

As Reported by the House Higher Education Committee

135th General Assembly

Regular Session

2023-2024

Sub. S. B. No. 104

Senators Cirino, Brenner

**Cosponsors: Senators Lang, Reynolds, Antonio, Chavez, Craig, DeMora,
Gavarone, Hackett, Hicks-Hudson, Ingram, Johnson, Landis, Manning, O'Brien,
Reineke, Roegner, Romanchuk, Schaffer, Schuring, Sykes, Wilkin**

Representative Williams

A BILL

To amend sections 3302.03, 3365.03, 3365.04, 1
3365.05, 3365.11, and 3365.15 and to enact 2
section 3365.14 of the Revised Code regarding 3
the College Credit Plus Program. 4

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

Section 1. That sections 3302.03, 3365.03, 3365.04, 5
3365.05, 3365.11, and 3365.15 be amended and section 3365.14 of 6
the Revised Code be enacted to read as follows: 7

Sec. 3302.03. Not later than the thirty-first day of July 8
of each year, the department of education and workforce shall 9
submit preliminary report card data for overall academic 10
performance and for each separate performance measure for each 11
school district, and each school building, in accordance with 12
this section. 13

Annually, not later than the fifteenth day of September or 14
the preceding Friday when that day falls on a Saturday or 15

Sunday, the department shall assign a letter grade or 16
performance rating for overall academic performance and for each 17
separate performance measure for each school district, and each 18
school building in a district, in accordance with this section. 19
The department shall adopt rules pursuant to Chapter 119. of the 20
Revised Code to implement this section. The department's rules 21
shall establish performance criteria for each letter grade or 22
performance rating and prescribe a method by which the 23
department assigns each letter grade or performance rating. For 24
a school building to which any of the performance measures do 25
not apply, due to grade levels served by the building, the 26
department shall designate the performance measures that are 27
applicable to the building and that must be calculated 28
separately and used to calculate the building's overall grade or 29
performance rating. The department shall issue annual report 30
cards reflecting the performance of each school district, each 31
building within each district, and for the state as a whole 32
using the performance measures and letter grade or performance 33
rating system described in this section. The department shall 34
include on the report card for each district and each building 35
within each district the most recent two-year trend data in 36
student achievement for each subject and each grade. 37

(A) (1) For the 2012-2013 school year, the department shall 38
issue grades as described in division (F) of this section for 39
each of the following performance measures: 40

(a) Annual measurable objectives; 41

(b) Performance index score for a school district or 42
building. Grades shall be awarded as a percentage of the total 43
possible points on the performance index system as adopted by 44
the department. In adopting benchmarks for assigning letter 45

grades under division (A) (1) (b) of this section, the department 46
shall designate ninety per cent or higher for an "A," at least 47
seventy per cent but not more than eighty per cent for a "C," 48
and less than fifty per cent for an "F." 49

(c) The extent to which the school district or building 50
meets each of the applicable performance indicators established 51
by the department under section 3302.02 of the Revised Code and 52
the percentage of applicable performance indicators that have 53
been achieved. In adopting benchmarks for assigning letter 54
grades under division (A) (1) (c) of this section, the department 55
shall designate ninety per cent or higher for an "A." 56

(d) The four- and five-year adjusted cohort graduation 57
rates. 58

In adopting benchmarks for assigning letter grades under 59
division (A) (1) (d), (B) (1) (d), or (C) (1) (d) of this section, the 60
department shall designate a four-year adjusted cohort 61
graduation rate of ninety-three per cent or higher for an "A" 62
and a five-year cohort graduation rate of ninety-five per cent 63
or higher for an "A." 64

(e) The overall score under the value-added progress 65
dimension of a school district or building, for which the 66
department shall use up to three years of value-added data as 67
available. The letter grade assigned for this growth measure 68
shall be as follows: 69

(i) A score that is at least one standard error of measure 70
above the mean score shall be designated as an "A." 71

(ii) A score that is less than one standard error of 72
measure above but greater than one standard error of measure 73
below the mean score shall be designated as a "B." 74

(iii) A score that is less than or equal to one standard error of measure below the mean score but greater than two standard errors of measure below the mean score shall be designated as a "C."

(iv) A score that is less than or equal to two standard errors of measure below the mean score but is greater than three standard errors of measure below the mean score shall be designated as a "D."

(v) A score that is less than or equal to three standard errors of measure below the mean score shall be designated as an "F."

Whenever the value-added progress dimension is used as a graded performance measure in this division and divisions (B) and (C) of this section, whether as an overall measure or as a measure of separate subgroups, the grades for the measure shall be calculated in the same manner as prescribed in division (A) (1) (e) of this section.

(f) The value-added progress dimension score for a school district or building disaggregated for each of the following subgroups: students identified as gifted, students with disabilities, and students whose performance places them in the lowest quintile for achievement on a statewide basis. Each subgroup shall be a separate graded measure.

(2) The department shall adopt a resolution describing the performance measures, benchmarks, and grading system for the 2012-2013 school year and shall adopt rules in accordance with Chapter 119. of the Revised Code that prescribe the methods by which the performance measures under division (A) (1) of this section shall be assessed and assigned a letter grade, including

performance benchmarks for each letter grade. 104

At least forty-five days prior to the department's 105
adoption of rules to prescribe the methods by which the 106
performance measures under division (A) (1) of this section shall 107
be assessed and assigned a letter grade, the department shall 108
conduct a public presentation before the standing committees of 109
the house of representatives and the senate that consider 110
education legislation describing such methods, including 111
performance benchmarks. 112

(3) There shall not be an overall letter grade for a 113
school district or building for the 2012-2013 school year. 114

(B) (1) For the 2013-2014 school year, the department shall 115
issue grades as described in division (F) of this section for 116
each of the following performance measures: 117

(a) Annual measurable objectives; 118

(b) Performance index score for a school district or 119
building. Grades shall be awarded as a percentage of the total 120
possible points on the performance index system as created by 121
the department. In adopting benchmarks for assigning letter 122
grades under division (B) (1) (b) of this section, the department 123
shall designate ninety per cent or higher for an "A," at least 124
seventy per cent but not more than eighty per cent for a "C," 125
and less than fifty per cent for an "F." 126

(c) The extent to which the school district or building 127
meets each of the applicable performance indicators established 128
by the department under section 3302.03 of the Revised Code and 129
the percentage of applicable performance indicators that have 130
been achieved. In adopting benchmarks for assigning letter 131
grades under division (B) (1) (c) of this section, the department 132

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| shall designate ninety per cent or higher for an "A." | 133 |
| (d) The four- and five-year adjusted cohort graduation rates; | 134 135 |
| (e) The overall score under the value-added progress dimension of a school district or building, for which the department shall use up to three years of value-added data as available. | 136 137 138 139 |
| (f) The value-added progress dimension score for a school district or building disaggregated for each of the following subgroups: students identified as gifted in superior cognitive ability and specific academic ability fields under Chapter 3324. of the Revised Code, students with disabilities, and students whose performance places them in the lowest quintile for achievement on a statewide basis. Each subgroup shall be a separate graded measure. | 140 141 142 143 144 145 146 147 |
| (g) Whether a school district or building is making progress in improving literacy in grades kindergarten through three, as determined using a method prescribed by the department. The department shall adopt rules to prescribe benchmarks and standards for assigning grades to districts and buildings for purposes of division (B) (1) (g) of this section. In adopting benchmarks for assigning letter grades under divisions (B) (1) (g) and (C) (1) (g) of this section, the department shall determine progress made based on the reduction in the total percentage of students scoring below grade level, or below proficient, compared from year to year on the reading and writing diagnostic assessments administered under section 3301.0715 of the Revised Code and the third grade English language arts assessment under section 3301.0710 of the Revised Code, as applicable. The department shall designate for a "C" | 148 149 150 151 152 153 154 155 156 157 158 159 160 161 162 |

grade a value that is not lower than the statewide average value 163
for this measure. No grade shall be issued under divisions (B) 164
(1)(g) and (C)(1)(g) of this section for a district or building 165
in which less than five per cent of students have scored below 166
grade level on the diagnostic assessment administered to 167
students in kindergarten under division (B)(1) of section 168
3313.608 of the Revised Code. 169

(h) For a high mobility school district or building, an 170
additional value-added progress dimension score. For this 171
measure, the department shall use value-added data from the most 172
recent school year available and shall use assessment scores for 173
only those students to whom the district or building has 174
administered the assessments prescribed by section 3301.0710 of 175
the Revised Code for each of the two most recent consecutive 176
school years. 177

As used in this division, "high mobility school district 178
or building" means a school district or building where at least 179
twenty-five per cent of its total enrollment is made up of 180
students who have attended that school district or building for 181
less than one year. 182

(2) In addition to the graded measures in division (B)(1) 183
of this section, the department shall include on a school 184
district's or building's report card all of the following 185
without an assigned letter grade: 186

(a) The percentage of students enrolled in a district or 187
building participating in advanced placement classes and the 188
percentage of those students who received a score of three or 189
better on advanced placement examinations; 190

