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OHIO LEGISLATIVE SERVICE COMMISSION

Office of Research
and Drafting

Legislative Budget
Office

H.B. 377*
134th General Assembly

Bill Analysis

[Click here for H.B. 377's Fiscal Note](#)

Version: As Reported by Senate Finance

Primary Sponsors: Reps. Hall and Swearingen

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SUMMARY

Appropriations

- Appropriates the following amounts, all in FY 2022:
 - An additional \$422 million to the Office of Budget and Management (OBM) to disburse to certain local governments in accordance with the federal American Rescue Plan Act and reappropriates unused funds at the end of FY 2022 for FY 2023;
 - \$500 million to the Department of Development, for the new Appalachian Community Grant Program;
 - \$20 million to the Secretary of State, to provide financial assistance for the second 2022 primary election;
 - An additional \$750,000 to the Department of Natural Resources for weed harvesting operations at Indian Lake.
- Makes conforming changes to prior legislation in the 134th General Assembly appropriating funds to the Secretary of State.

Appalachian Community Grant Program

- Establishes the Appalachian Community Grant Program, to be administered by the Department of Development, in consultation with local development districts.

* This analysis was prepared before the report of the Senate Finance Committee appeared in the Senate Journal. Note that the legislative history may be incomplete.

- Establishes two categories of grants to be made available within the 32-county Appalachian region of Ohio – Appalachian Planning Grants and Appalachian Development Grants – and prescribes eligibility and application guidelines for each.

Election workers excluded from PERS

- Specifies that a person employed as an election worker in a calendar year when more than one primary election and one general election are held is not a PERS member if the person is paid \$1,000 for that service.

OBM Director warrants

- Corrects an outdated reference to specify the OBM Director, rather than the Auditor of State, draws warrants from the state treasury for payment of state employee salaries.

Land conveyances

- Authorizes the conveyance of, or easements over, state-owned real estate.

TABLE OF CONTENTS

Appropriations	3
Appalachian Community Grant Program.....	4
Available grants	4
Required project components	5
Eligibility and application review	5
Assistance from other agencies	6
Controlling Board approval of grants; administrative expenses.....	6
Timeline for grants	6
Election workers excluded from PERS membership.....	6
OBM warrant	6
Land conveyances	7
General elements of land conveyances.....	7
Authority to sell.....	7
Conditions.....	7
Consideration and where the proceeds go.....	7
Costs of the conveyance.....	7
Preparation of the deed	8
Expiration of authority	8
Specifics of the particular conveyances.....	9
Department of the Adjutant General (ADJ)	9
Department of Administrative Services (DAS)	9
Department of Developmental Disabilities (DDD).....	11

Department of Public Safety (DPS)	12
Department of Rehabilitation and Correction (DRC)	13
Department of Job and Family Services (JFS).....	15
Ohio State University (OSU)	16
Ohio University (OU)	18
University of Akron (UA)	24
University of Toledo (UT)	25
Ohio Expositions Commission (EXP).....	28

DETAILED ANALYSIS

Appropriations

The bill appropriates funds to several agencies in FY 2022, as follows:

Sub. H.B. 377 appropriations		
Agency	Amount	Purpose
Development	\$500 million	To award grants under the new Appalachian Community Grant Program. See LSC’s Fiscal Note for H.B. 377 for more information on disbursement of grant funds, available on the General Assembly’s website: legislature.ohio.gov . Reappropriates any unused funds remaining at the end of FY 2022 to FY 2023. ¹
Budget and Management	\$422 million	To disburse additional funds to nonentitlement units of local government in accordance with the American Rescue Plan Act (ARPA) and subsequent guidance issued by the U.S. Department of the Treasury. ² “Nonentitlement units of local government” are those units that did not receive ARPA funds directly from the federal government and include cities, villages, and townships. ³ Reappropriates any unused funds remaining at the end of FY 2022 to FY 2023. Note: In June 2021, the General Assembly enacted H.B. 168 ,

¹ Section 5.

² Section 12, amending Section 220.11 of H.B. 168 of the 134th General Assembly.

³ U.S. Department of the Treasury, *Coronavirus State and Local Fiscal Recovery Funds for Non-entitlement Units of Local Government*, [ARPA Guidelines \(PDF\)](#), which may be accessed by conducting a keyword search “non-entitlement units” on the Department’s website: home.treasury.gov.

Sub. H.B. 377 appropriations		
Agency	Amount	Purpose
		which appropriated the initial \$422 million to OBM in FY 2022 for the same purposes. Information about that act may be found on the General Assembly's website: legislature.ohio.gov .
Secretary of State	\$20 million	To provide financial assistance to county boards of elections to conduct the second 2022 primary election. ⁴
Natural Resources	\$750,000	To provide additional funds for weed harvesting operations at Indian Lake. ⁵

The bill also makes conforming changes to [S.B. 9](#) and [S.B. 11](#), both of the 134th General Assembly, to align certain cash transfer deadlines for the OBM Director with the cash transfer deadline in this bill.⁶ Both bills are available on the Ohio General Assembly's website: legislature.ohio.gov.

