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DASCD11 Actuarial Report on the Risk Management Reserve Fund

R.C. 9.823

Eliminates the requirement for an annual actuarial examination and written report on the amounts reserved and disbursements made from the Risk Management Reserve Fund (Fund 1300).

Fiscal effect: Minimal reduction in costs resulting from elimination of the actuarial report requirement.

DASCD8 Requirements that Apply to Health Care Plans Offered to Public Employees

R.C. 9.901, 9.833, 9.90, 1545.071

- (1) Provides DAS ongoing authority to prescribe best practices for public employers' health care plans, and requires state institutions of higher education (in addition to political subdivisions and school districts under current law) to offer health care plans that contain best practices established by DAS or the former School Employees Health Care Board.
- (2) Retains the current policy allowing a political subdivision to adopt a delivery system of benefits that is not in accordance with DAS's adopted best practices if it is considered to be most financially advantageous to the political subdivision, but adds that a consultation with DAS is required and that DAS must consider the plan to be most financially advantageous.
- (3) Requires DAS to do all of the following: (A) Identify strategies to manage health care costs; (B) Study the potential benefits of state or regional consortiums of public employers' health care plans; (C) Publish information regarding the health care plans offered by political subdivisions, school districts, state institutions, and existing consortiums; (D) Assist in the design of health care plans for political subdivisions, school districts, and state institutions of higher education separate from the plans for state agencies; (E) Adopt and release a set of standards that are to be considered the best practices for health care plans offered to employees of political subdivisions, school districts, and state institutions; (F) Promote cooperation among all organizations affected by this provision in identifying the elements for its successful implementation; and (G) Promote cost containment measures aligned with patient, plan, and provider management strategies in developing and managing health care plans.
- (4) Abbreviates the name of the Political Subdivisions and Public Employees Health Care Fund to the Public Employees Health Care Fund.

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(5) Permits the Director of DAS to convene a Public Health Care Advisory Committee, instead of establishing the Committee in statute under current law. Requires Committee members to serve without compensation. Removes the requirement that the Committee include representatives from state and local government employers, state and local government employees, insurance agents, health insurance companies, and joint purchasing arrangements currently in existence.

(6) Allows DAS to "work with," instead of "contract with" under current law, other state agencies to obtain services as DAS deems necessary for the implementation and operation of this provision.

(7) Eliminates various provisions of current law that requires DAS to design health care plans for use by public employers that are separate from plans for state agencies.

Fiscal effect: Presumably, health care plans that contain best practices would produce savings. The administrative costs for DAS to carry out those responsibilities are paid from GRF appropriation item 100403, Public Employees Health Care Program.

DASCD10 Surety Bonds for State Elected Office Holders and Other Officials

R.C. *109.06, 111.02, 113.02, 117.03, 121.11*

(1) Eliminates the requirement that statewide elected office holders give a surety bond to the state that has been issued by a surety provider approved by the Governor, and instead allows the bond to be issued by any surety provider authorized to do business in the state.

(2) Removes the requirement for the Governor to approve surety and fix the amounts of surety for bonds of cabinet-level department appointees (but maintains the current law's minimum threshold of \$10,000 for such surety bonds). Allows DAS to procure a schedule in addition to a blanket bond from a duly authorized corporate surety provider authorized to do business in the state instead of from any duly authorized corporate surety for such appointees and any other officer the Governor designates.

(3) Removes the current authority for the director of each department, with the Governor's approval, to require any officer or employee in the director's department, to give a surety bond.

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DASCD14 Theater Equipment Maintenance Fund

R.C. 123.19, Section 282.90

(1) Establishes the Theater Equipment Maintenance Fund for use by DAS and specifies that all appropriate theater related revenue be credited to the fund. Provides that appropriate theater related expenses be paid from the fund. Provides that all investment earnings of the fund be credited to the fund.

(2) Requires the Director of Budget and Management to transfer from the Ohio Cultural Facilities Commission Administration Fund to Fund 5MV0 any remaining cash balances from ticket receipts from the Riffe Theatres.

(3) Requires FCC and DAS to enter into an interagency agreement to transfer to DAS the management of the cultural facilities currently managed by FCC.