(b) The number of a district's or building's students who 191

have earned at least three college credits through dual 192
enrollment or advanced standing programs, such as the post- 193
secondary enrollment options program under Chapter 3365. of the 194
Revised Code and state-approved career-technical courses offered 195
through dual enrollment or statewide articulation, that appear 196
on a student's transcript or other official document, either of 197
which is issued by the institution of higher education from 198
which the student earned the college credit. The credits earned 199
that are reported under divisions (B) (2) (b) and (C) (2) (c) of 200
this section shall not include any that are remedial or 201
developmental and shall include those that count toward the 202
curriculum requirements established for completion of a degree. 203

(c) The percentage of students enrolled in a district or 204
building who have taken a national standardized test used for 205
college admission determinations and the percentage of those 206
students who are determined to be remediation-free in accordance 207
with standards adopted under division (F) of section 3345.061 of 208
the Revised Code; 209

(d) The percentage of the district's or the building's 210
students who receive industry-recognized credentials as approved 211
under section 3313.6113 of the Revised Code. 212

(e) The percentage of students enrolled in a district or 213
building who are participating in an international baccalaureate 214
program and the percentage of those students who receive a score 215
of four or better on the international baccalaureate 216
examinations. 217

(f) The percentage of the district's or building's 218
students who receive an honors diploma under division (B) of 219
section 3313.61 of the Revised Code. 220

(3) The department shall adopt rules in accordance with 221
Chapter 119. of the Revised Code that prescribe the methods by 222
which the performance measures under divisions (B) (1) (f) and (B) 223
(1) (g) of this section will be assessed and assigned a letter 224
grade, including performance benchmarks for each grade. 225

At least forty-five days prior to the department's 226
adoption of rules to prescribe the methods by which the 227
performance measures under division (B) (1) of this section shall 228
be assessed and assigned a letter grade, the department shall 229
conduct a public presentation before the standing committees of 230
the house of representatives and the senate that consider 231
education legislation describing such methods, including 232
performance benchmarks. 233

(4) There shall not be an overall letter grade for a 234
school district or building for the 2013-2014, 2014-2015, 2015- 235
2016, and 2016-2017 school years. 236

(C) (1) For the 2014-2015, 2015-2016, 2016-2017, 2017-2018, 237
2018-2019, 2019-2020, and 2020-2021 school years, the department 238
shall issue grades as described in division (F) of this section 239
for each of the performance measures prescribed in division (C) 240
(1) of this section. The graded measures are as follows: 241

(a) Annual measurable objectives. For the 2017-2018 school 242
year, the department shall not include any subgroup data in the 243
annual measurable objectives that includes data from fewer than 244
twenty-five students. For the 2018-2019 school year, the 245
department shall not include any subgroup data in the annual 246
measurable objectives that includes data from fewer than twenty 247
students. Beginning with the 2019-2020 school year, the 248
department shall not include any subgroup data in the annual 249
measurable objectives that includes data from fewer than fifteen 250

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| students. | 251 |
| (b) Performance index score for a school district or building. Grades shall be awarded as a percentage of the total possible points on the performance index system as created by the department. In adopting benchmarks for assigning letter grades under division (C) (1) (b) of this section, the department shall designate ninety per cent or higher for an "A," at least seventy per cent but not more than eighty per cent for a "C," and less than fifty per cent for an "F." | 252 253 254 255 256 257 258 259 |
| (c) The extent to which the school district or building meets each of the applicable performance indicators established by the department under section 3302.03 of the Revised Code and the percentage of applicable performance indicators that have been achieved. In adopting benchmarks for assigning letter grades under division (C) (1) (c) of this section, the department shall designate ninety per cent or higher for an "A." | 260 261 262 263 264 265 266 |
| (d) The four- and five-year adjusted cohort graduation rates; | 267 268 |
| (e) The overall score under the value-added progress dimension, or another measure of student academic progress if adopted by the department, of a school district or building, for which the department shall use up to three years of value-added data as available. | 269 270 271 272 273 |
| In adopting benchmarks for assigning letter grades for overall score on value-added progress dimension under division (C) (1) (e) of this section, the department shall prohibit the assigning of a grade of "A" for that measure unless the district's or building's grade assigned for value-added progress dimension for all subgroups under division (C) (1) (f) of this | 274 275 276 277 278 279 |

section is a "C" or higher. 280

For the metric prescribed by division (C) (1) (e) of this 281
section, the department may adopt a student academic progress 282
measure to be used instead of the value-added progress 283
dimension. If the department adopts such a measure, it also 284
shall prescribe a method for assigning letter grades for the new 285
measure that is comparable to the method prescribed in division 286
(A) (1) (e) of this section. 287

(f) The value-added progress dimension score of a school 288
district or building disaggregated for each of the following 289
subgroups: students identified as gifted in superior cognitive 290
ability and specific academic ability fields under Chapter 3324. 291
of the Revised Code, students with disabilities, and students 292
whose performance places them in the lowest quintile for 293
achievement on a statewide basis, as determined by a method 294
prescribed by the department. Each subgroup shall be a separate 295
graded measure. 296

The department may adopt student academic progress 297
measures to be used instead of the value-added progress 298
dimension. If the department adopts such measures, it also shall 299
prescribe a method for assigning letter grades for the new 300
measures that is comparable to the method prescribed in division 301
(A) (1) (e) of this section. 302

(g) Whether a school district or building is making 303
progress in improving literacy in grades kindergarten through 304
three, as determined using a method prescribed by the 305
department. The department shall adopt rules to prescribe 306
benchmarks and standards for assigning grades to a district or 307
building for purposes of division (C) (1) (g) of this section. The 308
department shall designate for a "C" grade a value that is not 309

lower than the statewide average value for this measure. No 310
grade shall be issued under division (C) (1) (g) of this section 311
for a district or building in which less than five per cent of 312
students have scored below grade level on the kindergarten 313
diagnostic assessment under division (B) (1) of section 3313.608 314
of the Revised Code. 315

(h) For a high mobility school district or building, an 316
additional value-added progress dimension score. For this 317
measure, the department shall use value-added data from the most 318
recent school year available and shall use assessment scores for 319
only those students to whom the district or building has 320
administered the assessments prescribed by section 3301.0710 of 321
the Revised Code for each of the two most recent consecutive 322
school years. 323

As used in this division, "high mobility school district 324
or building" means a school district or building where at least 325
twenty-five per cent of its total enrollment is made up of 326
students who have attended that school district or building for 327
less than one year. 328

(2) In addition to the graded measures in division (C) (1) 329
of this section, the department shall include on a school 330
district's or building's report card all of the following 331
without an assigned letter grade: 332

(a) The percentage of students enrolled in a district or 333
building who have taken a national standardized test used for 334
college admission determinations and the percentage of those 335
students who are determined to be remediation-free in accordance 336
with the standards adopted under division (F) of section 337
3345.061 of the Revised Code; 338

(b) The percentage of students enrolled in a district or building participating in advanced placement classes and the percentage of those students who received a score of three or better on advanced placement examinations;

(c) The percentage of a district's or building's students who have earned at least three college credits through advanced standing programs, such as the college credit plus program under Chapter 3365. of the Revised Code and state-approved career-technical courses offered through dual enrollment or statewide articulation, that appear on a student's college transcript issued by the institution of higher education from which the student earned the college credit. The credits earned that are reported under divisions (B) (2) (b) and (C) (2) (c) of this section shall not include any that are remedial or developmental and shall include those that count toward the curriculum requirements established for completion of a degree.

(d) The percentage of the district's or building's students who receive an honor's diploma under division (B) of section 3313.61 of the Revised Code;

(e) The percentage of the district's or building's students who receive industry-recognized credentials as approved under section 3313.6113 of the Revised Code;

(f) The percentage of students enrolled in a district or building who are participating in an international baccalaureate program and the percentage of those students who receive a score of four or better on the international baccalaureate examinations;

(g) The results of the college and career-ready assessments administered under division (B) (1) of section

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| 3301.0712 of the Revised Code; | 368 |
| (h) Whether the school district or building has | 369 |
| implemented a positive behavior intervention and supports | 370 |
| framework in compliance with the requirements of section 3319.46 | 371 |
| of the Revised Code, notated as a "yes" or "no" answer. | 372 |
| (3) The department shall adopt rules pursuant to Chapter | 373 |
| 119. of the Revised Code that establish a method to assign an | 374 |
| overall grade for a school district or school building for the | 375 |
| 2017-2018 school year and each school year thereafter. The rules | 376 |
| shall group the performance measures in divisions (C) (1) and (2) | 377 |
| of this section into the following components: | 378 |
| (a) Gap closing, which shall include the performance | 379 |
| measure in division (C) (1) (a) of this section; | 380 |
| (b) Achievement, which shall include the performance | 381 |
| measures in divisions (C) (1) (b) and (c) of this section; | 382 |
| (c) Progress, which shall include the performance measures | 383 |
| in divisions (C) (1) (e) and (f) of this section; | 384 |
| (d) Graduation, which shall include the performance | 385 |
| measure in division (C) (1) (d) of this section; | 386 |
| (e) Kindergarten through third-grade literacy, which shall | 387 |
| include the performance measure in division (C) (1) (g) of this | 388 |
| section; | 389 |
| (f) Prepared for success, which shall include the | 390 |
| performance measures in divisions (C) (2) (a), (b), (c), (d), (e), | 391 |
| and (f) of this section. The department shall develop a method | 392 |
| to determine a grade for the component in division (C) (3) (f) of | 393 |
| this section using the performance measures in divisions (C) (2) | 394 |
| (a), (b), (c), (d), (e), and (f) of this section. When | 395 |

available, the department may incorporate the performance 396
measure under division (C) (2) (g) of this section into the 397
component under division (C) (3) (f) of this section. When 398
determining the overall grade for the prepared for success 399
component prescribed by division (C) (3) (f) of this section, no 400
individual student shall be counted in more than one performance 401
measure. However, if a student qualifies for more than one 402
performance measure in the component, the department may, in its 403
method to determine a grade for the component, specify an 404
additional weight for such a student that is not greater than or 405
equal to 1.0. In determining the overall score under division 406
(C) (3) (f) of this section, the department shall ensure that the 407
pool of students included in the performance measures aggregated 408
under that division are all of the students included in the 409
four- and five-year adjusted graduation cohort. 410

