

As Introduced

131st General Assembly

Regular Session

2015-2016

H. B. No. 445

Representatives Dovilla, Anielski

**Cosponsors: Representatives Arndt, Blessing, Bocchieri, Fedor, Hambley, Perales,
Phillips, Rezabek**

A BILL

To amend sections 3365.03, 3365.032, 3365.04, and 1
3365.12 and to enact sections 3313.5314 and 2
3365.072 of the Revised Code to make changes to 3
the College Credit Plus program and to specify 4
that students participating in the program shall 5
not be denied the opportunity to participate in 6
extracurricular activities based solely upon 7
participation in the CCP program. 8

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

Section 1. That sections 3365.03, 3365.032, 3365.04, and 9
3365.12 be amended and sections 3313.5314 and 3365.072 of the 10
Revised Code be enacted to read as follows: 11

Sec. 3313.5314. No student who is enrolled in a public or 12
nonpublic school shall be denied the opportunity to participate 13
in an extracurricular activity, as defined in section 3313.537 14
of the Revised Code, that is offered by that school solely 15
because the student is participating or has participated in the 16
college credit plus program under Chapter 3365. of the Revised 17
Code. 18

Additionally, no student who is enrolled in a community school, STEM school, or nonpublic school or who is receiving home instruction shall be denied the opportunity to participate in an extracurricular activity at the school in which the student is entitled to attend school under section 3313.64 or 3313.65 of the Revised Code solely because of participation in the college credit plus program, so long as the student meets the applicable requirements under section 3313.537, 3313.5311, or 3313.5312 of the Revised Code.

As used in this section, "community school" means a community school established under Chapter 3314. of the Revised Code, and "STEM school" means a science, technology, engineering, and mathematics school established under Chapter 3326. of the Revised Code.

Sec. 3365.03. (A) A student enrolled in a public or nonpublic secondary school during the student's ninth, tenth, eleventh, or twelfth grade school year; a student enrolled in a nonchartered nonpublic secondary school in the student's ninth, tenth, eleventh, or twelfth grade school year; or a student who has been excused from the compulsory attendance law for the purpose of home instruction under section 3321.04 of the Revised Code and is the equivalent of a ninth, tenth, eleventh, or twelfth grade student, may apply to and enroll in a college under the college credit plus program.

(1) In order for a public secondary school student to participate in the program, all of the following criteria shall be met:

(a) The student or the student's parent shall inform the principal, or equivalent, of the student's school by the first day of April of the student's intent to participate in the

program during the following school year. Any student who fails 49
to provide the notification by the required date may not 50
participate in the program during the following school year 51
without the written consent of the principal, or equivalent. If 52
a student seeks consent from the principal after failing to 53
provide notification by the required date, the principal shall 54
notify the department of education of the student's intent to 55
participate within ten days of the date on which the student 56
seeks consent. If the principal does not provide written 57
consent, the student may appeal the principal's decision to the 58
state board of education. Not later than thirty days after the 59
notification of the appeal, the state board shall hear the 60
appeal and shall make a decision to either grant or deny that 61
student's participation in the program. 62

(b) The student shall both: 63

(i) Apply to a public or a participating private college, 64
or an eligible out-of-state college participating in the 65
program, in accordance with the college's established procedures 66
for admission, pursuant to section 3365.05 of the Revised Code; 67

(ii) Meet the college's established standards for 68
admission and for course placement, including course-specific 69
capacity limitations, pursuant to section 3365.05 of the Revised 70
Code. 71

(c) The student shall elect at the time of enrollment to 72
participate under either division (A) or (B) of section 3365.06 73
of the Revised Code for each course under the program. 74

(d) The student and the student's parent shall sign a 75
form, provided by the school, stating that they have received 76
the counseling required under division (B) of section 3365.04 of 77

the Revised Code and that they understand the responsibilities 78
they must assume in the program. 79

(2) In order for a nonpublic secondary school student, a 80
nonchartered nonpublic secondary school student, or a home- 81
instructed student to participate in the program, both of the 82
following criteria shall be met: 83

(a) The student shall meet the criteria in divisions (A) 84
(1) (b) and (c) of this section. 85

