

As Passed by the Senate

134th General Assembly

Regular Session

2021-2022

Sub. S. B. No. 111

Senators Blessing, Brenner

**Cosponsors: Senators Hottinger, Dolan, Schuring, Manning, Antonio, Cirino,
Craig, Fedor, Gavarone, Hackett, Hoagland, Huffman, S., Johnson, Kunze,
Maharath, O'Brien, Peterson, Rulli, Schaffer, Sykes, Thomas, Williams, Wilson,
Yuko**

A BILL

To provide assistance to schools and other entities 1
in response to the COVID-19 pandemic and to make 2
an appropriation. 3

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

Section 201.10. All items in the sections of this act 4
numbered in the 200s are hereby appropriated as designated out 5
of any moneys in the state treasury to the credit of the 6
designated fund. For all operating appropriations made in these 7
sections, those in the first column are for fiscal year 2020 and 8
those in the second column are for fiscal year 2021. The 9
operating appropriations made in this act are in addition to any 10
other operating appropriations made for the FY 2020-FY 2021 11
biennium. 12

Section 203.10. 13

	1	2	3	4	5
A			ADJ ADJUTANT GENERAL		
B			Dedicated Purpose Fund Group		
C	5CV1	745632	Coronavirus Relief - ADJ	\$0	\$8,000,000
D			TOTAL DPF Dedicated Purpose Fund Group	\$0	\$8,000,000
E			TOTAL ALL BUDGET FUND GROUPS	\$0	\$8,000,000

Section 213.10.

15

16

	1	2	3	4	5
A			EDU DEPARTMENT OF EDUCATION		
B			Federal Fund Group		
C	3HQ0	200627	Governor Emergency Education Relief - EDU	\$0	\$19,052,785
D	3HQ0	200651	Emergency Assistance to Non-Public Schools	\$0	\$154,896,274
E	3HS0	200640	Federal Coronavirus School Relief	\$0	\$683,156,100
F			TOTAL FED Federal Fund Group	\$0	\$857,105,159
G			TOTAL ALL BUDGET FUND GROUPS	\$0	\$857,105,159

GOVERNOR EMERGENCY EDUCATION RELIEF - EDU 17

The foregoing appropriation item 200627, Governor 18
Emergency Education Relief - EDU, shall be used to distribute 19
funds to county boards of developmental disabilities serving 20
school-age students, educational service centers, and joint 21
vocational school districts according to a distribution 22
mechanism determined by the Department of Education. Funds shall 23
be used by recipients consistent with the allowable uses 24
enumerated for the Elementary and Secondary School Emergency 25
Relief Fund under the federal "Coronavirus Aid, Relief, and 26
Economic Security Act," Pub. L. No. 116-136, and the federal 27
"Consolidated Appropriations Act, 2021," Pub. L. No. 116-260. 28

EMERGENCY ASSISTANCE TO NON-PUBLIC SCHOOLS 29

Educational service centers shall serve as the fiscal 30
agents for funds provided in the foregoing appropriation item 31
200651, Emergency Assistance to Non-Public Schools, and assure 32
compliance with the allowable uses for the Emergency Assistance 33
to Non-Public Schools Program under the federal "Consolidated 34
Appropriations Act, 2021," Pub. L. No. 116-260. Nonpublic 35
schools receiving these funds shall select service providers and 36
may receive services directly from an educational service center 37
or other organizations or individuals. 38

FEDERAL CORONAVIRUS SCHOOL RELIEF 39

The foregoing appropriation item 200640, Federal 40
Coronavirus School Relief, shall not be used for emergency needs 41
determined by the Department of Education as authorized under 42
Title III, Sec. 313(e) of the federal "Consolidated 43
Appropriations Act, 2021," Pub. L. No. 116-260. 44

Section 214.10. 45

	1	2	3	4	5
A			DOH DEPARTMENT OF HEALTH		
B			Federal Fund Group		
C	3HP0	440673	Public Health	\$0	\$173,000,000
			Emergency Response		
D			TOTAL FED Federal Fund Group	\$0	\$173,000,000
E			TOTAL ALL BUDGET FUND GROUPS	\$0	\$173,000,000

Section 250.10. Within the limits set forth in this act, 47
the Director of Budget and Management shall establish accounts 48
indicating the source and amount of funds for each appropriation 49
made in this act, and shall determine the form and manner in 50
which appropriation accounts shall be maintained. Expenditures 51
from operating appropriations contained in the sections of this 52
act numbered in the 200s shall be accounted for as though made 53
in H.B. 166 of the 133rd General Assembly. The operating 54
appropriations made in these sections are subject to all 55
provisions of H.B. 166 of the 133rd General Assembly that are 56
generally applicable to such appropriations. 57

Section 301.10. All items in this act are hereby 58
appropriated as designated out of any moneys in the state 59
treasury to the credit of the designated fund. For all operating 60
appropriations made in the sections of this act numbered in the 61
300s, those in the first column are for fiscal year 2022 and 62
those in the second column are for fiscal year 2023. The 63
operating appropriations made in this act are in addition to any 64
other operating appropriations made for the FY 2022-FY 2023 65

biennium. 66

Section 303.10. 67

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1 2 3 4 5

A EDU DEPARTMENT OF EDUCATION

B Federal Fund Group

C 3HQ0 200627 Governor Emergency \$27,000,000 \$28,000,000
Education Relief - EDU

