

As Introduced

131st General Assembly

Regular Session

2015-2016

S. B. No. 367

Senator Beagle

Cosponsors: Senators Brown, Balderson, Manning, Seitz, Thomas

A BILL

To amend sections 107.35, 131.33, 307.984, 329.04, 1
329.06, 763.01, 763.07, 2953.25, 3121.03, 2
3304.171, 3309.23, 3313.603, 3313.89, 3326.01, 3
3326.03, 3326.032, 3326.04, 3326.09, 3326.11, 4
3333.91, 3333.92, 3333.93, 4141.29, 4141.43, 5
4141.51, 5101.09, 5101.20, 5101.201, 5101.214, 6
5101.23, 5101.241, 5108.01, 5123.60, 5166.40, 7
5166.408, 5903.11, 6301.01, 6301.02, 6301.03, 8
6301.04, 6301.05, 6301.06, 6301.061, 6301.07, 9
6301.08, 6301.09, 6301.11, 6301.12, and 6301.18, 10
to enact section 3313.903, and to repeal 11
sections 330.01, 330.02, 330.04, 330.05, 330.07, 12
763.02, and 763.05 of the Revised Code, and to 13
amend Sections 305.190 and 369.473 of Am. Sub. 14
H.B. 64 of the 131st General Assembly to revise 15
the laws governing the state's workforce 16
development system, programs that may be offered 17
by primary and secondary schools, and 18
certificates of qualification for employment. 19

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

Section 1. That sections 107.35, 131.33, 307.984, 329.04, 329.06, 763.01, 763.07, 2953.25, 3121.03, 3304.171, 3309.23, 3313.603, 3313.89, 3326.01, 3326.03, 3326.032, 3326.04, 3326.09, 3326.11, 3333.91, 3333.92, 3333.93, 4141.29, 4141.43, 4141.51, 5101.09, 5101.20, 5101.201, 5101.214, 5101.23, 5101.241, 5108.01, 5123.60, 5166.40, 5166.408, 5903.11, 6301.01, 6301.02, 6301.03, 6301.04, 6301.05, 6301.06, 6301.061, 6301.07, 6301.08, 6301.09, 6301.11, 6301.12, and 6301.18 be amended and section 3313.903 of the Revised Code be enacted to read as follows:

Sec. 107.35. ~~Not later than December 31, 2014, the~~ The governor's office of workforce transformation, with staff support and assistance from the departments of job and family services ~~and, education, and the Ohio board of regents~~ higher education, shall establish criteria to use for evaluating the performance of state and local workforce programs using basic, aligned workforce measures related to system efficiency and effectiveness. The office shall develop and make available on the internet through a web site a public dashboard to display metrics regarding the state's administration of primary workforce programs, including the following programs:

(A) The adult basic and literacy education program;

(B) Programs administered under the federal "Carl D. Perkins Career and Technical Education Act of 2006," 120 Stat. 683, 20 U.S.C. 2301 et seq., as amended;

(C) State aid and scholarships ~~within the Ohio board of regents~~ administered by the department of higher education;

(D) Programs administered under title I of the federal ~~"Workforce Investment Act of 1998," 112 Stat. 936, 29 U.S.C. 2801 et seq., as amended~~ "Workforce Innovation and Opportunity

Act," 29 U.S.C. 3101 et seq. 49

Sec. 131.33. (A) No state agency shall incur an obligation 50
which exceeds the agency's current appropriation authority. 51
Except as provided in division (D) of this section, unexpended 52
balances of appropriations shall, at the close of the period for 53
which the appropriations are made, revert to the funds from 54
which the appropriations were made, except that the director of 55
budget and management shall transfer such unexpended balances 56
from the first fiscal year to the second fiscal year of an 57
agency's appropriations to the extent necessary for voided 58
warrants to be reissued pursuant to division (C) of section 59
126.37 of the Revised Code. 60

Except as provided in this section, appropriations made to 61
a specific fiscal year shall be expended only to pay liabilities 62
incurred within that fiscal year. 63

(B) All payrolls shall be charged to the allotments of the 64
fiscal quarters in which the applicable payroll vouchers are 65
certified by the director of budget and management in accordance 66
with section 126.07 of the Revised Code. As used in this 67
division, "payrolls" means any payment made in accordance with 68
section 125.21 of the Revised Code. 69

(C) Legal liabilities from prior fiscal years for which 70
there is no reappropriation authority shall be discharged from 71
the unencumbered balances of current appropriations. 72

(D) (1) Federal grant funds obligated by the department of 73
job and family services for financial allocations to county 74
family services agencies and local ~~workforce investment~~ boards 75
may, at the discretion of the director of job and family 76
services, be available for expenditure for the duration of the 77

federal grant period of obligation and liquidation, as follows: 78

(a) At the end of the state fiscal year, all unexpended 79
county family services agency and local ~~workforce investment~~ 80
board financial allocations obligated from federal grant funds 81
may continue to be valid for expenditure during subsequent state 82
fiscal years. 83

(b) The financial allocations described in division (D) (1) 84
(a) of this section shall be reconciled at the end of the 85
federal grant period of availability or as required by federal 86
law, regardless of the state fiscal year of the appropriation. 87

(2) The director of job and family services may adopt 88
rules in accordance with section 111.15 of the Revised Code, as 89
if they were internal management rules, as necessary to 90
implement division (D) of this section. 91

(3) As used in division (D) of this section: 92

(a) "County family services agency" has the same meaning 93
as in section 307.981 of the Revised Code. 94

(b) "~~Local workforce investment board~~" ~~means a local~~ 95
~~workforce investment board established under section 117 of the~~ 96
~~"Workforce Investment Act of 1998," 112 Stat. 936, 29 U.S.C.~~ 97
~~2832, as amended~~ has the same meaning as in section 6301.01 of 98
the Revised Code. 99

Sec. 307.984. (A) To enhance the administration, delivery, 100
and effectiveness of family services duties and workforce 101
development activities, a board of county commissioners may 102
enter into one or more regional plans of cooperation with the 103
following: 104

(1) One or more other boards of county commissioners; 105

(2) The chief elected official or officials of one or more 106
municipal corporations that are ~~the type of local area~~ areas as 107
defined in ~~division (A) (1) of~~ section 6301.01 of the Revised 108
Code; 109

(3) Both boards of county commissioners and such chief 110
elected officials. 111

(B) A regional plan of cooperation must specify how the 112
private and government entities included in the plan will 113
coordinate and enhance the administration, delivery, and 114
effectiveness of family services duties and workforce 115
development activities. 116

Sec. 329.04. (A) The county department of job and family 117
services shall have, exercise, and perform the following powers 118
and duties: 119

(1) Perform any duties assigned by the state department of 120
job and family services or department of medicaid regarding the 121
provision of public family services, including the provision of 122
the following services to prevent or reduce economic or personal 123
dependency and to strengthen family life: 124

(a) Services authorized by a Title IV-A program, as 125
defined in section 5101.80 of the Revised Code; 126

(b) Social services authorized by Title XX of the "Social 127
Security Act" and provided for by section 5101.46 or 5101.461 of 128
the Revised Code; 129

(c) If the county department is designated as the child 130
support enforcement agency, services authorized by Title IV-D of 131
the "Social Security Act" and provided for by Chapter 3125. of 132
the Revised Code. The county department may perform the services 133
itself or contract with other government entities, and, pursuant 134

to division (C) of section 2301.35 and section 2301.42 of the	135
Revised Code, private entities, to perform the Title IV-D	136
services.	137
(d) Duties assigned under section 5162.031 of the Revised	138
Code.	139
(2) Administer disability financial assistance, as	140
required by the state department of job and family services	141
under section 5115.03 of the Revised Code;	142
(3) Administer burials insofar as the administration of	143
burials was, prior to September 12, 1947, imposed upon the board	144
of county commissioners and if otherwise required by state law;	145
(4) Cooperate with state and federal authorities in any	146
matter relating to family services and to act as the agent of	147
such authorities;	148
(5) Submit an annual account of its work and expenses to	149
the board of county commissioners and to the state department of	150
job and family services and department of medicaid at the close	151
of each fiscal year;	152
(6) Exercise any powers and duties relating to family	153
services duties or workforce development activities imposed upon	154
the county department of job and family services by law, by	155
resolution of the board of county commissioners, or by order of	156
the governor, when authorized by law, to meet emergencies during	157
war or peace;	158
(7) Enter into a plan of cooperation with the board of	159
county commissioners under section 307.983, consult with the	160
board in the development of the transportation work plan	161
developed under section 307.985, establish with the board	162
procedures under section 307.986 for providing services to	163

children whose families relocate frequently, and comply with the 164
contracts the board enters into under sections 307.981 and 165
307.982 of the Revised Code that affect the county department; 166

(8) For the purpose of complying with a grant agreement 167
the board of county commissioners enters into under sections 168
307.98 and 5101.21 of the Revised Code, exercise the powers and 169
perform the duties the grant agreement assigns to the county 170
department; 171

~~(9) If the county department is designated as the 172
workforce development agency, provide the workforce development 173
activities specified in the contract required by section 330.05 174
of the Revised Code. 175~~

(B) The powers and duties of a county department of job 176
and family services are, and shall be exercised and performed, 177
under the control and direction of the board of county 178
commissioners. The board may assign to the county department any 179
power or duty of the board regarding family services duties and 180
workforce development activities. If the new power or duty 181
necessitates the state department of job and family services or 182
department of medicaid changing its federal cost allocation 183
plan, the county department may not implement the power or duty 184
unless the United States department of health and human services 185
approves the changes. 186

Sec. 329.06. (A) Except as provided in division (C) of 187
this section ~~and section 6301.08 of the Revised Code,~~ the board 188
of county commissioners shall establish a county family services 189
planning committee. The board shall appoint a member to 190
represent the county department of job and family services; an 191
employee in the classified civil service of the county 192
department of job and family services, if there are any such 193

employees; and a member to represent the public. The board shall 194
appoint other individuals to the committee in such a manner that 195
the committee's membership is broadly representative of the 196
groups of individuals and the public and private entities that 197
have an interest in the family services provided in the county. 198
The board shall make appointments in a manner that reflects the 199
ethnic and racial composition of the county. The following 200
groups and entities may be represented on the committee: 201

- (1) Consumers of family services; 202
- (2) The public children services agency; 203
- (3) The child support enforcement agency; 204
- (4) The county family and children first council; 205
- (5) Public and private colleges and universities; 206
- (6) Public entities that provide family services, 207
including boards of health, boards of education, the county 208
board of developmental disabilities, and the board of alcohol, 209
drug addiction, and mental health services that serves the 210
county; 211
- (7) Private nonprofit and for-profit entities that provide 212
family services in the county or that advocate for consumers of 213
family services in the county, including entities that provide 214
services to or advocate for victims of domestic violence; 215
- (8) Labor organizations; 216
- (9) Any other group or entity that has an interest in the 217
family services provided in the county, including groups or 218
entities that represent any of the county's business, urban, and 219
rural sectors. 220

(B) The county family services planning committee shall do	221
all of the following:	222
(1) Serve as an advisory body to the board of county	223
commissioners with regard to the family services provided in the	224
county, including assistance under Chapters 5107. and 5108. of	225
the Revised Code, publicly funded child care under Chapter 5104.	226
of the Revised Code, and social services provided under section	227
5101.46 of the Revised Code;	228
(2) At least once a year, review and analyze the county	229
department of job and family services' implementation of the	230
programs established under Chapters 5107. and 5108. of the	231
Revised Code. In its review, the committee shall use information	232
available to it to examine all of the following:	233
(a) Return of assistance groups to participation in either	234
program after ceasing to participate;	235
(b) Teen pregnancy rates among the programs' participants;	236
(c) The other types of assistance the programs'	237
participants receive, including medicaid, publicly funded child	238
care under Chapter 5104. of the Revised Code, supplemental	239
nutrition assistance program benefits under section 5101.54 of	240
the Revised Code, and energy assistance under Chapter 5117. of	241
the Revised Code;	242
(d) Other issues the committee considers appropriate.	243
The committee shall make recommendations to the board of	244
county commissioners and county department of job and family	245
services regarding the committee's findings.	246
(3) Conduct public hearings on proposed county profiles	247
for the provision of social services under section 5101.46 of	248

the Revised Code;	249
(4) At the request of the board, make recommendations and provide assistance regarding the family services provided in the county;	250 251 252
(5) At any other time the committee considers appropriate, consult with the board and make recommendations regarding the family services provided in the county. The committee's recommendations may address the following:	253 254 255 256
(a) Implementation and administration of family service programs;	257 258
(b) Use of federal, state, and local funds available for family service programs;	259 260
(c) Establishment of goals to be achieved by family service programs;	261 262
(d) Evaluation of the outcomes of family service programs;	263
(e) Any other matter the board considers relevant to the provision of family services.	264 265
(C) If there is a committee in existence in a county on October 1, 1997, that the board of county commissioners determines is capable of fulfilling the responsibilities of a county family services planning committee, the board may designate the committee as the county's family services planning committee and the committee shall serve in that capacity.	266 267 268 269 270 271
Sec. 763.01. As used in this chapter:	272
(A) "Private entity" means an entity other than a government entity.	273 274
(B) "Workforce development activity" has the same meaning	275

as in section 6301.01 of the Revised Code. 276

~~(C) "Workforce Investment Act" means the "Workforce
Investment Act of 1998," 112 Stat. 936, 29 U.S.C.A. 2801, as
amended.~~ 277
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Sec. 763.07. To enhance the administration, delivery, and 280
effectiveness of family services duties and workforce 281
development activities, the chief elected official of a 282
municipal corporation that is a local area for the purpose of 283
Chapter 6301. of the Revised Code, ~~is the type of local area
defined in division (A)(1) of section 6301.01 of the Revised
Code~~ may enter into a regional plan of cooperation with one or 284
more boards of county commissioners pursuant to section 307.984 285
of the Revised Code. A regional plan of cooperation must specify 286
how the private and government entities subject to the plan will 287
coordinate and enhance the administration, delivery, and 288
effectiveness of family services duties and workforce 289
development activities. 290
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Sec. 2953.25. (A) As used in this section: 293

(1) "Collateral sanction" means a penalty, disability, or 294
disadvantage that is related to employment or occupational 295
licensing, however denominated, as a result of the individual's 296
conviction of or plea of guilty to an offense and that applies 297
by operation of law in this state whether or not the penalty, 298
disability, or disadvantage is included in the sentence or 299
judgment imposed. 300

"Collateral sanction" does not include imprisonment, 301
probation, parole, supervised release, forfeiture, restitution, 302
fine, assessment, or costs of prosecution. 303

(2) "Decision-maker" includes, but is not limited to, the 304

state acting through a department, agency, board, commission, or 305
instrumentality established by the law of this state for the 306
exercise of any function of government, a political subdivision, 307
an educational institution, or a government contractor or 308
subcontractor made subject to this section by contract, law, or 309
ordinance. 310

(3) "Department-funded program" means a residential or 311
nonresidential program that is not a term in a state 312
correctional institution, that is funded in whole or part by the 313
department of rehabilitation and correction, and that is imposed 314
as a sanction for an offense, as part of a sanction that is 315
imposed for an offense, or as a term or condition of any 316
sanction that is imposed for an offense. 317

(4) "Designee" means the person designated by the deputy 318
director of the division of parole and community services to 319
perform the duties designated in division (B) of this section. 320

(5) "Division of parole and community services" means the 321
division of parole and community services of the department of 322
rehabilitation and correction. 323

(6) "Offense" means any felony or misdemeanor under the 324
laws of this state. 325

(7) "Political subdivision" has the same meaning as in 326
section 2969.21 of the Revised Code. 327

(B) (1) ~~After the provisions of this division become~~ 328
~~operative as described in division (J) of this section, an An~~ 329
individual who is subject to one or more collateral sanctions as 330
a result of being convicted of or pleading guilty to an offense 331
and who either has served a term in a state correctional 332
institution for any offense or has spent time in a department- 333

funded program for any offense may file a petition with the 334
designee of the deputy director of the division of parole and 335
community services for a certificate of qualification for 336
employment. 337

~~(2) After the provisions of this division become operative~~ 338
~~as described in division (J) of this section, an~~ An individual 339
who is subject to one or more collateral sanctions as a result 340
of being convicted of or pleading guilty to an offense and who 341
is not in a category described in division (B) (1) of this 342
section may file ~~a petition with the court of common pleas of~~ 343
~~the county in which the person resides or with the designee of~~ 344
~~the deputy director of the division of parole and community~~ 345
~~services~~ for a certificate of qualification for employment by 346
doing either of the following: 347

(a) In the case of an individual who resides in this 348
state, filing a petition with the court of common pleas of the 349
county in which the person resides or with the designee of the 350
deputy director of the division of parole and community 351
services; 352

(b) In the case of an individual who resides outside of 353
this state, filing a petition with the court of common pleas of 354
the county in which the conviction or plea of guilty from which 355
the individual seeks relief was entered or with the designee of 356
the deputy director of the division of parole and community 357
services. 358

(3) A petition under division (B) (1) or (2) of this 359
section shall be made on a copy of the form prescribed by the 360
division of parole and community services under division (J) of 361
this section and shall contain all of the information described 362
in division (F) of this section. 363

~~(4)–(a)~~ Except as provided in division (B) (4) (b) of 364
this section, an individual may file a petition under division 365
(B) (1) or (2) of this section at any time after the expiration 366
of whichever of the following is applicable: 367

~~(a)–(i)~~ If the offense that resulted in the collateral 368
sanction from which the individual seeks relief is a felony, at 369
any time after the expiration of one year from the date of 370
release of the individual from any period of incarceration in a 371
state or local correctional facility that was imposed for that 372
offense and all periods of supervision imposed after release 373
from the period of incarceration or, if the individual was not 374
incarcerated for that offense, at any time after the expiration 375
of one year from the date of the individual's final release from 376
all other sanctions imposed for that offense. 377

~~(b)–(ii)~~ If the offense that resulted in the collateral 378
sanction from which the individual seeks relief is a 379
misdemeanor, at any time after the expiration of six months from 380
the date of release of the individual from any period of 381
incarceration in a local correctional facility that was imposed 382
for that offense and all periods of supervision imposed after 383
release from the period of incarceration or, if the individual 384
was not incarcerated for that offense, at any time after the 385
expiration of six months from the date of the final release of 386
the individual from all sanctions imposed for that offense 387
including any period of supervision. 388

(b) The department of rehabilitation and correction may 389
establish, by rule adopted under Chapter 119. of the Revised 390
Code, criteria that may be satisfied by an individual to allow 391
the individual to file a petition before the expiration of six 392
months or one year from the date of final release, whichever is 393

applicable under division (B) (4) (a) of this section. 394

(5) (a) A designee that receives a petition for a 395
~~certification~~certificate of qualification for employment from 396
an individual under division (B) (1) or (2) of this section shall 397
review the petition to determine whether it is complete. If the 398
petition is complete, the designee shall forward the petition, 399
and any other information the designee possesses that relates to 400
the petition, to the court of common pleas of the county in 401
which the individual resides if the individual resides in this 402
state or, if the individual resides outside of this state, to 403
the court of common pleas of the county in which the conviction 404
or plea of guilty from which the individual seeks relief was 405
entered. 406

(b) A court of common pleas that receives a petition for a 407
certificate of qualification for employment from an individual 408
under division (B) (2) of this section, or that is forwarded a 409
petition for such a certificate under division (B) (5) (a) of this 410
section, shall attempt to determine all other courts in this 411
state in which the individual was convicted of or pleaded guilty 412
to an offense other than the offense from which the individual 413
is seeking relief. The court that receives or is forwarded the 414
petition shall notify all other courts in this state that it 415
determines under this division were courts in which the 416
individual was convicted of or pleaded guilty to an offense 417
other than the offense from which the individual is seeking 418
relief that the individual has filed the petition and that the 419
court may send comments regarding the possible issuance of the 420
certificate. 421

A court of common pleas that receives a petition for a 422
certificate of qualification for employment under division (B) 423

(2) of this section shall notify the county's prosecuting attorney ~~of the county in which the individual resides~~ that the individual has filed the petition.

A court of common pleas that receives a petition for a certificate of qualification for employment under division (B) (2) of this section, or that is forwarded a petition for qualification under division (B) (5) (a) of this section may direct the clerk of court to process and record all notices required in or under this section.

(C) (1) Upon receiving a petition for a certificate of qualification for employment filed by an individual under division (B) (2) of this section or being forwarded a petition for such a certificate under division (B) (5) (a) of this section, the court shall review the individual's petition, the individual's criminal history, all filings submitted by the prosecutor or by the victim in accordance with rules adopted by the division of parole and community services, the applicant's military service record, if applicable, and whether the applicant has an emotional, mental, or physical condition that is traceable to the applicant's military service in the armed forces of the United States and that was a contributing factor in the commission of the offense or offenses, and all other relevant evidence. The court may order any report, investigation, or disclosure by the individual that the court believes is necessary for the court to reach a decision on whether to approve the individual's petition for a certificate of qualification for employment.

(2) Upon receiving a petition for a certificate of qualification for employment filed by an individual under division (B) (2) of this section or being forwarded a petition

for such a certificate under division (B) (5) (a) of this section, 454
except as otherwise provided in this division, the court shall 455
decide whether to issue the certificate within sixty days after 456
the court receives or is forwarded the completed petition and 457
all information requested for the court to make that decision. 458
Upon request of the individual who filed the petition, the court 459
may extend the sixty-day period specified in this division. 460

(3) Subject to division (C) (5) of this section, a court 461
that receives an individual's petition for a certificate of 462
qualification for employment under division (B) (2) of this 463
section or that is forwarded a petition for such a certificate 464
under division (B) (5) (a) of this section may issue a certificate 465
of qualification for employment, at the court's discretion, if 466
the court finds that the individual has established all of the 467
following by a preponderance of the evidence: 468

(a) Granting the petition will materially assist the 469
individual in obtaining employment or occupational licensing. 470

(b) The individual has a substantial need for the relief 471
requested in order to live a law-abiding life. 472

(c) Granting the petition would not pose an unreasonable 473
risk to the safety of the public or any individual. 474

(4) The submission of an incomplete petition by an 475
individual shall not be grounds for the designee or court to 476
deny the petition. 477

(5) A court that receives an individual's petition for a 478
certificate of qualification for employment under division (B) 479
(2) of this section or that is forwarded a petition for such a 480
certificate under division (B) (5) (a) of this section shall not 481
issue a certificate of qualification for employment that grants 482

the individual relief from any of the following collateral	483
sanctions:	484
(a) Requirements imposed by Chapter 2950. of the Revised	485
Code and rules adopted under sections 2950.13 and 2950.132 of	486
the Revised Code;	487
(b) A driver's license, commercial driver's license, or	488
probationary license suspension, cancellation, or revocation	489
pursuant to section 4510.037, 4510.07, 4511.19, or 4511.191 of	490
the Revised Code if the relief sought is available pursuant to	491
section 4510.021 or division (B) of section 4510.13 of the	492
Revised Code;	493
(c) Restrictions on employment as a prosecutor or law	494
enforcement officer;	495
(d) The denial, ineligibility, or automatic suspension of	496
a license that is imposed upon an individual applying for or	497
holding a license as a health care professional under Title	498
XLVII of the Revised Code if the individual is convicted of,	499
pleads guilty to, is subject to a judicial finding of	500
eligibility for intervention in lieu of conviction in this state	501
under section 2951.041 of the Revised Code, or is subject to	502
treatment or intervention in lieu of conviction for a violation	503
of section 2903.01, 2903.02, 2903.03, 2903.11, 2905.01, 2907.02,	504
2907.03, 2907.05, 2909.02, 2911.01, 2911.11, or 2919.123 of the	505
Revised Code;	506
(e) The immediate suspension of a license, certificate, or	507
evidence of registration that is imposed upon an individual	508
holding a license as a health care professional under Title	509
XLVII of the Revised Code pursuant to division (C) of section	510
3719.121 of the Revised Code;	511

(f) The denial or ineligibility for employment in a pain clinic under division (B) (4) of section 4729.552 of the Revised Code; 512
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(g) The mandatory suspension of a license that is imposed on an individual applying for or holding a license as a health care professional under Title XLVII of the Revised Code pursuant to section 3123.43 of the Revised Code. 515
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(6) If a court that receives an individual's petition for a certificate of qualification for employment under division (B) (2) of this section or that is forwarded a petition for such a certificate under division (B) (5) (a) of this section denies the petition, the court shall provide written notice to the individual of the court's denial. The court may place conditions on the individual regarding the individual's filing of any subsequent petition for a certificate of qualification for employment. The written notice must notify the individual of any conditions placed on the individual's filing of a subsequent petition for a certificate of qualification for employment. 519
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If a court of common pleas that receives an individual's petition for a certificate of qualification for employment under division (B) (2) of this section or that is forwarded a petition for such a certificate under division (B) (5) (a) of this section denies the petition, the individual may appeal the decision to the court of appeals only if the individual alleges that the denial was an abuse of discretion on the part of the court of common pleas. 530
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(D) A certificate of qualification for employment issued to an individual lifts the automatic bar of a collateral sanction, and a decision-maker shall consider on a case-by-case basis whether to grant or deny the issuance or restoration of an 538
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occupational license or an employment opportunity, 542
notwithstanding the individual's possession of the certificate, 543
without, however, reconsidering or rejecting any finding made by 544
a designee or court under division (C) (3) of this section. 545

