

**As Introduced**

**132nd General Assembly  
Regular Session  
2017-2018**

**H. B. No. 686**

**Representative Barnes**

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**A BILL**

To amend sections 133.06, 3302.036, 3302.042, 1  
3302.12, 3302.16, 3302.17, 3302.18, 3310.03, 2  
3311.29, and 3314.102; to enact new section 3  
3302.10 and sections 3301.132, 3301.41, 4  
3313.361, and 3333.27; and to repeal sections 5  
3302.10 and 3302.11 of the Revised Code; to 6  
amend Sections 265.10, 265.210, and 265.323 of 7  
H.B. 49 of the 132nd General Assembly and to 8  
repeal Sections 4, 5, and 6 of H.B. 70 of the 9  
131st General Assembly to enact the "Student 10  
Transformative Academic Restoration Act" to 11  
abolish academic distress commissions and to 12  
instead require the creation of community 13  
learning centers for poor performing districts, 14  
to establish an office of grants and 15  
philanthropic gestures within the Department of 16  
Education, to create the State Business 17  
Intervention Fund, to create a teacher education 18  
advancement program, and to modify earmarked 19  
appropriations for academic distress 20  
commissions. 21

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

**Section 1.** That sections 133.06, 3302.036, 3302.042, 22  
3302.12, 3302.16, 3302.17, 3302.18, 3310.03, 3311.29, and 23  
3314.102 be amended and new section 3302.10 and sections 24  
3301.132, 3301.41, 3313.361, and 3333.27 of the Revised Code be 25  
enacted to read as follows: 26

**Sec. 133.06.** (A) A school district shall not incur, 27  
without a vote of the electors, net indebtedness that exceeds an 28  
amount equal to one-tenth of one per cent of its tax valuation, 29  
except as provided in divisions (G) and (H) of this section and 30  
in division (D) of section 3313.372 of the Revised Code, or as 31  
prescribed in section 3318.052 or 3318.44 of the Revised Code, 32  
or as provided in division (J) of this section. 33

(B) Except as provided in divisions (E), (F), and (I) of 34  
this section, a school district shall not incur net indebtedness 35  
that exceeds an amount equal to nine per cent of its tax 36  
valuation. 37

(C) A school district shall not submit to a vote of the 38  
electors the question of the issuance of securities in an amount 39  
that will make the district's net indebtedness after the 40  
issuance of the securities exceed an amount equal to four per 41  
cent of its tax valuation, unless the superintendent of public 42  
instruction, acting under policies adopted by the state board of 43  
education, and the tax commissioner, acting under written 44  
policies of the commissioner, consent to the submission. A 45  
request for the consents shall be made at least one hundred 46  
twenty days prior to the election at which the question is to be 47  
submitted. 48

The superintendent of public instruction shall certify to 49  
the district the superintendent's and the tax commissioner's 50  
decisions within thirty days after receipt of the request for 51

consents. 52

If the electors do not approve the issuance of securities 53  
at the election for which the superintendent of public 54  
instruction and tax commissioner consented to the submission of 55  
the question, the school district may submit the same question 56  
to the electors on the date that the next special election may 57  
be held under section 3501.01 of the Revised Code without 58  
submitting a new request for consent. If the school district 59  
seeks to submit the same question at any other subsequent 60  
election, the district shall first submit a new request for 61  
consent in accordance with this division. 62

(D) In calculating the net indebtedness of a school 63  
district, none of the following shall be considered: 64

(1) Securities issued to acquire school buses and other 65  
equipment used in transporting pupils or issued pursuant to 66  
division (D) of section 133.10 of the Revised Code; 67

(2) Securities issued under division (F) of this section, 68  
under section 133.301 of the Revised Code, and, to the extent in 69  
excess of the limitation stated in division (B) of this section, 70  
under division (E) of this section; 71

(3) Indebtedness resulting from the dissolution of a joint 72  
vocational school district under section 3311.217 of the Revised 73  
Code, evidenced by outstanding securities of that joint 74  
vocational school district; 75

(4) Loans, evidenced by any securities, received under 76  
sections 3313.483, 3317.0210, and 3317.0211 of the Revised Code; 77

(5) Debt incurred under section 3313.374 of the Revised 78  
Code; 79

(6) Debt incurred pursuant to division (B) (5) of section 3313.37 of the Revised Code to acquire computers and related hardware;	80 81 82
(7) Debt incurred under section 3318.042 of the Revised Code;	83 84
(8) Debt incurred under section 5705.2112 or 5705.2113 of the Revised Code by the fiscal board of a qualifying partnership of which the school district is a participating school district.	85 86 87
(E) A school district may become a special needs district as to certain securities as provided in division (E) of this section.	88 89 90
(1) A board of education, by resolution, may declare its school district to be a special needs district by determining both of the following:	91 92 93
(a) The student population is not being adequately serviced by the existing permanent improvements of the district.	94 95
(b) The district cannot obtain sufficient funds by the issuance of securities within the limitation of division (B) of this section to provide additional or improved needed permanent improvements in time to meet the needs.	96 97 98 99
(2) The board of education shall certify a copy of that resolution to the superintendent of public instruction with a statistical report showing all of the following:	100 101 102
(a) The history of and a projection of the growth of the tax valuation;	103 104
(b) The projected needs;	105
(c) The estimated cost of permanent improvements proposed	106

to meet such projected needs. 107

(3) The superintendent of public instruction shall certify 108  
the district as an approved special needs district if the 109  
superintendent finds both of the following: 110

(a) The district does not have available sufficient 111  
additional funds from state or federal sources to meet the 112  
projected needs. 113

(b) The projection of the potential average growth of tax 114  
valuation during the next five years, according to the 115  
information certified to the superintendent and any other 116  
information the superintendent obtains, indicates a likelihood 117  
of potential average growth of tax valuation of the district 118  
during the next five years of an average of not less than one 119  
and one-half per cent per year. The findings and certification 120  
of the superintendent shall be conclusive. 121

(4) An approved special needs district may incur net 122  
indebtedness by the issuance of securities in accordance with 123  
the provisions of this chapter in an amount that does not exceed 124  
an amount equal to the greater of the following: 125

(a) Twelve per cent of the sum of its tax valuation plus 126  
an amount that is the product of multiplying that tax valuation 127  
by the percentage by which the tax valuation has increased over 128  
the tax valuation on the first day of the sixtieth month 129  
preceding the month in which its board determines to submit to 130  
the electors the question of issuing the proposed securities; 131

(b) Twelve per cent of the sum of its tax valuation plus 132  
an amount that is the product of multiplying that tax valuation 133  
by the percentage, determined by the superintendent of public 134  
instruction, by which that tax valuation is projected to 135

increase during the next ten years.	136
(F) A school district may issue securities for emergency purposes, in a principal amount that does not exceed an amount equal to three per cent of its tax valuation, as provided in this division.	137 138 139 140
(1) A board of education, by resolution, may declare an emergency if it determines both of the following:	141 142
(a) School buildings or other necessary school facilities in the district have been wholly or partially destroyed, or condemned by a constituted public authority, or that such buildings or facilities are partially constructed, or so constructed or planned as to require additions and improvements to them before the buildings or facilities are usable for their intended purpose, or that corrections to permanent improvements are necessary to remove or prevent health or safety hazards.	143 144 145 146 147 148 149 150
(b) Existing fiscal and net indebtedness limitations make adequate replacement, additions, or improvements impossible.	151 152
(2) Upon the declaration of an emergency, the board of education may, by resolution, submit to the electors of the district pursuant to section 133.18 of the Revised Code the question of issuing securities for the purpose of paying the cost, in excess of any insurance or condemnation proceeds received by the district, of permanent improvements to respond to the emergency need.	153 154 155 156 157 158 159
(3) The procedures for the election shall be as provided in section 133.18 of the Revised Code, except that:	160 161
(a) The form of the ballot shall describe the emergency existing, refer to this division as the authority under which the emergency is declared, and state that the amount of the	162 163 164

proposed securities exceeds the limitations prescribed by 165  
division (B) of this section; 166

(b) The resolution required by division (B) of section 167  
133.18 of the Revised Code shall be certified to the county 168  
auditor and the board of elections at least one hundred days 169  
prior to the election; 170

(c) The county auditor shall advise and, not later than 171  
ninety-five days before the election, confirm that advice by 172  
certification to, the board of education of the information 173  
required by division (C) of section 133.18 of the Revised Code; 174

(d) The board of education shall then certify its 175  
resolution and the information required by division (D) of 176  
section 133.18 of the Revised Code to the board of elections not 177  
less than ninety days prior to the election. 178

(4) Notwithstanding division (B) of section 133.21 of the 179  
Revised Code, the first principal payment of securities issued 180  
under this division may be set at any date not later than sixty 181  
months after the earliest possible principal payment otherwise 182  
provided for in that division. 183

(G) (1) The board of education may contract with an 184  
architect, professional engineer, or other person experienced in 185  
the design and implementation of energy conservation measures 186  
for an analysis and recommendations pertaining to installations, 187  
modifications of installations, or remodeling that would 188  
significantly reduce energy consumption in buildings owned by 189  
the district. The report shall include estimates of all costs of 190  
such installations, modifications, or remodeling, including 191  
costs of design, engineering, installation, maintenance, 192  
repairs, measurement and verification of energy savings, and 193

debt service, forgone residual value of materials or equipment 194  
replaced by the energy conservation measure, as defined by the 195  
Ohio facilities construction commission, a baseline analysis of 196  
actual energy consumption data for the preceding three years 197  
with the utility baseline based on only the actual energy 198  
consumption data for the preceding twelve months, and estimates 199  
of the amounts by which energy consumption and resultant 200  
operational and maintenance costs, as defined by the commission, 201  
would be reduced. 202

If the board finds after receiving the report that the 203  
amount of money the district would spend on such installations, 204  
modifications, or remodeling is not likely to exceed the amount 205  
of money it would save in energy and resultant operational and 206  
maintenance costs over the ensuing fifteen years, the board may 207  
submit to the commission a copy of its findings and a request 208  
for approval to incur indebtedness to finance the making or 209  
modification of installations or the remodeling of buildings for 210  
the purpose of significantly reducing energy consumption. 211

The facilities construction commission, in consultation 212  
with the auditor of state, may deny a request under division (G) 213  
(1) of this section by the board of education of any school 214  
district that is in a state of fiscal watch pursuant to division 215  
(A) of section 3316.03 of the Revised Code, if it determines 216  
that the expenditure of funds is not in the best interest of the 217  
school district. 218

No district board of education of a school district that 219  
is in a state of fiscal emergency pursuant to division (B) of 220  
section 3316.03 of the Revised Code shall submit a request 221  
without submitting evidence that the installations, 222  
modifications, or remodeling have been approved by the 223



district's financial planning and supervision commission 224  
established under section 3316.05 of the Revised Code. 225

~~No board of education of a school district for which an 226  
academic distress commission has been established under section 227  
3302.10 of the Revised Code shall submit a request without first 228  
receiving approval to incur indebtedness from the district's 229  
academic distress commission established under that section, for 230  
so long as such commission continues to be required for the 231  
district. 232~~

(2) The board of education may contract with a person 233  
experienced in the implementation of student transportation to 234  
produce a report that includes an analysis of and 235  
recommendations for the use of alternative fuel vehicles by 236  
school districts. The report shall include cost estimates 237  
detailing the return on investment over the life of the 238  
alternative fuel vehicles and environmental impact of 239  
alternative fuel vehicles. The report also shall include 240  
estimates of all costs associated with alternative fuel 241  
transportation, including facility modifications and vehicle 242  
purchase costs or conversion costs. 243