In the rules adopted under division (C) (3) of this 411
section, the department shall adopt a method for determining a 412
grade for each component in divisions (C) (3) (a) to (f) of this 413
section. The department also shall establish a method to assign 414
an overall grade of "A," "B," "C," "D," or "F" using the grades 415
assigned for each component. The method the department adopts 416
for assigning an overall grade shall give equal weight to the 417
components in divisions (C) (3) (b) and (c) of this section. 418

At least forty-five days prior to the department's 419
adoption of rules to prescribe the methods for calculating the 420
overall grade for the report card, as required by this division, 421
the department shall conduct a public presentation before the 422
standing committees of the house of representatives and the 423
senate that consider education legislation describing the format 424
for the report card, weights that will be assigned to the 425
components of the overall grade, and the method for calculating 426

the overall grade. 427

(D) For the 2021-2022 school year and each school year 428
thereafter, all of the following apply: 429

(1) The department shall include on a school district's or 430
building's report card all of the following performance measures 431
without an assigned performance rating: 432

(a) Whether the district or building meets the gifted 433
performance indicator under division (A) (2) of section 3302.02 434
of the Revised Code and the extent to which the district or 435
building meets gifted indicator performance benchmarks; 436

(b) The extent to which the district or building meets the 437
chronic absenteeism indicator under division (A) (3) of section 438
3302.02 of the Revised Code; 439

(c) Performance index score percentage for a district or 440
building, which shall be calculated by dividing the district's 441
or building's performance index score according to the 442
performance index system created by the department by the 443
maximum performance index score for a district or building. The 444
maximum performance index score shall be as follows: 445

(i) For a building, the average of the highest two per 446
cent of performance index scores achieved by a building for the 447
school year for which a report card is issued; 448

(ii) For a district, the average of the highest two per 449
cent of performance index scores achieved by a district for the 450
school year for which a report card is issued. 451

(d) The overall score under the value-added progress 452
dimension of a district or building, for which the department 453
shall use three consecutive years of value-added data. In using 454

three years of value-added data to calculate the measure 455
prescribed under division (D) (1) (d) of this section, the 456
department shall assign a weight of fifty per cent to the most 457
recent year's data and a weight of twenty-five per cent to the 458
data of each of the other years. However, if three consecutive 459
years of value-added data is not available, the department shall 460
use prior years of value-added data to calculate the measure, as 461
follows: 462

(i) If two consecutive years of value-added data is not 463
available, the department shall use one year of value-added data 464
to calculate the measure. 465

(ii) If two consecutive years of value-added data is 466
available, the department shall use two consecutive years of 467
value-added data to calculate the measure. In using two years of 468
value-added data to calculate the measure, the department shall 469
assign a weight of sixty-seven per cent to the most recent 470
year's data and a weight of thirty-three per cent to the data of 471
the other year. 472

(e) The four-year adjusted cohort graduation rate. 473

(f) The five-year adjusted cohort graduation rate. 474

(g) The percentage of students in the district or building 475
who score proficient or higher on the reading segment of the 476
third grade English language arts assessment under section 477
3301.0710 of the Revised Code. 478

To the extent possible, the department shall include the 479
results of the summer administration of the third grade reading 480
assessment under section 3301.0710 of the Revised Code in the 481
performance measures prescribed under divisions (D) (1) (g) and 482
(h) of this section. 483

(h) Whether a district or building is making progress in 484
improving literacy in grades kindergarten through three, as 485
determined using a method prescribed by the department. The 486
method shall determine progress made based on the reduction in 487
the total percentage of students scoring below grade level, or 488
below proficient, compared from year to year on the reading 489
segments of the diagnostic assessments administered under 490
section 3301.0715 of the Revised Code, including the 491
kindergarten readiness assessment, and the third grade English 492
language arts assessment under section 3301.0710 of the Revised 493
Code, as applicable. The method shall not include a deduction 494
for students who did not pass the third grade English language 495
arts assessment under section 3301.0710 of the Revised Code and 496
were not on a reading improvement and monitoring plan. 497

The performance measure prescribed under division (D) (1) 498
(h) of this section shall not be included on the report card of 499
a district or building in which less than ten per cent of 500
students have scored below grade level on the diagnostic 501
assessment administered to students in kindergarten under 502
division (B) (1) of section 3313.608 of the Revised Code. 503

(i) The percentage of students in a district or building 504
who are promoted to the fourth grade and not subject to 505
retention under division (A) (2) of section 3313.608 of the 506
Revised Code; 507

(j) A post-secondary readiness measure. This measure shall 508
be calculated by dividing the number of students included in the 509
four-year adjusted graduation rate cohort who demonstrate post- 510
secondary readiness by the total number of students included in 511
the denominator of the four-year adjusted graduation rate 512
cohort. Demonstration of post-secondary readiness shall include 513

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| a student doing any of the following: | 514 |
| (i) Attaining a remediation-free score, in accordance with standards adopted under division (F) of section 3345.061 of the Revised Code, on a nationally standardized assessment prescribed under division (B) (1) of section 3301.0712 of the Revised Code; | 515 516 517 518 |
| (ii) Attaining required scores on three or more advanced placement or international baccalaureate examinations. The required score for an advanced placement examination shall be a three or better. The required score for an international baccalaureate examination shall be a four or better. A student may satisfy this condition with any combination of advanced placement or international baccalaureate examinations. | 519 520 521 522 523 524 525 |
| (iii) Earning at least twelve college credits through advanced standing programs, such as the college credit plus program under Chapter 3365. of the Revised Code, an early college high school program under section 3313.6013 of the Revised Code, and state-approved career-technical courses offered through dual enrollment or statewide articulation, that appear on a student's college transcript issued by the institution of higher education from which the student earned the college credit. Earned credits reported under division (D) (1) (j) (iii) of this section shall include credits that count toward the curriculum requirements established for completion of a degree, but shall not include any remedial or developmental credits. | 526 527 528 529 530 531 532 533 534 535 536 537 538 |
| (iv) Meeting the additional criteria for an honors diploma under division (B) of section 3313.61 of the Revised Code; | 539 540 |
| (v) Earning an industry-recognized credential or license issued by a state agency or board for practice in a vocation | 541 542 |

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| that requires an examination for issuance of that license | 543 |
| approved under section 3313.6113 of the Revised Code; | 544 |
| (vi) Satisfying any of the following conditions: | 545 |
| (I) Completing a pre-apprenticeship aligned with options | 546 |
| established under section 3313.904 of the Revised Code in the | 547 |
| student's chosen career field; | 548 |
| (II) Completing an apprenticeship registered with the | 549 |
| apprenticeship council established under section 4139.02 of the | 550 |
| Revised Code in the student's chosen career field; | 551 |
| (III) Providing evidence of acceptance into an | 552 |
| apprenticeship program after high school that is restricted to | 553 |
| participants eighteen years of age or older. | 554 |
| (vii) Earning a cumulative score of proficient or higher | 555 |
| on three or more state technical assessments aligned with | 556 |
| section 3313.903 of the Revised Code in a single career pathway; | 557 |
| (viii) Earning an OhioMeansJobs-readiness seal established | 558 |
| under section 3313.6112 of the Revised Code and completing two | 559 |
| hundred fifty hours of an internship or other work-based | 560 |
| learning experience that is either: | 561 |
| (I) Approved by the business advisory council established | 562 |
| under section 3313.82 of the Revised Code that represents the | 563 |
| student's district; or | 564 |
| (II) Aligned to the career-technical education pathway | 565 |
| approved by the department in which the student is enrolled. | 566 |
| (ix) Providing evidence that the student has enlisted in a | 567 |
| branch of the armed services of the United States as defined in | 568 |
| section 5910.01 of the Revised Code. | 569 |

A student who satisfies more than one of the conditions 570
prescribed under this division shall be counted as one student 571
for the purposes of calculating the measure prescribed under 572
division (D) (1) (j) of this section. 573

(2) In addition to the performance measures under division 574
(D) (1) of this section, the department shall report on a 575
district's or building's report card all of the following data 576
without an assigned performance rating: 577

(a) The applicable performance indicators established by 578
the department under division (A) (1) of section 3302.02 of the 579
Revised Code; 580

(b) The overall score under the value-added progress 581
dimension of a district or building for the most recent school 582
year; 583

(c) A composite of the overall scores under the value- 584
added progress dimension of a district or building for the 585
previous three school years or, if only two years of value-added 586
data are available, for the previous two years; 587

(d) The percentage of students included in the four- and 588
five-year adjusted cohort graduation rates of a district or 589
building who did not receive a high school diploma under section 590
3313.61 or 3325.08 of the Revised Code. To the extent possible, 591
the department shall disaggregate that data according to the 592
following categories: 593

(i) Students who are still enrolled in the district or 594
building and receiving general education services; 595

(ii) Students with an individualized education program, as 596
defined in section 3323.01 of the Revised Code, who satisfied 597
the conditions for a high school diploma under section 3313.61 598

or 3325.08 of the Revised Code, but opted not to receive a diploma and are still receiving education services;

(iii) Students with an individualized education program who have not yet satisfied conditions for a high school diploma under section 3313.61 or 3325.08 of the Revised Code and who are still receiving education services;

(iv) Students who are no longer enrolled in any district or building;

(v) Students who, upon enrollment in the district or building for the first time, had completed fewer units of high school instruction required under section 3313.603 of the Revised Code than other students in the four- or five-year adjusted cohort graduation rate.

