

As Introduced

**132nd General Assembly
Regular Session
2017-2018**

S. B. No. 135

Senator LaRose

Cosponsors: Senators Eklund, Uecker, Brown, Skindell

A BILL

To make supplemental operating appropriations for 1
the FY 2018-FY 2019 biennium and supplemental 2
capital appropriations for the FY 2017-FY 2018 3
biennium to implement a voting machine and 4
equipment acquisition program. 5

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

Section 1. All items in this section are appropriated as 6
designated out of any moneys in the state treasury to the credit 7
of the designated fund. For all operating appropriations made in 8
this act, those in the first column are for fiscal year 2018 and 9
those in the second column are for fiscal year 2019. The 10
operating appropriations made in this act are in addition to any 11
other operating appropriations made for the FY 2018-FY 2019 12
biennium. 13

DAS DEPARTMENT OF ADMINISTRATIVE SERVICES 14

Dedicated Purpose Fund Group 15

5QU0 100670 Voting and Tabulation \$ 7,000,000 \$ 0 16
Equipment 17

TOTAL DPF Dedicated Purpose Fund	\$ 7,000,000	\$ 0	18
Group			19
TOTAL ALL BUDGET FUND GROUPS	\$ 7,000,000	\$ 0	20

VOTING AND TABULATION EQUIPMENT 21

On July 1, 2017, or as soon as possible thereafter, the 22
Director of Budget and Management shall transfer \$7,000,000 in 23
cash from the General Revenue Fund to the Voting and Tabulation 24
Equipment Fund (Fund 5QU0). 25

The foregoing appropriation item 100670, Voting and 26
Tabulation Equipment, shall be used by the Office of Procurement 27
Services within the Department of Administrative Services to pay 28
eighty per cent of the calculated acquisition cost to reimburse 29
counties for obtaining voting and tabulation equipment, as 30
defined in section 3506.01 of the Revised Code, in accordance 31
with this section. The unexpended, unencumbered portion of the 32
foregoing appropriation item 100670, Voting and Tabulation 33
Equipment, at the end of fiscal year 2018 is hereby 34
reappropriated in fiscal year 2019 for the same purposes. 35

The Director of Administrative Services, in consultation 36
with the Secretary of State, shall issue a request for proposal 37
(RFP) for the purpose of creating a unified state wide 38
purchasing or leasing program for voting and tabulation 39
equipment to be supplied by vendors certified under section 40
3506.05 of the Revised Code. 41

A county board of elections is entitled to reimbursement 42
for a contract to purchase or lease voting and tabulation 43
equipment and associated services and equipment that has been 44
entered into on or after January 1, 2014. The reimbursement 45
shall be at eighty per cent of the county's cost. The Director 46

of Administrative Services, in consultation with the Secretary 47
of State, shall calculate the amount to be allocated to each 48
county. A county shall obtain reimbursement by applying to the 49
Office of Procurement Services. The reimbursement authorized 50
pursuant to this section shall be paid to the county's general 51
fund. 52

Section 2. Within the limits set forth in this act, the 53
Director of Budget and Management shall establish accounts 54
indicating the source and amount of funds for each appropriation 55
made in this act, and shall determine the form and manner in 56
which appropriation accounts shall be maintained. Expenditures 57
from appropriations contained in this act shall be accounted for 58
as though made in H.B. 49 of the 132nd General Assembly. 59

The appropriations made in this act are subject to all 60
provisions of H.B. 49 of the 132nd General Assembly that are 61
generally applicable to such appropriations. 62

Section 3. The capital appropriations made in this act are 63
appropriated out of any moneys in the state treasury to the 64
credit of the designated fund that are not otherwise 65
appropriated. 66

DAS DEPARTMENT OF ADMINISTRATIVE SERVICES 67

Administrative Building Fund (7026) 68

C100XX	Voting Machine Replacements	\$82,000,000	69
--------	-----------------------------	--------------	----

TOTAL	Administrative Building Fund	\$82,000,000	70
-------	------------------------------	--------------	----

TOTAL ALL FUNDS		\$82,000,000	71
-----------------	--	--------------	----

VOTING MACHINE REPLACEMENTS 72

The foregoing appropriation item C100XX, Voting Machine 73
Replacements, shall be used by the Office of Procurement 74

Services within the Department of Administrative Services to pay 75
eighty per cent of the allocated costs that boards of elections 76
incur for acquiring voting machines as defined under section 77
3506.01 of the Revised Code. 78

The Director of Administrative Services, in consultation 79
with the Secretary of State, shall calculate a portion of 80
appropriation item C100XX, Voting Machine Replacements, to be 81
allocated to each board of elections in proportion to the number 82
of registered voters in each county as recorded in the statewide 83
voter registration database as of July 1, 2017. The Office of 84
Procurement Services shall use the funding allocated to each 85
board for the purchase of voting machines in accordance with 86
either of the following: 87

(A) For voting machines to be purchased after the 88
effective date of this section, upon request by a board of 89
elections, the Secretary of State shall provide a list of the 90
vendors and voting machines certified in accordance with section 91
3506.05 of the Revised Code. The board of elections shall select 92
voting machines from this list and notify the Office of 93
Procurement Services of its selection. The Office shall purchase 94
the selected voting machines and any other necessary equipment 95
or services on behalf of the board of elections and shall 96
transfer custody of the voting machines to the board of 97
elections. 98

The board of elections shall enter into a memorandum of 99
understanding with the Department of Administrative Services and 100
the board of county commissioners concerning these purchases. 101
The board of elections shall be responsible for twenty per cent 102
of the purchase cost of those voting machines and associated 103
services and equipment as determined by the Director of 104

Administrative Services and Secretary of State under this 105
section. 106

The county, upon receiving the certified amount of the 107
total cost, shall pay its applicable share to the vendor 108
providing the voting and tabulating equipment services. 109

(B) If, before the effective date of this section, a board 110
of elections purchased voting machines using county funds, the 111
Office of Procurement Services shall reimburse the board for 112
eighty per cent of that purchase up to the amount of the 113
allocation as determined by the Director of Administrative 114
Services and Secretary of State under division (A) of this 115
section. Reimbursement shall be paid to the county's general 116
fund. 117

Section 4. The Treasurer of State is authorized to issue 118
and sell, in accordance with Section 2i of Article VIII, Ohio 119
Constitution, and Chapter 154. and other applicable sections of 120
the Revised Code, original obligations in an aggregate principal 121
amount not to exceed \$82,000,000 in addition to the original 122
issuance of obligations heretofore authorized by prior acts of 123
the General Assembly. These authorized obligations shall be 124
issued, subject to applicable constitutional and statutory 125
limitations, as needed to provide sufficient moneys to the 126
credit of the Administrative Building Fund (7026) to pay costs 127
associated with previously authorized capital facilities and the 128
appropriations in this act made from Fund 7026. 129