As Passed by the Senate

133rd General Assembly
Regular Session
2019-2020
Am. Sub. H. B. No. 9

Representatives Jones, Sweeney


Senators Blessing, Dolan, Eklund, Huffman, M., Huffman, S.

---

A BILL

To amend sections 3310.03, 3310.032, 3333.16, and 3345.81 and to enact sections 3302.103, 3310.033, 3345.351, and 3345.481 of the Revised Code and to amend Sections 265.10 and 265.210 of H.B. 166 of the 133rd General Assembly with regard to student degree completion at state institutions of higher education, to modify eligibility criteria for the Educational Choice Scholarship program, to dissolve certain academic distress commissions, to make an appropriation, and to declare an emergency.

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

Section 1. That sections 3310.03, 3310.032, 3333.16, and 3345.81 be amended and sections 3302.103, 3310.033, 3345.351,
and 3345.481 of the Revised Code be enacted to read as follows:

**Sec. 3302.103.** (A) Beginning on the effective date of this section, an academic distress commission established under section 3302.10 of the Revised Code on or before the effective date of this section shall begin to transition operational, managerial, and instructional control from the academic distress commission and the chief executive officer appointed by the commission back to the district board of education if the district for which the commission was established received an overall grade of "D" or higher under division (C)(3) of section 3302.03 of the Revised Code on the state report card for the 2018-2019 school year. During the transition period, the chief executive officer shall work closely with the district board and the district superintendent to increase their ability to resume control of the district and sustain the district's academic improvement over time.

(B) During the transition period, the district shall continue to operate under the academic distress commission as prescribed in section 3302.10 of the Revised Code until June 30, 2020. On that date, the chief executive officer shall relinquish all operational, managerial, and instructional control of the district to the district board and district superintendent, and the academic distress commission shall cease to exist.

(C) The department of education shall pay the remainder of each chief executive officer's contract upon dissolution of the academic distress commission as specified in division (A) of this section.

**Sec. 3310.03.** A student is an "eligible student" for purposes of the educational choice scholarship pilot program if the student's resident district is not a school district in
which the pilot project scholarship program is operating under sections 3313.974 to 3313.979 of the Revised Code and the student satisfies one of the conditions in division (A), (B), (C), (D), or (E) of this section:

(A)(1) The student is enrolled in a school building operated by the student's resident district that, on the report card issued under section 3302.03 of the Revised Code published prior to the first day of July of the school year for which a scholarship is sought, did not receive a rating as described in division (I) of this section, and to which any or a combination of any of the following apply for two of the three most recent report cards published prior to the first day of July of the school year for which a scholarship is sought:

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

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

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

(2) The student will be enrolling in any of grades
togethering through twelve in this state for the first time in
the school year for which a scholarship is sought, will be at
least five years of age by the first day of January of the
school year for which a scholarship is sought, and otherwise
would be assigned under section 3319.01 of the Revised Code in
the school year for which a scholarship is sought, to a school
building described in division (A)(1) of this section.

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

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

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

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

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

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

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

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

(6) Beginning in the 2019-2020 school year, on or after the effective date of this amendment, the student meets both of the following conditions:

(a) The student was enrolled in a public or nonpublic school or was homeschooled in the prior school year and completed any of grades eight through eleven in that school year.
(b) The student would be assigned to a building in the school year for which the scholarship is sought that either:

(i) Serves any of grades nine through twelve and that received a grade of "D" or "F" for the four-year adjusted cohort graduation rate under division (A)(1)(d), (B)(1)(d), or (C)(1)(d) of section 3302.03 of the Revised Code in two of the three most recent report cards published prior to the first day of July of the school year for which a scholarship is sought;

(ii) Is a building described in division (A)(1) of this section.

Any student who was awarded a scholarship under any version of division (A)(6) of this section as it existed prior to the effective date of this amendment may continue to receive scholarships in subsequent school years until the student completes grade twelve, as long as the student meets the criteria prescribed by division (F) of this section.

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

(a) The building was ranked, for at least two of the three most recent rankings prior to the first day of July of the school year for which a scholarship is sought, in the lowest ten percent of all buildings operated by city, local, and exempted village school districts according to performance index score as determined by the department of education.

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

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

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

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

(C) The student is enrolled in a nonpublic school at the time the school is granted a charter by the state board of education under section 3301.16 of the Revised Code and the student meets the standards of division (B) of section 3310.031 of the Revised Code.

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

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

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

(E) The student's resident district is subject to section
3302.10 of the Revised Code and the student either:

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

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

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

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

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

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

(G)(1) The department shall cease awarding first-time scholarships pursuant to divisions (A)(1) to (4) of this section with respect to a school building that, in the most recent ratings of school buildings published under section 3302.03 of the Revised Code prior to the first day of July of the school year, ceases to meet the criteria in division (A)(1) of this section. The department shall cease awarding first-time scholarships pursuant to division (A)(5) of this section with respect to a school district that, in the most recent ratings of school districts published under section 3302.03 of the Revised Code prior to the first day of July of the school year, ceases to meet the criteria in division (A)(5) of this section.

