of a rehabilitation as determined under 26 C.F.R. 1.48-12 or a successor to that section.	883 884 885 886 887 888

(9) "State historic preservation officer" or "officer" means the state historic preservation officer appointed by the governor under 16 U.S.C. 470a.	889 890 891
(B) The owner or qualified lessee of an historic building may apply to the director of development services for a rehabilitation tax credit certificate for qualified rehabilitation expenditures paid or incurred by such owner or qualified lessee after April 4, 2007, for rehabilitation of an historic building. If the owner of an historic building enters a pass-through agreement with a qualified lessee for the purposes of the federal rehabilitation tax credit under 26 U.S.C. 47, the qualified rehabilitation expenditures paid or incurred by the owner after April 4, 2007, may be attributed to the qualified lessee.	892 893 894 895 896 897 898 899 900 901
The form and manner of filing such applications shall be prescribed by rule of the director. Each application shall state the amount of qualified rehabilitation expenditures the applicant estimates will be paid or incurred. The director may require applicants to furnish documentation of such estimates.	902 903 904 905 906
The director, after consultation with the tax commissioner and in accordance with Chapter 119. of the Revised Code, shall adopt rules that establish all of the following:	907 908 909
(1) Forms and procedures by which applicants may apply for rehabilitation tax credit certificates;	910 911
(2) Criteria for reviewing, evaluating, and approving applications for certificates within the limitations under division (D) of this section, criteria for assuring that the certificates issued encompass a mixture of high and low qualified rehabilitation expenditures, and criteria for issuing certificates under division (C)(3)(b) of this section;	912 913 914 915 916 917
(3) Eligibility requirements for obtaining a certificate under this section;	918 919

(4) The form of rehabilitation tax credit certificates;	920
(5) Reporting requirements and monitoring procedures;	921
(6) Procedures and criteria for conducting cost-benefit analyses of historic buildings that are the subjects of applications filed under this section. The purpose of a cost-benefit analysis shall be to determine whether rehabilitation of the historic building will result in a net revenue gain in state and local taxes once the building is used.	922 923 924 925 926 927
(7) Any other rules necessary to implement and administer this section.	928 929
(C) The director of development services shall review the applications with the assistance of the state historic preservation officer and determine whether all of the following criteria are met:	930 931 932 933
(1) That the building that is the subject of the application is an historic building and the applicant is the owner or qualified lessee of the building;	934 935 936
(2) That the rehabilitation will satisfy standards prescribed by the United States secretary of the interior under 16 U.S.C. 470, et seq., as amended, and 36 C.F.R. 67.7 or a successor to that section;	937 938 939 940
(3) That receiving a rehabilitation tax credit certificate under this section is a major factor in:	941 942
(a) The applicant's decision to rehabilitate the historic building; or	943 944
(b) To increase the level of investment in such rehabilitation.	945 946
An applicant shall demonstrate to the satisfaction of the state historic preservation officer and director of development services that the rehabilitation will satisfy the standards	947 948 949

described in division (C)(2) of this section before the applicant 950
begins the physical rehabilitation of the historic building. 951

(D)(1) If the director of development services determines 952
that an application meets the criteria in divisions (C)(1), (2), 953
and (3) of this section, the director shall conduct a cost-benefit 954
analysis for the historic building that is the subject of the 955
application to determine whether rehabilitation of the historic 956
building will result in a net revenue gain in state and local 957
taxes once the building is used. The director shall consider the 958
results of the cost-benefit analysis in determining whether to 959
approve the application. The director shall also consider the 960
potential economic impact and the regional distributive balance of 961
the credits throughout the state. The director may approve an 962
application only after completion of the cost-benefit analysis. 963

(2) A rehabilitation tax credit certificate shall not be 964
issued for an amount greater than the estimated amount furnished 965
by the applicant on the application for such certificate and 966
approved by the director. The director shall not approve more than 967
a total of sixty million dollars of rehabilitation tax credits per 968
fiscal year but the director may reallocate unused tax credits 969
from a prior fiscal year for new applicants and such reallocated 970
credits shall not apply toward the dollar limit of this division. 971

(3) For rehabilitations with a rehabilitation period not 972
exceeding twenty-four months as provided in division (A)~~(7)~~(8)(a) 973
of this section, a rehabilitation tax credit certificate shall not 974
be issued before the rehabilitation of the historic building is 975
completed. 976

