

As Introduced

**135th General Assembly
Regular Session
2023-2024**

H. B. No. 571

Representative White



A BILL

To amend sections 3314.03, 3326.11, 3328.24, and 1
3345.37 and to enact sections 3313.473 and 2
3345.371 of the Revised Code to require schools 3
and higher education institutions to include the 4
national suicide and crisis lifeline telephone 5
number on student identification cards, student 6
planners, and electronic portals, and to amend 7
the version of section 3314.03 of the Revised 8
Code that is scheduled to take effect on January 9
1, 2025, to continue the change on and after 10
that date. 11

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

Section 1. That sections 3314.03, 3326.11, 3328.24, and 12
3345.37 be amended and sections 3313.473 and 3345.371 of the 13
Revised Code be enacted to read as follows: 14

Sec. 3313.473. Each city, local, and exempted village 15
school district and chartered nonpublic school serving any of 16
grades nine through twelve shall include the telephone number 17
for the national suicide and crisis lifeline, "988" or its 18
successor, on all of the following: 19

(A) Each student identification card issued after the 20
effective date of this section; 21

(B) Each planner issued to a student; 22

(C) Any electronic portal administered by the district or 23
school that may be accessed by students. 24

Sec. 3314.03. A copy of every contract entered into under 25
this section shall be filed with the director of education and 26
workforce. The department of education and workforce shall make 27
available on its web site a copy of every approved, executed 28
contract filed with the director under this section. 29

(A) Each contract entered into between a sponsor and the 30
governing authority of a community school shall specify the 31
following: 32

(1) That the school shall be established as either of the 33
following: 34

(a) A nonprofit corporation established under Chapter 35
1702. of the Revised Code, if established prior to April 8, 36
2003; 37

(b) A public benefit corporation established under Chapter 38
1702. of the Revised Code, if established after April 8, 2003. 39

(2) The education program of the school, including the 40
school's mission, the characteristics of the students the school 41
is expected to attract, the ages and grades of students, and the 42
focus of the curriculum; 43

(3) The academic goals to be achieved and the method of 44
measurement that will be used to determine progress toward those 45
goals, which shall include the statewide achievement 46
assessments; 47

(4) Performance standards, including but not limited to	48
all applicable report card measures set forth in section 3302.03	49
or 3314.017 of the Revised Code, by which the success of the	50
school will be evaluated by the sponsor;	51
(5) The admission standards of section 3314.06 of the	52
Revised Code and, if applicable, section 3314.061 of the Revised	53
Code;	54
(6) (a) Dismissal procedures;	55
(b) A requirement that the governing authority adopt an	56
attendance policy that includes a procedure for automatically	57
withdrawing a student from the school if the student without a	58
legitimate excuse fails to participate in seventy-two	59
consecutive hours of the learning opportunities offered to the	60
student.	61
(7) The ways by which the school will achieve racial and	62
ethnic balance reflective of the community it serves;	63
(8) Requirements for financial audits by the auditor of	64
state. The contract shall require financial records of the	65
school to be maintained in the same manner as are financial	66
records of school districts, pursuant to rules of the auditor of	67
state. Audits shall be conducted in accordance with section	68
117.10 of the Revised Code.	69
(9) An addendum to the contract outlining the facilities	70
to be used that contains at least the following information:	71
(a) A detailed description of each facility used for	72
instructional purposes;	73
(b) The annual costs associated with leasing each facility	74
that are paid by or on behalf of the school;	75

(c) The annual mortgage principal and interest payments	76
that are paid by the school;	77
(d) The name of the lender or landlord, identified as	78
such, and the lender's or landlord's relationship to the	79
operator, if any.	80
(10) Qualifications of employees, including both of the	81
following:	82
(a) A requirement that the school's classroom teachers be	83
licensed in accordance with sections 3319.22 to 3319.31 of the	84
Revised Code, except that a community school may engage	85
noncertificated persons to teach up to twelve hours or forty	86
hours per week pursuant to section 3319.301 of the Revised Code;	87
(b) A prohibition against the school employing an	88
individual described in section 3314.104 of the Revised Code in	89
any position.	90
(11) That the school will comply with the following	91
requirements:	92
(a) The school will provide learning opportunities to a	93
minimum of twenty-five students for a minimum of nine hundred	94
twenty hours per school year.	95
(b) The governing authority will purchase liability	96
insurance, or otherwise provide for the potential liability of	97
the school.	98
(c) The school will be nonsectarian in its programs,	99
admission policies, employment practices, and all other	100
operations, and will not be operated by a sectarian school or	101
religious institution.	102
(d) The school will comply with sections 9.90, 9.91,	103

