

As Concurred by the Senate

134th General Assembly

Regular Session

2021-2022

Am. Sub. S. B. No. 11

Senator Brenner

Cosponsors: Senators Huffman, S., Antonio, Blessing, Cirino, Craig, Dolan, Gavarone, Hackett, Hoagland, Hottinger, Johnson, Kunze, Maharath, Peterson, Reineke, Roegner, Schaffer, Williams, Wilson, Yuko

Representatives Bird, Callender, Carruthers, Click, Cross, Edwards, Fraizer, Ginter, Grendell, Hall, Hillyer, John, Jones, LaRe, Loychik, McClain, Plummer, Ray, Stein, Stephens, Stewart, Young, T., Speaker Cupp

A BILL

To amend section 3319.087 and to enact section 1
5.2530 of the Revised Code and to amend Section 2
291.60 of H.B. 110 of the 134th General Assembly 3
to designate February 7 to 14 as "Congenital 4
Heart Defect Awareness Week"; to make changes 5
regarding paid leave for Juneteenth day for all 6
regular nonteaching school employees; to make 7
changes to the Frontline Health Care Worker 8
Education, Training, and Certification Pilot 9
Program; to modify procedures for uniformed 10
services and overseas absent voting in the 2022 11
primary election; and to make an appropriation. 12

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

Section 1. That section 3319.087 be amended and section 13
5.2530 of the Revised Code be enacted to read as follows: 14

Sec. 5.2530. The period beginning the seventh day of 15
February and ending the fourteenth day of February is designated 16
as "Congenital Heart Defect Awareness Week." 17

Sec. 3319.087. Notwithstanding section 3319.086 of the 18
Revised Code, all regular nonteaching school employees employed 19
on an eleven or twelve month basis, whether salaried or 20
compensated on an hourly or per diem basis, are entitled to a 21
minimum of the following holidays for which they shall be paid 22
their regular salary or their regular rate of pay, provided each 23
such employee accrued earnings on the employee's next preceding 24
and next following scheduled work days before and after such 25
holiday or was properly excused from attendance at work on 26
either or both of those days: New Year's day, Martin Luther King 27
day, Memorial day, Juneteenth day, Independence day, Labor day, 28
Thanksgiving day, and Christmas day of each year. All regular 29
nonteaching school employees employed on a nine or ten month 30
basis, whether salaried or compensated on an hourly or per diem 31
basis, are entitled to a minimum of the following holidays for 32
which they shall be paid their regular salary or their regular 33
rate of pay, provided each such employee accrued earnings on the 34
employee's next preceding and next following scheduled work days 35
before and after such holiday or was properly excused from 36
attendance at work on either or both of those days: New Year's 37
day, Martin Luther King day, Memorial day, ~~Juneteenth day~~, Labor 38
day, Thanksgiving day, and Christmas day of each year. Regular 39
nonteaching school employees employed less than nine months 40
shall be entitled to a minimum of those holidays enumerated in 41
this section which fall during the employees' time of 42
employment. In addition to the above named holidays, a board of 43
education may declare any other day, except days approved for 44
teachers' attendance at an educational meeting, as a holiday and 45

shall pay to all such regular nonteaching school employees, 46
whether salaried or compensated on an hourly or per diem basis, 47
their regular salary or their regular rate of pay. When any 48
employee is required by the employee's responsible 49
administrative superior to work on any of the paid holidays, the 50
employee shall be granted compensatory time off for which the 51
employee shall be paid the employee's regular salary or regular 52
rate of pay, or a board of education may establish a premium 53
rate of pay for work performed on a paid holiday. Holidays shall 54
occur on the days specified in section 1.14 of the Revised Code. 55

For purposes of determining whether a person who is not in 56
the employ of a board of education on Labor day is in compliance 57
with the requirement of this section that states that in order 58
for a nonteaching employee to be eligible for Labor day holiday 59
pay the employee must have accrued earnings on the scheduled 60
work day immediately preceding Labor day or have been excused 61
from attendance at work on that day, a board of education shall 62
count the employee's last scheduled work day of the employee's 63
preceding period of employment as the employee's last scheduled 64
day of employment for purposes of this requirement. 65