(E) A certificate of qualification for employment does not 546
grant the individual to whom the certificate was issued relief 547
from the mandatory civil impacts identified in division (A) (1) 548
of section 2961.01 or division (B) of section 2961.02 of the 549
Revised Code. 550

(F) A petition for a certificate of qualification for 551
employment filed by an individual under division (B) (1) or (2) 552
of this section shall include all of the following: 553

(1) The individual's name, date of birth, and social 554
security number; 555

(2) All aliases of the individual and all social security 556
numbers associated with those aliases; 557

(3) The individual's residence address, including the 558
city, county, and state of residence and zip code; 559

(4) The length of time that the individual has ~~been a~~ 560
resident of this ~~resided in the individual's current state of~~ 561
residence, expressed in years and months of residence; 562

(5) ~~The name or type of each collateral sanction from~~ 563
~~which the individual is requesting a certificate of~~ 564
qualification for employment ~~A general statement as to why the~~ 565
individual has filed the petition and how the certificate of 566
qualification for employment would assist the individual; 567

(6) A summary of the individual's criminal history with 568
respect to each offense that is a disqualification from 569

employment or licensing in an occupation or profession,	570
including the years of each conviction or plea of guilty for	571
each of those offenses;	572
(7) A summary of the individual's employment history,	573
specifying the name of, and dates of employment with, each	574
employer;	575
(8) Verifiable references and endorsements;	576
(9) The name of one or more immediate family members of	577
the individual, or other persons with whom the individual has a	578
close relationship, who support the individual's reentry plan;	579
(10) A summary of the reason the individual believes the	580
certificate of qualification for employment should be granted;	581
(11) Any other information required by rule by the	582
department of rehabilitation and correction.	583
(G) (1) In a judicial or administrative proceeding alleging	584
negligence or other fault, a certificate of qualification for	585
employment issued to an individual under this section may be	586
introduced as evidence of a person's due care in hiring,	587
retaining, licensing, leasing to, admitting to a school or	588
program, or otherwise transacting business or engaging in	589
activity with the individual to whom the certificate of	590
qualification for employment was issued if the person knew of	591
the certificate at the time of the alleged negligence or other	592
fault.	593
(2) In any proceeding on a claim against an employer for	594
negligent hiring, a certificate of qualification for employment	595
issued to an individual under this section shall provide	596
immunity for the employer as to the claim if the employer knew	597
of the certificate at the time of the alleged negligence.	598

(3) If an employer hires an individual who has been issued 599
a certificate of qualification for employment under this 600
section, if the individual, after being hired, subsequently 601
demonstrates dangerousness or is convicted of or pleads guilty 602
to a felony, and if the employer retains the individual as an 603
employee after the demonstration of dangerousness or the 604
conviction or guilty plea, the employer may be held liable in a 605
civil action that is based on or relates to the retention of the 606
individual as an employee only if it is proved by a 607
preponderance of the evidence that the person having hiring and 608
firing responsibility for the employer had actual knowledge that 609
the employee was dangerous or had been convicted of or pleaded 610
guilty to the felony and was willful in retaining the individual 611
as an employee after the demonstration of dangerousness or the 612
conviction or guilty plea of which the person has actual 613
knowledge. 614

(H) A certificate of qualification for employment issued 615
under this section shall be ~~presumptively~~ revoked if the 616
individual to whom the certificate of qualification for 617
employment was issued is convicted of or pleads guilty to a 618
felony offense committed subsequent to the issuance of the 619
certificate of qualification for employment. The department of 620
rehabilitation and correction shall periodically review the 621
certificates listed in the database described in division (K) of 622
this section to identify those that are subject to revocation 623
under this division. Upon identifying a certificate of 624
qualification for employment that is subject to revocation, the 625
department shall note in the database that the certificate has 626
been revoked, the reason for revocation, and the effective date 627
of revocation, which shall be the date of the conviction or plea 628
of guilty subsequent to the issuance of the certificate. 629

(I) A designee's forwarding, or failure to forward, a 630
petition for a certificate of qualification for employment to a 631
court or a court's issuance, or failure to issue, a petition for 632
a certificate of qualification for employment to an individual 633
under division (B) of this section does not give rise to a claim 634
for damages against the department of rehabilitation and 635
correction or court. 636

(J) ~~Not later than ninety days after September 28, 2012,~~ 637
~~the~~ The division of parole and community services shall adopt 638
rules in accordance with Chapter 119. of the Revised Code for 639
the implementation and administration of this section and shall 640
prescribe the form for the petition to be used under division 641
(B) (1) or (2) of this section. The form for the petition shall 642
include places for all of the information specified in division 643
(F) of this section. ~~Upon the adoption of the rules, the~~ 644
~~provisions of divisions (A) to (I) of this section become~~ 645
~~operative.~~ 646

(K) The department of rehabilitation and correction shall 647
~~conduct a study to determine the manner for transferring the~~ 648
~~mechanism for the issuance of a certificate of qualification for~~ 649
~~employment created by this section to an electronic database~~ 650
~~established and maintained by the department. The maintain a~~ 651
~~database to which the mechanism is to be transferred shall~~ 652
~~include that identifies~~ granted certificates and revoked 653
certificates and ~~shall be designed to track~~ tracks the number of 654
certificates granted and revoked, the industries, occupations, 655
and professions with respect to which the certificates have been 656
most applicable, and the types of employers that have accepted 657
the certificates, ~~and the recidivism rates of individuals who~~ 658
~~have been issued the certificates. Not later than the date that~~ 659
~~is one year after September 28, 2012, the~~ The department of 660

~~rehabilitation and correction shall submit to the general assembly and the governor annually create a report that contains the results of the study and recommendations for transferring the mechanism for the issuance of certificate of qualification for employment created by this section to an electronic database summarizes the information maintained in the database established and maintained by the department and shall make the report available to the public on its internet web site.~~ 661-668

~~(L) The department of rehabilitation and correction, in conjunction with the Ohio judicial conference, shall conduct a study to determine whether the application process for certificates of qualification for employment created by this section is feasible based upon the caseload capacity of the department and the courts of common pleas. Not later than the date that is one year after September 28, 2012, the department shall submit to the general assembly a report that contains the results of the study and any recommendations for improvement of the application process.~~ 669-678

Sec. 3121.03. If a court or child support enforcement agency that issued or modified a support order, or the agency administering the support order, is required by the Revised Code to issue one or more withholding or deduction notices described in this section or other orders described in this section, the court or agency shall issue one or more of the following types of notices or orders, as appropriate, for payment of the support and also, if required by the Revised Code or the court, to pay any arrearages: 679-687

(A) (1) If the court or the child support enforcement agency determines that the obligor is receiving income from a payor, the court or agency shall require the payor to do all of 688-690

the following: 691

(a) Withhold from the obligor's income a specified amount 692
for support in satisfaction of the support order and begin the 693
withholding no later than fourteen business days following the 694
date the notice is mailed or transmitted to the payor under 695
section 3121.035, 3123.021, or 3123.06 of the Revised Code and 696
division (A)(2) of this section or, if the payor is an employer, 697
no later than the first pay period that occurs after fourteen 698
business days following the date the notice is mailed or 699
transmitted; 700

(b) Send the amount withheld to the office of child 701
support in the department of job and family services pursuant to 702
section 3121.43 of the Revised Code immediately but not later 703
than seven business days after the date the obligor is paid; 704

(c) Continue the withholding at intervals specified in the 705
notice until further notice from the court or child support 706
enforcement agency. 707

To the extent possible, the amount specified to be 708
withheld shall satisfy the amount ordered for support in the 709
support order plus any arrearages owed by the obligor under any 710
prior support order that pertained to the same child or spouse, 711
notwithstanding any applicable limitations of sections 2329.66, 712
2329.70, 2716.02, 2716.041, and 2716.05 of the Revised Code. 713
However, in no case shall the sum of the amount to be withheld 714
and any fee withheld by the payor as a charge for its services 715
exceed the maximum amount permitted under section 303(b) of the 716
"Consumer Credit Protection Act," 15 U.S.C. 1673(b). 717

(2) A court or agency that imposes an income withholding 718
requirement shall, within the applicable time specified in 719

section 3119.80, 3119.81, 3121.035, 3123.021, or 3123.06 of the Revised Code, send to the obligor's payor by regular mail or via secure federally managed data transmission interface a notice that contains all of the information applicable to withholding notices set forth in section 3121.037 of the Revised Code. The notice is final and is enforceable by the court.

(B) (1) If the court or child support enforcement agency determines that the obligor has funds that are not exempt under the laws of this state or the United States from execution, attachment, or other legal process and are on deposit in an account in a financial institution under the jurisdiction of the court that issued the court support order, or in the case of an administrative child support order, under the jurisdiction of the common pleas court of the county in which the agency that issued or is administering the order is located, the court or agency may require any financial institution in which the obligor's funds are on deposit to do all of the following:

(a) Deduct from the obligor's account a specified amount for support in satisfaction of the support order and begin the deduction no later than fourteen business days following the date the notice was mailed or transmitted to the financial institution under section 3121.035 or 3123.06 of the Revised Code and division (B) (2) of this section;

(b) Send the amount deducted to the office of child support in the department of job and family services pursuant to section 3121.43 of the Revised Code immediately but not later than seven business days after the date the latest deduction was made;

(c) Provide the date on which the amount was deducted;

(d) Continue the deduction at intervals specified in the 749
notice until further notice from the court or child support 750
enforcement agency. 751

To the extent possible, the amount to be deducted shall 752
satisfy the amount ordered for support in the support order plus 753
any arrearages that may be owed by the obligor under any prior 754
support order that pertained to the same child or spouse, 755
notwithstanding the limitations of sections 2329.66, 2329.70, 756
and 2716.13 of the Revised Code. 757

(2) A court or agency that imposes a deduction requirement 758
shall, within the applicable period of time specified in section 759
3119.80, 3119.81, 3121.035, or 3123.06 of the Revised Code, send 760
to the financial institution by regular mail or via secure 761
federally managed data transmission interface a notice that 762
contains all of the information applicable to deduction notices 763
set forth in section 3121.037 of the Revised Code. The notice is 764
final and is enforceable by the court. 765

(C) With respect to any court support order it issues, a 766
court may issue an order requiring the obligor to enter into a 767
cash bond with the court. The court shall issue the order as 768
part of the court support order or, if the court support order 769
has previously been issued, as a separate order. The cash bond 770
shall be in a sum fixed by the court at not less than five 771
hundred nor more than ten thousand dollars, conditioned that the 772
obligor will make payment as previously ordered and will pay any 773
arrearages under any prior court support order that pertained to 774
the same child or spouse. 775

The order, along with an additional order requiring the 776
obligor to immediately notify the child support enforcement 777
agency, in writing, if the obligor begins to receive income from 778

a payor, shall be attached to and served on the obligor at the 779
same time as service of the court support order or, if the court 780
support order has previously been issued, as soon as possible 781
after the issuance of the order under this section. The 782
additional order requiring notice by the obligor shall state all 783
of the following: 784

(1) That when the obligor begins to receive income from a 785
payor the obligor may request that the court cancel its bond 786
order and instead issue a notice requiring the withholding of an 787
amount from income for support in accordance with this section; 788

(2) That when the obligor begins to receive income from a 789
payor the court will proceed to collect on the bond if the court 790
determines that payments due under the court support order have 791
not been made and that the amount that has not been paid is at 792
least equal to the support owed for one month under the court 793
support order and will issue a notice requiring the withholding 794
of an amount from income for support in accordance with this 795
section. The notice required of the obligor shall include a 796
description of the nature of any new employment, the name and 797
business address of any new employer, and any other information 798
reasonably required by the court. 799

The court shall not order an obligor to post a cash bond 800
under this section unless the court determines that the obligor 801
has the ability to do so. 802

A child support enforcement agency may not issue a cash 803
bond order. If a child support enforcement agency is required to 804
issue a withholding or deduction notice under this section with 805
respect to a court support order but the agency determines that 806
no withholding or deduction notice would be appropriate, the 807
agency may request that the court issue a cash bond order under 808

this section, and upon the request, the court may issue the 809
order. 810

(D) (1) If the obligor under a court support order is 811
unemployed, has no income, and does not have an account at any 812
financial institution, or on request of a child support 813
enforcement agency under division (D) (1) or (2) of this section, 814
the court shall issue an order requiring the obligor, if able to 815
engage in employment, to seek employment or participate in a 816
work activity to which a recipient of assistance under Title IV- 817
A of the "Social Security Act," 49 Stat. 620 (1935), 42 U.S.C.A. 818
301, as amended, may be assigned as specified in section 407(d) 819
of the "Social Security Act," 42 U.S.C.A. 607(d), as amended. 820
The court shall include in the order requirements that the 821
obligor register with the OhioMeansJobs web site and to notify 822
the child support enforcement agency on obtaining employment, 823
obtaining any income, or obtaining ownership of any asset with a 824
value of five hundred dollars or more. The court may issue the 825
order regardless of whether the obligee to whom the obligor owes 826
support is a recipient of assistance under Title IV-A of the 827
"Social Security Act." The court shall issue the order as part 828
of a court support order or, if a court support order has 829
previously been issued, as a separate order. If a child support 830
enforcement agency is required to issue a withholding or 831
deduction notice under this section with respect to a court 832
support order but determines that no withholding or deduction 833
notice would be appropriate, the agency may request that the 834
court issue a court order under division (D) (1) of this section, 835
and, on the request, the court may issue the order. 836

(2) If the obligor under an administrative child support 837
order is unemployed, has no income, and does not have an account 838
at any financial institution, the agency shall issue an 839

administrative order requiring the obligor, if able to engage in 840
employment, to seek employment or participate in a work activity 841
to which a recipient of assistance under Title IV-A of the 842
"Social Security Act," 49 Stat. 620 (1935), 42 U.S.C.A. 301, as 843
amended, may be assigned as specified in section 407(d) of the 844
"Social Security Act," 42 U.S.C.A. 607(d), as amended. The 845
agency shall include in the order requirements that the obligor 846
register with the OhioMeansJobs web site and to notify the 847
agency on obtaining employment or income, or ownership of any 848
asset with a value of five hundred dollars or more. The agency 849
may issue the order regardless of whether the obligee to whom 850
the obligor owes support is a recipient of assistance under 851
Title IV-A of the "Social Security Act." If an obligor fails to 852
comply with an administrative order issued pursuant to division 853
(D)(2) of this section, the agency shall submit a request to a 854
court for the court to issue an order under division (D)(1) of 855
this section. 856

Sec. 3304.171. (A) As used in this section, "OhioMeansJobs 857
web site" has the same meaning as in section 6301.01 of the 858
Revised Code. 859

(B) ~~Beginning January 1, 2016, each~~ Each recipient of 860
vocational rehabilitation services provided under section 861
3304.17 of the Revised Code shall create an account with the 862
OhioMeansJobs web site upon initiation of a job search as a part 863
of receiving those services. 864

(C) Division (B) of this section does not apply to any 865
individual who is legally prohibited from using a computer, has 866
a physical or visual impairment that makes the individual unable 867
to use a computer, or has a limited ability to read, write, 868
speak, or understand a language in which the OhioMeansJobs web 869

site is available. 870

Sec. 3309.23. (A) Except as provided in division (B) of 871
this section, the following shall be contributors to the school 872
employees retirement system: 873

(1) All employees, as defined in division (B) of section 874
3309.01 of the Revised Code; 875

(2) The employees of an existing or newly created employer 876
unit as defined in division (A) of section 3309.01 of the 877
Revised Code, supported in whole or in part by the state or any 878
political subdivision thereof and wholly controlled and managed 879
by the state or any subdivision thereof. Such employees shall 880
become contributors on the same terms and conditions as provided 881
by this chapter, provided the board of trustees or other 882
managing body of such school, college, or other institution, if 883
such institution is now in existence or if in existence on such 884
date, shall agree by formal resolution to accept all the 885
requirements and obligations imposed by this chapter upon 886
employers. A certified copy of the resolution shall be filed 887
with the school employees retirement board. When such resolution 888
has been adopted and a copy of it filed with the school 889
employees retirement board, it shall not later be subject to 890
rescission or abrogation. Service in such schools, colleges, or 891
other institutions shall be then considered in every way the 892
same as service in the public schools. 893

(3) All other individuals who become members. 894

(B) The following individuals may choose to be exempt from 895
compulsory membership by filing a written application for 896
exemption with the employer within the first month after being 897
employed: 898

(1) A student who is not a member at the time of 899
employment and who is employed by the school, college, or 900
university in which the student is enrolled and regularly 901
attending classes; 902

(2) An emergency employee serving on a temporary basis in 903
case of fire, snow, earthquake, flood, or other similar 904
emergency; 905

(3) An individual employed in a program established 906
pursuant to the ~~"Workforce Investment Act," 112 Stat. 936-~~ 907
~~(1998), 29 U.S.C. 2801~~"Workforce Innovation and Opportunity 908
Act," 29 U.S.C. 3101 et seq., or any other federal job training 909
program. 910

(C) A member may elect to have employment by the school, 911
college, or university at which the member is enrolled and 912
regularly attending classes exempted from contribution to the 913
retirement system by filing a written application with the 914
member's employer within the first month after being so 915
employed. 916

(D) In all cases of doubt pertaining to contributors on an 917
individual or group basis or the status of existing or newly 918
created employer units, the decision shall be made by the 919
retirement board, and such decision shall be final. 920

Sec. 3313.603. (A) As used in this section: 921

(1) "One unit" means a minimum of one hundred twenty hours 922
of course instruction, except that for a laboratory course, "one 923
unit" means a minimum of one hundred fifty hours of course 924
instruction. 925

(2) "One-half unit" means a minimum of sixty hours of 926
course instruction, except that for physical education courses, 927

"one-half unit" means a minimum of one hundred twenty hours of course instruction.	928 929
(B) Beginning September 15, 2001, except as required in division (C) of this section and division (C) of section 3313.614 of the Revised Code, the requirements for graduation from every high school shall include twenty units earned in grades nine through twelve and shall be distributed as follows:	930 931 932 933 934
(1) English language arts, four units;	935
(2) Health, one-half unit;	936
(3) Mathematics, three units;	937
(4) Physical education, one-half unit;	938
(5) Science, two units until September 15, 2003, and three units thereafter, which at all times shall include both of the following:	939 940 941
(a) Biological sciences, one unit;	942
(b) Physical sciences, one unit.	943
(6) History and government, one unit, which shall comply with division (M) of this section and shall include both of the following:	944 945 946
(a) American history, one-half unit;	947
(b) American government, one-half unit.	948
(7) Social studies, two units.	949
Beginning with students who enter ninth grade for the first time on or after July 1, 2017, the two units of instruction prescribed by division (B) (7) of this section shall include at least one-half unit of instruction in the study of	950 951 952 953

world history and civilizations.	954
(8) Elective units, seven units until September 15, 2003, and six units thereafter.	955 956
Each student's electives shall include at least one unit, or two half units, chosen from among the areas of business/technology, fine arts, and/or foreign language.	957 958 959
(C) Beginning with students who enter ninth grade for the first time on or after July 1, 2010, except as provided in divisions (D) to (F) of this section, the requirements for graduation from every public and chartered nonpublic high school shall include twenty units that are designed to prepare students for the workforce and college. The units shall be distributed as follows:	960 961 962 963 964 965 966
(1) English language arts, four units;	967
(2) Health, one-half unit, which shall include instruction in nutrition and the benefits of nutritious foods and physical activity for overall health;	968 969 970
(3) Mathematics, four units, which shall include one unit of algebra II or the equivalent of algebra II. However, students who enter ninth grade for the first time on or after July 1, 2015, and who are pursuing a career-technical instructional track shall not be required to take algebra II, and instead may complete a career-based pathway mathematics course as an alternative.	971 972 973 974 975 976 977
(4) Physical education, one-half unit;	978
(5) Science, three units with inquiry-based laboratory experience that engages students in asking valid scientific questions and gathering and analyzing information, which shall	979 980 981

include the following, or their equivalent:	982
(a) Physical sciences, one unit;	983
(b) Life sciences, one unit;	984
(c) Advanced study in one or more of the following sciences, one unit:	985 986
(i) Chemistry, physics, or other physical science;	987
(ii) Advanced biology or other life science;	988
(iii) Astronomy, physical geology, or other earth or space science.	989 990
(6) History and government, one unit, which shall comply with division (M) of this section and shall include both of the following:	991 992 993
(a) American history, one-half unit;	994
(b) American government, one-half unit.	995
(7) Social studies, two units.	996
Each school shall integrate the study of economics and financial literacy, as expressed in the social studies academic content standards adopted by the state board of education under division (A) (1) of section 3301.079 of the Revised Code and the academic content standards for financial literacy and entrepreneurship adopted under division (A) (2) of that section, into one or more existing social studies credits required under division (C) (7) of this section, or into the content of another class, so that every high school student receives instruction in those concepts. In developing the curriculum required by this paragraph, schools shall use available public-private partnerships and resources and materials that exist in business,	997 998 999 1000 1001 1002 1003 1004 1005 1006 1007 1008

industry, and through the centers for economics education at 1009
institutions of higher education in the state. 1010

Beginning with students who enter ninth grade for the 1011
first time on or after July 1, 2017, the two units of 1012
instruction prescribed by division (C) (7) of this section shall 1013
include at least one-half unit of instruction in the study of 1014
world history and civilizations. 1015

(8) Five units consisting of one or any combination of 1016
foreign language, fine arts, business, career-technical 1017
education, family and consumer sciences, technology, 1018
agricultural education, a junior reserve officer training corps 1019
(JROTC) program approved by the congress of the United States 1020
under title 10 of the United States Code, or English language 1021
arts, mathematics, science, or social studies courses not 1022
otherwise required under division (C) of this section. 1023

Ohioans must be prepared to apply increased knowledge and 1024
skills in the workplace and to adapt their knowledge and skills 1025
quickly to meet the rapidly changing conditions of the twenty- 1026
first century. National studies indicate that all high school 1027
graduates need the same academic foundation, regardless of the 1028
opportunities they pursue after graduation. The goal of Ohio's 1029
system of elementary and secondary education is to prepare all 1030
students for and seamlessly connect all students to success in 1031
life beyond high school graduation, regardless of whether the 1032
next step is entering the workforce, beginning an 1033
apprenticeship, engaging in post-secondary training, serving in 1034
the military, or pursuing a college degree. 1035

The requirements for graduation prescribed in division (C) 1036
of this section are the standard expectation for all students 1037
entering ninth grade for the first time at a public or chartered 1038

nonpublic high school on or after July 1, 2010. A student may 1039
satisfy this expectation through a variety of methods, 1040
including, but not limited to, integrated, applied, career- 1041
technical, and traditional coursework. 1042

Whereas teacher quality is essential for student success 1043
when completing the requirements for graduation, the general 1044
assembly shall appropriate funds for strategic initiatives 1045
designed to strengthen schools' capacities to hire and retain 1046
highly qualified teachers in the subject areas required by the 1047
curriculum. Such initiatives are expected to require an 1048
investment of \$120,000,000 over five years. 1049

Stronger coordination between high schools and 1050
institutions of higher education is necessary to prepare 1051
students for more challenging academic endeavors and to lessen 1052
the need for academic remediation in college, thereby reducing 1053
the costs of higher education for Ohio's students, families, and 1054
the state. The state board and the chancellor of higher 1055
education shall develop policies to ensure that only in rare 1056
instances will students who complete the requirements for 1057
graduation prescribed in division (C) of this section require 1058
academic remediation after high school. 1059

School districts, community schools, and chartered 1060
nonpublic schools shall integrate technology into learning 1061
experiences across the curriculum in order to maximize 1062
efficiency, enhance learning, and prepare students for success 1063
in the technology-driven twenty-first century. Districts and 1064
schools shall use distance and web-based course delivery as a 1065
method of providing or augmenting all instruction required under 1066
this division, including laboratory experience in science. 1067
Districts and schools shall utilize technology access and 1068

electronic learning opportunities provided by the broadcast 1069
educational media commission, chancellor, the Ohio learning 1070
network, education technology centers, public television 1071
stations, and other public and private providers. 1072

(D) Except as provided in division (E) of this section, a 1073
student who enters ninth grade on or after July 1, 2010, and 1074
before July 1, 2016, may qualify for graduation from a public or 1075
chartered nonpublic high school even though the student has not 1076
completed the requirements for graduation prescribed in division 1077
(C) of this section if all of the following conditions are 1078
satisfied: 1079

(1) During the student's third year of attending high 1080
school, as determined by the school, the student and the 1081
student's parent, guardian, or custodian sign and file with the 1082
school a written statement asserting the parent's, guardian's, 1083
or custodian's consent to the student's graduating without 1084
completing the requirements for graduation prescribed in 1085
division (C) of this section and acknowledging that one 1086
consequence of not completing those requirements is 1087
ineligibility to enroll in most state universities in Ohio 1088
without further coursework. 1089

(2) The student and parent, guardian, or custodian fulfill 1090
any procedural requirements the school stipulates to ensure the 1091
student's and parent's, guardian's, or custodian's informed 1092
consent and to facilitate orderly filing of statements under 1093
division (D)(1) of this section. Annually, each district or 1094
school shall notify the department of education of the number of 1095
students who choose to qualify for graduation under division (D) 1096
of this section and the number of students who complete the 1097
student's success plan and graduate from high school. 1098

(3) The student and the student's parent, guardian, or 1099
custodian and a representative of the student's high school 1100
jointly develop a student success plan for the student in the 1101
manner described in division (C) (1) of section 3313.6020 of the 1102
Revised Code that specifies the student matriculating to a two- 1103
year degree program, acquiring a business and industry- 1104
recognized credential, or entering an apprenticeship. 1105

