

As Introduced

132nd General Assembly

Regular Session

2017-2018

H. B. No. 449

Representatives Rogers, Patterson

A BILL

To amend section 3314.021 of the Revised Code to 1
require the Department of Education to attribute 2
any community school sponsor ratings an entity 3
received during its relationship with a state 4
university board of trustees to that entity even 5
if it no longer has a relationship with the 6
university. 7

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

Section 1. That section 3314.021 of the Revised Code be 8
amended to read as follows: 9

Sec. 3314.021. (A) This section applies to any entity that 10
is exempt from taxation under section 501(c)(3) of the Internal 11
Revenue Code and that satisfies the conditions specified in 12
divisions (C)(1)(f)(ii) and (iii) of section 3314.02 of the 13
Revised Code but does not satisfy the condition specified in 14
division (C)(1)(f)(i) of that section. 15

(B) Notwithstanding division (C)(1)(f)(i) of section 16
3314.02 of the Revised Code, and subject to division (D)(2) of 17
this section, an entity described in division (A) of this 18
section may do both of the following without obtaining the 19

department of education's initial approval of its sponsorship 20
under divisions (A) (2) and (B) (1) of section 3314.015 of the 21
Revised Code: 22

(1) Succeed the board of trustees of a state university 23
located in the pilot project area or that board's designee as 24
the sponsor of a community school established under this 25
chapter; 26

(2) Continue to sponsor that school in conformance with 27
the terms of the contract between the board of trustees or its 28
designee and the governing authority of the community school and 29
renew that contract as provided in division (E) of section 30
3314.03 of the Revised Code. 31

(C) The entity that succeeds the board of trustees or the 32
board's designee as sponsor of a community school under division 33
(B) of this section also may enter into contracts to sponsor 34
other community schools located in any challenged school 35
district, without obtaining the department's initial approval of 36
its sponsorship of those schools under divisions (A) (2) and (B) 37
(1) of section 3314.015 of the Revised Code as long as the 38
contracts conform with and the entity complies with all other 39
requirements of this chapter. 40

(D) (1) Regardless of the entity's authority to sponsor 41
community schools without the initial approval of the 42
department, the entity is under the continuing oversight of the 43
department in accordance with rules adopted under section 44
3314.015 of the Revised Code. 45

(2) If an entity described in division (A) of this section 46
receives a rating below "effective" under division (B) of 47
section 3314.016 of the Revised Code for two or more consecutive 48

years, that entity shall receive approval from the department of 49
education to sponsor community schools and enter into a written 50
agreement with the department in accordance with division (B) (1) 51
of section 3314.015 of the Revised Code prior to entering into 52
any further preliminary agreements under division (C) (2) of 53
section 3314.02 of the Revised Code or renewing any existing 54
contract to sponsor a community school. 55

(E) In the case of an entity that succeeded the board of 56
trustees of a state university located in a pilot project area, 57
as described in division (A) of this section, and that later 58
establishes itself as a sponsor of community schools pursuant to 59
division (C) (1) (f) of section 3314.02 of the Revised Code, the 60
department of education shall attribute all of the following to 61
that entity: 62

(1) All sponsor ratings under section 3314.016 of the 63
Revised Code the entity received as a successor to the board of 64
trustees of the state university; 65

(2) All sponsor ratings under that section that the board 66
of trustees of the state university, or its designee, received 67
during the time that the entity provided services to that 68
university in the sponsorship of community schools; 69

(3) All limitations on sponsorship that were placed on the 70
entity as successor to the board of trustees of the state 71
university; 72

(4) All limitations on sponsorship that were placed on the 73
board of trustees of the state university, or its designee, 74
during the time that the entity provided services to that 75
university in the sponsorship of community schools. 76

In addition, if the entity establishes itself as a new 77

sponsor effective for the 2017-2018 school year, or any school 78
year thereafter, and the entity received an overall rating under 79
section 3314.016 of the Revised Code of "ineffective" for the 80
2015-2016 or 2016-2017 school year through its relationship with 81
the board of trustees of the state university, the department 82
shall attribute that "ineffective" rating to the entity for 83
purposes of determining whether to limit or revoke the 84
sponsorship authority of the entity pursuant to divisions (B)(7) 85
(b) and (c) of section 3314.016 of the Revised Code. 86

Section 2. That existing section 3314.021 of the Revised 87
Code is hereby repealed. 88