For the purposes of this section, "employed" and "time of 66
employment" mean the period from the initial date of employment 67
to the termination of employment with that school district. 68

Section 2. That existing section 3319.087 of the Revised 69
Code is hereby repealed. 70

Section 3. That Section 291.60 of H.B. 110 of the 134th 71
General Assembly be amended to read as follows: 72

Sec. 291.60. (A) As used in this section, "adult education 73
institution" means a private, nonprofit provider of career 74

education and training for adults that is licensed, accredited, 75
or credentialed, or otherwise recognized in a manner approved by 76
the Department of Health. 77

(B) In fiscal ~~years~~year ~~2022~~2022 ~~and 2023~~, the Department of 78
Health shall establish and operate a Frontline Health Care 79
Worker Education, Training, and Certification Pilot Program to 80
reimburse adult education institutions for the cost of education 81
and wraparound services provided to students as specified in 82
divisions (C) and (D) of this section. In order to be eligible 83
for reimbursement under the pilot program, an adult education 84
institution must not receive other higher education funding from 85
the state. 86

(C) Both of the following are eligible for reimbursement 87
under the pilot program, if provided to a student who meets the 88
criteria specified in division (D) of this section: 89

(1) Education-related expenses, including tuition, course 90
fees, laboratory fees, enrollment application fees, books, and 91
supplies; 92

(2) Costs associated with the provision of, or referral 93
for, the following wraparound services: 94

(a) Smoking cessation; 95

(b) Drug and alcohol counseling; 96

(c) College and career access advising; 97

(d) Financial aid counseling and scholarship retention 98
services; 99

(e) Workability and employability skills training 100
involving such skills as communication, teamwork, critical 101
thinking, ethics, computer skills, and life skills; 102

(f) Employment placement and retention services;	103
(g) Financial literacy programming;	104
(h) Any other similar or related service approved by the Department of Health.	105 106
(D) For an education-related expense or a wraparound service to be eligible for reimbursement under the pilot program, the expense must be for, or the service must be provided to, a student who meets all of the following:	107 108 109 110
(1) The student is eighteen years old or older.	111
(2) The student is actively enrolled at an adult education institution in a program to prepare the student for employment in any of the following professions:	112 113 114
(a) Health care virtual assistant;	115
(b) Medical assistant;	116
(c) Medical coder;	117
(d) Nurse aide;	118
(e) Patient care assistant;	119
(f) Phlebotomist.	120
(3) The student's primary residence meets all of the following:	121 122
(a) Is in a county that has a population of five hundred thousand or more according to the 2010 federal decennial census;	123 124
(b) Is in a county that has experienced more than fifteen thousand confirmed cases of COVID-19 during the period of March 1, 2020, through December 31, 2020;	125 126 127

(c) Is a severely distressed area, distressed area, or 128
underserved area as defined by the United States Department of 129
Housing and Urban Development. 130

(E) The Department may adopt rules in accordance with 131
Chapter 119. of the Revised Code to implement the pilot program. 132

(F) The foregoing appropriation item 440485, Health 133
Program Support, shall be used in fiscal year 2022 to provide 134
reimbursements under the Frontline ~~Healthcare~~ Health Care Worker 135
Education, Training, and Certification Pilot Program. On July 1, 136
2022, or as soon as possible thereafter, the Director of Health 137
shall certify to the Director of Budget and Management an amount 138
up to the unexpended, unencumbered balance of appropriation item 139
440485, Health Program Support, at the end of fiscal year 2022 140
to be reappropriated to fiscal year 2023. The amount certified 141
is hereby reappropriated to the same appropriation item for 142
fiscal year 2023. 143