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

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

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

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

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

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

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

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

(c) For the 2016-2017 school year or any school year thereafter, the building has a grade of "A" or "B" under division (C)(3) of section 3302.03 of the Revised Code and a grade of "A" for the value-added progress dimension under division (C)(1)(e) of section 3302.03 of the Revised Code; or if the building serves only grades ten through twelve, the building received a grade of "A" or "B" for the performance index score under division (C)(1)(b) of section 3302.03 of the Revised Code and had a four-year adjusted cohort graduation rate of greater than or equal to seventy-five per cent.

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

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

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

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

Sec. 3310.032. (A) A student is an "eligible student" for purposes of the expansion of the educational choice scholarship pilot program under this section if the student's resident district is not a school district in which the pilot project scholarship program is operating under sections 3313.974 to 3313.979 of the Revised Code, the student is not eligible for an educational choice scholarship under section 3310.03 of the Revised Code, and the student's family income is at or below two hundred per cent of the federal poverty guidelines, as defined in section 5101.46 of the Revised Code.

(B) In each fiscal year for which the general assembly appropriates funds for purposes of this section, the department of education shall pay scholarships to attend chartered nonpublic schools in accordance with section 3310.08 of the Revised Code. The number of scholarships awarded under this section shall not exceed the number that can be funded with appropriations made by the general assembly for this purpose.
(C) Scholarships under this section shall be awarded as follows:

(1) For the 2013-2014 school year, to eligible students who are entering kindergarten in that school year for the first time;

(2) For each subsequent school year through the 2019-2020 school year, scholarships shall be awarded to eligible students in the next grade level above the highest grade level awarded in the preceding school year, in addition to the grade levels for which students received scholarships in the preceding school year;

(3) Beginning with the 2020-2021 school year, to eligible students who are entering any of grades kindergarten through twelve in that school year for the first time.

(D) If the number of eligible students who apply for a scholarship under this section exceeds the scholarships available based on the appropriation for this section, the department shall award scholarships in the following order of priority:

(1) First, to eligible students who received scholarships under this section in the prior school year;

(2) Second, to eligible students with family incomes at or below one hundred per cent of the federal poverty guidelines. If the number of students described in division (D)(2) of this section who apply for a scholarship exceeds the number of available scholarships after awards are made under division (D)(1) of this section, the department shall select students described in division (D)(2) of this section by lot to receive any remaining scholarships.
(3) Third, to other eligible students who qualify under this section. If the number of students described in division (D)(3) of this section exceeds the number of available scholarships after awards are made under divisions (D)(1) and (2) of this section, the department shall select students described in division (D)(3) of this section by lot to receive any remaining scholarships.

(E) Subject to divisions (E)(1) to (3) of this section, a student who receives a scholarship under this section remains an eligible student and may continue to receive scholarships under this section in subsequent school years until the student completes grade twelve, so long as the student satisfies the conditions specified in divisions (F)(2) and (3) of section 3310.03 of the Revised Code.

Once a scholarship is awarded under this section, the student shall remain eligible for that scholarship for the current school year and subsequent school years even if the student's family income rises above the amount specified in division (A) of this section, provided the student remains enrolled in a chartered nonpublic school, however:

(1) If the student's family income is above two hundred per cent but at or below three hundred fifty per cent of the federal poverty guidelines, the student shall receive a scholarship in the amount of seventy-five per cent of the full scholarship amount.

(2) If the student's family income is above three hundred fifty per cent but at or below four hundred per cent of the federal poverty guidelines, the student shall receive a scholarship in the amount of fifty per cent of the full scholarship amount.
(3) If the student's family income is above four hundred per cent of the federal poverty guidelines, the student is no longer eligible to receive an educational choice scholarship.

**Sec. 3310.033.** Notwithstanding anything to the contrary in Chapter 3310. of the Revised Code, the department of education shall not award a first-time scholarship to a student under section 3310.03 of the Revised Code for the 2020-2021, 2021-2022, or 2022-2023 school year if both of the following apply to the student:

(A) The student would be assigned under section 3319.01 of the Revised Code to a school building that satisfies either of the following conditions:

(1) The building receives an overall grade of "A," "B," or "C" on the report card issued under section 3302.03 of the Revised Code that is published prior to the first day of July of the school year for which the scholarship is sought.

(2) The building receives an overall grade of "D" on the report card issued under section 3302.03 of the Revised Code that is published prior to the first day of July of the school year for which the scholarship is sought; and the building was not ranked, for at least two of the three most recent rankings prior to the first day of July of the school year for which a scholarship is sought, in the lowest twenty per cent of all buildings operated by city, local, and exempted village school districts according to performance index score as determined by the department.

(B) The student's resident school district is not a district described in division (E) of section 3310.03 of the Revised Code.
Sec. 3333.16. (A) As used in this section — "state:"

(1) "State institution of higher education" means an institution of higher education as defined in section 3345.12 of the Revised Code.

(2) "State university" has the same meaning as in section 3345.011 of the Revised Code.

(A) (B) The chancellor of higher education shall do all of the following:

(1) Establish policies and procedures applicable to all state institutions of higher education that ensure that students can begin higher education at any state institution of higher education and transfer coursework and degrees to any other state institution of higher education without unnecessary duplication or institutional barriers. The purpose of this requirement is to allow students to attain their highest educational aspirations in the most efficient and effective manner for the students and the state. These policies and procedures shall require state institutions of higher education to make changes or modifications, as needed, to strengthen course content so as to ensure equivalency for that course at any state institution of higher education.