109.65, 121.22, 149.43, 2151.357, 2151.421, 2313.19, 3301.0710, 104
3301.0711, 3301.0712, 3301.0715, 3301.0729, 3301.948, 3302.037, 105
3313.472, 3313.473, 3313.50, 3313.539, 3313.5310, 3313.5318, 106
3313.5319, 3313.608, 3313.609, 3313.6012, 3313.6013, 3313.6014, 107
3313.6015, 3313.6020, 3313.6024, 3313.6025, 3313.6026, 108
3313.6028, 3313.6029, 3313.643, 3313.648, 3313.6411, 3313.6413, 109
3313.66, 3313.661, 3313.662, 3313.666, 3313.667, 3313.668, 110
3313.669, 3313.6610, 3313.67, 3313.671, 3313.672, 3313.673, 111
3313.69, 3313.71, 3313.716, 3313.718, 3313.719, 3313.7112, 112
3313.7117, 3313.721, 3313.80, 3313.814, 3313.816, 3313.817, 113
3313.818, 3313.819, 3313.86, 3313.89, 3313.96, 3319.073, 114
3319.077, 3319.078, 3319.0812, 3319.238, 3319.318, 3319.321, 115
3319.324, 3319.39, 3319.391, 3319.393, 3319.41, 3319.46, 116
3320.01, 3320.02, 3320.03, 3321.01, 3321.041, 3321.13, 3321.14, 117
3321.141, 3321.17, 3321.18, 3321.19, 3322.20, 3322.24, 3323.251, 118
3327.10, 4111.17, 4113.52, 5502.262, 5502.703, and 5705.391 and 119
Chapters 117., 1347., 2744., 3365., 3742., 4112., 4123., 4141., 120
and 4167. of the Revised Code as if it were a school district 121
and will comply with section 3301.0714 of the Revised Code in 122
the manner specified in section 3314.17 of the Revised Code. 123

(e) The school shall comply with Chapter 102. and section 124
2921.42 of the Revised Code. 125

(f) The school will comply with sections 3313.61, 126
3313.611, 3313.614, 3313.617, 3313.618, and 3313.6114 of the 127
Revised Code, except that for students who enter ninth grade for 128
the first time before July 1, 2010, the requirement in sections 129
3313.61 and 3313.611 of the Revised Code that a person must 130
successfully complete the curriculum in any high school prior to 131
receiving a high school diploma may be met by completing the 132
curriculum adopted by the governing authority of the community 133
school rather than the curriculum specified in Title XXXVIII of 134

the Revised Code or any rules of the department. Beginning with 135
students who enter ninth grade for the first time on or after 136
July 1, 2010, the requirement in sections 3313.61 and 3313.611 137
of the Revised Code that a person must successfully complete the 138
curriculum of a high school prior to receiving a high school 139
diploma shall be met by completing the requirements prescribed 140
in section 3313.6027 and division (C) of section 3313.603 of the 141
Revised Code, unless the person qualifies under division (D) or 142
(F) of that section. Each school shall comply with the plan for 143
awarding high school credit based on demonstration of subject 144
area competency, and beginning with the 2017-2018 school year, 145
with the updated plan that permits students enrolled in seventh 146
and eighth grade to meet curriculum requirements based on 147
subject area competency adopted by the department under 148
divisions (J) (1) and (2) of section 3313.603 of the Revised 149
Code. Beginning with the 2018-2019 school year, the school shall 150
comply with the framework for granting units of high school 151
credit to students who demonstrate subject area competency 152
through work-based learning experiences, internships, or 153
cooperative education developed by the department under division 154
(J) (3) of section 3313.603 of the Revised Code. 155

(g) The school governing authority will submit within four 156
months after the end of each school year a report of its 157
activities and progress in meeting the goals and standards of 158
divisions (A) (3) and (4) of this section and its financial 159
status to the sponsor and the parents of all students enrolled 160
in the school. 161

(h) The school, unless it is an internet- or computer- 162
based community school, will comply with section 3313.801 of the 163
Revised Code as if it were a school district. 164

(i) If the school is the recipient of moneys from a grant 165
awarded under the federal race to the top program, Division (A), 166
Title XIV, Sections 14005 and 14006 of the "American Recovery 167
and Reinvestment Act of 2009," Pub. L. No. 111-5, 123 Stat. 115, 168
the school will pay teachers based upon performance in 169
accordance with section 3317.141 and will comply with section 170
3319.111 of the Revised Code as if it were a school district. 171

(j) If the school operates a preschool program that is 172
licensed by the department under sections 3301.52 to 3301.59 of 173
the Revised Code, the school shall comply with sections 3301.50 174
to 3301.59 of the Revised Code and the minimum standards for 175
preschool programs prescribed in rules adopted by the department 176
under section 3301.53 of the Revised Code. 177

(k) The school will comply with sections 3313.6021 and 178
3313.6023 of the Revised Code as if it were a school district 179
unless it is either of the following: 180

(i) An internet- or computer-based community school; 181

(ii) A community school in which a majority of the 182
enrolled students are children with disabilities as described in 183
division (A) (4) (b) of section 3314.35 of the Revised Code. 184

(l) The school will comply with section 3321.191 of the 185
Revised Code, unless it is an internet- or computer-based 186
community school that is subject to section 3314.261 of the 187
Revised Code. 188

(12) Arrangements for providing health and other benefits 189
to employees; 190

(13) The length of the contract, which shall begin at the 191
beginning of an academic year. No contract shall exceed five 192
years unless such contract has been renewed pursuant to division 193