(4) The student's high school provides counseling and 1106
support for the student related to the plan developed under 1107
division (D) (3) of this section during the remainder of the 1108
student's high school experience. 1109

(5) (a) Except as provided in division (D) (5) (b) of this 1110
section, the student successfully completes, at a minimum, the 1111
curriculum prescribed in division (B) of this section. 1112

(b) Beginning with students who enter ninth grade for the 1113
first time on or after July 1, 2014, a student shall be required 1114
to complete successfully, at the minimum, the curriculum 1115
prescribed in division (B) of this section, except as follows: 1116

(i) Mathematics, four units, one unit which shall be one 1117
of the following: 1118

(I) Probability and statistics; 1119

(II) Computer programming; 1120

(III) Applied mathematics or quantitative reasoning; 1121

(IV) Any other course approved by the department using 1122
standards established by the superintendent not later than 1123
October 1, 2014. 1124

(ii) Elective units, five units; 1125

(iii) Science, three units as prescribed by division (B) 1126
of this section which shall include inquiry-based laboratory 1127
experience that engages students in asking valid scientific 1128
questions and gathering and analyzing information. 1129

The department, in collaboration with the chancellor, 1130
shall analyze student performance data to determine if there are 1131
mitigating factors that warrant extending the exception 1132
permitted by division (D) of this section to high school classes 1133
beyond those entering ninth grade before July 1, 2016. The 1134
department shall submit its findings and any recommendations not 1135
later than December 1, 2015, to the speaker and minority leader 1136
of the house of representatives, the president and minority 1137
leader of the senate, the chairpersons and ranking minority 1138
members of the standing committees of the house of 1139
representatives and the senate that consider education 1140
legislation, the state board of education, and the 1141
superintendent of public instruction. 1142

(E) Each school district and chartered nonpublic school 1143
retains the authority to require an even more challenging 1144
minimum curriculum for high school graduation than specified in 1145
division (B) or (C) of this section. A school district board of 1146
education, through the adoption of a resolution, or the 1147
governing authority of a chartered nonpublic school may 1148
stipulate any of the following: 1149

(1) A minimum high school curriculum that requires more 1150
than twenty units of academic credit to graduate; 1151

(2) An exception to the district's or school's minimum 1152
high school curriculum that is comparable to the exception 1153
provided in division (D) of this section but with additional 1154
requirements, which may include a requirement that the student 1155

successfully complete more than the minimum curriculum 1156
prescribed in division (B) of this section; 1157

(3) That no exception comparable to that provided in 1158
division (D) of this section is available. 1159

(F) A student enrolled in a dropout prevention and 1160
recovery program, which program has received a waiver from the 1161
department, may qualify for graduation from high school by 1162
successfully completing a competency-based instructional program 1163
administered by the dropout prevention and recovery program in 1164
lieu of completing the requirements for graduation prescribed in 1165
division (C) of this section. The department shall grant a 1166
waiver to a dropout prevention and recovery program, within 1167
sixty days after the program applies for the waiver, if the 1168
program meets all of the following conditions: 1169

(1) The program serves only students not younger than 1170
sixteen years of age and not older than twenty-one years of age. 1171

(2) The program enrolls students who, at the time of their 1172
initial enrollment, either, or both, are at least one grade 1173
level behind their cohort age groups or experience crises that 1174
significantly interfere with their academic progress such that 1175
they are prevented from continuing their traditional programs. 1176

(3) The program requires students to attain at least the 1177
applicable score designated for each of the assessments 1178
prescribed under division (B)(1) of section 3301.0710 of the 1179
Revised Code or, to the extent prescribed by rule of the state 1180
board under division (D)(5) of section 3301.0712 of the Revised 1181
Code, division (B)(2) of that section. 1182

(4) The program develops a student success plan for the 1183
student in the manner described in division (C)(1) of section 1184

3313.6020 of the Revised Code that specifies the student's 1185
matriculating to a two-year degree program, acquiring a business 1186
and industry-recognized credential, or entering an 1187
apprenticeship. 1188

(5) The program provides counseling and support for the 1189
student related to the plan developed under division (F)(4) of 1190
this section during the remainder of the student's high school 1191
experience. 1192

(6) The program requires the student and the student's 1193
parent, guardian, or custodian to sign and file, in accordance 1194
with procedural requirements stipulated by the program, a 1195
written statement asserting the parent's, guardian's, or 1196
custodian's consent to the student's graduating without 1197
completing the requirements for graduation prescribed in 1198
division (C) of this section and acknowledging that one 1199
consequence of not completing those requirements is 1200
ineligibility to enroll in most state universities in Ohio 1201
without further coursework. 1202

(7) Prior to receiving the waiver, the program has 1203
submitted to the department an instructional plan that 1204
demonstrates how the academic content standards adopted by the 1205
state board under section 3301.079 of the Revised Code will be 1206
taught and assessed. 1207

(8) Prior to receiving the waiver, the program has 1208
submitted to the department a policy on career advising that 1209
satisfies the requirements of section 3313.6020 of the Revised 1210
Code, with an emphasis on how every student will receive career 1211
advising. 1212

(9) Prior to receiving the waiver, the program has 1213

submitted to the department a written agreement outlining the 1214
future cooperation between the program and any combination of 1215
local job training, postsecondary education, nonprofit, and 1216
health and social service organizations to provide services for 1217
students in the program and their families. 1218

Divisions (F) (8) and (9) of this section apply only to 1219
waivers granted on or after July 1, 2015. 1220

If the department does not act either to grant the waiver 1221
or to reject the program application for the waiver within sixty 1222
days as required under this section, the waiver shall be 1223
considered to be granted. 1224

(G) Every high school may permit students below the ninth 1225
grade to take advanced work. If a high school so permits, it 1226
shall award high school credit for successful completion of the 1227
advanced work and shall count such advanced work toward the 1228
graduation requirements of division (B) or (C) of this section 1229
if the advanced work was both: 1230

(1) Taught by a person who possesses a license or 1231
certificate issued under section 3301.071, 3319.22, or 3319.222 1232
of the Revised Code that is valid for teaching high school; 1233

(2) Designated by the board of education of the city, 1234
local, or exempted village school district, the board of the 1235
cooperative education school district, or the governing 1236
authority of the chartered nonpublic school as meeting the high 1237
school curriculum requirements. 1238

Each high school shall record on the student's high school 1239
transcript all high school credit awarded under division (G) of 1240
this section. In addition, if the student completed a seventh- 1241
or eighth-grade fine arts course described in division (K) of 1242

this section and the course qualified for high school credit 1243
under that division, the high school shall record that course on 1244
the student's high school transcript. 1245

(H) The department shall make its individual academic 1246
career plan available through its Ohio career information system 1247
web site for districts and schools to use as a tool for 1248
communicating with and providing guidance to students and 1249
families in selecting high school courses. 1250

(I) A school district or chartered nonpublic school may 1251
integrate academic content in a subject area for which the state 1252
board has adopted standards under section 3301.079 of the 1253
Revised Code into a course in a different subject area, 1254
including a career-technical education course, in accordance 1255
with guidance for integrated coursework developed by the 1256
department. Upon successful completion of an integrated course, 1257
a student may receive credit for both subject areas that were 1258
integrated into the course. Units earned in English language 1259
arts, mathematics, science, and social studies that are for 1260
subject area content delivered through integrated academic and 1261
career-technical instruction are eligible to meet the graduation 1262
requirements of division (B) or (C) of this section. 1263

For purposes of meeting graduation requirements, if an 1264
end-of-course examination has been prescribed under section 1265
3301.0712 of the Revised Code for the subject area delivered 1266
through integrated instruction, the school district or school 1267
may administer the related subject area examinations upon the 1268
student's completion of the integrated course. 1269

Nothing in division (I) of this section shall be construed 1270
to excuse any school district, chartered nonpublic school, or 1271
student from any requirement in the Revised Code related to 1272

curriculum, assessments, or the awarding of a high school 1273
diploma. 1274

(J) (1) The state board, in consultation with the 1275
chancellor, shall adopt a statewide plan implementing methods 1276
for students to earn units of high school credit based on a 1277
demonstration of subject area competency, instead of or in 1278
combination with completing hours of classroom instruction. The 1279
state board shall adopt the plan not later than March 31, 2009, 1280
and commence phasing in the plan during the 2009-2010 school 1281
year. The plan shall include a standard method for recording 1282
demonstrated proficiency on high school transcripts. Each school 1283
district and community school shall comply with the state 1284
board's plan adopted under this division and award units of high 1285
school credit in accordance with the plan. The state board may 1286
adopt existing methods for earning high school credit based on a 1287
demonstration of subject area competency as necessary prior to 1288
the 2009-2010 school year. 1289

(2) Not later than December 31, 2015, the state board 1290
shall update the statewide plan adopted pursuant to division (J) 1291
(1) of this section to also include methods for students 1292
enrolled in seventh and eighth grade to meet curriculum 1293
requirements based on a demonstration of subject area 1294
competency, instead of or in combination with completing hours 1295
of classroom instruction. Beginning with the 2017-2018 school 1296
year, each school district and community school also shall 1297
comply with the updated plan adopted pursuant to this division 1298
and permit students enrolled in seventh and eighth grade to meet 1299
curriculum requirements based on subject area competency in 1300
accordance with the plan. 1301

(K) This division does not apply to students who qualify 1302

for graduation from high school under division (D) or (F) of 1303
this section, or to students pursuing a career-technical 1304
instructional track as determined by the school district board 1305
of education or the chartered nonpublic school's governing 1306
authority. Nevertheless, the general assembly encourages such 1307
students to consider enrolling in a fine arts course as an 1308
elective. 1309

Beginning with students who enter ninth grade for the 1310
first time on or after July 1, 2010, each student enrolled in a 1311
public or chartered nonpublic high school shall complete two 1312
semesters or the equivalent of fine arts to graduate from high 1313
school. The coursework may be completed in any of grades seven 1314
to twelve. Each student who completes a fine arts course in 1315
grade seven or eight may elect to count that course toward the 1316
five units of electives required for graduation under division 1317
(C) (8) of this section, if the course satisfied the requirements 1318
of division (G) of this section. In that case, the high school 1319
shall award the student high school credit for the course and 1320
count the course toward the five units required under division 1321
(C) (8) of this section. If the course in grade seven or eight 1322
did not satisfy the requirements of division (G) of this 1323
section, the high school shall not award the student high school 1324
credit for the course but shall count the course toward the two 1325
semesters or the equivalent of fine arts required by this 1326
division. 1327

(L) Notwithstanding anything to the contrary in this 1328
section, the board of education of each school district and the 1329
governing authority of each chartered nonpublic school may adopt 1330
a policy to excuse from the high school physical education 1331
requirement each student who, during high school, has 1332
participated in interscholastic athletics, marching band, or 1333

cheerleading for at least two full seasons or in the junior 1334
reserve officer training corps for at least two full school 1335
years. If the board or authority adopts such a policy, the board 1336
or authority shall not require the student to complete any 1337
physical education course as a condition to graduate. However, 1338
the student shall be required to complete one-half unit, 1339
consisting of at least sixty hours of instruction, in another 1340
course of study. In the case of a student who has participated 1341
in the junior reserve officer training corps for at least two 1342
full school years, credit received for that participation may be 1343
used to satisfy the requirement to complete one-half unit in 1344
another course of study. 1345

(M) It is important that high school students learn and 1346
understand United States history and the governments of both the 1347
United States and the state of Ohio. Therefore, beginning with 1348
students who enter ninth grade for the first time on or after 1349
July 1, 2012, the study of American history and American 1350
government required by divisions (B) (6) and (C) (6) of this 1351
section shall include the study of all of the following 1352
documents: 1353

(1) The Declaration of Independence; 1354

(2) The Northwest Ordinance; 1355

(3) The Constitution of the United States with emphasis on 1356
the Bill of Rights; 1357

(4) The Ohio Constitution. 1358

The study of each of the documents prescribed in divisions 1359
(M) (1) to (4) of this section shall include study of that 1360
document in its original context. 1361

The study of American history and government required by 1362

divisions (B) (6) and (C) (6) of this section shall include the 1363
historical evidence of the role of documents such as the 1364
Federalist Papers and the Anti-Federalist Papers to firmly 1365
establish the historical background leading to the establishment 1366
of the provisions of the Constitution and Bill of Rights. 1367

Sec. 3313.89. Beginning with the 2014-2015 school year, 1368
each public high school shall publish or provide, not later than 1369
the first day of April of each year, in its newsletter, high 1370
school planning guide, regular publication provided to parents 1371
and students, or in a prominent location on the school web site, 1372
information regarding the online education and career planning 1373
tool developed under section 6301.15 of the Revised Code. The 1374
information shall include the internet web site address for the 1375
planning tool and a link to that web site. The information also 1376
shall include a link to the OhioMeansJobs web site. 1377

As used in this section, "OhioMeansJobs web site" has the 1378
same meaning as in section 6301.01 of the Revised Code. 1379

Sec. 3313.903. The department of education and the 1380
department of job and family services, in consultation with the 1381
governor's office of workforce transformation, shall establish 1382
an option for career-technical education students to participate 1383
in pre-apprenticeship training programs that impart the skills 1384
and knowledge needed for successful participation in a 1385
registered apprenticeship occupation course. 1386

Sec. 3326.01. (A) As used in this chapter, 1387

(1) "STEM" is an abbreviation of "science, technology, 1388
engineering, and mathematics." 1389

(2) "STEAM" is an abbreviation of "science, technology, 1390
engineering, arts, and mathematics." 1391

(B) (1) A science, technology, engineering, arts, and mathematics school shall be considered a type of science, technology, engineering, and mathematics school. 1392
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(2) A STEAM school equivalent shall be considered to be a type of STEM school equivalent. 1395
1396

(3) A STEAM program of excellence shall be considered to be a type of STEM program of excellence. 1397
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(C) (1) Any reference to a STEM school or science, technology, engineering, and mathematics school in the Revised Code shall be considered to include a STEAM school, unless the context specifically indicates a different meaning or intent. All provisions of the Revised Code applicable to a STEM school shall apply to a STEAM school in the same manner, except as otherwise provided in this chapter. 1399
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(2) Any reference to a STEM school equivalent in the Revised Code shall be considered to include a STEAM school equivalent, unless the context specifically indicates a different meaning or intent. All provisions of the Revised Code applicable to a STEM school equivalent shall apply to a STEAM school equivalent in the same manner, except as otherwise provided in this chapter. 1406
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(3) Any reference to a STEM program of excellence in the Revised Code shall be considered to include a STEAM program of excellence, unless the context specifically indicates a different meaning or intent. All provisions of the Revised Code applicable to a STEM program of excellence shall apply to a STEAM program of excellence in the same manner, except as otherwise provided in this chapter. 1413
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Sec. 3326.03. (A) The STEM committee shall authorize the 1420

establishment of and award grants to science, technology, 1421
engineering, and mathematics schools based on proposals 1422
submitted to the committee. 1423

The committee shall determine the criteria for proposals, 1424
establish procedures for the submission of proposals, accept and 1425
evaluate proposals, and choose which proposals to approve to 1426
become a STEM school. In approving proposals for STEM schools, 1427
the committee shall consider locating the schools in diverse 1428
geographic regions of the state so that all students have access 1429
to a STEM school. 1430

The committee shall seek technical assistance from the 1431
Ohio STEM learning network, or its successor, throughout the 1432
process of accepting and evaluating proposals and choosing which 1433
proposals to approve. In approving proposals for STEM schools, 1434
the committee shall consider the recommendations of the Ohio 1435
STEM learning network, or its successor. 1436

The committee may authorize the establishment of a group 1437
of multiple STEM schools to operate from multiple facilities 1438
located in one or more school districts under the direction of a 1439
single governing body in the manner prescribed by section 1440
3326.031 of the Revised Code. The committee shall consider the 1441
merits of each of the proposed STEM schools within a group and 1442
shall authorize each school separately. Anytime after 1443
authorizing a group of STEM schools to be under the direction of 1444
a single governing body, upon a proposal from the governing 1445
body, the committee may authorize one or more additional schools 1446
to operate as part of that group. 1447

The STEM committee may approve one or more STEM schools to 1448
serve only students identified as gifted under Chapter 3324. of 1449
the Revised Code. 1450

(B) Proposals may be submitted only by a partnership of public and private entities consisting of at least all of the following:

(1) A city, exempted village, local, or joint vocational school district or an educational service center;

(2) Higher education entities;

(3) Business organizations.

A community school established under Chapter 3314. of the Revised Code, a chartered nonpublic school, or both may be part of the partnership.

(C) Each proposal shall include at least the following:

(1) Assurances that the STEM school or group of STEM schools will be under the oversight of a governing body and a description of the members of that governing body and how they will be selected;

(2) Assurances that each STEM school will operate in compliance with this chapter and the provisions of the proposal as accepted by the committee;

(3) Evidence that each school will offer a rigorous, diverse, integrated, and project-based curriculum to students in any of grades ~~six~~-kindergarten through twelve, with the goal to prepare those students for college, the workforce, and citizenship, and that does all of the following:

(a) Emphasizes the role of science, technology, engineering, and mathematics in promoting innovation and economic progress;

(b) Incorporates scientific inquiry and technological

design;	1478
(c) Includes the arts and humanities † . <u>If the proposal is for a STEAM school, it also shall include evidence that the curriculum will integrate arts and design into the study of science, technology, engineering, and mathematics to foster creative thinking, problem-solving, and new approaches to scientific invention.</u>	1479 1480 1481 1482 1483 1484
(d) Emphasizes personalized learning and teamwork skills.	1485
(4) Evidence that each school will attract school leaders who support the curriculum principles of division (C) (3) of this section;	1486 1487 1488
(5) A description of how each school's curriculum will be developed and approved in accordance with section 3326.09 of the Revised Code;	1489 1490 1491
(6) Evidence that each school will utilize an established capacity to capture and share knowledge for best practices and innovative professional development with the Ohio STEM learning network, or its successor;	1492 1493 1494 1495
(7) Evidence that each school will operate in collaboration with a partnership that includes institutions of higher education and businesses † . <u>If the proposal is for a STEAM school, it also shall include evidence that this partnership will include arts organizations.</u>	1496 1497 1498 1499 1500
(8) Assurances that each school has received commitments of sustained and verifiable fiscal and in-kind support from regional education and business entities † . <u>If the proposal is for a STEAM school, it also shall include assurances that the school has received commitments of sustained and verifiable fiscal and in-kind support from arts organizations.</u>	1501 1502 1503 1504 1505 1506

(9) A description of how each school's assets will be 1507
distributed if the school closes for any reason. 1508

(D) If a STEM school wishes to become a STEAM school, it 1509
may change its existing proposal to include the items required 1510
under divisions (C)(3)(c), (C)(7), and (C)(8) of this section 1511
and submit the revised proposal to the STEM committee for 1512
approval. 1513

Sec. 3326.032. (A) The STEM committee may grant a 1514
designation of STEM school equivalent to a community school 1515
established under Chapter 3314. of the Revised Code or to a 1516
chartered nonpublic school. In order to be eligible for this 1517
designation, a community school or chartered nonpublic school 1518
shall submit a proposal that satisfies the requirements of this 1519
section. 1520

The committee shall determine the criteria for proposals, 1521
establish procedures for the submission of proposals, accept and 1522
evaluate proposals, and choose which proposals warrant a 1523
community school or chartered nonpublic school to be designated 1524
as a STEM school equivalent. 1525

(B) A proposal for designation as a STEM school equivalent 1526
shall include at least the following: 1527

(1) Assurances that the community school or chartered 1528
nonpublic school submitting the proposal has a working 1529
partnership with both public and private entities, including 1530
higher education entities and business organizations~~r~~. If the 1531
proposal is for a STEAM school equivalent, it also shall include 1532
evidence that this partnership includes arts organizations. 1533

(2) Assurances that the school submitting the proposal 1534
will operate in compliance with this section and the provisions 1535

of the proposal as accepted by the committee;	1536
(3) Evidence that the school submitting the proposal will	1537
offer a rigorous, diverse, integrated, and project-based	1538
curriculum to students in any of grades six <u>kindergarten</u> through	1539
twelve, with the goal to prepare those students for college, the	1540
workforce, and citizenship, and that does all of the following:	1541
(a) Emphasizes the role of science, technology,	1542
engineering, and mathematics in promoting innovation and	1543
economic progress;	1544
(b) Incorporates scientific inquiry and technological	1545
design;	1546
(c) Includes the arts and humanities 7 . <u>If the proposal is</u>	1547
<u>for a STEAM school equivalent, it also shall include evidence</u>	1548
<u>that the curriculum will integrate arts and design into the</u>	1549
<u>study of science, technology, engineering, and mathematics to</u>	1550
<u>foster creative thinking, problem-solving, and new approaches to</u>	1551
<u>scientific invention.</u>	1552
(d) Emphasizes personalized learning and teamwork skills.	1553
(4) Evidence that the school submitting the proposal will	1554
attract school leaders who support the curriculum principles of	1555
division (B) (3) of this section;	1556
(5) A description of how each school's curriculum will be	1557
developed and approved in accordance with section 3326.09 of the	1558
Revised Code;	1559
(6) Evidence that the school submitting the proposal will	1560
utilize an established capacity to capture and share knowledge	1561
for best practices and innovative professional development;	1562
(7) Assurances that the school submitting the proposal has	1563

received commitments of sustained and verifiable fiscal and in-kind support from regional education and business entities. If the proposal is for a STEAM school equivalent, it also shall include assurances that the school has received commitments of sustained and verifiable fiscal and in-kind support from arts organizations.

(C) (1) A community school or chartered nonpublic school that is designated as a STEM school equivalent under this section shall not be subject to the requirements of Chapter 3326. of the Revised Code, except that the school shall be subject to the requirements of this section and to the curriculum requirements of section 3326.09 of the Revised Code.

Nothing in this section, however, shall relieve a community school of the applicable requirements of Chapter 3314. of the Revised Code. Nor shall anything in this section relieve a chartered nonpublic school of any provisions of law outside of this chapter that are applicable to chartered nonpublic schools.

(2) A community school or chartered nonpublic school that is designated as a STEM school equivalent under this section shall not be eligible for operating funding under sections 3326.31 to 3326.37, 3326.39 to 3326.40, and 3326.51 of the Revised Code.

(3) A community school or chartered nonpublic school that is designated as a STEM school equivalent under this section may apply for any of the grants and additional funds described in section 3326.38 of the Revised Code for which the school is eligible.