If the board finds after receiving the report that the 244  
amount of money the district would spend on purchasing 245  
alternative fuel vehicles or vehicle conversion is not likely to 246  
exceed the amount of money it would save in fuel and resultant 247  
operational and maintenance costs over the ensuing five years, 248  
the board may submit to the commission a copy of its findings 249  
and a request for approval to incur indebtedness to finance the 250  
purchase of new alternative fuel vehicles or vehicle conversions 251  
for the purpose of reducing fuel costs. 252

The facilities construction commission, in consultation 253

with the auditor of state, may deny a request under division (G) 254  
(2) of this section by the board of education of any school 255  
district that is in a state of fiscal watch pursuant to division 256  
(A) of section 3316.03 of the Revised Code, if it determines 257  
that the expenditure of funds is not in the best interest of the 258  
school district. 259

No district board of education of a school district that 260  
is in a state of fiscal emergency pursuant to division (B) of 261  
section 3316.03 of the Revised Code shall submit a request 262  
without submitting evidence that the purchase or conversion of 263  
alternative fuel vehicles has been approved by the district's 264  
financial planning and supervision commission established under 265  
section 3316.05 of the Revised Code. 266

~~No board of education of a school district for which an 267  
academic distress commission has been established under section 268  
3302.10 of the Revised Code shall submit a request without first 269  
receiving approval to incur indebtedness from the district's 270  
academic distress commission established under that section, for 271  
so long as such commission continues to be required for the 272  
district. 273~~

(3) The facilities construction commission shall approve 274  
the board's request provided that the following conditions are 275  
satisfied: 276

(a) The commission determines that the board's findings 277  
are reasonable. 278

(b) The request for approval is complete. 279

(c) If the request was submitted under division (G)(1) of 280  
this section, the installations, modifications, or remodeling 281  
are consistent with any project to construct or acquire 282

classroom facilities, or to reconstruct or make additions to 283  
existing classroom facilities under sections 3318.01 to 3318.20 284  
or sections 3318.40 to 3318.45 of the Revised Code. 285

Upon receipt of the commission's approval, the district 286  
may issue securities without a vote of the electors in a 287  
principal amount not to exceed nine-tenths of one per cent of 288  
its tax valuation for the purpose specified in division (G) (1) 289  
or (2) of this section, but the total net indebtedness of the 290  
district without a vote of the electors incurred under this and 291  
all other sections of the Revised Code, except section 3318.052 292  
of the Revised Code, shall not exceed one per cent of the 293  
district's tax valuation. 294

(4) (a) So long as any securities issued under division (G) 295  
(1) of this section remain outstanding, the board of education 296  
shall monitor the energy consumption and resultant operational 297  
and maintenance costs of buildings in which installations or 298  
modifications have been made or remodeling has been done 299  
pursuant to that division. Except as provided in division (G) (4) 300  
(b) of this section, the board shall maintain and annually 301  
update a report in a form and manner prescribed by the 302  
facilities construction commission documenting the reductions in 303  
energy consumption and resultant operational and maintenance 304  
cost savings attributable to such installations, modifications, 305  
or remodeling. The resultant operational and maintenance cost 306  
savings shall be certified by the school district treasurer. The 307  
report shall be submitted annually to the commission. 308

(b) If the facilities construction commission verifies 309  
that the certified annual reports submitted to the commission by 310  
a board of education under division (G) (4) (a) of this section 311  
fulfill the guarantee required under division (B) of section 312

3313.372 of the Revised Code for three consecutive years, the 313  
board of education shall no longer be subject to the annual 314  
reporting requirements of division (G) (4) (a) of this section. 315

(5) So long as any securities issued under division (G) (2) 316  
of this section remain outstanding, the board of education shall 317  
monitor the purchase of new alternative fuel vehicles or vehicle 318  
conversions pursuant to that division. The board shall maintain 319  
and annually update a report in a form and manner prescribed by 320  
the facilities construction commission documenting the purchase 321  
of new alternative fuel vehicles or vehicle conversions, the 322  
associated environmental impact, and return on investment. The 323  
resultant fuel and operational and maintenance cost savings 324  
shall be certified by the school district treasurer. The report 325  
shall be submitted annually to the commission. 326

(H) With the consent of the superintendent of public 327  
instruction, a school district may incur without a vote of the 328  
electors net indebtedness that exceeds the amounts stated in 329  
divisions (A) and (G) of this section for the purpose of paying 330  
costs of permanent improvements, if and to the extent that both 331  
of the following conditions are satisfied: 332

(1) The fiscal officer of the school district estimates 333  
that receipts of the school district from payments made under or 334  
pursuant to agreements entered into pursuant to section 725.02, 335  
1728.10, 3735.671, 5709.081, 5709.082, 5709.40, 5709.41, 336  
5709.45, 5709.62, 5709.63, 5709.632, 5709.73, 5709.78, or 337  
5709.82 of the Revised Code, or distributions under division (C) 338  
of section 5709.43 or division (B) of section 5709.47 of the 339  
Revised Code, or any combination thereof, are, after accounting 340  
for any appropriate coverage requirements, sufficient in time 341  
and amount, and are committed by the proceedings, to pay the 342

debt charges on the securities issued to evidence that 343  
indebtedness and payable from those receipts, and the taxing 344  
authority of the district confirms the fiscal officer's 345  
estimate, which confirmation is approved by the superintendent 346  
of public instruction; 347

(2) The fiscal officer of the school district certifies, 348  
and the taxing authority of the district confirms, that the 349  
district, at the time of the certification and confirmation, 350  
reasonably expects to have sufficient revenue available for the 351  
purpose of operating such permanent improvements for their 352  
intended purpose upon acquisition or completion thereof, and the 353  
superintendent of public instruction approves the taxing 354  
authority's confirmation. 355

The maximum maturity of securities issued under division 356  
(H) of this section shall be the lesser of twenty years or the 357  
maximum maturity calculated under section 133.20 of the Revised 358  
Code. 359

(I) A school district may incur net indebtedness by the 360  
issuance of securities in accordance with the provisions of this 361  
chapter in excess of the limit specified in division (B) or (C) 362  
of this section when necessary to raise the school district 363  
portion of the basic project cost and any additional funds 364  
necessary to participate in a project under Chapter 3318. of the 365  
Revised Code, including the cost of items designated by the 366  
facilities construction commission as required locally funded 367  
initiatives, the cost of other locally funded initiatives in an 368  
amount that does not exceed fifty per cent of the district's 369  
portion of the basic project cost, and the cost for site 370  
acquisition. The commission shall notify the superintendent of 371  
public instruction whenever a school district will exceed either 372

limit pursuant to this division. 373

(J) A school district whose portion of the basic project 374  
cost of its classroom facilities project under sections 3318.01 375  
to 3318.20 of the Revised Code is greater than or equal to one 376  
hundred million dollars may incur without a vote of the electors 377  
net indebtedness in an amount up to two per cent of its tax 378  
valuation through the issuance of general obligation securities 379  
in order to generate all or part of the amount of its portion of 380  
the basic project cost if the controlling board has approved the 381  
facilities construction commission's conditional approval of the 382  
project under section 3318.04 of the Revised Code. The school 383  
district board and the Ohio facilities construction commission 384  
shall include the dedication of the proceeds of such securities 385  
in the agreement entered into under section 3318.08 of the 386  
Revised Code. No state moneys shall be released for a project to 387  
which this section applies until the proceeds of any bonds 388  
issued under this section that are dedicated for the payment of 389  
the school district portion of the project are first deposited 390  
into the school district's project construction fund. 391

Sec. 3301.132. (A) The department of education shall 392  
establish an office of grants and philanthropic gestures. The 393  
office shall do all of the following: 394

(1) Assemble information, and serve as a clearinghouse 395  
making information available to the public, regarding each 396  
grant, and the criteria for applying to receive each grant, that 397  
may be available from this state and from the federal 398  
government, and all sources of private, philanthropic 399  
assistance, financial or otherwise, that are available to 400  
residents of this state; 401

(2) Solicit private donations to provide grants and 402

<u>assistance, financial or otherwise, for economic development,</u>	403
<u>health, safety, and morals;</u>	404
<u>(3) Identify barriers to, and suggest ways of removing</u>	405
<u>barriers to, entry into business, including entry into foreign</u>	406
<u>markets, for residents of this state;</u>	407
<u>(4) Establish a liaison in each big-eight school district,</u>	408
<u>as defined by division (A)(4) of section 3314.02 of the Revised</u>	409
<u>Code, who will work to disseminate information and resources</u>	410
<u>developed by the department at the local level;</u>	411
<u>(5) Create public-private partnerships to eradicate at-</u>	412
<u>risk factors for students in the schools of this state that</u>	413
<u>include, but are not limited to, the following:</u>	414
<u>(a) Hunger;</u>	415
<u>(b) Single-parent households;</u>	416
<u>(c) Poverty;</u>	417
<u>(d) Undiagnosed physiological issues;</u>	418
<u>(e) Neglect;</u>	419
<u>(f) Substance abuse;</u>	420
<u>(g) Undiagnosed learning disabilities;</u>	421
<u>(h) Medical issues;</u>	422
<u>(i) Literacy problems;</u>	423
<u>(j) Truancy;</u>	424
<u>(k) Teen pregnancy;</u>	425
<u>(l) Harassment, intimidation, and bullying;</u>	426
<u>(m) Lack of parental support;</u>	427

(n) Lack of early childhood education; 428

(o) Neighborhood and gang violence. 429

The partnerships should focus on career-technical and 430  
vocational education strategies for both long- and short-term 431  
business needs of the community. 432

(B) If a grant or assistance is based on a private 433  
donation solicited by the office, the office shall ensure that 434  
the grant or assistance is provided in cooperation with the 435  
donor, and that any instructions the donor may have given with 436  
regard to the donation are complied with to the extent permitted 437  
by state law, including section 3313.36 of the Revised Code. 438

(C) The office may receive and accept gifts, grants, 439  
donations, and similar funds from any lawful source to be used 440  
for purposes of this section. The funds shall be deposited in 441  
the state treasury to the credit of the office of grants and 442  
philanthropic gestures, gifts and grants fund, which is hereby 443  
created. 444

(D) The office may contract with, retain the services of, 445  
or designate, and fix the compensation of, consultant, advisers, 446  
and other independent contractors as may be necessary or 447  
desirable to carry out this section. The office shall create a 448  
registry of these consultants, advisers, and other independent 449  
contractors and shall make the registry available to the public. 450

**Sec. 3301.41.** There is hereby created in the state 451  
treasury the state business intervention fund. Unexpended and 452  
unencumbered funds appropriated to the department of education 453  
for the operation of academic distress commissions under former 454  
section 3302.10 of the Revised Code, as it existed prior to the 455  
effective date of this section, shall be deposited into the 456



fund. All investment earnings of the fund shall be credited to 457  
the fund. The department shall use the money in the fund to 458  
engage business intervention teams or individuals trained in 459  
business origination and analysis to help school districts deal 460  
with administrative issues and issues affecting at-risk 461  
students. 462

**Sec. 3302.036.** (A) Notwithstanding anything in the Revised 463  
Code to the contrary, the department of education shall not 464  
assign an overall letter grade under division (C) (3) of section 465  
3302.03 of the Revised Code for any school district or building 466  
for the 2014-2015, 2015-2016, or 2016-2017 school years, may, at 467  
the discretion of the state board of education, not assign an 468  
individual grade to any component prescribed under division (C) 469  
(3) of section 3302.03 of the Revised Code, and shall not rank 470  
school districts, community schools established under Chapter 471  
3314. of the Revised Code, or STEM schools established under 472  
Chapter 3326. of the Revised Code under section 3302.21 of the 473  
Revised Code for those school years. The report card ratings 474  
issued for the 2014-2015, 2015-2016, or 2016-2017 school years 475  
shall not be considered in determining whether a school district 476  
or a school is subject to sanctions or penalties. However, the 477  
report card ratings of any previous or subsequent years shall be 478  
considered in determining whether a school district or building 479  
is subject to sanctions or penalties. Accordingly, the report 480  
card ratings for the 2014-2015, 2015-2016, or 2016-2017 school 481  
years shall have no effect in determining sanctions or 482  
penalties, but shall not create a new starting point for 483  
determinations that are based on ratings over multiple years. 484

