

**As Introduced**

**133rd General Assembly**

**Regular Session**

**2019-2020**

**H. B. No. 386**

**Representatives Hoops, Sobecki**

**Cosponsors: Representatives Antani, Riedel, Cross, Green, Stoltzfus, Seitz,  
Smith, K., Crossman, Strahorn, O'Brien, Lepore-Hagan, Ghanbari, Miller, A.,  
Russo, Blair, Lightbody, Upchurch, Galonski, Weinstein, Miranda, Brent, Crawley**

---

**A BILL**

To amend sections 3333.38 and 3345.32 and to enact 1  
section 3333.125 of the Revised Code and to 2  
amend Sections 381.10 and 381.340 of Am. Sub. 3  
H.B. 166 of the 133rd General Assembly to 4  
establish the Commercial Truck Driver Student 5  
Aid program and to make an appropriation. 6

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

**Section 1.** That sections 3333.38 and 3345.32 be amended 7  
and section 3333.125 of the Revised Code be enacted to read as 8  
follows: 9

**Sec. 3333.125.** (A) As used in this section: 10

(1) "Eligible student" means an individual who satisfies 11  
all of the following: 12

(a) The individual is an Ohio resident. 13

(b) The individual has an expected family contribution of 14  
two thousand one hundred ninety dollars or less. 15

(c) The individual is enrolled in a certified commercial 16  
driver's license school. 17

(d) The individual has passed a drug test. 18

(e) The individual does not have more than three moving 19  
violations in two consecutive years. If an individual who the 20  
chancellor of higher education has determined is an eligible 21  
student has three moving violations in two consecutive years 22  
while participating in the program, the individual shall no 23  
longer be considered eligible for continued participation in the 24  
program. 25

(f) The individual has not plead guilty to or been 26  
convicted of operating a vehicle under the influence of alcohol 27  
or a drug of abuse under section 4511.19 of the Revised Code in 28  
the past twelve months. If an individual who the chancellor has 29  
determined is an eligible student pleads guilty to or is 30  
convicted of operating a vehicle under the influence of alcohol 31  
or a drug of abuse while participating in the program, the 32  
individual shall no longer be considered eligible for continued 33  
participation in the program. 34

(g) The individual meets any additional eligibility 35  
criteria established under rules adopted by the chancellor under 36  
division (G) of this section. 37

(2) "Certified commercial driver's license school" means a 38  
commercial driver's license school certified by the chancellor. 39  
The chancellor shall adopt requirements for approval of 40  
certification and review applications based on those 41  
requirements. 42

No commercial driver's license school that charges 43  
employers recruiting fees shall be certified under this 44

division. 45

A certified commercial driver's license program offered by 46  
a career college in this state that holds a certificate of 47  
registration from the state board of career colleges and schools 48  
under Chapter 3332. of the Revised Code or at a private 49  
institution exempt from regulation under Chapter 3332. of the 50  
Revised Code as prescribed in section 3333.046 of the Revised 51  
Code shall be considered a certified commercial driver's license 52  
school. 53

(3) "Cost of attendance" and "expected family 54  
contribution" shall be defined by the chancellor. 55

(4) "Employed in this state" means either of the 56  
following: 57

(a) An individual is employed as a truck driver by an 58  
entity that has a valid mailing address in the state. 59

(b) An individual is self-employed as a truck driver using 60  
a valid mailing address in the state. 61

(5) "Moving violation" has the same meaning as in section 62  
4510.01 of the Revised Code. 63

(B) The commercial truck driver student aid program is 64  
hereby established. Under the program, the chancellor of higher 65  
education shall pay to an eligible student who commits to reside 66  
in and be employed in this state for a minimum of one year upon 67  
completion of a certified commercial driver's license program a 68  
combination of a grant and a loan in the amounts prescribed by 69  
division (D) of this section to pay for the costs of a certified 70  
commercial driver's license program at a certified commercial 71  
driver's license school. 72

