



Ohio Administrative Code

Rule 113-8-03 Procedure for entering into a pay for success contract.

Effective: August 13, 2020

(A) The treasurer of state, and as applicable the director of administrative services, may enter into a pay for success contract upon receipt of an appropriation from the general assembly, or receipt of funds from the federal government, for the purpose of entering into a pay for success contract or at the request of a state agency, political subdivision, or group of state agencies or political subdivisions.

(B) The treasurer of state may release notices to accept pay for success applications in order to evaluate potential pay for success projects, including, but not limited, at the direction of the general assembly and at the request of a state agency, political subdivision, or group of state agencies or political subdivisions.

(1) The treasurer of state shall provide the required application, and any supplemental forms, that an applicant must submit. The treasurer of state shall have the authority to amend the application and any supplemental forms.

(2) The treasurer of state shall have the authority to investigate any applicant or information submitted and request any other information, background checks, documentation, or materials.

(3) The treasurer of state may assess an applicant a fee to pay or reimburse the treasurer of state for actual costs of investigations related to an application or other costs of administering the pay for success contracting program, including any costs associated with conducting background checks. Any fees or reimbursements collected under this section shall be deposited into the fund from which the original expenditure was made or into a fund for which the fee or reimbursement is appropriate.

(C) The treasurer of state, and as applicable, the director of administrative services, is not required to enter into a pay for success contract on behalf of a requesting state agency, political subdivision, or group of state agencies or political subdivisions.



(D) The treasurer of state is not required to identify, apply for, or enter into an agreement to apply for federal grant moneys on behalf of any requesting state agency, political subdivision, or group through its administration of the pay for success contracting program.

(E) For each pay for success contract, the treasurer of state and, as applicable, the director of administrative services shall enter into a contract with an independent evaluator to evaluate whether the service provider has met the performance targets specified in the pay for success contract, pursuant to division (B) of section 113.61 of the Revised Code.

For any pay for success contract where the treasurer of state is the requesting agency, the department of administrative services shall select the independent evaluator to evaluate whether the service provider has met the performance targets.