(2) Develop and implement a universal course equivalency classification system for state institutions of higher education so that the transfer of students and the transfer and articulation of equivalent courses or specified learning modules or units completed by students are not inhibited by inconsistent judgment about the application of transfer credits. Coursework completed within such a system at one state institution of higher education and transferred to another institution shall be...
applied to the student's degree objective in the same manner as equivalent coursework completed at the receiving institution.

(3) **Develop an electronic equivalency management tool to assist in the transfer of coursework and degrees between state institutions of higher education without unnecessary duplication or institutional barriers, to help minimize inconsistent judgment about the application of transfer credits, and to assist in allowing transfer credits to be applied to a student's degree objective in the same manner at each state institution of higher education. The electronic equivalency management tool shall include the universal documentation of course and program equivalencies statewide. Additionally, the electronic equivalency management tool shall be incorporated into a web site.**

(4) **Develop a system of transfer policies that ensure that graduates with associate degrees which include completion of approved transfer modules shall be admitted to a state institution of higher education, shall be able to compete for admission to specific programs on the same basis as students native to the institution, and shall have priority over out-of-state associate degree graduates and transfer students. To assist a student in advising and transferring, all state institutions of higher education shall fully implement the information system for advising and transferring selected by, contracted for, or developed by the chancellor.**

(4)–(5) **Examine the feasibility of developing a transfer marketing agenda that includes materials and interactive technology to inform the citizens of Ohio about the availability of transfer options at state institutions of higher education and to encourage adults to return to colleges and universities.**
for additional education;

(5) (6) Study, in consultation with the state board of career colleges and schools, and in light of existing criteria and any other criteria developed by the articulation and transfer advisory council, the feasibility of credit recognition and transferability to state institutions of higher education for graduates who have received associate degrees from a career college or school with a certificate of registration from the state board of career colleges and schools under Chapter 3332 of the Revised Code.

(B) (C) All provisions of the existing articulation and transfer policy developed by the chancellor shall remain in effect except where amended by this section.

(C) (D) Not later than December 1, 2018, the chancellor shall update and implement the policies and procedures established pursuant to this section to ensure that any associate degree offered at a state institution of higher education may be transferred and applied to a bachelor degree program in an equivalent field at any other state institution of higher education without unnecessary duplication or institutional barriers. The policies and procedures shall ensure that each transferred associate degree applies to the student's degree objective in the same manner as equivalent coursework completed by the student at the receiving institution.

When updating and implementing the policies and procedures pursuant to this division, the chancellor shall seek input from faculty and academic leaders in each academic field or discipline.

(E) If a state university refuses to accept and grant
credit for any general education coursework that is both completed at a different state institution of higher education and subject to the policies, procedures, or systems prescribed under division (B) of this section, the state university shall provide the student that did not receive college credit for the completed general education coursework information to utilize the institution's transfer appeal process and information to utilize the department of higher education's student complaint portal.

(F) The Ohio articulation and transfer network oversight board established by the chancellor shall conduct a study of current rules regarding the transfer of college credit between state institutions of higher education. Not later than one year after the effective date of this amendment, the board shall issue a report to the general assembly, in accordance with section 101.68 of the Revised Code, that includes the findings of the board's study, as well as any recommendations regarding changes to the rules.

Sec. 3345.351. (A) As used in this section, "state university" has the same meaning as in section 3345.011 of the Revised Code.

(B) Beginning two years after the effective date of this section, and every two years thereafter, each state university shall review the university's student records to identify any student to whom all of the following apply:

(1) The student disenrolled from the state university within the five years immediately prior to the first review under this section. For each subsequent review under this section, the student disenrolled within two years immediately prior to that review.
(2) The student has been disenrolled for four or more semesters, including summer sessions.

(3) The student did not complete a bachelor's degree.

(4) The student has a grade point average of 2.0 or higher on a 4.0 scale.

(5) The student completed at least forty-five credit hours.

(C) Each state university shall determine if each student identified in the review is eligible or close to being eligible for an associate degree from that university. If a student identified in the review is determined to be eligible or close to being eligible for an associate degree, the state university shall inform the student of such potential eligibility using the most recent contact information the university has on file.

(D) Each state university shall report the findings of each review conducted under this section to the chancellor of higher education.

(E) The chancellor shall adopt rules as necessary to implement this section.

Sec. 3345.481. (A) As used in this section:

(1) "Eligible student" means an undergraduate student enrolled in a bachelor's degree program at a state institution of higher education.

(2) "Final year" means the last academic year of full-time study that a bachelor's degree program is typically designed to require, as determined by the chancellor of higher education.

(3) "State institution of higher education" has the same
meaning as in section 3345.011 of the Revised Code.

(B) The board of trustees of a state institution of higher education shall waive an eligible student's general and instructional fees for a course necessary to complete the student's bachelor's degree program if all of the following apply:

(1) The necessary course is not a general elective.

(2) The eligible student was enrolled full time, as defined by the chancellor, in the student's final year.