The department may disaggregate the data prescribed under division (D) (2) (d) of this section according to other categories that the department determines are appropriate.

(e) The results of the kindergarten diagnostic assessment prescribed under division (D) of section 3301.079 of the Revised Code;

(f) Post-graduate outcomes for students who were enrolled in a district or building and received a high school diploma under section 3313.61 or 3325.08 of the Revised Code in the school year prior to the school year for which the report card is issued, including the percentage of students who:

(i) Enrolled in a post-secondary educational institution. To the extent possible, the department shall disaggregate that data according to whether the student enrolled in a four-year institution of higher education, a two-year institution of higher education, an Ohio technical center that provides adult

technical education services and is recognized by the chancellor 628
of higher education, or another type of post-secondary 629
educational institution. 630

(ii) Entered an apprenticeship program registered with the 631
apprenticeship council established under Chapter 4139. of the 632
Revised Code. The department may include other job training 633
programs with similar rigor and outcomes. 634

(iii) Attained gainful employment, as determined by the 635
department; 636

(iv) Enlisted in a branch of the armed forces of the 637
United States, as defined in section 5910.01 of the Revised 638
Code. 639

(g) Whether the school district or building has 640
implemented a positive behavior intervention and supports 641
framework in compliance with the requirements of section 3319.46 642
of the Revised Code, notated with a "yes" or "no"; 643

(h) The number and percentage of high school seniors in 644
each school year who completed the free application for federal 645
student aid; 646

(i) Beginning with the report card issued under this 647
section for the 2022-2023 school year, a student opportunity 648
profile measure that reports data regarding the opportunities 649
provided to students by a district or building. To the extent 650
possible, and when appropriate, the data shall be disaggregated 651
by grade level and subgroup. The measure also shall include data 652
regarding the statewide average, the average for similar school 653
districts, and, for a building, the average for the district in 654
which the building is located. The measure shall include all of 655
the following data for the district or building: 656

| | |
|---|-------------------|
| (i) The average ratio of teachers of record to students in each grade level in a district or building; | 657 658 |
| (ii) The average ratio of school counselors to students in a district or building; | 659 660 |
| (iii) The average ratio of nurses to students in a district or building; | 661 662 |
| (iv) The average ratio of licensed librarians and library media specialists to students in a district or building; | 663 664 |
| (v) The average ratio of social workers to students in a district or building; | 665 666 |
| (vi) The average ratio of mental health professionals to students in a district or building; | 667 668 |
| (vii) The average ratio of paraprofessionals to students in a district or building; | 669 670 |
| (viii) The percentage of teachers with fewer than three years of experience teaching in any school; | 671 672 |
| (ix) The percentage of principals with fewer than three years of experience as a principal in any school; | 673 674 |
| (x) The percentage of teachers who are not teaching in the subject or field for which they are certified or licensed; | 675 676 |
| (xi) The percentage of kindergarten students who are enrolled in all-day kindergarten, as defined in section 3321.05 of the Revised Code; | 677 678 679 |
| (xii) The percentage of students enrolled in a performing or visual arts course; | 680 681 |
| (xiii) The percentage of students enrolled in a physical education or wellness course; | 682 683 |

| | |
|--|--------------------------|
| (xiv) The percentage of students enrolled in a world language course; | 684 685 |
| (xv) The percentage of students in grades seven through twelve who are enrolled in a career-technical education course; | 686 687 |
| (xvi) The percentage of students participating in one or more cocurricular activities; | 688 689 |
| (xvii) The percentage of students participating in advance placement courses, international baccalaureate courses, honors courses, or courses offered through the college credit plus program established under Chapter 3365. of the Revised Code; | 690 691 692 693 |
| (xviii) The percentage of students identified as gifted in superior cognitive ability and specific academic ability fields under Chapter 3324. of the Revised Code and receiving gifted services pursuant to that chapter; | 694 695 696 697 |
| (xix) The percentage of students participating in enrichment or support programs offered by the district or building outside of the normal school day; | 698 699 700 |
| (xx) The percentage of eligible students participating each school day in school breakfast programs offered by the district or building in accordance with section 3313.813 or 3313.818 of the Revised Code; | 701 702 703 704 |
| (xxi) The percentage of students who are transported by a school bus each school day; | 705 706 |
| (xxii) The ratio of portable technology devices that students may take home to the number of students. | 707 708 |
| The department shall include only opportunity measures at the building level for which data for buildings is available, as determined by a school district. | 709 710 711 |

(j) (i) The percentage of students included in the four- 712
and five-year adjusted cohort graduation rates of the district 713
or building who completed all of grades nine through twelve 714
while enrolled in the district or building; 715

(ii) The four-year adjusted cohort graduation rate for 716
only those students who were continuously enrolled in the same 717
district or building for grades nine through twelve. 718

(k) Whether the district or building provides information 719
about and promotes the college credit plus program established 720
under Chapter 3365. of the Revised Code to students in 721
accordance with section 3365.04 of the Revised Code, notated 722
with a "yes" or "no"; 723

(1) The percentage of students in the district or building 724
to whom both of the following apply: 725

(i) The students are promoted to fourth grade and not 726
subject to retention under division (A) (2) of section 3313.608 727
of the Revised Code. 728

(ii) The students completed all of the grade levels 729
offered prior to the fourth grade in the district or building. 730

(3) Except as provided in division (D) (3) (f) of this 731
section, the department shall use the method prescribed under 732
rules adopted under division (D) (4) of this section to assign 733
performance ratings of "one star," "two stars," "three stars," 734
"four stars," or "five stars," as described in division (F) of 735
this section, for a district or building for the individual 736
components prescribed under division (D) (3) of this section. The 737
department also shall assign an overall performance rating for a 738
district or building in accordance with division (D) (3) (g) of 739
this section. The method shall use the performance measures 740

prescribed under division (D) (1) of this section to calculate 741
performance ratings for components. The method may report data 742
under division (D) (2) of this section with corresponding 743
components, but shall not use the data to calculate performance 744
ratings for that component. The performance measures and 745
reported data shall be grouped together into components as 746
follows: 747

(a) Gap closing. In addition to other criteria determined 748
appropriate by the department, performance ratings for the gap 749
closing component shall reflect whether each of the following 750
performance measures are met or not met: 751

(i) The gifted performance indicator as described in 752
division (D) (1) (a) of this section; 753

(ii) The chronic absenteeism indicator as described in 754
division (D) (1) (b) of this section; 755

(iii) For English learners, an English language 756
proficiency improvement indicator established by the department; 757

(iv) The subgroup graduation targets; 758

(v) The subgroup achievement targets in both mathematics 759
and English language arts; 760

(vi) The subgroup progress targets in both mathematics and 761
English language arts. 762

Achievement and progress targets under division (D) (3) (a) 763
of this section shall be calculated individually, and districts 764
and buildings shall receive a status of met or not met on each 765
measure. The department shall not require a subgroup of a 766
district or building to meet both the achievement and progress 767
targets at the same time to receive a status of met. 768

The department shall not include any subgroup data in this 769
measure that includes data from fewer than fifteen students. Any 770
penalty for failing to meet the required assessment 771
participation rate must be partially in proportion to how close 772
the district or building was to meeting the rate requirement. 773

(b) Achievement, which shall include the performance 774
measure in division (D) (1) (c) of this section and the reported 775
data in division (D) (2) (a) of this section. Performance ratings 776
for the achievement component shall be awarded as a percentage 777
of the maximum performance index score described in division (D) 778
(1) (c) of this section. 779

(c) Progress, which shall include the performance measure 780
in division (D) (1) (d) of this section and the reported data in 781
divisions (D) (2) (b) and (c) of this section; 782

(d) Graduation, which shall include the performance 783
measures in divisions (D) (1) (e) and (f) of this section and the 784
reported data in divisions (D) (2) (d) and (j) of this section. 785
The four-year adjusted cohort graduation rate shall be assigned 786
a weight of sixty per cent and the five-year adjusted cohort 787
graduation rate shall be assigned a weight of forty per cent; 788

(e) Early literacy, which shall include the performance 789
measures in divisions (D) (1) (g), (h), and (i) of this section 790
and the reported data in divisions (D) (2) (e) and ~~(*)~~(1) of this 791
section. 792