Fiscal effect: The new Theater Equipment Maintenance Fund (Fund 5MV0) will collect theater rents and other proceeds from events held in the theaters located within the Riffe Center, since the bill proposes to transfer oversight of this space from the Cultural Facilities Commission (eliminated under the bill) to DAS. See FCCCD22 "Elimination of the Ohio Cultural Facilities Commission" under the Ohio Facilities Construction Commission.

DASCD40 Maximum Pay Range for Unclassified Policy Development and Implementation Staff

R.C. 124.11

Expands the maximum compensation that each state department may pay to up to five of its unclassified employees who are involved in policy development and implementation, from pay range 44 (up to \$49.50 per hour or \$102,960 annually) to pay range 47 (up to \$64.45 per hour or \$134,056 annually).

Fiscal effect: Potential increase in payroll costs for state agencies that employ such staff.

DASCD6 Job Classification Plans

R.C. 124.14, 124.141, 124.15

(1) Eliminates the requirement that the Director of DAS establish and maintain a job classification plan specifically by rule, and instead requires that the Director establish such a plan generally.

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(2) Eliminates the requirement that if the Director establishes an appointment incentive program, it must be established by rule.

(3) Limits job classification plans established by the Director to cover positions, offices, and employment in the service of the state rather than all positions funded "in whole or in part by the state."

Fiscal effect: Potential reduction in classification plan oversight costs paid from the Human Resources Operating Fund (Fund 1250).

DASCD7 Approval of Exempt Employee Compensatory Time or Overtime Pay Plans**R.C. 124.18**

Clarifies that the DAS Director's authority to approve plans granting compensatory time or overtime compensation for exempt employees applies to employees in the service of the state instead of state employees as under current law.

Fiscal effect: None.

DASCD12 Building Improvement Fund**R.C. 125.27, 127.14**

Establishes the Building Improvement Fund in statute and specifies that money in this fund is to be used for major maintenance or improvements at the following buildings: (1) Rhodes Office Tower in Columbus, (2) Lausche Office Tower in Cleveland, (3) Toledo Government Center, (4) Ocasek Office Building in Akron, and the (5) Riffe Center in Columbus.

Prohibits the Controlling Board from authorizing cash transfers from the Building Improvement Fund to the GRF or other funds.

Fiscal effect: None. The Building Improvement Fund (Fund 5KZ0) was originally established in uncodified law contained in H.B. 153 of the 129th G.A. The fund is used to pay for major improvements and maintenance at state office buildings managed by DAS.

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DASCD3 Building Operation Fund

R.C. 125.28

Creates the Building Operation Fund within the state treasury and allows DAS to deposit money collected for operating expenses of facilities owned or maintained by DAS into the fund or into the Building Management Fund where it is currently deposited.

Fiscal effect: None. The Building Operation Fund (Fund 5LA0) was originally created by H.B. 153 of the 129th G.A. to allow DAS to receive operating expense payments from non-GRF tenants of state office buildings that were collected by the Ohio Building Authority before its consolidation within DAS.

DASCD5 Skilled Trade and Skilled Trade Fund

R.C. 125.28

Replaces the current-law term "skilled trade services" with "minor construction project management" and allows DAS to provide these services to any state agency instead of just state agencies that occupy space in a facility not owned by DAS. Renames the Skilled Trade Fund in the state treasury to the Minor Construction Project Management Fund and provides that money collected for minor construction project management services be deposited into the renamed fund.

Fiscal effect: The provision gives DAS authority to provide minor maintenance services to all state office buildings, including those once overseen by the former Ohio Building Authority. Receipts from these services are deposited into the renamed Minor Construction Project Management Fund (Fund 5C30).

DASCD2 State Fleet Alternative Fuel Requirements

R.C. 125.836, 125.832; Repealed: 125.837 and 125.838

(1) Eliminates a requirement that higher education institutions annually report statistics concerning the management of their motor vehicle fleets to DAS under the state's fleet management program.

