
CONTROLLING BOARD

Approval of purchases

- Would have required that any state agency purchase of automatic data processing, computer services, electronic publishing services, or electronic information services, or any consulting services related to information technology, the aggregate cost of which would exceed \$50,000 over five years, be made by competitive selection and subject to Controlling Board approval (VETOED).
- Would have required that any state agency contract for the procurement of energy, the aggregate cost of which would exceed \$50,000 over five years, be made by competitive selection and subject to Controlling Board approval (VETOED).
- Requires Controlling Board approval of any advertising purchased with public money by an official elected to a statewide office or a member of the General Assembly for the same purpose that, in the aggregate, exceeds \$50,000 during the fiscal year.

Authority regarding unanticipated revenue

- Prohibits the Controlling Board from approving the expenditure of certain federal and nonfederal funds that (1) are received in excess of the amount appropriated or (2) are not anticipated in the current biennial appropriations act if the expenditure exceeds 0.5% of GRF appropriations for that fiscal year (VETO OVERRIDDEN).

Approval of purchases

ADP, computer, and electronic services (VETOED)

(R.C. 125.03(A))

The Governor vetoed a provision that would have required any state agency wanting to purchase automatic data processing, computer services,⁵² electronic publishing services, or electronic information services, or any consulting services related to information technology to make the purchase by competitive selection *and* with Controlling Board approval, if the aggregate cost would exceed \$50,000 over the next five-year period. In its request for approval, the agency was to provide the Board with a comparative analysis of the cost of similar systems utilized by other states and a

⁵² For the definition of "computer services" see R.C. 2913.01, not in the act.



description of the measures it took to find the most cost-effective system. The comparative analysis would not have been a public record unless the request was approved by the Board and the agency made the purchase.

Energy (VETOED)

(R.C. 125.03(B))

The Governor vetoed a provision that would have required any state agency wanting to enter into a contract for the procurement of energy to make the purchase by competitive selection *and* with Controlling Board approval, if the aggregate cost would exceed \$50,000 over the next five-year period.

Advertising

(R.C. 125.051)

The act subjects any advertising purchased with public money by a state official for the same purpose to Controlling Board approval, if the advertising, in the aggregate, exceeds \$50,000 during the fiscal year. For this purpose, "state official" means an official elected to a statewide office or a member of the General Assembly and "advertising" includes advertising in print or electronic newspapers, journals, or magazines and advertising broadcast over radio or television or placed on the Internet.

Authority regarding unanticipated revenue (VETO OVERRIDDEN)

(R.C. 131.35)

The act imposes a limitation on the Controlling Board's authority to approve the expenditure of certain federal and nonfederal funds. The General Assembly overrode the Governor's veto of this item.

Federal funds

The federal funds to which the limitation applies are those received into any state fund from which transfers may be made by the Controlling Board under continuing law. Under the continuing law:

(1) If the federal funds received are greater than the amount of those funds appropriated by the General Assembly for a specific purpose, the Controlling Board may authorize the expenditure of those excess funds.

(2) If the federal funds received are not anticipated in an appropriations act for the biennium in which the new revenues are received, the Controlling Board may create



additional funds to receive those revenues and authorize expenditures from those additional funds during that biennium.

The act stipulates that the amount of any expenditure authorized by the Controlling Board under (1) or (2), above, for a specific or related purpose or item in any fiscal year cannot exceed 0.5% of GRF appropriations for that fiscal year.

Nonfederal funds

The nonfederal funds to which the limitation applies are those received into any state fund from which transfers may be made by the Controlling Board, as well as the Waterways Safety Fund and the Wildlife Fund. Under the continuing law:

(1) If the nonfederal funds received are greater than the amount of those funds appropriated, the Board may authorize the expenditure of those excess funds.

(2) If the nonfederal funds received are not anticipated in an appropriations act for the biennium in which the new revenues are received, the Controlling Board may create additional funds to receive those revenues and authorize expenditures from those additional funds during that biennium.

The act stipulates that the amount of any expenditure authorized by the Controlling Board under (1) or (2), above, for a specific or related purpose or item in any fiscal year cannot exceed 0.5% of GRF appropriations for that fiscal year.