(D) If a community school or chartered nonpublic school that is designated as a STEM school equivalent under this

section intends to close or intends to no longer be designated 1593
as a STEM school equivalent, it shall notify the STEM committee 1594
of that fact. 1595

(E) If a community school or chartered nonpublic school 1596
that is designated as a STEM school equivalent wishes to be 1597
designated as a STEAM school equivalent, it may change its 1598
existing proposal to include the items required under divisions 1599
(B) (1), (B) (3) (c), and (B) (7) of this section and submit the 1600
revised proposal to the STEM committee for approval. 1601

Sec. 3326.04. (A) The STEM committee shall award grants to 1602
support the operation of STEM programs of excellence to serve 1603
students in any of grades kindergarten through ~~eight~~ twelve 1604
through a request for proposals. 1605

(B) Proposals may be submitted by any of the following: 1606

(1) The board of education of a city, exempted village, or 1607
local school district; 1608

(2) The governing authority of a community school 1609
established under Chapter 3314. of the Revised Code; 1610

(3) The governing authority of a chartered nonpublic 1611
school. 1612

(C) Each proposal shall demonstrate to the satisfaction of 1613
the STEM committee that the program meets at least the following 1614
standards: 1615

(1) Unless the program is designed to serve only students 1616
identified as gifted under Chapter 3324. of the Revised Code, 1617
the program will serve all students enrolled in the district or 1618
school in the grades for which the program is designed. 1619

(2) The program will offer a rigorous and diverse 1620

curriculum that is based on scientific inquiry and technological 1621
design, that emphasizes personalized learning and teamwork 1622
skills, and that will expose students to advanced scientific 1623
concepts within and outside the classroom. If the proposal is 1624
for a STEAM program of excellence, it also shall include 1625
evidence that the curriculum will integrate arts and design into 1626
the curriculum to foster creative thinking, problem-solving, and 1627
new approaches to scientific invention. 1628

(3) Unless the program is designed to serve only students 1629
identified as gifted under Chapter 3324. of the Revised Code, 1630
the program will not limit participation of students on the 1631
basis of intellectual ability, measures of achievement, or 1632
aptitude. 1633

(4) The program will utilize an established capacity to 1634
capture and share knowledge for best practices and innovative 1635
professional development. 1636

(5) The program will operate in collaboration with a 1637
partnership that includes institutions of higher education and 1638
businesses. If the proposal is for a STEAM program of 1639
excellence, it also shall include evidence that this partnership 1640
includes arts organizations. 1641

(6) The program will include teacher professional 1642
development strategies that are augmented by community and 1643
business partners. 1644

(D) The STEM committee shall give priority to proposals 1645
for new or expanding innovative programs. 1646

(E) If a STEM program of excellence wishes to become a 1647
STEAM program of excellence, it may change its existing proposal 1648
to include the items required under divisions (C) (2) and (C) (5) 1649

of this section and submit the revised proposal to the STEM 1650
committee for approval. 1651

Sec. 3326.09. Subject to approval by its governing body or 1652
governing authority, the curriculum of each science, technology, 1653
engineering, and mathematics school and of each community school 1654
or chartered nonpublic school that is designated as a STEM 1655
school equivalent under section 3326.032 of the Revised Code 1656
shall be developed by a team that consists of at least the 1657
school's chief administrative officer, a teacher, a 1658
representative of the higher education institution that is a 1659
collaborating partner in the STEM school or school designated as 1660
a STEM school equivalent, and a member of the public with 1661
expertise in the application of science, technology, 1662
engineering, or mathematics. In the case of a STEAM school or a 1663
STEAM school equivalent, the team also shall include an expert 1664
in the integration of arts and design into the STEM fields. 1665

Sec. 3326.11. Each science, technology, engineering, and 1666
mathematics school established under this chapter and its 1667
governing body shall comply with sections 9.90, 9.91, 109.65, 1668
121.22, 149.43, 2151.357, 2151.421, 2313.19, 2921.42, 2921.43, 1669
3301.0714, 3301.0715, 3301.948, 3313.14, 3313.15, 3313.16, 1670
3313.18, 3313.201, 3313.26, 3313.472, 3313.48, 3313.481, 1671
3313.482, 3313.50, 3313.536, 3313.539, 3313.608, 3313.6012, 1672
3313.6013, 3313.6014, 3313.6015, 3313.6020, 3313.6021, 3313.61, 1673
3313.611, 3313.614, 3313.615, 3313.643, 3313.648, 3313.6411, 1674
3313.66, 3313.661, 3313.662, 3313.666, 3313.667, 3313.67, 1675
3313.671, 3313.672, 3313.673, 3313.69, 3313.71, 3313.716, 1676
3313.718, 3313.719, 3313.7112, 3317.721, 3313.80, 3313.801, 1677
3313.814, 3313.816, 3313.817, 3313.86, 3313.89, 3313.96, 1678
3319.073, 3319.21, 3319.32, 3319.321, 3319.35, 3319.39, 1679
3319.391, 3319.41, 3319.45, 3319.46, 3321.01, 3321.041, 3321.05, 1680

3321.13, 3321.14, 3321.17, 3321.18, 3321.19, 3321.191, 3327.10, 1681
4111.17, 4113.52, and 5705.391 and Chapters 102., 117., 1347., 1682
2744., 3307., 3309., 3365., 3742., 4112., 4123., 4141., and 1683
4167. of the Revised Code as if it were a school district. 1684

Sec. 3333.91. ~~Not later than December 31, 2014, the~~ The 1685
governor's office of workforce transformation, in collaboration 1686
with the chancellor of higher education, the superintendent of 1687
public instruction, and the department of job and family 1688
services, shall develop and submit to the appropriate federal 1689
agency a single, state unified plan required under the 1690
"Workforce Innovation and Opportunity Act," 29 U.S.C. 3101 et 1691
seq., which shall include the information required for the adult 1692
basic and literacy education program administered by the United 1693
States secretary of education, and the "Carl D. Perkins 1694
Vocational and Technical Education Act," 20 U.S.C. 2301, et 1695
seq., as amended, ~~and the "Workforce Investment Act of 1998," 29-~~ 1696
~~U.S.C. 2801, et seq., as amended.~~ Following the plan's initial 1697
submission to the appropriate federal agency, the governor's 1698
office of workforce transformation may update it as necessary. 1699
If the plan is updated, the governor's office of workforce 1700
transformation shall submit the updated plan to the appropriate 1701
federal agency. 1702

Sec. 3333.92. (A) As used in this section, "OhioMeansJobs 1703
web site" has the same meaning as in section 6301.01 of the 1704
Revised Code. 1705

(B) (1) ~~Beginning January 1, 2016, each~~ Each participant in 1706
an adult basic and literacy education funded training or 1707
education program shall create an account with the OhioMeansJobs 1708
web site at the twelfth week of the program. 1709

(2) ~~Beginning January 1, 2016, each~~ Each participant in an 1710

Ohio technical center funded training or education program shall 1711
create an account with the OhioMeansJobs web site at the time of 1712
enrollment in the program. 1713

(C) Division (B) of this section does not apply to any 1714
individual who is legally prohibited from using a computer, has 1715
a physical or visual impairment that makes the individual unable 1716
to use a computer, or has a limited ability to read, write, 1717
speak, or understand a language in which the OhioMeansJobs web 1718
site is available. 1719

Sec. 3333.93. (A) As used in this section: 1720

(1) "Eligible student" means a student who is enrolled in 1721
a public or private institution and is pursuing a qualifying 1722
degree, certification, or license. 1723

(2) "In-demand job" means a job that is determined to be 1724
in demand in this state and its regions under section 6301.11 of 1725
the Revised Code. 1726

(3) "Public or private institution" means any of the 1727
following: 1728

(a) A state institution of higher education, as defined in 1729
section 3345.011 of the Revised Code; 1730

(b) A private, nonprofit institution in this state holding 1731
a certificate of authorization pursuant to Chapter 1713. of the 1732
Revised Code; 1733

(c) An Ohio technical center that provides adult technical 1734
education services as recognized by the chancellor of higher 1735
education. 1736

(4) "Qualifying degree, certification, or license" means a 1737
degree, certification, or license that is required to qualify an 1738

individual for an in-demand job. 1739

(B) The workforce grant program is hereby established. 1740
Under the program, the chancellor of higher education shall 1741
distribute funding to public and private institutions, and those 1742
institutions shall award grants to eligible students. 1743

(C) (1) A grant shall be awarded to an eligible student for 1744
the period of time the student takes to complete a qualifying 1745
degree, certification, or license. On an annual basis, the 1746
maximum amount of a grant that may be awarded to an eligible 1747
student shall be five thousand dollars. The grant shall not 1748
exceed seventy-five per cent of the cost of tuition during an 1749
academic year in which the student is receiving the grant. The 1750
greatest portion of the grant shall be distributed to the 1751
student as the student is completing the academic program and 1752
seeking an in-demand job. 1753

(2) No public or private institution shall use grant 1754
moneys dispersed under the program to underwrite a tuition 1755
increase imposed on students attending the institution. 1756

(D) The chancellor shall adopt rules regarding the 1757
operations of the grant program, including all of the following: 1758

(1) Application procedures; 1759

(2) The method for selecting grant recipients that shall 1760
include both of the following: 1761

(a) An assessment of an applicant's need for financial 1762
aid, including sources of income and other financial aid the 1763
applicant has been awarded; 1764

(b) An analysis of whether the degree, certification, or 1765
license that is being pursued by an applicant is a qualifying 1766

degree, certification, or license. 1767

(3) Milestones that must be attained by a grant recipient 1768
in order to continue to receive a grant under this section, 1769
including spending thirty to ninety days in a workplace where 1770
the degree, certification, or license that is being pursued by 1771
the grant recipient is required for employment or participating 1772
in a cooperative or internship program in a workplace where the 1773
degree, certification, or license that is being pursued by the 1774
grant recipient is required for employment; 1775

(4) Other requirements that must be completed by a grant 1776
recipient, including both of the following: 1777

(a) The completion of curriculum that includes skills 1778
needed by employers; 1779

(b) The completion of counseling regarding the proper 1780
management of student loans and how to minimize the amount of 1781
student loan debt. 1782

(5) The method for determining the distribution of a grant 1783
to a grant recipient, including both of the following: 1784

(a) The amount of each disbursement; 1785

(b) The schedule for making disbursements to a grant 1786
recipient. 1787

(6) Establishing a procedure for a public or private 1788
institution to take disciplinary action against a student who 1789
fails to continue in an academic program leading to a qualifying 1790
degree, certification, or license after receiving a grant, 1791
including determining appropriate reimbursements. 1792

(E) The department of higher education, in consultation 1793
with the department of education, shall establish a procedure 1794

for training and outreach for school counselors to allow them to 1795
distribute information to high school students in this state 1796
regarding the jobs that are determined to be in-demand jobs and 1797
the educational requirements for employment in those jobs. 1798

(F) The department of higher education shall solicit 1799
proposals to coordinate and conduct the statewide promotion of 1800
the workforce grant program through a request for proposals. The 1801
department shall advertise its intent to request proposals in a 1802
newspaper of general circulation in the state once a week for 1803
two consecutive weeks before a date specified by the board as 1804
the date on which it will begin accepting proposals. The notices 1805
shall contain a general description of the subject of the 1806
proposed agreement and the location where the request for 1807
proposals may be obtained. The request for proposals shall 1808
include the following information: 1809

(1) Instructions concerning the submission of proposals; 1810

(2) Information regarding communications, including how to 1811
contact persons to whom questions concerning a proposal may be 1812
directed; 1813

(3) A description of the performance criteria that will be 1814
used to evaluate a proposal; 1815

(4) The relative importance of each evaluation criterion; 1816

(5) Any terms or conditions of the proposed contract. 1817

After the date specified for receiving proposals, the 1818
department shall evaluate submitted proposals. The department 1819
may discuss a respondent's proposal with that respondent to 1820
clarify or revise a proposal or the terms of the agreement. 1821
After reviewing the proposals, the department may enter into a 1822
written agreement with one of the respondents to administer the 1823

statewide promotion of the program. 1824

(G) The chancellor, in consultation with the governor's 1825
office of workforce transformation and the departments of job 1826
and family services and taxation, shall do all of the following: 1827

(1) Develop a methodology for collecting all of the 1828
following information: 1829

(a) The total number of grants awarded to eligible 1830
students; 1831

(b) The total grant amount awarded to each grant 1832
recipient; 1833

(c) The job field and occupation a grant recipient holds 1834
twelve months following the completion of a program; 1835

(d) The income level of each grant recipient. 1836

(2) Perform a cost-benefit analysis comparing the costs of 1837
the program against the earnings generated by grant recipients 1838
based on the information collected in division (G) (1) of this 1839
section. 1840

(3) Submit a report to the governor and the general 1841
assembly describing the results of the analysis required under 1842
division (G) of this section not later than December 31, 2018. 1843

Sec. 4141.29. Each eligible individual shall receive 1844
benefits as compensation for loss of remuneration due to 1845
involuntary total or partial unemployment in the amounts and 1846
subject to the conditions stipulated in this chapter. 1847

(A) No individual is entitled to a waiting period or 1848
benefits for any week unless the individual: 1849

(1) Has filed a valid application for determination of 1850

benefit rights in accordance with section 4141.28 of the Revised Code; 1851
1852

(2) Has made a claim for benefits in accordance with 1853
section 4141.28 of the Revised Code; 1854

(3) (a) Has registered for work and thereafter continues to 1855
report to an employment office or other registration place 1856
maintained or designated by the director of job and family 1857
services. Registration shall be made in accordance with the time 1858
limits, frequency, and manner prescribed by the director. 1859

(b) For purposes of division (A) (3) of this section, an 1860
individual has "registered" upon doing any of the following: 1861

(i) Filing an application for benefit rights; 1862

(ii) Making a weekly claim for benefits; 1863

(iii) Reopening an existing claim following a period of 1864
employment or nonreporting. 1865

(c) After an applicant is registered, that registration 1866
continues for a period of three calendar weeks, including the 1867
week during which the applicant registered. However, an 1868
individual is not registered for purposes of division (A) (3) of 1869
this section during any period in which the individual fails to 1870
report, as instructed by the director, or fails to reopen an 1871
existing claim following a period of employment. 1872

(d) The director may, for good cause, extend the period of 1873
registration. 1874

(e) For purposes of this section, "report" means contact 1875
by phone, access electronically, or be present for an in-person 1876
appointment, as designated by the director. 1877

(4) (a) (i) Is able to work and available for suitable work 1878
and, except as provided in division (A) (4) (a) (ii) or (iii) of 1879
this section, is actively seeking suitable work either in a 1880
locality in which the individual has earned wages subject to 1881
this chapter during the individual's base period, or if the 1882
individual leaves that locality, then in a locality where 1883
suitable work normally is performed. 1884

(ii) The director may waive the requirement that a 1885
claimant be actively seeking work when the director finds that 1886
the individual has been laid off and the employer who laid the 1887
individual off has notified the director within ten days after 1888
the layoff, that work is expected to be available for the 1889
individual within a specified number of days not to exceed 1890
forty-five calendar days following the last day the individual 1891
worked. In the event the individual is not recalled within the 1892
specified period, this waiver shall cease to be operative with 1893
respect to that layoff. 1894

(iii) The director may waive the requirement that a 1895
claimant be actively seeking work if the director determines 1896
that the individual has been laid off and the employer who laid 1897
the individual off has notified the director in accordance with 1898
division (C) of section 4141.28 of the Revised Code that the 1899
employer has closed the employer's entire plant or part of the 1900
employer's plant for a purpose other than inventory or vacation 1901
that will cause unemployment for a definite period not exceeding 1902
twenty-six weeks beginning on the date the employer notifies the 1903
director, for the period of the specific shutdown, if all of the 1904
following apply: 1905

(I) The employer and the individuals affected by the 1906
layoff who are claiming benefits under this chapter jointly 1907

request the exemption. 1908

(II) The employer provides that the affected individuals 1909
shall return to work for the employer within twenty-six weeks 1910
after the date the employer notifies the director. 1911

(III) The director determines that the waiver of the 1912
active search for work requirement will promote productivity and 1913
economic stability within the state. 1914

(iv) Division (A) (4) (a) (iii) of this section does not 1915
exempt an individual from meeting the other requirements 1916
specified in division (A) (4) (a) (i) of this section to be able to 1917
work and otherwise fully be available for work. An exemption 1918
granted under division (A) (4) (a) (iii) of this section may be 1919
granted only with respect to a specific plant closing. 1920

(b) (i) The individual shall be instructed as to the 1921
efforts that the individual must make in the search for suitable 1922
work, including that, within six months after October 11, 2013, 1923
the individual shall register with the OhioMeansJobs web site, 1924
except in any of the following circumstances: 1925

(I) The individual is an individual described in division 1926
(A) (4) (b) (iii) of this section; 1927

(II) Where the active search for work requirement has been 1928
waived under division (A) (4) (a) of this section; 1929

(III) Where the active search for work requirement is 1930
considered to be met under division (A) (4) (c), (d), or (e) of 1931
this section. 1932

(ii) An individual who is registered with the 1933
OhioMeansJobs web site shall receive a weekly listing of 1934
available jobs based on information provided by the individual 1935

at the time of registration. For each week that the individual 1936
claims benefits, the individual shall keep a record of the 1937
individual's work search efforts and shall produce that record 1938
in the manner and means prescribed by the director. 1939

(iii) No individual shall be required to register with the 1940
OhioMeansJobs web site if the individual is legally prohibited 1941
from using a computer, has a physical or visual impairment that 1942
makes the individual unable to use a computer, or has a limited 1943
ability to read, write, speak, or understand a language in which 1944
the OhioMeansJobs web site is available. 1945

(iv) As used in division (A) (4) (b) of this section: 1946

(I) "OhioMeansJobs web site" ~~means the electronic job~~ 1947
~~placement system operated by the state~~ has the same meaning as 1948
in section 6301.01 of the Revised Code. 1949

(II) "Registration" includes the creation, electronic 1950
posting, and maintenance of an active, searchable resume. 1951

(c) An individual who is attending a training course 1952
approved by the director meets the requirement of this division, 1953
if attendance was recommended by the director and the individual 1954
is regularly attending the course and is making satisfactory 1955
progress. An individual also meets the requirements of this 1956
division if the individual is participating and advancing in a 1957
training program, as defined in division (P) of section 5709.61 1958
of the Revised Code, and if an enterprise, defined in division 1959
(B) of section 5709.61 of the Revised Code, is paying all or 1960
part of the cost of the individual's participation in the 1961
training program with the intention of hiring the individual for 1962
employment as a new employee, as defined in division (L) of 1963
section 5709.61 of the Revised Code, for at least ninety days 1964

after the individual's completion of the training program. 1965

(d) An individual who becomes unemployed while attending a 1966
regularly established school and whose base period qualifying 1967
weeks were earned in whole or in part while attending that 1968
school, meets the availability and active search for work 1969
requirements of division (A) (4) (a) of this section if the 1970
individual regularly attends the school during weeks with 1971
respect to which the individual claims unemployment benefits and 1972
makes self available on any shift of hours for suitable 1973
employment with the individual's most recent employer or any 1974
other employer in the individual's base period, or for any other 1975
suitable employment to which the individual is directed, under 1976
this chapter. 1977

(e) An individual who is a member in good standing with a 1978
labor organization that refers individuals to jobs meets the 1979
active search for work requirement specified in division (A) (4) 1980
(a) of this section if the individual provides documentation 1981
that the individual is eligible for a referral or placement upon 1982
request and in a manner prescribed by the director. 1983

(f) Notwithstanding any other provisions of this section, 1984
no otherwise eligible individual shall be denied benefits for 1985
any week because the individual is in training approved under 1986
section 236(a) (1) of the "Trade Act of 1974," 88 Stat. 1978, 19 1987
U.S.C.A. 2296, nor shall that individual be denied benefits by 1988
reason of leaving work to enter such training, provided the work 1989
left is not suitable employment, or because of the application 1990
to any week in training of provisions in this chapter, or any 1991
applicable federal unemployment compensation law, relating to 1992
availability for work, active search for work, or refusal to 1993
accept work. 1994

For the purposes of division (A) (4) (f) of this section, 1995
"suitable employment" means with respect to an individual, work 1996
of a substantially equal or higher skill level than the 1997
individual's past adversely affected employment, as defined for 1998
the purposes of the "Trade Act of 1974," 88 Stat. 1978, 19 1999
U.S.C.A. 2101, and wages for such work at not less than eighty 2000
per cent of the individual's average weekly wage as determined 2001
for the purposes of that federal act. 2002

(5) Is unable to obtain suitable work. An individual who 2003
is provided temporary work assignments by the individual's 2004
employer under agreed terms and conditions of employment, and 2005
who is required pursuant to those terms and conditions to 2006
inquire with the individual's employer for available work 2007
assignments upon the conclusion of each work assignment, is not 2008
considered unable to obtain suitable employment if suitable work 2009
assignments are available with the employer but the individual 2010
fails to contact the employer to inquire about work assignments. 2011

(6) Participates in reemployment services, such as job 2012
search assistance services, if the individual has been 2013
determined to be likely to exhaust benefits under this chapter, 2014
including compensation payable pursuant to 5 U.S.C.A. Chapter 2015
85, other than extended compensation, and needs reemployment 2016
services pursuant to the profiling system established by the 2017
director under division (K) of this section, unless the director 2018
determines that: 2019

(a) The individual has completed such services; or 2020

(b) There is justifiable cause for the claimant's failure 2021
to participate in such services. 2022

Ineligibility for failure to participate in reemployment 2023

services as described in division (A) (6) of this section shall 2024
be for the week or weeks in which the claimant was scheduled and 2025
failed to participate without justifiable cause. 2026

(7) Participates in the reemployment and eligibility 2027
assessment program, or other reemployment services, as required 2028
by the director. As used in division (A) (7) of this section, 2029
"reemployment services" includes job search assistance 2030
activities, skills assessments, and the provision of labor 2031
market statistics or analysis. 2032

(a) For purposes of division (A) (7) of this section, 2033
participation is required unless the director determines that 2034
either of the following circumstances applies to the individual: 2035

(i) The individual has completed similar services. 2036

(ii) Justifiable cause exists for the failure of the 2037
individual to participate in those services. 2038

(b) Within six months after October 11, 2013, 2039
notwithstanding any earlier contact an individual may have had 2040
with a local ~~one stop county office~~ OhioMeansJobs center, 2041
~~including as described defined~~ in section ~~6301.08~~ 6301.01 of the 2042
Revised Code, beginning with the eighth week after the week 2043
during which an individual first files a valid application for 2044
determination of benefit rights in the individual's benefit 2045
year, the individual shall report to a local ~~one stop county~~
~~office~~ OhioMeansJobs center for reemployment services in the 2046
manner prescribed by the director. 2047
2048

(c) An individual whose active search for work requirement 2049
has been waived under division (A) (4) (a) of this section or is 2050
considered to be satisfied under division (A) (4) (c), (d), or (e) 2051
of this section is exempt from the requirements of division (A) 2052

(7) of this section. 2053

(B) An individual suffering total or partial unemployment 2054
is eligible for benefits for unemployment occurring subsequent 2055
to a waiting period of one week and no benefits shall be payable 2056
during this required waiting period. Not more than one week of 2057
waiting period shall be required of any individual in any 2058
benefit year in order to establish the individual's eligibility 2059
for total or partial unemployment benefits. 2060

(C) The waiting period for total or partial unemployment 2061
shall commence on the first day of the first week with respect 2062
to which the individual first files a claim for benefits at an 2063
employment office or other place of registration maintained or 2064
designated by the director or on the first day of the first week 2065
with respect to which the individual has otherwise filed a claim 2066
for benefits in accordance with the rules of the department of 2067
job and family services, provided such claim is allowed by the 2068
director. 2069

(D) Notwithstanding division (A) of this section, no 2070
individual may serve a waiting period or be paid benefits under 2071
the following conditions: 2072

(1) For any week with respect to which the director finds 2073
that: 2074

(a) The individual's unemployment was due to a labor 2075
dispute other than a lockout at any factory, establishment, or 2076
other premises located in this or any other state and owned or 2077
operated by the employer by which the individual is or was last 2078
employed; and for so long as the individual's unemployment is 2079
due to such labor dispute. No individual shall be disqualified 2080
under this provision if either of the following applies: 2081

(i) The individual's employment was with such employer at 2082
any factory, establishment, or premises located in this state, 2083
owned or operated by such employer, other than the factory, 2084
establishment, or premises at which the labor dispute exists, if 2085
it is shown that the individual is not financing, participating 2086
in, or directly interested in such labor dispute; 2087

(ii) The individual's employment was with an employer not 2088
involved in the labor dispute but whose place of business was 2089
located within the same premises as the employer engaged in the 2090
dispute, unless the individual's employer is a wholly owned 2091
subsidiary of the employer engaged in the dispute, or unless the 2092
individual actively participates in or voluntarily stops work 2093
because of such dispute. If it is established that the claimant 2094
was laid off for an indefinite period and not recalled to work 2095
prior to the dispute, or was separated by the employer prior to 2096
the dispute for reasons other than the labor dispute, or that 2097
the individual obtained a bona fide job with another employer 2098
while the dispute was still in progress, such labor dispute 2099
shall not render the employee ineligible for benefits. 2100

(b) The individual has been given a disciplinary layoff 2101
for misconduct in connection with the individual's work. 2102

(2) For the duration of the individual's unemployment if 2103
the director finds that: 2104

(a) The individual quit work without just cause or has 2105
been discharged for just cause in connection with the 2106
individual's work, provided division (D) (2) of this section does 2107
not apply to the separation of a person under any of the 2108
following circumstances: 2109

(i) Separation from employment for the purpose of entering 2110

the armed forces of the United States if the individual is 2111
inducted into the armed forces within one of the following 2112
periods: 2113

(I) Thirty days after separation; 2114

(II) One hundred eighty days after separation if the 2115
individual's date of induction is delayed solely at the 2116
discretion of the armed forces. 2117

(ii) Separation from employment pursuant to a labor- 2118
management contract or agreement, or pursuant to an established 2119
employer plan, program, or policy, which permits the employee, 2120
because of lack of work, to accept a separation from employment; 2121

(iii) The individual has left employment to accept a 2122
recall from a prior employer or, except as provided in division 2123
(D) (2) (a) (iv) of this section, to accept other employment as 2124
provided under section 4141.291 of the Revised Code, or left or 2125
was separated from employment that was concurrent employment at 2126
the time of the most recent separation or within six weeks prior 2127
to the most recent separation where the remuneration, hours, or 2128
other conditions of such concurrent employment were 2129
substantially less favorable than the individual's most recent 2130
employment and where such employment, if offered as new work, 2131
would be considered not suitable under the provisions of 2132
divisions (E) and (F) of this section. Any benefits that would 2133
otherwise be chargeable to the account of the employer from whom 2134
an individual has left employment or was separated from 2135
employment that was concurrent employment under conditions 2136
described in division (D) (2) (a) (iii) of this section, shall 2137
instead be charged to the mutualized account created by division 2138
(B) of section 4141.25 of the Revised Code, except that any 2139
benefits chargeable to the account of a reimbursing employer 2140

under division (D) (2) (a) (iii) of this section shall be charged 2141
to the account of the reimbursing employer and not to the 2142
mutualized account, except as provided in division (D) (2) of 2143
section 4141.24 of the Revised Code. 2144

(iv) When an individual has been issued a definite layoff 2145
date by the individual's employer and before the layoff date, 2146
the individual quits to accept other employment, the provisions 2147
of division (D) (2) (a) (iii) of this section apply and no 2148
disqualification shall be imposed under division (D) of this 2149
section. However, if the individual fails to meet the employment 2150
and earnings requirements of division (A) (2) of section 4141.291 2151
of the Revised Code, then the individual, pursuant to division 2152
(A) (5) of this section, shall be ineligible for benefits for any 2153
week of unemployment that occurs prior to the layoff date. 2154

(b) The individual has refused without good cause to 2155
accept an offer of suitable work when made by an employer either 2156
in person or to the individual's last known address, or has 2157
refused or failed to investigate a referral to suitable work 2158
when directed to do so by a local employment office of this 2159
state or another state, provided that this division shall not 2160
cause a disqualification for a waiting week or benefits under 2161
the following circumstances: 2162