If the measure prescribed under division (D) (1) (h) of this 793
section is included in a report card, performance ratings for 794
the early literacy component shall give a weight of forty per 795
cent to the measure prescribed under division (D) (1) (g) of this 796
section, a weight of thirty-five per cent to the measure 797

prescribed under division (D) (1) (i) of this section, and a 798
weight of twenty-five per cent to the measure prescribed under 799
division (D) (1) (h) of this section. 800

If the measure prescribed under division (D) (1) (h) of this 801
section is not included in a report card of a district or 802
building, performance ratings for the early literacy component 803
shall give a weight of sixty per cent to the measure prescribed 804
under division (D) (1) (g) of this section and a weight of forty 805
per cent to the measure prescribed under division (D) (1) (i) of 806
this section. 807

(f) College, career, workforce, and military readiness, 808
which shall include the performance measure in division (D) (1) 809
(j) of this section and the reported data in division (D) (2) (f) 810
of this section. 811

For the 2021-2022, 2022-2023, and 2023-2024 school years, 812
the department only shall report the data for, and not assign a 813
performance rating to, the college, career, workforce, and 814
military readiness component. The reported data shall include 815
the percentage of students who demonstrate post-secondary 816
readiness using any of the options described in division (D) (1) 817
(j) of this section. 818

The department shall analyze the data included in the 819
performance measure prescribed in division (D) (1) (j) of this 820
section for the 2021-2022, 2022-2023, and 2023-2024 school 821
years. Using that data, the department shall develop and propose 822
rules for a method to assign a performance rating to the 823
college, career, workforce, and military readiness component 824
based on that measure. The method to assign a performance rating 825
shall not include a tiered structure or per student bonuses. The 826
rules shall specify that a district or building shall not 827

receive lower than a performance rating of three stars for the 828
component if the district's or building's performance on the 829
component meets or exceeds a level of improvement set by the 830
department. Notwithstanding division (D) (4) (b) of this section, 831
more than half of the total districts and buildings may earn a 832
performance rating of three stars on this component to account 833
for the districts and buildings that earned a performance rating 834
of three stars because they met or exceeded the level of 835
improvement set by the department. 836

The department shall submit the rules to the joint 837
committee on agency rule review. The committee shall conduct at 838
least one public hearing on the proposed rules and approve or 839
disapprove the rules. If the committee approves the rules, the 840
department shall adopt the rules in accordance with Chapter 119. 841
of the Revised Code. If the rules are adopted, the department 842
shall assign a performance rating to the college, career, 843
workforce, and military readiness component under the rules 844
beginning with the 2024-2025 school year, and for each school 845
year thereafter. If the committee disapproves the rules, the 846
component shall be included in the report card only as reported 847
data for the 2024-2025 school year, and each school year 848
thereafter. 849

(g) (i) Except as provided for in division (D) (3) (g) (ii) of 850
this section, beginning with the 2022-2023 school year, under 851
the method prescribed under rules adopted in division (D) (4) of 852
this section, the department shall use the performance ratings 853
assigned for the components prescribed in divisions (D) (3) (a) to 854
(e) of this section to determine and assign an overall 855
performance rating of "one star," "one and one-half stars," "two 856
stars," "two and one-half stars," "three stars," "three and one- 857
half stars," "four stars," "four and one-half stars," or "five 858

stars" for a district or building. The method shall give equal 859
weight to the components in divisions (D) (3) (b) and (c) of this 860
section. The method shall give equal weight to the components in 861
divisions (D) (3) (a), (d), and (e) of this section. The 862
individual weights of each of the components prescribed in 863
divisions (D) (3) (a), (d), and (e) of this section shall be equal 864
to one-half of the weight given to the component prescribed in 865
division (D) (3) (b) of this section. 866

(ii) If the joint committee on agency rule review approves 867
the department's rules regarding the college, career, workforce, 868
and military readiness component as described in division (D) (3) 869
(f) of this section, for the 2024-2025 school year, and each 870
school year thereafter, the department's method shall use the 871
components in divisions (D) (3) (a), (b), (c), (d), (e), and (f) 872
of this section to calculate the overall performance rating. The 873
method shall give equal weight to the components in divisions 874
(D) (3) (b) and (c) of this section. The method shall give equal 875
weight to the components prescribed in divisions (D) (3) (a), (d), 876
(e), and (f) of this section. The individual weights of each of 877
the components prescribed in divisions (D) (3) (a), (d), (e), and 878
(f) of this section shall be equal to one-half the weight given 879
to the component prescribed in division (D) (3) (b) of this 880
section. 881

If the joint committee on agency rule review disapproves 882
the department's rules regarding the college, career, workforce, 883
and military readiness component as described in division (D) (3) 884
(f) of this section, division (D) (3) (g) (ii) of this section does 885
not apply. 886

(4) (a) The department shall adopt rules in accordance with 887
Chapter 119. of the Revised Code to establish the performance 888

criteria, benchmarks, and rating system necessary to implement 889
divisions (D) and (F) of this section, including the method for 890
the department to assign performance ratings under division (D) 891
(3) of this section. 892

(b) In establishing the performance criteria, benchmarks, 893
and rating system, the department shall consult with stakeholder 894
groups and advocates that represent parents, community members, 895
students, business leaders, and educators from different school 896
typology regions. The department shall use data from prior 897
school years and simulations to ensure that there is meaningful 898
differentiation among districts and buildings across all 899
performance ratings and that, except as permitted in division 900
(D) (3) (f) of this section, more than half of all districts or 901
buildings do not earn the same performance rating in any 902
component or overall performance rating. 903

(c) The department shall adopt the rules prescribed by 904
division (D) (4) of this section not later than March 31, 2022. 905
However, the department shall notify districts and buildings of 906
the changes to the report card prescribed in law not later than 907
one week after September 30, 2021. 908

(d) Prior to adopting or updating rules under division (D) 909
(4) of this section, the director of education and workforce and 910
the department shall conduct a public presentation before the 911
standing committees of the house of representatives and the 912
senate that consider primary and secondary education legislation 913
describing the format for the report card and the performance 914
criteria, benchmarks, and rating system, including the method to 915
assign performance ratings under division (D) (3) of this 916
section. 917

(E) The department may develop a measure of student 918

academic progress for high school students using only data from 919
assessments in English language arts and mathematics. If the 920
department develops this measure, each school district and 921
applicable school building shall be assigned a separate letter 922
grade for it not sooner than the 2017-2018 school year. The 923
district's or building's grade for that measure shall not be 924
included in determining the district's or building's overall 925
letter grade. 926

(F) (1) The letter grades assigned to a school district or 927
building under this section shall be as follows: 928

(a) "A" for a district or school making excellent 929
progress; 930

(b) "B" for a district or school making above average 931
progress; 932

(c) "C" for a district or school making average progress; 933

(d) "D" for a district or school making below average 934
progress; 935

(e) "F" for a district or school failing to meet minimum 936
progress. 937

(2) For the overall performance rating under division (D) 938

(3) of this section, the department shall include a descriptor 939
for each performance rating as follows: 940

(a) "Significantly exceeds state standards" for a 941
performance rating of five stars; 942

(b) "Exceeds state standards" for a performance rating of 943
four stars or four and one-half stars; 944

(c) "Meets state standards" for a performance rating of 945

| | |
|--|---|
| three stars or three and one-half stars; | 946 |
| (d) "Needs support to meet state standards" for a performance rating of two stars or two and one-half stars; | 947 948 |
| (e) "Needs significant support to meet state standards" for a performance rating of one star or one and one-half stars. | 949 950 |
| (3) For performance ratings for each component under divisions (D) (3) (a) to (f) of this section, the department shall include a description of each component and performance rating. The description shall include component-specific context to each performance rating earned, estimated comparisons to other school districts and buildings if appropriate, and any other information determined by the department. The descriptions shall be not longer than twenty-five words in length when possible. In addition to such descriptions, the department shall include the descriptors in division (F) (2) of this section for component performance ratings. | 951 952 953 954 955 956 957 958 959 960 961 |
| (4) Each report card issued under this section shall include all of the following: | 962 963 |
| (a) A graphic that depicts the performance ratings of a district or school on a color scale. The color associated with a performance rating of three stars shall be green and the color associated with a performance rating of one star shall be red. | 964 965 966 967 |
| (b) An arrow graphic that shows data trends for performance ratings for school districts or buildings. The department shall determine the data to be used for this graphic, which shall include at least the three most recent years of data. | 968 969 970 971 972 |
| (c) A description regarding the weights that are assigned to each component and used to determine an overall performance | 973 974 |

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|---|------|
| rating, as prescribed under division (D) (3) (g) of this section, | 975 |
| which shall be included in the presentation of the overall | 976 |
| performance rating on each report card. | 977 |
| (G) When reporting data on student achievement and | 978 |
| progress, the department shall disaggregate that data according | 979 |
| to the following categories: | 980 |
| (1) Performance of students by grade-level; | 981 |
| (2) Performance of students by race and ethnic group; | 982 |
| (3) Performance of students by gender; | 983 |
| (4) Performance of students grouped by those who have been | 984 |
| enrolled in a district or school for three or more years; | 985 |
| (5) Performance of students grouped by those who have been | 986 |
| enrolled in a district or school for more than one year and less | 987 |
| than three years; | 988 |
| (6) Performance of students grouped by those who have been | 989 |
| enrolled in a district or school for one year or less; | 990 |
| (7) Performance of students grouped by those who are | 991 |
| economically disadvantaged; | 992 |
| (8) Performance of students grouped by those who are | 993 |
| enrolled in a conversion community school established under | 994 |
| Chapter 3314. of the Revised Code; | 995 |
| (9) Performance of students grouped by those who are | 996 |
| classified as English learners; | 997 |
| (10) Performance of students grouped by those who have | 998 |
| disabilities; | 999 |
| (11) Performance of students grouped by those who are | 1000 |
| classified as migrants; | 1001 |

