

Executive

1 DAS - 11 Space to be Leased**R.C. 123.01**

Expands the powers of the Department of Administrative Services (DAS) by authorizing the department to lease any space, not just office space, for use by a state agency.

Fiscal effect: Potential for increased lease revenues to DAS. If DAS is able to offer state agencies space for lease at below-market rates, the provision could also result in savings for state agencies.

2 DAS - 13 State Equal Employment Opportunity Program**R.C. 124.04, Section 207.20.40**

Requires DAS to administer a state equal employment opportunity program. Requires DAS, with the approval of the Director of Budget and Management, to establish charges for recovering the costs of administering the activities supported by GSF Fund 1880, State Equal Employment Opportunity. Requires charges to be deposited to the fund upon payment made by state agencies, municipal corporations, and other political subdivisions of the state, for services rendered.

Fiscal effect: DAS already administers a state equal employment opportunity program. This provision codifies existing practice and would therefore have no fiscal effect.

3 DAS - 2 Personnel Services Contracts**R.C. 124.07**

Specifies that DAS's authority to enter into agreements with political subdivisions to provide them with merit program and other human resources services includes providing these services to counties and also services such as providing competitive examinations for persons in the classified civil service of subdivisions.

Requires that amounts DAS receives for providing these services be paid into GSF Fund 1250, Human Resources Services.

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4 DAS - 12 County Job Classification Plan Reimbursements**R.C. 124.14**

Requires counties that do not have a county personnel department and that use county job classification plans established by DAS to pay a usage fee, with the fees being paid into GSF Fund 1250, Human Resources Services, and generally limits DAS's supervision of county personnel departments.

Fiscal effect: Potential gain in revenue Fund 1250.

5 DAS - 4 Civil Service Examinations**R.C. 124.23**

Provides that DAS is generally responsible for administering civil service examinations only for positions in the classified civil service of the state, excluding positions of employment with state-supported colleges and universities, counties, cities, city health districts, city, school districts, general health districts, and civil service townships.

Fiscal effect: Potential savings since DAS would no longer administer civil service examinations on behalf of non-state agencies.

6 DAS - 3 Layoff Notice Statement of Rationale**R.C. 124.321**

Eliminates the requirement that state appointing authorities must file a statement of rationale with DAS before sending out a layoff notice to those employees not paid by warrant of the Director of Budget and Management. Specifies that DAS rules governing employee layoffs apply only to employees in the state service.

Fiscal effect: Potential minimal administrative cost savings to state agencies in eliminating this filing requirement.

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7 DAS - 5 Layoff Retention Points and Displacement Rights**R.C. 124.324, 124.325**

Requires the Director of DAS to verify the calculation of layoff retention points only for employees in the service of the state, which excludes positions of employment with state-supported colleges and universities, counties, cities, city health districts, city school districts, general health districts, and civil service townships.

Specifies that the Director's rules concerning layoff displacement rights and the calculation and assignment of layoff retention points for each affected employee apply only to employees in the service of the state.

Fiscal effect: Potential decrease in DAS's administrative costs.

8 DAS - 9 Health Care Spending Account Fund**R.C. 124.821**

Codifies AGY Fund 8130, Health Care Spending Account Fund. Requires DAS to use the fund to make payments with regard to the participation of state employees in flexible spending accounts for certain nonreimbursed medical and dental expenses under section 125 of the Internal Revenue Code. Requires that investment earnings be retained in the fund.

Fiscal effect: None. This provision codifies an existing fund and program administered by DAS.

9 DAS - 10 State Employee Educational Development Fund**R.C. 124.86**

Authorizes DAS to establish and obtain OBM approval of charges sufficient only to cover state administrative costs for employee educational development programs undertaken pursuant to specific collective bargaining agreements and to deposit the proceeds in GSF Fund 5V60, Employee Development, which the provision codifies.

Fiscal effect: None, as GSF Fund 5V60 and the programs it supports already exist.

10 DAS - 7 Dependent Care Spending Account Fund**R.C. 124.882**

Codifies AGY Fund 8090, Dependent Care Spending Account. Requires DAS to use money in the fund to make payments for state employees who use flexible spending accounts for work-related dependent care expenses under section 125 of the Internal Revenue Code. Requires investment earnings on money in the fund to be credited to the fund.