(E) of this section.	194
(14) The governing authority of the school, which shall be responsible for carrying out the provisions of the contract;	195 196
(15) A financial plan detailing an estimated school budget for each year of the period of the contract and specifying the total estimated per pupil expenditure amount for each such year.	197 198 199
(16) Requirements and procedures regarding the disposition of employees of the school in the event the contract is terminated or not renewed pursuant to section 3314.07 of the Revised Code;	200 201 202 203
(17) Whether the school is to be created by converting all or part of an existing public school or educational service center building or is to be a new start-up school, and if it is a converted public school or service center building, specification of any duties or responsibilities of an employer that the board of education or service center governing board that operated the school or building before conversion is delegating to the governing authority of the community school with respect to all or any specified group of employees provided the delegation is not prohibited by a collective bargaining agreement applicable to such employees;	204 205 206 207 208 209 210 211 212 213 214
(18) Provisions establishing procedures for resolving disputes or differences of opinion between the sponsor and the governing authority of the community school;	215 216 217
(19) A provision requiring the governing authority to adopt a policy regarding the admission of students who reside outside the district in which the school is located. That policy shall comply with the admissions procedures specified in sections 3314.06 and 3314.061 of the Revised Code and, at the	218 219 220 221 222

sole discretion of the authority, shall do one of the following:	223
(a) Prohibit the enrollment of students who reside outside the district in which the school is located;	224 225
(b) Permit the enrollment of students who reside in districts adjacent to the district in which the school is located;	226 227 228
(c) Permit the enrollment of students who reside in any other district in the state.	229 230
(20) A provision recognizing the authority of the department to take over the sponsorship of the school in accordance with the provisions of division (C) of section 3314.015 of the Revised Code;	231 232 233 234
(21) A provision recognizing the sponsor's authority to assume the operation of a school under the conditions specified in division (B) of section 3314.073 of the Revised Code;	235 236 237
(22) A provision recognizing both of the following:	238
(a) The authority of public health and safety officials to inspect the facilities of the school and to order the facilities closed if those officials find that the facilities are not in compliance with health and safety laws and regulations;	239 240 241 242
(b) The authority of the department as the community school oversight body to suspend the operation of the school under section 3314.072 of the Revised Code if the department has evidence of conditions or violations of law at the school that pose an imminent danger to the health and safety of the school's students and employees and the sponsor refuses to take such action.	243 244 245 246 247 248 249
(23) A description of the learning opportunities that will	250

be offered to students including both classroom-based and non- 251
classroom-based learning opportunities that is in compliance 252
with criteria for student participation established by the 253
department under division (H) (2) of section 3314.08 of the 254
Revised Code; 255

(24) The school will comply with sections 3302.04 and 256
3302.041 of the Revised Code, except that any action required to 257
be taken by a school district pursuant to those sections shall 258
be taken by the sponsor of the school. 259

(25) Beginning in the 2006-2007 school year, the school 260
will open for operation not later than the thirtieth day of 261
September each school year, unless the mission of the school as 262
specified under division (A) (2) of this section is solely to 263
serve dropouts. In its initial year of operation, if the school 264
fails to open by the thirtieth day of September, or within one 265
year after the adoption of the contract pursuant to division (D) 266
of section 3314.02 of the Revised Code if the mission of the 267
school is solely to serve dropouts, the contract shall be void. 268

(26) Whether the school's governing authority is planning 269
to seek designation for the school as a STEM school equivalent 270
under section 3326.032 of the Revised Code; 271

(27) That the school's attendance and participation 272
policies will be available for public inspection; 273

(28) That the school's attendance and participation 274
records shall be made available to the department, auditor of 275
state, and school's sponsor to the extent permitted under and in 276
accordance with the "Family Educational Rights and Privacy Act 277
of 1974," 88 Stat. 571, 20 U.S.C. 1232g, as amended, and any 278
regulations promulgated under that act, and section 3319.321 of 279

the Revised Code;	280
(29) If a school operates using the blended learning model, as defined in section 3301.079 of the Revised Code, all of the following information:	281 282 283
(a) An indication of what blended learning model or models will be used;	284 285
(b) A description of how student instructional needs will be determined and documented;	286 287
(c) The method to be used for determining competency, granting credit, and promoting students to a higher grade level;	288 289
(d) The school's attendance requirements, including how the school will document participation in learning opportunities;	290 291 292
(e) A statement describing how student progress will be monitored;	293 294
(f) A statement describing how private student data will be protected;	295 296
(g) A description of the professional development activities that will be offered to teachers.	297 298
(30) A provision requiring that all moneys the school's operator loans to the school, including facilities loans or cash flow assistance, must be accounted for, documented, and bear interest at a fair market rate;	299 300 301 302
(31) A provision requiring that, if the governing authority contracts with an attorney, accountant, or entity specializing in audits, the attorney, accountant, or entity shall be independent from the operator with which the school has	303 304 305 306

contracted.	307
(32) A provision requiring the governing authority to	308
adopt an enrollment and attendance policy that requires a	309
student's parent to notify the community school in which the	310
student is enrolled when there is a change in the location of	311
the parent's or student's primary residence.	312
(33) A provision requiring the governing authority to	313
adopt a student residence and address verification policy for	314
students enrolling in or attending the school.	315
(B) The community school shall also submit to the sponsor	316
a comprehensive plan for the school. The plan shall specify the	317
following:	318
(1) The process by which the governing authority of the	319
school will be selected in the future;	320
(2) The management and administration of the school;	321
(3) If the community school is a currently existing public	322
school or educational service center building, alternative	323
arrangements for current public school students who choose not	324
to attend the converted school and for teachers who choose not	325
to teach in the school or building after conversion;	326
(4) The instructional program and educational philosophy	327
of the school;	328
(5) Internal financial controls.	329
When submitting the plan under this division, the school	330
shall also submit copies of all policies and procedures	331
regarding internal financial controls adopted by the governing	332
authority of the school.	333

(C) A contract entered into under section 3314.02 of the Revised Code between a sponsor and the governing authority of a community school may provide for the community school governing authority to make payments to the sponsor, which is hereby authorized to receive such payments as set forth in the contract between the governing authority and the sponsor. The total amount of such payments for monitoring, oversight, and technical assistance of the school shall not exceed three per cent of the total amount of payments for operating expenses that the school receives from the state.