(C) There is hereby established in the state treasury the 73  
commercial truck driver student aid fund, which shall consist of 74  
funds appropriated by the general assembly for purposes of this 75  
section and funds received as repayment for loans awarded under 76  
this section. 77

The fund shall be used by the chancellor for grants and 78  
loans made under this section and for expenses of administering 79  
the program. 80

(D) (1) The grant amount awarded to an eligible student 81  
shall equal one-half of the student's remaining state cost of 82  
attendance after the student's Pell grant and expected family 83  
contribution are applied to the instructional and general 84  
charges for the student's enrollment in the certified commercial 85  
driver's license school. 86

Except as provided in divisions (D) (2) and (E) of this 87  
section, the chancellor also shall award a loan to an eligible 88  
student in the same amount. 89

(2) If, for any academic year, the amounts available for 90  
support of the program are inadequate to provide grants and 91  
loans to all eligible students who apply for participation or 92  
are participating in the program, the chancellor shall 93  
proportionately reduce the amount of each grant and loan to be 94  
awarded for the academic year. 95

(E) The amount of a grant and a loan awarded to an 96  
eligible student under this section shall be in addition to what 97  
the eligible student receives under the Ohio college opportunity 98  
grant under section 3333.122 of the Revised Code. If an eligible 99  
student receives a grant under section 3333.122 of the Revised 100  
Code, the chancellor shall decrease the amount of the eligible 101

student's loan under this section by the amount of the grant 102  
received under that section. 103

(F) (1) Each eligible student who accepts a grant under 104  
division (B) of this section shall sign a promissory note 105  
payable to the state in the event the student fails to do either 106  
of the following: 107

(a) Satisfy the residency and employment requirement under 108  
that division; 109

(b) Complete the certified commercial driver's license 110  
program in which the student was enrolled. 111

(2) The amount payable under the note shall be the amount 112  
of the grant accepted by the student plus interest accrued 113  
annually beginning either one calendar year after the student 114  
completes a certified commercial driver's license program or 115  
immediately after the student disenrolls from, or does not 116  
complete, a certified commercial driver's license program. The 117  
chancellor shall determine the interest rate and period of 118  
repayment under the note. 119

(3) The note shall stipulate that the obligation to make 120  
payments under the note is canceled once either of the following 121  
applies to the student: 122

(a) The student completes a certified commercial driver's 123  
license program and meets the residency and employment 124  
requirement under division (B) of this section. 125

(b) The student dies or becomes totally and permanently 126  
disabled. 127

(G) The chancellor shall adopt rules, in accordance with 128  
Chapter 119. of the Revised Code, necessary for the operation of 129

<u>the program, including rules for all of the following:</u>	130
<u>(1) Terms and conditions for loans under the program;</u>	131
<u>(2) Requirements for certification of commercial driver's</u> <u>license schools;</u>	132 133
<u>(3) Additional eligibility criteria that the chancellor</u> <u>determines necessary for individuals participating in the</u> <u>program.</u>	134 135 136
<b>Sec. 3333.38.</b> (A) As used in this section:	137
(1) "Institution of higher education" includes all of the following:	138 139
(a) A state institution of higher education, as defined in section 3345.011 of the Revised Code;	140 141
(b) A nonprofit institution issued a certificate of authorization under Chapter 1713. of the Revised Code;	142 143
(c) A private institution exempt from regulation under Chapter 3332. of the Revised Code, as prescribed in section 3333.046 of the Revised Code;	144 145 146
(d) An institution of higher education with a certificate of registration from the state board of career colleges and schools under Chapter 3332. of the Revised Code.	147 148 149
(2) "Student financial assistance supported by state funds" includes assistance granted under sections 3315.33, 3333.12, 3333.122, <u>3333.125</u> , 3333.21, 3333.26, 3333.28, 3333.372, 3333.391, 5910.03, 5910.032, and 5919.34 of the Revised Code, financed by an award under the choose Ohio first scholarship program established under section 3333.61 of the Revised Code, or financed by an award under the Ohio	150 151 152 153 154 155 156

co-op/internship program established under section 3333.72 of 157  
the Revised Code, and any other post-secondary student financial 158  
assistance supported by state funds. 159