Appalachian Community Grant Program

The bill establishes the Appalachian Community Grant Program. Under the direction of the Department of Development, and in consultation with local development districts, the program's goal is to invest in sustainable, transformational projects in Ohio's 32-county Appalachian region. All grant funds awarded under the program must comply with requirements under the federal ARPA, as well as requirements laid out in the bill.⁷

Available grants

The bill directs the Department to make two types of grants available to applicants operating exclusively in Ohio's Appalachian region:⁸

- Appalachian Planning Grants, to defray costs associated with research, planning, and writing a formal project development proposal; and
- Appalachian Development Grants, to fund project implementation, based on the applicant's independently-developed project proposal or a proposal developed with help from a Planning Grant.

⁴ Section 6.

⁵ Section 14, amending Section 5 of H.B. 175 of the 134th General Assembly.

⁶ Section 8, amending Section 7 of S.B. 9 of the 134th General Assembly; Section 10, amending Section 7 of S.B. 11 of the 134th General Assembly.

⁷ Sections 3 and 5.

⁸ Section 3(A), (B), and (C).

The Department must determine the dollar amount of each type of grant. Also, the bill directs the Department to develop an application process for both types of grants. Each type of grant application must address how the project relates to the components discussed under “**Required project components**” below.

Required project components

In addition to any other requirements the Department includes as part of the application process, each Planning Grant or Development Grant application must address how the proposed project will incorporate any of the following components:⁹

- An infrastructure component, such as downtown redevelopment;
- A workforce component, such as public-private partnerships to build workforce infrastructure; or
- A healthcare component, such as investments in school or community-based services for children’s health.

Eligibility and application review

The bill requires the Department to establish grant eligibility requirements to be used when it evaluates grant applications. The requirements must include:¹⁰

- Scoring criteria for both grants, developed by the Department and published prior to the grant application period; and
- A minimum threshold score for awarding funds.

The Department must prioritize awarding grants for projects that include the following characteristics:¹¹

- Has region-wide scale or impact;
- Is evidence-based;
- Includes a public-private partnership;
- Is economically sustainable;
- Will prove transformative to the region, in the Department’s assessment.

⁹ Section 3(C).

¹⁰ Section 3(D).

¹¹ Section 3(E).

Assistance from other agencies

The bill permits the Department to consult with other state agencies when evaluating grant applications, to ensure the proposed projects are beneficial to the community based on the bill's guidelines.¹²

Controlling Board approval of grants; administrative expenses

The bill requires Controlling Board approval for all grants awarded under the program. It also prohibits grant recipients from using more than 3% of grant awards for administrative expenses.¹³

Timeline for grants

The bill prohibits the approval of new grant recipients after December 31, 2024, and requires all grant funds to be spent by December 31, 2026. After that date, the program is terminated.¹⁴

Election workers excluded from PERS membership

Under continuing law, a person employed as an election worker who is paid less than \$600 during a calendar year is excluded from PERS membership. The bill adds, for a calendar year in which more than one primary election and one general election are held, that an election worker who is paid \$600 plus an amount not to exceed \$400 (essentially, up to \$1,000 total) is not a PERS member.¹⁵

OBM warrant

The bill corrects an outdated reference to specify the OBM Director, rather than the Auditor of State, draws warrants from the state treasury for the payment of state employee salaries.¹⁶

Under continuing law, money cannot be paid or transferred from the state treasury except by warrant.¹⁷ In 2006, H.B. 530 of the 126th General Assembly transferred to the OBM Director, from the Auditor of State, functions regarding drawing warrants to pay or transfer money from the state treasury. Under H.B. 530, whenever the Auditor of State is referred to in any law in relation to those functions, the reference must be regarded as referring to the OBM Director.¹⁸

¹² Section 3(F).

¹³ Section 5.

¹⁴ Section 3(G).

¹⁵ R.C. 145.012.

¹⁶ R.C. 124.81.

¹⁷ R.C. 113.11 and 113.12, not in the bill.

¹⁸ Section 515.03 of H.B. 530 of the 126th General Assembly.

Land conveyances

The bill authorizes 35 conveyances of state-owned land or easements relating to state-owned land. While these conveyances contain individualized elements, their general format runs along similar lines, which are described below. Following the description of the general elements is a series of tables describing the particulars of the conveyances, organized by the agency having control over the real estate.¹⁹

General elements of land conveyances

Authority to sell

For each conveyance, the bill authorizes the Governor to execute a Governor's Deed in the name of the state conveying to the grantee all of the state's right, title, and interest in specified real estate. The grantee is either a specified person or entity or a grantee determined through a process specified in the bill, such as being the high bidder at an auction. The grantee also could be an alternate grantee if the initial grantee fails to complete the conveyance. A purchase agreement is generally required, which lays out the terms of the transaction.