(B) The provisions from which a district or school is 485  
exempt under division (A) of this section shall be the 486  
following: 487

(1) Any restructuring provisions established under this chapter, except as required under the "No Child Left Behind Act of 2001";	488 489 490
(2) Provisions for the Columbus city school pilot project under section 3302.042 of the Revised Code;	491 492
<del>(3) Provisions for academic distress commissions under former section 3302.10 of the Revised Code as it existed prior to the effective date of this amendment. The provisions of this section do not apply to academic distress commissions under the version of that section as it exists on or after the effective date of this amendment.</del>	493 494 495 496 497 498
<del>(4)</del> Provisions prescribing new buildings where students are eligible for the educational choice scholarships under section 3310.03 of the Revised Code;	499 500 501
<del>(5)</del> <u>(4)</u> Provisions defining "challenged school districts" in which new start-up community schools may be located, as prescribed in section 3314.02 of the Revised Code;	502 503 504
<del>(6)</del> <u>(5)</u> Provisions prescribing community school closure requirements under section 3314.35 or 3314.351 of the Revised Code.	505 506 507
(C) Notwithstanding anything in the Revised Code to the contrary and except as provided in Section 3 of H.B. 7 of the 131st general assembly, no school district, community school, or STEM school shall utilize at any time during a student's academic career a student's score on any assessment administered under division (A) of section 3301.0710 or division (B) (2) of section 3301.0712 of the Revised Code in the 2014-2015, 2015-2016, or 2016-2017 school year as a factor in any decision to promote or to deny the student promotion to a higher grade level	508 509 510 511 512 513 514 515 516

or in any decision to grant course credit. No individual student 517  
score reports on such assessments administered in the 2014-2015, 518  
2015-2016, or 2016-2017 school years shall be released, except 519  
to a student's school district or school or to the student or 520  
the student's parent or guardian. 521

**Sec. 3302.042.** (A) This section shall operate as a pilot 522  
project that applies to any school that has been ranked 523  
according to performance index score under section 3302.21 of 524  
the Revised Code in the lowest five per cent of all public 525  
school buildings statewide for three or more consecutive school 526  
years and is operated by the Columbus city school district. The 527  
pilot project shall commence once the department of education 528  
establishes implementation guidelines for the pilot project in 529  
consultation with the Columbus city school district. 530

(B) Except as provided in division (D), (E), or (F) of 531  
this section, if the parents or guardians of at least fifty per 532  
cent of the students enrolled in a school to which this section 533  
applies, or if the parents or guardians of at least fifty per 534  
cent of the total number of students enrolled in that school and 535  
the schools of lower grade levels whose students typically 536  
matriculate into that school, by the thirty-first day of 537  
December of any school year in which the school is subject to 538  
this section, sign and file with the school district treasurer a 539  
petition requesting the district board of education to implement 540  
one of the following reforms in the school, and if the validity 541  
and sufficiency of the petition is certified in accordance with 542  
division (C) of this section, the board shall implement the 543  
requested reform in the next school year: 544

(1) Reopen the school as a community school under Chapter 545  
3314. of the Revised Code; 546

(2) Replace at least seventy per cent of the school's 547  
personnel who are related to the school's poor academic 548  
performance or, at the request of the petitioners, retain not 549  
more than thirty per cent of the personnel; 550

(3) Contract with another school district or a nonprofit 551  
or for-profit entity with a demonstrated record of effectiveness 552  
to operate the school; 553

(4) Turn operation of the school over to the department; 554

(5) Any other major restructuring of the school that makes 555  
fundamental reforms in the school's staffing or governance. 556

(C) Not later than thirty days after receipt of a petition 557  
under division (B) of this section, the district treasurer shall 558  
verify the validity and sufficiency of the signatures on the 559  
petition and certify to the district board whether the petition 560  
contains the necessary number of valid signatures to require the 561  
board to implement the reform requested by the petitioners. If 562  
the treasurer certifies to the district board that the petition 563  
does not contain the necessary number of valid signatures, any 564  
person who signed the petition may file an appeal with the 565  
county auditor within ten days after the certification. Not 566  
later than thirty days after the filing of an appeal, the county 567  
auditor shall conduct an independent verification of the 568  
validity and sufficiency of the signatures on the petition and 569  
certify to the district board whether the petition contains the 570  
necessary number of valid signatures to require the board to 571  
implement the requested reform. If the treasurer or county 572  
auditor certifies that the petition contains the necessary 573  
number of valid signatures, the district board shall notify the 574  
superintendent of public instruction and the state board of 575  
education of the certification. 576

(D) The district board shall not implement the reform 577  
requested by the petitioners in any of the following 578  
circumstances: 579

(1) The district board has determined that the request is 580  
for reasons other than improving student academic achievement or 581  
student safety. 582

(2) The state superintendent has determined that 583  
implementation of the requested reform would not comply with the 584  
model of differentiated accountability described in section 585  
3302.041 of the Revised Code. 586

(3) The petitioners have requested the district board to 587  
implement the reform described in division (B) (4) of this 588  
section and the department has not agreed to take over the 589  
school's operation. 590

(4) When all of the following have occurred: 591

(a) After a public hearing on the matter, the district 592  
board issued a written statement explaining the reasons that it 593  
is unable to implement the requested reform and agreeing to 594  
implement one of the other reforms described in division (B) of 595  
this section. 596

(b) The district board submitted its written statement to 597  
the state superintendent and the state board along with evidence 598  
showing how the alternative reform the district board has agreed 599  
to implement will enable the school to improve its academic 600  
performance. 601

(c) Both the state superintendent and the state board have 602  
approved implementation of the alternative reform. 603

(E) If the provisions of this section conflict in any way 604

with the requirements of federal law, federal law shall prevail 605  
over the provisions of this section. 606

(F) If a school is restructured under this section, ~~or~~ or 607  
~~section 3302.10 or~~ 3302.12 of the Revised Code, or federal law, 608  
the school shall not be required to restructure again under 609  
state law for three consecutive years after the implementation 610  
of that prior restructuring. 611

(G) Beginning not later than six months after the first 612  
petition under this section has been resolved, the department of 613  
education shall annually evaluate the pilot program and submit a 614  
report to the general assembly under section 101.68 of the 615  
Revised Code. Such reports shall contain its recommendations to 616  
the general assembly with respect to the continuation of the 617  
pilot program, its expansion to other school districts, or the 618  
enactment of further legislation establishing the program 619  
statewide under permanent law. 620

**Sec. 3302.10.** (A) (1) An academic distress commission 621  
organized for a school district under former section 3302.10 of 622  
the Revised Code, as it existed prior to the effective date of 623  
the enactment of this new section, is hereby dissolved. 624

(2) Each building operated by a school district for which 625  
an academic distress commission was created shall begin 626  
transitioning to a community learning center model under the 627  
mandatory process described in this section. 628

(B) In addition to buildings subject to division (A) (2) of 629  
this section, each district board of education shall initiate a 630  
community learning center process for any school building to 631  
which any of the following applies: 632

(1) The building receives an overall grade of "F" under 633

division (C) (3) of section 3302.03 of the Revised Code for three 634  
consecutive years. 635

(2) The building is operated by a municipal school 636  
district, as defined by division (A) (1) of section 3311.71 of 637  
the Revised Code. 638

(3) The building is operated by a school district that has 639  
an average daily membership, as reported under division (A) of 640  
section 3317.03 of the Revised Code, greater than sixty thousand 641  
and of which the majority of the district's territory is located 642  
in a city with a population greater than seven hundred thousand 643  
according to the most recent federal decennial census. 644

(C) The school district board of education shall conduct a 645  
public information hearing at each school building to which this 646  
section applies to inform the community of the community 647  
learning center process. The board may do all of the following 648  
with regard to the public information hearing: 649

(1) Announce the meeting not less than forty-five days in 650  
advance at the school and on the school's or district's web site 651  
and use tools to ensure effective communication with individuals 652  
with disabilities; 653

(2) Schedule the meeting for an evening or weekend time; 654

(3) Provide interpretation services and written materials 655  
in all languages spoken by five per cent or more of the students 656  
enrolled in the school; 657

(4) Provide child care services for parents attending the 658  
meeting; 659

(5) Provide parents, students, teachers, nonteaching 660  
employees, and community members with the opportunity to speak 661

at the meeting; 662

(6) Comply with section 149.43 of the Revised Code. 663

In preparing for the public information hearing, the board 664  
or governing authority shall ensure that information about the 665  
hearing is broadly distributed throughout the community. 666

The board may enter into an agreement with any civic 667  
engagement organizations, community organizations, or employee 668  
organizations to support the implementation of the community 669  
learning center process. 670

The board shall conduct a follow-up hearing at least once 671  
annually until action is further taken under this section with 672  
respect to the school building or until the conditions described 673  
in division (A) of this section no longer apply to the school 674  
building. 675

(D) If a community learning center process is initiated 676  
under this section, the board shall create a school action team 677  
under section 3302.18 of the Revised Code. Within thirty days 678  
upon selection, the school action team shall conduct and 679  
complete, in consultation with community partners, a performance 680  
audit of the school and review, with parental input, the needs 681  
of the school with regard to restructuring under section 3302.12 682  
or 3302.042 of the Revised Code, or federal law. 683

The school action team shall provide quarterly updates of 684  
its work in a public hearing that complies with the same 685  
specifications prescribed in division (C) of this section. 686

(E) Upon completion of the audit and review, the school 687  
action team shall present its findings at a public hearing that 688  
complies with the same specifications prescribed in division (C) 689  
of this section. After the school action team presents its 690



findings at the public hearing, it shall create a community 691  
learning center improvement plan that designates appropriate 692  
interventions, which may be based on the recommendations 693  
developed by the department under division (G)(1)(a) of this 694  
section. 695

If there is a federally mandated school improvement 696  
planning process, the team shall coordinate its work with that 697  
plan. 698

The school action team shall approve the plan by a 699  
majority vote. 700

(F) Upon approval of the plan by the school action team, 701  
the team shall submit the community learning center improvement 702  
plan to the district board of education. 703

The board or governing authority shall evaluate the plan 704  
and adopt it in full or adopt portions of the plan. If the board 705  
or governing authority does not adopt the plan in full, it shall 706  
provide a written explanation of why portions of the plan were 707  
rejected. The action team shall then redevelop those portions of 708  
the plan in conjunction with the suggestions of the board or 709  
governing authority and present those changes within thirty 710  
days. 711

(G)(1) The department shall do all of the following with 712  
respect to this section: 713

(a) Develop appropriate interventions for a community 714  
learning center improvement plan that may be used by a school 715  
action team under division (E) of this section; 716

(b) Publish a menu of programs and services that may be 717  
offered by community learning centers. The information shall be 718  
posted on the department's web site. To compile this 719

information, the department shall solicit input from resource 720  
coordinators of existing community learning centers. 721

(c) Provide information regarding implementation of 722  
comprehensive community-based programs and supportive services 723  
including the community learning center model to school 724  
buildings meeting any of the following conditions: 725

(i) The building is in improvement status as defined by 726  
the "No Child Left Behind Act of 2001" or under an agreement 727  
between the department of education and the United States 728  
secretary of education. 729

(ii) The building is a secondary school that is among the 730  
lowest achieving fifteen per cent of secondary schools 731  
statewide, as determined by the department. 732

(iii) The building is a secondary school with a graduation 733  
rate of sixty per cent or lower for three or more consecutive 734  
years. 735

(iv) The building is a school that the department 736  
determines is persistently low performing. 737

(2) The department may do the following with respect to 738  
this section: 739

(a) Provide assistance, facilitation, and training to 740  
school action teams in the conducting of the audit required 741  
under this section; 742