(D) The contract shall specify the duties of the sponsor which shall be in accordance with the written agreement entered into with the department under division (B) of section 3314.015 of the Revised Code and shall include the following:

(1) Monitor the community school's compliance with all laws applicable to the school and with the terms of the contract;

(2) Monitor and evaluate the academic and fiscal performance and the organization and operation of the community school on at least an annual basis;

(3) Report on an annual basis the results of the evaluation conducted under division (D)(2) of this section to the department and to the parents of students enrolled in the community school;

(4) Provide technical assistance to the community school in complying with laws applicable to the school and terms of the contract;

(5) Take steps to intervene in the school's operation to correct problems in the school's overall performance, declare

the school to be on probationary status pursuant to section 363
3314.073 of the Revised Code, suspend the operation of the 364
school pursuant to section 3314.072 of the Revised Code, or 365
terminate the contract of the school pursuant to section 3314.07 366
of the Revised Code as determined necessary by the sponsor; 367

(6) Have in place a plan of action to be undertaken in the 368
event the community school experiences financial difficulties or 369
closes prior to the end of a school year. 370

(E) Upon the expiration of a contract entered into under 371
this section, the sponsor of a community school may, with the 372
approval of the governing authority of the school, renew that 373
contract for a period of time determined by the sponsor, but not 374
ending earlier than the end of any school year, if the sponsor 375
finds that the school's compliance with applicable laws and 376
terms of the contract and the school's progress in meeting the 377
academic goals prescribed in the contract have been 378
satisfactory. Any contract that is renewed under this division 379
remains subject to the provisions of sections 3314.07, 3314.072, 380
and 3314.073 of the Revised Code. 381

(F) If a community school fails to open for operation 382
within one year after the contract entered into under this 383
section is adopted pursuant to division (D) of section 3314.02 384
of the Revised Code or permanently closes prior to the 385
expiration of the contract, the contract shall be void and the 386
school shall not enter into a contract with any other sponsor. A 387
school shall not be considered permanently closed because the 388
operations of the school have been suspended pursuant to section 389
3314.072 of the Revised Code. 390

Sec. 3326.11. Each science, technology, engineering, and 391
mathematics school established under this chapter and its 392

governing body shall comply with sections 9.90, 9.91, 109.65, 393
121.22, 149.43, 2151.357, 2151.421, 2313.19, 2921.42, 2921.43, 394
3301.0714, 3301.0715, 3301.0729, 3301.948, 3302.037, 3313.14, 395
3313.15, 3313.16, 3313.18, 3313.201, 3313.26, 3313.472, 396
3313.473, 3313.48, 3313.481, 3313.482, 3313.50, 3313.539, 397
3313.5310, 3313.5318, 3313.5319, 3313.608, 3313.6012, 3313.6013, 398
3313.6014, 3313.6015, 3313.6020, 3313.6021, 3313.6024, 399
3313.6025, 3313.6026, 3313.6028, 3313.6029, 3313.61, 3313.611, 400
3313.614, 3313.615, 3313.617, 3313.618, 3313.6114, 3313.643, 401
3313.648, 3313.6411, 3313.6413, 3313.66, 3313.661, 3313.662, 402
3313.666, 3313.667, 3313.668, 3313.669, 3313.6610, 3313.67, 403
3313.671, 3313.672, 3313.673, 3313.69, 3313.71, 3313.716, 404
3313.718, 3313.719, 3313.7112, 3313.7117, 3313.721, 3313.80, 405
3313.801, 3313.814, 3313.816, 3313.817, 3313.818, 3313.819, 406
3313.86, 3313.89, 3313.96, 3319.073, 3319.077, 3319.078, 407
3319.0812, 3319.21, 3319.238, 3319.318, 3319.32, 3319.321, 408
3319.324, 3319.35, 3319.39, 3319.391, 3319.393, 3319.41, 409
3319.45, 3319.46, 3320.01, 3320.02, 3320.03, 3321.01, 3321.041, 410
3321.05, 3321.13, 3321.14, 3321.141, 3321.17, 3321.18, 3321.19, 411
3321.191, 3322.20, 3322.24, 3323.251, 3327.10, 4111.17, 4113.52, 412
5502.262, 5502.703, and 5705.391 and Chapters 102., 117., 1347., 413
2744., 3307., 3309., 3365., 3742., 4112., 4123., 4141., and 414
4167. of the Revised Code as if it were a school district. 415

