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OHIO LEGISLATIVE SERVICE COMMISSION

Office of Research
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Synopsis of Senate Committee Amendments

(This synopsis does not address amendments that may have been adopted on the Senate Floor.)

Sub. H.B. 46 of the 133rd General Assembly

Senate General Government and Agency Review

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As Passed by the House	As Reported by S. General Government and Agency Review
Database name	
Names the database created in the bill the Ohio State Government Expenditure Database (<i>R.C. 113.61</i>).	Changes the name to the Ohio State and Local Government Expenditure Database (<i>R.C. 113.71, with conforming changes throughout the bill</i>).
Database creation and maintenance	
Requires the Treasurer of State to establish and maintain the Database.	Adds that the Treasurer must collaborate with the Directors of Budget and Management and Administrative Services.
No provision.	Requires the Treasurer to enter into an annual agreement with the Directors to define data storage and handling, user interface requirements, and other provisions necessary to operate and maintain the Database.
Requires the Database to be available on the Treasurer’s website.	Requires that the Database be accessible on the Treasurer’s website and on the Office of Budget and Management’s website.
Requires state entities to assist the Treasurer in the development, establishment, operation, storage, hosting, and support of the Database at no cost to the Treasurer and to comply with the bill using existing resources.	Removes the requirement that the assistance be provided to the Treasurer and at no cost to the Treasurer. (<i>R.C. 113.71(A), (D), and (E)</i>)
Prohibits a state entity from charging the Treasurer for any costs arising from the state entity complying with the bill. (<i>R.C. 113.61</i> .)	No provision.

As Passed by the House	As Reported by S. General Government and Agency Review
Political subdivision and state retirement system voluntary participation	
<p>Does not include a political subdivision or state retirement system in the Database.</p> <p>Defines a “political subdivision” as a county, city, village, township, park district, school district, regional water and sewer district, or regional transit authority. <i>(R.C. 113.60(B) and (D).)</i></p>	<p>Requires, if a political subdivision or state retirement system agrees to have information on the political subdivision’s or state retirement system’s expenditures included in the Database, the political subdivision or state retirement system to provide information to the Treasurer and comply with the bill in the same manner as a state entity.</p> <p>Adds “public library” to the definition. <i>(R.C. 113.70(B) and (C) and 113.77.)</i></p>
Database information	
<p>Requires a state entity to submit information monthly to the Treasurer through the Ohio Administrative Knowledge System (OAKS) regarding the entity’s expenditures for the preceding month.</p> <p>Requires the Departments of Administrative Services and Education to provide employee salary and employment information to the Treasurer in a format, manner, and time frame determined by the Treasurer. <i>(R.C. 113.63(B) and (C).)</i></p>	<p>No provision.</p> <p>Removes the requirement that the information be provided to the Treasurer and in the format, manner, or time frame determined by the Treasurer <i>(R.C. 113.73(B)).</i></p>
Publicly available and confidential information	
<p>States that the Treasurer or the Treasurer’s employees are not liable for the disclosure of a record in the Database that is confidential or is not a public record <i>(R.C. 113.66).</i></p> <p>No provision.</p>	<p>Adds that a state entity or any employee of the state entity that provides information to the Database is not liable for such a disclosure.</p> <p>States that the Treasurer is not prohibited from including any information in the Database that is not required to be included under the bill and is available to the public. <i>(R.C. 113.71(F) and 113.75.)</i></p>

As Passed by the House	As Reported by S. General Government and Agency Review
Public comment	
Requires the Treasurer to provide an opportunity for public comment on the Database's utility on the Treasurer's website not later than one year after the Database is implemented (<i>R.C. 113.65</i>).	Adds that the Treasurer must coordinate with the OBM Director and removes the requirement to provide the opportunity on the Treasurer's website (<i>R.C. 113.74</i>).
Expenditure	
Defines an "expenditure" as a payment, distribution, loan, advance, reimbursement, deposit, or gift of money from a state entity to any vendor that is processed through OAKS (<i>R.C. 113.60(A)</i>).	Removes the requirement that an expenditure must be processed through OAKS and specifies that it is made from a state entity to a supplier (<i>R.C. 113.70(A)</i>).
Graphical data representations	
Requires the Treasurer to develop and publish charts and graphs on the Treasurer's website that represent data in the Database (<i>R.C. 113.64</i>).	No provision.
Annual report	
Requires the Treasurer to include Database usage data in the Treasurer's annual report to the Governor (<i>R.C. 113.67</i>).	No provision.
Rulemaking authority	
Authorizes the Treasurer to adopt reasonable rules under the abbreviated rulemaking procedure that implement, and are consistent with, the bill (<i>R.C. 113.69</i>).	No provision.
Suppliers	
Defines a "vendor" as any person, partnership, corporation, association, organization, state entity, or other party, including any executive officer, legislative officer, judicial officer, or member or employee of a state entity that either (1) sells, leases, or otherwise provides equipment, materials, goods, supplies, or services to a state entity pursuant to a contract between the vendor and a state entity, or (2) receives reimbursement from a state entity for any expense (<i>R.C. 113.60(E)</i>).	Renames as "supplier" (<i>R.C. 113.70(G)</i>), with conforming changes throughout the bill).

As Passed by the House	As Reported by S. General Government and Agency Review
Production contractor film and theater tax credit eligibility	
No provision.	Revokes the eligibility of production contractors for the film and theater tax credit (<i>R.C. 122.85(A)(1), (2), and (11), (C)(1) and (2), and (D)</i>).
Broadway theatrical productions	
No provision.	Reserves \$4 million of the \$40 million annual film and theater tax credit allotment for Broadway theatrical productions (<i>R.C. 122.85(C)(4)</i>).
Alternative approval process for the film and theater tax credit	
No provision.	Authorizes an alternative approval process for the film and theater tax credit for productions with a significant positive economic impact or workforce development effect (<i>R.C. 122.85(C)(4), (5), and (6)</i>).
Regional transportation improvement project assessments	
No provision.	Authorizes the governing board of a regional transportation improvement project (RTIP) to negotiate and enter into voluntary agreements that impose assessments on property located within a transportation financing district (TFD) designated by the board and specifies procedures for rescinding or amending the agreements.
No provision.	Provides that assessments imposed pursuant to such agreements are collected in the same manner as real property taxes and are enforceable against current and future owners of the property.
No provision.	Requires that all revenue from the assessments be used for transportation improvements described in the cooperative agreement that governs the RTIP. (<i>R.C. 5595.04, 5709.48, 5709.481, and 5709.50.</i>)
State awards for economic development	
No provision.	Requires the Auditor of State (AOS), rather than the Attorney General, to determine if an entity is in compliance with the terms and conditions of a state award for economic development.

As Passed by the House	As Reported by S. General Government and Agency Review
No provision.	Requires the AOS to publish a report of its reviews and determinations.
No provision.	Requires the Development Services Agency annually to send the AOS a list of state awards for economic development. (<i>R.C. 117.55 and 125.112.</i>)