(b) Provide opportunities for members of school action 743  
teams from different schools to share school improvement 744  
strategies with parents, teachers, and other relevant 745  
stakeholders in higher performing schools; 746

(c) Provide financial support in a school action team's 747

planning process and create a grant program to assist in the 748  
implementation of a qualified community learning center plan. 749

(H) Notwithstanding any provision to the contrary in 750  
Chapter 4117. of the Revised Code, the requirements of this 751  
section prevail over any conflicting provisions of a collective 752  
bargaining agreement entered into on or after the effective date 753  
of this section. However, the board and the teachers' labor 754  
organization may negotiate additional factors to be considered 755  
in the adoption of a community learning center plan. 756

**Sec. 3302.12.** (A) (1) Except as provided in divisions (C) 757  
and (D) of this section, this section applies to a school 758  
building that is ranked according to performance index score 759  
under section 3302.21 of the Revised Code in the lowest five per 760  
cent of public school buildings statewide for three consecutive 761  
years and that meets any combination of the following for three 762  
consecutive years: 763

(a) The school building is declared to be under an 764  
academic watch or in a state of academic emergency under section 765  
3302.03 of the Revised Code; 766

(b) The school building that has received a grade of "F" 767  
for the value-added progress dimension under division (A) (1) (e), 768  
(B) (1) (e), or (C) (1) (e) of section 3302.03 of the Revised Code; 769

(c) The school building that has received an overall grade 770  
of "F" under section 3302.03 of the Revised Code. 771

(2) In the case of a building to which this section 772  
applies, the district board of education in control of that 773  
building shall do one of the following at the conclusion of the 774  
school year in which the building first becomes subject to this 775  
section: 776

(a) Close the school and direct the district 777  
superintendent to reassign the students enrolled in the school 778  
to other school buildings that demonstrate higher academic 779  
achievement; 780

(b) Contract with another school district or a nonprofit 781  
or for-profit entity with a demonstrated record of effectiveness 782  
to operate the school; 783

(c) Replace the principal and all teaching staff of the 784  
school and, upon request from the new principal, exempt the 785  
school from all requested policies and regulations of the board 786  
regarding curriculum and instruction. The board also shall 787  
distribute funding to the school in an amount that is at least 788  
equal to the product of the per pupil amount of state and local 789  
revenues received by the district multiplied by the student 790  
population of the school. 791

(d) Reopen the school as a conversion community school 792  
under Chapter 3314. of the Revised Code. 793

(B) If an action taken by the board under division (A) (2) 794  
of this section causes the district to no longer maintain all 795  
grades kindergarten through twelve, as required by section 796  
3311.29 of the Revised Code, the board shall enter into a 797  
contract with another school district pursuant to section 798  
3327.04 of the Revised Code for enrollment of students in the 799  
schools of that other district to the extent necessary to comply 800  
with the requirement of section 3311.29 of the Revised Code. 801  
Notwithstanding any provision of the Revised Code to the 802  
contrary, if the board enters into and maintains a contract 803  
under section 3327.04 of the Revised Code, the district shall 804  
not be considered to have failed to comply with the requirement 805  
of section 3311.29 of the Revised Code. If, however, the 806

district board fails to or is unable to enter into or maintain 807  
such a contract, the state board of education shall take all 808  
necessary actions to dissolve the district as provided in 809  
division (A) of section 3311.29 of the Revised Code. 810

(C) If a particular school is required to restructure 811  
under this section and a petition with respect to that same 812  
school has been filed and verified under divisions (B) and (C) 813  
of section 3302.042 of the Revised Code, the provisions of that 814  
section and the petition filed and verified under it shall 815  
prevail over the provisions of this section and the school shall 816  
be restructured under that section. However, if division (D)(1), 817  
(2), or (3) of section 3302.042 of the Revised Code also applies 818  
to the school, the school shall be subject to restructuring 819  
under this section and not section 3302.042 of the Revised Code. 820

If the provisions of this section conflict in any way with 821  
the requirements of federal law, federal law shall prevail over 822  
the provisions of this section. 823

(D) If a school is restructured under this section ~~or~~ or 824  
section 3302.042 ~~or 3302.10~~ of the Revised Code, or federal law, 825  
the school shall not be required to restructure again under 826  
state law for three consecutive years after the implementation 827  
of that prior restructuring. 828

**Sec. 3302.16.** (A) (1) As used in sections 3302.10, 3302.17, 829  
and 3302.18 of the Revised Code, "community learning center" 830  
means a school operated by a city, exempted village, or local 831  
school district or community school established under Chapter 832  
3314. of the Revised Code that participates in a coordinated, 833  
community-based effort with community partners to provide 834  
comprehensive educational, developmental, family, and health 835  
services to students, families, and community members during 836

school hours and hours in which school is not in session. 837

(2) For purposes of this section and sections 3302.10, 838  
3302.17, and 3302.18 of the Revised Code, "community partner" 839  
means a provider to students, families, or community members of 840  
health care services, on-site resource coordinators, and any 841  
other services or programs determined appropriate by a school 842  
action team created under section 3302.18 of the Revised Code. 843

(B) Prior to providing health services to a student, a 844  
community learning center shall obtain the written consent of 845  
the student's parent, guardian, or custodian, if the student is 846  
less than eighteen years old, or the written consent of the 847  
student, if the student is at least eighteen years old. 848

(C) A community learning center and any employee, 849  
contractor, or volunteer of a community learning center shall, 850  
in accordance with all applicable state and federal laws, 851  
maintain the confidentiality of patient-identifying information 852  
obtained in the course of providing health services. 853

**Sec. 3302.17.** (A) Any school building operated by a city, 854  
exempted village, or local school district, or a community 855  
school established under Chapter 3314. of the Revised Code ~~is~~ 856  
~~eligible to~~ that is not required to initiate a community 857  
learning center process under section 3302.10 of the Revised 858  
Code may initiate the community learning center process ~~as~~ 859  
~~prescribed by~~ in accordance with this section. 860

(B) Beginning with the 2015-2016 school year, each 861  
district board of education or community school governing 862  
authority may initiate a community learning center process for 863  
any school building to which this section applies. 864

First, the board or governing authority shall conduct a 865

public information hearing at each school building to which this 866  
section applies to inform the community of the community 867  
learning center process. The board or governing authority may do 868  
all of the following with regard to the public information 869  
hearing: 870

(1) Announce the meeting not less than forty-five days in 871  
advance at the school and on the school's or district's web 872  
sites and using tools to ensure effective communication with 873  
individuals with disabilities; 874

(2) Schedule the meeting for an evening or weekend time; 875

(3) Provide interpretation services and written materials 876  
in all languages spoken by five per cent or more of the students 877  
enrolled in the school; 878

(4) Provide child care services for parents attending the 879  
meeting; 880

(5) Provide parents, students, teachers, nonteaching 881  
employees, and community members with the opportunity to speak 882  
at the meeting; 883

(6) Comply with section 149.43 of the Revised Code. 884

In preparing for the public information hearing, the board 885  
or governing authority shall ensure that information about the 886  
hearing is broadly distributed throughout the community. 887

The board or governing authority may enter into an 888  
agreement with any civic engagement organizations, community 889  
organizations, or employee organizations to support the 890  
implementation of the community learning center process. 891

The board or governing authority shall conduct a follow-up 892  
hearing at least once annually until action is further taken 893

under the section with respect to the school building or until 894  
the conditions described in division (A) of this section no 895  
longer apply to the school building. 896

(C) Not sooner than forty-five days after the first public 897  
information hearing, the board or governing authority shall 898  
conduct an election, by paper ballot, to initiate the process to 899  
become a community learning center. Only parents or guardians of 900  
students enrolled in the school and students enrolled in a 901  
different school operated by a joint vocational school district 902  
but are otherwise entitled to attend the school, and teachers 903  
and nonteaching employees who are assigned to the school may 904  
vote in the election. 905

The board or governing authority shall distribute the 906  
ballots by mail and shall make copies available at the school 907  
and on the web site of the school. The board or governing 908  
authority also may distribute the ballots by directly giving 909  
ballots to teachers and nonteaching employees and sending home 910  
ballots with every student enrolled in the school building. 911

(D) The board or governing authority shall initiate the 912  
transition of the building to a community learning center if the 913  
results of the election held under division (C) of this section 914  
are as follows: 915

(1) At least fifty per cent of parents and guardians of 916  
students enrolled in the eligible school building and students 917  
enrolled in a different building operated by a joint vocational 918  
school district but who are entitled to attend the school cast 919  
ballots by a date set by the board or governing authority, and 920  
of those ballots at least sixty-seven per cent are in favor of 921  
initiating the process; and 922



(2) At least fifty per cent of teachers and nonteaching employees who are assigned to the school cast ballots by a date set by the board or governing authority, and of those ballots at least sixty-seven per cent are in favor of initiating the process.

(E) If a community learning center process is initiated under this section, the board or governing authority shall create a school action team under section 3302.18 of the Revised Code. Within four months upon selection, the school action team shall conduct and complete, in consultation with community partners, a performance audit of the school and review, with parental input, the needs of the school with regard to restructuring under section ~~3302.10~~, 3302.12~~7~~, or 3302.042 of the Revised Code, or federal law.

The school action team shall provide quarterly updates of its work in a public hearing that complies with the same specifications prescribed in division (B) of this section.

(F) Upon completion of the audit and review, the school action team shall present its findings at a public hearing that complies with the same specifications prescribed in division (B) of this section. After the school action team presents its findings at the public hearing, it shall create a community learning center improvement plan that designates appropriate interventions, which may be based on the recommendations developed by the department under division (H) (1) (b) of this section.

If there is a federally mandated school improvement planning process, the team shall coordinate its work with that plan.

The school action team shall approve the plan by a majority vote. 952  
953

(G) Upon approval of the plan by the school action team, 954  
the team shall submit the community learning center improvement 955  
plan to the same individuals described in division (C) of this 956  
section. Ballots shall be distributed and an election shall be 957  
conducted in the same manner as indicated under that division. 958

The school action team shall submit the plan to the 959  
district board of education or community school governing 960  
authority, if the results of the election under division (G) of 961  
this section are as follows: 962

(1) At least thirty per cent of parents and guardians of 963  
students enrolled in the eligible school building and students 964  
enrolled in a different building operated by a joint vocational 965  
school district but who are entitled to attend the school cast 966  
ballots by a date set by the board or governing authority, and 967  
of those ballots at least fifty per cent are in favor of 968  
initiating the process; and 969

(2) At least thirty per cent of teachers and nonteaching 970  
employees who are assigned to the school cast ballots by a date 971  
set by the board or governing authority, and of those ballots at 972  
least fifty per cent are in favor of initiating the process. 973

The board or governing authority shall evaluate the plan 974  
and determine whether to adopt it. The board or governing 975  
authority shall adopt the plan in full or adopt portions of the 976  
plan. If the board or governing authority does not adopt the 977  
plan in full, it shall provide a written explanation of why 978  
portions of the plan were rejected. 979

(H) (1) The department shall do all of the following with 980

respect to this section:	981
(a) Adopt rules regarding the elections required under this section;	982 983
(b) Develop appropriate interventions for a community learning center improvement plan that may be used by a school action team under division (F) of this section;	984 985 986
(c) Publish a menu of programs and services that may be offered by community learning centers. The information shall be posted on the department's web site. To compile this information the department shall solicit input from resource coordinators of existing community learning centers <del>+</del> .	987 988 989 990 991
(d) Provide information regarding implementation of comprehensive community-based programs and supportive services including the community learning center model to school buildings meeting any of the following conditions:	992 993 994 995
(i) The building is in improvement status as defined by the "No Child Left Behind Act of 2001" or under an agreement between the Ohio department of education and the United States secretary of education.	996 997 998 999
(ii) The building is a secondary school that is among the lowest achieving fifteen per cent of secondary schools statewide, as determined by the department.	1000 1001 1002
(iii) The building is a secondary school with a graduation rate of sixty per cent or lower for three or more consecutive years.	1003 1004 1005
(iv) The building is a school that the department determines is persistently low-performing.	1006 1007
(2) The department may do the following with respect to	1008

this section: 1009

(a) Provide assistance, facilitation, and training to 1010  
school action teams in the conducting of the audit required 1011  
under this section; 1012