(G) The foregoing appropriation item 440485, Health 144
Program Support, shall be provided in fiscal year 2023 to 145
NewBridge Cleveland Center for Arts and Technology for the cost 146
of education and wraparound services identified in division (C) 147
of this section that are provided to students actively enrolled 148
at NewBridge in a program to prepare the student for employment 149
in any of the professions identified in division (D)(2) of this 150
section. 151

Section 4. That existing Section 291.60 of H.B. 110 of the 152
134th General Assembly is hereby repealed. 153

Section 5. Notwithstanding any provision of Title XXXV of 154
the Revised Code to the contrary, only for purposes of the 2022 155
primary election and any special election held on the day of the 156

primary election:	157
(A) Uniformed services and overseas absent voter's ballots shall be printed and ready for use not later than the first day after the close of voter registration before the election.	158 159 160
(B) (1) A uniformed services or overseas absent voter's ballot that is returned by mail and is received at the office of the board of elections after the close of the polls on Election Day through the twentieth day after the day of the election is eligible to be counted, unless the identification envelope is signed after the close of the polls on Election Day.	161 162 163 164 165 166
(2) Uniformed services or overseas absent voter's ballots that are received at the office of the board of elections after the twentieth day after the day of the election shall not be counted.	167 168 169 170
(C) The Secretary of State shall take the steps the Secretary of State determines necessary to expedite the delivery of uniformed services and overseas absent voter's ballots to voters and the return of those ballots to the boards of elections.	171 172 173 174 175
(D) Notwithstanding division (G) (4) of Section 4 of H.B. 93 of the 134th General Assembly, the Secretary of State may adjust the deadlines for the boards of elections to conduct the canvass of the election returns as necessary to comply with division (B) of this section.	176 177 178 179 180
Section 6. All items in this act are hereby appropriated as designated out of any moneys in the state treasury to the credit of the designated fund. For all operating appropriations made in this act, those in the first column are for fiscal year 2022 and those in the second column are for fiscal year 2023.	181 182 183 184 185

The operating appropriations made in this act are in addition to 186
any other operating appropriations made for the FY 2022-FY 2023 187
biennium. 188

Section 7. 189

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	1	2	3	4	5
A	SOS SECRETARY OF STATE				
B	Dedicated Purpose Fund Group				
C	5FG0	050620	BOE	\$200,000	\$0
			Reimbursement and Education		
D	TOTAL DPF Dedicated Purpose Fund Group			\$200,000	\$0
E	TOTAL ALL BUDGET FUND GROUPS			\$200,000	\$0

BOE REIMBURSEMENT AND EDUCATION 191

The foregoing appropriation item 050620, BOE Reimbursement 192
and Education, shall be used by the Secretary of State to 193
implement the requirements pertaining to uniform and overseas 194
absent voter's ballots contained in Section 5 of this act. An 195
amount equal to the unexpended, unencumbered portion of the 196
foregoing appropriation item 050620, BOE Reimbursement and 197
Education, at the end of fiscal year 2022 is hereby 198
reappropriated to the Secretary of State for the same purpose in 199
fiscal year 2023. 200

On the effective date of this section, or as soon as possible thereafter, the Director of Budget and Management shall transfer \$200,000 cash from the General Revenue Fund, to the BOE Reimbursement and Education Fund (Fund 5FG0).

On October 1, 2022, or as soon as possible thereafter, the Director of Budget and Management shall transfer cash in an amount equal to the unexpended, unencumbered portion of the foregoing appropriation item 050620, BOE Reimbursement and Education, as of October 1, 2022, from the BOE Reimbursement and Education Fund (Fund 5FG0) to the General Revenue Fund (GRF).

Section 8. Within the limits set forth in this act, the Director of Budget and Management shall establish accounts indicating the source and amount of funds for each appropriation made in this act, and shall determine the form and manner in which appropriation accounts shall be maintained. Expenditures from operating appropriations contained in this act shall be accounted for as though made in H.B. 110 of the 134th General Assembly. The operating appropriations made in this act are subject to all provisions of H.B. 110 of the 134th General Assembly that are generally applicable to such appropriations.