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- (2) Eliminates the credit banking and selling program that is a component of the state's alternative fuel vehicle fleet acquisition strategy under DAS's fleet management program.
- (3) Transfers control of the state Biodiesel Revolving Fund from DAS to the Development Services Agency, and eliminates the proceeds from the sale of credits under the credit banking and selling program mentioned above as a source of revenue for the fund.
- (4) Eliminates the position of State Alternative Fuel Officer within DAS, whose responsibility is to ensure the state's compliance with fleet purchasing laws and requirements about alternative fuels and other fleet-related matters.
- (5) Eliminates a requirement that DAS quarterly report on alternative fuel usage by state agencies, including the amounts of alternative fuels and conventional fuels purchased, the per-gallon prices paid for each fuel, the locations at which alternative fuels were purchased, and the fuel amounts purchased at each such location.
- (6) Eliminates a requirement that DAS produce an annual report on the state's alternative fuel fleet that is submitted to the Governor, to the Speaker and Minority Leader of the House of Representatives, and to the President and Minority Leader of the Senate.

Fiscal effect: Potentially reduces oversight costs that are paid from the State Fleet Management Fund (Fund 1220) in the DAS budget, and potentially reduces administrative burden for state institutions of higher education.

DASCD16 OAKS Lease Rental Payments

Section: 207.20

Requires GRF appropriation item 100415, OAKS Lease Rental Payments, to be used to make debt service payments for the costs of the acquisition, development, installation, and implementation of the Ohio Administrative Knowledge System. Appropriates additional amounts for this purpose if necessary.

DASCD17 STARS Lease Rental Payments

Section: 207.30

(1) Requires GRF appropriation item 100416, STARS Lease Rental Payments, to be used to make debt service payments for the costs of the acquisition, development, installation, and implementation of the State Taxation Accounting and Revenue System (STARS). Appropriates additional amounts for this purpose if necessary.

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(2) Describes STARS as an integrated tax collection and audit system that will replace all of the state's existing separate tax software and administration systems for the various taxes collected by the state.

(3) Provides that DAS, in conjunction with the Department of Taxation, may acquire STARS, including, but not limited to, the application hardware and software and installation and implementation thereof, for the use of the Department of Taxation.

(4) Specifies that any lease-purchase agreement to acquire STARS must provide that, at the end of the lease period, the financed asset becomes the property of the state.

(5) Limits the principal amount of any new financing to \$20 million.

Fiscal effect: STARS was financed with the issuance of approximately \$40.1 million in debt through Certificates of Participation (COPS). The outstanding balance owed is \$29.7 million as of February 2013.

DASCD18 MARCS Lease Rental Payments

Section: 207.40

Requires GRF appropriation item 100414, MARCS Lease Rental Payments, to be used to make debt service payments for the costs of the acquisition, development, installation, and implementation of MARCS. Appropriates additional amounts for this purpose if necessary.

DASCD19 MARCS Upgrade

Section: 207.50

(1) Authorizes DAS to update MARCS to a 700/800 megahertz voice and data system specifically designed to support interoperable communications for public safety, law enforcement, and other first responders.

(2) Requires that any lease-purchase agreement utilized to finance the MARCS enhancements specify that the financed assets become the property of the state at the end of the lease period.

(3) Limits the principal amount of any new lease-purchase financing to \$27 million.

Executive**DASCD20 Administrative Building Lease Payments****Section: 207.60**

Requires that GRF appropriation item 100447, Administrative Building Lease Rental Payments, be used to make payments to the Treasurer of State pursuant to leases and agreements entered into by the state. Specifies that the appropriations are the source of funds pledged for bond service charges on obligations issued pursuant to R.C.152. and R.C. 154.

DASCD41 Office Building Operating Payments**Section: 207.60**

Requires GRF appropriation item 100448, Office Building Operating Payments, be used to pay the expenses of vacant space, space undergoing renovation, agencies funded by the GRF, and rent expenses of tenants that have been relocated because of renovations that occupy space in various state facilities.

Requires that, at least once per year, the portion of appropriation item 100448, Office Building Operating Payments that is not used for these purposes be processed by DAS through intrastate voucher and placed in the Building Improvement Fund (Fund 5KZ0).