Conditions

Each conveyance includes improvements and chattels (property other than real estate or property attached to real estate) situated on the real estate, and is subject to all easements, covenants, conditions, leases, and restrictions of record including real estate taxes and assessments not yet due and payable. The real estate is to be conveyed in an "as-is, where-is, with all faults" condition.

The deed may contain restrictions, exceptions, reservations, reversionary interests, and other terms and conditions the Director of Administrative Services (DAS Director) determines to be in the best interest of the state. Subsequent to the conveyance, any of these terms and conditions contained in the deed may be released by the state or the agency having control over the real estate without the necessity of further legislation.

Consideration and where the proceeds go

Each conveyance authorization will specify the consideration for the conveyance, such as a purchase price, or the method by which the consideration is to be determined. The authorization also typically specifies what happens to the consideration, often designating a fund into which it is deposited.

Costs of the conveyance

Generally, the grantee must pay the costs associated with the purchase, closing, and conveyance, including surveys, title evidence, title insurance, transfer costs and fees, recording costs and fees, taxes, and any other fees, assessments, and costs that may be imposed. Sometimes, the agency having control over the real estate will be required to pay the cost of

¹⁹ Sections 16 through 50.

advertising the real estate for sale, particularly if the real estate is sold at auction or an alternate grantee ends up being used.

Preparation of the deed

Upon completion of the sale, the DAS Director, with the assistance of the Attorney General, must prepare a deed to the real estate and follow a standard procedure: the deed must state the consideration and be executed by the Governor in the name of the state, countersigned by the Secretary of State, sealed with the Great Seal of the State, presented in DAS for recording, and delivered to the grantee. The grantee must present the deed for recording in the local county recorder's office.

Expiration of authority

In the bill, each conveyance authority expires three years after the bill's effective date.

Specifics of the particular conveyances

Department of the Adjutant General (ADJ)

County Approximate acreage	Grantee (buyer) or alternate grantee	Nonstandard conditions	Consideration	Who pays costs	Where proceeds of sale go
Auglaize 4.08 acres	City of St. Mary's. If the city does not enter into purchase contract or timely complete the sale, DAS may use another reasonable method of sale acceptable to ADJ to obtain an alternate grantee.	Must be sold as an entire tract.	Price acceptable to DAS and ADJ.	Buyer.	Armory Improvements Fund.

Department of Administrative Services (DAS)

County Approximate acreage	Grantee (buyer) or alternate grantee	Nonstandard conditions	Consideration	Who pays costs	Where proceeds of sale go
Belmont 29.43 acres	Highest bidder through a sealed bid or public auction. Next highest bidder if highest bidder fails to complete the purchase. If DAS rejects all bids, the auction is repeated or an alternate sale process is used.	Deed may contain restrictions prohibiting the buyer from using or selling the land in a way that will interfere with the quiet enjoyment of neighboring state-owned occupied land.	Determined at auction but price must be acceptable to DAS. Buyer must pay 10% of the purchase price to DAS within five business days after receiving notice the bid has been accepted and the balance within 60 days. Failure to complete the sale results in forfeiture of the 10%.	Buyer pays the costs associated with the purchase, closing, and conveyance; DAS, Multi-Agency Radio Communication System Program Office, pays the advertising and other costs incidental to the sale.	MARCS Administration Fund.

County Approximate acreage	Grantee (buyer) or alternate grantee	Nonstandard conditions	Consideration	Who pays costs	Where proceeds of sale go
Summit Uncertain (skywalks and air rights)	City of Akron.	None	Mutual promises exchanged between the parties. The city of Akron has already purchased the Oliver R. Ocasek Government Office Building, and both parties desire to transfer ownership of the improvements (the skywalks), which are attached to the building, but were not included in the previous sale. The improvements are currently the subject of a reciprocal easement between the state and the city, providing for the use and maintenance of the improvements.	City of Akron pays costs associated with the purchase, closing, and conveyance.	n/a
Lawrence 30 acres	Board of Education of the Symmes Valley Local School District	Two access gates to be provided for the use of Lillian Darling to access pastureland. Must be sold as an entire tract.	\$1	Buyer pays all costs associated with the purchase, closing, and conveyance.	GRF

Department of Developmental Disabilities (DDD)

County Approximate acreage	Grantee (buyer) or alternate grantee	Nonstandard conditions	Consideration	Who pays costs	Where proceeds of sale go
Franklin 1.47 acres	City of Columbus. If the city does not enter into purchase contract or timely complete the sale, DAS may use another reasonable method of sale acceptable to DDD to obtain an alternate grantee.	Must be sold as an entire tract. Deed may contain a restriction that prior to any subsequent sale or transfer of the land, the buyer must offer the land to the state at the same purchase price at the sole option and discretion of DDD.	\$1; negotiated price if to an alternate grantee.	Buyer pays the costs associated with the purchase, closing, and conveyance; DDD pays all advertising costs, additional fees, and other costs incidental to the sale of the land to any alternate grantee.	Mental Health Facilities Improvement Fund for the benefit of DDD, or another fund designated by OBM.
Franklin 0.02 acres	City of Columbus.	Conveyance of a perpetual easement that must state the obligations of the city of Columbus with regard to the perpetual easement, and require the city to assume responsibility for operating and maintaining the traffic control devices, related equipment, and related road features upon the land.	\$2,340.	City of Columbus.	Presumably the GRF (<i>R.C. 113.09</i>).

