

RESOLUTION 26-01-03

A RESOLUTION TO ALLOW THE USE OF AN “EMPLOYEE DISHONESTY AND FAITHFUL PERFORMANCE OF DUTY” COVERAGE.

WHEREAS, Village of Sherwood, Defiance County is a member of the Ohio Plan Risk Management (OPRM) a political subdivision risk pool established pursuant to Ohio Revised Code hereinafter “ORC,” 2744.081;

WHEREAS, House Bill 291 was signed into law on December 20, 2018 and became effective March 20, 2019 authorizes the use of an, “employee dishonesty and faithful performance of duty policy,” instead of individual surety bonds, for officials, employees, and appointees who are otherwise required by law to acquire a bond before entering upon the discharge of duties; and


WHEREAS, in accordance with ORC 3.061, the village must adopt a policy by resolution to allow the use of an “employee dishonesty and faithful performance of duty” coverage document, rather than a surety bond, to cover loss by fraudulent or dishonest actions of employees and failure of employees to faithfully perform duties; the following shall apply to the policy:

1. An officer, employee, or appointee shall be considered qualified to hold the office or employment, without acquiring a bond, on the date the appointment.
2. An officer, employee, or appointee not acquiring a surety bond shall have the employee dishonesty and faithful performance of duty policy in effect before the individual’s term of office or employment and the officer, employee or appointee shall not commence the discharge of duties until coverage is documented.
3. All officers, employees, or appointees who would otherwise be required to file a bond before commencing the discharge of duties and having not acquired a surety bond, shall be covered by and are subject to the employee dishonesty and faithful performance of duty policy instead of a surety bond requirement.
4. For an officer, employee, or appointee not acquiring a surety bond, the coverage amount under an employee dishonesty and faithful performance of duty policy shall be equal to or greater than the maximum amount of the bond otherwise required by law.
5. Elected officials not acquiring a surety bond, prior to taking the oath of office and holding office, shall obtain approval of the intent to use the village’s Ohio Plan Risk Management coverage agreement and affirm that the village’s coverage complies with ORC 3.061. Said approval shall be obtained by Village of Sherwood, Defiance County, State of Ohio.

WHEREAS, Village of Sherwood, Defiance County’s, “employee dishonesty and faithful performance of duty policy” through the Ohio Plan Risk Management coverage document complies with ORC 3.061: and

NOW, THEREFORE, BE IT RESOLVED, that on this date Village of Sherwood, Defiance County, State of Ohio hereby authorizes that the village may purchase an individual surety bond as required by law or purchase and use an “employee dishonesty and faithful performance of duty” policy through Ohio Plan Risk Management instead of individual surety bonds for officers, employees, and appointees who are otherwise required by law to acquire a bond before entering upon the discharge of duties.

01/21/2026
Approved


David M. Weaner, Mayor


Sherri Ramey, Fiscal Officer