(i) When work is offered by the individual's employer and 2163
the individual is not required to accept the offer pursuant to 2164
the terms of the labor-management contract or agreement; or 2165

(ii) When the individual is attending a training course 2166
pursuant to division (A) (4) of this section except, in the event 2167
of a refusal to accept an offer of suitable work or a refusal or 2168
failure to investigate a referral, benefits thereafter paid to 2169
such individual shall not be charged to the account of any 2170

employer and, except as provided in division (B) (1) (b) of 2171
section 4141.241 of the Revised Code, shall be charged to the 2172
mutualized account as provided in division (B) of section 2173
4141.25 of the Revised Code. 2174

(c) Such individual quit work to marry or because of 2175
marital, parental, filial, or other domestic obligations. 2176

(d) The individual became unemployed by reason of 2177
commitment to any correctional institution. 2178

(e) The individual became unemployed because of dishonesty 2179
in connection with the individual's most recent or any base 2180
period work. Remuneration earned in such work shall be excluded 2181
from the individual's total base period remuneration and 2182
qualifying weeks that otherwise would be credited to the 2183
individual for such work in the individual's base period shall 2184
not be credited for the purpose of determining the total 2185
benefits to which the individual is eligible and the weekly 2186
benefit amount to be paid under section 4141.30 of the Revised 2187
Code. Such excluded remuneration and noncredited qualifying 2188
weeks shall be excluded from the calculation of the maximum 2189
amount to be charged, under division (D) of section 4141.24 and 2190
section 4141.33 of the Revised Code, against the accounts of the 2191
individual's base period employers. In addition, no benefits 2192
shall thereafter be paid to the individual based upon such 2193
excluded remuneration or noncredited qualifying weeks. 2194

For purposes of division (D) (2) (e) of this section, 2195
"dishonesty" means the commission of substantive theft, fraud, 2196
or deceitful acts. 2197

(E) No individual otherwise qualified to receive benefits 2198
shall lose the right to benefits by reason of a refusal to 2199

accept new work if: 2200

(1) As a condition of being so employed the individual 2201
would be required to join a company union, or to resign from or 2202
refrain from joining any bona fide labor organization, or would 2203
be denied the right to retain membership in and observe the 2204
lawful rules of any such organization. 2205

(2) The position offered is vacant due directly to a 2206
strike, lockout, or other labor dispute. 2207

(3) The work is at an unreasonable distance from the 2208
individual's residence, having regard to the character of the 2209
work the individual has been accustomed to do, and travel to the 2210
place of work involves expenses substantially greater than that 2211
required for the individual's former work, unless the expense is 2212
provided for. 2213

(4) The remuneration, hours, or other conditions of the 2214
work offered are substantially less favorable to the individual 2215
than those prevailing for similar work in the locality. 2216

(F) Subject to the special exceptions contained in 2217
division (A) (4) (f) of this section and section 4141.301 of the 2218
Revised Code, in determining whether any work is suitable for a 2219
claimant in the administration of this chapter, the director, in 2220
addition to the determination required under division (E) of 2221
this section, shall consider the degree of risk to the 2222
claimant's health, safety, and morals, the individual's physical 2223
fitness for the work, the individual's prior training and 2224
experience, the length of the individual's unemployment, the 2225
distance of the available work from the individual's residence, 2226
and the individual's prospects for obtaining local work. 2227

(G) The "duration of unemployment" as used in this section 2228

means the full period of unemployment next ensuing after a 2229
separation from any base period or subsequent work and until an 2230
individual has become reemployed in employment subject to this 2231
chapter, or the unemployment compensation act of another state, 2232
or of the United States, and until such individual has worked 2233
six weeks and for those weeks has earned or been paid 2234
remuneration equal to six times an average weekly wage of not 2235
less than: eighty-five dollars and ten cents per week beginning 2236
on June 26, 1990; and beginning on and after January 1, 1992, 2237
twenty-seven and one-half per cent of the statewide average 2238
weekly wage as computed each first day of January under division 2239
(B) (3) of section 4141.30 of the Revised Code, rounded down to 2240
the nearest dollar, except for purposes of division (D) (2) (c) of 2241
this section, such term means the full period of unemployment 2242
next ensuing after a separation from such work and until such 2243
individual has become reemployed subject to the terms set forth 2244
above, and has earned wages equal to one-half of the 2245
individual's average weekly wage or sixty dollars, whichever is 2246
less. 2247

(H) If a claimant is disqualified under division (D) (2) 2248
(a), (c), or (d) of this section or found to be qualified under 2249
the exceptions provided in division (D) (2) (a) (i), (iii), or (iv) 2250
of this section or division (A) (2) of section 4141.291 of the 2251
Revised Code, then benefits that may become payable to such 2252
claimant, which are chargeable to the account of the employer 2253
from whom the individual was separated under such conditions, 2254
shall be charged to the mutualized account provided in section 2255
4141.25 of the Revised Code, provided that no charge shall be 2256
made to the mutualized account for benefits chargeable to a 2257
reimbursing employer, except as provided in division (D) (2) of 2258
section 4141.24 of the Revised Code. In the case of a 2259

reimbursing employer, the director shall refund or credit to the 2260
account of the reimbursing employer any over-paid benefits that 2261
are recovered under division (B) of section 4141.35 of the 2262
Revised Code. Amounts chargeable to other states, the United 2263
States, or Canada that are subject to agreements and 2264
arrangements that are established pursuant to section 4141.43 of 2265
the Revised Code shall be credited or reimbursed according to 2266
the agreements and arrangements to which the chargeable amounts 2267
are subject. 2268

(I) (1) Benefits based on service in employment as provided 2269
in divisions (B) (2) (a) and (b) of section 4141.01 of the Revised 2270
Code shall be payable in the same amount, on the same terms, and 2271
subject to the same conditions as benefits payable on the basis 2272
of other service subject to this chapter; except that after 2273
December 31, 1977: 2274

(a) Benefits based on service in an instructional, 2275
research, or principal administrative capacity in an institution 2276
of higher education, as defined in division (Y) of section 2277
4141.01 of the Revised Code; or for an educational institution 2278
as defined in division (CC) of section 4141.01 of the Revised 2279
Code, shall not be paid to any individual for any week of 2280
unemployment that begins during the period between two 2281
successive academic years or terms, or during a similar period 2282
between two regular but not successive terms or during a period 2283
of paid sabbatical leave provided for in the individual's 2284
contract, if the individual performs such services in the first 2285
of those academic years or terms and has a contract or a 2286
reasonable assurance that the individual will perform services 2287
in any such capacity for any such institution in the second of 2288
those academic years or terms. 2289

(b) Benefits based on service for an educational 2290
institution or an institution of higher education in other than 2291
an instructional, research, or principal administrative 2292
capacity, shall not be paid to any individual for any week of 2293
unemployment which begins during the period between two 2294
successive academic years or terms of the employing educational 2295
institution or institution of higher education, provided the 2296
individual performed those services for the educational 2297
institution or institution of higher education during the first 2298
such academic year or term and, there is a reasonable assurance 2299
that such individual will perform those services for any 2300
educational institution or institution of higher education in 2301
the second of such academic years or terms. 2302

If compensation is denied to any individual for any week 2303
under division (I) (1) (b) of this section and the individual was 2304
not offered an opportunity to perform those services for an 2305
institution of higher education or for an educational 2306
institution for the second of such academic years or terms, the 2307
individual is entitled to a retroactive payment of compensation 2308
for each week for which the individual timely filed a claim for 2309
compensation and for which compensation was denied solely by 2310
reason of division (I) (1) (b) of this section. An application for 2311
retroactive benefits shall be timely filed if received by the 2312
director or the director's deputy within or prior to the end of 2313
the fourth full calendar week after the end of the period for 2314
which benefits were denied because of reasonable assurance of 2315
employment. The provision for the payment of retroactive 2316
benefits under division (I) (1) (b) of this section is applicable 2317
to weeks of unemployment beginning on and after November 18, 2318
1983. The provisions under division (I) (1) (b) of this section 2319
shall be retroactive to September 5, 1982, only if, as a 2320

condition for full tax credit against the tax imposed by the 2321
"Federal Unemployment Tax Act," 53 Stat. 183 (1939), 26 U.S.C.A. 2322
3301 to 3311, the United States secretary of labor determines 2323
that retroactivity is required by federal law. 2324

(c) With respect to weeks of unemployment beginning after 2325
December 31, 1977, benefits shall be denied to any individual 2326
for any week which commences during an established and customary 2327
vacation period or holiday recess, if the individual performs 2328
any services described in divisions (I)(1)(a) and (b) of this 2329
section in the period immediately before the vacation period or 2330
holiday recess, and there is a reasonable assurance that the 2331
individual will perform any such services in the period 2332
immediately following the vacation period or holiday recess. 2333

(d) With respect to any services described in division (I) 2334
(1)(a), (b), or (c) of this section, benefits payable on the 2335
basis of services in any such capacity shall be denied as 2336
specified in division (I)(1)(a), (b), or (c) of this section to 2337
any individual who performs such services in an educational 2338
institution or institution of higher education while in the 2339
employ of an educational service agency. For this purpose, the 2340
term "educational service agency" means a governmental agency or 2341
governmental entity that is established and operated exclusively 2342
for the purpose of providing services to one or more educational 2343
institutions or one or more institutions of higher education. 2344

(e) Any individual employed by a county board of 2345
developmental disabilities shall be notified by the thirtieth 2346
day of April each year if the individual is not to be reemployed 2347
the following academic year. 2348

(f) Any individual employed by a school district, other 2349
than a municipal school district as defined in section 3311.71 2350

of the Revised Code, shall be notified by the first day of June 2351
each year if the individual is not to be reemployed the 2352
following academic year. 2353

(2) No disqualification will be imposed, between academic 2354
years or terms or during a vacation period or holiday recess 2355
under this division, unless the director or the director's 2356
deputy has received a statement in writing from the educational 2357
institution or institution of higher education that the claimant 2358
has a contract for, or a reasonable assurance of, reemployment 2359
for the ensuing academic year or term. 2360

(3) If an individual has employment with an educational 2361
institution or an institution of higher education and employment 2362
with a noneducational employer, during the base period of the 2363
individual's benefit year, then the individual may become 2364
eligible for benefits during the between-term, or vacation or 2365
holiday recess, disqualification period, based on employment 2366
performed for the noneducational employer, provided that the 2367
employment is sufficient to qualify the individual for benefit 2368
rights separately from the benefit rights based on school 2369
employment. The weekly benefit amount and maximum benefits 2370
payable during a disqualification period shall be computed based 2371
solely on the nonschool employment. 2372

(J) Benefits shall not be paid on the basis of employment 2373
performed by an alien, unless the alien had been lawfully 2374
admitted to the United States for permanent residence at the 2375
time the services were performed, was lawfully present for 2376
purposes of performing the services, or was otherwise 2377
permanently residing in the United States under color of law at 2378
the time the services were performed, under section 212(d)(5) of 2379
the "Immigration and Nationality Act," 66 Stat. 163, 8 U.S.C.A. 2380

1101:	2381
(1) Any data or information required of individuals	2382
applying for benefits to determine whether benefits are not	2383
payable to them because of their alien status shall be uniformly	2384
required from all applicants for benefits.	2385
(2) In the case of an individual whose application for	2386
benefits would otherwise be approved, no determination that	2387
benefits to the individual are not payable because of the	2388
individual's alien status shall be made except upon a	2389
preponderance of the evidence that the individual had not, in	2390
fact, been lawfully admitted to the United States.	2391
(K) The director shall establish and utilize a system of	2392
profiling all new claimants under this chapter that:	2393
(1) Identifies which claimants will be likely to exhaust	2394
regular compensation and will need job search assistance	2395
services to make a successful transition to new employment;	2396
(2) Refers claimants identified pursuant to division (K)	2397
(1) of this section to reemployment services, such as job search	2398
assistance services, available under any state or federal law;	2399
(3) Collects follow-up information relating to the	2400
services received by such claimants and the employment outcomes	2401
for such claimant's subsequent to receiving such services and	2402
utilizes such information in making identifications pursuant to	2403
division (K) (1) of this section; and	2404
(4) Meets such other requirements as the United States	2405
secretary of labor determines are appropriate.	2406
(L) Except as otherwise provided in division (A) (6) of	2407
this section, ineligibility pursuant to division (A) of this	2408

section shall begin on the first day of the week in which the
claimant becomes ineligible for benefits and shall end on the
last day of the week preceding the week in which the claimant
satisfies the eligibility requirements.

(M) The director may adopt rules that the director
considers necessary for the administration of division (A) of
this section.

Sec. 4141.43. (A) The director of job and family services
may cooperate with the industrial commission, the bureau of
workers' compensation, the United States internal revenue
service, the United States employment service, and other similar
departments and agencies, as determined by the director, in the
exchange or disclosure of information as to wages, employment,
payrolls, unemployment, and other information. The director may
employ, jointly with one or more of such agencies or
departments, auditors, examiners, inspectors, and other
employees necessary for the administration of this chapter and
employment and training services for workers in the state.

(B) The director may make the state's record relating to
the administration of this chapter available to the railroad
retirement board and may furnish the board at the board's
expense such copies thereof as the board deems necessary for its
purposes.

(C) The director may afford reasonable cooperation with
every agency of the United States charged with the
administration of any unemployment compensation law.

(D) The director may enter into arrangements with the
appropriate agencies of other states or of the United States or
Canada whereby individuals performing services in this and other

states for a single employer under circumstances not 2438
specifically provided for in division (B) of section 4141.01 of 2439
the Revised Code or in similar provisions in the unemployment 2440
compensation laws of such other states shall be deemed to be 2441
engaged in employment performed entirely within this state or 2442
within one of such other states or within Canada, and whereby 2443
potential rights to benefits accumulated under the unemployment 2444
compensation laws of several states or under such a law of the 2445
United States, or both, or of Canada may constitute the basis 2446
for the payment of benefits through a single appropriate agency 2447
under terms that the director finds will be fair and reasonable 2448
as to all affected interests and will not result in any 2449
substantial loss to the unemployment compensation fund. 2450

(E) The director may enter into agreements with the 2451
appropriate agencies of other states or of the United States or 2452
Canada: 2453

(1) Whereby services or wages upon the basis of which an 2454
individual may become entitled to benefits under the 2455
unemployment compensation law of another state or of the United 2456
States or Canada shall be deemed to be employment or wages for 2457
employment by employers for the purposes of qualifying claimants 2458
for benefits under this chapter, and the director may estimate 2459
the number of weeks of employment represented by the wages 2460
reported to the director for such claimants by such other 2461
agency, provided such other state agency or agency of the United 2462
States or Canada has agreed to reimburse the unemployment 2463
compensation fund for such portion of benefits paid under this 2464
chapter upon the basis of such services or wages as the director 2465
finds will be fair and reasonable as to all affected interests; 2466

(2) Whereby the director will reimburse other state or 2467

federal or Canadian agencies charged with the administration of 2468
unemployment compensation laws with such reasonable portion of 2469
benefits, paid under the law of such other states or of the 2470
United States or of Canada upon the basis of employment or wages 2471
for employment by employers, as the director finds will be fair 2472
and reasonable as to all affected interests. Reimbursements so 2473
payable shall be deemed to be benefits for the purpose of 2474
section 4141.09 and division (A) of section 4141.30 of the 2475
Revised Code. However, no reimbursement so payable shall be 2476
charged against any employer's account for the purposes of 2477
section 4141.24 of the Revised Code if the employer's account, 2478
under the same or similar circumstances, with respect to 2479
benefits charged under the provisions of this chapter, other 2480
than this section, would not be charged or, if the claimant at 2481
the time the claimant files the combined wage claim cannot 2482
establish benefit rights under this chapter. This noncharging 2483
shall not be applicable to a nonprofit organization that has 2484
elected to make payments in lieu of contributions under section 2485
4141.241 of the Revised Code, except as provided in division (D) 2486
(2) of section 4141.24 of the Revised Code. The director may 2487
make to other state or federal or Canadian agencies and receive 2488
from such other state or federal or Canadian agencies 2489
reimbursements from or to the unemployment compensation fund, in 2490
accordance with arrangements pursuant to this section. 2491

(3) Notwithstanding division (B) (2) (f) of section 4141.01 2492
of the Revised Code, the director may enter into agreements with 2493
other states whereby services performed for a crew leader, as 2494
defined in division (BB) of section 4141.01 of the Revised Code, 2495
may be covered in the state in which the crew leader either: 2496

(a) Has the crew leader's place of business or from which 2497
the crew leader's business is operated or controlled; 2498

(b) Resides if the crew leader has no place of business in any state.	2499 2500
(F) The director may apply for an advance to the unemployment compensation fund and do all things necessary or required to obtain such advance and arrange for the repayment of such advance in accordance with Title XII of the "Social Security Act" as amended.	2501 2502 2503 2504 2505
(G) The director may enter into reciprocal agreements or arrangements with the appropriate agencies of other states in regard to services on vessels engaged in interstate or foreign commerce whereby such services for a single employer, wherever performed, shall be deemed performed within this state or within such other states.	2506 2507 2508 2509 2510 2511
(H) The director shall participate in any arrangements for the payment of compensation on the basis of combining an individual's wages and employment, covered under this chapter, with the individual's wages and employment covered under the unemployment compensation laws of other states which are approved by the United States secretary of labor in consultation with the state unemployment compensation agencies as reasonably calculated to assure the prompt and full payment of compensation in such situations and which include provisions for:	2512 2513 2514 2515 2516 2517 2518 2519 2520
(1) Applying the base period of a single state law to a claim involving the combining of an individual's wages and employment covered under two or more state unemployment compensation laws, and	2521 2522 2523 2524
(2) Avoiding the duplicate use of wages and employment by reason of such combining.	2525 2526
(I) The director shall cooperate with the United States	2527

department of labor to the fullest extent consistent with this 2528
chapter, and shall take such action, through the adoption of 2529
appropriate rules, regulations, and administrative methods and 2530
standards, as may be necessary to secure to this state and its 2531
citizens all advantages available under the provisions of the 2532
"Social Security Act" that relate to unemployment compensation, 2533
the "Federal Unemployment Tax Act," (1970) 84 Stat. 713, 26 2534
U.S.C.A. 3301 to 3311, the "Wagner-Peyser Act," (1933) 48 Stat. 2535
113, 29 U.S.C.A. 49, ~~and the "Federal-State Extended~~ 2536
~~Unemployment Compensation Act of 1970," 84 Stat. 596, 26~~ 2537
~~U.S.C.A. 3306, and the "Workforce Investment Act of 1998," 112-~~ 2538
~~Stat. 936, 29 U.S.C.A. 2801 et seq.~~ "Workforce Innovation and 2539
Opportunity Act," 29 U.S.C.A. 3101 et seq. 2540

(J) The director may disclose wage information furnished 2541
to or maintained by the director under Chapter 4141. of the 2542
Revised Code to a consumer reporting agency as defined by the 2543
"Fair Credit Reporting Act," 84 Stat. 1128, 15 U.S.C.A. 1681a, 2544
as amended, for the purpose of verifying an individual's income 2545
under a written agreement that requires all of the following: 2546

(1) A written statement of informed consent from the 2547
individual whose information is to be disclosed; 2548

(2) A written statement confirming that the consumer 2549
reporting agency and any other entity to which the information 2550
is disclosed or released will safeguard the information from 2551
illegal or unauthorized disclosure; 2552

(3) A written statement confirming that the consumer 2553
reporting agency will pay to the bureau all costs associated 2554
with the disclosure. 2555

The director shall prescribe a manner and format in which 2556

this information may be provided. 2557

(K) The director shall adopt rules defining the 2558
requirements of the release of individual income verification 2559
information specified in division (J) of this section, which 2560
shall include all terms and conditions necessary to meet the 2561
requirements of federal law as interpreted by the United States 2562
department of labor or considered necessary by the director for 2563
the proper administration of this division. 2564

(L) The director shall disclose information furnished to 2565
or maintained by the director under this chapter upon request 2566
and on a reimbursable basis as required by section 303 of the 2567
"Social Security Act," 42 U.S.C.A. 503, and section 3304 of the 2568
"Internal Revenue Code," 26 U.S.C.A. 3304. 2569

Sec. 4141.51. (A) An employer who wishes to participate in 2570
the SharedWork Ohio program shall submit a plan to the director 2571
of job and family services in which the employer does all of the 2572
following: 2573

(1) Identifies the participating employees by name, social 2574
security number, affected unit, and normal weekly hours of work; 2575

(2) Describes the manner in which the employer will 2576
implement the requirements of the SharedWork Ohio program, 2577
including the proposed reduction percentage, which shall be 2578
between ten per cent and fifty per cent, and any temporary 2579
closure of the participating employer's business for equipment 2580
maintenance or other similar circumstances that the employer 2581
knows may occur during the effective period of an approved plan; 2582

(3) Includes a plan for giving advance notice, if 2583
feasible, to an employee whose normal weekly hours of work are 2584
to be reduced and, if advance notice is not feasible, an 2585

explanation of why that notice is not feasible; 2586

(4) Includes a certification by the employer that the 2587
aggregate reduction in the number of hours worked by the 2588
employees of the employer is in lieu of layoffs and includes an 2589
estimate of the number of layoffs that would have occurred 2590
absent the ability to participate in the SharedWork Ohio 2591
program; 2592

(5) Includes a certification by the employer that if the 2593
employer provides health benefits and retirement benefits under 2594
a defined benefit plan, as defined in 26 U.S.C. 414(j), as 2595
amended, or contributions under a defined contribution plan as 2596
defined in 26 U.S.C. 414(i), as amended, to any employee whose 2597
normal weekly hours of work are reduced under the program that 2598
such benefits will continue to be provided to an employee 2599
participating in the SharedWork Ohio program under the same 2600
terms and conditions as though the normal weekly hours of work 2601
of the employee had not been reduced or to the same extent as 2602
other employees not participating in the program; 2603

(6) Permits eligible employees to participate, as 2604
appropriate, in training to enhance job skills approved by the 2605
director, including employer-sponsored training or worker 2606
training funded under the federal ~~"Workforce Investment Act of~~ 2607
~~1998," 112 Stat. 936, 29 U.S.C. 2801 et seq., as~~ 2608
~~amended~~ "Workforce Innovation and Opportunity Act," 29 U.S.C. 2609
3101 et seq.; 2610

(7) Includes any other information as required by the 2611
United States secretary of labor or the director under the rules 2612
the director adopts under section 4141.50 of the Revised Code; 2613

(8) Includes an attestation by the employer that the terms 2614

of the written plan submitted by the employer and implementation 2615
of that plan are consistent with obligations of the employer 2616
under the applicable federal and state laws; 2617

(9) Includes a certification by the employer that the 2618
employer will promptly notify the director of any change in the 2619
business that includes the sale or transfer of all or part of 2620
the business, and that the employer will notify any successor in 2621
interest to the employer's business prior to the transfer of all 2622
or part of the business, of the existence of any approved shared 2623
work plan; 2624

(10) Includes a certification by the employer that, as of 2625
the date the employer submits the plan, the employer is current 2626
on all reports and has paid all contributions, reimbursements, 2627
interest, and penalties due under this chapter; 2628

(11) Includes an assurance from the employer that the 2629
employer will remain current on all employer reporting and 2630
payments of contributions, reimbursements, interest, and 2631
penalties as required by this chapter; 2632

(12) Includes a certification by the employer that none of 2633
the participating employees are employed on a seasonal, 2634
temporary, or intermittent basis; 2635

(13) Includes an assurance from the employer that the 2636
employer will not reduce a participating employee's normal 2637
weekly hours of work by more than the reduction percentage, 2638
except in the event of a temporary closure of the employer's 2639
business for equipment maintenance, or when the employee takes 2640
approved time off during the week with pay, and the combined 2641
work hours and paid leave hours equal the number of hours the 2642
employee would have worked under the plan. 2643

(B) The director shall approve a shared work plan if an employer includes in the plan all of the information, certifications, and assurances required under division (A) of this section.

(C) The director shall approve or deny a shared work plan and shall send a written notice to the employer stating whether the director approved or denied the plan not later than thirty days after the director receives the plan. If the director denies approval of a shared work plan, the director shall state the reasons for denying approval in the written notice sent to the employer.

(D) The director shall enforce the requirements of the SharedWork Ohio program in the same manner as the director enforces the requirements of this chapter, including under section 4141.40 of the Revised Code.

Sec. 5101.09. (A) When the director of job and family services is authorized by the Revised Code to adopt a rule, the director shall adopt the rule in accordance with the following:

(1) Chapter 119. of the Revised Code if any of the following apply:

(a) The rule concerns the administration or enforcement of Chapter 4141. of the Revised Code;

(b) The rule concerns a program administered by the department of job and family services, unless the statute authorizing the rule requires that it be adopted in accordance with section 111.15 of the Revised Code;

(c) The statute authorizing the rule requires that the rule be adopted in accordance with Chapter 119. of the Revised Code.