(4) For rehabilitations with a rehabilitation period not 977
exceeding sixty months as provided in division (A)~~(7)~~(8)(b) of 978
this section, a rehabilitation tax credit certificate shall not be 979
issued before a stage of rehabilitation is completed. After all 980
stages of rehabilitation are completed, if the director cannot 981

determine that the criteria in division (C) of this section are 982
satisfied for all stages of rehabilitations, the director shall 983
certify this finding to the tax commissioner, and any 984
rehabilitation tax credits received by the applicant shall be 985
repaid by the applicant and may be collected by assessment as 986
unpaid tax by the commissioner. 987

(5) The director of development services shall require the 988
applicant to provide a third-party cost certification by a 989
certified public accountant of the actual costs attributed to the 990
rehabilitation of the historic building when qualified 991
rehabilitation expenditures exceed two hundred thousand dollars. 992

If an applicant whose application is approved for receipt of 993
a rehabilitation tax credit certificate fails to provide to the 994
director sufficient evidence of reviewable progress, including a 995
viable financial plan, copies of final construction drawings, and 996
evidence that the applicant has obtained all historic approvals 997
within twelve months after the date the applicant received 998
notification of approval, and if the applicant fails to provide 999
evidence to the director that the applicant has secured and closed 1000
on financing for the rehabilitation within eighteen months after 1001
receiving notification of approval, the director may rescind the 1002
approval of the application. The director shall notify the 1003
applicant if the approval has been rescinded. Credits that would 1004
have been available to an applicant whose approval was rescinded 1005
shall be available for other qualified applicants. Nothing in this 1006
division prohibits an applicant whose approval has been rescinded 1007
from submitting a new application for a rehabilitation tax credit 1008
certificate. 1009

(E) Issuance of a certificate represents a finding by the 1010
director of development services of the matters described in 1011
divisions (C)(1), (2), and (3) of this section only; issuance of a 1012
certificate does not represent a verification or certification by 1013

the director of the amount of qualified rehabilitation 1014
expenditures for which a tax credit may be claimed under section 1015
5725.151, 5725.34, 5726.52, 5729.17, 5733.47, or 5747.76 of the 1016
Revised Code. The amount of qualified rehabilitation expenditures 1017
for which a tax credit may be claimed is subject to inspection and 1018
examination by the tax commissioner or employees of the 1019
commissioner under section 5703.19 of the Revised Code and any 1020
other applicable law. Upon the issuance of a certificate, the 1021
director shall certify to the tax commissioner, in the form and 1022
manner requested by the tax commissioner, the name of the 1023
applicant, the amount of qualified rehabilitation expenditures 1024
shown on the certificate, and any other information required by 1025
the rules adopted under this section. 1026

(F)(1) On or before the first day of April August each year, 1027
the director of development services and tax commissioner jointly 1028
shall submit to the president of the senate and the speaker of the 1029
house of representatives a report on the tax credit program 1030
established under this section and sections 5725.151, 5725.34, 1031
5726.52, 5729.17, 5733.47, and 5747.76 of the Revised Code. The 1032
report shall present an overview of the program and shall include 1033
information on the number of rehabilitation tax credit 1034
certificates issued under this section during the preceding fiscal 1035
year, an update on the status of each historic building for which 1036
an application was approved under this section, the dollar amount 1037
of the tax credits granted under sections 5725.151, 5725.34, 1038
5726.52, 5729.17, 5733.47, and 5747.76 of the Revised Code, and 1039
any other information the director and commissioner consider 1040
relevant to the topics addressed in the report. 1041

(2) On or before December 1, 2015, the director of 1042
development services and tax commissioner jointly shall submit to 1043
the president of the senate and the speaker of the house of 1044
representatives a comprehensive report that includes the 1045

information required by division (F)(1) of this section and a	1046
detailed analysis of the effectiveness of issuing tax credits for	1047
rehabilitating historic buildings. The report shall be prepared	1048
with the assistance of an economic research organization jointly	1049
chosen by the director and commissioner.	1050
(G) There is hereby created in the state treasury the	1051
historic rehabilitation tax credit operating fund. The director of	1052
development services is authorized to charge reasonable	1053
application and other fees in connection with the administration	1054
of tax credits authorized by this section and sections 5725.151,	1055
5725.34, 5726.52, 5729.17, 5733.44 <ins>5733.47</ins> , and 5747.76 of the	1056
Revised Code. Any such fees collected shall be credited to the	1057
fund and used to pay reasonable costs incurred by the department	1058
of development services in administering this section and sections	1059
5725.151, 5725.34, 5726.52, 5729.17, 5733.44 <ins>5733.47</ins> , and 5747.76	1060
of the Revised Code.	1061
The Ohio historic preservation office is authorized to charge	1062
reasonable fees in connection with its review and approval of	1063
applications under this section. Any such fees collected shall be	1064
credited to the fund and used to pay administrative costs incurred	1065
by the Ohio historic preservation office pursuant to this section.	1066
Sec. 150.10. (A) On the first day of January of the second	1067
year after the date of entering into an agreement under section	1068
150.05 of the Revised Code and <u>on the first day of August</u> of each	1069
ensuing year, the authority shall file with the clerk of the house	1070
of representatives, the clerk of the senate, and the chairpersons	1071
of the house and senate standing committees predominantly	1072
concerned with economic development a written report on the Ohio	1073
venture capital program. The report shall include all the	1074
following:	1075
(1) A description of the details of the investment policy	1076