(12) Performance of students grouped by those who are 1002
identified as gifted in superior cognitive ability and the 1003
specific academic ability fields of reading and math pursuant to 1004
Chapter 3324. of the Revised Code. In disaggregating specific 1005
academic ability fields for gifted students, the department 1006
shall use data for those students with specific academic ability 1007
in math and reading. If any other academic field is assessed, 1008
the department shall also include data for students with 1009
specific academic ability in that field as well. 1010

(13) Performance of students grouped by those who perform 1011
in the lowest quintile for achievement on a statewide basis, as 1012
determined by a method prescribed by the department. 1013

The department may disaggregate data on student 1014
performance according to other categories that the department 1015
determines are appropriate. To the extent possible, the 1016
department shall disaggregate data on student performance 1017
according to any combinations of two or more of the categories 1018
listed in divisions (G) (1) to (13) of this section that it deems 1019
relevant. 1020

In reporting data pursuant to division (G) of this 1021
section, the department shall not include in the report cards 1022
any data statistical in nature that is statistically unreliable 1023
or that could result in the identification of individual 1024
students. For this purpose, the department shall not report 1025
student performance data for any group identified in division 1026
(G) of this section that contains less than ten students. If the 1027
department does not report student performance data for a group 1028
because it contains less than ten students, the department shall 1029
indicate on the report card that is why data was not reported. 1030

(H) The department may include with the report cards any 1031

additional education and fiscal performance data it deems 1032
valuable. 1033

(I) The department shall include on each report card a 1034
list of additional information collected by the department that 1035
is available regarding the district or building for which the 1036
report card is issued. When available, such additional 1037
information shall include student mobility data disaggregated by 1038
race and socioeconomic status, college enrollment data, and the 1039
reports prepared under section 3302.031 of the Revised Code. 1040

The department shall maintain a site on the world wide 1041
web. The report card shall include the address of the site and 1042
shall specify that such additional information is available to 1043
the public at that site. The department shall also provide a 1044
copy of each item on the list to the superintendent of each 1045
school district. The district superintendent shall provide a 1046
copy of any item on the list to anyone who requests it. 1047

(J) (1) (a) Except as provided in division (J) (1) (b) of this 1048
section, for any district that sponsors a conversion community 1049
school under Chapter 3314. of the Revised Code, the department 1050
shall combine data regarding the academic performance of 1051
students enrolled in the community school with comparable data 1052
from the schools of the district for the purpose of determining 1053
the performance of the district as a whole on the report card 1054
issued for the district under this section or section 3302.033 1055
of the Revised Code. 1056

(b) The department shall not combine data from any 1057
conversion community school that a district sponsors if a 1058
majority of the students enrolled in the conversion community 1059
school are enrolled in a dropout prevention and recovery program 1060
that is operated by the school, as described in division (A) (4) 1061

(a) of section 3314.35 of the Revised Code. The department shall 1062
include as an addendum to the district's report card the ratings 1063
and performance measures that are required under section 1064
3314.017 of the Revised Code for any community school to which 1065
division (J)(1)(b) of this section applies. This addendum shall 1066
include, at a minimum, the data specified in divisions (C)(1) 1067
(a), (C)(2), and (C)(3) of section 3314.017 of the Revised Code. 1068

(2) Any district that leases a building to a community 1069
school located in the district or that enters into an agreement 1070
with a community school located in the district whereby the 1071
district and the school endorse each other's programs may elect 1072
to have data regarding the academic performance of students 1073
enrolled in the community school combined with comparable data 1074
from the schools of the district for the purpose of determining 1075
the performance of the district as a whole on the district 1076
report card. Any district that so elects shall annually file a 1077
copy of the lease or agreement with the department. 1078

(3) Any municipal school district, as defined in section 1079
3311.71 of the Revised Code, that sponsors a community school 1080
located within the district's territory, or that enters into an 1081
agreement with a community school located within the district's 1082
territory whereby the district and the community school endorse 1083
each other's programs, may exercise either or both of the 1084
following elections: 1085

(a) To have data regarding the academic performance of 1086
students enrolled in that community school combined with 1087
comparable data from the schools of the district for the purpose 1088
of determining the performance of the district as a whole on the 1089
district's report card; 1090

(b) To have the number of students attending that 1091

community school noted separately on the district's report card. 1092

The election authorized under division (J) (3) (a) of this 1093
section is subject to approval by the governing authority of the 1094
community school. 1095

Any municipal school district that exercises an election 1096
to combine or include data under division (J) (3) of this 1097
section, by the first day of October of each year, shall file 1098
with the department documentation indicating eligibility for 1099
that election, as required by the department. 1100

(K) The department shall include on each report card the 1101
percentage of teachers in the district or building who are 1102
properly certified or licensed teachers, as defined in section 1103
3319.074 of the Revised Code, and a comparison of that 1104
percentage with the percentages of such teachers in similar 1105
districts and buildings. 1106

(L) (1) In calculating English language arts, mathematics, 1107
science, American history, or American government assessment 1108
passage rates used to determine school district or building 1109
performance under this section, the department shall include all 1110
students taking an assessment with accommodation or to whom an 1111
alternate assessment is administered pursuant to division (C) (1) 1112
or (3) of section 3301.0711 of the Revised Code and all students 1113
who take substitute examinations approved under division (B) (4) 1114
of section 3301.0712 of the Revised Code in the subject areas of 1115
science, American history and American government. 1116

(2) In calculating performance index scores, rates of 1117
achievement on the performance indicators established by the 1118
department under section 3302.02 of the Revised Code, and annual 1119
measurable objectives for determining adequate yearly progress 1120

for school districts and buildings under this section, the 1121
department shall do all of the following: 1122

(a) Include for each district or building only those 1123
students who are included in the ADM certified for the first 1124
full school week of October and are continuously enrolled in the 1125
district or building through the time of the spring 1126
administration of any assessment prescribed by division (A) (1) 1127
or (B) (1) of section 3301.0710 or division (B) of section 1128
3301.0712 of the Revised Code that is administered to the 1129
student's grade level; 1130

(b) Include cumulative totals from both the fall and 1131
spring administrations of the third grade English language arts 1132
achievement assessment and, to the extent possible, the summer 1133
administration of that assessment; 1134

(c) Include for each district or building any English 1135
learner in accordance with the department's plan, as approved by 1136
the United States secretary of education, to comply with the 1137
"Elementary and Secondary Education Act of 1965," 20 U.S.C. 6311 1138
to 6339. 1139

As used in this section, "English learner" has the same 1140
meaning as in section 3301.0731 of the Revised Code. 1141

(M) Beginning with the 2015-2016 school year and at least 1142
once every three years thereafter, the department shall review 1143
and may adjust the benchmarks for assigning letter grades or 1144
performance ratings to the performance measures and components 1145
prescribed under divisions (C) (3), (D), and (E) of this section. 1146

Sec. 3365.03. (A) A student enrolled in a public or 1147
nonpublic secondary school during the student's ninth, tenth, 1148
eleventh, or twelfth grade school year; a student enrolled in a 1149

nonchartered nonpublic secondary school in the student's ninth, 1150
tenth, eleventh, or twelfth grade school year; or a student who 1151
is exempt from the compulsory attendance law for the purpose of 1152
home education under section 3321.042 of the Revised Code and is 1153
the equivalent of a ninth, tenth, eleventh, or twelfth grade 1154
student, may apply to and enroll in a college under the college 1155
credit plus program. 1156

(1) In order for a public secondary school student to 1157
participate in the program, all of the following criteria shall 1158
be met: 1159

(a) The student or the student's parent shall inform the 1160
principal, or equivalent, of the student's school by the first 1161
day of April or the first day of November of the student's 1162
intent to participate in the program ~~during the following school~~ 1163
~~year in the next semester or term.~~ Any student who provides 1164
notification by the first day of April may be approved to 1165
participate in the program for the next full school year. Any 1166
student who provides notification by the first day of November 1167
may be approved to participate in the program for the next 1168
semester or term only. Any student who fails to provide the 1169
notification by the required date may not participate in the 1170
program ~~during the following school year~~ in the next semester or 1171
term without the written consent of the principal, or 1172
equivalent. If a student seeks consent from the principal after 1173
failing to provide notification by the required date, the 1174
principal shall notify the department of education and workforce 1175
of the student's intent to participate within ten days of the 1176
date on which the student seeks consent. If the principal does 1177
not provide written consent, the student may appeal the 1178
principal's decision to the governing entity of the school, 1179
except for a student who is enrolled in a school district, who 1180

may appeal the decision to the district superintendent. Not 1181
later than thirty days after the notification of the appeal, the 1182
district superintendent or governing entity shall hear the 1183
appeal and shall make a decision to either grant or deny that 1184
student's participation in the program. The decision of the 1185
district superintendent or governing entity shall be final. 1186

