

As Re-Referred by the House Rules and Reference Committee

**133rd General Assembly
Regular Session
2019-2020**

H. B. No. 80

Representative Oelslager

A BILL

To make appropriations for the Bureau of Workers' 1
Compensation for the biennium beginning July 1, 2
2019, and ending June 30, 2021, and to provide 3
authorization and conditions for the operation of 4
the Bureau's programs. 5

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

Section 1. All items in this section are hereby appropriated 6
out of any moneys in the state treasury to the credit of the 7
designated fund. For all appropriations made in this act, those in 8
the first column are for fiscal year 2020, and those in the second 9
column are for fiscal year 2021. 10

BWC BUREAU OF WORKERS' COMPENSATION 11

Dedicated Purpose Fund Group 12

7023	855407	Claims, Risk and	\$	120,939,816	\$	124,329,031	13
		Medical Management					
7023	855408	Fraud Prevention	\$	14,095,916	\$	14,231,413	14
7023	855409	Administrative	\$	117,250,236	\$	116,025,396	15
		Services					
7023	855410	Attorney General	\$	4,621,850	\$	4,621,850	16
		Payments					
8220	855606	Coal Workers' Fund	\$	186,632	\$	188,487	17
8230	855608	Marine Industry	\$	78,188	\$	78,698	18

8250	855605	Disabled Workers Relief Fund	\$	193,419	\$	195,709	19
8260	855609	Safety and Hygiene Operating	\$	24,079,350	\$	23,745,661	20
8260	855610	Safety Grants	\$	20,000,000	\$	20,000,000	21
8260	855611	Health and Safety Initiative	\$	6,000,000	\$	6,000,000	22
8260	855612	Safety Campaign	\$	1,500,000	\$	1,500,000	23
8260	855613	Research Grants	\$	2,000,000	\$	2,000,000	24
8260	855618	Substance Use Recovery and Workplace Safety Program	\$	5,000,000	\$	10,000,000	25
8260	855619	Safety and Health Center of Excellence	\$	2,000,000	\$	0	26
TOTAL DPF	Dedicated Purpose Fund Group		\$	317,945,407	\$	322,916,245	27
	Federal Fund Group						28
3490	855601	OSHA Enforcement	\$	1,676,000	\$	1,676,000	29
3FW0	855614	BLS SOII Grant	\$	195,104	\$	195,104	30
3FW0	855615	NIOSH Grant	\$	24,995	\$	0	31
TOTAL FED	Federal Fund Group		\$	1,896,099	\$	1,871,104	32
TOTAL ALL	BUDGET FUND GROUPS		\$	319,841,506	\$	324,787,349	33
	WORKERS' COMPENSATION FRAUD UNIT						34
	Of the foregoing appropriation item 855410, Attorney General Payments, \$828,200 in each fiscal year shall be used to fund the expenses of the Workers' Compensation Fraud Unit within the Attorney General's Office. These payments shall be processed at the beginning of each quarter of each fiscal year and deposited into the Workers' Compensation Section Fund (Fund 1950) used by the Attorney General.						35 36 37 38 39 40 41
	SAFETY AND HYGIENE						42

Notwithstanding section 4121.37 of the Revised Code, the 43
Treasurer of State shall remit \$24,080,000 cash in fiscal year 44
2020 and \$23,746,000 cash in fiscal year 2021 from the State 45
Insurance Fund to the state treasury to the credit of the Safety 46
and Hygiene Fund (Fund 8260). 47

SAFETY GRANTS 48

Notwithstanding section 4121.37 of the Revised Code, the 49
Treasurer of State shall remit \$20,000,000 in cash in fiscal year 50
2020 and \$20,000,000 in cash in fiscal year 2021 from the State 51
Insurance Fund to the state treasury to the credit of the Safety 52
and Hygiene Fund (Fund 8260) to be used for Safety Grants. 53

HEALTH AND SAFETY INITIATIVE 54

Notwithstanding section 4121.37 of Revised Code, the 55
Treasurer of State shall remit \$6,000,000 in cash in fiscal year 56
2020 and \$6,000,000 in cash in fiscal year 2021 from the State 57
Insurance Fund to the state treasury to the credit of the Safety 58
and Hygiene Fund (Fund 8260). These amounts shall be used under 59
appropriation item 855611, Health and Safety Initiative, for the 60
purpose of creating and operating a health and wellness program. 61