(3) The eligible student was unable to register for the necessary course in the student's final year because of either of the following:

(a) The course was not offered by the state institution of higher education in the eligible student's final year.

(b) Circumstances beyond the eligible student's control made registration for the necessary course unfeasible, as determined by the chancellor.

(4) The eligible student successfully paid all general and instructional fees and did not receive a refund for the courses for which the student registered in the student's final year at the start of that year.

(5) The eligible student successfully registers for the necessary course in the next academic year in which the course is offered.

(6) The eligible student did not enroll in the maximum amount of credit hours in the student's final year, as determined by the state institution of higher education.
(C) Qualifying for a waiver of fees under division (B) of this section shall not grant an eligible student guaranteed or priority registration for the necessary course described in that division.

(D) The chancellor shall establish rules to implement this section.

Sec. 3345.81. Not later than June 30, 2014, the (A) As used in this section, "institution of higher education" has the same meaning as in section 3345.12 of the Revised Code.

(B) The board of trustees of each institution of higher education, as defined by section 3345.12 of the Revised Code, shall adopt an institution-specific strategic completion plan designed to increase the number of degrees and certificates awarded to students. The plan shall be consistent with the mission and strategic priorities of the institution, include measurable student completion goals, and align with the state's workforce development priorities. Upon adoption by the board of trustees, each institution of higher education shall provide a copy of its plan to the chancellor of higher education.

(C) The board of trustees of each institution of higher education shall update its plan at least once every two years and provide a copy of their updated plan to the chancellor upon adoption.

(D) Each updated plan shall contain a report prepared by the institution of higher education regarding the institution's collaboration with other institutions of higher education through an initiative of the chancellor to assist students who have some college experience, but no degree, in earning an associate degree, certificate, or credential. The report shall
include information about the institution's efforts to assist students in attaining an associate degree, certificate, or credential while earning a bachelor's degree or using college credit transferred between institutions of higher education.

Section 2. That existing sections 3310.03, 3310.032, 3333.16, and 3345.81 of the Revised Code are hereby repealed.

Section 3. That Sections 265.10 and 265.210 of H.B. 166 of the 133rd General Assembly be amended to read as follows:

Sec. 265.10.

