A BILL

To amend section 117.46 of the Revised Code to authorize the Auditor of State to conduct performance audits of any and all state institutions of higher education.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That section 117.46 of the Revised Code be amended to read as follows:

Sec. 117.46. Each biennium the auditor of state shall conduct a minimum of four performance audits under this section. Except as otherwise provided in this section, at least two of the audits shall be of state agencies selected from a list comprised of the administrative departments listed in section 121.02 of the Revised Code and the department of education and at least two of the audits shall be of other state agencies. At the auditor of state's discretion, the auditor of state may also conduct performance audits of state institutions of higher education as one of the four required performance audits. The offices of the attorney general, auditor
of state, governor, secretary of state, and treasurer of state
and agencies of the legislative and judicial branches are not
subject to an audit under this section.

The auditor shall select each agency or institution to be
audited and shall determine whether to audit the entire agency
or institution or a portion of the agency or institution by
auditing one or more programs, offices, boards, councils, or
other entities within that agency or institution. The auditor
shall make the selection and determination in consultation with
the governor and the speaker and minority leader of the house of
representatives and president and minority leader of the senate.

An audit of a portion of an agency or institution shall be
considered an audit of one agency or institution. The authority
to audit a portion of an agency or institution in no way limits
the auditor's ability to audit an entire agency or institution
if it is in the best interest of the state.

The performance audits under this section shall be
conducted pursuant to sections 117.01 and 117.13 of the Revised
Code. In conducting a performance audit, the auditor of state
shall determine the scope of the audit, but shall consider, if
appropriate, supervisory and subordinate level operations in the
agency or institution. A performance audit under this section
shall not include review or evaluation of an institution’s
academic performance.

As used in this section and in sections 117.461, 117.462,
117.463, 117.47, 117.471, and 147.472 of the Revised Code,
"state institution of higher education" has the meaning defined
in section 3345.011 of the Revised Code.

Section 2. That existing section 117.46 of the Revised
Code is hereby repealed.