(b) (i) If the student is enrolled in a nonpublic secondary 86
school, that student shall send to the department of education a 87
copy of the student's acceptance from a college and an 88
application. The application shall be made on forms provided by 89
the state board of education and shall include information about 90
the student's proposed participation, including the school year 91
in which the student wishes to participate; and the semesters or 92
terms the student wishes to enroll during such year. The 93
department shall mark each application with the date and time of 94
receipt. 95

(ii) If the student is enrolled in a nonchartered 96
nonpublic secondary school or is home-instructed, the parent or 97
guardian of that student shall notify the department by the 98
first day of April prior to the school year in which the student 99
wishes to participate. 100

(B) Except as provided for in ~~division~~ divisions (C) and 101
(D) of this section and in sections 3365.031 and 3365.032 of the 102
Revised Code: 103

(1) No public secondary school shall prohibit a student 104
enrolled in that school from participating in the program if 105
that student meets all of the criteria in division (A) (1) of 106

this section. 107

(2) No participating nonpublic secondary school shall 108
prohibit a student enrolled in that school from participating in 109
the program if the student meets all of the criteria in division 110
(A) (2) of this section and, if the student is enrolled under 111
division (B) of section 3365.06 of the Revised Code, the student 112
is awarded funding from the department in accordance with rules 113
adopted by the chancellor of the Ohio board of regents, in 114
consultation with the superintendent of public instruction, 115
pursuant to section 3365.071 of the Revised Code. 116

(C) For purposes of this section, during the period of an 117
expulsion imposed by a public secondary school, a student is 118
ineligible to apply to enroll in a college under this section, 119
unless the student is admitted to another public secondary or 120
participating nonpublic secondary school. If a student is 121
enrolled in a college under this section at the time the student 122
is expelled, the student's status for the remainder of the 123
college term in which the expulsion is imposed shall be 124
determined under section 3365.032 of the Revised Code. 125

(D) If a course is offered and delivered on the campus of 126
a student's secondary school under the college credit plus 127
program, that student shall not be eligible to enroll under the 128
program in a comparable course that is delivered on the college 129
campus, at another location operated by the college, or online. 130

(E) Upon a student's graduation from high school, 131
participation in the college credit plus program shall not 132
affect the student's eligibility at any public college for 133
scholarships or for other benefits or opportunities that are 134
available to first-time college students and are awarded by that 135
college, regardless of the number of credit hours that the 136

student completed under the program. 137

Sec. 3365.032. (A) When a public secondary school expels a 138
student under division (B) of section 3313.66 of the Revised 139
Code or, for a college-preparatory boarding school established 140
under Chapter 3328. of the Revised Code, in accordance with the 141
school's bylaws adopted pursuant to section 3328.13 of the 142
Revised Code, the superintendent, or equivalent, shall send a 143
written notice of the expulsion to any college in which the 144
expelled student is enrolled under section 3365.03 of the 145
Revised Code at the time the expulsion is imposed. The notice 146
shall indicate the date the expulsion is scheduled to expire. 147
The notice also shall indicate whether the school has adopted a 148
policy under section 3313.613 of the Revised Code or, for a 149
college-preparatory boarding school, in accordance with the 150
school's bylaws adopted pursuant to section 3328.13 of the 151
Revised Code to deny high school credit for courses taken under 152
the college credit plus program during an expulsion. If the 153
expulsion is extended under division (F) of section 3313.66 of 154
the Revised Code or, for a college-preparatory boarding school, 155
in accordance with the school's bylaws adopted pursuant to 156
section 3328.13 of the Revised Code, the superintendent, or 157
equivalent, shall notify the college of the extension. 158

(B) A college may withdraw its acceptance under section 159
3365.03 of the Revised Code of a student who is expelled from 160
school under division (B) of section 3313.66 of the Revised Code 161
or, for a college-preparatory boarding school, in accordance 162
with the school's bylaws adopted pursuant to section 3328.13 of 163
the Revised Code. As provided in section 3365.03 of the Revised 164
Code, regardless of whether the college withdraws its acceptance 165
of the student for the college term in which the student is 166
expelled, the student is ineligible to enroll in a college under 167

that section for subsequent college terms during the period of 168
the expulsion, unless the student enrolls in another public 169
school or a participating nonpublic school during that period. 170

