

Office of the Governor

- 1% increase in FY 2002 and 3% increase in FY 2003 total funding
- GRF Funding is increased by \$50,048 in FY 2002 and \$159,580 in FY 2003

OVERVIEW

The Office of the Governor (GOV) oversees the operations of state government. Under the Ohio Constitution, the Governor is the chief executive officer of the state and is elected to four-year terms. The major duties of the Governor include:

- Formulating and implementing administrative policy for state agencies
- Ensuring the faithful execution of Ohio's laws
- Submitting biennial capital and operating budgets
- Appointing judges, certain agency officials, and board and commission members
- Serving as commander-in-chief of the Ohio National Guard

According to the Department of Administrative Services, the Office has a total staff of approximately 63 employees. This reflects those employees paid directly from the budget of the office of the Governor.

Beginning in FY 1996, the budget for the Office of the Lieutenant Governor was incorporated within the Governor's budget. The Lieutenant Governor oversees select departments and serves as state deputy commander-in-chief, a cabinet member, and chair of the State and Local Government Commission, which provides recommendations for legislation and constitutional amendments concerning local government issues. The current Lieutenant Governor serves as the Director of the Department of Public Safety.

The Governor's office also funds the Office of Veterans' Affairs and the Notary Commission. The Office of Veterans' Affairs assists veterans in receiving services and benefits, and maintains burial records of Ohio's veterans. The Notary Commission oversees the appointments of notaries public, keeps a record of such appointments, and collects license fees from Ohio's notaries public. Notaries public may administer oaths required or authorized by law; take and certify depositions; take and certify acknowledgments of deeds, mortgages, liens, powers of attorney, and other instruments of writing.

ANALYSIS OF EXECUTIVE PROPOSAL

OFFICE OF THE GOVERNOR

Single Program Agency

Purpose The Office of the Governor (GOV) oversees the operations of state government. The main duties of the Governor include formulating and implementing administrative policy for state agencies, ensuring the faithful execution of Ohio’s laws, and appointing judges and certain executive branch officials.

The following table shows the line items that are used to fund this agency, as well as the Governor’s recommended funding levels.

Fund	ALI	Title	FY 2002	FY 2003
GRF	040-321	Operating Expense	\$4,800,761	\$4,946,412
GRF	040-403	National Governor’s Conference	\$181,251	\$186,692
GRF	040-408	Office of Veterans’ Affairs	\$282,916	\$291,404
GSF	040-607	Notary Commission	\$166,284	\$171,273
Total funding: Governor			\$5,431,170	\$5,595,781

Office of the Governor

Program Description: Office of the Governor was established in 1802 and current authority comes largely from the Ohio Constitution of 1852. Certain statutory authority for the Governor comes from Chapter 107 of the Ohio Revised Code.

Funding Source: GRF and GSF moneys from notary public license fees

Implication of the Executive Recommendation: The Governor’s recommendation will enable the Office of the Governor to carry out his Constitutional and statutory duties including the activities of licensing notary publics and aiding veterans through the Office of Veterans’ Affairs.

The Lt. Governor’s salary is not funded in the Governor’s budget because the Lt. Governor is the head of the Department of Public Safety (DHS). Under Ohio Revised Code Section 108.05, the Lt. Governor must be reimbursed from DHS funds for any costs incurred while carrying out her duties there.

PERMANENT AND TEMPORARY LAW SECTION

This section describes permanent and temporary law provisions contained in the executive budget that will affect the department's activities and spending decisions during the next biennium.

Temporary Law Provisions

Office of Governor May Hire Legal Counsel without Attorney General Approval (Section 50 of the bill)

This language allows the Governor to use funds from line item 321, Operating Expense, to hire or appoint legal counsel for the Office of the Governor without approval of the Attorney General.

REQUESTS NOT FUNDED

The request for the Office of the Governor was fully funded.