SAFETY CAMPAIGN 62

Notwithstanding section 4121.37 of the Revised Code, the 63
Treasurer of State shall remit \$1,500,000 in cash in fiscal year 64
2020 and \$1,500,000 in cash in fiscal year 2021 from the State 65
Insurance Fund to the state treasury to the credit of the Safety 66
and Hygiene Fund (Fund 8260). These amounts shall be used under 67
appropriation item 855612, Safety Campaign, for the purpose of 68
creating and operating a statewide safety awareness and education 69
campaign. 70

FEDERAL GRANT PROGRAMS 71

The foregoing appropriation item 855609, Safety and Hygiene 72

Operating, may be used to provide the state match for federal 73
grant funding received by the Division of Safety and Hygiene. 74

VOCATIONAL REHABILITATION 75

The Bureau of Workers' Compensation and the Opportunities for 76
Ohioans with Disabilities Agency may enter into an interagency 77
agreement for the provision of vocational rehabilitation services 78
and staff to mutually eligible clients. The Bureau may provide 79
funds from the State Insurance Fund to fund vocational 80
rehabilitation services and staff in accordance with the 81
interagency agreement. 82

RESEARCH GRANTS 83

Notwithstanding section 4121.37 of the Revised Code, the 84
Treasurer of State shall remit \$2,000,000 in cash in fiscal year 85
2020 and \$2,000,000 in cash in fiscal year 2021 from the State 86
Insurance Fund to the state treasury to the credit of the Safety 87
and Hygiene Fund (Fund 8260). These amounts shall be used under 88
appropriation item 855613, Research Grants, for the purpose of 89
creating and operating the occupational safety and health research 90
program. 91

OPIOID WORKPLACE SAFETY PROGRAM 92

Notwithstanding section 4121.37 of the Revised Code, the 93
Treasurer of State shall remit \$5,000,000 in cash in fiscal year 94
2020 and \$10,000,000 in cash in fiscal year 2021 from the State 95
Insurance Fund to the state treasury to the credit of the Safety 96
and Hygiene Fund (Fund 8260). These amounts shall be used under 97
appropriation item 855618, Opioid Workplace Safety Program, for 98
the purpose of creating and operating the opioid workplace safety 99
program. 100

SAFETY AND HEALTH CENTER OF EXCELLENCE 101

Notwithstanding section 4121.37 of the Revised Code, the 102

Treasurer of State shall remit \$2,000,000 in cash in fiscal year 103
2020 from the State Insurance Fund to the state treasury to the 104
credit of the Safety and Hygiene Fund (Fund 8260). These amounts 105
shall be used under appropriation item 855619, Safety and Health 106
Center of Excellence, for the purpose of creating a center of 107
excellence at the Ohio Center of Occupational Safety and Health. 108

Section 2. DEPUTY INSPECTOR GENERAL FOR BWC AND OIC FUNDING 109

To pay for the FY 2020 costs related to the Deputy Inspector 110
General for the Bureau of Workers' Compensation and Industrial 111
Commission, on July 1, 2019, and January 1, 2020, or as soon as 112
possible thereafter, the Director of Budget and Management shall 113
transfer \$212,500 in cash from the Workers' Compensation Fund 114
(Fund 7023) to the Deputy Inspector General for the Bureau of 115
Workers' Compensation and Industrial Commission Fund (Fund 5FT0). 116

To pay for the FY 2021 costs related to the Deputy Inspector 117
General for the Bureau of Workers' Compensation and Industrial 118
Commission, on July 1, 2020, and January 1, 2021, or as soon as 119
possible thereafter, the Director of Budget and Management shall 120
transfer \$212,500 in cash from the Workers' Compensation Fund 121
(Fund 7023) to the Deputy Inspector General for the Bureau of 122
Workers' Compensation and Industrial Commission Fund (Fund 5FT0). 123

If additional amounts are needed, the Inspector General may 124
seek Controlling Board approval for additional transfers of cash 125
and to increase the amount appropriated in appropriation item 126
965604, Deputy Inspector General for the Bureau of Workers' 127
Compensation and Industrial Commission. 128

Section 3. Law contained in the Main Operating Appropriations 129
Act of the 133rd General Assembly that applies generally to the 130
appropriations made in that act also applies generally to the 131
appropriations made in this act. 132

Section 4. The provisions of law contained in this act, and 133
their applications, are severable. If any provision of law 134
contained in this act, or if any application of any provision of 135
law contained in this act, is held invalid, the invalidity does 136
not affect other provisions of law contained in this act and their 137
applications that can be given effect without the invalid 138
provision or application. 139

Section 5. Except as otherwise specifically provided in this 140
act, the amendment, enactment, or repeal by this act of a section 141
of law is exempt from the referendum under Ohio Constitution, 142
Article II, Section 1d and section 1.471 of the Revised Code and 143
therefore takes effect immediately when this act becomes law. 144