DASCD21 DAS - Building Operating Payments**Section: 207.70**

(1) Requires that GRF appropriation item 100449, DAS - Building Operating Payments, be used to pay the rent expenses of veterans organizations pursuant to section 123.04 of the Revised Code.

(2) Allows the appropriation to be used to provide funding for the cost of property appraisals or building studies that DAS may be required to obtain for property that is being sold by the state or property under consideration to be renovated or purchased by the state.

(3) Allows for the remaining portion of the appropriation to be used to pay the operating expenses of state facilities maintained by DAS that are not billed to building tenants or other costs associated with the Voinovich Center in

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Youngstown, Ohio. Specifies that these expenses may include, but are not limited to, the costs for vacant space and space undergoing renovation, and the rent expenses of tenants that are relocated because of building renovations. Allows these payments to be processed by DAS through intrastate transfer vouchers and placed in the Building Management Fund (Fund 1320).

DASCD42 Cash Transfers from the Workforce Development Fund**Section: 207.70**

Requires the Director of Budget and Management, at the request of the Director of Administrative Services, to transfer up to \$975,000 during the FY 2014-FY 2015 biennium from the Workforce Development Fund (Fund 5D70) to the Human Resources Services Fund (Fund 1250) to support one-time human resources administration activities for state agencies.

DASCD22 Central Service Agency Fund**Section: 207.80**

Requires that GSF Fund 1150 appropriation item 100632, Central Service Agency, be used to purchase equipment, products, and services that are needed to maintain existing automated applications for the professional licensing boards and the Casino Control Commission to support board licensing functions during the FY 2014-FY 2015 biennium until these functions are replaced by the Ohio Professionals Licensing System. Requires DAS to establish charges for recovering the costs of carrying out these functions that are to be billed to the professional licensing boards and the Casino Control Commission. Requires that these amounts be deposited via intrastate transfer vouchers into the Central Service Agency Fund (Fund 1150).

Authorizes the Director of Budget and Management, upon implementation of the replacement Ohio Professionals Licensing System and the decommissioning of the existing automated applications, to transfer any cash balances remaining in Fund 1150 that are attributable to the operation of the existing automated applications to the Ohio Professionals Licensing System Fund (Fund 5JQ0).

Executive**DASCD23 General Services Charges****Section: 207.90**

Requires DAS to establish, with the approval of the Director of Budget and Management, charges for recovering the costs of administering the programs funded by the General Services Fund (Fund 1170) and the State Printing Fund (Fund 2100). Specifies that receipts deposited into Fund 1170 may be used to recover the cost of paying a vendor to establish reduced pricing for contracted supplies or services.

Allows the Director of Administrative Services to request that the Director of Budget and Management approve additional expenditures to pay for consulting and administrative costs related to securing lower pricing for these services.

Appropriates the approved additional amounts in GSF Fund 1170 appropriation item 100644, General Services Division - Operating

DASCD24 Collective Bargaining Arbitration Expenses**Section: 207.100**

Authorizes the Department of Administrative Services, with the approval of the Director of Budget and Management, to seek reimbursement from state agencies for the actual costs and expenses the Department incurs in the collective bargaining arbitration process. Requires reimbursements to be processed through intrastate transfer vouchers and credited to the Collective Bargaining Fund (Fund 1280).

DASCD25 Equal Opportunity Program**Section: 207.110**

Authorizes DAS, with the approval of the Director of Budget and Management, to establish charges for recovering the costs of administering the activities supported by the State EEO Fund (Fund 1880). Specifies that Fund 1880 consists of receipts from payments made by state agencies, state supported or state-assisted institutions of higher education, and tax-supported agencies, municipal corporations, and other political subdivisions for services rendered.

Executive**DASCD26 Leveraged Enterprise Purchases****Section: 207.113**

Specifies that GSF Fund 2290 appropriation item 100640, Leveraged Enterprise Purchases, be used by DAS to make information technology purchase for the benefit of one or more government entities. Requires the Director of Administrative Services to seek Controlling Board approval for an increase in appropriation if the Director determines that additional amounts are necessary to pay for pass-through information technology purchases that will be billed to one or more state agencies.

