

As Reported by the House Health Committee

134th General Assembly

Regular Session

2021-2022

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, Sykes, Thomas, Williams, Wilson, Yuko
Representatives Liston, Lightbody, West**

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; and to make an appropriation. 10

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

Section 1. That section 3319.087 be amended and section 11
5.2530 of the Revised Code be enacted to read as follows: 12

Sec. 5.2530. The period beginning the seventh day of 13
February and ending the fourteenth day of February is designated 14
as "Congenital Heart Defect Awareness Week." 15

Sec. 3319.087. Notwithstanding section 3319.086 of the 16

Revised Code, all regular nonteaching school employees employed 17
on an eleven or twelve month basis, whether salaried or 18
compensated on an hourly or per diem basis, are entitled to a 19
minimum of the following holidays for which they shall be paid 20
their regular salary or their regular rate of pay, provided each 21
such employee accrued earnings on the employee's next preceding 22
and next following scheduled work days before and after such 23
holiday or was properly excused from attendance at work on 24
either or both of those days: New Year's day, Martin Luther King 25
day, Memorial day, Juneteenth day, Independence day, Labor day, 26
Thanksgiving day, and Christmas day of each year. All regular 27
nonteaching school employees employed on a nine or ten month 28
basis, whether salaried or compensated on an hourly or per diem 29
basis, are entitled to a minimum of the following holidays for 30
which they shall be paid their regular salary or their regular 31
rate of pay, provided each such employee accrued earnings on the 32
employee's next preceding and next following scheduled work days 33
before and after such holiday or was properly excused from 34
attendance at work on either or both of those days: New Year's 35
day, Martin Luther King day, Memorial day, ~~Juneteenth day~~, Labor 36
day, Thanksgiving day, and Christmas day of each year. Regular 37
nonteaching school employees employed less than nine months 38
shall be entitled to a minimum of those holidays enumerated in 39
this section which fall during the employees' time of 40
employment. In addition to the above named holidays, a board of 41
education may declare any other day, except days approved for 42
teachers' attendance at an educational meeting, as a holiday and 43
shall pay to all such regular nonteaching school employees, 44
whether salaried or compensated on an hourly or per diem basis, 45
their regular salary or their regular rate of pay. When any 46
employee is required by the employee's responsible 47
administrative superior to work on any of the paid holidays, the 48

employee shall be granted compensatory time off for which the 49
employee shall be paid the employee's regular salary or regular 50
rate of pay, or a board of education may establish a premium 51
rate of pay for work performed on a paid holiday. Holidays shall 52
occur on the days specified in section 1.14 of the Revised Code. 53

For purposes of determining whether a person who is not in 54
the employ of a board of education on Labor day is in compliance 55
with the requirement of this section that states that in order 56
for a nonteaching employee to be eligible for Labor day holiday 57
pay the employee must have accrued earnings on the scheduled 58
work day immediately preceding Labor day or have been excused 59
from attendance at work on that day, a board of education shall 60
count the employee's last scheduled work day of the employee's 61
preceding period of employment as the employee's last scheduled 62
day of employment for purposes of this requirement. 63

For the purposes of this section, "employed" and "time of 64
employment" mean the period from the initial date of employment 65
to the termination of employment with that school district. 66

Section 2. That existing section 3319.087 of the Revised 67
Code is hereby repealed. 68

Section 3. That Section 291.60 of H.B. 110 of the 134th 69
General Assembly be amended to read as follows: 70

Sec. 291.60. (A) As used in this section, "adult education 71
institution" means a private, nonprofit provider of career 72
education and training for adults that is licensed, accredited, 73
or credentialed, or otherwise recognized in a manner approved by 74
the Department of Health. 75

(B) In fiscal ~~years-year~~ 2022 ~~and 2023~~, the Department of 76
Health shall establish and operate a Frontline Health Care 77

Worker Education, Training, and Certification Pilot Program to	78
reimburse adult education institutions for the cost of education	79
and wraparound services provided to students as specified in	80
divisions (C) and (D) of this section. In order to be eligible	81
for reimbursement under the pilot program, an adult education	82
institution must not receive other higher education funding from	83
the state.	84
(C) Both of the following are eligible for reimbursement	85
under the pilot program, if provided to a student who meets the	86
criteria specified in division (D) of this section:	87
(1) Education-related expenses, including tuition, course	88
fees, laboratory fees, enrollment application fees, books, and	89
supplies;	90
(2) Costs associated with the provision of, or referral	91
for, the following wraparound services:	92
(a) Smoking cessation;	93
(b) Drug and alcohol counseling;	94
(c) College and career access advising;	95
(d) Financial aid counseling and scholarship retention	96
services;	97
(e) Workability and employability skills training	98
involving such skills as communication, teamwork, critical	99
thinking, ethics, computer skills, and life skills;	100
(f) Employment placement and retention services;	101
(g) Financial literacy programming;	102
(h) Any other similar or related service approved by the	103
Department of Health.	104

(D) For an education-related expense or a wraparound	105
service to be eligible for reimbursement under the pilot	106
program, the expense must be for, or the service must be	107
provided to, a student who meets all of the following:	108
(1) The student is eighteen years old or older.	109
(2) The student is actively enrolled at an adult education	110
institution in a program to prepare the student for employment	111
in any of the following professions:	112
(a) Health care virtual assistant;	113
(b) Medical assistant;	114
(c) Medical coder;	115
(d) Nurse aide;	116
(e) Patient care assistant;	117
(f) Phlebotomist.	118
(3) The student's primary residence meets all of the	119
following:	120
(a) Is in a county that has a population of five hundred	121
thousand or more according to the 2010 federal decennial census;	122
(b) Is in a county that has experienced more than fifteen	123
thousand confirmed cases of COVID-19 during the period of March	124
1, 2020, through December 31, 2020;	125
(c) Is a severely distressed area, distressed area, or	126
underserved area as defined by the United States Department of	127
Housing and Urban Development.	128
(E) The Department may adopt rules in accordance with	129
Chapter 119. of the Revised Code to implement the pilot program.	130

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

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

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