

Executive

As Passed by the House

As Reported by Senate Finance

AFCCD1 Lease Rental Payments

No provision. (See FCCCD3)

No provision. (See FCCCD3)

Section: 251.20

Requires GRF appropriation item 371401, Lease Rental Payments, to be used to meet all of the Commission's required payments between July 1, 2013, and December 31, 2013 under primary leases and agreements for cultural and sports facilities.

AFCCD2 Project Administration Services

No provision. (See FCCCD5)

No provision. (See FCCCD5)

Section: 251.20

Requires SSR Fund 4T80 appropriation item 371603, Project Administration Services, to be used by the Commission to administer Cultural and Sports Facilities Building Fund (Fund 7030) projects. Requires the Director of Budget and Management, on a quarterly basis, to determine the amount of cash from interest earnings to be transferred from Fund 7030 to Fund 4T80. Requires the Director of Budget and Management to determine, after each bond issuance, the amount of cash from any premium paid on the issuance, after all issuance costs have been paid, that is available to be transferred from Fund 7030 to Fund 4T80.

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AFCCD3 Capital Donations Fund Certifications and Appropriations

No provision. (See FCCCD8)

No provision. (See FCCCD8)

Section: 251.20

Requires the Executive Director of the Commission to certify to the Director of Budget and Management the amount of cash receipts and related investment income, irrevocable letters of credit from a bank, or certification of the availability of funds that have been received from a county or a municipal corporation for deposit into the Capital Donations Fund (Fund 5A10) and that are related to an anticipated project and appropriates these amounts to appropriation item C37146, Capital Donations. Requires the Executive Director to make a written agreement with the participating entity on the necessary cash flows required for the anticipated construction or equipment acquisition project.

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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 (Fund 4T80) to Fund 5MV0 any remaining cash balances from ticket receipts from the Riffe Theatres.

**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.**

## R.C. 123.19, Section 282.90

(1) Same as the Executive.

(2) Same as the Executive, except clarifies that the transfer be of all money in Fund 4T80 collected as part of a management contract for the Riffe Theaters, not just ticket receipts.

**Fiscal effect: Same as the Executive.**

## R.C. 123.19, Section 282.90

(1) Same as the Executive.

(2) Same as the House.

**Fiscal effect: Same as the Executive.**

## Executive

## As Passed by the House

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## FCCCD3 Lease Rental Payments

## Section: 282.20

Requires GRF appropriation item 230401, Lease Rental Payments - Cultural Facilities, to be used to meet all of OFCC's required payments from July 1, 2013 through June 30, 2015 under primary leases and agreements for arts and sports facilities.

## Section: 282.20

Same as the Executive.

## Section: 282.20

Same as the Executive, but changes the period of time for which payments are made to January 1, 2014 through June 30, 2015. (See AFCCD1)

## FCCCD5 Community Project Administration

## Section: 282.30

Requires SSR Fund 4T80 appropriation item 230603, Community Project Administration, to be used by OFCC to administer Cultural and Sports Facilities Building Fund (Fund 7030) projects.

## Section: 282.30

Same as the Executive.

## Section: 282.30

Same as the Executive. (See AFCCD2)

## FCCCD22 Elimination of the Ohio Cultural Facilities Commission

Sections: 282.90, R.C. 123.201, 123.21, 123.27, 154.01, 154.23, 307.674, 3383.01 (Renumbered 123.28), 3383.07 (Renumbered, 123.281), Repealed: R.C. 3383.02 - 3383.09

Sections: 282.90, R.C. 123.201, 123.21, 123.27, 154.01, 154.23, 307.674, 3383.01 (Renumbered 123.28), 3383.07 (Renumbered, 123.281), Repealed: R.C. 3383.02 - 3383.09

Sections: 282.90, 282.10, 282.90, 812.10, 812.20, R.C. 123.201, 123.21, 123.27, 154.01, 154.23, 307.674, 3383.01 (Renumbered 123.28), 3383.07 (Renumbered, 123.281), Repealed: R.C. 3383.02 - 3383.09

Abolishes, effective July 1, 2013, the Ohio Cultural Facilities Commission (AFC) and transfers its construction administration functions to OFCC.

Same as the Executive.

Same as the Executive, but changes the effective date to January 1, 2014.

Requires OFCC and DAS, by July 1, 2013, or as soon as possible thereafter, to enter into an interagency agreement

Replaces the Executive provision with a provision that authorizes OFCC to enter into an interagency agreement

Same as the House.

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to transfer to DAS the management of projects currently managed by AFC and any necessary equipment, assets, and records.

with DAS for DAS to perform any functions transferred to OFCC as a result of the elimination of AFC.

Authorizes OFCC to enter into and administer cooperative agreements with governmental agencies and cultural organizations for cultural projects.

Same as the Executive.

Same as the Executive, but specifies that the authorizations by OFCC not take place until January 1, 2014.

Defines the Ohio Historical Society (OHS) as a governmental agency for purposes of determining the requirements for an agreement with OFCC to provide construction services for a governmental agency.

Replaces the Executive provision with a provision that, instead, defines OHS as a cultural organization for purposes of determining the requirements for an agreement with OFCC to provide construction services for a cultural project.

Same as the House.

Revises the requirements for an agreement between OFCC and a government agency or cultural organization to provide construction services for a cultural project, including a requirement for cultural organizations providing services for a state historical facility to specify in its cooperative agreement that the cultural organization has local contributions amounting to no less than 50% of the total state funding for the cultural project.

Same as the Executive, but removes the requirement that a cooperative agreement regarding a state historical facility specify that the cultural organization has local contributions amounting to no less than 50% of the total state funding for the cultural project.

Same as the House, but specifies that the revisions not take place until January 1, 2014.

Revises the conditions under which state funds may be spent on a sports facility.

Same as the Executive.

Same as the Executive, but specifies that the revisions not take place until January 1, 2014.

Re-establishes the Cultural and Sports Facilities Building Fund (Fund 7030), the Ohio Cultural Facilities Administration Fund (Fund 4T80), and the Capital Donations Fund (Fund 5A10) for use by OFCC in administering Ohio's cultural facilities projects. (Under current law, these funds are used by AFC.)

Same as the Executive.

Same as the Executive, but specifies that the re-establishment of the funds not take place until January 1, 2014.

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Fiscal effect: OFCC will absorb the administrative burden for overseeing the construction administration of Ohio's cultural and sports facilities. The bill appropriates \$200,000 in each fiscal year for Fund 4T80 230603, Community Project Administration, to support OFCC with the additional duties.

Fiscal effect: Same as the Executive, but since the bill defines OHS as a cultural organization instead of as a governmental agency in the Executive version, OHS is likely to be the only cultural organization affected by removal of the requirement for an organization to specify it has local contributions amounting to no less than 50% of the total state funding for the cultural project because OHS is the only organization providing construction services for state historical sites.

Fiscal effect: Same as the House, but since the bill changes the effective date of AFC's elimination, the FY 2014 appropriation for item 230603 is reduced to \$150,000. The bill appropriates \$250,000 in Fund 4T80 appropriation item 371603, Project Administration Services, under AFC's budget for the first six months of FY 2014.