<table>
<thead>
<tr>
<th>1</th>
<th>2</th>
<th>3</th>
<th>4</th>
<th>5</th>
</tr>
</thead>
<tbody>
<tr>
<td>A</td>
<td>EDU DEPARTMENT OF EDUCATION</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>B</td>
<td>General Revenue Fund</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>C</td>
<td>GRF 200321 Operating Expenses $ 15,153,032</td>
<td>$ 16,565,951</td>
<td></td>
<td></td>
</tr>
<tr>
<td>D</td>
<td>GRF 200408 Early Childhood Education $ 68,116,789</td>
<td>$ 68,116,789</td>
<td></td>
<td></td>
</tr>
<tr>
<td>E</td>
<td>GRF 200420 Information Technology Development and Support $ 4,004,299</td>
<td>$ 4,026,960</td>
<td></td>
<td></td>
</tr>
<tr>
<td>F</td>
<td>GRF 200422 School Management Assistance $ 2,385,580</td>
<td>$ 2,408,711</td>
<td></td>
<td></td>
</tr>
<tr>
<td>GRF</td>
<td>200424</td>
<td>Policy Analysis</td>
<td>$458,232</td>
<td>$457,676</td>
</tr>
<tr>
<td>-------</td>
<td>--------</td>
<td>-----------------</td>
<td>----------</td>
<td>----------</td>
</tr>
<tr>
<td>H GRF</td>
<td>200426</td>
<td>Ohio Educational Computer Network</td>
<td>$15,457,000</td>
<td>$15,457,000</td>
</tr>
<tr>
<td>I GRF</td>
<td>200427</td>
<td>Academic Standards</td>
<td>$4,434,215</td>
<td>$4,483,525</td>
</tr>
<tr>
<td>J GRF</td>
<td>200437</td>
<td>Student Assessment</td>
<td>$56,906,993</td>
<td>$56,948,365</td>
</tr>
<tr>
<td>K GRF</td>
<td>200439</td>
<td>Accountability/ Report Cards</td>
<td>$7,517,406</td>
<td>$7,565,320</td>
</tr>
<tr>
<td>L GRF</td>
<td>200442</td>
<td>Child Care Licensing</td>
<td>$2,156,322</td>
<td>$2,227,153</td>
</tr>
<tr>
<td>M GRF</td>
<td>200446</td>
<td>Education Management Information System</td>
<td>$8,112,987</td>
<td>$8,174,415</td>
</tr>
<tr>
<td>N GRF</td>
<td>200448</td>
<td>Educator Preparation</td>
<td>$11,785,384</td>
<td>$7,285,384</td>
</tr>
<tr>
<td>O GRF</td>
<td>200455</td>
<td>Community Schools and Choice Programs</td>
<td>$4,867,763</td>
<td>$4,912,546</td>
</tr>
<tr>
<td>P GRF</td>
<td>200465</td>
<td>Education Technology</td>
<td>$5,179,664</td>
<td>$5,179,664</td>
</tr>
<tr>
<td>GRF</td>
<td>Code</td>
<td>Description</td>
<td>2004-05</td>
<td>2005-06</td>
</tr>
<tr>
<td>-----</td>
<td>------</td>
<td>-------------------------------------------------</td>
<td>---------</td>
<td>---------</td>
</tr>
<tr>
<td>Q</td>
<td>200478</td>
<td>Industry-Recognized Credentials High School Students</td>
<td>$25,000,000</td>
<td>$25,000,000</td>
</tr>
<tr>
<td>R</td>
<td>200502</td>
<td>Pupil Transportation</td>
<td>$527,129,809</td>
<td>$527,129,809</td>
</tr>
<tr>
<td>S</td>
<td>200505</td>
<td>School Lunch Match</td>
<td>$8,963,500</td>
<td>$8,963,500</td>
</tr>
<tr>
<td>T</td>
<td>200511</td>
<td>Auxiliary Services</td>
<td>$154,939,134</td>
<td>$154,939,134</td>
</tr>
<tr>
<td>U</td>
<td>200532</td>
<td>Nonpublic Administrative Cost Reimbursement</td>
<td>$69,997,735</td>
<td>$69,997,735</td>
</tr>
<tr>
<td>V</td>
<td>200540</td>
<td>Special Education Enhancements</td>
<td>$152,600,000</td>
<td>$152,850,000</td>
</tr>
<tr>
<td>W</td>
<td>200545</td>
<td>Career-Technical Education Enhancements</td>
<td>$9,750,892</td>
<td>$9,750,892</td>
</tr>
<tr>
<td>X</td>
<td>200550</td>
<td>Foundation Funding</td>
<td>$6,942,880,845</td>
<td>$6,774,618,845</td>
</tr>
<tr>
<td>Code</td>
<td>Description</td>
<td>FY 2022-23</td>
<td>FY 2023-24</td>
<td></td>
</tr>
<tr>
<td>------</td>
<td>--------------------------------------</td>
<td>------------</td>
<td>------------</td>
<td></td>
</tr>
<tr>
<td>Y 200566</td>
<td>Literacy Improvement</td>
<td>$1,452,876</td>
<td>$1,452,172</td>
<td></td>
</tr>
<tr>
<td>Z 200572</td>
<td>Adult Education Programs</td>
<td>$10,207,674</td>
<td>$10,207,674</td>
<td></td>
</tr>
<tr>
<td>AA 200573</td>
<td>EdChoice Expansion</td>
<td>$57,223,340</td>
<td>$121,017,418</td>
<td></td>
</tr>
<tr>
<td>AB 200574</td>
<td>Half-Mill Maintenance Equalization</td>
<td>$18,849,207</td>
<td>$18,128,526</td>
<td></td>
</tr>
<tr>
<td>AC 200576</td>
<td>Adaptive Sports Program</td>
<td>$250,000</td>
<td>$250,000</td>
<td></td>
</tr>
<tr>
<td>AD 200597</td>
<td>Program and Project Support</td>
<td>$1,125,000</td>
<td>$625,000</td>
<td></td>
</tr>
<tr>
<td>AE 657401</td>
<td>Medicaid in Schools</td>
<td>$297,978</td>
<td>$297,978</td>
<td></td>
</tr>
<tr>
<td>AF</td>
<td>General Revenue Fund</td>
<td>$8,187,203,556</td>
<td>$8,079,038,142</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>$8,217,203,556</td>
<td>$8,079,038,142</td>
<td></td>
</tr>
</tbody>
</table>

**AG Dedicated Purpose Fund Group**

<table>
<thead>
<tr>
<th>Code</th>
<th>Description</th>
<th>FY 2022-23</th>
<th>FY 2023-24</th>
</tr>
</thead>
<tbody>
<tr>
<td>AH 200638</td>
<td>Charges and Reimbursements</td>
<td>$1,000,000</td>
<td>$1,000,000</td>
</tr>
<tr>
<td>AI 200608</td>
<td>Commodity Foods</td>
<td>$1,000,000</td>
<td>$1,000,000</td>
</tr>
<tr>
<td>AJ 200681</td>
<td>Teacher Certification</td>
<td>$13,795,827</td>
<td>$14,000,000</td>
</tr>
</tbody>
</table>
and Licensure