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Fiscal effect: None, as the fund and the program it supports already exist.

11 DAS - 14 Central Service Agency Consolidation Initiative

R.C. *125.22, 207.10.90*

Requires that the Central Service Agency (CSA) of DAS, in consultation with the Office of Budget and Management (OBM), review the support services CSA performs for the specified state agencies, the fiscal conditions of those agencies, and make recommendations on how support services can be further consolidated to achieve administrative cost savings and efficiencies.

(1) Adds the following boards and commissions to the list of entities for which CSA is authorized to perform support services: State Medical Board, State Board of Pharmacy, State Medical Transportation Board, Ohio Athletic Commission, Board of Motor Vehicle Collision Repair, Manufactured Homes Commission, Board of Orthotics, Prosthetics, and Pedorthics, and State Board of Career Colleges and Schools.

(2) Authorizes CSA to initiate or deny personnel or fiscal actions for the specified state agencies if doing so would result in administrative cost savings and efficiencies.

(3) Authorizes CSA to require specified state agencies to enter into agreements to share office equipment, space, or other assets to the extent that such agreements would create efficiencies or savings.

(4) Specifies that the bill must not be interpreted as a grant of authority to CSA to supersede or replace the boards or commissions in the performance of their respective statutory duties, or to appoint, remove, or demote the executive directors of the boards or commissions.

(5) Authorizes OBM to take actions made necessary by administrative reorganization for the purpose of cost savings and efficiencies.

Fiscal effect: Potential cost savings for the affected boards through the consolidation of administrative services under CSA. A portion of these savings will be offset by expected increased operating costs at CSA and the cost of conducting a review of the affected boards. (See also DAS-23, Central Service Consolidation Initiative, for related uncodified law.)

12 DAS - 43 OAKS Support Organization Fund

R.C. *126.24*

Changes the purpose of the GSF Fund 5EB0, OAKS Support Organization, from paying the operating expenses of the state's enterprise resource planning system to paying the operating expenses incurred by providing information technology services in support of the system.

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13 DAS - 39 Corrective Cash Transfer**R.C. 207.30.90**

Transfers \$7,768 in cash from the GSF Fund 1130, Unemployment Compensation, to GSF Fund 1330, Information Technology, correcting a deposit made to the wrong fund. Abolishes Fund 1130 upon the completion of the transfer.

14 DAS - 45 Firefighter Collective Bargaining**R.C. 4117.01**

Specifies that, for the purposes of collective bargaining rights, a township, regardless of its population count, is considered a public employer with respect to permanent, full-time, paid members of its fire department.

Fiscal effect: Townships that currently do not engage in collective bargaining with firefighters may have to engage in collective bargaining with certain firefighters.

15 DAS - 44 MARCS Administration Fund**R.C. 4501.29**

Requires DAS to collect user fees from subscribers to the MARCS system. Requires DAS, with the advice of the MARCS Steering Committee and the consent of the OBM, to determine the amount of the user fees and the manner by which the fees must be collected. Creates the GSF Fund 5C20, MARCS Administration, in codified law. Requires investment earnings of the fund be credited to the fund.

Fiscal effect: None, as the fund and the program which it supports already exist.

16 DAS - 16 Agency Audit Expenses**Section: 207.10.10**

Requires that GRF appropriation item 100405, Agency Audit Expenses, be used for a auditing expenses designated in section 117.13 of the Revised Code for those state agencies audited on a biennial basis.

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17 DAS - 17 Oaks Rental Payments**Section: 207.10.20**

Requires that GRF appropriation item 100415, OAKS Rental Payments, be used for financing the costs associated with the acquisition, development, installation, and implementation of the Ohio Administrative Knowledge System (OAKS), and appropriates additional amounts if needed.

18 DAS - 18 STARS System**Section: 207.10.30**

Authorizes DAS, in conjunction with the Department of Taxation, to acquire the State Taxation Accounting and Revenue System (STARS) pursuant to Chapter 125 of the Revised Code, including the application software and implementation and installation of the system.