Sec. 3328.24. A college-preparatory boarding school 416
established under this chapter and its board of trustees shall 417
comply with sections 102.02, 3301.0710, 3301.0711, 3301.0712, 418
3301.0714, 3301.0729, 3301.948, 3302.037, 3313.473, 3313.5318, 419
3313.5319, 3313.6013, 3313.6021, 3313.6024, 3313.6025, 420
3313.6026, 3313.6029, 3313.617, 3313.618, 3313.6114, 3313.6411, 421
3313.6413, 3313.668, 3313.669, 3313.6610, 3313.7112, 3313.7117, 422
3313.721, 3313.89, 3319.073, 3319.077, 3319.078, 3319.318, 423

3319.324, 3319.39, 3319.391, 3319.393, 3319.46, 3320.01, 424
3320.02, 3320.03, 3323.251, and 5502.262, and Chapter 3365. of 425
the Revised Code as if the school were a school district and the 426
school's board of trustees were a district board of education. 427

Sec. 3345.37. (A) Not later than ~~one year after the~~ 428
~~effective date of this section October 15, 2016,~~ each state 429
institution of higher education, as defined in section 3345.011 430
of the Revised Code, shall develop and implement a policy to 431
advise students and staff on suicide prevention programs 432
available on and off campus that includes all of the following: 433

(1) Crisis intervention access, which shall include 434
information for national, state, and local suicide prevention 435
hotlines; 436

(2) Mental health program access, which shall provide 437
information on the availability of local mental health clinics, 438
student health services, and counseling services; 439

(3) Multimedia application access, which shall include 440
crisis hotline contact information, suicide warning signs, 441
resources offered, and free-of-cost applications; 442

(4) Student communication plans, which shall consist of 443
creating outreach plans regarding educational and outreach 444
activities on suicide prevention; 445

(5) Postvention plans, which shall consist of creating a 446
strategic plan to communicate effectively with students, staff, 447
and parents after a loss of a person to suicide. 448

(B) Each state institution of higher education, as defined 449
in section 3345.011 of the Revised Code, shall provide all 450
incoming students with information about mental health topics, 451
including depression and suicide prevention resources available 452

to students. The information provided to students shall include 453
available mental health services and other support services, 454
including student-run organizations for individuals at risk of 455
or affected by suicide. 456

(C) The information prescribed by divisions (A) (1), (2), 457
(3), and (4) of this section shall be posted on the web site of 458
each state institution of higher education. 459

Any applicable free-of-cost prevention materials or 460
programs shall be posted on the web sites of the board of 461
regents and the department of mental health and addiction 462
services. The materials or programs shall be reviewed on an 463
annual basis by the department of mental health and addiction 464
services. 465

(D) Each state institution of higher education shall 466
include the telephone number for the national suicide and crisis 467
lifeline, "988" or its successor, on each student identification 468
card issued after the effective date of this amendment and on 469
any electronic portal administered by the state institution that 470
may be accessed by students. 471

Sec. 3345.371. Each private college, as defined in section 472
3365.01 of the Revised Code, shall include the telephone number 473
for the national suicide and crisis lifeline, "988" or its 474
successor, on each student identification card issued after the 475
effective date of this section and on any electronic portal 476
administered by the private college that may be accessed by 477
students. 478

Section 2. That existing sections 3314.03, 3326.11, 479
3328.24, and 3345.37 of the Revised Code are hereby repealed. 480

Section 3. That the version of section 3314.03 of the 481

Revised Code that is scheduled to take effect January 1, 2025, 482
be amended to read as follows: 483

Sec. 3314.03. A copy of every contract entered into under 484
this section shall be filed with the director of education and 485
workforce. The department of education and workforce shall make 486
available on its web site a copy of every approved, executed 487
contract filed with the director under this section. 488

(A) Each contract entered into between a sponsor and the 489
governing authority of a community school shall specify the 490
following: 491

(1) That the school shall be established as either of the 492
following: 493

(a) A nonprofit corporation established under Chapter 494
1702. of the Revised Code, if established prior to April 8, 495
2003; 496

(b) A public benefit corporation established under Chapter 497
1702. of the Revised Code, if established after April 8, 2003. 498

(2) The education program of the school, including the 499
school's mission, the characteristics of the students the school 500
is expected to attract, the ages and grades of students, and the 501
focus of the curriculum; 502

(3) The academic goals to be achieved and the method of 503
measurement that will be used to determine progress toward those 504
goals, which shall include the statewide achievement 505
assessments; 506

(4) Performance standards, including but not limited to 507
all applicable report card measures set forth in section 3302.03 508
or 3314.017 of the Revised Code, by which the success of the 509

school will be evaluated by the sponsor;	510
(5) The admission standards of section 3314.06 of the Revised Code and, if applicable, section 3314.061 of the Revised Code;	511 512 513
(6) (a) Dismissal procedures;	514
(b) A requirement that the governing authority adopt an attendance policy that includes a procedure for automatically withdrawing a student from the school if the student without a legitimate excuse fails to participate in seventy-two consecutive hours of the learning opportunities offered to the student.	515 516 517 518 519 520
(7) The ways by which the school will achieve racial and ethnic balance reflective of the community it serves;	521 522
(8) Requirements for financial audits by the auditor of state. The contract shall require financial records of the school to be maintained in the same manner as are financial records of school districts, pursuant to rules of the auditor of state. Audits shall be conducted in accordance with section 117.10 of the Revised Code.	523 524 525 526 527 528
(9) An addendum to the contract outlining the facilities to be used that contains at least the following information:	529 530
(a) A detailed description of each facility used for instructional purposes;	531 532
(b) The annual costs associated with leasing each facility that are paid by or on behalf of the school;	533 534
(c) The annual mortgage principal and interest payments that are paid by the school;	535 536