(2) Section 111.15 of the Revised Code, excluding division 2673
(D) of that section, if either of the following apply: 2674

(a) The rule concerns the day-to-day staff procedures and 2675
operations of the department or financial and operational 2676
matters between the department and another government entity or 2677
a private entity receiving a grant from the department, unless 2678
the statute authorizing the rule requires that it be adopted in 2679
accordance with Chapter 119. of the Revised Code; 2680

(b) The statute authorizing the rule requires that the 2681
rule be adopted in accordance with section 111.15 of the Revised 2682
Code and, by the terms of division (D) of that section, division 2683
(D) of that section does not apply to the rule. 2684

(3) Section 111.15 of the Revised Code, including division 2685
(D) of that section, if the statute authorizing the rule 2686
requires that the rule be adopted in accordance with that 2687
section and the rule is not exempt from the application of 2688
division (D) of that section. 2689

(B) Except as otherwise required by the Revised Code, the 2690
adoption of a rule in accordance with Chapter 119. of the 2691
Revised Code does not make the department of job and family 2692
services, a county family services agency, or a ~~workforce-~~ 2693
~~development agency-local board~~ subject to the notice, hearing, 2694
or other requirements of sections 119.06 to 119.13 of the 2695
Revised Code. As used in this division, "~~workforce-development-~~ 2696
~~agency-local board~~" has the same meaning as in section 6301.01 of 2697
the Revised Code. 2698

Sec. 5101.20. (A) As used in this section of the Revised 2699
Code: 2700

(1) "Local area" has the same meaning as in section ~~101 of~~ 2701

the ~~"Workforce Investment Act of 1998," 112 Stat. 936, 29 U.S.C. 2801, as amended, and division (A) of section 6301.01 of the Revised Code.~~ 2702
2703
2704

(2) "Chief elected official" has the same meaning as ~~in~~ 2705
~~section 101 of the "Workforce Investment Act of 1998," 112 Stat. 936, 29 U.S.C. 2801, as amended, and division (F) of "chief~~ 2706
elected official or officials" as defined in section 6301.01 of 2707
the Revised Code. 2708
2709

(3) "Grantee" means the chief elected officials of a local 2710
area. 2711

(4) "Local board" has the same meaning as in section 2712
6301.01 of the Revised Code. 2713

(5) "Planning region" has the same meaning as in section 2714
6301.01 of the Revised Code. 2715

(B) The director of job and family services shall enter 2716
into one or more written grant agreements with each local area 2717
under which ~~financial assistance is~~ allocated funds are awarded 2718
for workforce development activities included in the agreements. 2719
A grant agreement shall establish the terms and conditions 2720
governing the accountability for and use of grants provided by 2721
the department of job and family services to the grantee for the 2722
administration of workforce development activities funded under 2723
the ~~"Workforce Investment Act of 1998," 112 Stat. 936, 29 U.S.C. 2801, as amended~~ 2724
"Workforce Innovation and Opportunity Act," 29 2725
U.S.C. 3101 et seq. 2726

(C) Effective September 1, 2017, the director may award 2727
grants to local areas only through grant agreements entered into 2728
under this section. 2729

(D) In the case of a local area comprised of multiple 2730

political subdivisions, nothing in this section shall preclude 2731
the chief elected officials of a local area from entering into 2732
an agreement among themselves to distribute any liability for 2733
activities of the local area, but such an agreement shall not be 2734
binding on the department of job and family services. 2735

~~(D)~~ (E) The written grant agreement entered into under 2736
division (B) of this section shall comply with all applicable 2737
federal and state laws governing workforce development 2738
activities and related funding. All ~~Each local area is subject~~ 2739
to all federal conditions and restrictions that apply to the use 2740
of ~~grants received by~~ funds allotted to the department of job 2741
and family services ~~shall apply to the use of the grants~~ 2742
~~received by the and allocated to~~ local areas ~~from the department~~ 2743
for workforce development activities. 2744

~~(E)~~ (F) A written grant agreement entered into under 2745
division (B) of this section shall: 2746

(1) Identify as parties to the agreement the ~~chief elected~~ 2747
~~officials representatives~~ for the local area, including the 2748
chief elected official or officials, the local board, and the 2749
fiscal agent; 2750

(2) Provide for the incorporation of the planning region 2751
and local workforce development plan; 2752

(3) Include the chief elected official's or officials' 2753
assurance that the local area and any subgrantee or contractor 2754
of the local area will do all of the following: 2755

(a) Ensure that the ~~financial assistance awarded~~ funds 2756
allocated under the grant agreement ~~is~~ are used, and the 2757
workforce development duties included in the agreement are 2758
performed, in accordance with ~~requirements established by the~~ 2759

~~department or any of the following: federal or and state law,~~ 2760
the state plan for receipt of federal financial participation, 2761
grant agreements between the department and a federal agency, ~~or~~ 2762
executive orders, and policies and guidance issued by the 2763
department. 2764

(b) ~~Ensure that the chief elected officials and any~~ 2765
~~subgrantee or contractor of the local area utilize that the~~ 2766
implementation and use of a financial management system and 2767
other accountability mechanisms ~~that meet the requirements of~~ 2768
federal and state law and are in accordance with the policies 2769
and procedures that the department establishes; 2770

(c) Require the chief elected officials and any subgrantee 2771
or contractor of the local area to do both of the following: 2772

(i) Monitor all private and government entities that 2773
receive a ~~payment from financial assistance awarded funds~~ 2774
allocated under the grant agreement to ensure that ~~each entity~~ 2775
~~uses the payment funds are utilized in~~ accordance with 2776
~~requirements for the workforce development duties included in~~ 2777
~~the all applicable federal and state laws, policies, and~~ 2778
guidance, and with the terms and conditions of the grant 2779
agreement; 2780

(ii) Take action to recover ~~payments that are not used in~~ 2781
~~accordance with the requirements for the workforce development~~ 2782
~~duties that are included in the funds for expenditures that are~~ 2783
unallowable under federal or state law or under the terms of the 2784
grant agreement. 2785

(d) ~~Require the chief elected officials of a local area to~~ 2786
~~promptly reimburse the department the amount that represents the~~ 2787
~~amount a local area is responsible for of funds the department~~ 2788

~~pays to any entity~~ Promptly remit funds to the department that 2789
are payable to the state or federal government because of an 2790
adverse audit finding, adverse quality control finding, final 2791
disallowance of federal financial participation, or other 2792
sanction or penalty; 2793

(e) ~~Require chief elected officials of a local area to~~ 2794
~~take~~ Take prompt corrective action if the department, auditor of 2795
state, ~~federal agency,~~ or other ~~entity authorized by federal or~~ 2796
~~state law to determine compliance with requirements for a~~ 2797
~~workforce development duty included in the agreement~~ state or a 2798
federal agency determines ~~compliance has not been achieved~~ 2799
noncompliance with state or federal law; 2800

(4) Provide that the ~~award of financial assistance~~ 2801
allocation is subject to the availability of federal funds and 2802
appropriations made by the general assembly; 2803

(5) Provide for annual financial, administrative, or other 2804
incentive awards, if any, to be provided in accordance with 2805
section 5101.23 of the Revised Code. 2806

(6) Establish the ~~method of~~ terms and conditions for 2807
amending or terminating the grant agreement and an expedited 2808
process for correcting terms or conditions of the agreement that 2809
the director and the chief elected officials agree are 2810
erroneous. 2811

(7) ~~Provide for~~ Permit the department of job and family 2812
services to ~~award financial assistance~~ allocate funds for the 2813
workforce development duties included in the agreement in 2814
accordance with a methodology for determining the amount of the 2815
award established by rules adopted under division ~~(F)~~ (G) of 2816
this section. 2817

(8) Determine the dates that the grant agreement begins 2818
and ends. 2819

~~(F)~~(G)(1) The director shall adopt rules in accordance 2820
with section 111.15 of the Revised Code governing grant 2821
agreements. The director shall adopt the rules as if they were 2822
internal management rules. The rules shall establish 2823
methodologies to be used to determine the amount of ~~financial-~~ 2824
~~assistance-funds~~ to be awarded under the agreements and may do 2825
any of the following: 2826

(a) Govern the establishment of consolidated funding 2827
allocations and other allocations; 2828

(b) Specify allowable uses of ~~financial assistance awarded-~~ 2829
funds allocated under the agreements; 2830

(c) Establish reporting, cash management, audit, and other 2831
requirements the director determines are necessary to provide 2832
accountability for the use of ~~financial assistance awarded-funds~~ 2833
allocated under the agreements and determine compliance with 2834
requirements established by the department or any of the 2835
following: a federal or state law, state plan for receipt of 2836
federal financial participation, grant agreement between the 2837
department and a federal entity, or executive order. 2838

(2) A requirement of a grant agreement established by a 2839
rule adopted under this division is applicable to a grant 2840
agreement without having to be restated in the grant agreement. 2841

Sec. 5101.201. ~~The~~As the director of the state agency for 2842
the implementation of several workforce programs, the director 2843
of job and family services may enter into agreements with ~~one-~~ 2844
~~stop operators~~local boards, as defined in section 6301.01 of 2845
the Revised Code, and one-stop other OhioMeansJobs center 2846

partners for the purpose of implementing the requirements of 2847
section 121 of the ~~"Workforce Investment Act of 1998," 112 Stat.~~ 2848
~~936, 29 U.S.C. 2801~~ "Workforce Innovation and Opportunity Act," 2849
29 U.S.C. 3151. 2850

Sec. 5101.214. The director of job and family services may 2851
enter into a written agreement with one or more state agencies, 2852
as defined in section 117.01 of the Revised Code, and state 2853
universities and colleges to assist in the coordination, 2854
provision, or enhancement of the family services duties of a 2855
county family services agency or the workforce development 2856
activities of a ~~workforce development agency~~ local board, as 2857
defined in section 6301.01 of the Revised Code. The director 2858
also may enter into written agreements or contracts with, or 2859
issue grants to, private and government entities under which 2860
funds are provided for the enhancement or innovation of family 2861
services duties or workforce development activities on the state 2862
or local level. 2863

The director may adopt internal management rules in 2864
accordance with section 111.15 of the Revised Code to implement 2865
this section. 2866

Sec. 5101.23. Subject to the availability of funds, the 2867
department of job and family services may provide annual 2868
financial, administrative, or other incentive awards to county 2869
family services agencies and ~~workforce development agencies~~ local 2870
areas as defined in section 6301.01 of the Revised Code. A 2871
county family services agency or ~~workforce development agency~~ 2872
local area may spend ~~funds provided as a financial an~~ incentive 2873
award awarded under this section only for the purpose for which 2874
the funds are appropriated. The department may adopt internal 2875
management rules in accordance with section 111.15 of the 2876

Revised Code to establish the amounts of awards, methodology for 2877
distributing the awards, types of awards, and standards for 2878
administration ~~by the department.~~ 2879

There is hereby created in the state treasury the social 2880
services incentive fund. The director of job and family services 2881
may request that the director of budget and management transfer 2882
funds in the Title IV-A reserve fund created under section 2883
5101.82 of the Revised Code and other funds appropriated for 2884
family services duties or workforce investment activities into 2885
the fund. If the director of budget and management determines 2886
that the funds identified by the director of job and family 2887
services are available and appropriate for transfer, the 2888
director of budget and management shall make the transfer. Money 2889
in the fund shall be used to provide incentive awards under this 2890
section. 2891

Sec. 5101.241. (A) As used in this section: 2892

(1) "Local area" and "chief elected official" have the 2893
same meaning as in section 5101.20 of the Revised Code. 2894

(2) "Responsible entity" means the chief elected officials 2895
of a local area. 2896

(B) The department of job and family services may take 2897
action under division (C) of this section against the 2898
responsible entity, regardless of who performs the workforce 2899
development activity, if the department determines any of the 2900
following are the case: 2901

(1) ~~A requirement~~ An entity has failed to comply with the 2902
terms and conditions of a grant agreement entered into 2903
executed between the department and a local area under section 5101.20 of 2904
the Revised Code ~~that includes the workforce development~~ 2905

~~activity, including a requirement for grant agreements— 2906~~
~~established by rules adopted under that section, is not complied— 2907~~
~~with. 2908~~

(2) A performance standard for the workforce development 2909
activity established by the federal government or the department 2910
is not met. 2911

(3) ~~A~~ An entity has failed to comply with a workforce 2912
development activity requirement ~~for the workforce development~~ 2913
~~activity~~ established by the department ~~or any of the following~~ 2914
~~is not complied with.~~ a federal or state law, a state plan for 2915
receipt of federal financial participation, a grant agreement 2916
between the department and a federal agency, or an executive 2917
order. 2918

(4) The responsible entity is solely or partially 2919
responsible, as determined by the director of job and family 2920
services, for an adverse audit finding, adverse quality control 2921
finding, final disallowance of federal financial participation, 2922
or other sanction or penalty regarding the workforce development 2923
activity. 2924

(C) The department may take one or more of the following 2925
actions against the responsible entity when authorized by 2926
division (B) (1), (2), (3), or (4) of this section: 2927

(1) Require the responsible entity to submit to and comply 2928
with a corrective action plan, established or approved by the 2929
department, pursuant to a time schedule specified by the 2930
department; 2931

(2) Require the responsible entity to do one of the 2932
following: 2933

(a) Share with the department a final disallowance of 2934

federal financial participation or other sanction or penalty;	2935
(b) Reimburse the department the amount the department	2936
pays to the federal government or another entity that represents	2937
the amount the responsible entity is responsible for of an	2938
adverse audit finding, adverse quality control finding, final	2939
disallowance of federal financial participation, or other	2940
sanction or penalty issued by the federal government, auditor of	2941
state, or other entity;	2942
(c) Pay the federal government or another entity the	2943
amount that represents the amount the responsible entity is	2944
responsible for of an adverse audit finding, adverse quality	2945
control finding, final disallowance of federal financial	2946
participation, or other sanction or penalty issued by the	2947
federal government, auditor of state, or other entity;	2948
(d) Pay the department the amount that represents the	2949
amount the responsible entity is responsible for of an adverse	2950
audit finding, adverse quality control finding, or other	2951
sanction or penalty issued by the department.	2952
(3) Impose a financial or administrative sanction or	2953
adverse audit finding issued by the department against the	2954
responsible entity, which may be increased with each subsequent	2955
action taken against the responsible entity;	2956
(4) Perform or contract with a government or private	2957
entity for the entity to perform the workforce development	2958
activity until the department is satisfied that the responsible	2959
entity ensures that the activity will be performed to the	2960
department's satisfaction. If the department performs or	2961
contracts with an entity to perform the workforce development	2962
activity under division (C) (4) of this section, the department	2963

may withhold funds allocated to or reimbursements due to the 2964
responsible entity for the activity and use those funds to 2965
implement division (C) (4) of this section. 2966

(5) Request the attorney general to bring mandamus 2967
proceedings to compel the responsible entity to take or cease 2968
the actions listed in division (B) of this section. The attorney 2969
general shall bring any mandamus proceedings in the Franklin 2970
county court of appeals at the department's request. 2971

(6) If the department takes action under this division 2972
because of division (B) (3) of this section, withhold funds 2973
allocated or reimbursement due to the responsible entity until 2974
the department determines that the responsible entity is in 2975
compliance with the requirement. The department shall release 2976
the funds when the department determines that compliance has 2977
been achieved. 2978

(7) Issue a notice of intent to revoke approval of all or 2979
part of the local plan effected that conflicts with state or 2980
federal law and effectuate the revocation. 2981

(D) The department shall notify the responsible entity and 2982
the appropriate county auditor ~~when the department proposes to~~ 2983
~~take~~ prior to taking action under division (C) of this section. 2984
The notice shall be in writing and specify the proposed action 2985
~~the department proposes to take~~. The department shall send the 2986
notice by regular United States mail. Except as provided in 2987
division (E) of this section, the responsible entity may request 2988
an administrative review of a proposed action in accordance with 2989
administrative review procedures the department shall establish. 2990
The administrative review procedures shall comply with all of 2991
the following: 2992

(1) A request for an administrative review shall state	2993
specifically all of the following:	2994
(a) The proposed action specified in the notice from the	2995
department for which the review is requested;	2996
(b) The reason why the responsible entity believes the	2997
proposed action is inappropriate;	2998
(c) All facts and legal arguments that the responsible	2999
entity wants the department to consider;	3000
(d) The name of the person who will serve as the	3001
responsible entity's representative in the review.	3002
(2) If the department's notice specifies more than one	3003
proposed action and the responsible entity does not specify all	3004
of the proposed actions in its request pursuant to division (D)	3005
(1) (a) of this section, the proposed actions not specified in	3006
the request shall not be subject to administrative review and	3007
the parts of the notice regarding those proposed actions shall	3008
be final and binding on the responsible entity.	3009
(3) The responsible entity shall have fifteen calendar	3010
days after the department mails the notice to the responsible	3011
entity to send a written request to the department for an	3012
administrative review. The responsible entity and the department	3013
shall attempt to resolve informally any dispute and may develop	3014
a written resolution to the dispute at any time prior to	3015
submitting the written report described in division (D) (7) of	3016
this section to the director.	3017
(4) In the case of a proposed action under division (C) (2)	3018
of this section, the responsible entity may not include in its	3019
request disputes over a finding, final disallowance of federal	3020
financial participation, or other sanction or penalty issued by	3021

the federal government, auditor of state, or other entity other 3022
than the department. 3023

(5) If the responsible entity fails to request an 3024
administrative review within the required time, the responsible 3025
entity loses the right to request an administrative review of 3026
the proposed actions specified in the notice and the notice 3027
becomes final and binding on the responsible entity. 3028

(6) The director of job and family services shall appoint 3029
an administrative review panel to conduct the administrative 3030
review. The review panel shall consist of department employees 3031
who are not involved in the department's proposal to take action 3032
against the responsible entity. The review panel shall review 3033
the responsible entity's request. The review panel may require 3034
that the department or responsible entity submit additional 3035
information and schedule and conduct an informal hearing to 3036
obtain testimony or additional evidence. A review of a proposal 3037
to take action under division (C) (2) of this section shall be 3038
limited solely to the issue of the amount the responsible entity 3039
shall share with the department, reimburse the department, or 3040
pay to the federal government, department, or other entity under 3041
division (C) (2) of this section. The review panel is not 3042
required to make a stenographic record of its hearing or other 3043
proceedings. 3044

(7) After finishing an administrative review, an 3045
administrative review panel appointed under division (D) (6) of 3046
this section shall submit a written report to the director 3047
setting forth its findings of fact, conclusions of law, and 3048
recommendations for action. The director may approve, modify, or 3049
disapprove the recommendations. 3050

(8) The director's approval, modification, or disapproval 3051

under division (D) (7) of this section shall be final and binding 3052
on the responsible entity and shall not be subject to further 3053
review. 3054

(E) The responsible entity is not entitled to an 3055
administrative review under division (D) of this section for any 3056
of the following: 3057

(1) An action taken under division (C) (5) or (6) of this 3058
section; 3059

(2) An action taken under section 5101.242 of the Revised 3060
Code; 3061

(3) An action taken under division (C) (2) of this section 3062
if the federal government, auditor of state, or entity other 3063
than the department has identified the responsible entity as 3064
being solely or partially responsible for an adverse audit 3065
finding, adverse quality control finding, final disallowance of 3066
federal financial participation, or other sanction or penalty; 3067

(4) An adjustment to an allocation, cash draw, advance, or 3068
reimbursement to the responsible entity's local area that the 3069
department determines necessary for budgetary reasons; 3070

(5) Withholding of a cash draw or reimbursement due to 3071
noncompliance with a reporting requirement established in rules 3072
adopted under section 5101.243 of the Revised Code. 3073

(F) This section does not apply to other actions the 3074
department takes against the responsible entity pursuant to 3075
authority granted by another state law unless the other state 3076
law requires the department to take the action in accordance 3077
with this section. 3078

(G) The director of job and family services may adopt 3079

rules in accordance with Chapter 119. of the Revised Code as 3080
necessary to implement this section. 3081

(H) The governor may decertify a local ~~workforce-~~ 3082
~~development~~ board for any of the following reasons in accordance 3083
with subsection ~~(e)~~ of section 117 of the "~~Workforce Investment-~~ 3084
~~Act of 1998~~" 112 Stat. 936, 29 U.S.C. 2801, as amended (c) (3) of 3085
section 107 of the "Workforce Innovation and Opportunity Act," 3086
29 U.S.C. 3122: 3087

(1) Fraud or abuse; 3088

(2) Failure to carry out the requirements of the federal 3089
~~"Workforce Investment Act," 112 Stat. 936, 29 U.S.C. 2801, as-~~ 3090
~~amended, including failure to meet performance standards-~~ 3091
~~established by the federal government for two consecutive-~~ 3092
~~years~~ "Workforce Innovation and Opportunity Act," 29 U.S.C. 3101 3093
et seq.; 3094

(3) Failure to meet local performance accountability 3095
measures for the local area for two consecutive program years, 3096
as specified in subsection (c) (3) (B) of section 107 of the 3097
"Workforce Innovation and Opportunity Act," 29 U.S.C. 3122. 3098

(I) (1) If the governor finds that access to basic- 3099
~~"Workforce Investment Act" services is not being provided in a~~ 3100
~~local area, the governor may declare an emergency and, in-~~ 3101
~~consultation with the chief elected officials of the local area-~~ 3102
~~affected, arrange for provision of these services through an-~~ 3103
~~alternative entity during the time period in which resolution of~~ 3104
~~the problem preventing service delivery in the local area is~~ 3105
~~pending~~ determines that there has been a substantial violation of 3106
a specific provision of the "Workforce Innovation and 3107
Opportunity Act," 29 U.S.C. 3101 et seq., and that corrective 3108

action has not been taken, the governor shall take one of the 3109
following actions: 3110

(a) Issue a notice of intent to revoke approval of all or 3111
part of a local plan affected by the violation; 3112

(b) Impose a reorganization plan. 3113

(2) A reorganization plan imposed under division (I) (1) of 3114
this section may include any of the following: 3115

(a) Decertifying the local board involved in the 3116
violation; 3117

(b) Prohibiting the use of eligible providers; 3118

(c) Selecting an alternate entity to administer the 3119
program for the local area involved in the violation; 3120

(d) Merging the local area with one or more other local 3121
areas; 3122

(e) Making other changes that the governor determines to 3123
be necessary to secure compliance with the specific provision. 3124

~~An~~ 3125

An action taken by the governor pursuant to this section 3126
is not subject to appeal under this section may be appealed and 3127
shall not become effective until the time for appeal has expired 3128
or a final decision has been issued on the appeal. 3129

Sec. 5108.01. As used in this chapter: 3130

(A) "County family services planning committee" means the 3131
county family services planning committee established under 3132
section 329.06 of the Revised Code ~~or the board created by~~ 3133
~~consolidation under division (C) of section 6301.06 of the~~ 3134
~~Revised Code.~~ 3135

(B) "Prevention, retention, and contingency program" means 3136
the program established by this chapter and funded in part with 3137
federal funds provided under Title IV-A. 3138

(C) "Title IV-A" means Title IV-A of the "Social Security 3139
Act," 49 Stat. 620 (1935), 42 U.S.C. 301, as amended. 3140

Sec. 5123.60. (A) As used in this section and section 3141
5123.601 of the Revised Code, "Ohio protection and advocacy 3142
system" means the nonprofit entity designated by the governor in 3143
accordance with Am. Sub. H.B. 153 of the 129th general assembly 3144
to serve as the state's protection and advocacy system and 3145
client assistance program. 3146

(B) The Ohio protection and advocacy system shall provide 3147
both of the following: 3148

(1) Advocacy services for people with disabilities, as 3149
provided under section 101 of the "Developmental Disabilities 3150
Assistance and Bill of Rights Act of 2000," 114 Stat. 1678 3151
(2000), 42 U.S.C. 15001; 3152

(2) A client assistance program, as provided under section 3153
112 of the ~~"Workforce Investment Act of 1998," 112 Stat. 1163-~~ 3154
~~(1998), 29 U.S.C. 732, as amended~~"Rehabilitation Act of 1973," 3155
29 U.S.C. 732. 3156

(C) The Ohio protection and advocacy system may establish 3157
any guidelines necessary for its operation. 3158

Sec. 5166.40. (A) As used in sections 5166.40 to 5166.409 3159
of the Revised Code: 3160

(1) "Adult" means an individual who is at least eighteen 3161
years of age. 3162

(2) "Buckeye account" means a modified health savings 3163

account established under section 5166.402 of the Revised Code.	3164
(3) "Contribution" means the amounts that an individual	3165
contributes to the individual's buckeye account and are	3166
contributed to the account on the individual's behalf under	3167
divisions (C) and (D) of section 5166.402 of the Revised Code.	3168
"Contribution" does not mean the portion of an individual's	3169
buckeye account that consists of medicaid funds deposited under	3170
division (B) of section 5166.402 of the Revised Code or section	3171
5166.404 of the Revised Code.	3172
(4) "Core portion" means the portion of a healthy Ohio	3173
program participant's buckeye account that consists of the	3174
following:	3175
(a) The amount of contributions to the account;	3176
(b) The amounts awarded to the account under divisions (C)	3177
and (D) of section 5166.404 of the Revised Code.	3178
(5) "Eligible employer-sponsored health plan" has the same	3179
meaning as in section 5000A(f) (2) of the "Internal Revenue Code	3180
of 1986," 26 U.S.C. 5000A(f) (2) .	3181
(6) "Healthy Ohio program" means the medicaid waiver	3182
component established under sections 5166.40 to 5166.409 of the	3183
Revised Code under which medicaid recipients specified in	3184
division (B) of this section enroll in comprehensive health	3185
plans and contribute to buckeye accounts.	3186
(7) "Healthy Ohio program debit swipe card" means a debit	3187
swipe card issued by a managed care organization to a healthy	3188
Ohio program participant under section 5166.403 of the Revised	3189
Code.	3190
(8) "Not-for-profit organization" means an organization	3191

that is exempt from federal income taxation under section 501(a) 3192
and (c) (3) of the "Internal Revenue Code of 1986," 26 U.S.C. 3193
501(a) and (c) (3). 3194

