

**OHIO**

**House**

**of**

**Representatives**

**JOURNAL**

WEDNESDAY, FEBRUARY 5, 2020

ONE HUNDRED FIFTY-THIRD DAY  
Hall of the House of Representatives, Columbus, Ohio  
**Wednesday, February 5, 2020, 1:00 o'clock p.m.**

The House met pursuant to adjournment.

Prayer was offered by Pastor Amy Aspey of the Short North Church in Columbus, Ohio, followed by the Pledge of Allegiance to the Flag.

The following guests of the House of Representatives were recognized prior to the commencement of business:

Matt Lamping, a guest of Representative Smith, T.- 43rd district.

Councilman Blaine Griffen of Cleveland, a guest of Representative Brent-12th district.

Members of the Concerned Citizens Organized Against Lead (CCOAL), guests of Representative Howse- 11th district.

Charles Osborne, a guest of Representative Leland- 22nd district.

Kaitlyn Mallett, a guest of Representative Riedel- 82nd district.

Mira Dush, a guest of Representative Russo- 24th district.

Columbiana County Township Trustees, guests of Representative Ginter- 5th district.

Mario Dirienzo, a guest of Representative Carfagna- 68th district.

Rome Township Trustee Brian Pinkerman and Fiscal Officer Cheryl Jenkins, guests of Representative Stephens- 93rd district.

Bill DiMascio, a guest of Representative Skindell- 13th district.

Connie Alter and Amanda Wiseman, guests of Representative Edwards- 94th district.

Superintendents Rich Shane and Todd Phillipson, guests of Representative Jones- 95th district.

Michael Berding, a guest of Representatives Carruthers and Lang- 51st and 52nd districts.

The journal of yesterday was read and approved.

**REPORTS OF STANDING AND SELECT COMMITTEES AND BILLS  
FOR SECOND CONSIDERATION**

Representative Boyd submitted the following report:

The standing committee on Health to which was referred **H. B. No. 151-** Representative Carfagna, et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: AFFECTS CHIROPRACTORS-LOAN REPAYMENT PROGRAM/REVISE LAW

P. SCOTT LIPPS	DON MANNING
JANINE R. BOYD	JIM BUTLER
SARA P. CARRUTHERS	RANDI CLITES
TIMOTHY E. GINTER	DIANE V. GRENDALL
ADAM HOLMES	CANDICE KELLER
MICHELE LEPORE-HAGAN	BETH LISTON
PHIL PLUMMER	C. ALLISON RUSSO
D. J. SWEARINGEN	TERRENCE UPCHURCH
THOMAS WEST	

The following member voted "NO"

NIRAJ J. ANTANI

The report was agreed to.

The bill was ordered to be engrossed and placed on the calendar.

Representative Boyd submitted the following report:

The standing committee on Health to which was referred **H. B. No. 412-** Representatives Clites, Ginter, et al., having had the same under consideration, reports it back with the following amendment and recommends its passage when so amended.

RE: ESTABLISH RARE DISEASE ADVISORY COUNCIL

Representative Clites moved to amend as follows:

In line 13, delete "twenty-four" and insert "twenty-five"

In line 34, delete "the" and insert "a"; delete "for" and insert "representing patients with a"

In line 35, delete "disorders" and insert "disease"

In line 48, after "(p)" insert "One representative of the association of Ohio health commissioners;

(q)"

P. SCOTT LIPPS	DON MANNING
JANINE R. BOYD	NIRAJ J. ANTANI
JIM BUTLER	SARA P. CARRUTHERS
RANDI CLITES	TIMOTHY E. GINTER
DIANE V. GRENDALL	ADAM HOLMES

CANDICE KELLER  
BETH LISTON  
C. ALLISON RUSSO  
TERRENCE UPCHURCH

MICHELE LEPORE-HAGAN  
PHIL PLUMMER  
D. J. SWEARINGEN  
THOMAS WEST

The report was agreed to.

The bill was ordered to be engrossed and placed on the calendar.

Representative Robinson submitted the following report:

The standing committee on Primary and Secondary Education to which was referred **Sub. S. B. No. 89**-Senator Huffman, M., et al., having had the same under consideration, reports it back as a substitute bill and recommends its passage.