established or modified in accordance with sections 150.03 and	1077
150.04 of the Revised Code;	1078
(2) The authority's assessment of the program's achievement	1079
of its purpose stated in section 150.01 of the Revised Code;	1080
(3) The value of tax credit certificates issued by the	1081
authority under section 150.07 of the Revised Code in each fiscal	1082
year ending on or before the preceding thirtieth day of June;	1083
(4) The amount of tax credits claimed pursuant to section	1084
5707.031, 5725.19, 5726.53, 5727.241, 5729.08, 5733.49, or 5747.80	1085
of the Revised Code, as to the respective taxes involved;	1086
(5) The financial status of the Ohio venture capital fund;	1087
(6) The names of venture capital funds in which money from	1088
the program fund has been invested and the locations of their	1089
principal offices, and the names of the enterprises in which each	1090
of those venture capital funds has invested such money and the	1091
locations of those enterprises' principal offices;	1092
(7) Any recommendations for modifying the program to better	1093
achieve the purpose stated in section 150.01 of the Revised Code.	1094
(B) During each year that a report is issued under division	1095
(A) of this section, the chairperson of the authority, or another	1096
member of the authority designated by the chairperson as the	1097
authority's representative, shall be required to appear in person	1098
before the standing committees of the house and senate	1099
predominantly concerned with economic development to give	1100
testimony concerning the status of the Ohio venture capital	1101
program.	1102
 Sec. 166.13. (A) Prior to entering into each agreement to	1103
provide innovation financial assistance under sections 166.12,	1104
166.15, and 166.16 of the Revised Code, the director of	1105
development services shall determine whether the assistance will	1106

conform to the requirements of sections 166.12 to 166.16 of the 1107
Revised Code. Such determination, and the facts upon which it is 1108
based, shall be set forth by the director in submissions made to 1109
the controlling board when the director seeks a release of moneys 1110
under section 166.12 of the Revised Code. An agreement to provide 1111
assistance under sections 166.12, 166.15, and 166.16 of the 1112
Revised Code shall set forth the determination, which shall be 1113
conclusive for purposes of the validity and enforceability of the 1114
agreement and any innovation loan guarantees, innovation loans, or 1115
other agreements entered into pursuant to the agreement to provide 1116
innovation financial assistance. 1117

(B) Whenever a person applies for innovation financial 1118
assistance under sections 166.12, 166.15, and 166.16 of the 1119
Revised Code and the eligible innovation project for which 1120
innovation financial assistance is requested is to relocate an 1121
eligible innovation project that is currently being operated by 1122
the person and that is located in another county, municipal 1123
corporation, or township, the ~~director~~ person shall provide 1124
written notification to the appropriate local governmental bodies 1125
and state officials. The ~~notification shall contain the following~~ 1126
~~information:~~ 1127

~~(1) The name of the person applying for innovation financial~~ 1128
~~assistance;~~ 1129

~~(2) The county, and the municipal corporation or township, in~~ 1130
~~which the eligible innovation project for which innovation~~ 1131
~~financial assistance is requested is located; and~~ 1132

~~(3) The county, and the municipal corporation or township, in~~ 1133
~~which the eligible innovation project to be replaced is located~~ 1134
~~director may not enter into an agreement to provide innovation~~ 1135
~~financial assistance until the director determines that the~~ 1136
~~appropriate local government bodies and state officials have been~~ 1137
~~notified.~~ 1138