(b) The student shall: 1187

(i) Apply to a public or a participating private college, 1188
or an eligible out-of-state college participating in the 1189
program, in accordance with the college's established procedures 1190
for admission, pursuant to section 3365.05 of the Revised Code; 1191

(ii) As a condition of eligibility, satisfy one of the 1192
following criteria: 1193

(I) Be remediation-free, in accordance with one of the 1194
assessments established under division (F) of section 3345.061 1195
of the Revised Code; 1196

(II) Meet an alternative remediation-free eligibility 1197
option, as defined by the chancellor ~~of higher education~~, in 1198
consultation with the department, in rules adopted under this 1199
section; 1200

(III) Have participated in the program prior to September 1201
30, 2021, and qualified to participate in the program by scoring 1202
within one standard error of measurement below the remediation- 1203
free threshold for one of the assessments established under 1204
division (F) of section 3345.061 of the Revised Code and 1205
satisfying one of the conditions specified under division (A) (1) 1206
(b) (ii) (I) or (II) of this section as those divisions existed 1207
prior to September 30, 2021. 1208

(iii) Meet the college's and relevant academic program's 1209

established standards for admission, enrollment, and course placement, including course-specific capacity limitations, pursuant to section 3365.05 of the Revised Code.

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

(d) The student and the student's parent shall sign a form, provided by the school, stating that they have received the counseling required under division (B) of section 3365.04 of the Revised Code and that they understand the responsibilities they must assume in the program.

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

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

(b) (i) If the student is enrolled in a nonpublic secondary school, that student shall send to the department a copy of the student's acceptance from a college and an application by the first day of April or the first day of November prior to the semester or term in which the student wishes to participate. Any student who sends the required documents by the first day of April may be approved to participate in the program for the next full school year. Any student who sends the required documents by the first day of November may be approved to participate in the program for the next semester or term only. The application shall be made on forms provided by the department and shall include information about the student's proposed participation,

including the school year in which the student wishes to 1239
participate; and the semesters or terms the student wishes to 1240
enroll during such year. The department shall mark each 1241
application with the date and time of receipt. 1242

(ii) If the student is enrolled in a nonchartered 1243
nonpublic secondary school or is home-instructed, the parent or 1244
guardian of that student shall notify the department by the 1245
first day of April or the first day of November prior to the 1246
~~school year semester or term~~ in which the student wishes to 1247
participate. Any student who provides notification by the first 1248
day of April may be approved to participate in the program for 1249
the next full school year. Any student who provides notification 1250
by the first day of November may be approved to participate in 1251
the program for the next semester or term only. 1252

(B) Except as provided for in division (C) of this section 1253
and in sections 3365.031 and 3365.032 of the Revised Code: 1254

(1) No public secondary school shall prohibit a student 1255
enrolled in that school from participating in the program if 1256
that student meets all of the criteria in division (A) (1) of 1257
this section. 1258

(2) No participating nonpublic secondary school shall 1259
prohibit a student enrolled in that school from participating in 1260
the program if the student meets all of the criteria in division 1261
(A) (2) of this section and, if the student is enrolled under 1262
division (B) of section 3365.06 of the Revised Code, the student 1263
is awarded funding from the department in accordance with rules 1264
adopted by the chancellor, in consultation with the department, 1265
pursuant to section 3365.071 of the Revised Code. 1266

(C) For purposes of this section, during the period of an 1267

expulsion imposed by a public secondary school, a student is 1268
ineligible to apply to enroll in a college under this section, 1269
unless the student is admitted to another public secondary or 1270
participating nonpublic secondary school. If a student is 1271
enrolled in a college under this section at the time the student 1272
is expelled, the student's status for the remainder of the 1273
college term in which the expulsion is imposed shall be 1274
determined under section 3365.032 of the Revised Code. 1275

(D) Upon a student's graduation from high school, 1276
participation in the college credit plus program shall not 1277
affect the student's eligibility at any public college for 1278
scholarships or for other benefits or opportunities that are 1279
available to first-time college students and are awarded by that 1280
college, regardless of the number of credit hours that the 1281
student completed under the program. 1282

(E) The college to which a student applies to participate 1283
under this section shall pay for one assessment used to 1284
determine that student's eligibility under this section. 1285
However, notwithstanding anything to the contrary in Chapter 1286
3365. of the Revised Code, any additional assessments used to 1287
determine the student's eligibility shall be the financial 1288
responsibility of the student. 1289

Sec. 3365.04. Each public and participating nonpublic 1290
secondary school shall do all of the following with respect to 1291
the college credit plus program: 1292

(A) Provide information about the program prior to the 1293
first day of February of each year to all students enrolled in 1294
grades six through eleven; 1295

(B) Provide counseling services to students in grades six 1296

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| through eleven and to their parents before the students | 1297 |
| participate in the program under this chapter to ensure that | 1298 |
| students and parents are fully aware of the possible | 1299 |
| consequences and benefits of participation. Counseling | 1300 |
| information shall include: | 1301 |
| (1) Program eligibility; | 1302 |
| (2) The process for granting academic credits; | 1303 |
| (3) Any necessary financial arrangements for tuition, | 1304 |
| textbooks, and fees; | 1305 |
| (4) Criteria for any transportation aid; | 1306 |
| (5) Available support services; | 1307 |
| (6) Scheduling; | 1308 |
| (7) Communicating the possible consequences and benefits | 1309 |
| of participation, including all of the following: | 1310 |
| (a) The consequences of failing or not completing a course | 1311 |
| under the program, including the effect on the student's ability | 1312 |
| to complete the secondary school's graduation requirements; | 1313 |
| (b) The effect of the grade attained in a course under the | 1314 |
| program being included in the student's grade point average, as | 1315 |
| applicable; | 1316 |
| (c) The benefits to the student for successfully | 1317 |
| completing a course under the program, including the ability to | 1318 |
| reduce the overall costs of, and the amount of time required | 1319 |
| for, a college education. | 1320 |
| (8) The academic and social responsibilities of students | 1321 |
| and parents under the program; | 1322 |
| (9) Information about and encouragement to use the | 1323 |

counseling services of the college in which the student intends to enroll; 1324
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(10) The standard packet of information for the program developed by the chancellor of higher education pursuant to section 3365.15 of the Revised Code; 1326
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For a participating nonpublic secondary school, counseling information shall also include an explanation that funding may be limited and that not all students who wish to participate may be able to do so. 1329
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(11) Information about the potential for mature subject matter, as defined in section 3365.035 of the Revised Code, in courses in which the student intends to enroll through the program and notification that courses will not be modified based upon program enrollee participation regardless of where course instruction occurs. The information shall include the permission slip described in division (B) of section 3365.035 of the Revised Code. 1333
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(C) Promote the program on the school's web site, including the details of the school's current agreements with partnering colleges; 1341
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(D) Schedule at least one informational session per school year to allow each participating college that is located within thirty miles of the school to meet with interested students and parents. The session shall include the benefits and consequences of participation and shall outline any changes or additions to the requirements of the program. If there are no participating colleges located within thirty miles of the school, the school shall coordinate with the closest participating college to offer an informational session. 1344
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For the purposes of division (D) of this section, 1353
"participating college" shall include both of the following: 1354

(1) A partnering college; 1355

(2) Any public college, private college, or eligible out- 1356
of-state college to which both of the following apply: 1357

(a) The college participates in the college credit plus 1358
program. 1359

(b) The college submits to the public or participating 1360
nonpublic secondary school a request to attend an informational 1361
session. 1362

(E) Implement a policy for the awarding of grades and the 1363
calculation of class standing for courses taken under division 1364
(A) (2) or (B) of section 3365.06 of the Revised Code. The policy 1365
adopted under this division shall be equivalent to the school's 1366
policy for courses taken under the advanced standing programs 1367
described in divisions (A) (2) and (3) of section 3313.6013 of 1368
the Revised Code or for other courses designated as honors 1369
courses by the school. If the policy includes awarding a 1370
weighted grade or enhancing a student's class standing for these 1371
courses, the policy adopted under this section shall also 1372
provide for these procedures to be applied to courses taken 1373
under the college credit plus program. 1374

(F) Develop model course pathways, pursuant to section 1375
3365.13 of the Revised Code, and publish the course pathways 1376
among the school's official list of course offerings for the 1377
program. 1378

(G) Annually collect, report, and track specified data 1379
related to the program according to data reporting guidelines 1380
adopted by the chancellor and the department of education and 1381

workforce pursuant to section 3365.15 of the Revised Code. 1382

(H) Use the forms developed by the chancellor and the 1383
department of education and workforce. No public or 1384
participating nonpublic secondary school shall modify any such 1385
form without prior approval from the chancellor and the 1386
department. 1387

Sec. 3365.05. Each public and participating private 1388
college shall do all of the following with respect to the 1389
college credit plus program: 1390

(A) Apply established standards and procedures for 1391
admission to the college and for course placement for 1392
participants. When determining admission and course placement, 1393
the college shall do all of the following: 1394

(1) Consider all available student data that may be an 1395
indicator of college readiness, including grade point average 1396
and end-of-course examination scores, if applicable; 1397