(d) The name of the lender or landlord, identified as	537
such, and the lender's or landlord's relationship to the	538
operator, if any.	539
(10) Qualifications of employees, including both of the	540
following:	541
(a) A requirement that the school's classroom teachers be	542
licensed in accordance with sections 3319.22 to 3319.31 of the	543
Revised Code, except that a community school may engage	544
noncertificated persons to teach up to twelve hours or forty	545
hours per week pursuant to section 3319.301 of the Revised Code;	546
(b) A prohibition against the school employing an	547
individual described in section 3314.104 of the Revised Code in	548
any position.	549
(11) That the school will comply with the following	550
requirements:	551
(a) The school will provide learning opportunities to a	552
minimum of twenty-five students for a minimum of nine hundred	553
twenty hours per school year.	554
(b) The governing authority will purchase liability	555
insurance, or otherwise provide for the potential liability of	556
the school.	557
(c) The school will be nonsectarian in its programs,	558
admission policies, employment practices, and all other	559
operations, and will not be operated by a sectarian school or	560
religious institution.	561
(d) The school will comply with sections 9.90, 9.91,	562
109.65, 121.22, 149.43, 2151.357, 2151.421, 2313.19, 3301.0710,	563
3301.0711, 3301.0712, 3301.0715, 3301.0729, 3301.948, 3302.037,	564

3313.472, 3313.473, 3313.50, 3313.539, 3313.5310, 3313.5318, 565
3313.5319, 3313.608, 3313.609, 3313.6012, 3313.6013, 3313.6014, 566
3313.6015, 3313.6020, 3313.6024, 3313.6025, 3313.6026, 567
3313.6028, 3313.6029, 3313.643, 3313.648, 3313.6411, 3313.6413, 568
3313.66, 3313.661, 3313.662, 3313.666, 3313.667, 3313.668, 569
3313.669, 3313.6610, 3313.67, 3313.671, 3313.672, 3313.673, 570
3313.69, 3313.71, 3313.716, 3313.718, 3313.719, 3313.7112, 571
3313.7117, 3313.721, 3313.80, 3313.814, 3313.816, 3313.817, 572
3313.818, 3313.819, 3313.86, 3313.89, 3313.96, 3319.073, 573
3319.077, 3319.078, 3319.0812, 3319.238, 3319.318, 3319.321, 574
3319.324, 3319.39, 3319.391, 3319.393, 3319.41, 3319.46, 575
3320.01, 3320.02, 3320.03, 3321.01, 3321.041, 3321.13, 3321.14, 576
3321.141, 3321.17, 3321.18, 3321.19, 3322.20, 3322.24, 3323.251, 577
3327.10, 4111.17, 4113.52, 5502.262, 5502.703, and 5705.391 and 578
Chapters 117., 1347., 2744., 3365., 3742., 4112., 4123., 4141., 579
and 4167. of the Revised Code as if it were a school district 580
and will comply with section 3301.0714 of the Revised Code in 581
the manner specified in section 3314.17 of the Revised Code. 582

(e) The school shall comply with Chapter 102. and section 583
2921.42 of the Revised Code. 584

(f) The school will comply with sections 3313.61, 585
3313.611, 3313.614, 3313.617, 3313.618, and 3313.6114 of the 586
Revised Code, except that for students who enter ninth grade for 587
the first time before July 1, 2010, the requirement in sections 588
3313.61 and 3313.611 of the Revised Code that a person must 589
successfully complete the curriculum in any high school prior to 590
receiving a high school diploma may be met by completing the 591
curriculum adopted by the governing authority of the community 592
school rather than the curriculum specified in Title XXXIII of 593
the Revised Code or any rules of the department. Beginning with 594
students who enter ninth grade for the first time on or after 595

July 1, 2010, the requirement in sections 3313.61 and 3313.611 596
of the Revised Code that a person must successfully complete the 597
curriculum of a high school prior to receiving a high school 598
diploma shall be met by completing the requirements prescribed 599
in section 3313.6027 and division (C) of section 3313.603 of the 600
Revised Code, unless the person qualifies under division (D) or 601
(F) of that section. Each school shall comply with the plan for 602
awarding high school credit based on demonstration of subject 603
area competency, and beginning with the 2017-2018 school year, 604
with the updated plan that permits students enrolled in seventh 605
and eighth grade to meet curriculum requirements based on 606
subject area competency adopted by the department under 607
divisions (J) (1) and (2) of section 3313.603 of the Revised 608
Code. Beginning with the 2018-2019 school year, the school shall 609
comply with the framework for granting units of high school 610
credit to students who demonstrate subject area competency 611
through work-based learning experiences, internships, or 612
cooperative education developed by the department under division 613
(J) (3) of section 3313.603 of the Revised Code. 614

(g) The school governing authority will submit within four 615
months after the end of each school year a report of its 616
activities and progress in meeting the goals and standards of 617
divisions (A) (3) and (4) of this section and its financial 618
status to the sponsor and the parents of all students enrolled 619
in the school. 620

(h) The school, unless it is an internet- or computer- 621
based community school, will comply with section 3313.801 of the 622
Revised Code as if it were a school district. 623

(i) If the school is the recipient of moneys from a grant 624
awarded under the federal race to the top program, Division (A), 625

Title XIV, Sections 14005 and 14006 of the "American Recovery and Reinvestment Act of 2009," Pub. L. No. 111-5, 123 Stat. 115, the school will pay teachers based upon performance in accordance with section 3317.141 and will comply with section 3319.111 of the Revised Code as if it were a school district.