(C) As used in division (B) of this section:	1139
(1) "Appropriate local governmental bodies" means:	1140
(a) The boards of county commissioners or legislative authorities of the county in which the project for which innovation financial assistance is requested is located and of the county in which the eligible innovation project to be replaced is located;	1141 1142 1143 1144 1145
(b) The legislative authority of the municipal corporation or the board of township trustees of the township in which the eligible innovation project for which innovation financial assistance is requested is located; and	1146 1147 1148 1149
(c) The legislative authority of the municipal corporation or the board of township trustees of the township in which the eligible innovation project to be replaced is located.	1150 1151 1152
(2) "State officials" means:	1153
(a) The state representative and state senator in whose districts the project for which innovation financial assistance is requested is located;	1154 1155 1156
(b) The state representative and state senator in whose districts the innovation project to be replaced is located.	1157 1158
Sec. 166.18. (A) Prior to entering into each agreement to provide research and development financial assistance, the director of development services shall determine whether the assistance will conform to the requirements of sections 166.17 to 166.21, 5733.352, and 5747.331 of the Revised Code. Such determination, and the facts upon which it is based, shall be set forth by the director in submissions made to the controlling board when the director seeks a release of moneys under section 166.17 of the Revised Code. An agreement to provide research and development financial assistance under section 166.17 or 166.21 of	1159 1160 1161 1162 1163 1164 1165 1166 1167 1168

the Revised Code shall set forth the determination, which shall be 1169
conclusive for purposes of the validity and enforceability of the 1170
agreement, and any loans or other agreements entered into pursuant 1171
to the agreement, to provide research and development financial 1172
assistance. 1173

(B) Whenever a person applies for research and development 1174
financial assistance, and the eligible research and development 1175
project for which that assistance is requested is to relocate an 1176
eligible research and development project that is currently being 1177
operated by the person and that is located in another county, 1178
municipal corporation, or township within the state, the director 1179
person shall provide written notification to the appropriate local 1180
governmental bodies and state officials. The notification shall 1181
state all of the following: 1182

~~(1) The name of the person applying for research and 1183
development financial assistance;~~ 1184

~~(2) The county, and the municipal corporation or township, in 1185
which the project for which research and development financial 1186
assistance is requested will be located;~~ 1187

~~(3) The county, and the municipal corporation or township, in 1188
which the eligible research and development project is located at 1189
the time such financial assistance is requested director may not 1190
enter into an agreement to provide research and development 1191
financial assistance until the director determines that the 1192
appropriate local government bodies and state officials have been 1193
notified. 1194~~

(C) As used in division (B) of this section: 1195

(1) "Appropriate local governmental bodies" means all of the 1196
following: 1197

(a) The board of county commissioners of or legislative 1198
authorities of special districts in the county in which the 1199

eligible research and development project for which research and	1200
development financial assistance is requested is located and of	1201
the county in which the project will be located;	1202
(b) The legislative authority of the municipal corporation or	1203
the board of township trustees of the township in which the	1204
eligible research and development project for which research and	1205
development financial assistance is requested is located and of	1206
the municipal corporation or township in which the project will be	1207
located.	1208
(2) "State officials" means both of the following:	1209
(a) The state representative and state senator in whose	1210
district the eligible research and development project for which	1211
research and development financial assistance is requested is	1212
located;	1213
(b) The state representative and state senator in whose	1214
district the eligible research and development project will be	1215
located.	1216
Sec. 184.02. (A) In addition to the powers and duties under	1217
sections 184.10 to 184.20 and 184.37 of the Revised Code, the	1218
third frontier commission may perform any act to ensure the	1219
performance of any function necessary or appropriate to carry out	1220
the purposes of, and exercise the powers granted under, sections	1221
184.01 and 184.02 of the Revised Code. In addition, the commission	1222
may do any of the following:	1223
(1) Adopt, amend, and rescind rules under section 111.15 of	1224
the Revised Code for the administration of any aspect of its	1225
operations;	1226
(2) Adopt bylaws governing its operations, including bylaws	1227
that establish procedures and set policies as may be necessary to	1228
assist with the furtherance of its purposes;	1229

(3) Appoint and set the compensation of employees needed to carry out its duties;	1230 1231
(4) Contract with, retain the services of, or designate, and fix the compensation of, such financial consultants, accountants, other consultants and advisors, and other independent contractors as may be necessary or desirable to carry out its duties;	1232 1233 1234 1235
(5) Solicit input and comments from the third frontier advisory board, and specialized industry, professional, and other relevant interest groups concerning its purposes;	1236 1237 1238
(6) Facilitate alignment of the state's science and technology programs and activities;	1239 1240
(7) Make grants and loans to individuals, public agencies, private companies or organizations, or joint ventures for any of the broad range of activities related to its purposes.	1241 1242 1243
(B) In addition to the powers and duties under sections 184.10 to 184.20 and 184.37 of the Revised Code, the commission shall do all of the following:	1244 1245 1246
(1) Establish a competitive process for the award of grants and loans that is designed to fund the most meritorious proposals and, when appropriate, provide for peer review of proposals;	1247 1248 1249
(2) Within ninety days after the end of each fiscal On or before the first day of August of each year, submit to the governor and the general assembly a report of the activities of the commission during the preceding fiscal year;	1250 1251 1252 1253
(3) With specific application to the biomedical research and technology transfer trust fund, periodically make strategic assessments of the types of state investments in biomedical research and biotechnology in the state that would likely create jobs and business opportunities in the state and produce the most beneficial long-term improvements to the public health of Ohioans,	1254 1255 1256 1257 1258 1259

including, but not limited to, biomedical research and 1260
biotechnology initiatives that address tobacco-related illnesses 1261
as may be outlined in any master agreement. The commission shall 1262
award grants and loans from the fund pursuant to a process 1263
established under division (B)(1) of this section. 1264