County Approximate acreage	Grantee (buyer) or alternate grantee	Nonstandard conditions	Consideration	Who pays costs	Where proceeds of sale go
Franklin 4.03 acres	City of Columbus. If the city does not enter into purchase contract or timely complete the sale, DAS may use another reasonable method of sale acceptable to DDD to obtain an alternate grantee.	Must be sold as an entire tract.	\$363,000. Negotiated price if to an alternate grantee.	Buyer pays the costs associated with the purchase, closing, and conveyance; DDD pays all advertising costs, additional fees, and other costs incidental to a sale to an alternate grantee.	Mental Health Facilities Improvement Fund for the benefit of DDD, or another fund designated by OBM.

Department of Public Safety (DPS)

County Approximate acreage	Grantee (buyer) or alternate grantee	Nonstandard conditions	Consideration	Who pays costs	Where proceeds of sale go
Montgomery 1.00 acre	Highest bidder through a sealed bid or public auction. Next highest bidder if highest bidder fails to complete the purchase. If DAS rejects all bids, the auction is repeated or an alternative sale process is used to obtain an alternate grantee.	Must be sold as an entire tract.	Determined at auction but price must be acceptable to DAS and DPS. Buyer must pay 10% of the purchase price to DAS within five business days after receiving notice the bid has been accepted and the balance within 60 days. Failure to complete the sale results in forfeiture of the 10%.	Buyer pays the costs associated with the purchase, closing, and conveyance; DPS pays all advertising and other costs incidental to the sale.	Public Safety – Highway Purposes Fund.

County Approximate acreage	Grantee (buyer) or alternate grantee	Nonstandard conditions	Consideration	Who pays costs	Where proceeds of sale go
Lucas 1.08 acres	Highest bidder through a sealed bid or public auction. Next highest bidder if highest bidder fails to complete the purchase. If DAS rejects all bids, the auction is repeated or an alternate process is used to obtain an alternate grantee.	Must be sold as an entire tract.	Determined at auction but price must be acceptable to DAS and DPS. Buyer must pay 10% of the purchase price to DAS within five business days after receiving notice the bid has been accepted and the balance within 60 days. Failure to complete the sale results in forfeiture of the 10%.	Buyer pays the costs associated with the purchase, closing, and conveyance; DPS pays advertising and other costs incidental to the sale.	Public Safety – Highway Purposes Fund.

Department of Rehabilitation and Correction (DRC)

County Approximate acreage	Grantee (buyer) or alternate grantee	Nonstandard conditions	Consideration	Who pays costs	Where proceeds of sale go
Hocking County 15.30 acres	Hocking County Board of Commissioners. If the county does not timely complete the sale, DAS may use another reasonable method of sale acceptable to DRC.	Must be sold as an entire tract. Deed must contain a restriction stating that if the land is no longer being used for rehabilitation and correction purposes, the land reverts back to the	\$1/price acceptable to DAS and DRC. Negotiated price if to an alternate grantee.	Buyer pays the costs associated with the purchase, closing, and conveyance; DRC pays all advertising costs, additional fees, and other costs incidental to the sale.	Adult and Juvenile Correctional Facilities Bond Retirement Fund.

County Approximate acreage	Grantee (buyer) or alternate grantee	Nonstandard conditions	Consideration	Who pays costs	Where proceeds of sale go
		<p>state at the sole discretion of DAS and DRC, at the purchase price. (Note – it is unclear how this restriction will operate if there is an alternate grantee.)</p> <p>Prohibits the buyer (presumably through a deed restriction) from, during any period that any bonds issued by the state to finance or refinance all or a portion of the land are outstanding, use any portion of the land for a private business use without the prior written consent of the state.</p>			

County Approximate acreage	Grantee (buyer) or alternate grantee	Nonstandard conditions	Consideration	Who pays costs	Where proceeds of sale go
Allen 24.34 acres	Allen County Board of Commissioners. If the county does not enter into purchase contract or timely complete the sale, DAS may use another reasonable method of sale acceptable to DRC to obtain an alternate grantee.	Must be sold as an entire tract.	Price acceptable to DAS and DRC.	Buyer pays the costs associated with the purchase, closing, and conveyance; DRC pays all advertising costs, additional fees, and other costs incidental to the sale.	Adult and Juvenile Correctional Facilities Bond Retirement Fund.

