

Executive

As Reported by House Finance and Appropriations

BORCD6

Supplemental Tax-Sheltered Annuities Offered by Institutions of Higher Education and School Districts

No provision.

R.C. 9.90, 9.91

Provides that supplemental tax-sheltered annuities offered by the governing board of a public institution of higher education or the board of education of a school district to the board's employees may be offered through the board's choice of:

- (1) a provider selected through a competitive bidding process established by the board, rather than the competitive bidding process established under current law;
- (2) providers authorized under current law to provide investment options under an alternative retirement plan (ARP) offered by a public institution of higher education (Currently, the Superintendent of Insurance must designate at least three entities to provide ARPs for public institutions of higher education); or
- (3) as provided under current law, a provider designated by an employee. Permits a board to require an employee who has designated a provider to select a new provider from vendors selected by the board, subject to any existing contract.

No provision.

Allows the Ohio Board of Regents to develop a standardized plan document to be used when a governing board selects a provider authorized to provide investment options under an ARP as the provider of the employees' supplemental tax-sheltered annuity, and allows boards to charge the providers fees to cover administrative and marketing expenses.

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No provision.

Provides that the supplemental annuities offered by the governing board of a public institution of higher education or the board of education of a school district are annuities qualified under federal tax law, rather than "tax-sheltered annuities."

No provision.

Establishes additional criteria that the board may use when selecting providers for the annuities, including a requirement that the provider enter into an agreement with the board.

**Fiscal effect: Possible increase in administrative costs for BOR and school districts related to supplemental annuities requirements. Possible fee revenue to help offset any such increase in costs.**

BORCD7

Public Institution of Higher Education Alternative Retirement Plans (ARPs)

R.C. *3305.01, 3305.02, 3305.03, 3305.031, 3305.032, 3305.04, 3305.05, 3305.053, 3305.06, and Section 733.05*

No provision.

Makes the Ohio Board of Regents, rather than the Department of Insurance, responsible for designating vendors as eligible to provide investment options under alternative retirement plans (ARPs) for employees of public institutions of higher education.

No provision.

Adds several factors, including the following, to those to be identified, considered, and evaluated when designating entities as vendors:

(1) whether the entity intends to offer a broad range of investment options, the suitability of investment options to the needs and interests of employees electing to participate, and the fees and expenses associated with the

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No provision.

investment options;  
(2) the capability of the entity to offer information to electing employees and perform in their best interests.

Eliminates as factors to be considered when designating vendors the relationship between the rights and benefits under the investment options and amount of contributions made under those options and the suitability of those rights and benefits to the needs and interests of employees eligible to participate.

No provision.

Requires, rather than authorizes, the Board of Regents to rescind the designation of a vendor that does not comply with law authorizing establishment of ARPs.

No provision.

Requires that public institutions of higher education be given notice and an opportunity to comment whenever an entity applies for vendor designation or a designated vendor is scheduled for review by the Board of Regents.

**Fiscal effect: Possible increase in administrative costs for BOR related to alternative retirement plan (ARP) requirements.**

## BORCD1

## Reports from the Chancellor of the Board of Regents

R.C. *3333.041, various other sections in R.C. chapters 3333 and 3334, including several repeals*

Eliminates the reports currently required of the Chancellor of the Ohio Board of Regents on the following topics:

(1) Goals and timetables for programs designed to accomplish job training, adult literacy, research, excellence in higher education, increased access to higher education, and reduced redundancy of graduate programs;

R.C. *3333.041, various other sections in R.C. chapters 3333 and 3334, including several repeals*

Same as the Executive.

(1) Same as the Executive.

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(2) Quality of institutions that offer teacher preparation programs;	(2) Same as the Executive.
(3) Performance of current Ohio Academic Scholars and the effectiveness of the formula to select scholars for the Ohio Academic Scholarship;	(3) Same as the Executive.
(4) Evaluation of the pilot program for displaced homemakers at Cuyahoga Community College.	(4) Same as the Executive.
Consolidates reporting requirements on the following topics, currently separate, into one Revised Code section, with the report or reports due not later than December 31 each year to the Governor and General Assembly:	Same as the Executive.
(1) Aggregate academic growth data for students assigned to graduates of teacher preparation programs;	(1) Same as the Executive.
(2) Use of minority and women investment managers in programs of the Ohio Tuition Trust Authority;	(2) Same as the Executive.
(3) Status of implementation of faculty improvement programs, particularly regarding professional leave;	(3) Same as the Executive.
(4) The number and types of biobased products purchased by state institutions of higher education and the amount spent on such purchases;	(4) Same as the Executive.
(5) A description of dual enrollment programs offered by school districts, community schools, and chartered nonpublic high schools, which the Chancellor also must post on the Chancellor's website. Expands this report to cover programs offered by STEM schools and the newly authorized college preparatory boarding schools.	(5) Same as the Executive.
(6) The academic and economic impact of the Ohio Innovation Partnership; and	(6) Same as the Executive.