(2) Give priority to its current students regarding 1398
enrollment in courses. However, once a participant has been 1399
accepted into a course, the college shall not displace the 1400
participant for another student. 1401

(3) Adhere to any capacity limitations that the college 1402
has established for specified courses. 1403

(B) Send written notice to the participant, the 1404
participant's parent, and the participant's secondary school, 1405
not later than fourteen calendar days prior to the first day of 1406
classes for that term, of the participant's admission to the 1407
college and to specified courses under the program. 1408

(C) Provide both of the following, not later than twenty- 1409

one calendar days after the first day of classes for that term, 1410
to each participant and the participant's secondary school: 1411

(1) The courses and hours of enrollment of the 1412
participant; 1413

(2) The option elected by the participant under division 1414
(A) or (B) of section 3365.06 of the Revised Code for each 1415
course. 1416

The college shall also provide to each partnering school a 1417
roster of participants from that school that are enrolled in the 1418
college and a list of course assignments for each participant. 1419

(D) Promote the program on the college's web site, 1420
including the details of the college's current agreements with 1421
partnering secondary schools. 1422

(E) Coordinate with each partnering secondary school that 1423
is located within thirty miles of the college to present at 1424
least one informational session per school year for interested 1425
students and parents. The session shall include the benefits and 1426
consequences of participation and shall outline any changes or 1427
additions to the requirements of the program. If there are no 1428
partnering schools located within thirty miles of the college, 1429
the college shall coordinate with the closest partnering school 1430
to offer an informational session. 1431

(F) Assign an academic advisor that is employed by the 1432
college to each participant enrolled in that college. Prior to 1433
the date on which a withdrawal from a course would negatively 1434
affect a participant's transcribed grade, as prescribed by the 1435
college's established withdrawal policy, the college shall 1436
ensure that the academic advisor and the participant meet at 1437
least once to discuss the program and the courses in which the 1438

participant is enrolled. 1439

(G) Do both of the following with regard to high school 1440
teachers that are teaching courses for the college at a 1441
secondary school under the program: 1442

(1) Provide at least one professional development session 1443
per school year; 1444

(2) Conduct at least one classroom observation per school 1445
year for each course that is authorized by the college and 1446
taught by a high school teacher to ensure that the course meets 1447
the quality of a college-level course. 1448

(H) Annually collect, report, and track specified data 1449
related to the program according to data reporting guidelines 1450
adopted by the chancellor of higher education and the department 1451
of education and workforce pursuant to section 3365.15 of the 1452
Revised Code. 1453

(I) Require each participant to complete an orientation 1454
that meets guidelines issued by the chancellor and the 1455
department. The chancellor and the department shall make those 1456
guidelines as concise as is practicable. 1457

(J) With the exception of divisions (D) and (E) of this 1458
section, any eligible out-of-state college participating in the 1459
college credit plus program shall be subject to the same 1460
requirements as a participating private college under this 1461
section. 1462

Sec. 3365.11. (A) Each instructor teaching a course under 1463
the college credit plus program shall meet the credential 1464
requirements set forth in guidelines and procedures established 1465
by the chancellor of ~~the Ohio board of regents~~ higher education. 1466
If the guidelines require high school teachers to take any 1467

additional graduate-level coursework in order to meet the 1468
credential requirements, that coursework shall be applicable to 1469
continuing education and professional development requirements 1470
for the renewal of the teacher's educator license. 1471

(B) In addition to the guidelines and procedures 1472
established under division (A) of this section, the chancellor 1473
shall establish an alternative credentialing process to certify 1474
instructors with relevant teaching experience as instructors for 1475
the program. The alternative credentialing process shall be 1476
established not later than six months after the effective date 1477
of this amendment. 1478

Sec. 3365.14. (A) The chancellor of higher education, in 1479
consultation with the department of education and workforce, 1480
shall undertake any action as necessary to ensure that public 1481
colleges and public secondary schools are fully engaging and 1482
participating in the college credit plus program as required 1483
under Chapter 3365. of the Revised Code. Such actions may 1484
include publicly displaying program participation data by 1485
college and secondary schools. 1486

(B) The chancellor and the department shall collect data 1487
relative to the actual cost of programming under the college 1488
credit plus program and submit that data to the auditor of 1489
state. The auditor of state shall review and audit that data. 1490
The auditor of state shall submit to the general assembly, in 1491
accordance with section 101.68 of the Revised Code, a one-time 1492
report regarding the findings of that review and audit. 1493

Sec. 3365.15. The chancellor of higher education and the 1494
department of education and workforce jointly shall do all of 1495
the following: 1496

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| (A) Adopt data reporting guidelines specifying the types | 1497 |
| of data that public and participating nonpublic secondary | 1498 |
| schools and public and participating private colleges, including | 1499 |
| eligible out-of-state colleges participating in the program, | 1500 |
| must annually collect, report, and track under division (G) of | 1501 |
| section 3365.04 and division (H) of section 3365.05 of the | 1502 |
| Revised Code. The types of data shall include all of the | 1503 |
| following: | 1504 |
| (1) For each secondary school and college: | 1505 |
| (a) The number of participants disaggregated by grade | 1506 |
| level, socioeconomic status, race, gender, and disability; | 1507 |
| (b) The number of completed courses and credit hours, | 1508 |
| disaggregated by the college in which participants were | 1509 |
| enrolled; | 1510 |
| (c) The number of courses in which participants enrolled, | 1511 |
| disaggregated by subject area and level of difficulty. | 1512 |
| (2) For each secondary school, the number of students who | 1513 |
| were denied participation in the program under division (A) (1) | 1514 |
| (a) or (C) of section 3365.03 or section 3365.031 or 3365.032 of | 1515 |
| the Revised Code. Each participating nonpublic secondary school | 1516 |
| shall also include the number of students who were denied | 1517 |
| participation due to the student not being awarded funding by | 1518 |
| the department pursuant to section 3365.071 of the Revised Code. | 1519 |
| (3) For each college: | 1520 |
| (a) The number of students who applied to enroll in the | 1521 |
| college under the program but were not granted admission; | 1522 |
| (b) The average number of completed courses per | 1523 |
| participant; | 1524 |

(c) The average grade point average for participants in 1525
college courses under the program. 1526

The guidelines adopted under this division shall also 1527
include policies and procedures for the collection, reporting, 1528
and tracking of such data. 1529

(B) Annually compile the data required under division (A) 1530
of this section. Not later than the thirty-first day of December 1531
of each year, the data from the previous school year shall be 1532
posted in a prominent location on both the chancellor of higher 1533
education's and the department's web sites. 1534

(C) ~~Until December 2023, submit~~ Submit an annual report on 1535
outcomes of the college credit plus program that are supported 1536
by empirical evidence to the governor, the president of the 1537
senate, the speaker of the house of representatives, and the 1538
chairpersons of the education committees of the senate and house 1539
of representatives not later than the thirty-first day of 1540
December each year. The report shall include all of the 1541
following, disaggregated by cohort: 1542

(1) Number of degrees attained; 1543

(2) Level and type of degrees attained; 1544

(3) Number of students who receive a degree in two 1545
different subject areas; 1546

(4) Time to completion of a degree, disaggregated by level 1547
and type of degree attained; 1548

(5) Time to enrollment in a graduate or doctoral degree 1549
program; 1550

(6) The number of students who participate in a study 1551
abroad course; 1552

| | |
|--|--|
| (7) How all of the measures described in division (C) of this section compare to both: | 1553 1554 |
| (a) The overall student population who did not participate in the college credit plus program; | 1555 1556 |
| (b) Any similar measures compiled under the former postsecondary enrollment options program, to the extent that such data is available. | 1557 1558 1559 |
| The first report shall be submitted not later than December 31, 2018, and each subsequent report shall be submitted not later than the thirty-first day of December each year thereafter until December 2023. | 1560 1561 1562 1563 |
| (D) Establish a college credit plus advisory committee to assist in the development of performance metrics and the monitoring of the program's progress. At least one member of the advisory committee shall be a school guidance counselor. | 1564 1565 1566 1567 |
| The chancellor shall also, in consultation with the department, create a standard packet of information for the college credit plus program directed toward students and parents that are interested in the program. | 1568 1569 1570 1571 |
| (E) The chancellor and the department also may submit a biennial report detailing the status of the college credit plus program, including an analysis of quality assurance measures related to the program, to the governor, the president of the senate, the speaker of the house of representatives, and the chairpersons of the education committees of the senate and house of representatives. If the chancellor and the department choose to jointly submit the biennial report, both of the following shall apply: | 1572 1573 1574 1575 1576 1577 1578 1579 1580 |
| (1) The report shall include only data available through | 1581 |

the higher education information system administered by the 1582
chancellor. 1583

(2) The first report shall be submitted not later than 1584
December 31, 2017, and each subsequent report shall be submitted 1585
not later than the thirty-first day of December every two years 1586
thereafter. 1587

(F) For purposes of this section, "cohort" means a group 1588
of students who participated in the college credit plus program 1589
and who, upon graduation from high school, enroll in an Ohio 1590
institution of higher education during the same academic year. 1591

Section 2. That existing sections 3302.03, 3365.03, 1592
3365.04, 3365.05, 3365.11, and 3365.15 of the Revised Code are 1593
hereby repealed. 1594