

**As Introduced**

**132nd General Assembly**

**Regular Session**

**2017-2018**

**H. B. No. 449**

**Representatives Rogers, Patterson**

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**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 education to sponsor community schools and enter into a written agreement with the department in accordance with division (B) (1) of section 3314.015 of the Revised Code prior to entering into any further preliminary agreements under division (C) (2) of section 3314.02 of the Revised Code or renewing any existing contract to sponsor a community school.

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

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

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

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

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

In addition, if the entity establishes itself as a new

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