

# AN ACT

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

*Be it enacted by the General Assembly of the State of Ohio:*

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

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

Sec. 3319.087. Notwithstanding section 3319.086 of the Revised Code, all regular nonteaching school employees employed on an eleven or twelve month basis, whether salaried or compensated on an hourly or per diem basis, are entitled to a minimum of the following holidays for which they shall be paid their regular salary or their regular rate of pay, provided each such employee accrued earnings on the employee's next preceding and next following scheduled work days before and after such holiday or was properly excused from attendance at work on either or both of those days: New Year's day, Martin Luther King day, Memorial day, Juneteenth day, Independence day, Labor day, Thanksgiving day, and Christmas day of each year. All regular nonteaching school employees employed on a nine or ten month basis, whether salaried or compensated on an hourly or per diem basis, are entitled to a minimum of the following holidays for which they shall be paid their regular salary or their regular rate of pay, provided each such employee accrued earnings on the employee's next preceding and next following scheduled work days before and after such holiday or was properly excused from attendance at work on either or both of those days: New Year's day, Martin Luther King day, Memorial day, ~~Juneteenth day~~, Labor day, Thanksgiving day, and Christmas day of each year. Regular nonteaching school employees employed less than nine months shall be entitled to a minimum of those holidays enumerated in this section which fall during the employees' time of employment. In addition to the above named holidays, a board of education may declare any other day, except days approved for teachers' attendance at an educational meeting, as a holiday and shall pay to all such regular nonteaching school employees, whether salaried or compensated on an hourly or per diem basis, their regular salary or their regular rate of pay. When any employee is required by the employee's responsible administrative superior to work on any of the paid holidays,

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

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

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

SECTION 2. That existing section 3319.087 of the Revised Code is hereby repealed.

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

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

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

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

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

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

(a) Smoking cessation;

(b) Drug and alcohol counseling;

(c) College and career access advising;

(d) Financial aid counseling and scholarship retention services;

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

(f) Employment placement and retention services;

(g) Financial literacy programming;

(h) Any other similar or related service approved by the Department of Health.

(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:

(1) The student is eighteen years old or older.

(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:

(a) Health care virtual assistant;

(b) Medical assistant;

(c) Medical coder;

(d) Nurse aide;

(e) Patient care assistant;

(f) Phlebotomist.

(3) The student's primary residence meets all of the following:

(a) Is in a county that has a population of five hundred thousand or more according to the 2010 federal decennial census;

(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;

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

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

(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.

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

(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.

(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.

(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.

(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.

(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.

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

SECTION 7.

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

The foregoing appropriation item 050620, BOE Reimbursement and Education, shall be used by the Secretary of State to implement the requirements pertaining to uniform and overseas absent

voter's ballots contained in Section 5 of this act. An amount equal to the unexpended, unencumbered portion of the foregoing appropriation item 050620, BOE Reimbursement and Education, at the end of fiscal year 2022 is hereby reappropriated to the Secretary of State for the same purpose in fiscal year 2023.

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.

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*Speaker* \_\_\_\_\_ *of the House of Representatives.*

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*President* \_\_\_\_\_ *of the Senate.*

Passed \_\_\_\_\_, 20\_\_\_\_

Approved \_\_\_\_\_, 20\_\_\_\_

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*Governor.*

Am. Sub. S. B. No. 11

134th G.A.

The section numbering of law of a general and permanent nature is complete and in conformity with the Revised Code.

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*Director, Legislative Service Commission.*

Filed in the office of the Secretary of State at Columbus, Ohio, on the \_\_\_\_ day of \_\_\_\_\_, A. D. 20 \_\_\_\_.

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*Secretary of State.*

File No. \_\_\_\_\_ Effective Date \_\_\_\_\_