LSC Budget Spreadsheet by Line Item, FY 2002 - FY 2003

<i>Fund</i>	<i>ALI</i>	<i>ALI Title</i>	Revised Estimated 2001	As Introduced 2002	House Sub Bill 2002	% Change Est. 2001 to House 2002	As Introduced 2003	House Sub Bill 2003	% Change House 2002 to House 2003
GOV Office of the Governor									
GRF	040-321	Operating Expenses	\$4,714,641	\$ 4,800,761	\$ 4,608,731	-2.2%	\$ 4,946,412	\$ 4,748,556	3.0%
GRF	040-400	Office of the Lt. Governor	\$0	\$ 0	\$ 0	N/A	\$ 0	\$ 0	N/A
GRF	040-403	National Governors Conference	\$175,973	\$ 181,251	\$ 174,001	-1.1%	\$ 186,692	\$ 179,224	3.0%
GRF	040-408	Office of Veterans' Affairs	\$272,117	\$ 282,916	\$ 271,599	-0.2%	\$ 291,404	\$ 279,748	3.0%
General Revenue Fund Total			\$ 5,162,731	\$ 5,264,928	\$ 5,054,331	-2.1%	\$ 5,424,508	\$ 5,207,528	3.0%
412	040-607	Notary Commission	\$161,290	\$ 166,284	\$ 166,284	3.1%	\$ 171,273	\$ 171,273	3.0%
General Services Fund Group Total			\$ 161,290	\$ 166,284	\$ 166,284	3.1%	\$ 171,273	\$ 171,273	3.0%
Total All Budget Fund Groups			\$ 5,324,021	\$ 5,431,212	\$ 5,220,615	-1.9%	\$ 5,595,781	\$ 5,378,801	3.0%

General Revenue Fund

GRF 040-321 Operating Expenses

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$3,771,861	\$3,882,341	\$4,445,046	\$4,764,041	\$4,800,761	\$4,946,412
	2.9%	14.5%	7.2%	0.8%	3.0%

Source: GRF

Legal Basis: Ohio Constitution Article III

Purpose: To pay for personnel, maintenance, and equipment for the agency

GRF 040-400 Office of the Lt. Governor

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$414,517	\$308,307	\$128,724	\$0	\$0	\$0
	-25.6%	-58.2%	-100.0%	N/A	N/A

Source: GRF

Legal Basis: ORC 108.05

Purpose: To pay operating expenses for the Office of the Lt. Governor, including personnel, maintenance, and equipment. This line item is not funded in FY 2002 or FY 2003 because the current Lt. Governor is head of the Department of Public Safety and is paid from its budget, as is required under ORC Section 108.05. Starting in FY 2000, the Lt. Governor's staff have been paid from line item 040-321, Operating Expenses.

GRF 040-403 National Governors Conference

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$161,577	\$142,622	\$145,945	\$175,973	\$181,251	\$186,692
	-11.7%	2.3%	20.6%	3.0%	3.0%

Source: GRF

Legal Basis: Am. Sub. H.B. 283 of the 123rd G.A.

Purpose: To pay costs associated with the Governor's participation in the National Governors' Conference. Prior to the FY 1982 to FY1983 biennium, dues for the conference were paid through an appropriation to the Interstate Cooperation Commission.

GRF 040-408 Office of Veterans' Affairs

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$211,458	\$238,368	\$226,765	\$274,866	\$282,916	\$291,404
	12.7%	-4.9%	21.2%	2.9%	3.0%

Source: GRF

Legal Basis: ORC 5902.01 (the Office of Veterans' Affairs was transferred from the Adjutant General's Office to the Office of the Governor in 1991 by Am. Sub. H.B. 298 of the 119th G.A.)

Purpose: To pay for the operating expenses of the Office of Veterans' Affairs

General Services Fund Group

412 040-607 Notary Commission

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$134,573	\$131,614	\$120,449	\$161,290	\$166,284	\$171,273
	-2.2%	-8.5%	33.9%	3.1%	3.0%

Source: GSF: Fees paid by individuals for notary public licenses

Legal Basis: ORC 107.10

Purpose: To pay operating costs for the notary public office, including the cost of issuing licenses

As Introduced*

In House Finance and Appropriations

Temporary Law Changes**Subject: Appointment of Legal Counsel for the Governor****Section: 55****ALI: 040-321**

Allows the Governor to expend a portion of appropriation item 040-321, Operating Expenses, to hire or appoint legal counsel to be used in proceedings involving the Governor in the Governor's official capacity or the Governor's office only, without the approval of the Attorney General, notwithstanding sections 109.02 and 109.07 of the Revised Code.

Section: 54

No change.