

H. B. No. 96
As Introduced

_____ moved to amend as follows:

After line 110856, insert:

1

"Section 383.30. LOCAL JAIL GRANTS.

2

Funds yet to be awarded from appropriation item 501505,
Local Jail Grants, as described in Section 383.10 of H.B. 33 of
the 135th General Assembly, shall be used for the construction
and renovation of county jails. The Department of Rehabilitation
and Correction shall designate the projects involving the
construction and renovation of county jails.

3
4
5
6
7
8

To determine which projects will receive funding, the
Department of Rehabilitation and Correction shall rank each
county based on its financial need with a percentile ranking
using the following funding formula, as calculated by the
Department of Taxation.

9
10
11
12
13

The Department of Taxation shall determine the total value
of all property in the county listed and assessed for taxation
on the tax list as reported by the Department of Taxation in the
preceding tax year, and list each county in order of total
value, ascending, so that the county with the lowest value is
number one on the list, which shall be called its property tax

14
15
16
17
18
19



ranking. 20

The Department of Taxation also shall rank each county 21
based on the estimate of the gross amount of taxable retail 22
sales sourced to the county as reported by the Department for 23
the preceding calendar year, computed by dividing the total 24
amount of tax revenue received by the county during that period 25
from taxes levied under sections 5739.021, 5739.026, 5741.021, 26
and 5741.023 of the Revised Code by the aggregate tax rate 27
levied by the county under sections 5739.021 and 5739.026 of the 28
Revised Code on the last day of the preceding calendar year, and 29
list each county in order of total value, ascending, so that the 30
county with the lowest value is number one on the list, except 31
that any county that does not currently levy taxes under section 32
5739.021 or 5739.026 of the Revised Code shall be ranked at 33
number eighty-eight on the list, which ranking shall be called 34
its sales tax ranking. 35

The Department of Taxation shall then, for each county, 36
add the property tax ranking to the sales tax ranking, and shall 37
order the counties according to the sum of the two rankings, the 38
county with the lowest sum being number one on the list, to 39
determine the county's final ranking. The percentile ranking 40
shall be determined by taking the county's final ranking, 41
dividing it by eighty-eight, and multiplying it by one hundred. 42

If the final ranking is the same for two or more counties, 43
the county with the lowest population shall receive the lowest 44
final ranking. The final ranking for the counties shall be 45
numbers one through eighty-eight, the lowest ranking county 46
being number one, and the highest number eighty-eight. 47

Upon receiving the final rankings, the Department of 48
Rehabilitation and Correction shall select a number of counties 49

among the lowest ranking counties and invite the selected 50
counties to apply for assistance. Two or more counties may 51
jointly apply for assistance as long as at least one of the 52
counties was invited to apply. 53

The Department of Rehabilitation and Correction shall 54
adopt guidelines to accept and review applications and designate 55
projects. The guidelines shall require the county or counties to 56
justify the need for the project and to comply with timelines 57
for the submission of documentation pertaining to the project 58
and project location. The guidelines may require applications 59
for multicounty jail facilities to provide evidence that the 60
counties all are in agreement regarding each county's respective 61
share of the basic project cost and each county's respective 62
share of the operations and maintenance of the proposed jail 63
facility and evidence that each county will be able to generate 64
adequate revenue to fund its respective portion of the basic 65
project cost and the operations and maintenance of the proposed 66
jail facility. 67

Upon the application of a county so invited, the 68
Department of Rehabilitation and Correction shall proceed with a 69
needs assessment. 70

Under a needs assessment, the Department shall make a 71
determination of all of the following: 72

(1) The need of the county for additional jail facilities, 73
or for renovations or improvements to existing jail facilities, 74
based on whether and to what extent existing facilities comply 75
with the standards in section 5120.10 of the Revised Code, 76
including the age and condition of the jail facilities; 77

(2) The number of jail facilities to be included in a 78

project; 79

(3) The estimated annual, monthly, or daily cost of 80
operating the facility once it is operational, as reported and 81
certified by the county auditor; 82

(4) The estimated basic project cost of constructing, 83
acquiring, reconstructing, or making additions to each facility; 84

(5) Whether the county has recently received a grant from 85
the state to construct or renovate jail facilities. 86

The Department, following the completion of a needs 87
assessment, shall make a determination in favor of constructing, 88
acquiring, reconstructing, or making additions to a jail 89
facility only upon evidence that the proposed project conforms 90
to the construction and renovation standards described in 91
divisions (D) and (E) of section 5120.10 of the Revised Code, 92
and that it keeps with the needs of the county or counties as 93
determined by the needs assessment. Exceptions shall be 94
authorized only in those areas where topography, sparsity of 95
population, and other factors make larger jail facilities 96
impracticable. 97

Except as otherwise provided in this section, the portion 98
of the basic project cost supplied by the state for each 99
approved county shall be at least the difference between one 100
hundred per cent, and a per cent equal to one per cent of the 101
basic project costs times the percentile in which the county 102
ranks according to the percentile ranking under this section, 103
for the fiscal year preceding the fiscal year in which the 104
Department approved the county's or counties' project. 105

At no time shall the state's portion of the basic project 106
cost be less than twenty-five per cent of the total basic 107

project cost. If a county's portion of the basic project cost is 108
 calculated to be greater than seventy-five per cent of the total 109
 basic project cost, the county's portion shall be seventy-five 110
 per cent of the basic project cost. In the case of a multicounty 111
 jail facility, if the sum of two or more counties' portions of 112
 the total basic project cost are calculated to be greater than 113
 seventy-five per cent of the total basic project cost, the 114
 counties' portions shall be determined pro rata, so that the sum 115
 of their portions shall be equal to seventy-five per cent of the 116
 total basic project cost. 117

The Department of Rehabilitation and Correction shall 118
 award the funds to selected counties not later than July 1, 119
 2027." 120

The motion was _____ agreed to.

SYNOPSIS 121

Local jail funding from the 135th General Assembly 122

Section 383.30 123

Requires unreleased funds from funding line item 5ZQ0 124
 501505, "Local Jail Grants," as described in Section 383.10 of 125
 H.B. 33 of the 135th General Assembly, to be released according 126
 the continuing guidelines established in that section, with the 127
 following changes: 128

Retroactively makes the currently required state's portion 129
 of the basic project cost a minimum amount. E.g., if the state's 130
 portion under current law is 80%, the state's portion under the 131

amendment would be a minimum of 80%, and the state could elect 132
to provide a greater amount. Continuing law provides the state's 133
portion cannot fall below 25%. 134

Retroactively allows the Department of Rehabilitation and 135
Correction to establish guidelines for multicounty project 136
applications. 137