Sec. 1551.34. On or before the ~~thirty-first~~ first day of 1265
~~March August~~ of ~~the second each even-numbered year of each~~ 1266
~~biennium~~, the director of the Ohio coal development office 1267
established under section 1551.32 of the Revised Code shall submit 1268
to the governor and the general assembly an Ohio coal development 1269
agenda. Prior to each submission, the office shall solicit public 1270
comment on the agenda to give interested parties an opportunity to 1271
comment on the agenda. The director shall consider any public 1272
comments received prior to the agenda's submission. The agenda 1273
shall include, but is not limited to, all of the following: 1274

(A) A characterization of Ohio coal, constraints on its 1275
maximum use, and opportunities for overcoming those constraints; 1276

(B) A characterization of the current and potential markets 1277
for Ohio coal, constraints on increased market demand for it, and 1278
opportunities for overcoming those constraints; 1279

(C) Identification of each of the office's programs and its 1280
correspondence to the purposes of the office; 1281

(D) A description of the office's current projects that 1282
includes the status of each project and a specific description of 1283
the office's activities in all of the following areas: 1284

(1) Commercialization of available technology; 1285

(2) Marketplace adoption of that technology; 1286

(3) Enhancement of user markets for Ohio coal. 1287

(E) The types of projects to be funded in the succeeding 1288
biennium; 1289

(F) Anticipated expenditures for, the relative priority of,	1290
and the potential benefits of each type of project to be funded in	1291
the succeeding biennium;	1292
(G) The results obtained from completed projects and	1293
dissemination of those results;	1294
(H) A fiscal report of the office's activities under sections	1295
1551.30 to 1551.35 and Chapter 1555. of the Revised Code during	1296
the preceding biennium;	1297
(I) The criteria used to select the office's specific types	1298
of projects. The criteria shall consider all of the following:	1299
(1) A project's relationship to and support of the office's	1300
purposes;	1301
(2) The technology involved, its applicability to Ohio coal,	1302
and its potential rate and probability of marketplace adoption;	1303
(3) The commercial readiness of a project's facility,	1304
technology, or equipment;	1305
(4) The cost and relative risk to the state and the	1306
participation of other investors or interested parties in a	1307
project's financing;	1308
(5) The likelihood that results of a project would not be	1309
achieved in the absence of the office's assistance.	1310
 <u>Sec. 3333.91. Not later than December 31, 2014, the</u>	1311
<u>governor's office of workforce transformation, in collaboration</u>	1312
<u>with the chancellor of the Ohio board of regents, the</u>	1313
<u>superintendent of public instruction, and the department of job</u>	1314
<u>and family services, shall develop and submit to the appropriate</u>	1315
<u>federal agency a single, state unified plan for the adult basic</u>	1316
<u>and literacy education program administered by the United States</u>	1317
<u>secretary of education, the "Carl D. Perkins Vocational and</u>	1318
<u>Technical Education Act," 20 U.S.C. 2301, et seq., as amended, and</u>	1319

<u>the "Workforce Investment Act of 1998," 29 U.S.C. 2801, et seq.,</u>	1320
<u>as amended. Following the plan's initial submission to the</u>	1321
<u>appropriate federal agency, the governor's office of workforce</u>	1322
<u>transformation may update it as necessary. If the plan is updated,</u>	1323
<u>the governor's office of workforce transformation shall submit the</u>	1324
<u>updated plan to the appropriate federal agency.</u>	1325
Sec. 3731.02. (A) The state fire marshal shall make such	1326
rules as are necessary to carry out this chapter, which shall	1327
include, but are not limited to, rules establishing requirements	1328
to renew a license issued under this chapter and fees for	1329
licensure and renewal and for inspections of hotels. Except as	1330
provided in division (G) of section 3731.12 of the Revised Code,	1331
the state fire marshal and the assistant state fire marshals shall	1332
enforce this chapter.	1333
(B) Except as otherwise provided in this division and	1334
divisions (C) and (D) of this section, the board of building	1335
standards shall adopt, pursuant to section 3781.10 of the Revised	1336
Code, rules that specify that the building code standards for SRO	1337
facilities shall be use group R-2. Any facility operating prior to	1338
October 16, 1996, in the nature of an SRO facility that met the	1339
building code standards for an SRO facility prior to that date,	1340
whether previously licensed as a hotel or not, and after October	1341
16, 1996, licensed as an SRO facility under section 3731.03 of the	1342
Revised Code, shall be permitted under the rules to have a	1343
building code standard of either use group R-1 or use group R-2 if	1344
the facility meets the requirements for those use groups as	1345
specified in the Ohio building code adopted pursuant to section	1346
3781.10 of the Revised Code. The requirements of this division	1347
apply to an SRO facility that holds a license as an SRO facility	1348
on the effective date of this amendment <u>September 12, 2008</u> , unless	1349
any of the following events occur on or after the effective date	1350