Fiscal effect: GRF appropriation item 100416, STARS Lease Rental Payments, appropriates \$4,977,600 in FY 2010 and \$7,638,500 in FY 2011 for this purpose.

19 DAS - 19 STARS Lease Rental Payments**Section: 207.10.40**

Requires that GRF appropriation item 100416, STARS Lease Rental Payments, be used for financing costs associated with the acquisition, development, installation, and implementation of STARS. Appropriates additional amounts if needed.

20 DAS - 20 Building Rent Payments**Section: 207.10.50**

Requires GRF appropriation item 100447, OBA - Building Rent Payments, to be used to meet all payments at the times they are required to be made during the period from July 1, 2009, to June 30, 2011, by DAS to the Ohio Building Authority (OBA) pursuant to leases and agreements under Chapter 152. of the Revised Code.

Requires GRF appropriation item 100448, OBA - Building Operating Payments, to be used to meet all payments at the times that they are required to be made during the period from July 1, 2010, to June 30, 2011, by DAS to OBA pursuant to leases and agreements under Chapter 152. of the Revised Code, but limited to the aggregate amount of \$51,206,000.

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Specifies that payments to OBA are for the expenses of agencies that occupy space in the various state facilities, and that DAS may enter into leases and agreements with the OBA providing for the payment of these expenses. Requires OBA to report to DAS and OBM not later than five months after the start of a fiscal year the actual expenses incurred by the OBA in operating the facilities and any balances remaining from payments and rentals received in the prior fiscal year. Requires DAS to reduce subsequent payments by the amount of the balance reported to it by OBA.

21 DAS - 21 DAS - Building Operating Payments**Section: 207.10.60**

Requires GRF appropriation item 100449, DAS - Building Operating Payments, to be used to pay the rent expenses of veterans' organizations. Allows for the appropriation to be used to pay for property appraisals or building studies that DAS may be required to obtain for property that is being bought, sold, or renovated. Allows the appropriation to be used to pay the operating expenses of state facilities maintained by DAS that are not billed to building tenants, notwithstanding section 125.28 of the Revised Code. Specifies that expenses may include the costs for vacant space and space undergoing renovation, and the rent expenses of tenants that are relocated due to building renovations. Requires payments to be processed by DAS through ISTVs and placed in GSF Fund 1320, Building Management. Allows DAS to use money in Fund 1320 to support utility costs at the State of Ohio Computer Center that exceed the available appropriation in GRF appropriation item 100433, State of Ohio Computer Center.

22 DAS - 22 Central Service Agency Fund**Section: 207.10.70**

Requires that GSF Fund 1150, Central Service Agency, appropriation item 100632, Central Service Agency, be used to make purchases as necessary to support the board licensing functions. Requires DAS to establish charges and bill the boards as applicable for carrying out these functions, the total of which is not to be greater than \$363,678 in each fiscal year of the biennium.

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23 DAS - 23 Central Service Consolidation Initiative**Section: 207.10.80**

Earmarks \$308,230 in FY2010 and \$235,230 in FY2011 of GRF appropriation item 130321, State Agency Support Services, be used for the Central Service Agency Consolidation Initiative. (See also DAS-14, Central Service Agency Consolidation Initiative.)

24 DAS - 24 General Service Charges**Section: 207.20.10**

Requires DAS, with the approval of the Director of Budget and Management, to establish charges for recovering the costs of administering the programs funded by GSF Fund 1170, General Services, and GSF Fund 2100, State Printing. Appropriates any additional amounts necessary in GSF Fund 1170 appropriation item General Services Division-Operating to pay for consulting and administrative costs related to lower pricing, but only upon the approval of the Director of OBM.

25 DAS - 25 Collective Bargaining Arbitration Expenses**Section: 207.20.20**

Authorizes DAS to seek reimbursement from state agencies for the actual costs and expenses DAS incurs in the collective bargaining arbitration process. Requires the reimbursements to be processed through intrastate transfer vouchers and credited to GSF Fund 1280, Collective Bargaining.

Fiscal effect: Increased revenue to the Collective Bargaining Fund (Fund 1280); increased costs to those state agencies that use collective bargaining arbitration services.