If a college withdraws its acceptance of an expelled 171
student who elected either option of division (A) (1) or (2) of 172
section 3365.06 of the Revised Code, the college shall refund 173
tuition and fees paid by the student in the same proportion that 174
it refunds tuition and fees to students who voluntarily withdraw 175
from the college at the same time in the term. 176

If a college withdraws its acceptance of an expelled 177
student who elected the option of division (B) of section 178
3365.06 of the Revised Code, the public school shall not award 179
high school credit for the college courses in which the student 180
was enrolled at the time the college withdrew its acceptance, 181
and any reimbursement under section 3365.07 of the Revised Code 182
for the student's attendance prior to the withdrawal shall be 183
the same as would be paid for a student who voluntarily withdrew 184
from the college at the same time in the term. If the withdrawal 185
results in the college's receiving no reimbursement, the college 186
or secondary school may require the student to return ~~or pay for~~ 187
any textbooks and materials it provided the student free of 188
charge, pursuant to section 3365.072 of the Revised Code, or to 189
pay for any such textbooks and materials. 190

(C) When a student who elected the option of division (B) 191
of section 3365.06 of the Revised Code is expelled under 192
division (B) of section 3313.66 of the Revised Code or, for a 193
college-preparatory boarding school, in accordance with the 194
school's bylaws adopted pursuant to section 3328.13 of the 195
Revised Code from a public school that has adopted a policy 196
under section 3313.613 of the Revised Code or, for a college- 197

preparatory boarding school, in accordance with the school's 198
bylaws adopted pursuant to section 3328.13 of the Revised Code 199
to deny high school credit for courses taken under the college 200
credit plus program during an expulsion, that election is 201
automatically revoked for all college courses in which the 202
student is enrolled during the college term in which the 203
expulsion is imposed. Any reimbursement under section 3365.07 of 204
the Revised Code for the student's attendance prior to the 205
expulsion shall be the same as would be paid for a student who 206
voluntarily withdrew from the college at the same time in the 207
term. If the revocation results in the college's receiving no 208
reimbursement, the college or secondary school may require the 209
student to return ~~or pay for~~ any textbooks and materials it 210
provided the student free of charge, pursuant to section 211
3365.072 of the Revised Code, or to pay for any such textbooks 212
and materials. 213

Not later than five days after receiving an expulsion 214
notice from the superintendent, or equivalent, of a public 215
school that has adopted a policy under section 3313.613 of the 216
Revised Code or, for a college-preparatory boarding school, in 217
accordance with the school's bylaws adopted pursuant to section 218
3328.13 of the Revised Code, the college shall send a written 219
notice to the expelled student that the student's election of 220
division (B) of section 3365.06 of the Revised Code is revoked. 221
If the college elects not to withdraw its acceptance of the 222
student, the student shall pay all applicable tuition and fees 223
for the college courses and shall pay for any textbooks and 224
materials that the college or secondary school provided to the 225
student. 226

Sec. 3365.04. Each public and participating nonpublic 227
secondary school shall do all of the following with respect to 228

the college credit plus program:	229
(A) Provide information about the program prior to the	230
first day of March of each year to all students enrolled in	231
grades six through eleven;	232
(B) Provide counseling services to students in grades six	233
through eleven and to their parents before the students	234
participate in the program under this chapter to ensure that	235
students and parents are fully aware of the possible	236
consequences and benefits of participation. Counseling	237
information shall include:	238
(1) Program eligibility;	239
(2) The process for granting academic credits;	240
(3) Any necessary financial arrangements for tuition,	241
textbooks, and fees;	242
(4) Criteria for any transportation aid;	243
(5) Available support services;	244
(6) Scheduling;	245
(7) Communicating the possible consequences and benefits	246
of participation, including all of the following:	247
(a) The consequences of failing or not completing a course	248
under the program, including the effect on the student's ability	249
to complete the secondary school's graduation requirements;	250
(b) The effect of the grade attained in a course under the	251
program being included in the student's grade point average, as	252
applicable;	253
(c) The benefits to the student for successfully	254
completing a course under the program, including the ability to	255