RE: REGARDS CAREER-TECHNICAL ED AND JVSD IN  
ENTERPRISE ZONES

DON JONES  
PHILLIP M. ROBINSON, JR.  
ROBERT R. CUPP  
J. KYLE KOEHLER  
JOSEPH A. MILLER III  
BILL ROEMER  
JASON STEPHENS

SUSAN MANCHESTER  
SARA P. CARRUTHERS  
CATHERINE D. INGRAM  
GAYLE MANNING  
JOHN PATTERSON  
J. TODD SMITH

The following members voted "NO"

ERICA C. CRAWLEY  
FRED STRAHORN

LISA A. SOBECKI

The report was agreed to.

The bill was ordered to be engrossed and placed on the calendar.

### **MOTIONS AND RESOLUTIONS**

Representative Edwards moved that majority party members asking leave to be absent or absent the week of Wednesday, February 5, 2020, be excused, so long as a written request is on file in the majority leadership offices.

The motion was agreed to.

Representative Hicks-Hudson moved that minority party members asking leave to be absent or absent the week of Wednesday, February 5, 2020, be excused, so long as a written request is on file in the minority leadership offices.

The motion was agreed to.

Representative Butler moved that House Rule 66, pertaining to bills being placed on the calendar, be suspended and that **Am. S. C. R. No. 4**-Senator Hottinger be taken up for immediate consideration the third time.

The question being, shall the motion be agreed to?

The motion was agreed to without objection.

**Am. S. C. R. No. 4**-Senator Hottinger.

Cosponsors: Senators Brenner, Schaffer, Craig, Sykes, Williams, Yuko, Hackett, O'Brien, Thomas, Antonio, Fedor, Coley, Peterson, Roegner, Blessing, Burke, Dolan, Eklund, Gavarone, Hoagland, Huffman, M., Huffman, S., Johnson, Lehner, Maharath, McColley, Obhof, Rulli, Wilson Representatives Wiggam, Ginter, Hambley, Russo, Skindell, Smith, T., Sobecki

To designate February 11, 2020, as James Buster Douglas 42:1 Odds Day, was taken up for consideration the third time.

The question being, "Shall the resolution be adopted?"

Representative Wiggam moved to amend the title as follows:

Add the names: "Abrams, Blair, Boggs, Boyd, Brent, Brown, Callender, Carfagna, Carruthers, Clites, Crawley, Crossman, Denson, DeVitis, Edwards, Fraizer, Galonski, Green, Hillyer, Holmes, A., Hoops, Howse, Ingram, Jones, Kelly, Kick, Lang, Leland, Lepore-Hagan, Lightbody, Manning, D., Manning, G., McClain, Miller, J., Patterson, Patton, Plummer, Reineke, Riedel, Robinson, Roemer, Rogers, Romanchuk, Scherer, Sheehy, Smith, K., Stephens, Stoltzfus, Strahorn, Swearingen, Sweeney, Sykes, Upchurch, West, Wilkin."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

The yeas and nays were taken and resulted – yeas 95, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Abrams	Antani	Baldridge	Becker
Blair	Boggs	Boyd	Brent
Brinkman	Brown	Butler	Callender
Carfagna	Carruthers	Cera	Clites
Crawley	Cross	Crossman	Cupp
Dean	Denson	DeVitis	Edwards
Fraizer	Galonski	Ghanbari	Ginter
Green	Greenspan	Grendell	Hambley
Hicks-Hudson	Hillyer	Holmes, A.	Hoops
Howse	Ingram	Jones	Jordan
Keller	Kelly	Kick	Koehler
Lanese	Lang	LaRe	Leland
Lepore-Hagan	Lightbody	Lipps	Liston
Manchester	Manning, D.	Manning, G.	McClain

Merrin	Miller, J.	Miranda	O'Brien
Oelslager	Patterson	Patton	Perales
Plummer	Reineke	Richardson	Riedel
Robinson	Roemer	Rogers	Romanchuk
Russo	Scherer	Seitz	Sheehy
Skindell	Smith, K.	Smith, T.	Sobecki
Stein	Stephens	Stoltzfus	Strahorn
Swearingen	Sweeney	Sykes	Upchurch
Vitale	Weinstein	West	Wiggam
Wilkin	Zeltwanger		Householder-95

The concurrent resolution was adopted.

### BILLS FOR THIRD CONSIDERATION

#### **Sub. S. B. No. 89**-Senator Huffman, M.

Cosponsors: Senators Brenner, Rulli, Huffman, S., Coley, Manning, Antonio, Blessing, Burke, Craig, Dolan, Eklund, Fedor, Gavarone, Hackett, Hoagland, Hottinger, Johnson, Kunze, Maharath, McColley, Obhof, O'Brien, Peterson, Roegner, Schuring, Sykes, Thomas, Williams, Wilson.