of this amendment September 12, 2008:	1351
(1) The owner of the SRO facility constructs or alters the facility.	1352 1353
(2) The owner of the SRO facility surrenders the license issued to that facility.	1354 1355
(3) The owner of the SRO facility changes the use or occupancy of that facility.	1356 1357
(4) The license issued to that SRO facility under this chapter is revoked or is not renewed.	1358 1359
(C) If any of the events described in divisions (B)(1) to (4) of this section occur, the owner of the structure shall comply with division (D) of this section to obtain a new license to operate as an SRO facility.	1360 1361 1362 1363
(D) Beginning on the effective date of this amendment September 12, 2008, the state fire marshal shall not issue a new license to operate a facility as an SRO facility, and shall not renew such a license issued under this division, unless the SRO facility is constructed providing individual sleeping rooms for each guest; has, on a per-room or a communal basis within each building to be licensed as an SRO facility, permanent provisions for living, eating, cooking, and sanitation; and is constructed in accordance with the requirements specified for SRO facilities and is approved by the building official having jurisdiction over that facility to be an SRO facility. An SRO facility subject to this division shall only operate with, and shall properly maintain, individual sleeping rooms for each guest and shall only operate with, and shall properly maintain, on a per-room or communal basis, permanent provisions available to all guests for living, eating, cooking, and sanitation.	1364 1365 1366 1367 1368 1369 1370 1371 1372 1373 1374 1375 1376 1377 1378 1379
(E) <u>The state fire marshal may, pursuant to division (A) of this section, adopt rules establishing a fire code and sanitary</u>	1380 1381

<u>standards compliance incentive program for persons required to procure a license for a hotel under section 3731.03 of the Revised Code. The rules may include provisions for the creation of a "Safe Stay Hotel" designation by the state fire marshal, the standards a licensed hotel must meet to achieve and maintain that designation, the procedures the state fire marshal shall use to publish and maintain a registry of hotels receiving that designation, and any monetary incentives offered by the state fire marshal to encourage a licensed hotel to achieve and maintain that designation. At a minimum, no hotel may be designated as a "Safe Stay Hotel" or maintain such a designation unless it meets the fire code and sanitary compliance standards established pursuant to this section for a continuous period of at least twenty-four months.</u>	1382
<u>Nothing in this division shall be construed to limit the power of this state, the department of commerce, the state fire marshal, or any other political subdivision of the state to administer and enforce any other sections of this chapter or any other applicable laws, rules, and regulations. Nothing in this division shall be construed to require the state fire marshal to designate a hotel as a "Safe Stay Hotel" or require the state fire marshal to award a monetary incentive to a hotel in any manner that is inconsistent or in conflict with the rules adopted under this section or any other applicable laws, rules, or regulations.</u>	1395
Sec. 4740.06. (A) Any individual who applies for a license shall file a written application with the appropriate section of the Ohio construction industry licensing board, accompanied with the application fee as determined pursuant to section 4740.09 of the Revised Code. The individual shall file the application not more than sixty days nor less than thirty days prior to the date of the examination. The application shall be on the form the section prescribes and verified by the applicant's oath. The applicant shall provide information satisfactory to the section	1405

