



Ohio Legislative Service Commission

Bill Analysis

Daniel M. DeSantis

Sub. H.B. 471

131st General Assembly
(As Passed by the House)

Reps. Brown, Blessing, Derickson, Pelanda, Amstutz, Anielski, Antani, Antonio, Baker, Conditt, Dovilla, Duffey, Green, Hagan, Hambley, McClain, S. O'Brien, Retherford, Sweeney, Thompson, Young

BILL SUMMARY

- Retains certain agencies, in accordance with Sunset Review Law, until December 31, 2020.
- Formally abolishes certain agencies that have completed their work.

CONTENT AND OPERATION

Background and overview of Sunset Review Law

Under the Sunset Review Law, if the General Assembly does not renew or transfer an agency¹ within an established time frame, the agency expires by operation of law and the Office of Budget and Management cannot authorize the expenditure of any money for the agency on or after the expiration date. The Sunset Review Law itself also expires unless renewed by the General Assembly.

Since its inception, the Sunset Review Law has operated on a periodic cycle of approximately four years. The Sunset Review Committee² convenes at a time specified

¹ "Agency" generally means any board, commission, committee, or council, or any other similar state public body required to be established pursuant to state statutes for the exercise of any function of state government and to which members are appointed or elected. Certain agencies are exempt from Sunset Review Law. R.C. 101.82, not in the bill.

² The Sunset Review Law creates the Sunset Review Committee (a bipartisan Committee, consisting of three Senate members appointed by the President of the Senate, three House members appointed by the Speaker of the House of Representatives, and three individuals appointed by the Governor with the advice and consent of the Senate) to carry out a periodic review of those state boards, commissions,

by law, establishes a schedule for agency review hearings, conducts hearings, and issues a report.

The Sunset Review Committee, the Sunset Review Law, and agencies subject to review by the current Sunset Review Committee expire on December 31, 2016, unless renewed by an act of the General Assembly.³

The current Sunset Review Committee, which has been convened to function during the 131st General Assembly, has not yet issued a final report. But, the Committee has acted officially to make recommendations with respect to the agencies addressed in the bill. The bill indicates the Committee's recommendations to retain the agencies listed below under "**Renewal of specific agencies**" and to abolish the agencies listed below under "**Abolition of specific agencies.**" The bill does not renew the Sunset Review Law and does not provide for a future Sunset Review Committee to be convened.

Renewal of specific agencies

The bill retains the agencies listed below and specifies that they will expire on December 31, 2020, unless future legislation renews them:

- Advisory Committee on Livestock Exhibitions;⁴
- Advisory Council on Amusement Ride Safety;⁵
- Apprenticeship Council;⁶
- Banking Commission;⁷
- Board of Governors of the Commercial Insurance Joint Underwriting Association;⁸

councils, committees, and other entities to which the Sunset Review Law applies. R.C. 101.84, not in the bill.

³ Sub. S.B. 171, 129th G.A.

⁴ R.C. 901.71.

⁵ R.C. 1711.51.

⁶ R.C. 4139.02.

⁷ R.C. 1123.01.

⁸ R.C. 3930.03.



- Capitol Square Review and Advisory Board;⁹
- College Credit Plus Advisory Committee;¹⁰
- Commission on Minority Health;¹¹
- Credit Union Council;¹²
- Educator Standards Board;¹³
- Environmental Education Council;¹⁴
- Farmland Preservation Advisory Board;¹⁵
- Industrial Commission Nominating Council;¹⁶
- Local Government Innovation Council;¹⁷
- Materials Management Advisory Council;¹⁸
- Minority Development Financing Advisory Board;¹⁹
- Multi-Agency Radio Communications System (MARCS) Steering Committee;²⁰

⁹ R.C. 105.41.

¹⁰ R.C. 3365.15.

¹¹ R.C. 3701.78.

¹² R.C. 1733.329.

¹³ R.C. 3319.60.

¹⁴ R.C. 3745.21.

¹⁵ R.C. 901.23.

¹⁶ R.C. 4121.04.

¹⁷ R.C. 189.03.

¹⁸ R.C. 3734.49.

¹⁹ R.C. 122.72.

²⁰ Section 15.02 of H.B. 640, 123rd G.A.