To amend sections 3310.01, 3310.03, 3310.031, 3310.032, 3310.08, 3310.16, 3313.14, 3313.25, 3313.482, 3313.82, 3313.903, 3314.011, 3314.03, 3314.19, 3317.60, 3319.112, 3319.226, 3319.301, 3326.032, 3326.17, 5709.62, 5709.63, 5709.632, 5709.82, and 5709.83; to enact sections 3301.0730, 3317.037, 3319.2211, and 6301.23; and to repeal sections 3310.035, 3310.05, and 3311.242 of the Revised Code and to amend Sections 265.10, as subsequently amended, and 265.260 of H.B. 166 of the 133rd General Assembly with regard to career-technical education and the compensation of joint vocational school districts located in enterprise zones, to make changes regarding STEM school report cards, to prohibit the use of value-added data for evaluations of career-technical educators, to revise the law on community school fiscal officer liability, to make changes regarding school financing studies by the Department of Education, to revise the eligibility and operation of the Educational Choice Scholarship program, to rename the income-based expansion of the Educational Choice Scholarship program as the Buckeye Opportunity Scholarship program, and to declare an emergency, was taken up for consideration the third time.

Representative Butler moved that **Sub. S. B. No. 89**-Senator Huffman, M., et al., be informally passed and retain its place on the calendar.

The motion was agreed to without objection.

#### **Am. H. B. No. 412**-Representatives Clites, Ginter.

Cosponsors: Representatives Blair, Boggs, Boyd, Crawley, Crossman, Galonski, Hambly, Miller, A., Miller, J., Smith, K., Lepore-Hagan, Lipps, Liston, Miranda, O'Brien, Patterson, Romanchuk, Russo, Scherer, Sobecki,

Strahorn, Upchurch, Weinstein, West.

To enact sections 103.60 and 3701.051 of the Revised Code to establish the Rare Disease Advisory Council, was taken up for consideration the third time.

The question being, "Shall the bill pass?"

The yeas and nays were taken and resulted – yeas 95, nays 0, as follows:

Those who voted in the affirmative were: Representatives

Abrams	Antani	Baldrige	Becker
Blair	Boggs	Boyd	Brent
Brinkman	Brown	Butler	Callender
Carfagna	Carruthers	Cera	Clites
Crawley	Cross	Crossman	Cupp
Dean	Denson	DeVitis	Edwards
Fraizer	Galonski	Ghanbari	Ginter
Green	Greenspan	Grendell	Hambley
Hicks-Hudson	Hillyer	Holmes, A.	Hoops
Howse	Ingram	Jones	Jordan
Keller	Kelly	Kick	Koehler
Lanese	Lang	LaRe	Leland
Lepore-Hagan	Lightbody	Lipps	Liston
Manchester	Manning, D.	Manning, G.	McClain
Merrin	Miller, J.	Miranda	O'Brien
Oelslager	Patterson	Patton	Perales
Plummer	Reineke	Richardson	Riedel
Robinson	Roemer	Rogers	Romanchuk
Russo	Scherer	Seitz	Sheehy
Skindell	Smith, K.	Smith, T.	Sobecki
Stein	Stephens	Stoltzfus	Strahorn
Swearingen	Sweeney	Sykes	Upchurch
Vitale	Weinstein	West	Wiggam
Wilkin	Zeltwanger		Householder-95

The bill passed.

Representative Clites moved to amend the title as follows:

Add the names: "Baldrige, Brent, Brown, Butler, Carfagna, Carruthers, Cross, Cupp, Dean, Denson, DeVitis, Edwards, Fraizer, Ghanbari, Greenspan, Grendell, Hicks-Hudson, Holmes, A., Hoops, Howse, Ingram, Jones, Jordan, Kelly, Kick, Koehler, Lanese, Leland, Lightbody, Manning, D., Manning, G., Oelslager, Patton, Perales, Plummer, Reineke, Richardson, Robinson, Roemer, Rogers, Sheehy, Skindell, Stein, Sweeney, Sykes, Wilkin."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

On motion of Representative Butler, the House recessed.

The House met pursuant to recess.

