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## CONTROLLING BOARD

### Authority regarding unanticipated revenue

- Prohibits the Controlling Board from authorizing expenditure of unanticipated revenue received by the state if the revenue exceeds the lesser of:
  - 10% of the amount appropriated for the specific or related purpose or item for that fiscal year; or
  - \$10 million.
- Prohibits the Controlling Board from creating additional funds to receive unanticipated revenue in an appropriation act for the biennium in which the new revenues are received if the revenue exceeds \$10 million.
- Requires the General Assembly, as a consequence of these prohibitions, to take action regarding the unanticipated revenue.

### Authority regarding unanticipated revenue

(R.C. 131.35)

#### Expenditure

The bill imposes limitations on the Controlling Board's authority to approve the expenditure of certain federal and nonfederal funds.

#### Federal funds

The federal funds to which this provision of the bill applies are those received into any state fund from which transfers may be made by the Controlling Board under existing law.

Currently:

- (1) If the federal funds received are greater than the amount of such funds appropriated by the General Assembly for a specific purpose, the Board may authorize the expenditure of those excess funds.
- (2) If the federal funds received are not anticipated in an appropriations act for the biennium in which the new revenues are received, the Board may create funds for



those revenues and authorize expenditures from those additional funds during that biennium.

The bill stipulates that the amount of any expenditure authorized under (1) or (2), above, for a specific or related purpose or item in any fiscal year cannot exceed 10% of the amount appropriated by the General Assembly for that specific or related purpose or item for that fiscal year, or \$10 million, whichever amount is less.

### **Nonfederal funds**

The nonfederal funds to which this provision of the bill applies are those received into any state fund from which transfers may be made by the Controlling Board under existing law, as well as the Waterways Safety Fund and the Wildlife Fund.

Currently:

(1) If the nonfederal funds received are greater than the amount of such funds appropriated, the Board may increase the appropriation and approve the expenditure of those excess funds.

(2) If the nonfederal funds received are not anticipated in an appropriations act for the biennium in which the new revenues are received, the Board may create funds to receive those revenues and authorize expenditures from those additional funds during that biennium.

The bill stipulates that the amount of any expenditure authorized by the Board under (1) or (2), above, for a specific or related purpose or item in any fiscal year cannot exceed 10% of the amount appropriated by the General Assembly for that specific or related purpose or item for that fiscal year, or \$10 million, whichever amount is less.

### **Creation of new funds**

The bill also prohibits the Controlling Board from creating any additional funds under its existing authority if the revenue received that was not anticipated in an appropriation act exceeds \$10 million.

### **Action by the General Assembly**

As a result of these limitations on the Controlling Board's authority, the General Assembly is required to take action regarding the unanticipated revenue.