Department of Job and Family Services (JFS)

County Approximate acreage	Grantee (buyer) or alternate grantee	Nonstandard conditions	Consideration	Who pays costs	Where proceeds of sale go
Allen 1.49 acres	Highest bidder through a sealed bid or public auction. Next highest bidder if highest bidder fails to complete the purchase. If DAS rejects all bids, the auction is repeated or an alternative sale process is used to obtain an alternate grantee.	Must be sold as an entire tract.	Determined at auction but price must be acceptable to DAS and JFS. Buyer must pay 10% of the purchase price to DAS within five business days after receiving notice the bid has been accepted and the balance within 60 days. Failure to complete the sale results in forfeiture of the 10%.	Buyer pays the costs associated with the purchase, closing, and conveyance; JFS pays advertising and other costs incidental to the sale.	Unemployment Compensation Special Administrative Fund.

County Approximate acreage	Grantee (buyer) or alternate grantee	Nonstandard conditions	Consideration	Who pays costs	Where proceeds of sale go
Mahoning Uncertain	Mahoning Valley Community School or to an alternate grantee determined by any reasonable method of sale acceptable to JFS.	Sold as an entire tract.	A price acceptable to DAS and JFS.	Buyer pays all costs associated with the purchase, closing, and conveyance; if an alternate grantee is used, JFS pays advertising and other costs incidental to the sale.	Unemployment Compensation Special Administrative Fund

Ohio State University (OSU)

County Approximate acreage	Grantee (buyer) or alternate grantee	Nonstandard conditions	Consideration	Who pays costs	Where proceeds of sale go
Franklin 2.41 acres	City of Columbus.	Amendment to an existing perpetual easement for a sanitary sewer pipeline. Easement must state the obligations of the city of Columbus with regard to the perpetual easement. Easement must require the city to assume responsibility for operating and maintaining the sanitary sewer pipeline.	\$1.	City of Columbus.	Presumably the GRF (<i>R.C. 113.09</i>).

County Approximate acreage	Grantee (buyer) or alternate grantee	Nonstandard conditions	Consideration	Who pays costs	Where proceeds of sale go
Franklin 2.30 acres	City of Columbus.	Perpetual easement for a sanitary sewer pipeline. Easement must state the obligations of the city of Columbus with regard to the perpetual easement. Easement must require the city to assume responsibility for operating and maintaining the sanitary sewer pipeline.	\$1.	City of Columbus.	Presumably the GRF (<i>R.C. 113.09</i>).
Noble 0.17 acres	Jedidiah D. and Kathryn J. Stephen. If the buyers do not timely complete the sale, OSU may use another reasonable method of sale considered acceptable to OSU to obtain an alternate grantee.	Must be sold as an entire tract. Prior to conveyance, possession will be governed by an existing interim license between DAS and the Stephens.	Price acceptable to OSU.	Payment of costs associated with the purchase, closing, and conveyance of the land are to be agreed to by the grantees or alternate grantee and OSU; payment of advertising costs, additional fees, and other costs incidental to the sale are to be negotiated by OSU with the grantees or alternate grantee.	OSU university accounts for purposes to be determined by OSU.

Ohio University (OU)

County Approximate acreage	Grantee (buyer) or alternate grantee	Nonstandard conditions	Consideration	Who pays costs	Where proceeds of sale go
Ross 257.28 acres	<p>Highest bidder through a sealed bid or public auction.</p> <p>Next highest bidder if highest bidder fails to complete the purchase.</p> <p>If DAS rejects all bids, the auction is repeated or an alternative sale method used to obtain an alternate grantee.</p>	<p>May be conveyed only if DAS and OU first have determined that the land is surplus land no longer needed by the state and that the conveyance is in the best interest of the state.</p>	<p>Determined at auction but price must be acceptable to DAS and OU.</p> <p>Buyer must pay 10% of the purchase price to DAS within five business days after receiving notice the bid has been accepted and the balance within 60 days. Failure to complete the sale results in forfeiture of the 10%.</p>	<p>Buyer pays the costs associated with the purchase, closing, and conveyance; OU pays advertising and other costs incidental to the sale.</p>	<p>OU university accounts for purposes to be determined by OU.</p>
Athens 136.65 acres	<p>Determined using a reasonable method of sale, which may be by sealed bid or public auction.</p> <p>If by auction, the next highest bidder if highest bidder fails to complete the purchase.</p> <p>If DAS rejects all bids, the auction is repeated or an alternative sale method is used to obtain an alternate grantee.</p>	<p>Deed may contain restrictions prohibiting the buyer from using, or from selling, the land in a way that will interfere with the quiet enjoyment of neighboring state-owned land.</p> <p>Deed may contain terms and conditions acceptable to DAS and OU.</p>	<p>Price acceptable to DAS and OU.</p> <p>If by auction, buyer must pay 10% of the purchase price to DAS within five business days after receiving notice the bid has been accepted and the balance within 60 days. Failure to complete the sale results in forfeiture of the 10%.</p>	<p>Payment of costs associated with the purchase, closing, and conveyance of the land are to be agreed to by the buyer and OU; OU pays advertising and other costs incidental to the sale.</p>	<p>OU university accounts for purposes to be determined by OU.</p>