(b) Provide opportunities for members of school action 1013  
teams from different schools to share school improvement 1014  
strategies with parents, teachers, and other relevant 1015  
stakeholders in higher performing schools; 1016

(c) Provide financial support in a school action team's 1017  
planning process and create a grant program to assist in the 1018  
implementation of a qualified community learning center plan. 1019

(I) Notwithstanding any provision to the contrary in 1020  
Chapter 4117. of the Revised Code, the requirements of this 1021  
section prevail over any conflicting provisions of a collective 1022  
bargaining agreement entered into on or after ~~the effective date~~ 1023  
~~of this section~~ October 15, 2015. However, the board or 1024  
governing authority and the teachers' labor organization may 1025  
negotiate additional factors to be considered in the adoption of 1026  
a community learning center plan. 1027

**Sec. 3302.18.** (A) (1) If a community learning center 1028  
process is initiated under section 3302.10 or 3302.17 of the 1029  
Revised Code for any school building operated by a city, 1030  
exempted village, or local school district or a community school 1031  
established under Chapter 3314. of the Revised Code, the 1032  
district board of education or community school governing 1033  
authority shall create a school action team for the school 1034  
building. The team shall consist of twelve members, as follows: 1035

(a) Seven individuals, consisting of parents or guardians 1036  
of students enrolled in the school and members of the community 1037

who are not teachers or nonteaching employees, as elected by 1038  
their peers; 1039

(b) Five teachers and nonteaching employees who are 1040  
assigned to the school building and are not parents or guardians 1041  
of students enrolled in the school, as elected by their peers. 1042

(2) To assist a school action team initiated under section 1043  
3302.10 or 3302.17 of the Revised Code, the district board, 1044  
community school governing authority, or community partner shall 1045  
select an individual who is employed by the district, school, or 1046  
community partner to serve as the resource coordinator for the 1047  
community learning center. The school action team shall make 1048  
recommendations to the board, governing authority, or community 1049  
partner on potential candidates. The resource coordinator shall 1050  
not be considered a member of a school action team. The resource 1051  
coordinator shall assist in the development and coordination of 1052  
programs and services for the community learning center. 1053

(B) All members of a school action team shall serve as 1054  
voting members. Terms of office shall be for three years, and 1055  
vacancies shall be filled in the same manner as the original 1056  
appointment. 1057

Members shall serve without compensation. 1058

(C) In addition to the responsibilities listed in section 1059  
3302.10 or 3302.17 of the Revised Code, the school action team 1060  
shall do all of the following: 1061

(1) Monitor and assist in the implementation of the school 1062  
improvement plan, ~~if adopted~~; 1063

(2) Meet with candidates for principal and other 1064  
administrative positions and make recommendations to the 1065  
superintendent and board of education of the district or 1066

governing authority of the community school;	1067
(3) Advise on school budgets;	1068
(4) Establish ongoing mechanisms that engage students, parents, and community members in the school;	1069 1070
(5) Continue to collect feedback and information from parents using an annual survey;	1071 1072
(6) Develop and approve a written parent involvement policy that outlines the role of parents and guardians in the school;	1073 1074 1075
(7) Monitor school progress on data related to academic achievement; attendance, suspensions, and expulsions; graduation rates; and reclassifications disaggregated by major racial and ethnic groups, limited English proficient students, economically disadvantaged students, and students with disabilities;	1076 1077 1078 1079 1080
(8) Receive regular updates from the principal on policy matters affecting the school and provide advice on such matters;	1081 1082
(9) Meet regularly with parents and community members to discuss policy matters affecting the school.	1083 1084
<b>Sec. 3310.03.</b> A student is an "eligible student" for purposes of the educational choice scholarship pilot program if the student's resident district is not a school district in which the pilot project scholarship program is operating under sections 3313.974 to 3313.979 of the Revised Code and the student satisfies one of the conditions in division (A), (B), (C), (D), or (E) of this section:	1085 1086 1087 1088 1089 1090 1091
(A) (1) The student is enrolled in a school building operated by the student's resident district that, on the report card issued under section 3302.03 of the Revised Code published	1092 1093 1094

prior to the first day of July of the school year for which a scholarship is sought, did not receive a rating as described in division (H) of this section, and to which any or a combination of any of the following apply for two of the three most recent report cards published prior to the first day of July of the school year for which a scholarship is sought:

(a) The building was declared to be in a state of academic emergency or academic watch under section 3302.03 of the Revised Code as that section existed prior to March 22, 2013.

(b) The building received a grade of "D" or "F" for the performance index score under division (A) (1) (b) or (B) (1) (b) of section 3302.03 of the Revised Code and for the value-added progress dimension under division (A) (1) (e) or (B) (1) (e) of section 3302.03 of the Revised Code for the 2012-2013, 2013-2014, 2014-2015, or 2015-2016 school year; or if the building serves only grades ten through twelve, the building received a grade of "D" or "F" for the performance index score under division (A) (1) (b) or (B) (1) (b) of section 3302.03 of the Revised Code and had a four-year adjusted cohort graduation rate of less than seventy-five per cent.

(c) The building received an overall grade of "D" or "F" under division (C) (3) of section 3302.03 of the Revised Code or a grade of "F" for the value-added progress dimension under division (C) (1) (e) of section 3302.03 of the Revised Code for the 2016-2017 school year or any school year thereafter.

(2) The student will be enrolling in any of grades kindergarten through twelve in this state for the first time in the school year for which a scholarship is sought, will be at least five years of age by the first day of January of the school year for which a scholarship is sought, and otherwise

would be assigned under section 3319.01 of the Revised Code in 1125  
the school year for which a scholarship is sought, to a school 1126  
building described in division (A) (1) of this section. 1127

(3) The student is enrolled in a community school 1128  
established under Chapter 3314. of the Revised Code but 1129  
otherwise would be assigned under section 3319.01 of the Revised 1130  
Code to a building described in division (A) (1) of this section. 1131

(4) The student is enrolled in a school building operated 1132  
by the student's resident district or in a community school 1133  
established under Chapter 3314. of the Revised Code and 1134  
otherwise would be assigned under section 3319.01 of the Revised 1135  
Code to a school building described in division (A) (1) of this 1136  
section in the school year for which the scholarship is sought. 1137

(5) The student will be both enrolling in any of grades 1138  
kindergarten through twelve in this state for the first time and 1139  
at least five years of age by the first day of January of the 1140  
school year for which a scholarship is sought, or is enrolled in 1141  
a community school established under Chapter 3314. of the 1142  
Revised Code, and all of the following apply to the student's 1143  
resident district: 1144

(a) The district has in force an intradistrict open 1145  
enrollment policy under which no student in the student's grade 1146  
level is automatically assigned to a particular school building; 1147

(b) In the most recent rating published prior to the first 1148  
day of July of the school year for which scholarship is sought, 1149  
the district did not receive a rating described in division (H) 1150  
of this section, and in at least two of the three most recent 1151  
report cards published prior to the first day of July of that 1152  
school year, any or a combination of the following apply to the 1153



district: 1154

(i) The district was declared to be in a state of academic 1155  
emergency under section 3302.03 of the Revised Code as it 1156  
existed prior to March 22, 2013. 1157

(ii) The district received a grade of "D" or "F" for the 1158  
performance index score under division (A) (1) (b) or (B) (1) (b) of 1159  
section 3302.03 of the Revised Code and for the value-added 1160  
progress dimension under division (A) (1) (e) or (B) (1) (e) of 1161  
section 3302.03 of the Revised Code for the 2012-2013, 2013- 1162  
2014, 2014-2015, or 2015-2016 school year. 1163

(c) The district received an overall grade of "D" or "F" 1164  
under division (C) (3) of section 3302.03 of the Revised Code or 1165  
a grade of "F" for the value-added progress dimension under 1166  
division (C) (1) (e) of section 3302.03 of the Revised Code for 1167  
the 2016-2017 school year or any school year thereafter. 1168

(6) Beginning in the 2016-2017 school year, the student is 1169  
enrolled in or will be enrolling in a building in the school 1170  
year for which the scholarship is sought that serves any of 1171  
grades nine through twelve and that received a grade of "D" or 1172  
"F" for the four-year adjusted cohort graduation rate under 1173  
division (A) (1) (d), (B) (1) (d), or (C) (1) (d) of section 3302.03 1174  
of the Revised Code in two of the three most recent report cards 1175  
published prior to the first day of July of the school year for 1176  
which a scholarship is sought. 1177

(B) (1) The student is enrolled in a school building 1178  
operated by the student's resident district and to which both of 1179  
the following apply: 1180

(a) The building was ranked, for at least two of the three 1181  
most recent rankings prior to the first day of July of the 1182

school year for which a scholarship is sought, in the lowest ten 1183  
per cent of all buildings operated by city, local, and exempted 1184  
village school districts according to performance index score as 1185  
determined by the department of education. 1186

(b) The building was not declared to be excellent or 1187  
effective, or the equivalent of such ratings as determined by 1188  
the department, under section 3302.03 of the Revised Code in the 1189  
most recent rating published prior to the first day of July of 1190  
the school year for which a scholarship is sought. 1191

(2) The student will be enrolling in any of grades 1192  
kindergarten through twelve in this state for the first time in 1193  
the school year for which a scholarship is sought, will be at 1194  
least five years of age, as defined in section 3321.01 of the 1195  
Revised Code, by the first day of January of the school year for 1196  
which a scholarship is sought, and otherwise would be assigned 1197  
under section 3319.01 of the Revised Code in the school year for 1198  
which a scholarship is sought, to a school building described in 1199  
division (B) (1) of this section. 1200

(3) The student is enrolled in a community school 1201  
established under Chapter 3314. of the Revised Code but 1202  
otherwise would be assigned under section 3319.01 of the Revised 1203  
Code to a building described in division (B) (1) of this section. 1204

(4) The student is enrolled in a school building operated 1205  
by the student's resident district or in a community school 1206  
established under Chapter 3314. of the Revised Code and 1207  
otherwise would be assigned under section 3319.01 of the Revised 1208  
Code to a school building described in division (B) (1) of this 1209  
section in the school year for which the scholarship is sought. 1210

(C) The student is enrolled in a nonpublic school at the 1211

time the school is granted a charter by the state board of 1212  
education under section 3301.16 of the Revised Code and the 1213  
student meets the standards of division (B) of section 3310.031 1214  
of the Revised Code. 1215

(D) For the 2016-2017 school year and each school year 1216  
thereafter, the student is in any of grades kindergarten through 1217  
three, is enrolled in a school building that is operated by the 1218  
student's resident district or will be enrolling in any of 1219  
grades kindergarten through twelve in this state for the first 1220  
time in the school year for which a scholarship is sought, and 1221  
to which both of the following apply: 1222

(1) The building, in at least two of the three most recent 1223  
ratings of school buildings published prior to the first day of 1224  
July of the school year for which a scholarship is sought, 1225  
received a grade of "D" or "F" for making progress in improving 1226  
literacy in grades kindergarten through three under division (B) 1227  
(1) (g) or (C) (1) (g) of section 3302.03 of the Revised Code; 1228

(2) The building did not receive a grade of "A" for making 1229  
progress in improving literacy in grades kindergarten through 1230  
three under division (B) (1) (g) or (C) (1) (g) of section 3302.03 1231  
of the Revised Code in the most recent rating published prior to 1232  
the first day of July of the school year for which a scholarship 1233  
is sought. 1234