reduce the overall costs of, and the amount of time required	256
for, a college education.	257
(8) The academic and social responsibilities of students	258
and parents under the program;	259
(9) Information about and encouragement to use the	260
counseling services of the college in which the student intends	261
to enroll;	262
(10) The standard packet of information for the program	263
developed by the chancellor of the Ohio board of regents	264
pursuant to section 3365.15 of the Revised Code;	265
For a participating nonpublic secondary school, counseling	266
information shall also include an explanation that funding may	267
be limited and that not all students who wish to participate may	268
be able to do so.	269
(C) Promote the program on the school's web site,	270
including the details of the school's current agreements with	271
partnering colleges;	272
(D) Schedule at least one informational session per school	273
year to allow each partnering college that is located within	274
thirty miles of the school to meet with interested students and	275
parents. The session shall include the benefits and consequences	276
of participation and shall outline any changes or additions to	277
the requirements of the program. If there are no partnering	278
colleges located within thirty miles of the school, the school	279
shall coordinate with the closest partnering college to offer an	280
informational session.	281
(E) Implement a policy for the awarding of grades and the	282
calculation of class standing for courses taken under division	283
(A) (2) or (B) of section 3365.06 of the Revised Code. The policy	284

adopted under this division shall be equivalent to the school's 285
policy for comparable courses taken under the advanced standing 286
programs described in divisions (A) (2) and (3) of section 287
3313.6013 of the Revised Code or for other comparable courses 288
designated as honors courses by the school. If the policy 289
includes awarding a weighted grade or enhancing a student's 290
class standing for these courses, the policy adopted under this 291
section shall also provide for these procedures to be applied to 292
comparable courses taken under the college credit plus program. 293

However, for courses taken under the college credit plus 294
program that are not comparable to courses taken under other 295
advanced standing programs or courses designated as honors 296
courses by the school, the school shall not be required to award 297
a weighted grade or enhance a student's class standing under 298
this division. 299

(F) Develop model course pathways, pursuant to section 300
3365.13 of the Revised Code, and publish the course pathways 301
among the school's official list of course offerings for the 302
program. 303

(G) Annually collect, report, and track specified data 304
related to the program according to data reporting guidelines 305
adopted by the chancellor and the superintendent of public 306
instruction pursuant to section 3365.15 of the Revised Code. 307

Sec. 3365.072. Notwithstanding anything to the contrary in 308
the Revised Code, any textbook that is purchased for a course 309
under the college credit plus program shall be the property of 310
the entity that paid for the textbook pursuant to section 311
3365.07 of the Revised Code. At the end of each term, if the 312
participant did not purchase the textbook, the participant shall 313
return the textbook to the entity that paid for the textbook. 314

Sec. 3365.12. (A) All courses offered under the college 315
credit plus program shall be the same courses that are included 316
in the partnering college's course catalogue for college-level, 317
nonremedial courses and shall apply to at least one degree or 318
professional certification at the partnering college. 319

(B) (1) High school credit awarded for courses successfully 320
completed under this chapter shall count toward the graduation 321
requirements and subject area requirements of the public 322
secondary school or participating nonpublic secondary school. If 323
a course comparable to one a participant completed at a college 324
is offered by the school, the governing entity or governing body 325
shall award comparable credit for the course completed at the 326
college. If no comparable course is offered by the school, the 327
governing entity or governing body shall grant an appropriate 328
number of elective credits to the participant. 329

For purposes of division (B) (1) of this section, high 330
school credit shall be awarded at a ratio of one unit of high 331
school credit, as defined in section 3313.603 of the Revised 332
Code, for every four credit hours of college credit, or the 333
equivalent number of hours for colleges operating on a quarter 334
schedule. 335

(2) If there is a dispute between a participant's school 336
and a participant regarding high school credits granted for a 337
course, the participant may appeal the decision to the state 338
board of education. The state board's decision regarding any 339
high school credits granted under this section is final. 340

(C) Evidence of successful completion of each course and 341
the high school credits awarded by the school shall be included 342
in the student's record. The record shall indicate that the 343
credits were earned as a participant under this chapter and 344

shall include the name of the college at which the credits were	345
earned.	346
Section 2. That existing sections 3365.03, 3365.032,	347
3365.04, and 3365.12 of the Revised Code are hereby repealed.	348