D TOTAL FED Federal Fund Group \$27,000,000 \$28,000,000

E TOTAL ALL BUDGET FUND GROUPS \$27,000,000 \$28,000,000

GOVERNOR EMERGENCY EDUCATION RELIEF - EDU 69

(A) Of the foregoing appropriation item 200627, Governor 70
Emergency Education Relief - EDU, up to \$7,000,000 in fiscal 71
year 2022 shall be used to provide supplemental grants of up to 72
\$100,000 to chartered nonpublic schools serving fewer than fifty 73
students that attest to additional financial need after funds 74
are allocated through the application process required for the 75
Emergency Assistance to Non-Public Schools Program under the 76
federal "Consolidated Appropriations Act, 2021," Pub. L. No. 77
116-260. The Superintendent of Public Instruction shall 78
prescribe an application form, establish procedures for the 79
consideration and approval of grant applications, and determine 80
the amount of the grant awards. In awarding the grants under 81
division (A) of this section, the Superintendent shall give 82

priority to chartered nonpublic schools that did not receive 83
funding through the federally required application process. 84

(B) The remainder of the foregoing appropriation item 85
200627, Governor Emergency Education Relief - EDU, shall be used 86
to provide grants to chartered nonpublic schools that operate a 87
summer education program in the 2021-2022 or 2022-2023 school 88
years. The Superintendent of Public Instruction shall prescribe 89
an application form, establish procedures for the consideration 90
and approval of grant applications, and determine the amount of 91
the grant awards. In awarding the grants under division (B) of 92
this section, the Superintendent shall give priority to 93
chartered nonpublic schools in which a majority of the students 94
enrolled are low income students, as determined by the 95
Superintendent. 96

Section 350.10. Within the limits set forth in this act, 97
the Director of Budget and Management shall establish accounts 98
indicating the source and amount of funds for each appropriation 99
made in this act, and shall determine the form and manner in 100
which appropriation accounts shall be maintained. Expenditures 101
from operating appropriations contained in this act numbered in 102
the 300s shall be accounted for as though made in the main 103
operating appropriations act of the 134th General Assembly. The 104
operating appropriations made in these sections are subject to 105
all provisions of the main operating appropriations act of the 106
134th General Assembly that are generally applicable to such 107
appropriations. 108

Section 503.10. 109

GOVERNOR'S EMERGENCY EDUCATION RELIEF FUND 110
REAPPROPRIATIONS 111

Amounts equal to the unexpended, unencumbered portions of 112
appropriations from the Governor's Emergency Education Relief 113
Fund (Fund 3HQ0) at the end of fiscal year 2021 are hereby 114
reappropriated for the same purpose in fiscal year 2022. 115

Amounts equal to the unexpended, unencumbered portions of 116
appropriations from the Governor's Emergency Education Relief 117
Fund (Fund 3HQ0) at the end of fiscal year 2022 are hereby 118
reappropriated for the same purpose in fiscal year 2023. 119

CARES ACT SCHOOL RELIEF FUND REAPPROPRIATIONS 120

Amounts equal to the unexpended, unencumbered portions of 121
appropriations from the CARES Act School Relief Fund (Fund 3HS0) 122
at the end of fiscal year 2021 are hereby reappropriated for the 123
same purpose in fiscal year 2022. 124

Amounts equal to the unexpended, unencumbered portions of 125
appropriations from the CARES Act School Relief Fund (Fund 3HS0) 126
at the end of fiscal year 2022 are hereby reappropriated for the 127
same purpose in fiscal year 2023. 128

PUBLIC HEALTH EMERGENCY RESPONSE FUND REAPPROPRIATIONS 129

Amounts equal to the unexpended, unencumbered portions of 130
appropriations from the Public Health Emergency Response Fund 131
(Fund 3HP0) at the end of fiscal year 2021 are hereby 132
reappropriated for the same purpose in fiscal year 2022. 133

Amounts equal to the unexpended, unencumbered portions of 134
appropriations from the Public Health Emergency Response Fund 135
(Fund 3HP0) at the end of fiscal year 2022 are hereby 136
reappropriated for the same purpose in fiscal year 2023. 137

Section 733.10. (A) Not later than December 1, 2022, the 138
Department of Education shall submit a report to the General 139

Assembly in accordance with section 101.68 of the Revised Code 140
detailing the purposes for which the Department and each school 141
district spent the amounts appropriated under Section 213.10 of 142
this act and any other funds the Department received from the 143
federal "Coronavirus Aid, Relief, and Economic Security Act," 144
Pub. L. No. 116-136, and the manner in which those funds were 145
spent. 146

(B) Not later than December 1, 2023, the Department shall 147
submit a report to the General Assembly in accordance with 148
section 101.68 of the Revised Code detailing the purposes for 149
which the Department and each school district spent the amounts 150
appropriated under Section 213.10 of this act and any other 151
funds the Department received from the federal "Consolidated 152
Appropriations Act, 2021," Pub. L. No. 116-260, and the manner 153
in which those funds were spent. 154

Section 733.20. The Auditor of State may audit spending by 155
the Department of Education and each school district of the 156
amounts appropriated under Section 213.10 of this act and any 157
other funds the Department received from the federal 158
"Coronavirus Aid, Relief, and Economic Security Act," Pub. L. 159
No. 116-136, and the federal "Consolidated Appropriations Act, 160
2021," Pub. L. No. 116-260. If the Auditor chooses to audit the 161
spending described in this section, the Auditor shall identify 162
common usages and best utilization of those funds. 163

Section 812.20. Sections 201.10, 203.10, 213.10, 214.10, 164
250.10, 301.10, 303.10, 350.10, and 503.10 of this act are 165
exempt from the referendum under Ohio Constitution, Article II, 166
section 1d and therefore take effect immediately when this act 167
becomes law. 168