

As Passed by the Senate

134th General Assembly

Regular Session

2021-2022

Am. Sub. H. B. No. 168

Representatives Fraizer, Loychik

Cosponsors: Representatives Edwards, Carfagna, Cross, Jones, O'Brien, Roemer, Abrams, Baldrige, Bird, Brent, Brown, Callender, Carruthers, Click, Creech, Crossman, Cutrona, Denson, Galonski, Ghanbari, Ginter, Hoops, Householder, Howse, Ingram, Jarrells, John, Kelly, Lanese, Leland, Lepore-Hagan, Lightbody, Liston, Manning, Miller, A., Miller, J., Miranda, Oelslager, Pavliga, Richardson, Robinson, Russo, Schmidt, Seitz, Sheehy, Smith, K., Smith, M., Sobecki, Stein, Stewart, Swearingen, Sweeney, Troy, Upchurch, Weinstein, West, White, Young, B., Young, T.

Senators Brenner, Hottinger, Dolan, Schuring, Manning, Antonio, Blessing, Cirino, Craig, Fedor, Gavarone, Hackett, Hoagland, Huffman, S., Johnson, Lang, Reineke, Roegner, Romanchuk, Rulli, Schaffer, Sykes, Thomas, Williams, Yuko

A BILL

To remit funds from the State Fiscal Recovery Fund 1
to repay unemployment advances, to provide funds 2
to support improvements at pediatric behavioral 3
health care facilities, to require the 4
Development Services Agency to establish the 5
Water and Sewer Quality Program, and to make 6
appropriations. 7

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

Section 215.10. On August 31, 2021, or as soon as possible 8
thereafter, the Director of Job and Family Services shall 9
certify to the Director of Budget and Management, the President 10
and Minority Leader of the Senate, the Speaker and Minority 11

Leader of the House of Representatives, and the Governor, the 12
balance of amounts advanced to the state under section 1201 of 13
the "Social Security Act," 42 U.S.C. 1321. Upon receipt of this 14
certification, the Director of Budget and Management shall remit 15
the amount certified, not to exceed the available balance, from 16
the State Fiscal Recovery Fund (Fund 5CV3) to the Unemployment 17
Compensation Fund established in section 4141.09 of the Revised 18
Code. The amount of the remittance is hereby appropriated from 19
Fund 5CV3. The amount remitted shall be credited to the 20
Mutualized Account. The Director of Job and Family Services 21
shall deposit as cash the amount remitted with the Secretary of 22
the Treasury of the United States to the credit of the account 23
of this state in the unemployment trust fund established and 24
maintained pursuant to section 904 of the "Social Security Act," 25
42 U.S.C. 1104, to reduce or eliminate the balance of amounts 26
advanced to the state under section 1201 of the "Social Security 27
Act," 42 U.S.C. 1321. 28

On December 27, 2021, or as soon as possible thereafter, 29
the Director of Job and Family Services shall certify to the 30
Director of Budget and Management, the President and Minority 31
Leader of the Senate, the Speaker and Minority Leader of the 32
House of Representatives, and the Governor, the balance of 33
amounts advanced to the state under section 1201 of the "Social 34
Security Act," 42 U.S.C. 1321. Upon receipt of this 35
certification, the Director of Budget and Management shall remit 36
the amount certified, not to exceed the available balance, from 37
the State Fiscal Recovery Fund (Fund 5CV3) to the Unemployment 38
Compensation Fund established in section 4141.09 of the Revised 39
Code. The amount of the remittance is hereby appropriated from 40
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Mutualized Account. The Director of Job and Family Services 42

shall deposit as cash the amount remitted with the Secretary of 43
the Treasury of the United States to the credit of the account 44
of this state in the unemployment trust fund established and 45
maintained pursuant to section 904 of the "Social Security Act," 46
42 U.S.C. 1104, to reduce or eliminate the balance of amounts 47
advanced to the state under section 1201 of the "Social Security 48
Act," 42 U.S.C. 1321. 49

Section 215.20. All items in this act are hereby 50
appropriated as designated out of any moneys in the state 51
treasury to the credit of the designated fund. For all operating 52
appropriations made in this act, those in the first column are 53
for fiscal year 2022 and those in the second column are for 54
fiscal year 2023. The operating appropriations made in this act 55
are in addition to any other operating appropriations made for 56
the FY 2022-FY 2023 biennium. 57

Section 215.30. 58

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	1	2	3	4	5
A	MHA DEPARTMENT OF MENTAL HEALTH AND ADDICTION SERVICES				
B	Dedicated Purpose Fund Group				
C	5CV3	336648	ARPA Pediatric Behavioral Health	\$84,000,000	\$0
D	TOTAL DPF Dedicated Purpose Fund Group			\$84,000,000	\$0
E	TOTAL ALL BUDGET FUND GROUPS			\$84,000,000	\$0

ARPA PEDIATRIC BEHAVIORAL HEALTH 60

The foregoing appropriation item 336648, ARPA Pediatric Behavioral Health, shall be used to support infrastructure improvements at pediatric behavioral health care facilities to improve inpatient and outpatient settings. 61
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Section 215.40. 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 the main operating appropriations act of the 134th General Assembly. The operating appropriations made in this act are subject to all provisions of the main operating appropriations act of the 134th General Assembly that are generally applicable to such appropriations. 65
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Section 220.10. All items in Section 220.11 of 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 Section 220.11 of this act, those in the first column are for fiscal year 2022 and those in the second column are for fiscal year 2023. The operating appropriations made in this act are in addition to any other operating appropriations made for the FY 2022-FY 2023 biennium. 76
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Section 220.11. 84