(B) An individual who is convicted of, pleads guilty to, 160  
or is adjudicated a delinquent child for one of the following 161  
violations shall be ineligible to receive any student financial 162  
assistance supported by state funds at an institution of higher 163  
education for two calendar years from the time the individual 164  
applies for assistance of that nature: 165

(1) A violation of section 2917.02 or 2917.03 of the 166  
Revised Code; 167

(2) A violation of section 2917.04 of the Revised Code 168  
that is a misdemeanor of the fourth degree; 169

(3) A violation of section 2917.13 of the Revised Code 170  
that is a misdemeanor of the fourth or first degree and occurs 171  
within the proximate area where four or more others are acting 172  
in a course of conduct in violation of section 2917.11 of the 173  
Revised Code. 174

(C) If an individual is convicted of, pleads guilty to, or 175  
is adjudicated a delinquent child for committing a violation of 176  
section 2917.02 or 2917.03 of the Revised Code, and if the 177  
individual is enrolled in a state-supported institution of 178  
higher education, the institution in which the individual is 179  
enrolled shall immediately dismiss the individual. No state- 180  
supported institution of higher education shall admit an 181  
individual of that nature for one academic year after the 182  
individual applies for admission to a state-supported 183  
institution of higher education. This division does not limit or 184  
affect the ability of a state-supported institution of higher 185

education to suspend or otherwise discipline its students. 186

**Sec. 3345.32.** (A) As used in this section: 187

(1) "State university or college" means the institutions 188  
described in section 3345.27 of the Revised Code and the 189  
northeast Ohio medical university. 190

(2) "Resident" has the meaning specified by rule of the 191  
chancellor of higher education. 192

(3) "Statement of selective service status" means a 193  
statement certifying one of the following: 194

(a) That the individual filing the statement has 195  
registered with the selective service system in accordance with 196  
the "Military Selective Service Act," 62 Stat. 604, 50 U.S.C. 197  
App. 453, as amended; 198

(b) That the individual filing the statement is not 199  
required to register with the selective service for one of the 200  
following reasons: 201

(i) The individual is under eighteen or over twenty-six 202  
years of age. 203

(ii) The individual is on active duty with the armed 204  
forces of the United States other than for training in a reserve 205  
or national guard unit. 206

(iii) The individual is a nonimmigrant alien lawfully in 207  
the United States in accordance with section 101 (a) (15) of the 208  
"Immigration and Nationality Act," 8 U.S.C. 1101, as amended. 209

(iv) The individual is not a citizen of the United States 210  
and is a permanent resident of the Trust Territory of the 211  
Pacific Islands or the Northern Mariana Islands. 212



(4) "Institution of higher education" means any eligible 213  
institution approved by the United States department of 214  
education pursuant to the "Higher Education Act of 1965," 79 215  
Stat. 1219, as amended, or any institution whose students are 216  
eligible for financial assistance under any of the programs 217  
described by division (E) of this section. 218

(B) The chancellor shall, by rule, specify the form of 219  
statements of selective service status to be filed in compliance 220  
with divisions (C) to (E) of this section. Each statement of 221  
selective service status shall contain a section wherein a male 222  
student born after December 31, 1959, certifies that the student 223  
has registered with the selective service system in accordance 224  
with the "Military Selective Service Act," 62 Stat. 604, 50 225  
U.S.C. App. 453, as amended. For those students not required to 226  
register with the selective service, as specified in divisions 227  
(A) (2) (b) (i) to (iv) of this section, a section shall be 228  
provided on the statement of selective service status for the 229  
certification of nonregistration and for an explanation of the 230  
reason for the exemption. The chancellor may require that such 231  
statements be accompanied by documentation specified by rule of 232  
the chancellor. 233