26 DAS - 6 NextGen Broadband Network**Sections: 207.20.30, 259.30.80, 610.10, 610.11**

(1) Reappropriates the unexpended, unencumbered amounts of GSF Fund 1330 appropriation item 100607, IT Services Delivery that were allocated for implementation of NextGen Network in FY 2008 and FY 2009 for the same purpose in FY 2010 and FY 2011.

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(2) Reappropriates the unexpended, unencumbered amounts of Department of Development's Third Frontier Fund 7011 appropriation item 195687, Third Frontier Research and Development projects, and Fund 7014 appropriation item 195692, Research and Development Taxable Bond Projects, that were allocated for implementation of the NextGen Network in FY 2008 and FY 2009 for the same purpose in FY 2010 and FY 2011.

(3) Reappropriates the unexpended, unencumbered amounts of capital appropriation item C23506, Third Frontier Project, which were previously allocated to implement the NextGen Network in FY 2008, for the same purpose in FY 2009 and FY 2010.

27 DAS - 27 Merchandise Resale Fund**Section: 207.20.50**

Transfers the cash balance, functions, assets, and liabilities of the Merchandise Resale Fund (Fund 2010) to the State Printing Fund (Fund 2100) on July 1, 2009 or as soon as possible thereafter. Abolishes Fund 2010 after the transfer.

28 DAS - 28 Leveraged Enterprise Purchase Program**Section: 207.20.60**

Allows DAS to use GSF Fund 2290, appropriation item 100640, Leveraged Enterprise Purchases, to operate a leveraged Enterprise Purchases Program to make enterprise-wide technology purchases. Authorizes DAS to recover the cost of operating such a program from all participating government entities and deposit such revenues into the GSF Fund 2290, IT Governance.

Fiscal effect: Potential savings to state agencies that make technology purchases through DAS procurement contracts.

29 DAS - 29 Information Technology Assessment**Section: 207.20.70**

Authorizes DAS to establish an information technology assessment for the purpose of recovering the cost of selected infrastructure and statewide programs. Exempts legislative and judicial agencies, as well as the Bureau of Workers' Compensation and the Adjutant General, from the charge. Requires that all revenue attributable to the charge be deposited in GSF Fund 2290, IT Governance.

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30 DAS - 30 Investment Recovery Fund**Section: 207.20.80**

- (1) Authorizes DAS to use cash balances in the GSF Fund 4270, Investment Recovery, to support the operating expenses of the Federal Surplus Operating Program.
- (2) Authorizes DAS to use cash balances in Fund 4270 to support the operating expenses of the Asset Management Services Program.
- (3) Earmarks \$2,093,564 in FY 2010 and \$2,107,388 in FY 2011 of GSF Fund 4270 appropriation item 100602, Investment Recovery, to pay the operating expenses of the State Surplus Property Program, the Surplus Federal Property, Property Program, and the Asset Management Services Program. Authorizes DAS to seek additional appropriations via Controlling Board.
- (4) Requires that \$3,590,000 in FY 2010 and \$3,576,176 in FY 2011 of GSF Fund 4270 appropriation item 100602, Investment Recovery, be used to transfer proceeds from the sale of surplus property from Fund 4270 to non-General Revenue Funds under Section 125.14 of the Revised Code. Appropriates any additional amounts approved by the Director of OBM.

31 DAS - 31 DAS Information Services**Section: 207.20.90**

Establishes Fund 4P30, DAS Information Services Fund, and requires that appropriation item 100603, DAS Information Services, be used to provide information systems and services in DAS. Requires DAS to establish all user charges allowable in the statewide indirect cost allocation plan, and deposit all such charges in this fund.

32 DAS - 32 Administrative Hearings**Section: 207.30.10**

- (1) Creates GSF Fund 5DQ0, Administrative Hearings, to pay operating costs associated with a centralized administrative Hearing Office in DAS. Requires that Fund 5DQ0 appropriation item 100638, Administrative Hearings, be used to make payments from the fund.
- (2) Requires DAS, with the approval of OBM, to establish user charges to recover the costs of providing adjudicatory services and deposit such collected charges in Fund 5DQ0.