- Office of Enterprise Development Advisory Board;²¹
- Ohio Arts Council;²²
- Ohio Business Gateway Steering Committee;²³
- Ohio Commission on Service and Volunteerism;²⁴
- Ohio Developmental Disabilities Council;²⁵
- Ohio Judicial Conference;²⁶
- Ohio Livestock Care Standards Board;²⁷
- Ohio Peace Officer Training Commission;²⁸
- Ohio Small Government Capital Improvements Commission;²⁹
- Ohio 2020 Tax Policy Study Commission;³⁰
- Savings and Loan Associations and Savings Bank Board;³¹
- Small Business Stationary Source Technical and Environmental Compliance Assistance Council;³²

²¹ R.C. 5145.162.

²² R.C. Chapter 3379.

²³ R.C. 5703.57.

²⁴ R.C. 121.40.

²⁵ R.C. 5123.35.

²⁶ R.C. 105.91.

²⁷ R.C. 904.02.

²⁸ R.C. 109.71.

²⁹ R.C. 164.02.

³⁰ Section 757.50 of H.B. 64, 131st G.A.

³¹ R.C. 1181.16.

³² R.C. 3704.19.



- State Audit Committee;³³
- STEM Committee of the Department of Education;³⁴
- Tax Credit Authority;³⁵
- Technical Advisory Council on Oil and Gas;³⁶
- Transportation Review Advisory Council;³⁷
- Unemployment Compensation Review Commission;³⁸
- Wildlife Council.³⁹

Abolition of specific agencies

The bill formally abolishes the following boards and commissions that have completed their work:

- Committee to Evaluate the Implementation of TANF Youth Diversion Programs;⁴⁰
- Compact with Ohio Cities Task Force;⁴¹
- Direct Care Worker Advisory Workgroup;⁴²
- Foreign Language Advisory Council;⁴³

³³ R.C. 126.46.

³⁴ R.C. 3326.02.

³⁵ R.C. 122.17.

³⁶ R.C. 1509.38.

³⁷ R.C. 5512.07.

³⁸ R.C. 4141.06.

³⁹ R.C. 1531.03.

⁴⁰ Section 5 of Sub. H.B. 57, 124th G.A.

⁴¹ H.R. 20 of the 128th G.A.

⁴² Section 323.234 of Am. Sub. H.B. 59, 130th G.A.

⁴³ Section 3 of Am. Sub. S.B. 311, 126th G.A.



- Governor's Policy Information Working Group;⁴⁴
- Legislative Task Force to Study Anaerobic Digesters for Agricultural Use and Application in the State;⁴⁵
- Ohio Housing Study Committee;⁴⁶
- Ohio Legislative Commission on the Education and Preservation of State History;⁴⁷
- Ohio Military Reserve Homeland Security Study Commission;⁴⁸
- Ohio Privacy/Public Record Access Study Committee;⁴⁹
- Public-Private Collaborative Commission;⁵⁰
- Select Committee on Telecommunications Regulatory Reform;⁵¹
- Service Coordination Workgroup.⁵²

HISTORY

ACTION	DATE
Introduced	02-22-16
Reported, H. Gov't Accountability & Oversight	05-04-16
Passed House (94-0)	05-11-16

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⁴⁴ Section 313 of Am. Sub. H.B. 420, 127th G.A.

⁴⁵ Section 3 of Sub. H.B. 276, 129th G.A.

⁴⁶ Section 701.40 of Am. Sub. H.B. 153, 129th G.A., as amended by Am. Sub. H.B. 487, 129th G.A.

⁴⁷ Section 701.05 of Am. Sub. H.B. 1, 128th G.A., as amended by Sub. H.B. 393, 128th G.A.

⁴⁸ Section 560.03 of Am. Sub. H.B. 66, 126th G.A.

⁴⁹ Section 3 of Sub. H.B. 204, 125th G.A.

⁵⁰ Section 8 of Am. Sub. S.B. 311, 126th G.A., as amended by Sub. H.B. 190, 127th G.A.

⁵¹ Section 5 of Sub. S.B. 162, 128th G.A., as amended by Am. Sub. H.B. 153, 129th G.A.

⁵² Section 751.20 of Am. Sub. H.B. 1, 128th G.A.