(C) A state university or college that enrolls in any 234  
course, class, or program a male student born after December 31, 235  
1959, who has not filed a statement of selective service status 236  
with the university or college shall, regardless of the 237  
student's residency, charge the student any tuition surcharge 238  
charged students who are not residents of this state. 239

(D) No male born after December 31, 1959, shall be 240  
eligible to receive any loan, grant, scholarship, or other 241  
financial assistance for educational expenses granted under 242

section 3315.33, 3333.12, 3333.122, 3333.125, 3333.21, 3333.22, 243  
3333.26, 3333.391, 5910.03, 5910.032, or 5919.34 of the Revised 244  
Code, financed by an award under the choose Ohio first 245  
scholarship program established under section 3333.61 of the 246  
Revised Code, or financed by an award under the Ohio co- 247  
op/internship program established under section 3333.72 of the 248  
Revised Code, unless that person has filed a statement of 249  
selective service status with that person's institution of 250  
higher education. 251

(E) If an institution of higher education receives a 252  
statement from an individual certifying that the individual has 253  
registered with the selective service system in accordance with 254  
the "Military Selective Service Act," 62 Stat. 604, 50 U.S.C. 255  
App. 453, as amended, or that the individual is exempt from 256  
registration for a reason other than that the individual is 257  
under eighteen years of age, the institution shall not require 258  
the individual to file any further statements. If it receives a 259  
statement certifying that the individual is not required to 260  
register because the individual is under eighteen years of age, 261  
the institution shall require the individual to file a new 262  
statement of selective service status each time the individual 263  
seeks to enroll for a new academic term or makes application for 264  
a new loan or loan guarantee or for any form of financial 265  
assistance for educational expenses, until it receives a 266  
statement certifying that the individual has registered with the 267  
selective service system or is exempt from registration for a 268  
reason other than that the individual is under eighteen years of 269  
age. 270

**Section 2.** That existing sections 3333.38 and 3345.32 of 271  
the Revised Code are hereby repealed. 272

**Section 3.** That Sections 381.10 and 381.340 of Am. Sub. 273  
H.B. 166 of the 133rd General Assembly be amended to read as 274  
follows: 275

**Sec. 381.10.** BOR DEPARTMENT OF HIGHER EDUCATION 276

277

1	2	3	4	5
A	General Revenue Fund			
B GRF	235321	Operating Expenses	\$ 5,825,252	\$ 5,762,414
C GRF	235402	Sea Grants	\$ 299,250	\$ 299,250
D GRF	235406	Articulation and Transfer	\$ 1,844,372	\$ 1,851,773
E GRF	235408	Midwest Higher Education Compact	\$ 115,000	\$ 115,000
F GRF	235414	Grants and Scholarship Administration	\$ 837,799	\$ 855,433
G GRF	235417	Technology Maintenance and Operations	\$ 4,989,937	\$ 3,758,802
H GRF	235428	Appalachian New Economy Workforce Partnership	\$ 4,228,000	\$ 4,228,000

I	GRF	235438	Choose Ohio First Scholarship	\$	28,169,310	\$	40,177,613
J	GRF	235443	Adult Basic and Literacy Education - State	\$	8,083,344	\$	8,083,344
K	GRF	235444	Ohio Technical Centers	\$	19,669,559	\$	23,250,000
L	GRF	235474	Area Health Education Centers Program Support	\$	873,000	\$	873,000
M	GRF	235492	Campus Safety and Training	\$	750,000	\$	750,000
N	GRF	235501	State Share of Instruction	\$	2,019,202,822	\$	2,039,394,850
O	GRF	235504	War Orphans and Severely Disabled Veterans' Children Scholarships	\$	11,163,333	\$	12,502,933
P	GRF	235507	OhioLINK	\$	6,024,682	\$	6,024,682
Q	GRF	235508	Air Force Institute of Technology	\$	1,641,723	\$	1,641,723
R	GRF	235510	Ohio	\$	4,388,513	\$	4,388,513

