

As Introduced

135th General Assembly

Regular Session

2023-2024

H. B. No. 491

Representatives Young, T., Peterson

Cosponsors: Representatives Dean, Dell'Aquila, Johnson, King

A BILL

To amend sections 113.70, 113.71, 113.72, 113.73, 1
113.75, 113.76, and 5501.521; to enact new 2
section 113.77; and to repeal section 113.77 of 3
the Revised Code to require a political 4
subdivision or state retirement system to 5
provide information on expenditures to the 6
Treasurer of State for inclusion in the Ohio 7
State and Local Government Expenditure Database. 8

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

Section 1. That sections 113.70, 113.71, 113.72, 113.73, 9
113.75, 113.76, and 5501.521 be amended and new section 113.77 10
of the Revised Code be enacted to read as follows: 11

Sec. 113.70. As used in sections 113.70 to ~~113.77~~ 113.76 12
of the Revised Code: 13

(A) "Expenditure" means a payment, distribution, loan, 14
advance, reimbursement, deposit, or gift of money from a state 15
entity or political subdivision to any supplier. 16

(B) "Political subdivision" means a county, city, village, 17
public library, township, park district, school district, 18

regional water and sewer district, or regional transit 19
authority. 20

(C) "Public library" means a library that is created, 21
maintained, and regulated under Chapter 3375. of the Revised 22
Code. 23

(D) "Revenue" means a payment, fee, tax, federal funds, or 24
state funds received by a state entity or political subdivision. 25

(E) "School district" means a city, local, exempted 26
village, or joint vocational school district; a science, 27
technology, engineering, and mathematics school established 28
under Chapter 3326. of the Revised Code; or an educational 29
service center. "School district" does not mean a community 30
school established under Chapter 3314. of the Revised Code. 31

~~(E)~~ (F) "State entity" means the general assembly, the 32
supreme court, the court of claims, the office of an elected 33
state officer, a state retirement system, or a department, 34
bureau, board, office, commission, agency, institution, 35
instrumentality, or other governmental entity of this state 36
established by the constitution or laws of this state for the 37
exercise of any function of state government, but excludes a 38
political subdivision, an institution of higher education, ~~a~~ 39
~~state retirement system,~~ and the city of Cincinnati retirement 40
system. "State entity" does not include the nonprofit 41
corporation formed under section 187.01 of the Revised Code. 42

~~(F)~~ (G) "State retirement system" means the public 43
employees retirement system, the Ohio police and fire pension 44
fund, the state teachers retirement system, the school employees 45
retirement system, and the state highway patrol retirement 46
system. 47

~~(G)~~ (H) "Supplier" means any person, partnership, corporation, association, organization, state entity, political subdivision, or other party, including any executive officer, legislative officer, judicial officer, or member or employee of a state entity or political subdivision, that does either of the following:

(1) Sells, leases, or otherwise provides equipment, materials, goods, supplies, or services to a state entity or political subdivision pursuant to a contract between the supplier and a state entity or political subdivision;

(2) Receives reimbursement from a state entity or political subdivision for any expense.

Sec. 113.71. (A) The treasurer of state, in collaboration with the directors of budget and management and administrative services, shall establish and maintain the Ohio state and local government expenditure database. The database shall be accessible on the web site of the treasurer of state and the web site of the office of budget and management.

~~(B)~~ (B) (1) The database shall include information about expenditures made in each fiscal year that commences after ~~the effective date of this section~~ September 30, 2021, or after the effective date of this amendment for political subdivisions or state retirement systems included after that date.

(2) The database shall include information about revenue received in each fiscal year that commences after the effective date of this amendment.

(C) The database shall be accessible by members of the public without charge.