(9) "Ward of the state" means ~~both of the following~~: an 3195
individual who is a ward, as defined in section 2111.01 of the 3196
Revised Code. 3197

(10) "Workforce development activity" and "~~workforce-~~ 3198
~~development agency~~local board" have the same meanings as in 3199
section 6301.01 of the Revised Code. 3200

(B) The medicaid director shall establish a medicaid 3201
waiver component to be known as the healthy Ohio program. Each 3202
adult medicaid recipient, other than a ward of the state, 3203
determined to be eligible for medicaid on the basis of either of 3204
the following shall participate in the healthy Ohio program: 3205

(1) On the basis of being included in the category 3206
identified by the department of medicaid as covered families and 3207
children; 3208

(2) On the basis of being included in the eligibility 3209
group described in section 1902(a) (10) (A) (i) (VIII) of the 3210
"Social Security Act," 42 U.S.C. 1396a(a) (10) (A) (i) (VIII). 3211

(C) Except as provided in section 5166.406 of the Revised 3212
Code, a healthy Ohio program participant shall not receive 3213
medicaid services under the fee-for-service component of 3214
medicaid or participate in the care management system. 3215

Sec. 5166.408. Each county department of job and family 3216
services shall offer to refer to a ~~workforce development agency-~~ 3217
local board each healthy Ohio program participant who resides in 3218
the county served by the county department and is either 3219
unemployed or employed for less than an average of twenty hours 3220

per week. The referral shall include information about the 3221
workforce development activities available from the ~~workforce-~~ 3222
~~development agency~~ local board. A participant may refuse to 3223
accept the referral and to participate in the workforce 3224
development activities without any affect on the participant's 3225
eligibility for, or participation in, the healthy Ohio program. 3226

Sec. 5903.11. (A) Any federally funded employment and 3227
training program administered by any state agency including, but 3228
not limited to, the ~~"Workforce Investment Act of 1998," 112-~~ 3229
~~Stat. 936, codified in scattered sections of 29 U.S.C., as-~~ 3230
~~amended~~ "Workforce Innovation and Opportunity Act," 29 U.S.C. 3231
3101 et seq., shall include a veteran priority system to provide 3232
maximum employment and training opportunities to veterans and 3233
eligible persons within each targeted group as established by 3234
federal law and state and federal policy in the service area. 3235
Disabled veterans, veterans of the Vietnam era, other veterans, 3236
and eligible persons shall receive preference over nonveterans 3237
within each targeted group in the provision of employment and 3238
training services available through these programs as required 3239
by this section. 3240

(B) Each state agency shall refer qualified applicants to 3241
job openings and training opportunities in programs described in 3242
division (A) of this section in the following order of priority: 3243

- (1) Special disabled veterans; 3244
- (2) Veterans of the Vietnam era; 3245
- (3) Disabled veterans; 3246
- (4) All other veterans; 3247
- (5) Other eligible persons; 3248

(6) Nonveterans.	3249
(C) Each state agency providing employment and training services to veterans and eligible persons under programs described in division (A) of this section shall submit an annual written report to the speaker of the house of representatives and the president of the senate on the services that it provides to veterans and eligible persons. Each such agency shall report separately on all entitlement programs, employment or training programs, and any other programs that it provides to each class of persons described in divisions (B) (1) to (6) of this section. Each such agency shall also report on action taken to ensure compliance with statutory requirements. Compliance and reporting procedures shall be in accordance with the reporting procedures then in effect for all employment and training programs described in division (A) of this section, with the addition of veterans as a separate reporting module.	3250 3251 3252 3253 3254 3255 3256 3257 3258 3259 3260 3261 3262 3263 3264
(D) All state agencies that administer federally funded employment and training programs described in division (A) of this section for veterans and eligible persons shall do all of the following:	3265 3266 3267 3268
(1) Ensure that veterans are treated with courtesy and respect at all state governmental facilities;	3269 3270
(2) Give priority in referral to jobs to qualified veterans and other eligible persons;	3271 3272
(3) Give priority in referral to and enrollment in training programs to qualified veterans and other eligible persons;	3273 3274 3275
(4) Give preferential treatment to special disabled veterans in the provision of all needed state services;	3276 3277

(5) Provide information and effective referral assistance	3278
to veterans and other eligible persons regarding needed benefits	3279
and services that may be obtained through other agencies.	3280
(E) As used in this section:	3281
(1) "Special disabled veteran" means a veteran who is	3282
entitled to, or who but for the receipt of military pay would be	3283
entitled to, compensation under any law administered by the	3284
department of veterans affairs for a disability rated at thirty	3285
per cent or more or a person who was discharged or released from	3286
active duty because of a service-connected disability.	3287
(2) "Veteran of the Vietnam era" means an eligible veteran	3288
who served on active duty for a period of more than one hundred	3289
eighty days, any part of which occurred from August 5, 1964,	3290
through May 7, 1975, and was discharged or released therefrom	3291
with other than a dishonorable discharge or a person who was	3292
discharged or released from active duty for a service-connected	3293
disability if any part of the active duty was performed from	3294
August 5, 1964, through May 7, 1975.	3295
(3) "Disabled veteran" means a veteran who is entitled to,	3296
or who but for the receipt of military retirement pay would be	3297
entitled to compensation, under any law administered by the	3298
department of veterans affairs and who is not a special disabled	3299
veteran.	3300
(4) "Eligible veteran" means a person who served on active	3301
duty for more than one hundred eighty days and was discharged or	3302
released from active duty with other than a dishonorable	3303
discharge or a person who was discharged or released from active	3304
duty because of a service-connected disability.	3305
(5) "Other eligible person" means one of the following:	3306

(a) The spouse of any person who died of a service-	3307
connected disability;	3308
(b) The spouse of any member of the armed forces serving	3309
on active duty who at the time of the spouse's application for	3310
assistance under any program described in division (A) of this	3311
section is listed pursuant to the "Act of September 6, 1966," 80	3312
Stat. 629, 37 U.S.C.A. 556, and the regulations issued pursuant	3313
thereto, as having been in one or more of the following	3314
categories for a total of ninety or more days:	3315
(i) Missing in action;	3316
(ii) Captured in line of duty by a hostile force;	3317
(iii) Forcibly detained or interned in line of duty by a	3318
foreign government or power.	3319
(c) The spouse of any person who has a total disability	3320
permanent in nature resulting from a service-connected	3321
disability or the spouse of a veteran who died while such a	3322
disability was in existence.	3323
(6) "Veteran" means a veteran as defined in section	3324
5903.01 of the Revised Code who was a member of the armed forces	3325
of the United States for a period of one hundred eighty days or	3326
more; a person who was discharged or released from active duty	3327
because of a service-connected disability; or a person who	3328
served as a member of the United States merchant marine and to	3329
whom either of the following applies:	3330
(a) The person has an honorable report of separation from	3331
active duty military service, form DD214 or DD215; or	3332
(b) The person served in the United States merchant marine	3333
between December 7, 1941, and December 31, 1946, and died on	3334

active duty while serving in a war zone during that period of 3335
service. 3336

(7) "Employment program" means a program which provides 3337
referral of individuals to employer job openings in the federal, 3338
state, or private sector. 3339

(8) "Training program" means any program that upgrades the 3340
employability of qualified applicants. 3341

(9) "Entitlement program" means any program that enlists 3342
specific criteria in determining eligibility, including but not 3343
limited to the existence in special segments of the general 3344
population of specific financial needs. 3345

(10) "Targeted group" means a group of persons designated 3346
by federal law or regulations or by state law to receive special 3347
assistance under an employment and training program described in 3348
division (A) of this section. 3349

Sec. 6301.01. As used in this chapter: 3350

(A) "Local area" means ~~any of the following:~~ 3351

~~(1) A municipal corporation that is authorized to 3352
administer and enforce the "Workforce Investment Act of 1998," 3353
112 Stat. 936, 29 U.S.C.A. 2801, as amended, under this chapter 3354
and is not joining in partnership with any other political 3355
subdivisions in order to do so; 3356~~

~~(2) A single county; 3357~~

~~(3) A consortium of any of the following political 3358
subdivisions: 3359~~

~~(a) A group of two or more counties in the state; 3360~~

~~(b) One or more counties and one municipal corporation in 3361~~

~~the state;~~ 3362

~~(c) One or more counties with or without one municipal corporation in the state and one or more counties with or without one municipal corporation in another state, on the condition that those in another state share a labor market area with those in the state.~~ 3363
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~~"Local area" does not mean a region for purposes of determinations concerning administrative incentives.~~ 3368
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~~(B) "Municipal corporation" means a municipal corporation that is eligible for automatic or temporary designation as a local workforce investment area pursuant to section 116(a) (2) or (3) of the "Workforce Investment Act of 1998," 112 Stat. 936, 29 U.S.C.A. 2831(a) (2) or (3), but that does not request that the governor grant such automatic or temporary designation, and that instead elects to administer and enforce workforce development activities pursuant to this chapter.~~ 3370
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~~(C) "County" means a county that is eligible to be designated as a local workforce investment area pursuant to the "Workforce Investment Act of 1998," 112 Stat. 936, 29 U.S.C.A. 2801, as amended, but that does not request such designation, and instead elects to administer and enforce workforce development activities pursuant to this chapter.~~ 3378
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~~(D) "Workforce development agency" means the entity given responsibility for workforce development activities that is designated by the board of county commissioners in accordance with section 330.04 of the Revised Code, the chief elected official of a municipal corporation in accordance with section 763.05 of the Revised Code, or the chief elected officials of a local area defined in division (A) (3) of this section a local~~ 3384
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workforce development area designated under section 106 of the 3391
Workforce Innovation and Opportunity Act, 29 U.S.C. 3121, 3392
pursuant to this chapter. 3393

~~(E)~~ ~~(B)~~ "Workforce development activity" means ~~a program,~~ 3394
~~grant, or other function, the primary goal of which is to do one~~ 3395
~~or more of the following:~~ 3396

~~(1) Help individuals maximize their employment~~ 3397
~~opportunities;~~ 3398

~~(2) Help employers gain access to skilled workers;~~ 3399

~~(3) Help employers retain skilled workers;~~ 3400

~~(4) Help develop or enhance the skills of incumbent~~ 3401
~~workers;~~ 3402

~~(5) Improve the quality of the state's workforce;~~ 3403

~~(6) Enhance the productivity and competitiveness of the~~ 3404
~~state's economy an activity carried out through a workforce~~ 3405
~~development system.~~ 3406

~~(F)~~ ~~(C)~~ "Chief elected official or officials," when used 3407
in reference to a local area, means the ~~board of county~~ 3408
~~commissioners of the county or of each county in the local area~~ 3409
~~or, if the county has adopted a charter under Section 3 of~~ 3410
~~Article X, Ohio Constitution, the chief governing body of that~~ 3411
~~county, and the chief elected official of the municipal~~ 3412
~~corporation, if the local area includes a municipal corporation,~~ 3413
~~except that when the local area is the type defined in division~~ 3414
~~(A) (1) of this section, "chief elected officials" means the~~ 3415
~~chief elected official of the municipal corporation~~ chief elected 3416
executive officer of a unit of general local government in the 3417
local area or, in the case of a local area that includes more 3418

than one unit of general local government, the individual or 3419
individuals designated under an agreement described in section 3420
107 of the Workforce Innovation and Opportunity Act, 29 U.S.C. 3421
3122. 3422

~~(G)~~ (D) "State board" means the governor's executive 3423
workforce board ~~established by~~ required under section 101 of the 3424
Workforce Innovation and Opportunity Act, 29 U.S.C. 3111, and 3425
established pursuant to section 6301.04 of the Revised Code. 3426

~~(H)~~ (E) "Local board" means a local workforce ~~investment~~ 3427
~~development~~ board established in each local area of the state 3428
~~and certified by the governor to set policy for the portion of~~ 3429
~~the statewide workforce investment system within the local area~~ 3430
~~and implement the "Workforce Investment Act of 1998," 112 Stat.~~ 3431
~~936, 29 U.S.C. 2801~~ under section 107 of the Workforce 3432
Innovation and Opportunity Act, 29 U.S.C. 3122. 3433

~~(I)~~ (F) "OhioMeansJobs web site" means the statewide 3434
electronic system for labor exchange and job placement activity 3435
operated by the state. 3436

(G) "OhioMeansJobs center" means a physical one-stop 3437
center described in section 121(e)(2) of the Workforce 3438
Innovation and Opportunity Act, 29 U.S.C. 3151(e)(2). 3439

(H) "OhioMeansJobs center operator" means an entity or a 3440
consortium of entities designated or certified through a 3441
competitive process to operate a one-stop center under section 3442
121(d) of the Workforce Innovation and Opportunity Act, 29 3443
U.S.C. 3151(d). 3444

(I) "Planning region" means an area consisting of two or 3445
more local areas that are collectively aligned to engage in the 3446
regional planning process outlined in section 106(c)(1) of the 3447

Workforce Innovation and Opportunity Act, 29 U.S.C. 3121(c)(1). 3448

(J) "Workforce Innovation and Opportunity Act" means the 3449
"Workforce Innovation and Opportunity Act," 29 U.S.C. 3101 et 3450
seq., or other citation as specifically provided. 3451

Sec. 6301.02. The director of job and family services 3452
shall administer the Workforce Innovation and Opportunity Act, 3453
the former "Workforce Investment Act of 1998," 112 Stat. 936, 29- 3454
U.S.C.A. 2801Pub. L. No. 105-220, as amended, and the "Wagner- 3455
Peyser Act," 48 Stat. 113 (1933), 29 U.S.C.A. 49, as amended, 3456
and the funds received pursuant to those acts. In administering 3457
those acts and funds received pursuant to those acts, the 3458
director shall assist the state board in establishing and 3459
administering a workforce development system that is designed to 3460
provide leadership, support, and oversight to locally designed 3461
workforce development systems. The director shall conduct 3462
investigations and hold hearings as necessary for the 3463
administration of this chapter. 3464

To the extent permitted by state and federal law, the 3465
director may adopt rules pursuant to Chapter 119. of the Revised 3466
Code to establish any program or pilot program for the purposes 3467
of providing workforce development activities or ~~family services~~ 3468
~~to individuals who do not meet eligibility criteria for those~~ 3469
~~activities or services~~ under applicable federal law. Prior to 3470
the initiation of any program of that nature, the director of 3471
budget and management shall certify to the governor that 3472
sufficient funds are available to administer a program of that 3473
nature. The director of job and family services shall advise the 3474
state board ~~shall have final approval~~ of any such program. 3475

Unless otherwise prohibited by state or federal law, every 3476
state agency, board, or commission shall provide to the state 3477

board and the director all information and assistance requested 3478
by the state board and the director in furtherance of workforce 3479
development activities. 3480

Sec. 6301.03. (A) In administering the Workforce 3481
Innovation and Opportunity Act, the former "Workforce Investment 3482
Act of 1998," 112 Stat. 936, ~~29 U.S.C.A. 2801~~Pub. L. No. 105- 3483
220, as amended, and the "Wagner-Peyser Act," 48 Stat. 113 3484
(1933), 29 U.S.C.A. 49, as amended, the funds received pursuant 3485
to those acts, and the workforce development system, the 3486
director of job and family services may, ~~at the direction of~~ in 3487
consultation with the state board, make allocations and payment 3488
of funds for the local administration of the workforce 3489
development activities established under this chapter. 3490

(B) The director shall allocate to local areas all funds 3491
required to be allocated to local areas pursuant to the 3492
Workforce Innovation and Opportunity Act and the former 3493
"Workforce Investment Act of 1998," 112 Stat. 936, ~~29 U.S.C.A.~~ 3494
~~2801~~Pub. L. No. 105-220, as amended. The director shall make 3495
allocations only with funds available. Local areas, as defined 3496
by either section 101 of the former "Workforce Investment Act of 3497
1998," 112 Stat. 936, ~~29 U.S.C.A. 2801~~ Pub. L. No. 105-220, as 3498
amended, or section 6301.01 of the Revised Code, and 3499
subrecipients of a local area shall establish a workforce 3500
development fund and the entity receiving funds shall deposit 3501
all funds received under this section into the workforce 3502
development fund. All expenditures for activities funded under 3503
this section shall be made from the workforce development fund, 3504
including reimbursements to a county public assistance fund for 3505
expenditures made for activities funded under this section. 3506

(C) The use of funds, reporting requirements, and other 3507

administrative and operational requirements governing the use of 3508
funds received by the director pursuant to this section shall be 3509
governed by internal management rules adopted by ~~and approved by~~ 3510
the ~~state board~~ director pursuant to section 111.15 of the 3511
Revised Code. 3512

(1) A local area described in division (B) of this section 3513
shall use the OhioMeansJobs web site as the labor exchange and 3514
job placement system for the area. 3515

(2) No additional federal or state workforce funds shall 3516
be used to build or maintain any labor exchange and job 3517
placement system that is duplicative to the OhioMeansJobs web 3518
site. 3519

(D) To the extent permitted by state or federal law, the 3520
~~director, and local areas, counties, and municipal corporations~~ 3521
authorized to administer workforce development activities may 3522
assess a fee for specialized services requested by an employer. 3523
The director shall adopt rules pursuant to Chapter 119. of the 3524
Revised Code governing the nature and amount of those types of 3525
fees. 3526

Sec. 6301.04. (A) The governor shall establish a state 3527
~~board and~~. The state board shall consist of the following 3528
members: 3529

(1) The governor; 3530

(2) Two members of the house of representatives, appointed 3531
by the speaker of the house of representatives; 3532

(3) Two members of the senate, appointed by the president 3533
of the senate; 3534

(4) Members required under section 101(a)(1)(C) of the 3535

<u>Workforce Innovation and Opportunity Act, 29 U.S.C. 3111(a)(1)</u>	3536
<u>(C);</u>	3537
<u>(5) Any additional members appointed by the governor.</u>	3538
<u>(B) The governor shall appoint members to the board, who</u>	3539
<u>serve at the governor's pleasure, to perform duties under the</u>	3540
<u>"Workforce Investment Act of 1998," 112 Stat. 936, 29 U.S.C.A.</u>	3541
<u>2801, as amended Workforce Innovation and Opportunity Act, as</u>	3542
<u>authorized by the governor. The</u>	3543
<u>(C) The board is not subject to sections 101.82 to 101.87</u>	3544
<u>of the Revised Code. All</u>	3545
<u>(D) All state agencies engaged in workforce development</u>	3546
<u>activities shall assist the board in the performance of its</u>	3547
<u>duties.</u>	3548
<u>(E) The board shall have the power and authority to do all</u>	3549
<u>of the following:</u>	3550
<u>(A) Provide oversight and policy direction to ensure that</u>	3551
<u>the state workforce development activities are aligned and</u>	3552
<u>serving the needs of the state's employers, incumbent workers,</u>	3553
<u>and job seekers;</u>	3554
<u>(B) Adopt rules necessary to administer state workforce</u>	3555
<u>development activities;</u>	3556
<u>(C) Adopt rules necessary for the auditing and monitoring</u>	3557
<u>of subrecipients of the workforce development system grant</u>	3558
<u>funds;</u>	3559
<u>(D) Designate local workforce investment areas in</u>	3560
<u>accordance with 29 U.S.C. 2831;</u>	3561
<u>(E) Develop a unified budget for all state and federal</u>	3562

workforce funds;	3563
(F) Establish a statewide employment and data collection system;	3564
	3565
(G) Develop statewide performance measures for workforce development and investment;	3566
	3567
(H) (1) Develop a , implement, and modify the state workforce development plan;	3568
	3569
(I) Prepare the annual report to the United States secretary of labor, pursuant to section 136(d) of the "Workforce Investment Act of 1998," 112 Stat. 936, 29 U.S.C. 2871, as amended;	3570
	3571
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(J) Carry out any additional functions, duties, or responsibilities assigned to the board by the governor (2) <u>Review statewide workforce policies and programs and recommendations on actions to be taken by the state to align workforce development programs to support a comprehensive and streamlined workforce development system;</u>	3574
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<u>(3) Recommend measures for the development and continuous improvement of the workforce development system in the state, including updating comprehensive state performance accountability measures, also known as workforce success measures;</u>	3580
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	3584
<u>(4) Continue to identify and disseminate information on promising practices in the area of workforce development;</u>	3585
	3586
<u>(5) Perform other related work that is required of the board by the Workforce Innovation and Opportunity Act or requested by the governor.</u>	3587
	3588
	3589
Sec. 6301.05. The chief elected official of a local area	3590

shall enter into a written grant agreement with the director of 3591
job and family services in accordance with section 5101.20 of 3592
the Revised Code. 3593

A grant agreement entered into pursuant to this section 3594
shall include the responsibility of ~~municipal corporations and~~ 3595
~~the board of county commissioners~~ the chief elected official or 3596
officials to be accountable to the department of job and family 3597
services for the use of funds provided through the ~~"Workforce-~~ 3598
~~Investment Act of 1998,"~~ 112 Stat. 936, 29 U.S.C. 2801, as 3599
~~amended~~ Workforce Innovation and Opportunity Act, including 3600
regulations issued by the United States department of labor 3601
pursuant to that act. 3602

Sec. 6301.06. (A) The chief elected official or officials 3603
of a local area shall create a local board, ~~which shall consist~~ 3604
~~of the following individuals:-~~ 3605

~~(1) The chief elected official from the municipal-~~ 3606
~~corporation with the largest population in the local area,~~ 3607
~~except that if the municipal corporation is a local area as-~~ 3608
~~defined in division (A) (1) of section 6301.01 of the Revised-~~ 3609
~~Code, the chief elected official of that municipal corporation-~~ 3610
~~may determine whether to be a member of the board.-~~ 3611
~~Notwithstanding division (B) of section 6301.01 of the Revised-~~ 3612
~~Code, as used in division (A) (1) of this section, "municipal-~~ 3613
~~corporation" means any municipal corporation.~~ 3614

~~(2) The following individuals appointed to the board by-~~ 3615
~~the chief elected officials of the local area, who shall make-~~ 3616
~~those appointments according to all of the following-~~ 3617
~~specifications:~~ 3618

~~(a) At least five members of the board shall be-~~ 3619

~~representatives of private sector businesses in the general- 3620
labor market area that includes that local area, and shall be- 3621
appointed from among individuals nominated by local business- 3622
organizations and business trade associations. Among these- 3623
members, at least one shall represent small businesses, at least- 3624
one shall represent medium sized businesses, and at least one- 3625
shall represent large businesses. When determining what- 3626
constitutes small, medium sized, and large businesses for- 3627
purposes of this division, the chief elected officials of the- 3628
local area shall define those sizes as those sizes are generally- 3629
understood within the labor market area that includes that local- 3630
area. A majority of the members of the board shall be- 3631
representatives of private sector businesses. 3632~~

~~(b) At least two members of the board shall represent- 3633
organized labor and shall be appointed from nominations- 3634
submitted by local federations of labor representing workers- 3635
employed in the local area. 3636~~

~~(c) At least two members of the board shall be- 3637
representatives of local educational entities. For purposes of- 3638
this division, "local educational entities" includes local- 3639
educational agencies, school district boards of education,- 3640
entities providing educational and literacy activities, and- 3641
post secondary educational institutions. 3642~~

~~(d) At least one member of the board shall be a- 3643
representative of consumers of workforce development activities. 3644~~

~~(e) Any other individuals the chief elected officials of- 3645
the local area determine are necessary to carry out the 3646
functions described in section 107(d) of the Workforce 3647
Innovation and Opportunity Act, 29 U.S.C. 3122(d). The chief 3648
elected official or officials shall appoint members of the local 3649~~

board in accordance with the requirements of section 107(b)(2) 3650
of the Workforce Innovation and Opportunity Act, 29 U.S.C. 3651
3122(b)(2). 3652

(B) Members of the local board serve at the pleasure of 3653
the chief elected official or officials of the local area. 3654
Members shall not be compensated but may be reimbursed for 3655
actual, reasonable, and necessary expenses incurred in the 3656
performance of their duties as board members. Those expenses 3657
shall be paid from funds allocated pursuant to section 6301.03 3658
of the Revised Code. 3659

The chief elected official or officials of a local area 3660
may provide office space, staff, or other administrative support 3661
as needed to the board. For purposes of section 102.02 of the 3662
Revised Code, members of the board are not public officials or 3663
employees. 3664

(C) The chief elected official or officials of a local 3665
~~area other than a local area as defined in division (A)(1) of~~ 3666
~~section 6301.01 of the Revised Code, shall coordinate the~~ 3667
~~workforce development activities of the county family services~~ 3668
~~planning committees and the local boards in the local area in~~ 3669
~~any manner that is efficient and effective to meet the needs of~~ 3670
~~the local area. The chief elected officials of the local area~~ 3671
~~may, but are not required to, consolidate all boards and~~ 3672
~~committees as they determine appropriate into a single board for~~ 3673
~~purposes of workforce development activities. A majority of the~~ 3674
~~members of that consolidated board shall represent private~~ 3675
~~sector businesses. The membership of that consolidated board~~ 3676
~~shall include a representative from each group granted~~ 3677
~~representation as described in division (A) of this section and~~ 3678
~~also a member who represents consumers of family services and a~~ 3679

~~member who represents the county department of job and family services. The membership of that consolidated board may include a representative of one or more groups and entities that may be represented on a county family services planning committee, as specified in section 329.06 of the Revised Code shall adopt a process for appointing members to the local board for the local area.~~ 3680-3686