(j) If the school operates a preschool program that is licensed by the department under sections 3301.52 to 3301.59 of the Revised Code, the school shall comply with sections 3301.50 to 3301.59 of the Revised Code and the minimum standards for preschool programs prescribed in rules adopted by the department of children and youth under section 3301.53 of the Revised Code.

(k) The school will comply with sections 3313.6021 and 3313.6023 of the Revised Code as if it were a school district unless it is either of the following:

(i) An internet- or computer-based community school;

(ii) A community school in which a majority of the enrolled students are children with disabilities as described in division (A) (4) (b) of section 3314.35 of the Revised Code.

(l) The school will comply with section 3321.191 of the Revised Code, unless it is an internet- or computer-based community school that is subject to section 3314.261 of the Revised Code.

(12) Arrangements for providing health and other benefits to employees;

(13) The length of the contract, which shall begin at the beginning of an academic year. No contract shall exceed five years unless such contract has been renewed pursuant to division (E) of this section.

(14) The governing authority of the school, which shall be 654
responsible for carrying out the provisions of the contract; 655

(15) A financial plan detailing an estimated school budget 656
for each year of the period of the contract and specifying the 657
total estimated per pupil expenditure amount for each such year. 658

(16) Requirements and procedures regarding the disposition 659
of employees of the school in the event the contract is 660
terminated or not renewed pursuant to section 3314.07 of the 661
Revised Code; 662

(17) Whether the school is to be created by converting all 663
or part of an existing public school or educational service 664
center building or is to be a new start-up school, and if it is 665
a converted public school or service center building, 666
specification of any duties or responsibilities of an employer 667
that the board of education or service center governing board 668
that operated the school or building before conversion is 669
delegating to the governing authority of the community school 670
with respect to all or any specified group of employees provided 671
the delegation is not prohibited by a collective bargaining 672
agreement applicable to such employees; 673

(18) Provisions establishing procedures for resolving 674
disputes or differences of opinion between the sponsor and the 675
governing authority of the community school; 676

(19) A provision requiring the governing authority to 677
adopt a policy regarding the admission of students who reside 678
outside the district in which the school is located. That policy 679
shall comply with the admissions procedures specified in 680
sections 3314.06 and 3314.061 of the Revised Code and, at the 681
sole discretion of the authority, shall do one of the following: 682

(a) Prohibit the enrollment of students who reside outside the district in which the school is located;	683 684
(b) Permit the enrollment of students who reside in districts adjacent to the district in which the school is located;	685 686 687
(c) Permit the enrollment of students who reside in any other district in the state.	688 689
(20) A provision recognizing the authority of the department to take over the sponsorship of the school in accordance with the provisions of division (C) of section 3314.015 of the Revised Code;	690 691 692 693
(21) A provision recognizing the sponsor's authority to assume the operation of a school under the conditions specified in division (B) of section 3314.073 of the Revised Code;	694 695 696
(22) A provision recognizing both of the following:	697
(a) The authority of public health and safety officials to inspect the facilities of the school and to order the facilities closed if those officials find that the facilities are not in compliance with health and safety laws and regulations;	698 699 700 701
(b) The authority of the department as the community school oversight body to suspend the operation of the school under section 3314.072 of the Revised Code if the department has evidence of conditions or violations of law at the school that pose an imminent danger to the health and safety of the school's students and employees and the sponsor refuses to take such action.	702 703 704 705 706 707 708
(23) A description of the learning opportunities that will be offered to students including both classroom-based and non-	709 710

classroom-based learning opportunities that is in compliance 711
with criteria for student participation established by the 712
department under division (H) (2) of section 3314.08 of the 713
Revised Code; 714

(24) The school will comply with sections 3302.04 and 715
3302.041 of the Revised Code, except that any action required to 716
be taken by a school district pursuant to those sections shall 717
be taken by the sponsor of the school. 718

(25) Beginning in the 2006-2007 school year, the school 719
will open for operation not later than the thirtieth day of 720
September each school year, unless the mission of the school as 721
specified under division (A) (2) of this section is solely to 722
serve dropouts. In its initial year of operation, if the school 723
fails to open by the thirtieth day of September, or within one 724
year after the adoption of the contract pursuant to division (D) 725
of section 3314.02 of the Revised Code if the mission of the 726
school is solely to serve dropouts, the contract shall be void. 727

(26) Whether the school's governing authority is planning 728
to seek designation for the school as a STEM school equivalent 729
under section 3326.032 of the Revised Code; 730

