

**As Introduced**

**136th General Assembly  
Regular Session  
2025-2026**

**H. B. No. 726**

**Representative Demetriou**

---

To amend section 4141.29 of the Revised Code to 1  
waive the requirement that an unemployment 2  
claimant be actively seeking work under certain 3  
circumstances. 4

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

**Section 1.** That section 4141.29 of the Revised Code be 5  
amended to read as follows: 6

**Sec. 4141.29.** Each eligible individual shall receive 7  
benefits as compensation for loss of remuneration due to 8  
involuntary total or partial unemployment in the amounts and 9  
subject to the conditions stipulated in this chapter. 10

(A) No individual is entitled to a waiting period or 11  
benefits for any week unless the individual: 12

(1) Has filed a valid application for determination of 13  
benefit rights in accordance with section 4141.28 of the Revised 14  
Code; 15

(2) Has made a claim for benefits in accordance with 16  
section 4141.28 of the Revised Code; 17

(3) (a) Has registered for work and thereafter continues to 18  
report to an employment office or other registration place 19

maintained or designated by the director of job and family 20  
services. Registration shall be made in accordance with the time 21  
limits, frequency, and manner prescribed by the director. 22

(b) For purposes of division (A) (3) of this section, an 23  
individual has "registered" upon doing any of the following: 24

(i) Filing an application for benefit rights; 25

(ii) Making a weekly claim for benefits; 26

(iii) Reopening an existing claim following a period of 27  
employment or nonreporting. 28

(c) After an applicant is registered, that registration 29  
continues for a period of three calendar weeks, including the 30  
week during which the applicant registered. However, an 31  
individual is not registered for purposes of division (A) (3) of 32  
this section during any period in which the individual fails to 33  
report, as instructed by the director, or fails to reopen an 34  
existing claim following a period of employment. 35

(d) The director may, for good cause, extend the period of 36  
registration. 37

(e) For purposes of this section, "report" means contact 38  
by phone, access electronically, or be present for an in-person 39  
appointment, as designated by the director. 40

(4) (a) (i) Is able to work and available for suitable work 41  
and, except as provided in division (A) (4) (a) (ii) ~~or~~, (iii), or 42  
(v) of this section, is actively seeking suitable work either in 43  
a locality in which the individual has earned wages subject to 44  
this chapter during the individual's base period, or if the 45  
individual leaves that locality, then in a locality where 46  
suitable work normally is performed. 47

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

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

(I) The employer and the individuals affected by the layoff who are claiming benefits under this chapter jointly request the exemption.

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

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

(iv) Division (A) (4) (a) (iii) of this section does not 78  
exempt an individual from meeting the other requirements 79  
specified in division (A) (4) (a) (i) of this section to be able to 80  
work and otherwise fully be available for work. An exemption 81  
granted under division (A) (4) (a) (iii) of this section may be 82  
granted only with respect to a specific plant closing. 83

(v) The director shall waive the requirement that a 84  
claimant be actively seeking work for up to seventeen weeks if 85  
the director finds that all of the following apply: 86

(I) The individual has been laid off because weather 87  
conditions prevent the individual from performing the 88  
individual's work. 89

(II) The lay off falls between the first day of December 90  
and the thirty-first day of March. 91

(III) The individual is not a member of a bona fide labor 92  
organization. 93

(IV) At the time of the lay off, the employer provided the 94  
individual and the director with a date by which work is 95  
expected to be available for the individual, and that date is 96  
not later than the thirty-first day of March. 97

(b) (i) The individual shall be instructed as to the 98  
efforts that the individual must make in the search for suitable 99  
work, including that, within six months after October 11, 2013, 100  
the individual shall register with the OhioMeansJobs web site, 101  
except in any of the following circumstances: 102

(I) The individual is an individual described in division 103  
(A) (4) (b) (iii) of this section; 104