(D) State entities and political subdivisions shall assist

in the development, establishment, operation, storage, hosting, 77
and support of the database. State entities and political 78
subdivisions shall comply with sections 113.70 to ~~113.77~~ 113.76 79
of the Revised Code using existing resources. 80

(E) The treasurer of state shall enter into an annual 81
agreement with the directors of budget and management and 82
administrative services to define data storage, data handling, 83
user interface requirements, and other provisions considered 84
necessary to ensure the proper maintenance and operation of the 85
database. 86

(F) Nothing in this section shall be construed to prohibit 87
the treasurer of state from including any information in the 88
base that is not required to be included under sections 113.70 89
to ~~113.77~~ 113.76 of the Revised Code and that is available to 90
the public. 91

Sec. 113.72. (A) For each expenditure, the Ohio state and 92
local government expenditure database shall include the 93
following information: 94

~~(A)~~ (1) The amount of the expenditure; 95
~~(B)~~ (2) The date the expenditure was paid; 96
~~(C)~~ (3) The supplier to which the expenditure was paid; 97
~~(D)~~ (4) The state entity or political subdivision that 98
made the expenditure or requested the expenditure be made. 99

(B) For each revenue, the Ohio state and local government 100
expenditure database shall include the following information: 101

(1) The amount of the revenue; 102

(2) The date the revenue was received; 103

<u>(3) The source of the revenue;</u>	104
<u>(4) The state entity or political subdivision that</u>	105
<u>received the revenue.</u>	106
Sec. 113.73. (A) The Ohio state and local government	107
expenditure database shall include the following features:	108
(1) A searchable database of all expenditures <u>and revenue;</u>	109
(2) The ability to filter expenditures <u>and revenue, as</u>	110
<u>applicable,</u> by the following categories:	111
(a) The category of expense <u>or revenue;</u>	112
(b) The Ohio administrative knowledge system accounting	113
code for a specific good or service.	114
(3) The ability to search and filter by any of the factors	115
listed in section 113.72 of the Revised Code;	116
(4) The ability to aggregate data contained in the	117
database;	118
(5) The ability to determine the total amount of	119
expenditures <u>either:</u>	120
<u>(i) Expenditures awarded to a supplier by a state entity</u>	121
<u>or political subdivision;</u>	122
<u>(ii) Revenue received from a source to a state entity or</u>	123
<u>political subdivision;</u>	124
(6) The ability to download information obtained through	125
the database;	126
(7) A searchable database of state and school district	127
employee salary and employment information.	128
(B) The information required under division (A) (7) of this	129

section shall be provided by the department of administrative 130
services or the department of education and workforce, as 131
applicable. 132

Sec. 113.75. The Ohio state and local government 133
expenditure database shall not include any information that is 134
determined to be confidential or is not a public record under 135
the laws of this state. All of the following are not liable for 136
the disclosure of a record contained in the Ohio state and local 137
government expenditure database that is determined to be 138
confidential or is not a public record under the laws of this 139
state: 140

(A) The treasurer of state; 141

(B) Employees of the treasurer of state; 142

(C) A state entity or political subdivision; 143

(D) Any employee of a state entity or political 144
subdivision that provides information to the database. 145

Sec. 113.76. Each state entity or political subdivision 146
shall display on its web site a prominent internet link to the 147
Ohio state and local government expenditure database. 148

Sec. 113.77. The Ohio state and local government 149
expenditure database shall include a searchable database of each 150
state entity and political subdivision that provides access to a 151
state entity or political subdivision operating budget for each 152
fiscal year that commences after the effective date of this 153
section. 154

Sec. 5501.521. (A) The department of transportation shall 155
prepare expense reports related to grants and loans that are 156
issued by the department through its transportation grant and 157

loan programs. The department shall submit each report to the 158
president of the senate and the speaker of the house of 159
representatives at the earliest of the following periods: 160

(1) The conclusion of the term of loan; 161

(2) The conclusion of the project funded by the grant; 162

(3) The end of the fiscal year for each fiscal year that 163
the loan or the project is still pending. 164

(B) The department shall require the recipient of the loan 165
or grant to assist in preparing the expense reports and 166
itemizing the uses of the loan or grant money issued to that 167
recipient. 168

(C) The department shall include its administrative 169
expenses in managing the loan or grant program in the expense 170
reports submitted in accordance with this section. 171

(D) If any content required for inclusion in an expense 172
report under this section is the same content that the 173
department submits to the Ohio state and local government 174
expenditure database established under sections 113.70 to ~~113.77~~ 175
113.76 of the Revised Code, the department may send copies of 176
that content to the president of the senate and speaker of the 177
house of representatives in lieu of including it in a report 178
under this section. 179

Section 2. That existing sections 113.70, 113.71, 113.72, 180
113.73, 113.75, 113.76, and 5501.521 of the Revised Code are 181
hereby repealed. 182

Section 3. That section 113.77 of the Revised Code is 183
hereby repealed. 184