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(7) The academic and economic impact of the Ohio Co-op/Internship Program.

(7) Same as the Executive.

**Fiscal effect: Possible decrease in administrative expenditures from the elimination of reporting requirements.**

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

BORCD4

In-state Tuition for Veterans' Dependents

R.C. 3333.31

Clarifies that nonresident spouses and dependents of veterans who died after military discharge still may qualify for in-state tuition.

No provision. Included in H.B. 490, As Introduced.

**Fiscal effect: None.**

BORCD8

Transfer of eTech Ohio Duties to Board of Regents

R.C. 3333.90, 3317.50, 3317.51, 3319.235, 3353.92; *Renumbered Section 3353.06 (now 3333.92); Sections 515.11 and 515.12; Amends Section 371.60.70 of H.B. 153*

No provision.

Transfers duties related to the administration of the state's educational telecommunications activities from the eTech Ohio Commission (that is abolished by the bill) to the Chancellor. These duties include:

No provision.

(1) Owning, operating, or contracting for transmission and interconnection facilities;

No provision.

(2) Establishing standards, agreements, and contracts for transmission and interconnection facilities to operate an educational television, radio, or radio reading service network.

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No provision.	(3) Entering into agreements with noncommercial educational television, radio, or radio reading services for the operation of the interconnection;
No provision.	(4) Entering into agreements with the above for the production and use of programming;
No provision.	(5) Acting as a consultant toward coordination within the state of the distribution of federal funds;
No provision.	(6) Making operating payments to noncommercial television, radio, and radio reading services;
No provision.	(7) Executing contracts and other agreements necessary and desirable to carry out the above.
No provision.	Transfers the technical assistance responsibilities and administration of teacher professional development programs related to technology implementation from eTech to the Chancellor, in consultation with the Department of Education.
No provision.	Specifies that the Chancellor may make grants to institutions of higher education and other organizations to provide professional development programs related to education technology, including use of the distance learning clearinghouse.
No provision.	Transfers the administration and use of the Affiliate Services Fund (Fund 4F30) from eTech to the Chancellor.
No provision.	Transfers the administration and use of the Distance Learning Fund (Fund 4X10) from eTech to the Chancellor.
No provision.	Transfers the use of the Telecommunity Education Fund (Fund 4W90) from eTech to the Department of Education and the Chancellor in the amounts appropriated.

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No provision.

Specifies that various FY 2013 appropriations transferred to BOR from eTech be used by the Chancellor as they are required to be used by eTech under current law.

No provision.

Requires that, as of July 1, 2012, the Chancellor is to succeed to and have and perform all fiduciary duties and responsibilities previously held by the Director of eTech for all of eTech's outstanding capital appropriations.

**Fiscal effect: BOR will assume administrative and program responsibilities and expenses formerly held by the eTech Ohio Commission. Appropriations totalling \$11.5 million from the GRF, \$75,000 from two GSF funds, and \$4.3 million from various SSR funds are transferred from eTech to BOR in FY 2013 to provide funding for these responsibilities and expenses.**

## BORCD2

## Institutional Leases of Campus Auxiliary Facilities

R.C. 3345.54

Expands the definition of "conduit entity" to include any appropriate legal entity selected by an institution of higher education (instead of only charitable entities as under current law), for state institutions of higher education that enter into an auxiliary facilities lease/leaseback arrangement with a conduit entity and an independent funding source.

**Fiscal effect: May increase financial flexibility for state institutions by allowing them to use legal entities other than charitable entities to finance the operation of auxiliary facilities.**

R.C. 3345.54

Same as the Executive.

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

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BORCD3 Correction of Accounting Errors by Institutions

Section: *601.40*  
*Amends Section 503.50 of H.B. 153*

Permits the Director of Budget and Management to correct accounting errors committed by the staff of state institutions of higher education, such as reestablishing inadvertently cancelled or modified capital encumbrances.

**Fiscal effect: None.**

Section: *601.40*  
*Amends Section 503.50 of H.B. 153*

Same as the Executive.

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

BORCD5 Ohio College Opportunity Grant - Cleveland State Earmark

No provision.

Section: *601.40*  
*Amends Section 371.50.61 of H.B. 153*

Changes the \$75,000 earmark for the Maxine Goodman Levin College of Urban Affairs at Cleveland State University under GSF appropriation item 235649, Co-op Internship Program, to an earmark for the mentoring program of the Ohio Center for the Advancement of Women in Public Service at Cleveland State University.