County Approximate acreage	Grantee (buyer) or alternate grantee	Nonstandard conditions	Consideration	Who pays costs	Where proceeds of sale go
Belmont 188.79 acres	<p>Captina Conservancy (all or part of the land). If the conservancy does not timely complete the sale, DAS may use another reasonable method of sale acceptable to OU to obtain an alternate grantee.</p> <p>For any part not offered to the conservancy, the grantee is the highest bidder through a sealed bid or public auction.</p> <p>Next highest bidder if highest bidder fails to complete the purchase.</p> <p>If DAS rejects all bids, the auction is repeated or an alternative sale process is used to obtain an alternate grantee.</p>	None.	<p>Price acceptable to DAS and OU.</p> <p>For land sold at auction, buyer must pay 10% of the purchase price to DAS within five business days after receiving notice the bid has been accepted and the balance within 60 days. Failure to complete the sale results in forfeiture of the 10%.</p>	Buyer pays the costs associated with the purchase, closing, and conveyance; OU pays advertising and other costs incidental to the sale.	OU university accounts for purposes to be determined by OU.
Belmont 267.146 acres	<p>Determined using a reasonable method of sale, which may be by sealed bid or public auction.</p> <p>If by auction, the next highest bidder if highest</p>	Deed may contain restrictions prohibiting the buyer from using, or from selling, the land in a way that will interfere with the quiet enjoyment	<p>Price acceptable to DAS and OU.</p> <p>For land sold at auction, buyer must pay 10% of the purchase price to DAS within five business days</p>	Payment of costs associated with the purchase, closing, and conveyance of the land are to be agreed to by the buyer and OU; OU	OU university accounts for purposes to be determined by OU.

County Approximate acreage	Grantee (buyer) or alternate grantee	Nonstandard conditions	Consideration	Who pays costs	Where proceeds of sale go
	bidder fails to complete the purchase. If DAS rejects all bids, the auction is repeated or an alternative sale method is used to obtain an alternate grantee.	of neighboring state-owned land. Deed and real estate purchase agreement may contain any terms and conditions acceptable to DAS and OU.	after receiving notice the bid has been accepted and the balance within 60 days. Failure to complete the sale results in forfeiture of the 10%.	pays advertising and other costs incidental to the sale.	
Athens Unclear	Determined using a reasonable method of sale, which may be by sealed bid or public auction. If by auction, the next highest bidder if highest bidder fails to complete the purchase. If DAS rejects all bids, the auction is repeated or an alternative sale method is used to obtain an alternate grantee.	Deed may contain restrictions prohibiting the buyer from using, or from selling, the land in a way that will interfere with the quiet enjoyment of neighboring state-owned land. Deed and real estate purchase agreement may contain any terms and conditions acceptable to DAS and OU.	Price acceptable to DAS and OU. For land sold at auction, buyer must pay 10% of the purchase price to DAS within five business days after receiving notice the bid has been accepted and the balance within 60 days. Failure to complete the sale results in forfeiture of the 10%.	Payment of costs associated with the purchase, closing, and conveyance of the land are to be agreed to by the buyer and OU; OU pays advertising and other costs incidental to the sale.	OU university accounts for purposes to be determined by OU.
Athens Unclear	Determined using a reasonable method of sale, which may be by sealed bid or public auction. If by auction, the next highest bidder if highest	Deed may contain restrictions prohibiting the buyer from using, or from selling, the land in a way that will interfere with the quiet enjoyment	Price acceptable to DAS and OU. For land sold at auction, buyer must pay 10% of the purchase price to DAS within five business days	Payment of costs associated with the purchase, closing, and conveyance of the land are to be agreed to by the buyer and OU; OU pays advertising and	OU university accounts for purposes to be determined by OU.

County Approximate acreage	Grantee (buyer) or alternate grantee	Nonstandard conditions	Consideration	Who pays costs	Where proceeds of sale go
	bidder fails to complete the purchase. If DAS rejects all bids, the auction is repeated or an alternative sale method is used to obtain an alternate grantee.	of neighboring state-owned land. Deed and real estate purchase agreement may contain any terms and conditions acceptable to DAS and OU.	after receiving notice the bid has been accepted and the balance within 60 days. Failure to complete the sale results in forfeiture of the 10%.	other costs incidental to the sale.	
Athens Unclear	Determined using a reasonable method of sale, which may be by sealed bid or public auction. If by auction, the next highest bidder if highest bidder fails to complete the purchase. If DAS rejects all bids, the auction is repeated or an alternative sale method is used to obtain an alternate grantee.	Deed may contain restrictions prohibiting the buyer from using, or from selling, the land in a way that will interfere with the quiet enjoyment of neighboring state-owned land. Deed and real estate purchase agreement may contain any terms and conditions acceptable to DAS and OU.	Price acceptable to DAS and OU. For land sold at auction, buyer must pay 10% of the purchase price to DAS within five business days after receiving notice the bid has been accepted and the balance within 60 days. Failure to complete the sale results in forfeiture of the 10%.	Payment of costs associated with the purchase, closing, and conveyance of the land are to be agreed to by the buyer and OU; OU pays advertising and other costs incidental to the sale.	OU university accounts for purposes to be determined by OU.
Athens 0.538 acres	Determined using a reasonable method of sale, which may be by sealed bid or public auction. If by auction, the next highest bidder if highest	Deed may contain restrictions prohibiting the buyer from using, or from selling, the land in a way that will interfere with the quiet enjoyment	Price acceptable to DAS and OU. For land sold at auction, buyer must pay 10% of the purchase price to DAS within five business days	Payment of costs associated with the purchase, closing, and conveyance of the land are to be agreed to by the buyer and OU; OU pays advertising and	OU university accounts for purposes to be determined by OU.