(E) The student's resident district is subject to former 1235  
section 3302.10 of the Revised Code as it existed prior to the 1236  
effective date of this amendment and the student either: 1237

(1) Is enrolled in a school building operated by the 1238  
resident district or in a community school established under 1239  
Chapter 3314. of the Revised Code; 1240

(2) Will be both enrolling in any of grades kindergarten 1241  
through twelve in this state for the first time and at least 1242  
five years of age by the first day of January of the school year 1243  
for which a scholarship is sought. 1244

(F) A student who receives a scholarship under the 1245  
educational choice scholarship pilot program remains an eligible 1246  
student and may continue to receive scholarships in subsequent 1247  
school years until the student completes grade twelve, so long 1248  
as all of the following apply: 1249

(1) The student's resident district remains the same, or 1250  
the student transfers to a new resident district and otherwise 1251  
would be assigned in the new resident district to a school 1252  
building described in division (A) (1), (B) (1), (D), or (E) of 1253  
this section. 1254

(2) Except as provided in divisions (K) (1) and (L) of 1255  
section 3301.0711 of the Revised Code, the student takes each 1256  
assessment prescribed for the student's grade level under 1257  
section 3301.0710 or 3301.0712 of the Revised Code while 1258  
enrolled in a chartered nonpublic school. 1259

(3) In each school year that the student is enrolled in a 1260  
chartered nonpublic school, the student is absent from school 1261  
for not more than twenty days that the school is open for 1262  
instruction, not including excused absences. 1263

(G) (1) The department shall cease awarding first-time 1264  
scholarships pursuant to divisions (A) (1) to (4) of this section 1265  
with respect to a school building that, in the most recent 1266  
ratings of school buildings published under section 3302.03 of 1267  
the Revised Code prior to the first day of July of the school 1268  
year, ceases to meet the criteria in division (A) (1) of this 1269

section. The department shall cease awarding first-time 1270  
scholarships pursuant to division (A) (5) of this section with 1271  
respect to a school district that, in the most recent ratings of 1272  
school districts published under section 3302.03 of the Revised 1273  
Code prior to the first day of July of the school year, ceases 1274  
to meet the criteria in division (A) (5) of this section. 1275

(2) The department shall cease awarding first-time 1276  
scholarships pursuant to divisions (B) (1) to (4) of this section 1277  
with respect to a school building that, in the most recent 1278  
ratings of school buildings under section 3302.03 of the Revised 1279  
Code prior to the first day of July of the school year, ceases 1280  
to meet the criteria in division (B) (1) of this section. 1281

(3) The department shall cease awarding first-time 1282  
scholarships pursuant to division (D) of this section with 1283  
respect to a school building that, in the most recent ratings of 1284  
school buildings under section 3302.03 of the Revised Code prior 1285  
to the first day of July of the school year, ceases to meet the 1286  
criteria in division (D) of this section. 1287

~~(4) The department shall cease awarding first-time 1288  
scholarships pursuant to division (E) of this section with 1289  
respect to a school district subject to section 3302.10 of the 1290  
Revised Code when the academic distress commission established 1291  
for the district ceases to exist. 1292~~

~~(5) However, students who have received scholarships in 1293  
the prior school year remain eligible students pursuant to 1294  
division (F) of this section. 1295~~

(H) The state board of education shall adopt rules 1296  
defining excused absences for purposes of division (F) (3) of 1297  
this section. 1298

(I) (1) A student who satisfies only the conditions 1299  
prescribed in divisions (A) (1) to (4) of this section shall not 1300  
be eligible for a scholarship if the student's resident building 1301  
meets any of the following in the most recent rating under 1302  
section 3302.03 of the Revised Code published prior to the first 1303  
day of July of the school year for which a scholarship is 1304  
sought: 1305

(a) The building has an overall designation of excellent 1306  
or effective under section 3302.03 of the Revised Code as it 1307  
existed prior to March 22, 2013. 1308

(b) For the 2012-2013, 2013-2014, 2014-2015, or 2015-2016 1309  
school year, the building has a grade of "A" or "B" for the 1310  
performance index score under division (A) (1) (b) or (B) (1) (b) of 1311  
section 3302.03 of the Revised Code and for the value-added 1312  
progress dimension under division (A) (1) (e) or (B) (1) (e) of 1313  
section 3302.03 of the Revised Code; or if the building serves 1314  
only grades ten through twelve, the building received a grade of 1315  
"A" or "B" for the performance index score under division (A) (1) 1316  
(b) or (B) (1) (b) of section 3302.03 of the Revised Code and had 1317  
a four-year adjusted cohort graduation rate of greater than or 1318  
equal to seventy-five per cent. 1319

(c) For the 2016-2017 school year or any school year 1320  
thereafter, the building has a grade of "A" or "B" under 1321  
division (C) (3) of section 3302.03 of the Revised Code and a 1322  
grade of "A" for the value-added progress dimension under 1323  
division (C) (1) (e) of section 3302.03 of the Revised Code; or if 1324  
the building serves only grades ten through twelve, the building 1325  
received a grade of "A" or "B" for the performance index score 1326  
under division (C) (1) (b) of section 3302.03 of the Revised Code 1327  
and had a four-year adjusted cohort graduation rate of greater 1328

than or equal to seventy-five per cent. 1329

(2) A student who satisfies only the conditions prescribed 1330  
in division (A) (5) of this section shall not be eligible for a 1331  
scholarship if the student's resident district meets any of the 1332  
following in the most recent rating under section 3302.03 of the 1333  
Revised Code published prior to the first day of July of the 1334  
school year for which a scholarship is sought: 1335

(a) The district has an overall designation of excellent 1336  
or effective under section 3302.03 of the Revised Code as it 1337  
existed prior to March 22, 2013. 1338

(b) The district has a grade of "A" or "B" for the 1339  
performance index score under division (A) (1) (b) or (B) (1) (b) of 1340  
section 3302.03 of the Revised Code and for the value-added 1341  
progress dimension under division (A) (1) (e) or (B) (1) (e) of 1342  
section 3302.03 of the Revised Code for the 2012-2013, 2013- 1343  
2014, 2014-2015, and 2015-2016 school years. 1344

(c) The district has an overall grade of "A" or "B" under 1345  
division (C) (3) of section 3302.03 of the Revised Code and a 1346  
grade of "A" for the value-added progress dimension under 1347  
division (C) (1) (e) of section 3302.03 of the Revised Code for 1348  
the 2016-2017 school year or any school year thereafter. 1349

**Sec. 3311.29.** (A) Except as provided under division (B), 1350  
(C), or (D) of this section, no school district shall be created 1351  
and no school district shall exist which does not maintain 1352  
within such district public schools consisting of grades 1353  
kindergarten through twelve and any such existing school 1354  
district not maintaining such schools shall be dissolved and its 1355  
territory joined with another school district or districts by 1356  
order of the state board of education if no agreement is made 1357

among the surrounding districts voluntarily, which order shall 1358  
provide an equitable division of the funds, property, and 1359  
indebtedness of the dissolved school district among the 1360  
districts receiving its territory. The state board of education 1361  
may authorize exceptions to school districts where topography, 1362  
sparsity of population, and other factors make compliance 1363  
impracticable. 1364

The superintendent of public instruction is without 1365  
authority to distribute funds under Chapter 3317. of the Revised 1366  
Code to any school district that does not maintain schools with 1367  
grades kindergarten through twelve and to which no exception has 1368  
been granted by the state board of education. 1369

(B) Division (A) of this section does not apply to any 1370  
joint vocational school district or any cooperative education 1371  
school district established pursuant to divisions (A) to (C) of 1372  
section 3311.52 of the Revised Code. 1373

(C) (1) (a) Except as provided in division (C) (3) of this 1374  
section, division (A) of this section does not apply to any 1375  
cooperative education school district established pursuant to 1376  
section 3311.521 of the Revised Code nor to the city, exempted 1377  
village, or local school districts that have territory within 1378  
such a cooperative education district. 1379

(b) The cooperative district and each city, exempted 1380  
village, or local district with territory within the cooperative 1381  
district shall maintain the grades that the resolution adopted 1382  
or amended pursuant to section 3311.521 of the Revised Code 1383  
specifies. 1384

(2) Any cooperative education school district described 1385  
under division (C) (1) of this section that fails to maintain the 1386



grades it is specified to operate shall be dissolved by order of 1387  
the state board of education unless prior to such an order the 1388  
cooperative district is dissolved pursuant to section 3311.54 of 1389  
the Revised Code. Any such order shall provide for the equitable 1390  
adjustment, division, and disposition of the assets, property, 1391  
debts, and obligations of the district among each city, local, 1392  
and exempted village school district whose territory is in the 1393  
cooperative district and shall provide that the tax duplicate of 1394  
each city, local, and exempted village school district whose 1395  
territory is in the cooperative district shall be bound for and 1396  
assume its share of the outstanding indebtedness of the 1397  
cooperative district. 1398

(3) If any city, exempted village, or local school 1399  
district described under division (C) (1) of this section fails 1400  
to maintain the grades it is specified to operate the 1401  
cooperative district within which it has territory shall be 1402  
dissolved in accordance with division (C) (2) of this section and 1403  
upon that dissolution any city, exempted village, or local 1404  
district failing to maintain grades kindergarten through twelve 1405  
shall be subject to the provisions for dissolution in division 1406  
(A) of this section. 1407

(D) Division (A) of this section does not apply to any 1408  
school district that is or has ever been subject to former 1409  
section 3302.10 of the Revised Code, as it ~~exists on and after~~ 1410  
~~the effective date of this amendment~~ existed between October 15, 1411  
2015, and the effective date of this amendment, and has had a 1412  
majority of its schools reconstituted or closed under that 1413  
section. 1414

Sec. 3313.361. The board of education of each school 1415  
district or educational service center shall create and 1416

administer a process by which employees may put forward 1417  
suggestions that may advance educational excellence. 1418

(A) The suggestions must be published on the district's 1419  
web site with a proper response from school officials as to 1420  
whether an idea will be implemented in the district. 1421

(B) For those ideas that are implemented, the board shall 1422  
provide a reward of its choosing to the progenitor. 1423

**Sec. 3314.102.** (A) As used in this section: 1424

~~(1) "Chief executive officer" means a chief executive~~ 1425  
~~officer appointed by an academic distress commission pursuant to~~ 1426  
~~section 3302.10 of the Revised Code.~~ 1427

~~(2) "Municipal," "municipal school district" and "mayor"~~ 1428  
have the same meanings as in section 3311.71 of the Revised 1429  
Code. 1430

(B) Notwithstanding section 3314.10 and sections 4117.03 1431  
to 4117.18 of the Revised Code and Section 4 of Amended 1432  
Substitute Senate Bill No. 133 of the 115th general assembly, 1433  
the employees of a conversion community school that is sponsored 1434  
by the board of education of a municipal school district ~~or a~~ 1435  
~~school district for which an academic distress commission has~~ 1436  
~~been established under section 3302.10 of the Revised Code shall~~ 1437  
cease to be subject to any future collective bargaining 1438  
agreement, if the mayor ~~or chief executive officer~~ submits to 1439  
the board of education sponsoring the school and to the state 1440  
employment relations board a statement requesting that all 1441  
employees of the community school be removed from a collective 1442  
bargaining unit. The employees of the community school who are 1443  
covered by a collective bargaining agreement in effect on the 1444  
date the mayor ~~or chief executive officer~~ submits the statement 1445

shall remain subject to that collective bargaining agreement 1446  
until the collective bargaining agreement expires on its terms. 1447  
Upon expiration of that collective bargaining agreement, the 1448  
employees of that school are not subject to Chapter 4117. of the 1449  
Revised Code and may not organize or collectively bargain 1450  
pursuant to that chapter. 1451