**BILLS FOR THIRD CONSIDERATION****Sub. S. B. No. 89**-Senator Huffman, M.

Cosponsors: Senators Brenner, Rulli, Huffman, S., Coley, Manning, Antonio, Blessing, Burke, Craig, Dolan, Eklund, Fedor, Gavarone, Hackett, Hoagland, Hottinger, Johnson, Kunze, Maharath, McColley, Obhof, O'Brien, Peterson, Roegner, Schuring, Sykes, Thomas, Williams, Wilson.

To amend sections 3310.01, 3310.03, 3310.031, 3310.032, 3310.08, 3310.16, 3313.14, 3313.25, 3313.482, 3313.82, 3313.903, 3314.011, 3314.03, 3314.19, 3317.60, 3319.112, 3319.226, 3319.301, 3326.032, 3326.17, 5709.62, 5709.63, 5709.632, 5709.82, and 5709.83; to enact sections 3301.0730, 3317.037, 3319.2211, and 6301.23; and to repeal sections 3310.035, 3310.05, and 3311.242 of the Revised Code and to amend Sections 265.10, as subsequently amended, and 265.260 of H.B. 166 of the 133rd General Assembly with regard to career-technical education and the compensation of joint vocational school districts located in enterprise zones, to make changes regarding STEM school report cards, to prohibit the use of value-added data for evaluations of career-technical educators, to revise the law on community school fiscal officer liability, to make changes regarding school financing studies by the Department of Education, to revise the eligibility and operation of the Educational Choice Scholarship program, to rename the income-based expansion of the Educational Choice Scholarship program as the Buckeye Opportunity Scholarship program, and to declare an emergency, was taken up for consideration the third time.

The question being, "Shall the emergency clause stand as part of the bill?"

Representatives Manning, G., Miller, J. moved to amend, amendment 1919-1, as follows:

In line 1 of the title, after "sections" insert "3302.036, 3302.17,"

In line 6 of the title, after "enact" insert "new sections 3302.101 and 3302.102 and"; after "3301.0730," insert "3301.28, 3301.29,"

In line 8 of the title, after "sections" insert "3302.042, 3302.101, 3302.102, 3302.12,"

In line 9 of the title, delete "and" and insert a comma

In line 11 of the title, after "Assembly" insert ", and to repeal Section 265.520 of H.B. 166 of the 133rd General Assembly"

In line 23 of the title, after the comma insert "to dissolve existing academic distress commissions, to place a moratorium on the creation of academic distress commissions, to establish the School Transformation Board,"

In line 28, after "sections" insert "3302.036, 3302.17,"

In line 32, after "amended" insert "and new sections 3302.101 and



3302.102"

In line 33, after "3301.0730," insert "3301.28, 3301.29,"

After line 106, insert:

"Sec. 3301.28. (A)(1) The school transformation board is hereby created. The board shall be responsible for actions related to school district academic performance improvement.

(2) The board shall consist of the following members:

(a) The superintendent of public instruction or the superintendent's immediate subordinate as the superintendent's designee;

(b) The chancellor of higher education or the chancellor's immediate subordinate as the chancellor's designee;

(c) One member from the house of representatives appointed by the speaker of the house;

(d) One member from the house of representatives appointed by the house minority leader;

(e) One member from the senate appointed by the senate president;

(f) One member from the senate appointed by the senate minority leader;

(g) Three individuals with experience and expertise in education policy or school improvement, appointed by the governor, with the advice and consent of the senate. One of the appointees shall not be from the same political party as the appointing governor, and at least one of the appointees shall have at least ten years of teaching experience. Each member appointed under division (A)(2)(g) of this section shall serve for a term of three years and may be reappointed for additional terms.

All initial appointments to the board shall be completed not later than ninety days after the effective date of this section.

(3) The board shall designate one of its members to serve as chair.

(4) The board may hire an executive director and any necessary staff to assist with the execution of the board's duties.

The board shall become operational after one of the members has been appointed under division (A)(2)(g) of this section.

(B) A majority vote of all of the members of the school transformation board shall be required for the school transformation board to take action.

(C) Each board member appointed under division (A)(2)(g) of this section shall file the statement described in section 102.02 of the Revised Code with the Ohio ethics commission. The statement shall be confidential, subject to review, as described in division (B) of that section.

(D) The school transformation board is a body politic and shall be subject to sections 121.22, 149.43, 2921.42, and 2921.43 and Chapter 102. of the Revised Code.