<table>
<thead>
<tr>
<th>Code</th>
<th>Description</th>
<th>Amount 1</th>
<th>Amount 2</th>
</tr>
</thead>
<tbody>
<tr>
<td>AK</td>
<td>Auxiliary Services Reimbursement</td>
<td>$1,300,000</td>
<td>$1,300,000</td>
</tr>
<tr>
<td>AL</td>
<td>School District Solvency Assistance</td>
<td>$2,000,000</td>
<td>$2,000,000</td>
</tr>
<tr>
<td>AM</td>
<td>Ohio School Sponsorship Program</td>
<td>$1,250,000</td>
<td>$1,250,000</td>
</tr>
<tr>
<td>AN</td>
<td>Child Nutrition Refunds</td>
<td>$550,000</td>
<td>$550,000</td>
</tr>
<tr>
<td>AO</td>
<td>National Education Statistics</td>
<td>$170,675</td>
<td>$175,000</td>
</tr>
<tr>
<td>AP</td>
<td>Student Wellness and Success</td>
<td>$275,000,000</td>
<td>$400,000,000</td>
</tr>
<tr>
<td>AQ</td>
<td>School Bus Purchase</td>
<td>$0</td>
<td>$20,000,000</td>
</tr>
<tr>
<td>AR</td>
<td>Educational Improvement Grants</td>
<td>$594,443</td>
<td>$600,000</td>
</tr>
<tr>
<td>AS</td>
<td>TOTAL DPF Dedicated Purpose</td>
<td>$296,660,945</td>
<td>$441,875,000</td>
</tr>
<tr>
<td>Fund Group</td>
<td>Amount 1</td>
<td>Amount 2</td>
<td></td>
</tr>
<tr>
<td>------------------------------------------------</td>
<td>----------</td>
<td>----------</td>
<td></td>
</tr>
<tr>
<td>AT Internal Service Activity Fund Group</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>AU 1380 200606 Information Technology Development and Support</td>
<td>$7,939,104</td>
<td>$8,047,645</td>
<td></td>
</tr>
<tr>
<td>AV 4R70 200695 Indirect Operational Support</td>
<td>$7,856,766</td>
<td>$7,856,766</td>
<td></td>
</tr>
<tr>
<td>AW 4V70 200633 Interagency Program Support</td>
<td>$5,497,938</td>
<td>$5,500,000</td>
<td></td>
</tr>
<tr>
<td>AX TOTAL ISA Internal Service Activity Fund Group</td>
<td>$21,293,808</td>
<td>$21,404,411</td>
<td></td>
</tr>
<tr>
<td>AY State Lottery Fund Group</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>AZ 7017 200602 School Climate Grants</td>
<td>$2,000,000</td>
<td>$2,000,000</td>
<td></td>
</tr>
<tr>
<td>BA 7017 200612 Foundation Funding</td>
<td>$1,081,400,000</td>
<td>$1,249,900,000</td>
<td></td>
</tr>
<tr>
<td>BB 7017 200614 Accelerate Great Schools</td>
<td>$1,500,000</td>
<td>$1,500,000</td>
<td></td>
</tr>
<tr>
<td>BC 7017 200631 Quality Community Schools Support</td>
<td>$30,000,000</td>
<td>$30,000,000</td>
<td></td>
</tr>
<tr>
<td>Code</td>
<td>Description</td>
<td>BD Amount</td>
<td>BE Amount</td>
</tr>
<tr>
<td>--------</td>
<td>------------------------------------------</td>
<td>-----------------</td>
<td>-----------------</td>
</tr>
<tr>
<td>BD 7017 200636</td>
<td>Enrollment Growth Supplement</td>
<td>$ 15,500,000</td>
<td>$ 23,000,000</td>
</tr>
<tr>
<td>BE 7017 200684</td>
<td>Community School Facilities</td>
<td>$ 20,600,000</td>
<td>$ 20,600,000</td>
</tr>
<tr>
<td>BF TOTAL SLF State Lottery Fund Group</td>
<td></td>
<td>$ 1,151,000,000</td>
<td>$ 1,327,000,000</td>
</tr>
<tr>
<td>BG Federal Fund Group</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>BH 3670 200607</td>
<td>School Food Services</td>
<td>$ 11,469,730</td>
<td>$ 11,897,473</td>
</tr>
<tr>
<td>BI 3700 200624</td>
<td>Education of Exceptional Children</td>
<td>$ 2,000,000</td>
<td>$ 2,000,000</td>
</tr>
<tr>
<td>BJ 3AF0 657601</td>
<td>Schools Medicaid Administrative Claims</td>
<td>$ 295,500</td>
<td>$ 295,500</td>
</tr>
<tr>
<td>BK 3AN0 200671</td>
<td>School Improvement Grants</td>
<td>$ 17,000,000</td>
<td>$ 17,000,000</td>
</tr>
<tr>
<td>BL 3C50 200661</td>
<td>Early Childhood Education</td>
<td>$ 12,555,000</td>
<td>$ 12,555,000</td>
</tr>
<tr>
<td>BM 3EH0 200620</td>
<td>Migrant</td>
<td>$ 2,700,000</td>
<td>$ 2,700,000</td>
</tr>
</tbody>
</table>
## Education