(II) Where the active search for work requirement has been 105

waived under division (A) (4) (a) of this section;	106
(III) Where the active search for work requirement is	107
considered to be met under division (A) (4) (c), (d), or (e) of	108
this section.	109
(ii) An individual who is registered with the	110
OhioMeansJobs web site shall receive a weekly listing of	111
available jobs based on information provided by the individual	112
at the time of registration. For each week that the individual	113
claims benefits, the individual shall keep a record of the	114
individual's work search efforts and shall produce that record	115
in the manner and means prescribed by the director.	116
(iii) No individual shall be required to register with the	117
OhioMeansJobs web site if the individual is legally prohibited	118
from using a computer, has a physical or visual impairment that	119
makes the individual unable to use a computer, or has a limited	120
ability to read, write, speak, or understand a language in which	121
the OhioMeansJobs web site is available.	122
(iv) As used in division (A) (4) (b) of this section:	123
(I) "OhioMeansJobs web site" has the same meaning as in	124
section 6301.01 of the Revised Code.	125
(II) "Registration" includes the creation, electronic	126
posting, and maintenance of an active, searchable resume.	127
(c) An individual who is attending a training course	128
approved by the director meets the requirement of this division,	129
if attendance was recommended by the director and the individual	130
is regularly attending the course and is making satisfactory	131
progress. An individual also meets the requirements of this	132
division if the individual is participating and advancing in a	133
training program, as defined in division (P) of section 5709.61	134

of the Revised Code, and if an enterprise, defined in division 135  
(B) of section 5709.61 of the Revised Code, is paying all or 136  
part of the cost of the individual's participation in the 137  
training program with the intention of hiring the individual for 138  
employment as a new employee, as defined in division (L) of 139  
section 5709.61 of the Revised Code, for at least ninety days 140  
after the individual's completion of the training program. 141

(d) An individual who becomes unemployed while attending a 142  
regularly established school and whose base period qualifying 143  
weeks were earned in whole or in part while attending that 144  
school, meets the availability and active search for work 145  
requirements of division (A) (4) (a) of this section if the 146  
individual regularly attends the school during weeks with 147  
respect to which the individual claims unemployment benefits and 148  
makes self available on any shift of hours for suitable 149  
employment with the individual's most recent employer or any 150  
other employer in the individual's base period, or for any other 151  
suitable employment to which the individual is directed, under 152  
this chapter. 153

(e) An individual who is a member in good standing with a 154  
labor organization that refers individuals to jobs meets the 155  
active search for work requirement specified in division (A) (4) 156  
(a) of this section if the individual provides documentation 157  
that the individual is eligible for a referral or placement upon 158  
request and in a manner prescribed by the director. 159

(f) Notwithstanding any other provisions of this section, 160  
no otherwise eligible individual shall be denied benefits for 161  
any week because the individual is in training approved under 162  
section 236(a) (1) of the "Trade Act of 1974," 88 Stat. 1978, 19 163  
U.S.C.A. 2296, nor shall that individual be denied benefits by 164

reason of leaving work to enter such training, provided the work left is not suitable employment, or because of the application to any week in training of provisions in this chapter, or any applicable federal unemployment compensation law, relating to availability for work, active search for work, or refusal to accept work.

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

(5) Is unable to obtain suitable work.

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

(a) The individual has completed such services; or

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

Ineligibility for failure to participate in reemployment services as described in division (A)(6) of this section shall be for the week or weeks in which the claimant was scheduled and

failed to participate without justifiable cause.	194
(7) Participates in the reemployment and eligibility	195
assessment program, or other reemployment services, as required	196
by the director. As used in division (A) (7) of this section,	197
"reemployment services" includes job search assistance	198
activities, skills assessments, and the provision of labor	199
market statistics or analysis.	200
(a) For purposes of division (A) (7) of this section,	201
participation is required unless the director determines that	202
either of the following circumstances applies to the individual:	203
(i) The individual has completed similar services.	204
(ii) Justifiable cause exists for the failure of the	205
individual to participate in those services.	206
(b) Within six months after October 11, 2013,	207
notwithstanding any earlier contact an individual may have had	208
with a local OhioMeansJobs center, as defined in section 6301.01	209
of the Revised Code, beginning with the eighth week after the	210
week during which an individual first files a valid application	211
for determination of benefit rights in the individual's benefit	212
year, the individual shall report to a local OhioMeansJobs	213
center for reemployment services in the manner prescribed by the	214
director.	215
(c) An individual whose active search for work requirement	216
has been waived under division (A) (4) (a) of this section or is	217
considered to be satisfied under division (A) (4) (c), (d), or (e)	218
of this section is exempt from the requirements of division (A)	219
(7) of this section.	220
(B) An individual suffering total or partial unemployment	221
is eligible for benefits for unemployment occurring subsequent	222

to a waiting period of one week and no benefits shall be payable 223  
during this required waiting period. Not more than one week of 224  
waiting period shall be required of any individual in any 225  
benefit year in order to establish the individual's eligibility 226  
for total or partial unemployment benefits. 227

