

_____ moved to amend as follows:

1 In line 156 of the title, after "3107.035," insert
2 "3311.242,"

3 In line 336, after "3107.035," insert "3311.242,"

4 After line 25577, insert:

5 "Sec. 3311.242. (A) As used in this section:

6 (1) "Eligible township" means a township that contains the
7 territory of two or more school districts.

8 (2) "Qualified electors" means electors residing within the
9 territory proposed to be transferred.

10 (B) The board of education of a school district with
11 territory in an eligible township shall promptly do both of the
12 following regarding a proposal to transfer territory from the
13 district to another school district to which the territory is
14 adjoining if a petition that is certified under division (C) of
15 this section requests such a transfer:

16 (1) File the proposal, together with a map showing the
17 boundaries of the territory to be transferred, with the state
18 board of education;

19 (2) Certify the proposal to the board of elections of the
20 county in which the eligible township is located for the
21 purposes of having the proposal placed on the ballot at the next
22 general or primary election which occurs not less than ninety
23 days after the date of the certification or at a special
24 election, the date of which shall be specified in the
25 certification, which date shall not be less than ninety days
26 after the date of the certification.

27 (C) Upon receiving a petition of transfer signed by at
28 least ten per cent of qualified electors voting at the last
29 general election, the board of education shall cause the board
30 of elections to check the sufficiency of signatures on the
31 petition. If the board of elections determines the petition has
32 been signed by at least ten per cent of qualified electors
33 voting at the last general election, the board of elections
34 shall certify the petition to the board of education for the
35 purposes of division (B) of this section.

36 (D) Upon certification of a proposal under division (B)(2)
37 of this section, the board of elections shall make the necessary
38 arrangements for the submission of the question whether to
39 approve the transfer to the qualified electors to vote thereon,
40 and the election shall be conducted and canvassed and the
41 results shall be certified in the same manner as in regular

42 elections for the election of members of a district board of
43 education.

44 (E) If the proposal submitted to qualified electors under
45 division (D) of this section is approved by at least a majority
46 of the electors voting on the proposal, both of the following
47 shall apply:

48 (1) The board of education of the district from which the
49 territory is being transferred shall notify the state board of
50 education of the results of the vote.

51 (2) The board of trustees of the eligible township shall
52 enter into negotiations with the board of education of the
53 district to which the territory is being transferred regarding
54 the terms of the proposal to transfer the territory.

55 (F) If the board of trustees of the eligible township and
56 the board of education to which the territory is being
57 transferred enter into a formal agreement based on negotiations
58 under division (E)(2) of this section, the board of education
59 shall file the proposal and a copy of the formal agreement with
60 the state board. However, the district board of education shall
61 not be required to enter into a formal agreement.

62 (G) The state board shall approve any proposal submitted
63 under division (F) of this section and thereafter provide
64 written notification of the approval to the board of education
65 of the district from which the territory is being transferred

66 and the board of education to which the territory is being
67 transferred.

68 (H) Upon receipt of the written notification from the state
69 board under division (G) of this section, the board of education
70 of the district to which the territory is being transferred
71 shall file a map showing the boundaries of the territory
72 transferred with the county auditor of the county in which the
73 eligible township is located. In addition, the two district
74 boards and the township board of trustees shall execute an
75 equitable division of the funds and indebtedness between the
76 districts. Thereafter, the transfer shall be complete and the
77 legal title of the school property in the territory transferred
78 shall be vested in the board of education of the district to
79 which the territory is transferred."

80 The motion was _____ agreed to.

81 SYNOPSIS

82 **Permits the transfer of school district territory through a**
83 **petition and vote of qualified electors in an eligible township**

84 **R.C. 3311.242**

85 Restores a provision of the House-passed version of the
86 bill that does all of the following:

87 -- Permits electors residing in school district territory
88 located within a township that is split between two or more

89 school districts to petition for the transfer of territory to
90 another adjacent school district.

91 -- Specifies the board of education of the district from
92 which the territory is being transferred must file the proposal
93 to transfer territory with the State Board of Education and
94 certify the proposal to the county board of elections, if the
95 board of elections certifies that the initiating petition is
96 signed by at least 10% of electors within the territory voting
97 in the last general election.

98 -- Requires that, if the proposal is approved by at least a
99 majority of electors voting, both of the following occur:

100 (1) The board of education of the district from which the
101 territory is being transferred must notify the State Board of
102 the results of the vote;

103 (2) The board of trustees of the township must enter into
104 negotiations with the board of education of the district to
105 which the territory is being transferred.

106 -- Requires that the State Board approve any submitted
107 proposal, and provide written notification of the approval to
108 both boards of education affected by the territory transfer.

109 -- Stipulates that, upon receiving written notification
110 from the State Board, the board of education of the district to
111 which the territory is being transferred must file a map showing
112 the boundaries of the territory transferred with the county
113 auditor of the county in which the eligible township is located.

114 -- Requires equitable distribution of funds indebtedness of
115 the districts.

116 -- Provides that after the map is filed with the county
117 auditor, the transfer is complete and the legal title of the
118 school property in the territory must be vested in the board of
119 education of the district to which the territory is being
120 transferred.