showing that the applicant meets the requirements of division (B)	1414
of this section.	1415
(B) To qualify to take an examination, an individual shall:	1416
(1) Be at least eighteen years of age;	1417
(2) Be a United States citizen or legal alien who produces valid documentation to demonstrate the individual is a legal resident of the United States;	1418 1419 1420
(3) Either have been a tradesperson in the type of licensed trade for which the application is filed for not less than five years immediately prior to the date the application is filed, be a currently registered engineer in this state with three years of business experience in the construction industry in the trade for which the engineer is applying to take an examination, or have other experience acceptable to the appropriate section of the board;	1421 1422 1423 1424 1425 1426 1427 1428
(4) Maintain contractor's liability insurance, including without limitation, complete operations coverage, in an amount the appropriate section of the board determines;	1429 1430 1431
(5) Not have done any of the following:	1432
(a) Been convicted of or pleaded guilty to a crime of moral turpitude or a disqualifying offense as those terms are defined in section 4776.10 of the Revised Code;	1433 1434 1435
(b) Violated this chapter or any rule adopted pursuant to it;	1436
(c) Obtained or renewed a license issued pursuant to this chapter, or any order, ruling, or authorization of the board or a section of the board by fraud, misrepresentation, or deception;	1437 1438 1439
(d) Engaged in fraud, misrepresentation, or deception in the conduct of business.	1440 1441
(C) When an applicant for licensure as a contractor in a	1442

licensed trade meets the qualifications set forth in division (B) 1443
of this section and passes the required examination, the 1444
appropriate section of the board, within ninety days after the 1445
application was filed, shall authorize the administrative section 1446
of the board to license the applicant for the type of contractor's 1447
license for which the applicant qualifies. A section of the board 1448
may withdraw its authorization to the administrative section for 1449
issuance of a license for good cause shown, on the condition that 1450
notice of that withdrawal is given prior to the administrative 1451
section's issuance of the license. 1452

(D) All licenses a contractor holds pursuant to this chapter 1453
shall expire annually on the same date, which shall be the 1454
expiration date of the original license the contractor holds. An 1455
individual holding a valid, unexpired license may renew the 1456
license, without reexamination, by submitting an application to 1457
the appropriate section of the board not more than ninety calendar 1458
days before the expiration of the license, along with the renewal 1459
fee the section requires and proof of compliance with the 1460
applicable continuing education requirements. The applicant shall 1461
provide information in the renewal application satisfactory to 1462
demonstrate to the appropriate section that the applicant 1463
continues to meet the requirements of division (B) of this 1464
section. 1465

Upon application and within one calendar year after a license 1466
has expired, a section may waive any of the requirements for 1467
renewal of a license upon finding that an applicant substantially 1468
meets the renewal requirements or that failure to timely apply for 1469
renewal is due to excusable neglect. A section that waives 1470
requirements for renewal of a license may impose conditions upon 1471
the licensee and assess a late filing fee of not more than double 1472
the usual renewal fee. An applicant shall satisfy any condition 1473
the section imposes before a license is reissued. 1474

(E) An individual holding a valid license may request the section of the board that authorized that license to place the license in inactive status under conditions, and for a period of time, as that section determines.	1475 1476 1477 1478
(F) Except for the ninety-day extension provided for a license assigned to a business entity under division (D) of section 4740.07 of the Revised Code, a license held by an individual immediately terminates upon the death of the individual.	1479 1480 1481 1482 1483
(G) Nothing in any license issued by the Ohio construction industry licensing board shall be construed to limit or eliminate any requirement of or any license issued by the Ohio fire marshal.	1484 1485 1486
(H)(1) Subject to divisions (H)(2), (3), and (4) of this section, no trade section of the board shall adopt, maintain, renew, or enforce any rule, or otherwise preclude in any way, an individual from receiving or renewing a license under this chapter due to any past criminal activity or interpretation of moral character, except as pursuant to division (B)(5)(a) of this section. If the section denies an individual a license or license renewal, the reasons for such denial shall be put in writing.	1487 1488 1489 1490 1491 1492 1493 1494
(2) Except as otherwise provided in this division, if an individual applying for a license has been convicted of or pleaded guilty to a misdemeanor that is not a crime of moral turpitude or a disqualifying offense less than one year prior to making the application, the section may use its discretion in granting or denying the individual a license. Except as otherwise provided in this division, if an individual applying for a license has been convicted of or pleaded guilty to a felony that is not a crime of moral turpitude or a disqualifying offense less than three years prior to making the application, the section may use its discretion in granting or denying the individual a license. The provisions in this paragraph do not apply with respect to any	1495 1496 1497 1498 1499 1500 1501 1502 1503 1504 1505 1506

