



Ohio Legislative Service Commission

Bill Analysis

Bethany Boyd

H.B. 100

130th General Assembly
(As Introduced)

Reps. Carney, Driehaus, Foley, R. Hagan, Ashford, Antonio, Phillips, Patterson, Gerberry, Ramos, Williams, Lundy

BILL SUMMARY

- Declares JobsOhio and its subsidiaries to be "public offices" that must submit to audits by the Auditor of State.
- Requires JobsOhio and its subsidiaries, and any nonprofit economic development corporation that receives or distributes public funds during the corporation's fiscal year, to each prepare an annual financial report and submit it to the General Assembly and the Legislative Service Commission.

CONTENT AND OPERATION

After the introduction of this bill, Am. S.B. 67 of the 130th General Assembly was enacted, effective September 4, 2013. S.B. 67, in R.C. 117.01, limits the public moneys the Auditor of State may audit, with respect to the transfer to and operation of the enterprise acquisition project by JobsOhio, to only taxes collected on spirituous liquor sales that are then due to the Department of Taxation, and amounts then due to the state General Revenue Fund. R.C. 117.01, as amended by S.B. 67, has not yet been included in H.B. 100, so this analysis addresses that statute as it currently exists.

Audit of JobsOhio and its subsidiaries

JobsOhio is a nonprofit corporation formed by the Governor for the purposes of promoting economic development, job creation, job retention, and the recruitment of business to Ohio. JobsOhio is governed by a nine-member board of directors appointed by the Governor.¹ The bill declares JobsOhio and its subsidiaries to be "public offices"

¹ R.C. 187.01.

for purposes of the laws, and audit procedures therein, under which the Auditor of State conducts audits (R.C. Chapter 117.). The bill requires JobsOhio and its subsidiaries to submit to audits by the Auditor of State in accordance with those laws.²

Generally, the Auditor of State is required to audit public offices at least once every two fiscal years, and may conduct an audit of a public office at any time when so requested by the public office or upon the Auditor of State's own initiative if the Auditor has reasonable cause to believe that an additional audit is in the public interest.³

Annual financial reports

The bill requires JobsOhio and its subsidiaries, and any nonprofit economic development corporation that receives or distributes public funds during the corporation's fiscal year, each to prepare an annual financial report that provides a full accounting of all public and private funds the corporation received or distributed during that fiscal year. The corporation must submit the report to the Speaker and Minority Leader of the House of Representatives, the President and Minority Leader of the Senate, and the Legislative Service Commission within 60 days after the last day of the corporation's fiscal year. The corporation also must make the report available to the public upon request. The report must be prepared according to generally accepted accounting principles and must be certified by the board of directors or chief fiscal officer of the corporation.⁴

HISTORY

ACTION	DATE
Introduced	03-12-13

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² R.C. 117.01(D) and 187.14(A).

³ R.C. 117.11, not in the bill.

⁴ R.C. 187.14(B).