(27) That the school's attendance and participation 731
policies will be available for public inspection; 732

(28) That the school's attendance and participation 733
records shall be made available to the department, auditor of 734
state, and school's sponsor to the extent permitted under and in 735
accordance with the "Family Educational Rights and Privacy Act 736
of 1974," 88 Stat. 571, 20 U.S.C. 1232g, as amended, and any 737
regulations promulgated under that act, and section 3319.321 of 738
the Revised Code; 739

(29) If a school operates using the blended learning model, as defined in section 3301.079 of the Revised Code, all of the following information:	740 741 742
(a) An indication of what blended learning model or models will be used;	743 744
(b) A description of how student instructional needs will be determined and documented;	745 746
(c) The method to be used for determining competency, granting credit, and promoting students to a higher grade level;	747 748
(d) The school's attendance requirements, including how the school will document participation in learning opportunities;	749 750 751
(e) A statement describing how student progress will be monitored;	752 753
(f) A statement describing how private student data will be protected;	754 755
(g) A description of the professional development activities that will be offered to teachers.	756 757
(30) A provision requiring that all moneys the school's operator loans to the school, including facilities loans or cash flow assistance, must be accounted for, documented, and bear interest at a fair market rate;	758 759 760 761
(31) A provision requiring that, if the governing authority contracts with an attorney, accountant, or entity specializing in audits, the attorney, accountant, or entity shall be independent from the operator with which the school has contracted.	762 763 764 765 766

(32) A provision requiring the governing authority to 767
adopt an enrollment and attendance policy that requires a 768
student's parent to notify the community school in which the 769
student is enrolled when there is a change in the location of 770
the parent's or student's primary residence. 771

(33) A provision requiring the governing authority to 772
adopt a student residence and address verification policy for 773
students enrolling in or attending the school. 774

(B) The community school shall also submit to the sponsor 775
a comprehensive plan for the school. The plan shall specify the 776
following: 777

(1) The process by which the governing authority of the 778
school will be selected in the future; 779

(2) The management and administration of the school; 780

(3) If the community school is a currently existing public 781
school or educational service center building, alternative 782
arrangements for current public school students who choose not 783
to attend the converted school and for teachers who choose not 784
to teach in the school or building after conversion; 785

(4) The instructional program and educational philosophy 786
of the school; 787

(5) Internal financial controls. 788

When submitting the plan under this division, the school 789
shall also submit copies of all policies and procedures 790
regarding internal financial controls adopted by the governing 791
authority of the school. 792

(C) A contract entered into under section 3314.02 of the 793
Revised Code between a sponsor and the governing authority of a 794

community school may provide for the community school governing authority to make payments to the sponsor, which is hereby authorized to receive such payments as set forth in the contract between the governing authority and the sponsor. The total amount of such payments for monitoring, oversight, and technical assistance of the school shall not exceed three per cent of the total amount of payments for operating expenses that the school receives from the state.

(D) The contract shall specify the duties of the sponsor which shall be in accordance with the written agreement entered into with the department under division (B) of section 3314.015 of the Revised Code and shall include the following:

(1) Monitor the community school's compliance with all laws applicable to the school and with the terms of the contract;

(2) Monitor and evaluate the academic and fiscal performance and the organization and operation of the community school on at least an annual basis;

(3) Report on an annual basis the results of the evaluation conducted under division (D) (2) of this section to the department and to the parents of students enrolled in the community school;

(4) Provide technical assistance to the community school in complying with laws applicable to the school and terms of the contract;

(5) Take steps to intervene in the school's operation to correct problems in the school's overall performance, declare the school to be on probationary status pursuant to section 3314.073 of the Revised Code, suspend the operation of the

school pursuant to section 3314.072 of the Revised Code, or 824
terminate the contract of the school pursuant to section 3314.07 825
of the Revised Code as determined necessary by the sponsor; 826

(6) Have in place a plan of action to be undertaken in the 827
event the community school experiences financial difficulties or 828
closes prior to the end of a school year. 829

(E) Upon the expiration of a contract entered into under 830
this section, the sponsor of a community school may, with the 831
approval of the governing authority of the school, renew that 832
contract for a period of time determined by the sponsor, but not 833
ending earlier than the end of any school year, if the sponsor 834
finds that the school's compliance with applicable laws and 835
terms of the contract and the school's progress in meeting the 836
academic goals prescribed in the contract have been 837
satisfactory. Any contract that is renewed under this division 838
remains subject to the provisions of sections 3314.07, 3314.072, 839
and 3314.073 of the Revised Code. 840

(F) If a community school fails to open for operation 841
within one year after the contract entered into under this 842
section is adopted pursuant to division (D) of section 3314.02 843
of the Revised Code or permanently closes prior to the 844
expiration of the contract, the contract shall be void and the 845
school shall not enter into a contract with any other sponsor. A 846
school shall not be considered permanently closed because the 847
operations of the school have been suspended pursuant to section 848
3314.072 of the Revised Code. 849

Section 4. That the existing version of section 3314.03 of 850
the Revised Code that is scheduled to take effect January 1, 851
2025, is hereby repealed. 852

Section 5. Sections 3 and 4 of this act take effect	853
January 1, 2025, or on the effective date of this section,	854
whichever is later.	855