Sec. 3333.27. (A) The chancellor of higher education shall 1452  
establish and administer the teacher education advancement 1453  
program. Under this program, any elementary or secondary school 1454  
teacher who has taught in this state for ten years or more shall 1455  
be eligible for admission to any university for the pursuit of 1456  
an advanced degree, without being required to pay any tuition or 1457  
matriculation fee. 1458

(1) Each recipient who accepts a tuition waiver described 1459  
in this section shall be required to continue teaching in this 1460  
state for a minimum of five years following the completion of 1461  
the advanced degree program for which the tuition waiver was 1462  
applied. 1463

(B) The school district of each participant shall be 1464  
required to pay for any textbooks, fees, or other related 1465  
expenses not included in tuition costs. 1466

(C) Each recipient who accepts a tuition waiver under 1467  
division (A) of this section shall sign a promissory note 1468  
payable to the state in the event the recipient does not satisfy 1469  
the service requirement of division (A) (1) of this section. The 1470  
amount payable under the note shall be the amount of total 1471  
tuition waived. The period of repayment under the note shall be 1472  
determined by the chancellor. The note shall stipulate that the 1473  
obligation to make payments under the note is canceled following 1474  
completion of five years of qualified service by the recipient 1475

in accordance with division (A) (1) of this section, or if the 1476  
recipient dies or becomes totally and permanently disabled. 1477

(D) Each state university that enrolls students under 1478  
division (A) of this section shall report to the chancellor, by 1479  
the first day of July of each year, the number of students who 1480  
were so enrolled through this program and the average amount of 1481  
all such tuition waived during the preceding year. The 1482  
chancellor shall determine the average amount of all such 1483  
tuition waived during the preceding year. The average amount of 1484  
tuition waived under division (A) of this section during the 1485  
preceding year shall be the amount of grants that participating 1486  
state universities shall receive under this division during the 1487  
current year, but no grant under this division shall exceed the 1488  
tuition due and payable by the student prior to the reduction 1489  
referred to in this division. 1490

(E) As used in this section, "state university" has the 1491  
same meaning as in section 3345.011 of the Revised Code. 1492

**Section 2.** That existing sections 133.06, 3302.036, 1493  
3302.042, 3302.12, 3302.16, 3302.17, 3302.18, 3310.03, 3311.29, 1494  
and 3314.102 and sections 3302.10 and 3302.11 of the Revised 1495  
Code are hereby repealed. 1496

**Section 3.** That Sections 265.10, 265.210, and 265.323 of 1497  
H.B. 49 of the 132nd General Assembly be amended to read as 1498  
follows: 1499

**Sec. 265.10.** EDU DEPARTMENT OF EDUCATION 1500  
General Revenue Fund 1501

GRF	200321	Operating Expenses	\$ 14,693,536	\$ 14,736,578	1502
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GRF	200408	Early Childhood	\$ 68,116,789	\$ 68,116,789	1503
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		Education			1504
GRF	200420	Information Technology	\$ 3,770,170	\$ 3,770,170	1505
		Development and Support			1506
GRF	200422	School Management	\$ 2,077,615	\$ 2,113,413	1507
		Assistance			1508
GRF	200424	Policy Analysis	\$ 428,962	\$ 428,962	1509
GRF	200426	Ohio Educational	\$ 15,457,000	\$ 15,457,000	1510
		Computer Network			1511
GRF	200427	Academic Standards	\$ 3,819,487	\$ 3,819,487	1512
GRF	200437	Student Assessment	\$ 55,959,287	\$ 56,025,042	1513
GRF	200439	Accountability/Report	\$ 413,167	\$ 913,167	1514
		Cards			1515
GRF	200442	Child Care Licensing	\$ 1,852,200	\$ 1,887,863	1516
GRF	200446	Education Management	\$ 7,574,367	\$ 7,620,414	1517
		Information System			1518
GRF	200448	Educator Preparation	\$ 1,710,384	\$ 1,710,384	1519
GRF	200455	Community Schools and	\$ 4,435,845	\$ 4,585,028	1520
		Choice Programs			1521
GRF	200465	Education Technology	\$ 5,179,107	\$ 5,179,107	1522
		Resources			1523
GRF	200502	Pupil Transportation	\$ 546,738,753	\$ 527,129,809	1524
GRF	200505	School Lunch Match	\$ 8,963,500	\$ 8,963,500	1525
GRF	200511	Auxiliary Services	\$ 150,594,178	\$ 150,594,178	1526
GRF	200532	Nonpublic	\$ 68,034,790	\$ 68,034,790	1527
		Administrative Cost			1528

		Reimbursement			1529
GRF	200540	Special Education	\$ 152,350,000	\$ 152,350,000	1530
		Enhancements			1531
GRF	200545	Career-Technical	\$ 10,665,866	\$ 9,600,892	1532
		Education Enhancements			1533
GRF	200550	Foundation Funding	\$ 6,799,882,816	\$ <del>6,937,228,845</del>	1534
				<u>6,936,628,845</u>	1535
GRF	200566	Literacy Improvement	\$ 750,000	\$ 1,250,000	1536
GRF	200572	Adult Education	\$ 7,533,216	\$ 8,702,475	1537
		Programs			1538
GRF	200573	EdChoice Expansion	\$ 38,400,000	\$ 47,700,000	1539
GRF	200574	Half-Mill Maintenance	\$ 18,715,000	\$ 18,912,000	1540
		Equalization			1541
GRF	200576	Adaptive Sports	\$ 50,000	\$ 50,000	1542
		Program			1543
GRF	200578	Violence Prevention	\$ 250,000	\$ 250,000	1544
		and School Safety			1545
GRF	657401	Medicaid in Schools	\$ 295,500	\$ 295,500	1546
TOTAL GRF		General Revenue Fund	\$ 7,988,711,535	\$ <del>8,117,425,393</del>	1547
				<u>8,116,825,393</u>	1548
		Dedicated Purpose Fund Group			1549
4520	200638	Charges and	\$ 1,000,000	\$ 1,000,000	1550
		Reimbursements			1551
4540	200610	High School	\$ 1,187,065	\$ 0	1552
		Equivalency			1553

4550	200608	Commodity Foods	\$ 16,000,000	\$ 16,000,000	1554
4L20	200681	Teacher Certification and Licensure	\$ 16,002,297	\$ 16,002,297	1555 1556
5980	200659	Auxiliary Services Reimbursement	\$ 2,930,000	\$ 2,930,000	1557 1558
5H30	200687	School District Solvency Assistance	\$ 8,000,000	\$ 8,000,000	1559 1560
5KX0	200691	Ohio School Sponsorship Program	\$ 828,600	\$ 828,600	1561 1562
5MM0	200677	Child Nutrition Refunds	\$ 550,000	\$ 550,000	1563 1564
5U20	200685	National Education Statistics	\$ 150,000	\$ 150,000	1565 1566
5UC0	200662	Accountability/Report Cards	\$ 5,000,000	\$ 5,000,000	1567 1568
<u>5UN0</u>	<u>200473</u>	<u>School District</u>	<u>\$ 0</u>	<u>\$ 600,000</u>	1569
		<u>Business Intervention</u>			1570
6200	200615	Educational Improvement Grants	\$ 800,000	\$ 600,000	1571 1572
TOTAL DPF		Dedicated Purpose Fund	\$ 52,447,962	\$ <del>51,060,897</del>	1573
Group				<u>51,660,897</u>	1574
		Internal Service Activity Fund Group			1575
1380	200606	Information Technology Development and Support	\$ 7,047,645	\$ 7,047,645	1576 1577
4R70	200695	Indirect Operational Support	\$ 7,856,766	\$ 7,856,766	1578 1579

4V70	200633	Interagency Program	\$ 500,000	\$ 500,000	1580
		Support			1581
TOTAL ISA		Internal Service Activity	\$ 15,404,411	\$ 15,404,411	1582
Fund Group					1583
State Lottery		Fund Group			1584
7017	200612	Foundation Funding	\$ 1,086,030,000	\$ 1,087,030,000	1585
7017	200629	Community Connectors	\$ 4,000,000	\$ 4,000,000	1586
7017	200684	Community School	\$ 16,600,000	\$ 16,600,000	1587
		Facilities			1588
TOTAL SLF		State Lottery Fund Group	\$ 1,106,630,000	\$ 1,107,630,000	1589
Federal Fund		Group			1590
3670	200607	School Food Services	\$ 10,080,635	\$ 10,280,635	1591
3700	200624	Education of	\$ 2,000,000	\$ 2,000,000	1592
		Exceptional Children			1593
3AF0	657601	Schools Medicaid	\$ 750,000	\$ 750,000	1594
		Administrative Claims			1595
3AN0	200671	School Improvement	\$ 25,000,000	\$ 25,000,000	1596
		Grants			1597
3C50	200661	Early Childhood	\$ 12,555,000	\$ 12,555,000	1598
		Education			1599
3D20	200667	Math Science	\$ 7,000,000	\$ 7,000,000	1600
		Partnerships			1601
3EH0	200620	Migrant Education	\$ 2,500,000	\$ 2,500,000	1602
3EJ0	200622	Homeless Children	\$ 2,600,000	\$ 2,600,000	1603
		Education			1604



3GE0	200674	Summer Food Service Program	\$ 14,856,635	\$ 14,856,635	1605 1606
3GG0	200676	Fresh Fruit and Vegetable Program	\$ 4,677,340	\$ 4,677,340	1607 1608
3HF0	200649	Federal Education Grants	\$ 6,364,327	\$ 6,364,327	1609 1610
3L60	200617	Federal School Lunch	\$ 394,612,000	\$ 406,450,000	1611
3L70	200618	Federal School Breakfast	\$ 142,688,750	\$ 154,103,850	1612 1613
3L80	200619	Child/Adult Food Programs	\$ 106,913,755	\$ 106,913,755	1614 1615
3L90	200621	Career-Technical Education Basic Grant	\$ 44,663,900	\$ 44,663,900	1616 1617
3M00	200623	ESEA Title 1A	\$ 600,000,000	\$ 600,000,000	1618
3M20	200680	Individuals with Disabilities Education Act	\$ 445,000,000	\$ 445,000,000	1619 1620 1621
3T40	200613	Public Charter Schools	\$ 14,200,000	\$ 14,200,000	1622
3Y20	200688	21st Century Community Learning Centers	\$ 47,500,000	\$ 47,500,000	1623 1624
3Y60	200635	Improving Teacher Quality	\$ 85,000,000	\$ 85,000,000	1625 1626
3Y70	200689	English Language Acquisition	\$ 10,101,411	\$ 10,101,411	1627 1628
3Y80	200639	Rural and Low Income Technical Assistance	\$ 3,300,000	\$ 3,300,000	1629 1630

3Z20	200690	State Assessments	\$ 11,500,000	\$ 11,500,000	1631
3Z30	200645	Consolidated Federal	\$ 10,168,964	\$ 10,168,964	1632
		Grant Administration			1633
TOTAL FED	Federal Fund Group		\$ 2,004,032,717	\$ 2,027,485,817	1634
TOTAL ALL BUDGET FUND GROUPS			\$ 11,167,226,625	\$ 11,319,006,518	1635

**Sec. 265.210. FOUNDATION FUNDING** 1636

Of the foregoing appropriation item 200550, Foundation 1637  
Funding, up to \$40,000,000 in each fiscal year shall be used to 1638  
provide additional state aid to school districts, joint 1639  
vocational school districts, community schools, and STEM schools 1640  
for special education students under division (C) (3) of section 1641  
3314.08, section 3317.0214, division (B) of section 3317.16, and 1642  
section 3326.34 of the Revised Code, except that the Controlling 1643  
Board may increase these amounts if presented with such a 1644  
request from the Department of Education at the final meeting of 1645  
the fiscal year. 1646