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Other Education Provisions

EDUCD9

Transfer of eTech Ohio Duties to the Department of Education

Sections: 515.13, R.C. 3301.75, 3314.074

No provision.

Transfers the duties related to providing technology assistance to schools from the eTech Ohio Commission (that is abolished by the bill) to ODE, in coordination with the Chancellor of the Board of Regents. These duties include:

No provision.

(1) Making grants to institutions and other organizations for the provision of technical assistance and other services to school districts, community schools, and other educational institutions and affiliates;

No provision.

(2) Establishing a reporting system for school districts, community schools, other educational institutions, affiliates, and educational technology organizations;

No provision.

(3) Ensuring that, where appropriate, products produced by an educational entity for use in elementary and secondary education are aligned with statewide academic standards;

No provision.

(4) Promoting accessibility to educational products aligned with the statewide academic standards for school districts, community schools, and other educational entities; and

No provision.

(5) Executing contracts and other agreements necessary and desirable to carry out the duties noted above.

No provision.

Transfers from eTech Ohio to ODE the responsibility of collecting from closing community schools computer hardware or software originally received from the former SchoolNet Commission or eTech Ohio.

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**Fiscal effect: Appropriations totaling \$501,677 from the GRF and \$100,000 from the Telecommunity Education Fund (Fund 4W90) in FY 2013 are transferred from eTech to ODE to fund these duties.**

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ETCCD1

Abolishment of the eTech Ohio Commission

**Sections:** *515.10, 512.60, Repealed: 183.28, 3353.02, 3353.03, 3353.04, 3353.09, 3353.15, 3353.20, Renumbers various sections Amends Sections 283.20, 283.30 of H.B. 153*

No provision.

Abolishes the eTech Ohio Commission, effective July 1, 2012.

No provision.

Eliminates the requirement for the development of a state educational technology plan.

No provision.

Eliminates the Interactive Distance Learning Pilot Project.

No provision.

Eliminates the Education Technology Trust Fund (held tobacco settlement moneys dedicated to educational technology) and transfers the remaining balance to the GRF.

No provision.

Eliminates the Information Technology Service Fund (held money received by the Commission from educational entities for the provision of information technology services).

No provision.

Transfers all remaining duties of eTech to the Department of Education or the Chancellor of the Board of Regents. (See BORCD8 and EDUCD9)

**Fiscal effect: Transfers appropriations and earmarks for eTech in FY 2013 to the Board of Regents or the Department of Education. The \$0.76 balance in the Educational Technology Trust Fund (Fund S087) is transferred to the GRF. The Information Technology Services Fund (Fund 5JU0) has a balance of \$0.**

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## LOCCD12 Land Conveyance - OSU Northwood Avenue

## Section: 753.110

Authorizes the Governor to execute a deed in the name of the state conveying to the City of Columbus, its successors and assigns, all of the state's right, title, and interest in certain real estate located in Columbus in Franklin County.

Specifies the consideration for conveyance is \$3,070, as derived by mutual agreement reached between the state and the grantee through an executed Offer to Purchase.

Specifies that the real estate is to be sold as an entire tract and not in parcels.

Requires the City of Columbus to pay the costs of conveyance.

Specifies that the section authorizing the land conveyance expires one year after its effective date.

No provision. Included in H.B. 512, As Introduced.

## LOCCD13 Land Conveyance - OSU Surplus Properties

## Section: 753.120

Authorizes the Governor to execute a deed in the name of the state conveying to one or more purchasers, their heirs or successors and assigns, all of the state's right, title, and interest in nine real estate properties located in Brown, Franklin, and Wayne Counties.

Authorizes the Director of Administrative Services to adjust the legal descriptions to accommodate any corrections necessary.

No provision. Included in H.B. 512, As Introduced.

No provision. Included in H.B. 512, As Introduced.

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Specifies that the parcels may be transferred individually or as a group, as multiple groups to a single purchaser, or to multiple purchasers.	No provision. Included in H.B. 512, As Introduced.
Specifies that consideration for the conveyance is the purchase price and any terms and conditions acceptable to the Board of Trustees of The Ohio State University.	No provision. Included in H.B. 512, As Introduced.
Requires the purchaser or purchasers to pay the costs of the conveyance.	No provision. Included in H.B. 512, As Introduced.
Specifies that the net proceeds of the sale of the real estate is to be paid to The Ohio State University and deposited in university accounts for purposes determined by the Board of Trustees.	No provision. Included in H.B. 512, As Introduced.
Specifies that the section authorizing the land conveyance expires one year after its effective date.	No provision. Included in H.B. 512, As Introduced.