CCIP Note # 495

Re: Federal Coronavirus Funding and Personal Protective Equipment (PPE)
Date: February 7, 2022
To: Superintendents, Treasurers, Authorized Representatives, Fiscal Representatives and Consolidated Funding Application Contacts of ESSER Recipients

Federal Coronavirus Funding and PPE
In December 2021, the Ohio General Assembly passed and the Governor signed HB169, which included appropriations for agencies to spend some funding from the federal American Rescue Plan Act, among other provisions. Section 234.10 of HB169 provides parameters on how the federal coronavirus relief dollars are to be used for the purchase of personal protective equipment as follows:

> "(A) As used in this section, "personal protective equipment" means equipment worn to minimize exposure to hazards that cause workplace injuries and illnesses.
>
> (B) When using funds distributed under this act, or under any future appropriation of federal coronavirus relief moneys, for the purchase of personal protective equipment, a funding recipient shall purchase only products that are either of the following:
>
> (1) Approved by the National Institute for Occupational Safety and Health;
> (2) Authorized for use by the United States Food and Drug Administration, including under emergency use authorization."

The language restricts what types of PPE LEAs and other educational entities can purchase with the ESSER II, ARP ESSER, GEER II and EANS II funding that was appropriated with HB169. The following assurance will be added to the grant agreements and applications mentioned above:

> *Subrecipient will comply with Section 234.10 of House Bill 169 of the 134th Ohio General Assembly regarding the purchase of personal protective equipment (PPE) and will purchase only products that are either (1) approved by the National Institute for Occupational Safety and Health; or (2) Authorized for use by the United States Food and Drug Administration, including under emergency use authorization. Subrecipient will comply with Section 125.035 of the Revised Code if applicable.*

Resource

- Federal Coronavirus Funding and PPE

If you have questions, contact your federal programs consultant or email federalprograms@education.ohio.gov