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- (3) Requires DAS to submit a spending plan to OBM to justify operating charges to agencies and transfers to Fund 5DQ0. Limits the total amount to be transferred to the fund for the creation of an Office of Administrative Hearings to \$200,000.
- (4) Requires that any cash balance in Fund 5DQ0 be returned to the agencies from which funds were originally transferred according to a plan submitted by the Director of DAS to the Director of OBM when DAS submits its budget request for the FY 2012-FY 2013 biennium.

33 DAS - 33 OAKS Support Organization**Section: 207.30.20**

Requires that GSF Fund 5EB0 appropriation item 100635, OAKS Support Organization, be used by the Office of Information Technology to support the operating costs associated with the implementation and maintenance of the state's enterprise resource planning system.

Requires DAS to develop a cost allocation plan including (1) up to \$9,610,874 in FY 2010 and \$9,733,416 in FY 2011 from OBM via ISTV, and (2) amounts from DAS's Human Resources Division via ISTV, and (3) other DAS Services Funds via ISTV.

Allows the Director of DAS to request that the Director of OBM transfer cash from other funds used by DAS to GSF Fund 5EB0, OAKS Support Organization, in lieu of ISTV billings. Requires that these amounts, whether made by ISTV billings or cash transfers, not be in excess of the limits under the federal indirect cost allocation plan.

Requires DAS's Human Resources Division to operate and maintain the human capital management module of OAKS and include in the human resources payroll rate the estimated costs of maintaining the module. Requires that such revenues be deposited in GSF Fund 1250, Human Resources, and transferred not less than quarterly to Fund 5EB0.

34 DAS - 34 Transfer to OAKS Support Organization Fund**Section: 207.30.30**

Authorizes OBM to transfer \$1,317,922.16 in cash from the GSF Fund 1330, IT Services Delivery to GSF Fund 5EB0, OAKS Support Organization, to correct an ISTV deposited mistakenly in Fund 1330.

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35 DAS - 35 Professional Development Fund**Section: 207.30.40**

Requires that the GSF Fund 5L70, Professional Development appropriation item 100610, Professional Development, be used to pay the costs of administering educational programs for state employees who are exempt from collective bargaining coverage.

36 DAS - 36 Employee Educational Development**Section: 207.30.50**

Requires that GSF Fund 5V60 appropriation item 100619, Employee Educational Development, be used to pay for educational programs under existing collective bargaining agreements with District 1199, the Health Care and Social Service Union; State Council of Professional Educators; Ohio Education Association and National Education Association; the Fraternal Order of Police Ohio Labor Council, Unit 2; and the Ohio State Troopers Association, Units 1 and 15. Appropriates additional amounts upon the request of the Director of DAS and approval of the Director of OBM.

37 DAS - 37 Centralized Gateway Enhancement Fund**Section: 207.30.60**

Creates the Centralized Gateway Enhancements Fund (Fund 5X30) and requires related appropriation item 100634, Centralized Gateway Enhancements, to be used to pay the costs of expanding, enhancing, and operating the infrastructure of the Ohio Business Gateway, State Portal, and Shared Hosting Environment.

38 DAS - 38 Major IT Purchase**Section: 207.30.70**

Requires the Director of DAS to compute the amount of revenue attributable to amortization of all equipment purchases and capitalized systems from (1) GSF Fund 1330 appropriation item 100607, (2) IT Services Delivery, (3) GSF Fund 4N6 appropriation item 100617, Major IT Purchases, and (4) appropriation item C10014, Major Computer Purchases, which is recovered as part of the rates charged by the IT Service Delivery Fund. Allows the Director of OBM to transfer cash in an amount not to exceed the amount amortization computed from Fund 1330 to GSF Fund 4N60.

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Fiscal effect: Allows Fund 4N60 to be used to make infrequent, large-scale technology purchases which would otherwise have to be made by sharply increasing computer services user rates during the fiscal year.

39 DAS - 15 Cash Transfers From the Major IT Purchase Fund

Section: 207.30.80

Allows for the following transfers from GSF Fund 4N60, IT Purchases, upon the approval of the Director of OBM:

(1) Up to \$2,800,000 in each fiscal year of the biennium to GSF Fund 1310, State Architect, to support the OAKS Capital Improvements Module and other costs of the State Architect's Office that are not directly related to capital projects managed by the State Architect.