County Approximate acreage	Grantee (buyer) or alternate grantee	Nonstandard conditions	Consideration	Who pays costs	Where proceeds of sale go
	bidder fails to complete the purchase. If DAS rejects all bids, the auction is repeated or an alternative sale method is used to obtain an alternate grantee.	of neighboring state-owned land. Deed and real estate purchase agreement may contain any terms and conditions acceptable to DAS and OU.	after receiving notice the bid has been accepted and the balance within 60 days. Failure to complete the sale results in forfeiture of the 10%.	other costs incidental to the sale.	
Lawrence 0.42 acres	Determined using a reasonable method of sale, which may be by sealed bid or public auction. If by auction, the next highest bidder if highest bidder fails to complete the purchase. If DAS rejects all bids, the auction is repeated or an alternative sale method is used to obtain an alternate grantee.	Deed may contain restrictions prohibiting the buyer from using, or from selling, the land in a way that will interfere with the quiet enjoyment of neighboring state-owned land. Deed and real estate purchase agreement may contain any terms and conditions acceptable to DAS and OU.	Price acceptable to DAS and OU. For land sold at auction, buyer must pay 10% of the purchase price to DAS within five business days after receiving notice the bid has been accepted and the balance within 60 days. Failure to complete the sale results in forfeiture of the 10%.	Payment of costs associated with the purchase, closing, and conveyance of the land are to be agreed to by the buyer and OU; OU pays advertising and other costs incidental to the sale.	OU university accounts for purposes to be determined by OU.
Athens 444.6 acres	Determined using a reasonable method of sale, which may be by sealed bid or public auction. If by auction, the next highest bidder if highest	Deed may contain restrictions prohibiting the buyer from using, or from selling, the land in a way that will interfere with the quiet enjoyment	Price acceptable to DAS and OU. For land sold at auction, buyer must pay 10% of the purchase price to DAS within five business days	Payment of costs associated with the purchase, closing, and conveyance of the land are to be agreed to by the buyer and OU; OU pays advertising and	OU university accounts for purposes to be determined by OU.

County Approximate acreage	Grantee (buyer) or alternate grantee	Nonstandard conditions	Consideration	Who pays costs	Where proceeds of sale go
	<p>bidder fails to complete the purchase.</p> <p>If DAS rejects all bids, the auction is repeated or an alternative sale method is used to obtain an alternate grantee.</p>	<p>of neighboring state-owned land.</p> <p>Deed and real estate purchase agreement may contain any terms and conditions acceptable to DAS and OU.</p>	<p>after receiving notice the bid has been accepted and the balance within 60 days. Failure to complete the sale results in forfeiture of the 10%.</p>	<p>other costs incidental to the sale.</p>	
<p>Scioto 188.17 acres</p>	<p>Highest bidder through a sealed bid or public auction.</p> <p>Next highest bidder if highest bidder fails to complete the purchase.</p> <p>If DAS rejects all bids, the auction is repeated or an alternative sale method is used to obtain an alternate grantee.</p>	<p>None.</p>	<p>Determined at auction but price must be acceptable to DAS and OU.</p> <p>Buyer must pay 10% of the purchase price to DAS within five business days after receiving notice the bid has been accepted and the balance within 60 days. Failure to complete the sale results in forfeiture of the 10%.</p>	<p>Buyer pays the costs associated with the purchase, closing, and conveyance; OU pays advertising and other costs incidental to the sale.</p>	<p>OU university accounts for purposes to be determined by OU.</p>

University of Akron (UA)

