



OBM

MEMORANDUM

May 26, 2006

TO: Fiscal Officers

FROM: Dawn D. Gatterdam
Administrator,
State Accounting

A handwritten signature in black ink that reads "Dawn D. Gatterdam".

SUBJECT: Senate Bill 9 Certification

On May 17, 2006, OBM sent a memo to the directors of all departments, agencies, and Boards and Commissions. The memo clarified requirements of Senate Bill 9, which in part prohibits the State, its instrumentalities and political subdivisions from conducting any business with private vendors or entities unless they first complete a declaration of material assistance/nonassistance. The memo requested that the directors certify that the agency is in compliance with this requirement.

Because of OBM's statutory obligation to approve payments, we must have this certification on file in order to process payments.

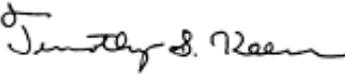
For your reference, a copy of the memo and certification are attached. Please ensure that the certification, signed by the director, is returned to OBM (attention Renee Swartz) no later than June 15, 2006.

Thank you for your assistance.

MEMORANDUM

May 17, 2006

TO: Directors of All Departments, Agencies, Boards and Commissions

FROM: Timothy S. Keen 
Director

SUBJECT: S.B. 9 business transaction requirements

Am. Sub. S.B. 9 became effective on April 14, 2006. This legislation establishes the requirements for state and local compliance with the Federal Homeland Security Authorities and laws pertaining to terrorism and homeland security.

Ohio Revised Code Section 2909.33, enacted in S.B. 9, establishes new requirements for the business transactions of the State, its instrumentalities, and political subdivisions. This new law prohibits the State, its instrumentalities and political subdivisions from conducting any business with private vendors or entities unless they first complete a declaration of material assistance/nonassistance established in Ohio Revised Code Section 2909.32 (also enacted in S.B. 9). The declaration form and additional information are available on the Department of Public Safety's website: www.ohiopublicsafety.com.

In light of the Office of Budget and Management's responsibility in approving payments from the state treasury, we will now require that all agency directors or heads certify to us that their agencies' business transactions paid from the state treasury comply with the requirements under new Ohio Revised Code Section 2909.33. Please find attached the certification to be submitted.

Because the application of the requirements under Ohio Revised Code Section 2909.33 largely must be determined on a case-by-case basis, please consult with your agency legal counsel regarding any factual, legal or procedural issues related to compliance with these new requirements.

Attachment

S.B. 9 Certification

All business transactions of

Agency

are in compliance with ORC Section 2909.33.

Certified by:

Agency Director's Name (Print)

Agency Director's Signature

Date