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Bill Analysis
Legislative Service Commission

Sub. H.B. 230*

124th General Assembly

(As Reported by H. Economic Development & Small Business)

Reps. DeWine, Calvert

BILL SUMMARY

- Creates an Ohio Aerospace and Defense Advisory Council with 11 voting members and not more than four additional nonvoting members to, among other functions, (1) examine state and federal laws, rules, and policies that affect the aerospace and defense industries and associated federal installations in Ohio and (2) advise federal, state, and local government officials on questions and matters concerning those industries in Ohio.

CONTENT AND OPERATION

Composition

In general and voting members

The bill creates an Ohio Aerospace and Defense Advisory Council (hereafter, Council) with 11 voting members and not more than four nonvoting members (sec. 122.98(A)(1)). The Council *members with voting authority* must be appointed by the Governor, with the advice and consent of the Senate, and the Governor must designate one of them to serve as chairperson. All of the voting members must be knowledgeable in at least one of the following fields: (a) aerospace technology, (b) national defense issues associated with aerospace technology, (c) issues facing private enterprises that conduct business in the aerospace industry, or (d) other fields that are relevant to the Council's mission as determined by the Governor. (Sec. 122.98(A)(2).)

* *This analysis was prepared before the report of the House Economic Development and Small Business Committee appeared in the House Journal. Note that the list of co-sponsors and the legislative history may be incomplete.*

The Governor must make the appointments of the voting members so that they represent, as determined by the Governor, certain designated geographical regions of Ohio in the following manner (sec. 122.98(A)(2)):

- Three members must represent the Cleveland metropolitan region
- Three members must represent the Miami Valley region
- Two members must represent the Columbus metropolitan region
- Three members must represent all other regions of the state

Generally, all of the voting members must be employees or former employees of private enterprises. But, one of the members from the Cleveland metropolitan region and one of the members from the Miami Valley region must be faculty members of a public or private institution of higher education. (Sec. 122.98(A)(2).)

No more than six of the voting members may be members of the same political party (sec. 122.98(A)(2)).

Nonvoting members

The President of the Senate and the Speaker of the House of Representatives each must appoint one member from their respective houses to serve as nonvoting Council members. These legislative Council members may not be members of the same political party. (Sec. 122.98(A)(4).)

Also, the Governor may appoint two nonvoting Council members with the advice and consent of the Senate if the Governor considers additional members to be necessary. One of them must be a United States Air Force employee assigned to the Wright-Patterson Air Force Base, and the other must be a National Aeronautics and Space Administration employee assigned to the John H. Glenn Research Center. (Sec. 122.98(A)(3).)

Terms of office

Council members appointed by the Governor will serve three-year terms, except that initial appointments of voting members are to be staggered so that some initial appointees will serve terms of less than three years. Legislative members will serve on the Council for the biennial session of the General Assembly in which they are appointed. All Council members may be reappointed. (Sec. 122.98(B) and Section 3(A) of the bill.)

Council meetings

The Council is required to meet at least once every six months. It may meet more frequently upon the call of the chairperson or upon the request of six or more of its members. Seven Council members constitute a quorum, but the Council may not take any official action without the affirmative vote of at least six members. In addition to its chairperson designated by the Governor, the Council may elect other officers it considers necessary. (Sec. 122.98(C).)

Compensation

Members of the Council will receive no compensation but are to be reimbursed for their actual and necessary expenses incurred in the performance of Council duties (sec. 122.98(D)).

Department of Development assistance with administrative expenses

Upon the request of the Council, the Department of Development must provide the Council with meeting space, staff services, and other technical assistance. The Department, through its general operating budget, must assist the Council with the costs of production and distribution of reports. (Sec. 122.98(E).)

Authority of the Council

The Council may undertake two types of activities: examination activities and advice activities (sec. 122.981(A)). First, it may conduct an examination of existing and proposed laws, rules, and policies of the state or the United States that affect or may affect the growth and viability of the aerospace and defense industries in Ohio and the status of federal installations in Ohio associated with those industries. Furthermore, it may examine (1) the problems that the aerospace and defense industries in Ohio face at any particular time, including problems arising from foreign competition or the economic climate in the state, and (2) any other matters relevant to the future of those industries in Ohio. (Sec. 122.981(A)(1).)

Second, the Council may advise federal, state, and local government officials on questions and matters affecting the aerospace and defense industries in Ohio (sec. 122.981(A)(2)).

Annual report

The Council is required to submit an annual report to the Speaker and Minority Leader of the House of Representatives, the President and Minority Leader of the Senate, and the chairpersons of the standing committees of the General Assembly to which matters concerning economic development are

normally referred. The report is due no later than October 1 and must describe the Council's activities during the previous year. The report may propose methods to expand the aerospace and defense industries in Ohio, identify problems facing those industries in Ohio that were discovered during the Council's activities, and make recommendations to modify state statutes, rules, or policies. (Sec. 122.981(B).)

The Council also must submit the report to the Director of Development, who must make it available to members of the public upon request. The Department of Development staff assigned to the Council must keep a record of all of those requests. (Sec. 122.981(B).)

Council subject to the Sunset Review Committee Law

The Council expires on December 31, 2004, unless it is renewed by an Act of the General Assembly enacted in accordance with the Sunset Review Committee Law (Section 3(B) of the bill).

HISTORY

ACTION	DATE	JOURNAL ENTRY
Introduced	04-24-01	p. 319
Reported, H. Economic Development & Small Business	---	---

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