County	Grantee (buyer) or alternate grantee	Nonstandard conditions	Consideration	Who pays costs	Where proceeds of sale go
Summit Unclear	Alpha Phi Sorority. If the buyer does not timely complete the sale, UA may use another reasonable method of sale acceptable to UA to obtain an alternate grantee.	Must be sold as an entire tract.	\$380,000; if alternate grantee, a price acceptable to UA.	Buyer pays the costs associated with the purchase, closing, and conveyance of the land; UA pays advertising costs, additional fees, and other costs incidental to the sale.	A UA university account.
Summit 5.3098 acres	Highest bidder through a sealed bid or public auction. Next highest bidder if highest bidder fails to complete the purchase. If DAS rejects all bids, the auction is repeated or an alternate method used to obtain an alternate grantee.	Must be sold as an entire tract. Deed may contain restrictions prohibiting the buyer from using, or from selling, the land in a way that will interfere with the quiet enjoyment of neighboring state-owned land.	Determined at auction but price must be acceptable to DAS and UA. Buyer must pay 10% of the purchase price to DAS within five business days after receiving notice the bid has been accepted and the balance within 60 days. Failure to complete the sale results in forfeiture of the 10%.	Buyer pays the costs associated with the purchase, closing, and conveyance of the land; UA pays advertising costs, additional fees, and other costs incidental to the sale.	A UA university account.

University of Toledo (UT)

County	Grantee (buyer) or alternate grantee	Nonstandard conditions	Consideration	Who pays costs	Where proceeds of sale go
Lucas Unclear	Toledo Public Schools. If the buyer does not timely complete the sale, DAS may use another reasonable method of sale acceptable to UT to obtain an alternate grantee.	Prior to the execution of the deed, possession of the land is governed by an existing lease between DAS and the Toledo Public Schools.	Price acceptable to DAS and UT.	Buyer pays the costs associated with the purchase, closing, and conveyance of the land; UT pays advertising costs, additional fees, and other costs incidental to the sale.	A UT account.
Lucas Unclear	Lucas County Commissioners. If the buyer does not timely complete the sale, DAS may use another method of sale acceptable to UT to obtain an alternate grantee.	Must be sold as an entire tract.	Price acceptable to DAS and UT.	Buyer pays the costs associated with the purchase, closing, and conveyance of the land; UT pays advertising costs, additional fees, and other costs incidental to the sale.	A UT account.
Lucas 0.034 acres	City of Toledo	Conveyance of a perpetual easement for the purposes of construction and maintenance of a roadway, walkway, and other public improvements that must state the obligations of the city of Toledo with regard	\$4,240	City of Toledo	Presumably the GRF (<i>R.C. 113.09</i>).

County Approximate acreage	Grantee (buyer) or alternate grantee	Nonstandard conditions	Consideration	Who pays costs	Where proceeds of sale go
		to the perpetual easement, and require the city to assume responsibility for operating and maintaining certain roadways, walkways, and other public improvements that are currently located on the land.			
Lucas Unclear	Highest bidder through a sealed bid or public auction. Next highest bidder if highest bidder fails to complete the purchase. If DAS rejects all bids, the auction is repeated or an alternative sale method is used to obtain an alternate grantee.	Must be sold as an entire tract. Deed may contain restrictions prohibiting the buyer from using or selling, the land in a way that will interfere with the quiet enjoyment of neighboring state-owned occupied land. So long as UT operates a healthcare facility on any of the neighboring parcels, the land must not be used as a healthcare medical treatment facility.	Determined at auction but price must be acceptable to DAS and UT. Buyer must pay 10% of the purchase price to DAS within five business days after receiving notice the bid has been accepted and the balance within 60 days. Failure to complete the sale results in forfeiture of the 10%.	Buyer pays the costs associated with the purchase, closing, and conveyance of the land; UT pays advertising costs, additional fees, and other costs incidental to the sale.	A UT account.

County Approximate acreage	Grantee (buyer) or alternate grantee	Nonstandard conditions	Consideration	Who pays costs	Where proceeds of sale go
Lucas Unclear	Toledo Public Schools. If the buyer does not timely complete the sale, DAS may use another reasonable method of sale considered acceptable to UT to obtain an alternate grantee.	<p>Must be sold as an entire tract.</p> <p>Deed (presumably) must contain a provision that, should the Toledo Public Schools no longer use the land for educational purposes, it reverts back to the state at the sole discretion of DAS and UT. If the land is sold to an alternate grantee, the reversion applies at the discretion of UT.</p> <p>Prior to the execution of the deed, possession of the land is governed by an existing interim lease between DAS and Toledo Public Schools.</p>	\$1	Buyer pays the costs associated with the purchase, closing, and conveyance of the land; UT pays advertising costs, additional fees, and other costs incidental to the sale.	A UT account.

Ohio Expositions Commission (EXP)

County Approximate acreage	Grantee (buyer) or alternate grantee	Nonstandard conditions	Consideration	Who pays costs	Where proceeds of sale go
Franklin 9.4 acres	City of Columbus. If the buyer does not timely complete the sale, DAS may use another reasonable method of sale considered acceptable to EXP to obtain an alternate grantee.	None.	Price acceptable to DAS and EXP.	Buyer pays the costs associated with the purchase, closing, and conveyance; EXP pays advertising and other costs incidental to the sale.	Ohio Exposition Fund.

HISTORY

Action	Date
Introduced	07-15-21
Reported, H. Finance	05-16-22
Passed House (79-11)	05-18-22
Reported, S Finance	---