(D) The chief elected official or officials of a local area may contract with the local board. The parties shall specify in the contract the workforce development activities that the local board is to administer and shall establish in the contract standards, including performance standards, for the local board's operation. The contract may include any other provisions that the chief elected official or officials consider necessary. 3687-3694

(E) The chief elected official or officials may contract with any government or private entity to enhance the administration of local workforce development activities for which the local board is responsible. The entity with which the chief elected official or officials contract is not required to be located in the local area in which the chief elected official or officials serve as chief elected executive officer. 3695-3701

Sec. 6301.061. A board of county commissioners may appoint an advisory committee on workforce development. A committee appointed under this section may do both of the following: 3702-3704

(A) Work to further cooperation between the county and other workforce development and economic development related entities including the state, local area ~~one-stop~~ workforce development systems, and private businesses; 3705-3708

(B) Advise the board and other interested parties on ways 3709
to maintain and improve the workforce development system of the 3710
local area in which the county is a part. 3711

Sec. 6301.07. (A) For purposes of this section, 3712
"performance character" means the career-essential relational 3713
attributes that build trust with others, including respect, 3714
honesty, integrity, task-excellence, responsibility, and 3715
resilience. 3716

(B) Every local board, ~~under the direction and approval of~~ 3717
~~the state board and with the agreement of~~ in partnership with 3718
the chief elected official or officials of the local area, ~~and~~ 3719
~~after holding public hearings that allow public comment and~~ 3720
~~testimony,~~ shall ~~prepare a workforce development~~ develop and 3721
submit to the governor a comprehensive four-year local plan. The 3722
local plan shall accomplish support the strategy described in 3723
the state plan and shall contain descriptions of the activities 3724
of the local board as outlined in section 108 of the Workforce 3725
Innovation and Opportunity Act, 29 U.S.C. 3123, including all of 3726
the following: 3727

(1) ~~Identify the workforce investment needs of businesses~~ 3728
~~in the local area, identify projected employment opportunities,~~ 3729
~~and identify the job skills and performance character necessary~~ 3730
~~to obtain and succeed in those opportunities;~~ Identification of 3731
strategic planning elements, including all of the following: 3732

(a) The strategic vision of the local board; 3733

(b) Goals for preparing an educated and skilled workforce; 3734

(c) The knowledge and skills, including performance 3735
character, needed to meet the employment needs of employers in 3736
the planning region, including in-demand industry sectors and 3737

<u>occupations.</u>	3738
(2) Identify <u>A description of the workforce development system in the local area and how the local board, working with education programs and the entities that carry out core programs, will coordinate activities to expand access to employment, training, education, and supportive services to eligible individuals with barriers to employment to improve service delivery and to avoid duplication;</u>	3739 3740 3741 3742 3743 3744 3745
(3) <u>A determination of the local area's workforce development needs for youth, dislocated workers, adults, displaced homemakers, incumbent workers, and any other group of workers identified by the local board adult and dislocated worker employment training activities, including the type and availability of activities needed;</u>	3746 3747 3748 3749 3750 3751
(3) Determine the distribution of workforce development resources and funding to be distributed for each workforce development activity to meet the identified needs, utilizing the funds allocated pursuant to the "Workforce Investment Act of 1998," 112 Stat. 936, 29 U.S.C.A. 2801, as amended;	3752 3753 3754 3755 3756
(4) Give priority to <u>An assessment of the type and availability of youth workforce development activities carried out in the local area, including activities for youth with disabilities and youth receiving independent living services pursuant to sections 2151.81 to 2151.84 of the Revised Code when determining distribution of workforce development resources and workforce development activity funding;</u>	3757 3758 3759 3760 3761 3762 3763
(5) Review the minimum curriculum required by the state board for certifying training providers and identify any additional curriculum requirements to include in contracts	3764 3765 3766

~~between the training providers and the chief elected officials
of the local area;~~ 3767
3768

~~(6) Establish performance standards for service providers
that reflect local workforce development needs;~~ 3769
3770

~~(7) Describe~~ A description of any other information the 3771
chief elected official or officials of the local area require; 3772

(6) A description of any other information the governor
requires. 3773
3774

(C) (1) The local boards of the local areas within a 3775
planning region and the chief elected officials of those local 3776
areas shall prepare, and shall submit to and obtain approval 3777
from the state for, a single regional plan that includes a 3778
description of the activities described in section 106(c) (1) of 3779
the Workforce Innovation and Opportunity Act, 29 U.S.C. 3121(c) 3780
(1), and that incorporates local plans described in division (B) 3781
of this section for each local area in that region. 3782

(2) The state shall identify regions within the state, and 3783
designate each region it identifies as one of the following 3784
types: 3785

(a) A region consisting of one local area; 3786

(b) A planning region; 3787

(c) An interstate planning region that is contained within 3788
two or more states and consists of labor market areas, economic 3789
development areas, or other appropriate contiguous subareas of 3790
those states. 3791

(D) Before the date on which a local board submits a 3792
regional or local plan for approval, the local board shall make 3793
copies of the proposed plan available to the public through 3794

electronic and other means and allow members of the public to 3795
submit comments on the proposed plan to the local board. For 3796
purposes of this division, public hearings and presentation to 3797
local news media are examples of other means by which a local 3798
board may make a proposed plan available. 3799

(E) A local board may provide policy guidance and 3800
recommendations to the chief elected official or officials of a 3801
local area for any workforce development activities. 3802

~~(D) Nothing in this section prohibits the chief elected~~ 3803
~~officials of a local area from assigning, through a partnership~~ 3804
~~agreement, any duties in addition to the duties under this~~ 3805
~~section to a local board, except that a local board cannot~~ 3806
~~contract with itself for the direct provision of services in its~~ 3807
~~local area. A local board may consult with the chief elected~~ 3808
~~officials of its local area and make recommendations regarding~~ 3809
~~the workforce development activities provided in its local area~~ 3810
~~at any time.~~ 3811

Sec. 6301.08. Every local area shall ~~participate in a one-~~ 3812
~~step~~ establish and administer a local workforce development 3813
system for workforce development activities. ~~Each board of~~ 3814
~~county commissioners and the~~ The chief elected official or 3815
officials of a municipal corporation local area shall ensure 3816
that at least one ~~delivery method~~ comprehensive OhioMeansJobs 3817
center is available in the local area, ~~either through a physical~~ 3818
~~location, or~~. An OhioMeansJobs center may be supported by 3819
electronic means approved by the ~~state board,~~ director of job and 3820
family services for the provision of workforce development 3821
activities. 3822

~~Within six months after the effective date of this~~ 3823
~~amendment, every local area described in division (B) of section~~ 3824

~~6301.03 of the Revised Code~~ Every OhioMeansJobs center shall 3825
~~name its one-stop system as be named~~ "OhioMeansJobs (name of 3826
county) County." 3827

~~A one-stop system may~~ Every OhioMeansJobs center shall be 3828
~~operated by a private entity or a public agency, including a~~ 3829
~~workforce development agency, any existing facility or~~ 3830
~~organization that is established to administer workforce~~ 3831
~~development activities in the local area, and a county family~~ 3832
~~services agency~~ an OhioMeansJobs center operator. 3833

~~A one-stop~~ The local workforce development system shall 3834
include representatives of all the partners required under the 3835
~~"Workforce Investment Act of 1998," 112 Stat. 936, 29 U.S.C.A.~~ 3836
~~2801, as amended. In addition, a one-stop system shall include~~ 3837
~~at least one representative from a county department of job and~~ 3838
~~family services~~ Workforce Innovation and Opportunity Act. 3839

Sec. 6301.09. The provision under division (g) of section 3840
~~111 of the "Workforce Investment Act of 1998," 112 Stat. 936, 29-~~ 3841
~~U.S.C.A. 2801, as amended~~ 101 of the Workforce Innovation and 3842
Opportunity Act, 29 U.S.C. 3111, applies to the state board 3843
created under ~~section 6301.04 of the Revised Code~~ this chapter. 3844
The provision under division (e) of section ~~117 of the~~ 3845
~~"Workforce Investment Act of 1998"~~ 107 of the Workforce 3846
Innovation and Opportunity Act, 29 U.S.C. 3122 applies to the 3847
local boards established pursuant to ~~section 6301.06 of the~~ 3848
~~Revised Code~~ this chapter. 3849

Sec. 6301.11. As used in this section, "public or private 3850
institution" has the same meaning as in section 3333.93 of the 3851
Revised Code. 3852

The state board, in connection with the department of job 3853

and family services and public or private institutions, shall 3854
develop a methodology for identifying jobs that are in demand by 3855
employers operating in this state. The methodology for 3856
identifying in-demand jobs shall include an analysis of jobs 3857
that are in demand in each region of the state. The director of 3858
job and family services shall determine the regions. 3859

The department and the public or private institutions, in 3860
consultation with the state board, shall use the methodology to 3861
create a list of such in-demand jobs in the state and a list of 3862
such in-demand jobs in each region of the state. The department 3863
shall publish the lists on the web site of the department. The 3864
department and public or private institutions shall periodically 3865
update the lists to reflect evolving workforce demands in this 3866
state and its regions. 3867

Local boards, ~~workforce development agencies,~~ and other 3868
providers of workforce training shall use the lists of in-demand 3869
jobs to cultivate and prioritize workforce development 3870
activities that correspond to the employment needs of employers 3871
operating in this state and in each of its regions and to assist 3872
individuals in maximizing their employment opportunities. 3873

Sec. 6301.12. (A) The office of workforce development 3874
within the department of job and family services shall 3875
comprehensively review the direct and indirect economic impact 3876
of businesses engaged in the production of horizontal wells in 3877
this state and, based on its findings, prepare an annual Ohio 3878
workforce report. The office shall prepare the report by the 3879
thirtieth day of July of each year. The report shall include at 3880
least all of the following with respect to the industry: 3881

(1) The total number of jobs created or retained during 3882
the previous year; 3883

(2) The total number of Ohio-based contractors that employ skilled construction trades;	3884 3885
(3) The number of employees who are residents of this state;	3886 3887
(4) The total economic impact;	3888
(5) A review of the state's regional workforce development plans required by the "Workforce Investment Act of 1998," 112 Stat. 936, 29 U.S.C.A. 2801, as amended, <u>Workforce Innovation and Opportunity Act</u> that outline workforce development efforts including goals and benchmarks toward maximizing job training, education, and job creation opportunities in the state.	3889 3890 3891 3892 3893 3894
(B) Upon the completion of the office's annual Ohio workforce report, the office shall provide an electronic copy of the report to the president and minority leader of the senate and the speaker and minority leader of the house of representatives and post it on the office's internet web site.	3895 3896 3897 3898 3899
Sec. 6301.18. (A) Beginning January 1, 2016, each <u>Each</u> participant in an adult training or education program funded under the "Workforce Innovation and Opportunity Act," 29 U.S.C. 3101, shall create an account with <u>the OhioMeansJobs web site</u> at the time of enrollment in the program.	3900 3901 3902 3903 3904
(B) Division (A) of this section does not apply to any individual who is legally prohibited from using a computer, has a physical or visual impairment that makes the individual unable to use a computer, or has a limited ability to read, write, speak, or understand a language in which <u>the OhioMeansJobs web site</u> is available.	3905 3906 3907 3908 3909 3910
Section 2. That existing sections 107.35, 131.33, 307.984, 329.04, 329.06, 763.01, 763.07, 2953.25, 3121.03, 3304.171,	3911 3912

3309.23, 3313.603, 3313.89, 3326.01, 3326.03, 3326.032, 3326.04, 3913
3326.09, 3326.11, 3333.91, 3333.92, 3333.93, 4141.29, 4141.43, 3914
4141.51, 5101.09, 5101.20, 5101.201, 5101.214, 5101.23, 3915
5101.241, 5108.01, 5123.60, 5166.40, 5166.408, 5903.11, 6301.01, 3916
6301.02, 6301.03, 6301.04, 6301.05, 6301.06, 6301.061, 6301.07, 3917
6301.08, 6301.09, 6301.11, 6301.12, and 6301.18 and sections 3918
330.01, 330.02, 330.04, 330.05, 330.07, 763.02, and 763.05 of 3919
the Revised Code are hereby repealed. 3920

Section 3. That Sections 305.190 and 369.473 of Am. Sub. 3921
H.B. 64 of the 131st General Assembly be amended to read as 3922
follows: 3923

Sec. 305.190. COMPREHENSIVE CASE MANAGEMENT AND EMPLOYMENT 3924
PROGRAM 3925

(A) As used in this section: 3926

(1) "Adult" means an individual at least eighteen years of 3927
age. 3928

(2) "Equivalent of a high school diploma" has the same 3929
meaning as in section 5107.30 of the Revised Code. 3930

(3) "In-school youth" has the same meaning as in section 3931
129(a)(1)(C) of the "Workforce Innovation and Opportunity Act," 3932
29 U.S.C. 3164(a)(1)(C), except that it does not mean an 3933
individual younger than sixteen years of age. 3934

(4) "Local participating agencies" means the county 3935
department of job and family services and workforce development 3936
agency that serve a county. 3937

(5) "Low-income individual" has the same meaning as in 3938
section 3(36) of the "Workforce Innovation and Opportunity Act," 3939
29 U.S.C. 3102(36). 3940

(6) "Ohio Works First" has the same meaning as in section 3941
5107.02 of the Revised Code. 3942

(7) "Out-of-school youth" has the same meaning as in 3943
section 129(a)(1)(B) of the "Workforce Innovation and 3944
Opportunity Act," 29 U.S.C. 3164(a)(1)(B). 3945

(8) "Prevention, Retention, and Contingency Program" has 3946
the same meaning as in section 5108.01 of the Revised Code. 3947

(9) "Subcontractor" means an entity with which a local 3948
participating agency contracts to perform, on behalf of the 3949
local participating agency, one or more of the local 3950
participating agency's duties regarding the Comprehensive Case 3951
Management and Employment Program. 3952

(10) "TANF block grant" means the Temporary Assistance for 3953
Needy Families block grant established by Title IV-A of the 3954
"Social Security Act," 42 U.S.C. 601 et seq. 3955

(11) "Work-eligible individual" has the same meaning as in 3956
45 C.F.R. 261.2(n). 3957

(12) "Workforce development activity" has the same meaning 3958
as in section 6301.01 of the Revised Code. 3959

(13) "Workforce development agency" means the public or 3960
private entity designated by ~~any of the following~~ the chief 3961
elected officials of a local area as defined in section 6301.01 3962
of the Revised Code to administer county programs under the 3963
"Workforce Investment Act of 1998," 29 U.S.C. 2801, as amended, 3964
or the Workforce Innovation and Opportunity Act:— 3965

~~(a) The board of county commissioners in accordance with~~ 3966
~~section 330.04 of the Revised Code;~~ 3967

~~(b) The chief elected official of a municipal corporation~~ 3968

~~in accordance with section 763.05 of the Revised Code;~~ 3969

~~(c) The chief elected officials of a local area defined in~~ 3970
~~division (A) (3) of section 6301.01 of the Revised Code.~~ 3971

(14) "Workforce Innovation and Opportunity Act" means 3972
Public Law 113-128, 29 U.S.C. 3101 et seq. 3973

(B) The Director of Job and Family Services shall 3974
administer the Workforce Innovation and Opportunity Act during 3975
fiscal year 2016 and fiscal year 2017. 3976

(C) The Department of Job and Family Services, in 3977
consultation with the Governor's Office of Workforce 3978
Transformation, shall create, coordinate, and supervise the 3979
Comprehensive Case Management and Employment Program during 3980
fiscal year 2016 and fiscal year 2017. 3981

To the extent funds under the TANF block grant and 3982
Workforce Innovation and Opportunity Act are available, the 3983
program shall make employment and training services specified in 3984
division (E) of this section available to the program's 3985
participants in accordance with the comprehensive assessments of 3986
the participants' employment and training needs conducted under 3987
that division. As part of the creation of the program, the 3988
Department shall establish the procedures for the comprehensive 3989
assessments. 3990

(D) Beginning July 1, 2016, individuals who are at least 3991
sixteen but not more than twenty-four years of age are required 3992
to participate or permitted to volunteer to participate in the 3993
Comprehensive Case Management and Employment Program in 3994
accordance with the following: 3995

(1) Each work-eligible individual shall participate in the 3996
Comprehensive Case Management and Employment Program as a 3997

condition of participating in Ohio Works First. 3998

(2) Each Ohio Works First participant who is not a work- 3999
eligible individual may volunteer to participate in the 4000
Comprehensive Case Management and Employment Program. 4001

(3) Each individual receiving benefits and services under 4002
the Prevention, Retention, and Contingency Program may volunteer 4003
to participate in the Comprehensive Case Management and 4004
Employment Program. 4005

(4) Each low-income individual who is an adult, in-school 4006
youth, or out-of-school youth and who is considered to have a 4007
barrier to employment under the Workforce Innovation and 4008
Opportunity Act shall participate in the Comprehensive Case 4009
Management and Employment Program as a condition of enrollment 4010
in workforce development activities funded by the TANF block 4011
grant or Workforce Innovation and Opportunity Act. 4012

(E) (1) An individual participating in the Comprehensive 4013
Case Management and Employment Program shall undergo a 4014
comprehensive assessment of the individual's employment and 4015
training needs in accordance with the procedures established 4016
under division (C) of this section. As part of the assessment, 4017
an individualized employment plan shall be created for the 4018
individual. The plan shall be reviewed, revised, and terminated 4019
in accordance with the procedures established for the 4020
comprehensive assessment. The plan shall specify which of the 4021
following services, if any, the individual needs: 4022

(a) Support for the individual to obtain a high school 4023
diploma or the equivalent of a high school diploma; 4024

(b) Job placement; 4025

(c) Job retention support; 4026

(d) Other services that aid the individual in achieving 4027
the plan's goals. 4028

(2) The services an individual receives in accordance with 4029
the individualized employment plan are inalienable by way of 4030
assignment, charge, or otherwise and exempt from execution, 4031
attachment, garnishment, and other similar processes. 4032

(F) (1) Not later than May 15, 2016, each board of county 4033
commissioners shall designate one of the local participating 4034
agencies as the lead agency for purposes of the Comprehensive 4035
Case Management and Employment Program. Each board shall inform 4036
the Department of its designation. The lead agency shall do all 4037
of the following: 4038

(a) Submit to the Department a plan that establishes 4039
standard processes for determining and maintaining individuals' 4040
eligibility to participate in the Comprehensive Case Management 4041
and Employment Program; 4042

(b) Administer the program; 4043

(c) In partnership with the other local participating 4044
agency and any subcontractors, both of the following: 4045

(i) Actively coordinate activities regarding the program 4046
with the other local participating agency and any 4047
subcontractors; 4048

(ii) Help both local participating agencies and any 4049
subcontractors to use their expertise in administering the 4050
program. 4051

(2) The lead agency is responsible for all funds that any 4052
of the following determines have been expended or claimed for 4053
the Comprehensive Case Management and Employment Program, by or 4054

on behalf of the county that the lead agency serves, in a manner 4055
that federal or state law or policy does not permit: 4056

(a) The Department; 4057

(b) The Auditor of State; 4058

(c) The United States Department of Health and Human 4059
Services; 4060

(d) The United States Department of Labor; 4061

(e) Any other government entity. 4062

~~(H)~~(G) In an effort to increase the number of individuals 4063
who participate in the Comprehensive Case Management and 4064
Employment Program and the availability of services under the 4065
program, the Department, in consultation with local 4066
participating agencies, shall review the agencies' existing 4067
functions to discover opportunities to make their administration 4068
of the functions more efficient. 4069

~~(I)~~(H) (1) Notwithstanding the second sentence of division 4070
(A) (1) (b) of section 307.981 of the Revised Code, the 4071
Comprehensive Case Management and Employment Program is a family 4072
services duty and therefore subject to all statutes applicable 4073
to family services duties, including sections 5101.183, 5101.21, 4074
5101.212, 5101.214, 5101.216, 5101.22, 5101.221, 5101.23, 4075
5101.24, and 5101.243 of the Revised Code. 4076

(2) The Comprehensive Case Management and Employment 4077
Program is a Title IV-A program for the purpose of division (A) 4078
(4) (c) of section 5101.80 of the Revised Code and, therefore, is 4079
subject to all statutes applicable to such a program, including 4080
sections 5101.16, 5101.35, 5101.80, and 5101.801 of the Revised 4081
Code. 4082

(3) The Comprehensive Case Management and Employment Program is a workforce development activity and therefore subject to all statutes applicable to workforce development activities, including sections 5101.20, 5101.214, 5101.241, and 5101.243 of the Revised Code and Chapter 6301. of the Revised Code.

~~(J)~~(I) The Director of Job and Family Services shall adopt rules as necessary to implement this section. The rules may address any of the following issues:

(1) Eligibility for the Comprehensive Case Management and Employment Program;

(2) Employment and training services available under the program;

(3) Partnerships between local participating agencies and subcontractors;

(4) The plan required by division (F) (1) (a) of this section;

(5) Internal management concerning day-to-day staff procedures and operations of the Department or financial and operational matters between the Department and another government entity or a private entity receiving a grant from the Department;

(6) Any other issues that the Director determines should be addressed in rules to implement this section.

Rules other than those described in division ~~(J)~~(I) (5) of this section shall be adopted in accordance with Chapter 119. of the Revised Code. Rules described in division ~~(J)~~(I) (5) of this section shall be adopted in accordance with section 111.15 of

the Revised Code. 4111

Sec. 369.473. WORKFORCE AND HIGHER EDUCATION PROGRAMS 4112

Of the foregoing appropriation item 235616, Workforce and 4113
Higher Education Programs, \$750,000 in fiscal year 2016 shall be 4114
used to support the Ohio State University Agricultural Technical 4115
Institute. The Institute shall use these funds to obtain and 4116
upgrade the infrastructure and equipment necessary to offer 4117
distance education courses in agricultural science through the 4118
College Credit Plus Program as established in section 3365.02 of 4119
the Revised Code. 4120

Of the foregoing appropriation item 235616, Workforce and 4121
Higher Education Programs, \$5,000,000 in fiscal year 2017 shall 4122
be allocated to The Ohio State University to collaborate with 4123
Wright Patterson Air Force Base, NASA Glenn Research Center, 4124
Ohio's research universities, and the private sector to align 4125
the state's research assets with emerging missions and job 4126
growth opportunities emanating from the two federal 4127
installations, strengthen related workforce development and 4128
technology commercialization programs, and better position the 4129
state's university system to directly impact new job creation in 4130
Ohio. A portion of the foregoing appropriation item shall be 4131
used to support the growth of small business federal contractors 4132
in the state and expand the participation of Ohio businesses in 4133
the federal Small Business Innovation Research Program and 4134
related federal programs. 4135

Of the foregoing appropriation item 235616, Workforce and 4136
Higher Education Programs, \$750,000 in FY 2017 shall be used by 4137
Southern State Community College to foster meaningful small 4138
business development assistance, to provide various types of 4139
training in an effort to promote sustainable economic growth, 4140

and to create high-quality jobs through the Southern Gateway 4141
Innovation Center located in Circleville. 4142

Of the foregoing appropriation item 235616, Workforce and 4143
Higher Education Programs, \$750,000 in fiscal year 2017 shall be 4144
used for grants for the STEM Public-Private Partnership Program 4145
established in Section ~~733.20~~733.13 of Am. Sub. H.B. 64 of the 4146
131st General Assembly. 4147

Of the foregoing appropriation item 235616, Workforce and 4148
Higher Education Programs, \$5,000,000 in each fiscal year shall 4149
be used by the Chancellor of Higher Education to distribute 4150
grant awards under section 3333.70 of the Revised Code. 4151

Of the foregoing appropriation item 235616, Workforce and 4152
Higher Education Programs, up to \$500,000 in each fiscal year 4153
shall be used by the Chancellor of Higher Education to 4154
coordinate a statewide effort to promote workforce grant 4155
programs. The remainder of appropriation item 235616, Workforce 4156
and Higher Education Programs, shall be used by the Chancellor 4157
to distribute ~~the grant awards~~ funding pursuant to section 4158
3333.93 of the Revised Code. 4159

Section 4. That existing Sections 305.190 and 369.473 of 4160
Am. Sub. H.B. 64 of the 131st General Assembly are hereby 4161
repealed. 4162

Section 5. Not later than July 1, 2017, the Department of 4163
Education, in consultation with the Department of Higher 4164
Education and the Governor's Office of Workforce Transformation, 4165
shall develop both of the following: 4166

(A) A plan that permits and encourages school districts 4167
and chartered nonpublic schools to integrate academic content in 4168
subject areas for which the State Board of Education adopts 4169

standards under section 3301.079 of the Revised Code into other 4170
coursework so that students may earn simultaneous credit in 4171
accordance with division (I) of section 3313.603 of the Revised 4172
Code; 4173

(B) Guidance to assist school districts and schools that 4174
choose to implement integrated coursework under division (I) of 4175
section 3313.603 of the Revised Code that includes guidance on 4176
appropriate licensure teachers must have to teach integrated 4177
coursework and guidance on appropriately integrating subject 4178
area content into course curriculum to ensure that students 4179
receive instruction in the academic content necessary to meet 4180
graduation requirements. 4181

Section 6. The amendment of section 3333.93 of the Revised 4182
Code by this act is not intended to supersede the repeal of that 4183
section on December 31, 2019, as prescribed by Section 125.10 of 4184
Sub. H.B. 340 of the 131st General Assembly. 4185