Sec. 3301.29. (A)(1) The department of education, in collaboration with the school transformation board, shall review the current state-level school improvement process for Ohio schools and the budgetary requirements supporting that process and make recommendations to the state board of education to improve that process not later than December 31, 2020.

(2) The state board shall review the department's recommendations and suggest any changes to them. The state board shall then approve and include those recommendations in the state-level school improvement process.

(3) The department annually shall provide progress reports on the state-level improvement process to the state transformation board by the thirty-first day of October. The board may recommend additional changes to the process to the state board of education for consideration.

(B) The department, the school transformation board, and the state board of education shall ensure that each entity's improvement efforts identify best practices to build improvement capacity and are aligned with the state-level improvement process and the "Elementary and Secondary Education Act of 1965," 20 U.S.C. 6311 to 6339.

**Sec. 3302.036.** (A) Notwithstanding anything in the Revised Code to the contrary, the department of education shall not assign an overall letter grade under division (C)(3) of section 3302.03 of the Revised Code for any school district or building for the 2014-2015, 2015-2016, or 2016-2017 school years, may, at the discretion of the state board of education, not assign an individual grade to any component prescribed under division (C)(3) of section 3302.03 of the Revised Code, and shall not rank school districts, community schools established under Chapter 3314. of the Revised Code, or STEM schools established under Chapter 3326. of the Revised Code under section 3302.21 of the Revised Code for those school years. The report card ratings issued for the 2014-2015, 2015-2016, or 2016-2017 school years shall not be considered in determining whether a school district or a school is subject to sanctions or penalties. However, the report card ratings of any previous or subsequent years shall be considered in determining whether a school district or building is subject to sanctions or penalties. Accordingly, the report card ratings for the 2014-2015, 2015-2016, or 2016-2017 school years shall have no effect in determining sanctions or penalties, but shall not create a new starting point for determinations that are based on ratings over multiple years.

(B) The provisions from which a district or school is exempt under division (A) of this section shall be the following:

(1) Any restructuring provisions established under this chapter, except as required under the "No Child Left Behind Act of 2001";

~~(2) Provisions for the Columbus city school pilot project under section 3302.042 of the Revised Code;~~

~~(3) Provisions for academic distress commissions under former section 3302.10 of the Revised Code as it existed prior to the effective date of this amendment October 15, 2015. The provisions of this section do not apply to academic distress commissions under the version of that section as it exists on or after the effective date of this amendment October 15, 2015.~~

~~(4) (3) Provisions prescribing new buildings where students are eligible for the educational choice scholarships under section 3310.03 of the Revised Code;~~

~~(5) (4) Provisions defining "challenged school districts" in which new start-up community schools may be located, as prescribed in section 3314.02 of the Revised Code;~~

~~(6) (5) Provisions prescribing community school closure requirements under section 3314.35 or 3314.351 of the Revised Code.~~

(C) Notwithstanding anything in the Revised Code to the contrary and except as provided in Section 3 of H.B. 7 of the 131st general assembly, no school district, community school, or STEM school shall utilize at any time during a student's academic career a student's score on any assessment administered under division (A) of section 3301.0710 or division (B)(2) of section 3301.0712 of the Revised Code in the 2014-2015, 2015-2016, or 2016-2017 school year years as a factor in any decision to promote or to deny the student promotion to a higher grade level or in any decision to grant course credit. No individual student score reports on such assessments administered in the 2014-2015, 2015-2016, or 2016-2017 school years shall be released, except to a student's school district or school or to the student or the student's parent or guardian.

Sec. 3302.101. (A) Notwithstanding anything in the Revised Code to the contrary, the superintendent of public instruction shall not establish any new academic distress commissions, beginning on the effective date of former section 265.520 of H.B. 166 of the 133rd general assembly through December 31, 2023.

(B) Beginning January 1, 2024, the state superintendent shall resume establishing academic distress commissions for districts that meet the condition prescribed in division (A)(1) of section 3302.10 of the Revised Code.

Sec. 3302.102. (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. 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 (B) of this section.

(D)(1) The board of education of a school district for which an academic distress commission had been established may employ as the district superintendent, under section 3319.01 of the Revised Code, the individual who previously served as chief executive officer for the district under division (C) of section 3302.10 of the Revised Code. However, notwithstanding anything in the Revised Code or Administrative Code to the contrary, such an individual so employed as the district superintendent need not hold an educator license issued by the state board of education.