(C) The waiting period for total or partial unemployment 228  
shall commence on the first day of the first week with respect 229  
to which the individual first files a claim for benefits at an 230  
employment office or other place of registration maintained or 231  
designated by the director or on the first day of the first week 232  
with respect to which the individual has otherwise filed a claim 233  
for benefits in accordance with the rules of the department of 234  
job and family services, provided such claim is allowed by the 235  
director. 236

(D) Notwithstanding division (A) of this section, no 237  
individual may serve a waiting period or be paid benefits under 238  
the following conditions: 239

(1) For any week with respect to which the director finds 240  
that: 241

(a) The individual's unemployment was due to a labor 242  
dispute other than a lockout at any factory, establishment, or 243  
other premises located in this or any other state and owned or 244  
operated by the employer by which the individual is or was last 245  
employed; and for so long as the individual's unemployment is 246  
due to such labor dispute. No individual shall be disqualified 247  
under this provision if either of the following applies: 248

(i) The individual's employment was with such employer at 249  
any factory, establishment, or premises located in this state, 250  
owned or operated by such employer, other than the factory, 251

establishment, or premises at which the labor dispute exists, if 252  
it is shown that the individual is not financing, participating 253  
in, or directly interested in such labor dispute; 254

(ii) The individual's employment was with an employer not 255  
involved in the labor dispute but whose place of business was 256  
located within the same premises as the employer engaged in the 257  
dispute, unless the individual's employer is a wholly owned 258  
subsidiary of the employer engaged in the dispute, or unless the 259  
individual actively participates in or voluntarily stops work 260  
because of such dispute. If it is established that the claimant 261  
was laid off for an indefinite period and not recalled to work 262  
prior to the dispute, or was separated by the employer prior to 263  
the dispute for reasons other than the labor dispute, or that 264  
the individual obtained a bona fide job with another employer 265  
while the dispute was still in progress, such labor dispute 266  
shall not render the employee ineligible for benefits. 267

(b) The individual has been given a disciplinary layoff 268  
for misconduct in connection with the individual's work. 269

(2) For the duration of the individual's unemployment if 270  
the director finds that: 271

(a) The individual quit work without just cause or has 272  
been discharged for just cause in connection with the 273  
individual's work, provided division (D) (2) of this section does 274  
not apply to the separation of a person under any of the 275  
following circumstances: 276

(i) Separation from employment for the purpose of entering 277  
the armed forces of the United States if the individual is 278  
inducted into the armed forces within one of the following 279  
periods: 280

(I) Thirty days after separation;	281
(II) One hundred eighty days after separation if the individual's date of induction is delayed solely at the discretion of the armed forces.	282 283 284
(ii) Separation from employment pursuant to a labor-management contract or agreement, or pursuant to an established employer plan, program, or policy, which permits the employee, because of lack of work, to accept a separation from employment;	285 286 287 288
(iii) The individual has left employment to accept a recall from a prior employer or, except as provided in division (D) (2) (a) (iv) of this section, to accept other employment as provided under section 4141.291 of the Revised Code, or left or was separated from employment that was concurrent employment at the time of the most recent separation or within six weeks prior to the most recent separation where the remuneration, hours, or other conditions of such concurrent employment were substantially less favorable than the individual's most recent employment and where such employment, if offered as new work, would be considered not suitable under the provisions of divisions (E) and (F) of this section. Any benefits that would otherwise be chargeable to the account of the employer from whom an individual has left employment or was separated from employment that was concurrent employment under conditions described in division (D) (2) (a) (iii) of this section, shall instead be charged to the mutualized account created by division (B) of section 4141.25 of the Revised Code, except that any benefits chargeable to the account of a reimbursing employer under division (D) (2) (a) (iii) of this section shall be charged to the account of the reimbursing employer and not to the mutualized account, except as provided in division (D) (2) of	289 290 291 292 293 294 295 296 297 298 299 300 301 302 303 304 305 306 307 308 309 310

section 4141.24 of the Revised Code. 311

(iv) When an individual has been issued a definite layoff 312  
date by the individual's employer and before the layoff date, 313  
the individual quits to accept other employment, the provisions 314  
of division (D) (2) (a) (iii) of this section apply and no 315  
disqualification shall be imposed under division (D) of this 316  
section. However, if the individual fails to meet the employment 317  
and earnings requirements of division (A) (2) of section 4141.291 318  
of the Revised Code, then the individual, pursuant to division 319  
(A) (5) of this section, shall be ineligible for benefits for any 320  
week of unemployment that occurs prior to the layoff date. 321