			Supercomputer Center				
S	GRF	235511	Cooperative Extension Service	\$	25,110,186	\$	25,110,186
T	GRF	235514	Central State Supplement	\$	11,685,516	\$	11,685,516
U	GRF	235515	Case Western Reserve University School of Medicine	\$	2,038,940	\$	2,038,940
V	GRF	235519	Family Practice	\$	3,007,876	\$	3,007,876
W	GRF	235520	Shawnee State Supplement	\$	4,037,456	\$	4,037,456
X	GRF	235525	Geriatric Medicine	\$	496,043	\$	496,043
Y	GRF	235526	Primary Care Residencies	\$	1,425,000	\$	1,425,000
Z	GRF	235533	Program and Project Support	\$	2,803,850	\$	1,328,000
AA	GRF	235535	Ohio Agricultural Research and Development Center	\$	37,361,470	\$	37,361,470
AB	GRF	235536	The Ohio State	\$	9,185,494	\$	9,185,494

		University Clinical Teaching				
AC GRF	235537	University of Cincinnati Clinical Teaching	\$	7,904,944	\$	7,904,944
AD GRF	235538	University of Toledo Clinical Teaching	\$	5,888,670	\$	5,888,670
AE GRF	235539	Wright State University Clinical Teaching	\$	2,860,830	\$	2,860,830
AF GRF	235540	Ohio University Clinical Teaching	\$	2,765,651	\$	2,765,651
AG GRF	235541	Northeast Ohio Medical University Clinical Teaching	\$	2,844,469	\$	2,844,469
AH GRF	235543	Kent State University College of Podiatric Medicine Clinic Subsidy	\$	500,000	\$	500,000
AI GRF	235544	STEM Public-Private Partnership	\$	500,000	\$	500,000

		Program				
AJ GRF	235546	Central State Agricultural Research and Development	\$	3,492,485	\$	3,492,485
AK GRF	235548	Central State Cooperative Extension Services	\$	3,004,367	\$	3,004,367
AL GRF	235552	Capital Component	\$	1,584,491	\$	1,584,491
AM GRF	235555	Library Depositories	\$	1,396,592	\$	1,396,592
AN GRF	235556	Ohio Academic Resources Network	\$	3,077,343	\$	3,077,343
AO GRF	<u>235557</u>	<u>Commercial Truck Driver Student Aid Program</u>	<u>\$</u>	<u>0</u>	<u>\$</u>	<u>5,000,000</u>
AP GRF	235558	Long-term Care Research	\$	309,035	\$	309,035
AQ GRF	235563	Ohio College Opportunity Grant	\$	122,260,500	\$	148,200,000
AR GRF	235572	The Ohio State University Clinic Support	\$	728,206	\$	728,206

AS GRF	235591	Co-Op Internship Program	\$	1,262,500	\$	1,462,500
AT GRF	235597	High School STEM Innovation and Ohio College Scholarship and Retention Program	\$	1,000,000	\$	1,000,000
AU GRF	235598	Rural University Program	\$	500,000	\$	500,000
AV GRF	235599	National Guard Scholarship Program	\$	20,604,000	\$	21,222,120
AW GRF	235909	Higher Education General Obligation Bond Debt Service	\$	323,545,500	\$	348,550,200
AX TOTAL GRF	General Revenue Fund		\$	2,721,287,310	\$	<del>2,807,425,214</del> <u>2,812,425,214</u>
AY Dedicated Purpose Fund Group						
AZ 2200	235614	Program Approval and Reauthorization	\$	800,485	\$	744,562
BA 4560	235603	Sales and Services	\$	199,250	\$	199,250