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A	OBM OFFICE OF BUDGET AND MANAGEMENT				
B	Dedicated Purpose Fund Group				
C	5CV4	042526	Coronavirus Local	\$422,000,000	\$0
			Fiscal Recovery		
D	TOTAL Dedicated Purpose Fund Group			\$422,000,000	\$0
E	TOTAL ALL BUDGET FUND GROUPS			\$422,000,000	\$0

CORONAVIRUS LOCAL FISCAL RECOVERY 86

The foregoing appropriation item 042526, Coronavirus Local 87
 Fiscal Recovery, shall be used by the Director of Budget and 88
 Management to disburse funding to nonentitlement units of local 89
 government in Ohio, including cities, villages, and townships, 90
 on a population basis in accordance with the provisions of the 91
 "American Rescue Plan Act of 2021," Pub. L. No. 117-2, and 92
 consistent with guidance issued under that act. 93

Section 220.12. Within the limits set forth in this act, 94
 the Director of Budget and Management shall establish accounts 95
 indicating the source and amount of funds for each appropriation 96
 made in this act, and shall determine the form and manner in 97
 which appropriation accounts shall be maintained. Expenditures 98
 from operating appropriations contained in this act shall be 99
 accounted for as though made in the main operating 100
 appropriations act of the 134th General Assembly. The operating 101
 appropriations made in this act are subject to all provisions of 102
 the main operating appropriations act of the 134th General 103
 Assembly that are generally applicable to such appropriations. 104

Section 259.10. All items in this section are hereby 105

appropriated as designated out of any moneys in the state 106
 treasury to the credit of the designated fund. For all 107
 appropriations made in this act, those in the first column are 108
 for fiscal year 2022 and those in the second column are for 109
 fiscal year 2023. The appropriations made in this act are in 110
 addition to any other appropriations made for the FY 2022-FY 111
 2023 biennium. 112

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	1	2	3	4	5
A	DEV DEPARTMENT OF DEVELOPMENT				
B	Dedicated Purpose Fund Group				
C	5CV3	1956A1	Water and Sewer Quality Program	\$250,000,000	\$0
D	TOTAL Dedicated Purpose Fund Group			\$250,000,000	\$0
E	TOTAL ALL BUDGET FUND GROUPS			\$250,000,000	\$0
	WATER AND SEWER QUALITY PROGRAM				114

The foregoing appropriation item 1956A1, Water and Sewer 115
 Quality Program, shall be used by the Department of Development 116
 to make grants under the Water and Sewer Quality Program created 117
 in Section 259.30 of this act. Of the foregoing appropriation 118
 item 1956A1, Water and Sewer Quality Program, an amount not to 119
 exceed one per cent may be used to pay administrative costs of 120
 the program. An amount equal to the unexpended, unencumbered 121
 balance remaining in the foregoing appropriation item 1956A1, 122
 Water and Sewer Quality Program, at the end of fiscal year 2022 123

is hereby reappropriated for the same purpose in fiscal year 124
2023. 125

Section 259.20. Within the limits set forth in this act, 126
the Director of Budget and Management shall establish accounts 127
indicating the source and amount of funds for each appropriation 128
made in this act, and shall determine the form and manner in 129
which appropriation accounts shall be maintained. Expenditures 130
from appropriations contained in this act shall be accounted for 131
as though made in H.B. 110 of the 134th General Assembly. The 132
appropriations made in this act are subject to all provisions of 133
H.B. 110 of the 134th General Assembly that are generally 134
applicable to such appropriations. 135

Section 259.30. As used in this section, "political 136
subdivision" means a county, township, municipal corporation, or 137
other body corporate and politic responsible for governmental 138
activities in a geographic area smaller than that of the state. 139

The Department of Development shall utilize the funds 140
appropriated under Section 259.10 of this act to establish and 141
administer the Water and Sewer Quality Program to provide grants 142
to political subdivisions related to water and sewer quality 143
projects. 144

The Department shall determine project eligibility and 145
establish a means of applying for grants under the program. The 146
Department shall require a political subdivision that receives 147
funds under the program to provide a local match or local 148
contribution. In extraordinary circumstances as determined by 149
the Department, the Department may waive the local match or 150
local contribution requirement. 151

Not later than sixty days after this section takes effect, 152

the county engineer of each county in the state shall submit to 153
the Department a list of projects within the county that are 154
eligible to receive funding under the program. The list shall 155
indicate the priority level of each project, in comparison to 156
the other projects on the list. 157

The Department may provide grants under the program for 158
projects on the list each county engineer is required to submit, 159
or for projects otherwise submitted by a political subdivision, 160
so long as a project satisfies the eligibility criteria 161
established by the Department. 162

Section 812.20. Sections 215.10, 215.20, 215.30, 215.40, 163
220.10, 220.11, 220.12, 259.10, 259.20, and 259.30 of this act 164
are exempt from the referendum under Ohio Constitution, Article 165
II, section 1d and therefore take effect immediately when this 166
act becomes law. 167