(v) The individual's spouse is a member of the armed 322  
forces of the United States who is on active duty or a member of 323  
the commissioned corps of the national oceanic and atmospheric 324  
administration or public health service, the spouse is the 325  
subject of a transfer, the individual left employment to 326  
accompany the individual's spouse to a location from which it is 327  
impractical to commute to the individual's place of employment, 328  
and upon arrival at the new place of residence, the individual 329  
is in all respects able and available for suitable work. For 330  
purposes of division (D) (2) (a) (v) of this section, "active duty" 331  
and "armed forces" have the same meanings as in 10 U.S.C. 101. 332

(b) The individual has refused without good cause to 333  
accept an offer of suitable work when made by an employer either 334  
in person or to the individual's last known address, or has 335  
refused or failed to investigate a referral to suitable work 336  
when directed to do so by a local employment office of this 337  
state or another state, provided that this division shall not 338  
cause a disqualification for a waiting week or benefits under 339  
the following circumstances: 340

(i) When work is offered by the individual's employer and 341  
the individual is not required to accept the offer pursuant to 342  
the terms of the labor-management contract or agreement; or 343

(ii) When the individual is attending a training course 344  
pursuant to division (A)(4) of this section except, in the event 345  
of a refusal to accept an offer of suitable work or a refusal or 346  
failure to investigate a referral, benefits thereafter paid to 347  
such individual shall not be charged to the account of any 348  
employer and, except as provided in division (B)(1)(b) of 349  
section 4141.241 of the Revised Code, shall be charged to the 350  
mutualized account as provided in division (B) of section 351  
4141.25 of the Revised Code. 352

(c) Such individual quit work to marry or because of 353  
marital, parental, filial, or other domestic obligations. 354

(d) The individual became unemployed by reason of 355  
commitment to any correctional institution. 356

(e) The individual became unemployed because of dishonesty 357  
in connection with the individual's most recent or any base 358  
period work. Remuneration earned in such work shall be excluded 359  
from the individual's total base period remuneration and 360  
qualifying weeks that otherwise would be credited to the 361  
individual for such work in the individual's base period shall 362  
not be credited for the purpose of determining the total 363  
benefits to which the individual is eligible and the weekly 364  
benefit amount to be paid under section 4141.30 of the Revised 365  
Code. Such excluded remuneration and noncredited qualifying 366  
weeks shall be excluded from the calculation of the maximum 367  
amount to be charged, under division (D) of section 4141.24 and 368  
section 4141.33 of the Revised Code, against the accounts of the 369  
individual's base period employers. In addition, no benefits 370

shall thereafter be paid to the individual based upon such 371  
excluded remuneration or noncredited qualifying weeks. 372

For purposes of division (D) (2) (e) of this section, 373  
"dishonesty" means the commission of substantive theft, fraud, 374  
or deceitful acts. 375

(3) For purposes of division (D) (2) (a) of this section, an 376  
individual shall be considered to have quit work without just 377  
cause if all of the following apply: 378

(a) The individual is provided temporary work assignments 379  
by the individual's employer under agreed terms and conditions 380  
of employment. 381

(b) The individual is required pursuant to those terms and 382  
conditions to inquire with the individual's employer for 383  
available work assignments upon the conclusion of each work 384  
assignment. 385

(c) Suitable work assignments are available with the 386  
employer, but the individual fails to contact the employer to 387  
inquire about work assignments. 388

(E) No individual otherwise qualified to receive benefits 389  
shall lose the right to benefits by reason of a refusal to 390  
accept new work if: 391

(1) As a condition of being so employed the individual 392  
would be required to join a company union, or to resign from or 393  
refrain from joining any bona fide labor organization, or would 394  
be denied the right to retain membership in and observe the 395  
lawful rules of any such organization. 396