BB 4E80	235602	Higher Educational Facility Commission Administration	\$	53,239	\$	60,000
BC 5D40	235675	Conference/Special Purposes	\$	1,000,000	\$	1,000,000
BD 5FR0	235650	State and Non-Federal Grants and Award	\$	1,402,150	\$	1,402,150
BE 5JC0	235654	Federal Research Network	\$	4,950,000	\$	4,950,000
BF 5NH0	235684	OhioMeansJobs Workforce Development Revolving Loan Program	\$	245,163	\$	0
BG 5P30	235663	Variable Savings Plan	\$	7,743,050	\$	7,915,343
BH 6450	235664	Guaranteed Savings Plan	\$	956,973	\$	1,001,626
BI 6820	235606	Nursing Loan Program	\$	889,611	\$	891,320
BJ TOTAL	DPF Dedicated Purpose Fund Group		\$	18,239,921	\$	18,164,251

BK Bond Research and Development Fund Group

BL 7011	235634	Research	\$	6,500,000	\$	6,500,000
		Incentive Third				
		Frontier				

BM 7014	235639	Research	\$	1,500,000	\$	1,500,000
		Incentive Third				
		Frontier - Tax				

BN TOTAL BRD Bond Research and	\$	8,000,000	\$	8,000,000
Development Fund Group				

BO Federal Fund Group

BP 3120	235611	Gear-up Grant	\$	1,995,808	\$	2,000,000
---------	--------	---------------	----	-----------	----	-----------

BQ 3120	235612	Carl D. Perkins	\$	1,332,315	\$	1,350,000
		Grant/Plan				
		Administration				

BR 3120	235641	Adult Basic and	\$	17,579,996	\$	17,600,000
		Literacy				
		Education -				
		Federal				

BS 3BG0	235651	Gear Up Grant	\$	1,750,000	\$	1,750,000
		Scholarships				

BT 3H20	235608	Human Services	\$	375,000	\$	375,000
		Project				

BU 3N60	235658	John R. Justice	\$	70,000	\$	70,000
		Student Loan				

Repayment Program

BV TOTAL FED Federal Fund Group	\$	23,103,119	\$	23,145,000
BW TOTAL ALL BUDGET FUND GROUPS	\$	2,770,630,350	\$	<del>2,856,734,465</del>
				<u>2,861,734,465</u>

**Sec. 381.340.** OHIO ACADEMIC RESOURCES NETWORK (OARNET) 278

The foregoing appropriation item 235556, Ohio Academic 279  
Resources Network, shall be used by the Chancellor of Higher 280  
Education to support the operations of the Ohio Academic 281  
Resources Network, a consortium organized under division (T) of 282  
section 3333.04 of the Revised Code, which shall include support 283  
for Ohio's colleges and universities in maintaining and 284  
enhancing network connections, using new network technologies to 285  
improve research, education, and economic development programs, 286  
and sharing information technology services. To the extent 287  
network capacity is available, OARnet shall support allocating 288  
bandwidth to eligible programs directly supporting Ohio's 289  
economic development. 290

COMMERCIAL TRUCK DRIVER STUDENT AID PROGRAM 291

The foregoing appropriation item 235557, Commercial Truck 292  
Driver Student Aid Program, shall be used to provide grants and 293  
loans under the Commercial Truck Driver Student Aid Program 294  
established in section 3333.125 of the Revised Code. 295

Of the foregoing appropriation item 235557, Commercial 296  
Truck Driver Student Aid Program, up to \$2,500,000 in fiscal 297  
year 2021 shall be distributed by the Chancellor of Higher 298  
Education as grants pursuant to section 3333.125 of the Revised 299  
Code. 300

Of the foregoing appropriation item 235557, Commercial 301  
Truck Driver Student Aid Program, up to \$2,500,000 in fiscal 302  
year 2021 shall be distributed by the Chancellor of Higher 303  
Education as loans pursuant to section 3333.125 of the Revised 304  
Code. 305

**Section 4.** That existing Sections 381.10 and 381.340 of 306  
Am. Sub. H.B. 166 of the 133rd General Assembly are hereby 307  
repealed. 308