<table>
<thead>
<tr>
<th>Code</th>
<th>Description</th>
<th>Requested</th>
<th>Appropriated</th>
</tr>
</thead>
<tbody>
<tr>
<td>BN 3EJ0 200622</td>
<td>Homeless Children Education</td>
<td>$ 3,295,203</td>
<td>$ 3,300,000</td>
</tr>
<tr>
<td>BO 3FE0 200669</td>
<td>Striving Readers</td>
<td>$ 12,507,950</td>
<td>$ 12,511,000</td>
</tr>
<tr>
<td>BP 3GE0 200674</td>
<td>Summer Food Service Program</td>
<td>$ 15,599,467</td>
<td>$ 16,342,299</td>
</tr>
<tr>
<td>BQ 3GG0 200676</td>
<td>Fresh Fruit and Vegetable Program</td>
<td>$ 4,911,207</td>
<td>$ 5,145,074</td>
</tr>
<tr>
<td>BR 3HF0 200649</td>
<td>Federal Education Grants</td>
<td>$ 7,049,677</td>
<td>$ 7,056,327</td>
</tr>
<tr>
<td>BS 3HI0 200634</td>
<td>Student Support and Academic Enrichment</td>
<td>$ 40,042,720</td>
<td>$ 40,042,720</td>
</tr>
<tr>
<td>BT 3L60 200617</td>
<td>Federal School Lunch</td>
<td>$ 418,643,500</td>
<td>$ 430,837,000</td>
</tr>
<tr>
<td>BU 3L70 200618</td>
<td>Federal School Breakfast</td>
<td>$ 158,726,966</td>
<td>$ 163,350,081</td>
</tr>
<tr>
<td>BV 3L80 200619</td>
<td>Child/Adult Food Programs</td>
<td>$ 110,121,168</td>
<td>$ 113,328,580</td>
</tr>
<tr>
<td>BW 3L90 200621</td>
<td>Career-</td>
<td>$ 45,946,927</td>
<td>$ 46,000,000</td>
</tr>
</tbody>
</table>
Technical Education Basic Grant

BX 3M00 200623 ESEA Title 1A $ 600,000,000 $ 600,000,000

BY 3M20 200680 Individuals with Disabilities Education Act $ 454,770,591 $ 455,000,000

BZ 3T40 200613 Public Charter Schools $ 7,000,000 $ 7,000,000

CA 3Y20 200688 21st Century Community Learning Centers $ 47,500,000 $ 47,500,000

CB 3Y60 200635 Improving Teacher Quality $ 85,000,000 $ 85,000,000

CC 3Y70 200689 English Language Acquisition $ 10,500,000 $ 10,500,000

CD 3Y80 200639 Rural and Low Income Technical Assistance $ 3,600,000 $ 3,600,000

CE 3Z20 200690 State Assessments $ 12,000,000 $ 12,000,000
Sec. 265.210. FOUNDATION FUNDING

Of the foregoing appropriation item 200550, Foundation Funding, up to $40,000,000 in each fiscal year shall be used to provide additional state aid to school districts, joint vocational school districts, community schools, and STEM schools for special education students under division (C)(3) of section 3314.08, section 3317.0214 and division (B) of section 3317.16 in accordance with the section of this act H.B. 166 of the 133rd General Assembly entitled "OPERATING FUNDING FOR FISCAL YEARS 2020 and 2021," and section 3326.34 of the Revised Code, except that the Controlling Board may increase these amounts if presented with such a request from the Department of Education at the final meeting of the fiscal year.

Of the foregoing appropriation item 200550, Foundation Funding, up to $3,800,000 in each fiscal year shall be used to fund gifted education at educational service centers. The Department shall distribute the funding through the unit-based funding methodology in place under division (L) of section 3317.024, division (E) of section 3317.05, and divisions (A), (B), and (C) of section 3317.053 of the Revised Code as they existed prior to fiscal year 2010.
Of the foregoing appropriation item 200550, Foundation Funding, up to $40,000,000 in each fiscal year shall be reserved to fund the state reimbursement of educational service centers under the section of this act H.B. 166 of the 133rd General Assembly entitled "EDUCATIONAL SERVICE CENTERS FUNDING."

Of the foregoing appropriation item 200550, Foundation Funding, up to $3,500,000 in each fiscal year shall be distributed to educational service centers for School Improvement Initiatives and for the provision of technical assistance to schools and districts consistent with requirements of section 3312.01 of the Revised Code. The Department may distribute these funds through a competitive grant process.

Of the foregoing appropriation item 200550, Foundation Funding, up to $7,000,000 in each fiscal year shall be reserved for payments under section 3317.029 of the Revised Code, in accordance with the section of this act H.B. 166 of the 133rd General Assembly entitled "OPERATING FUNDING FOR FISCAL YEARS 2020 and 2021." If this amount is not sufficient, the Superintendent of Public Instruction may reallocate excess funds for other purposes supported by this appropriation item in order to fully pay the amounts required by that section, provided that the aggregate amount appropriated in appropriation item 200550, Foundation Funding, is not exceeded.

Of the foregoing appropriation item 200550, Foundation Funding, up to $26,400,000 in each fiscal year shall be used to support school choice programs.

Of the portion of the funds distributed to the Cleveland Municipal School District under this section, up to $17,600,000 in fiscal year 2020 and up to $23,501,887 in each fiscal year 2021 shall be used to operate the school choice program in the
Cleveland Municipal School District under sections 3313.974 to 3313.979 of the Revised Code, unless the number of students awarded scholarships for fiscal year 2021 is less than or equal to the number of scholarships awarded for fiscal year 2020, in which case, up to $17,600,000 shall be used in fiscal year 2021.

Notwithstanding divisions (B) and (C) of section 3313.978 and division (C) of section 3313.979 of the Revised Code, up to $1,000,000 in each fiscal year of this amount shall be used by the Cleveland Municipal School District to provide tutorial assistance as provided in division (H) of section 3313.974 of the Revised Code. The Cleveland Municipal School District shall report the use of these funds in the district’s three-year continuous improvement plan as described in section 3302.04 of the Revised Code in a manner approved by the Department.