(2) The position offered is vacant due directly to a 397  
strike, lockout, or other labor dispute. 398

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

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

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

(G) The "duration of unemployment" as used in this section means the full period of unemployment next ensuing after a separation from any base period or subsequent work and until an individual has become reemployed in employment subject to this chapter, or the unemployment compensation act of another state, or of the United States, and until such individual has worked six weeks and for those weeks has earned or been paid remuneration equal to six times an average weekly wage of not less than: eighty-five dollars and ten cents per week beginning on June 26, 1990; and beginning on and after January 1, 1992,

twenty-seven and one-half per cent of the statewide average 429  
weekly wage as computed each first day of January under division 430  
(B) (3) of section 4141.30 of the Revised Code, rounded down to 431  
the nearest dollar, except for purposes of division (D) (2) (c) of 432  
this section, such term means the full period of unemployment 433  
next ensuing after a separation from such work and until such 434  
individual has become reemployed subject to the terms set forth 435  
above, and has earned wages equal to one-half of the 436  
individual's average weekly wage or sixty dollars, whichever is 437  
less. 438

(H) If a claimant is disqualified under division (D) (2) 439  
(a), (c), or (d) of this section or found to be qualified under 440  
the exceptions provided in division (D) (2) (a) (i), (iii), (iv), 441  
or (v) of this section or division (A) (2) of section 4141.291 of 442  
the Revised Code, then benefits that may become payable to such 443  
claimant, which are chargeable to the account of the employer 444  
from whom the individual was separated under such conditions, 445  
shall be charged to the mutualized account provided in section 446  
4141.25 of the Revised Code, provided that no charge shall be 447  
made to the mutualized account for benefits chargeable to a 448  
reimbursing employer, except as provided in division (D) (2) of 449  
section 4141.24 of the Revised Code. In the case of a 450  
reimbursing employer, the director shall refund or credit to the 451  
account of the reimbursing employer any over-paid benefits that 452  
are recovered under division (B) of section 4141.35 of the 453  
Revised Code. Amounts chargeable to other states, the United 454  
States, or Canada that are subject to agreements and 455  
arrangements that are established pursuant to section 4141.43 of 456  
the Revised Code shall be credited or reimbursed according to 457  
the agreements and arrangements to which the chargeable amounts 458  
are subject. 459

(I) (1) Benefits based on service in employment as provided 460  
in divisions (B) (2) (a) and (b) of section 4141.01 of the Revised 461  
Code shall be payable in the same amount, on the same terms, and 462  
subject to the same conditions as benefits payable on the basis 463  
of other service subject to this chapter; except that after 464  
December 31, 1977: 465

(a) Benefits based on service in an instructional, 466  
research, or principal administrative capacity in an institution 467  
of higher education, as defined in division (Y) of section 468  
4141.01 of the Revised Code; or for an educational institution 469  
as defined in division (CC) of section 4141.01 of the Revised 470  
Code, shall not be paid to any individual for any week of 471  
unemployment that begins during the period between two 472  
successive academic years or terms, or during a similar period 473  
between two regular but not successive terms or during a period 474  
of paid sabbatical leave provided for in the individual's 475  
contract, if the individual performs such services in the first 476  
of those academic years or terms and has a contract or a 477  
reasonable assurance that the individual will perform services 478  
in any such capacity for any such institution in the second of 479  
those academic years or terms. 480

(b) Benefits based on service for an educational 481  
institution or an institution of higher education in other than 482  
an instructional, research, or principal administrative 483  
capacity, shall not be paid to any individual for any week of 484  
unemployment which begins during the period between two 485  
successive academic years or terms of the employing educational 486  
institution or institution of higher education, provided the 487  
individual performed those services for the educational 488  
institution or institution of higher education during the first 489  
such academic year or term and, there is a reasonable assurance 490

that such individual will perform those services for any 491  
educational institution or institution of higher education in 492  
the second of such academic years or terms. 493