offense unless the section, prior to the effective date of this amendment September 28, 2012 , was required or authorized to deny the application based on that offense.	1507 1508 1509
In all other circumstances, the section shall follow the procedures it adopts by rule that conform to division (H)(1) of this section.	1510 1511 1512
(3) In considering a renewal of an individual's license, the section shall not consider any conviction or plea of guilty prior to the initial licensing. However, the board may consider a conviction or plea of guilty if it occurred after the individual was initially licensed, or after the most recent license renewal.	1513 1514 1515 1516 1517
(4) The section may grant an individual a conditional license that lasts for one year. After the one-year period has expired, the license is no longer considered conditional, and the individual shall be considered fully licensed.	1518 1519 1520 1521
<u>(I) Notwithstanding divisions (D) and (H) of this section and sections 4740.04 and 4740.05 of the Revised Code, the board may establish rules that amend the continuing education requirements and license renewal schedule for licensees as provided in or adopted pursuant to those sections for the purpose of establishing a compliance incentive program. These rules may include provisions for the creation of the program and the qualifications, continuing education requirements, and renewal schedule for the program.</u>	1522 1523 1524 1525 1526 1527 1528 1529
<u>Sec. 6301.11. The state board, in connection with the department of job and family services, shall develop a methodology for identifying jobs that are in demand by employers operating in this state.</u>	1530 1531 1532 1533
<u>The department in consultation with the state board shall use the methodology to create a list of such in-demand jobs and shall publish the list on the web site of the department on or before</u>	1534 1535 1536

<u>December 31, 2014. The department shall periodically update the list to reflect evolving workforce demands in this state.</u>	1537
	1538
<u>Local boards, workforce development agencies, and other providers of workforce training shall use the list of in-demand jobs to cultivate and prioritize workforce development activities that correspond to the employment needs of employers operating in this state and to assist individuals in maximizing their employment opportunities.</u>	1539
	1540
	1541
	1542
	1543
	1544
 Sec. 6301.12. (A) The office of workforce development within the department of job and family services shall comprehensively review the direct and indirect economic impact of businesses engaged in the production of horizontal wells in this state and, based on its findings, prepare an annual Ohio workforce report. <u>The office shall prepare the report by the thirtieth day of July of each year.</u> The report shall include at least all of the following with respect to the industry:	1545
	1546
	1547
	1548
	1549
	1550
	1551
	1552
(1) The total number of jobs created or retained during the previous year;	1553
	1554
(2) The total number of Ohio-based contractors that employ skilled construction trades;	1555
	1556
(3) The number of employees who are residents of this state;	1557
(4) The total economic impact;	1558
(5) A review of the state's regional workforce development plans required by the "Workforce Investment Act of 1998," 112 Stat. 936, 29 U.S.C.A. 2801, as amended, that outline workforce development efforts including goals and benchmarks toward maximizing job training, education, and job creation opportunities in the state.	1559
	1560
	1561
	1562
	1563
	1564
(B) Upon the completion of the office's annual Ohio workforce report, the office shall provide an electronic copy of the report	1565
	1566

to the president and minority leader of the senate and the speaker and minority leader of the house of representatives and post it on the office's internet web site.	1567 1568 1569
 Section 2. That existing sections 121.08, 122.136, 122.21, 122.25, 122.37, 122.64, 122.89, 122.94, 122.941, 127.14, 149.311, 150.10, 166.13, 166.18, 184.02, 1551.34, 3731.02, 4740.06, and 6301.12 of the Revised Code are hereby repealed.	1570 1571 1572 1573
 Section 3. (A) The Chancellor of the Ohio Board of Regents, in consultation with the parties specified in division (B) of this section, shall develop recommendations for increasing access to and participation in programs for adults who have not obtained a high school diploma that offer credentials equivalent to a high school diploma and also provide career pathways, such as an associate degree, industry credential, or other type of career training.	1574 1575 1576 1577 1578 1579 1580 1581
(B) In developing recommendations under division (A) of this section, the Chancellor shall consult with all of the following:	1582 1583
(1) The Superintendent of Public Instruction;	1584
(2) Representatives of the Governor's Office of Workforce Transformation, the Department of Job and Family Services, and the Ohio Association of Community Colleges;	1585 1586 1587
(3) Representatives of career-technical planning districts that provide post-secondary workforce education;	1588 1589
(4) Representatives of programs that provide adult basic and literacy education;	1590 1591
(5) Representatives of any other interested parties at the Chancellor's discretion.	1592 1593
(C) Not later than December 31, 2014, the Chancellor shall prepare a report of the recommendations developed under division	1594 1595

(A) of this section and submit it to the Governor, the President 1596
of the Senate, and the Speaker of the House of Representatives. 1597

Section 4. Notwithstanding Section 503.80 of Am. Sub. H.B. 59 1598
of the 130th General Assembly, no money shall be appropriated or 1599
transferred from the Medicaid Reserve Fund (Fund 5Y80) except as 1600
provided in Section 6 of this act or by another act of the General 1601
Assembly. 1602

Section 5. At the end of fiscal year 2015, the Director of 1603
Budget and Management shall transfer any unexpended, unencumbered 1604
cash balance from the Medicaid Reserve Fund (Fund 5Y80) back to 1605
the General Revenue Fund. 1606