Of the foregoing appropriation item 200550, Foundation 1647  
Funding, up to \$3,800,000 in each fiscal year shall be used to 1648  
fund gifted education at educational service centers. The 1649  
Department shall distribute the funding through the unit-based 1650  
funding methodology in place under division (L) of section 1651  
3317.024, division (E) of section 3317.05, and divisions (A), 1652  
(B), and (C) of section 3317.053 of the Revised Code as they 1653  
existed prior to fiscal year 2010. 1654

Of the foregoing appropriation item 200550, Foundation 1655  
Funding, up to \$40,000,000 in each fiscal year shall be reserved 1656  
to fund the state reimbursement of educational service centers 1657  
under the section of this act entitled "EDUCATIONAL SERVICE 1658  
CENTERS FUNDING." 1659

Of the foregoing appropriation item 200550, Foundation 1660  
Funding, up to \$3,500,000 in each fiscal year shall be 1661  
distributed to educational service centers for School 1662  
Improvement Initiatives and for the provision of technical 1663  
assistance to schools and districts. The Department may 1664  
distribute these funds through a competitive grant process. 1665

Of the foregoing appropriation item 200550, Foundation 1666  
Funding, up to \$10,000,000 in fiscal year 2018 and up to 1667  
\$7,000,000 in fiscal year 2019 shall be reserved for payments 1668  
under section 3317.028 of the Revised Code. If this amount is 1669  
not sufficient, the Department shall prorate the payment amounts 1670  
so that the aggregate amount allocated in this paragraph is not 1671  
exceeded. 1672

Of the foregoing appropriation item 200550, Foundation 1673  
Funding, up to \$28,600,000 in fiscal year 2018 and up to 1674  
\$26,400,000 in fiscal year 2019 shall be used to support school 1675  
choice programs. 1676

Of the portion of the funds distributed to the Cleveland 1677  
Municipal School District under this section, up to \$15,400,000 1678  
in fiscal year 2018 and \$17,600,000 in fiscal year 2019 shall be 1679  
used to operate the school choice program in the Cleveland 1680  
Municipal School District under sections 3313.974 to 3313.979 of 1681  
the Revised Code. Notwithstanding divisions (B) and (C) of 1682  
section 3313.978 and division (C) of section 3313.979 of the 1683  
Revised Code, up to \$1,000,000 in each fiscal year of this 1684  
amount shall be used by the Cleveland Municipal School District 1685  
to provide tutorial assistance as provided in division (H) of 1686  
section 3313.974 of the Revised Code. The Cleveland Municipal 1687  
School District shall report the use of these funds in the 1688  
district's three-year continuous improvement plan as described 1689

in section 3302.04 of the Revised Code in a manner approved by 1690  
the Department. 1691

Of the foregoing appropriation item 200550, Foundation 1692  
Funding, up to \$1,500,000 in each fiscal year may be used for 1693  
payment of the College Credit Plus Program for students 1694  
instructed at home pursuant to section 3321.04 of the Revised 1695  
Code. 1696

Of the foregoing appropriation item 200550, Foundation 1697  
Funding, an amount shall be available in each fiscal year to be 1698  
paid to joint vocational school districts in accordance with 1699  
division (A) of section 3317.16 of the Revised Code, and the 1700  
section of this act entitled "TEMPORARY TRANSITIONAL AID FOR 1701  
JOINT VOCATIONAL SCHOOL DISTRICTS." 1702

Of the foregoing appropriation item 200550, Foundation 1703  
Funding, up to \$700,000 in each fiscal year shall be used by the 1704  
Department for a program to pay for educational services for 1705  
youth who have been assigned by a juvenile court or other 1706  
authorized agency to any of the facilities described in division 1707  
(A) of the section of this act entitled "PRIVATE TREATMENT 1708  
FACILITY PROJECT." 1709

Of the foregoing appropriation item 200550, Foundation 1710  
Funding, a portion may be used to pay college-preparatory 1711  
boarding schools the per pupil boarding amount pursuant to 1712  
section 3328.34 of the Revised Code. 1713

Of the foregoing appropriation item 200550, Foundation 1714  
Funding, up to \$1,500,000 in each fiscal year shall be used for 1715  
the Bright New Leaders for Ohio Schools Program created and 1716  
implemented by the nonprofit corporation incorporated pursuant 1717  
to section 3319.271 of the Revised Code, to provide an 1718

alternative path for individuals to receive training and 1719  
development in the administration of primary and secondary 1720  
education and leadership, enable those individuals to earn 1721  
degrees and obtain licenses in public school administration, and 1722  
promote the placement of those individuals in public schools 1723  
that have a poverty percentage greater than fifty per cent. 1724

Of the foregoing appropriation item 200550, Foundation 1725  
Funding, a portion in each fiscal year shall be used to pay 1726  
community schools and STEM schools the amounts calculated for 1727  
the graduation and third-grade reading bonuses under sections 1728  
3314.085 and 3326.41 of the Revised Code. 1729

Of the foregoing appropriation item 200550, Foundation 1730  
Funding, up to \$600,000 in ~~each~~ fiscal year 2018 may be used by 1731  
the Department for duties and activities related to the 1732  
establishment of academic distress commissions under former 1733  
section 3302.10 of the Revised Code, as it existed prior to the 1734  
effective date of this amendment. A portion of the funds may be 1735  
used as matching funds for any monetary contributions made by a 1736  
school district for which an academic distress commission ~~is~~was 1737  
established or by the district's local community to support 1738  
innovative education programs or a high-quality school 1739  
accelerator as provided for in former section 3302.10 of the 1740  
Revised Code, as it existed prior to the effective date of this 1741  
amendment. 1742

The remainder of appropriation item 200550, Foundation 1743  
Funding, shall be used to distribute the amounts calculated for 1744  
formula aid under section 3317.022 of the Revised Code, the 1745  
section of this act entitled "TEMPORARY TRANSITIONAL AID FOR 1746  
CITY, LOCAL, AND EXEMPTED VILLAGE SCHOOL DISTRICTS," and the 1747  
section of this act entitled "CAP OFFSET AMOUNT FOR CITY, LOCAL, 1748

AND EXEMPTED VILLAGE SCHOOL DISTRICTS." 1749

Appropriation items 200502, Pupil Transportation, 200540, 1750  
Special Education Enhancements, and 200550, Foundation Funding, 1751  
other than specific set-asides, are collectively used in each 1752  
fiscal year to pay state formula aid obligations for school 1753  
districts, community schools, STEM schools, college preparatory 1754  
boarding schools, and joint vocational school districts under 1755  
this act. The first priority of these appropriation items, with 1756  
the exception of specific set-asides, is to fund state formula 1757  
aid obligations. It may be necessary to reallocate funds among 1758  
these appropriation items or use excess funds from other general 1759  
revenue fund appropriation items in the Department of 1760  
Education's budget in each fiscal year in order to meet state 1761  
formula aid obligations. If it is determined that it is 1762  
necessary to transfer funds among these appropriation items or 1763  
to transfer funds from other General Revenue Fund appropriations 1764  
in the Department's budget to meet state formula aid 1765  
obligations, the Superintendent of Public Instruction shall seek 1766  
approval from the Director of Budget and Management to transfer 1767  
funds as needed. 1768

The Superintendent of Public Instruction shall make 1769  
payments, transfers, and deductions, as authorized by Title 1770  
XXXVIII of the Revised Code in amounts substantially equal to 1771  
those made in the prior year, or otherwise, at the discretion of 1772  
the Superintendent, until at least the effective date of the 1773  
amendments and enactments made to Title XXXVIII by this act. Any 1774  
funds paid to districts or schools under this section shall be 1775  
credited toward the annual funds calculated for the district or 1776  
school after the changes made to Title XXXVIII in this act are 1777  
effective. Upon the effective date of changes made to Title 1778  
XXXVIII in this act, funds shall be calculated as an annual 1779

amount. 1780

**Sec. 265.323. ACCOUNTABILITY/REPORT CARDS 1781**

Of the foregoing appropriation item 200662, 1782  
Accountability/Report Cards, \$500,000 in each fiscal year shall 1783  
be used as matching funds to support efforts by the Accelerate 1784  
Great Schools public-private partnership to increase the number 1785  
of high-performing schools in Cincinnati, to attract and develop 1786  
excellent school leaders and teachers, and to engage families 1787  
and communities in fostering educational improvement. 1788

Of the foregoing appropriation item 200662, 1789  
Accountability/Report Cards, a portion in each fiscal year may 1790  
be used to train district and regional specialists and district 1791  
educators in the use of the value-added progress dimension and 1792  
in the use of data as it relates to improving student 1793  
achievement. This training may include teacher and administrator 1794  
professional development in the use of data to improve 1795  
instruction and student learning, and teacher and administrator 1796  
training in understanding teacher value-added reports and how 1797  
they can be used as a component in measuring teacher and 1798  
administrator effectiveness. A portion of this funding shall be 1799  
provided to educational service centers to support training and 1800  
professional development under this section consistent with 1801  
section 3312.01 of the Revised Code. 1802

The remainder of appropriation item 200662, 1803  
Accountability/Report Cards, shall be used by the Department of 1804  
Education to incorporate a statewide value-added progress 1805  
dimension into performance ratings for school districts and for 1806  
the development of an accountability system that includes the 1807  
preparation and distribution of school report cards, funding and 1808  
expenditure accountability reports under sections 3302.03 and 1809

3302.031 of the Revised Code, the development and maintenance of 1810  
teacher value-added reports, the teacher student linkage/roster 1811  
verification process, and the performance management section of 1812  
the Department's web site required by section 3302.26 of the 1813  
Revised Code. 1814

SCHOOL DISTRICT BUSINESS INTERVENTION 1815

The foregoing appropriation item 200473, School District 1816  
Business Intervention, shall be used pursuant to section 3301.41 1817  
of the Revised Code. 1818

**Section 4.** That existing Sections 265.10, 265.210, and 1819  
265.323 of H.B. 49 of the 132nd General Assembly are hereby 1820  
repealed. 1821

**Section 5.** On July 1, 2018, or as soon as possible 1822  
thereafter, the Director of Budget and Management shall transfer 1823  
\$600,000 cash from the General Revenue Fund to the State 1824  
Business Intervention Fund (Fund 5UN0) created in section 1825  
3301.41 of the Revised Code. 1826

**Section 6.** That Sections 4, 5, and 6 of H.B. 70 of the 1827  
131st General Assembly are hereby repealed. 1828

**Section 7.** Any actions taken by the Superintendent of 1829  
Public Instruction to create an academic distress commission 1830  
under division (A) of former section 3302.10 of the Revised 1831  
Code, as it existed between October 15, 2015, and the effective 1832  
date of this section, are void. Any academic distress commission 1833  
in existence on the effective date of this section shall be 1834  
dissolved at the end of the school year in which this section 1835  
becomes effective. 1836

**Section 8.** It is the intent of the General Assembly to 1837  
appropriate funds in the main operating budget act of the 133rd 1838



General Assembly for school district systems upgrades for 1839  
predictive and productive analytic functions. 1840

**Section 9.** This act shall be known as the "Student 1841  
Transformative Academic Restoration Act" ("STAR"). 1842

**Section 10.** The General Assembly, applying the principle 1843  
stated in division (B) of section 1.52 of the Revised Code that 1844  
amendments are to be harmonized if reasonably capable of 1845  
simultaneous operation, finds that the following sections, 1846  
presented in this act as composites of the sections as amended 1847  
by the acts indicated, are the resulting versions of the 1848  
sections in effect prior to the effective date of the sections 1849  
as presented in this act: 1850

Section 133.06 of the Revised Code as amended by both Sub. 1851  
H.B. 340 of the 131st General Assembly and Am. Sub. H.B. 49 of 1852  
the 132nd General Assembly. 1853

Section 3302.036 of the Revised Code amended by both Am. 1854  
Sub. H.B. 64 and Am. Sub. H.B. 70 of the 131st General Assembly. 1855