If compensation is denied to any individual for any week 494  
under division (I)(1)(b) of this section and the individual was 495  
not offered an opportunity to perform those services for an 496  
institution of higher education or for an educational 497  
institution for the second of such academic years or terms, the 498  
individual is entitled to a retroactive payment of compensation 499  
for each week for which the individual timely filed a claim for 500  
compensation and for which compensation was denied solely by 501  
reason of division (I)(1)(b) of this section. An application for 502  
retroactive benefits shall be timely filed if received by the 503  
director or the director's deputy within or prior to the end of 504  
the fourth full calendar week after the end of the period for 505  
which benefits were denied because of reasonable assurance of 506  
employment. The provision for the payment of retroactive 507  
benefits under division (I)(1)(b) of this section is applicable 508  
to weeks of unemployment beginning on and after November 18, 509  
1983. The provisions under division (I)(1)(b) of this section 510  
shall be retroactive to September 5, 1982, only if, as a 511  
condition for full tax credit against the tax imposed by the 512  
"Federal Unemployment Tax Act," 53 Stat. 183 (1939), 26 U.S.C.A. 513  
3301 to 3311, the United States secretary of labor determines 514  
that retroactivity is required by federal law. 515

(c) With respect to weeks of unemployment beginning after 516  
December 31, 1977, benefits shall be denied to any individual 517  
for any week which commences during an established and customary 518  
vacation period or holiday recess, if the individual performs 519  
any services described in divisions (I)(1)(a) and (b) of this 520  
section in the period immediately before the vacation period or 521

holiday recess, and there is a reasonable assurance that the individual will perform any such services in the period immediately following the vacation period or holiday recess.

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

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

(f) Any individual employed by a school district, other than a municipal school district as defined in section 3311.71 of the Revised Code, shall be notified by the first day of June each year if the individual is not to be reemployed the following academic year.

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

(3) If an individual has employment with an educational 552  
institution or an institution of higher education and employment 553  
with a noneducational employer, during the base period of the 554  
individual's benefit year, then the individual may become 555  
eligible for benefits during the between-term, or vacation or 556  
holiday recess, disqualification period, based on employment 557  
performed for the noneducational employer, provided that the 558  
employment is sufficient to qualify the individual for benefit 559  
rights separately from the benefit rights based on school 560  
employment. The weekly benefit amount and maximum benefits 561  
payable during a disqualification period shall be computed based 562  
solely on the nonschool employment. 563

(J) Benefits shall not be paid on the basis of employment 564  
performed by an alien, unless the alien had been lawfully 565  
admitted to the United States for permanent residence at the 566  
time the services were performed, was lawfully present for 567  
purposes of performing the services, or was otherwise 568  
permanently residing in the United States under color of law at 569  
the time the services were performed, under section 212(d) (5) of 570  
the "Immigration and Nationality Act," 66 Stat. 163, 8 U.S.C.A. 571  
1101: 572

(1) Any data or information required of individuals 573  
applying for benefits to determine whether benefits are not 574  
payable to them because of their alien status shall be uniformly 575  
required from all applicants for benefits. 576

(2) In the case of an individual whose application for 577  
benefits would otherwise be approved, no determination that 578  
benefits to the individual are not payable because of the 579  
individual's alien status shall be made except upon a 580  
preponderance of the evidence that the individual had not, in 581

fact, been lawfully admitted to the United States. 582

(K) The director shall establish and utilize a system of 583  
profiling all new claimants under this chapter that: 584

(1) Identifies which claimants will be likely to exhaust 585  
regular compensation and will need job search assistance 586  
services to make a successful transition to new employment; 587

(2) Refers claimants identified pursuant to division (K) 588  
(1) of this section to reemployment services, such as job search 589  
assistance services, available under any state or federal law; 590

(3) Collects follow-up information relating to the 591  
services received by such claimants and the employment outcomes 592  
for such claimant's subsequent to receiving such services and 593  
utilizes such information in making identifications pursuant to 594  
division (K) (1) of this section; and 595

(4) Meets such other requirements as the United States 596  
secretary of labor determines are appropriate. 597

(L) Except as otherwise provided in division (A) (6) of 598  
this section, ineligibility pursuant to division (A) of this 599  
section shall begin on the first day of the week in which the 600  
claimant becomes ineligible for benefits and shall end on the 601  
last day of the week preceding the week in which the claimant 602  
satisfies the eligibility requirements. 603

(M) The director may adopt rules that the director 604  
considers necessary for the administration of division (A) of 605  
this section. 606

**Section 2.** That existing section 4141.29 of the Revised 607  
Code is hereby repealed. 608