(2) Up to \$1,097,412 in FY 2010 and up to \$1,111,575 in FY 2011 to the GSF Fund 1120, Director's Office, to support operating expenses of the Accountability and Results Initiative.

(3) Up to \$4,000,000 in FY 2010 and up to \$1,000,000 in FY 2011 to the GSF Fund 5EB0, OAKS Support Organization, for OAKS operating costs not billed to GSF Fund 1050, Accounting and Budgeting, which is used by OBM, to GSF Fund 1250, Human Resources Services, which is used by DAS, or paid from other DAS's funds.

Appropriates these approved transfer amounts to the following GSF line items: 100639, State Architect's Office in FY 2010 and FY 2011; 100616, DAS Administration, in FY 2010 and FY 2011; and 100635, OAKS Support Organization, in FY 2010 only.

40 DAS - 40 MARCS Debt Service Payments

Section: 207.40.10

Requires the Director of DAS, with advice from the MARCS Steering Committee, to determine the amount of debt service payments attributable to spending for MARCS components that are not specific to any one agency, and that are charged to agencies supported by the Motor Fuel Tax.

Requires that such debt service payments be calculated for MARCS capital disbursements made beginning July 1, 1997. Within thirty days of any payment made from appropriation item 100447, OBA - Building Rent Payments, requires the Director of DAS to certify to the Director of OBM the amount of this share. Requires the Director of OBM to transfer these amounts to the GRF from the State Highway Safety Fund 7036.

Requires DAS to consider renting or leasing existing tower sites at reasonable market rates, so long as the existing sites are equipped with the technical capabilities to support the MARCS project.

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41 DAS - 8 Accountability and Results**Section: 207.40.20**

Creates the Accountability and Results Fund (Fund 5GD0) to pay for the Results and Accountability Initiative. Identifies the following potential funding sources: gifts, grants, devises, bequests, and other financial contributions made to DAS. Requires that all investment earnings of the fund be credited to the fund.

42 DAS - 41 Declaration of Public Exigency**Section: 207.40.30**

Requires the Director of DAS to notify the members of the Controlling Board whenever the Director declares public exigency pursuant to R.C. 125.15.

43 DAS - 42 Lease Payments to OPFC, OBA, and Treasurer of State**Section: 518.20**

Appropriations additional amounts, if necessary, for the purpose of making lease payments pursuant to leases and agreements relating to bonds and notes issued by the Ohio Building Authority or the Treasurer of State, or previously, by the Ohio Public Facilities Commission, pursuant to the Ohio Constitution and acts of the General Assembly.

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44 OBM - 17 OAKS Support**Section: 229.10**

Requires the Director of OBM to operate and maintain the financial management module of the state's enterprise resource planning system, referred to as the Ohio Administrative Knowledge System (OAKS). Requires the Director of OBM to include in the accounting and budgeting services payroll rate the recovery of estimated costs of the information technology services provided by the Office of Information Technology (OIT) in DAS in support of the financial management module of OAKS, up to \$9,610,874 in FY 2010 and up to \$9,733,416 in FY 2011.

Requires such cost recovery revenue to be deposited into the Accounting and Budgeting Fund (Fund 1050) and paid at least quarterly to the OAKS Support Organization Fund (Fund 5EB0) by intrastate transfer vouchers in accordance with the budget and cost allocation plan approved by the Director of OBM for each fiscal year.

Allows the Director of DAS to offset this proportional allocation with intrastate transfer voucher billings to or cash transfers from other funds used by DAS to support costs paid from Fund 5EB0.

Executive**Other Education Provisions**

45 EDU - 95 School Employees Health Care Board

Section: 265.60.90

Transfers the School Employees Health Care Board and any unexpended and unencumbered appropriations or reappropriations for the Board from DAS to ODE. Requires the transfer to take effect on July 1, 2009, or as soon as possible thereafter. Requires the Director of Budget and Management to make budget changes made necessary by the transfer.

Fiscal effect: Increased expenditures of ODE presumably offset by transfer of appropriations from DAS.