DASCD27 Investment Recovery Fund**Section: 207.120**

(1) Allows cash balances in the Investment Recovery Fund (Fund 4270) to be used to support the operating expenses of the Federal Surplus Operating Program created in sections 125.84 to 125.90 of the Revised Code.

(2) Allows up to \$1,618,062 in FY 2014, and up to \$1,638,515 in FY 2015 from GSF Fund 4270 appropriation item 100602, Investment Recovery, to be used to pay the operating expenses of the State Surplus Property Program and the Surplus Federal Property Program. Allows the Director of Administrative Services to seek Controlling Board approval if additional appropriations are necessary for these purposes.

(3) Requires that up to \$2,266,938 in FY 2014, and up to \$1,261,485 in FY 2015 of the appropriation be used to transfer the proceeds from the sale of surplus property from Fund 4270 to non-General Revenue Funds. Allows the Director of Administrative Services to request the Director of Budget and Management to authorize the transfer of additional amounts if necessary.

Executive**DASCD28 Major IT Purchases Charges****Section: 207.130**

Allows DAS to bill agencies for actual expenditures made on major IT purchases if those expenditures are not recovered as part of the information technology service rates the Department charges and deposits into the Information Technology Fund (Fund 1330). Requires that the charges for actual expenditures made on IT purchases not recovered as part of the information technology service rates be deposited into the Major IT Purchases Fund (Fund 4N60).

DASCD29 DAS Information Services**Section: 207.140**

Establishes the DAS Information Services Fund (Fund 4P30) in the state treasury. Requires that Fund 4P30 appropriation item 100603, DAS Information Services, be used to pay the costs of providing information systems and services within DAS, but also allows any state agency, board, or commission to use DAS Information Services by paying for the services rendered. Requires DAS to establish charges for all information systems and services that are allowable in the statewide indirect cost allocation plan and specifies that these receipts are to be deposited in Fund 4P30.

DASCD30 Cash Transfer from the MARCS Administration Fund to the GRF**Section: 207.150**

Allows the Director of Administrative Services to request that the Director of Budget and Management transfer unobligated cash in the MARCS Administration Fund (Fund 5C20) to the GRF to reimburse the GRF for lease rental payments made on behalf of the MARCS Upgrade.

Executive**DASCD31 Professions Licensing System****Section: 207.160**

(1) Creates the Professions Licensing System Fund (Fund 5JQ0) in the state treasury and specifies that the fund shall be used to purchase the equipment, products, and services necessary to develop and maintain a replacement automated licensing system for the professional licensing boards. Specifies that appropriation item 100658, Ohio Professionals Licensing System, be used to make these purchases.

(2) Permits the Director of Budget and Management to transfer up to a total of \$990,000 during the FY 2014-FY2015 biennium from the Occupational Licensing and Regulatory Fund (Fund 4K90), the State Medical Board Operating Fund (Fund 5C60) and the Casino Control Commission - Operating Fund (Fund 5HS0) to the Professions Licensing System Fund. Requires that the transfers be made in proportion to the number of current licenses issued by the professional licensing boards and the Casino Control Commission. Specifies that the purpose of the transfers is to fund initial systems acquisition and development costs. Reappropriates any cash balances not spent in FY 2014 to FY 2015.

(3) Requires DAS to establish charges for and bill the professional licensing boards and Casino Control Commission to recover the costs of ongoing maintenance of the system once the system is implemented. Specifies that the charges be made through intrastate transfer voucher to the credit of Fund 5JQ0.

DASCD32 Building Improvement Fund**Section: 207.170**

Requires that GSF Fund 5KZ0 appropriation item 100659, Building Improvement, be used to make payments for major maintenance or improvements required in the Rhodes, Riffe, Lausche, DiSalle, and Ocasek state office buildings.

Requires DAS to conduct or contract for regular assessments of these building and maintain a cash balance in Fund 5KZ0 equal to the cost of the repairs and improvements that are recommended to occur within the next five years, except that the Director of DAS may request the Director of OBM to permit a cash transfer from Fund 5KZ0 to the Building Operating Fund (Fund 5LA0) to pay costs of operating and maintaining the buildings that are not charged to tenants during the same fiscal year.