Of the foregoing appropriation item 200550, Foundation Funding, up to $2,000,000 in each fiscal year may be used for payment of the College Credit Plus Program for students instructed at home pursuant to section 3321.04 of the Revised Code. An amount equal to the unexpended, unencumbered balance of this earmark at the end of fiscal year 2020 is hereby reappropriated for the same purpose for fiscal year 2021.

Of the foregoing appropriation item 200550, Foundation Funding, an amount shall be available in each fiscal year to be paid to joint vocational school districts in accordance with the section of this act H.B. 166 of the 133rd General Assembly entitled "FUNDING FOR JOINT VOCATIONAL SCHOOL DISTRICTS."

Of the foregoing appropriation item 200550, Foundation Funding, up to $700,000 in each fiscal year shall be used by the Department for a program to pay for educational services for youth who have been assigned by a juvenile court or other
authorized agency to any of the facilities described in division (A) of the section of H.B. 166 of the 133rd General Assembly entitled "PRIVATE TREATMENT FACILITY PROJECT."

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

Of the foregoing appropriation item 200550, Foundation Funding, a portion in each fiscal year shall be used to pay community schools and STEM schools the amounts calculated for the graduation and third-grade reading bonuses under sections 3314.085 and 3326.41 of the Revised Code, in accordance with the sections of H.B. 166 of the 133rd General Assembly entitled "FUNDING FOR COMMUNITY SCHOOLS" and "FUNDING FOR STEM SCHOOLS."

Of the foregoing appropriation item 200550, Foundation Funding, up to $1,172,000 in fiscal year 2020 and up to $1,760,000 in fiscal year 2021 may be used by the Department for duties and activities related to the establishment of academic distress commissions under section 3302.10 of the Revised Code, to provide support and assistance to academic distress commissions to further their duties under Chapter 3302. of the Revised Code, and to provide technical assistance and tools to support districts subject to academic distress commissions.

Of the foregoing appropriation item 200550, Foundation Funding, up to $350,000 in fiscal year 2020 shall be used by the Department of Education to conduct return on investment studies for programming funded through student success and wellness funds and to provide technical assistance to school districts on implementing these strategies.
Of the foregoing appropriation item 200550, Foundation Funding, up to $100,000 in each fiscal year shall be used to make payments under section 3314.06 of the Revised Code to each community school that operates a program that uses the Montessori method endorsed by the American Montessori society, the Montessori Accreditation Council for Teacher Education, or the Association Montessori Internationale as its primary method of instruction for students younger than four years of age who are enrolled in the school.

Of the foregoing appropriation item 200550, Foundation Funding, up to $30,000,000 in fiscal year 2020 shall be used to reimburse school districts for the amounts deducted for that fiscal year in accordance with division (D) of section 3310.08 of the Revised Code in a manner determined by the Department. If the amount appropriated in this paragraph is not sufficient, the Department shall prorate the amounts so that the aggregate amount appropriated is not exceeded.

The remainder of the foregoing appropriation item 200550, Foundation Funding, shall be used to fund the payments included in the state funding allocation under division (A)(1) of the section of this act H.B. 166 of the 133rd General Assembly entitled "FUNDING FOR CITY, LOCAL, AND EXEMPTED VILLAGE SCHOOL DISTRICTS."

Appropriation items 200502, Pupil Transportation, 200540, Special Education Enhancements, and 200550, Foundation Funding, other than specific set-asides, are collectively used in each fiscal year to pay state formula aid obligations for school districts, community schools, STEM schools, college preparatory boarding schools, and joint vocational school districts under this act. The first priority of these appropriation items, with
the exception of specific set-asides, is to fund state formula aid obligations. It may be necessary to reallocate funds among these appropriation items or use excess funds from other general revenue fund appropriation items in the Department of Education's budget, including appropriation item 200903, Property Tax Reimbursement - Education, in each fiscal year in order to meet state formula aid obligations. If it is determined that it is necessary to transfer funds among these appropriation items or to transfer funds from other General Revenue Fund appropriations in the Department's budget to meet state formula aid obligations, the Superintendent of Public Instruction shall seek approval from the Director of Budget and Management to transfer funds as needed.

The Superintendent of Public Instruction shall make payments, transfers, and deductions, as authorized by Title XXXIII of the Revised Code in amounts substantially equal to those made in the prior year, or otherwise, at the discretion of the Superintendent, until at least the effective date of the amendments and enactments made to Title XXXIII by this act H.B. 166 of the 133rd General Assembly. Any funds paid to districts or schools under this section shall be credited toward the annual funds calculated for the district or school after the changes made to Title XXXIII in this act H.B. 166 of the 133rd General Assembly are effective. Upon the effective date of changes made to Title XXXIII in this act H.B. 166 of the 133rd General Assembly, funds shall be calculated as an annual amount.

Section 4. That existing Sections 265.10 and 265.210 of H.B. 166 of the 133rd General Assembly are hereby repealed.

Section 5. Sections 3310.03 and 3310.032 as amended and section 3310.033 of the Revised Code as enacted by this act are
hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety. The reason for such necessity is to ensure that the changes to the Educational Choice Scholarship pilot program made by the act go into effect for the next school year. Therefore, those sections shall go into immediate effect.