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Allows the Director DAS, provided that the cash balance in Fund 5LA0 is sufficient, to request the Director of OBM to transfer cash from Fund 5LA0 to Fund 5KZ0 in an amount equal to the sum initially transferred from Fund 5KZ0 to Fund 5LA0.

DASCD33 Professional Development Fund**Section: 207.180**

Requires that GSF Fund 5L70 appropriation item 100610, Professional Development, be used to pay for the exempt employee Professional Development Program. Authorizes the Director of DAS to seek approval from the Director of Budget and Management to approve additional amounts if necessary and appropriates the approved amounts.

DASCD34 Building Operating Fund**Section: 207.190**

Requires that GSF Fund 5LA0 appropriation item 100660, Building Operation, be used to pay the costs of operating and maintaining the Rhodes, Riffe, Lausche, DiSalle, and Ocasek state office buildings. Requires the Director of DAS, with the approval of the Director of OBM, to establish charges to be reimbursed for the cost of operating these buildings which must include the cost of applicable depreciation on the buildings. Requires the resulting revenue to be deposited into the Building Operation Fund (Fund 5LA0).

DASCD35 Information Technology Development**Section: 207.200**

Establishes the Information Technology Development Fund (Fund 5LJ0) in the State Treasury. Specifies that GSF Fund 5LJ0 appropriation item 100661, IT Development, be used by DAS to pay the costs of modernizing the state's information technology management and investment practices to a statewide methodology supporting development of enterprise solutions. Allows the Director of DAS, with approval from the Director of Budget and Management, to charge state agencies an information technology development assessment based on state agencies' information technology expenditures. Requires the revenues from this assessment to be deposited in Fund 5LJ0.

Executive**DASCD36 Employee Educational Development****Section: 207.210**

Requires that GSF Fund 5V60 appropriation item 100619, Employee Educational Development, be used to make payments for costs related to the Employee Development Funds Program. Requires that Fund 5V60 be used to pay the costs of administering educational programs (generally tuition reimbursement) under existing collective bargaining agreements with District 1199 of 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. Allows the Director of DAS to request that the Director of Budget and Management approve additional amounts if necessary, and appropriates the additional approved amounts.

DASCD37 Cash Transfers to the Major IT Purchases Fund**Section: 207.220**

Allows the Director of Budget and Management, at the request of the Director of Administrative Services, to transfer up to \$4.0 million from the OAKS Support Organization Fund (Fund 5EB0) to the Major IT Purchases Fund (Fund 4N60) as a reimbursement of cash transferred from Fund 4N60 to Fund 5EB0 during FY 2010. Reappropriates the unencumbered and unexpended amount of Fund 4N60 appropriation item 100617, Major IT Purchases, remaining at the end of FY 2014 for use in FY 2015.

DASCD38 MARCS Debt Service Payments**Section: 207.230**

Requires the Director of Administrative Services, in consultation with the Multi-Agency Radio Communication System (MARCS) Steering Committee and the Director of Budget and Management, to determine charges for debt service payments attributable to spending for MARCS components that are not specific to any one agency and requires that these charges be assessed to agencies supported by the motor fuel tax. Requires that these payments be calculated for MARCS capital disbursements made beginning July 1, 1997.

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Requires the Director of Administrative Services, within thirty days of any payment made from GRF appropriation item 100447, Administrative Building Lease Rental Payments, to certify to the Director of Budget and Management the amount of this share, and requires the Director of Budget and Management to transfer such amounts to the GRF from the State Highway Safety Fund (Fund 7036).

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

DASCD39 Enterprise IT Strategy Implementation**Section: 207.240**

(1) Requires the Director of Administrative Services to determine and implement strategies that benefit the state by improving efficiency, reducing costs, or enhancing capacity of information technology (IT) services.

(2) Allows the Director of Administrative Services, notwithstanding any provision of law to the contrary, to request the Director of Budget and Management to consolidate or transfer IT-specific budget authority between agencies as necessary to implement enterprise IT cost containment strategies and related efficiencies.

(3) Allows the Director of Budget and Management to transfer appropriations, funds, and cash as needed to implement proposed initiatives to achieve the aforementioned strategies.

(4) Requires Controlling Board approval to establish any new fund or total increased appropriation that may be necessary to implement these new IT strategies.

(5) Allows the Director of Budget and Management and the Director of Administrative Services to transfer any employees, assets, and liabilities in order to facilitate the aforementioned strategies.

DASCD44 Funds Received for Use of Governor's Residence**Section: 503.90**

Appropriates to Fund 4H20 appropriation item 100604, Governor's Residence Gift, the amounts received for use of the residence pursuant to section 107.40 of the Revised Code.

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DASCD15 Temporary Assignment of Higher Classification for Certain Exempt Employees

Section: 701.10

Authorizes an appointing authority, in cases where no vacancy exists, and with the written consent of an exempt employee, to assign duties of a higher classification to the exempt employee for a period of time not to exceed two years.

Requires that the employee performing the duties of the higher classification receive compensation at a rate commensurate with the duties of the higher classification.

Fiscal effect: Although the effect on payroll costs is unclear, the provision gives employers more flexibility to assign employees duties as needed.

Executive**FCCCD1 Public Exigency Powers**

R.C. *123.10, 123.11, 126.14, Repealed: R.C. 123.23*

Specifies that OFCC has exclusive power to declare a public exigency by eliminating the power of DAS to do so. (Current law specifies that DAS shares the power with OFCC.)

Eliminates the ability of DAS to ask OFCC, in order to respond to a public exigency, to enter into public contracts without competitive bidding or selection.

Transfers from DAS to OFCC the power to take and use lands, materials, and other property necessary for the maintenance, protection, or repair of the public works during a public exigency.

Fiscal effect: None.

FCCCD15 Notification of Use of Criteria Architect or Engineer

R.C. *153.692*

Requires a public authority that plans to contract for design-build services and that uses an in-house criteria architect or engineer to notify the OFCC, instead of DAS, before the architect or engineer performs the work.

Fiscal effect: None.

FCCCD13 Contracts for Energy and Water Conservation Programs

R.C. *156.02, 156.03, 156.04, 156.05*

Transfers from the Director of DAS to the Executive Director of OFCC the ability to contract for the design and implementation of energy and water conservation programs and the authority to adopt and enforce rules regarding those programs.

Fiscal effect: May increase OFCC's and decrease DAS's administrative burdens.

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FCCCD21 Agency Administration of Capital Facilities Projects

Sections: 610.10, 610.11

Amends Section 509.40 of H.B. 482 of the 129th G.A. to give the Executive Director of OFCC, instead of the Director of DAS, the authority to allow various agencies to administer certain capital facilities projects.

Adds the Bureau of Workers' Compensation as an agency that may administer any capital facilities project if the estimated cost, including design fees, construction, equipment, and contingency amounts, is less than \$1.5 million.

Requires all eligible agencies to make requests through the OAKS-CI application when requesting authority to administer those projects, and removes the current law requirement that requests be made 60 days after the effective date of the section of law in which the General Assembly initially makes an appropriation for the project. Requires all eligible agencies, if authorized to administer these projects, to track all project information in OAKS-CI pursuant to OFCC guidelines, in addition to complying with the applicable procedures and guidelines established in Ohio's Public Improvements Law.

Fiscal effect: In addition to the various agencies authorized in this provision to administer their own projects, OFCC is authorized to allow DNR to administer certain projects not more than \$1.5 million (FCCCD2).

Executive**DRCCD2 Sale of State Owned Employee Housing Sites****Section: 753.10**

(1) Authorizes the Director of Administrative Services (DAS) to sell by bid, auction, real estate sale agreement, or through any other available legal means, specified surplus state-owned employee housing sites under the jurisdiction of the Department of Rehabilitation and Correction (DRC) that DAS and DRC determine should be sold.

(2) Authorizes the Governor to execute one or more deeds conveying the real property to one or more purchasers.

Fiscal effect: Potential onetime revenue gain credited to the Property Receipts Fund (Fund 4830), magnitude dependent on how many of the 21 specified housing sites are sold.