(2) If a district board of education enters into a contract with the district's former chief executive officer to become the district superintendent, the district board may request that the department of education reimburse the difference between the cost of the former chief executive officer's contract and the contract offered by the district board for the position of district superintendent.

**Sec. 3302.103.** The school transformation board established under section 3301.28 of the Revised Code shall prepare a report regarding the board's recommendations on replacing academic distress commissions under section 3302.10 of the Revised Code, and its recommendations on improving principal and teacher preparation programs.

The board shall submit the report to the general assembly, in accordance with section 101.68 of the Revised Code, not later than January 30, 2022.

**Sec. 3302.17.** (A) Any school building operated by a city, exempted village, or local school district, or a community school established under Chapter 3314. of the Revised Code is eligible to initiate the community learning center process as prescribed by this section.

(B) Beginning with the 2015-2016 school year, each district board of education or community school governing authority may initiate a community learning center process for any school building to which this section applies.

First, the board or governing authority shall conduct a public information hearing at each school building to which this section applies to inform the community of the community learning center process. The board or governing authority may do all of the following with regard to the public information hearing:

- (1) Announce the meeting not less than forty-five days in advance at the school and on the school's or district's web sites and using tools to ensure effective communication with individuals with disabilities;
- (2) Schedule the meeting for an evening or weekend time;
- (3) Provide interpretation services and written materials in all languages spoken by five per cent or more of the students enrolled in the school;
- (4) Provide child care services for parents attending the meeting;
- (5) Provide parents, students, teachers, nonteaching employees, and community members with the opportunity to speak at the meeting;
- (6) Comply with section 149.43 of the Revised Code.

In preparing for the public information hearing, the board or governing authority shall ensure that information about the hearing is broadly distributed throughout the community.

The board or governing authority may enter into an agreement with any civic engagement organizations, community organizations, or employee organizations to support the implementation of the community learning center process.

The board or governing authority shall conduct a follow-up hearing at least once annually until action is further taken under the section with respect to the school building or until the conditions described in division (A) of this section no longer apply to the school building.

(C) Not sooner than forty-five days after the first public information hearing, the board or governing authority shall conduct an election, by paper ballot, to initiate the process to become a community learning center. Only parents or guardians of students enrolled in the school and students enrolled in a different school operated by a joint vocational school district but are otherwise entitled to attend the school, and teachers and nonteaching employees who are assigned to the school may vote in the election.

The board or governing authority shall distribute the ballots by mail and shall make copies available at the school and on the web site of the

school. The board or governing authority also may distribute the ballots by directly giving ballots to teachers and nonteaching employees and sending home ballots with every student enrolled in the school building.

(D) The board or governing authority shall initiate the transition of the building to a community learning center if the results of the election held under division (C) of this section are as follows:

(1) At least fifty per cent of parents and guardians of students enrolled in the eligible school building and students enrolled in a different building operated by a joint vocational school district but who are entitled to attend the school cast ballots by a date set by the board or governing authority, and of those ballots at least sixty-seven per cent are in favor of initiating the process; and

(2) At least fifty per cent of teachers and nonteaching employees who are assigned to the school cast ballots by a date set by the board or governing authority, and of those ballots at least sixty-seven per cent are in favor of initiating the process.

(E) If a community learning center process is initiated under this section, the board or governing authority shall create a school action team under section 3302.18 of the Revised Code. Within four months upon selection, the school action team shall conduct and complete, in consultation with community partners, a performance audit of the school and review, with parental input, the needs of the school with regard to restructuring under section 3302.10, ~~3302.12~~, or ~~3302.042~~ of the Revised Code; or federal law.

The school action team shall provide quarterly updates of its work in a public hearing that complies with the same specifications prescribed in division (B) of this section.

(F) Upon completion of the audit and review, the school action team shall present its findings at a public hearing that complies with the same specifications prescribed in division (B) of this section. After the school action team presents its findings at the public hearing, it shall create a community learning center improvement plan that designates appropriate interventions, which may be based on the recommendations developed by the department under division (H)(1)(b) of this section.

If there is a federally mandated school improvement planning process, the team shall coordinate its work with that plan.

The school action team shall approve the plan by a majority vote.

(G) Upon approval of the plan by the school action team, the team shall submit the community learning center improvement plan to the same individuals described in division (C) of this section. Ballots shall be distributed and an election shall be conducted in the same manner as indicated under that division.

The school action team shall submit the plan to the district board of education or community school governing authority, if the results of the election under division (G) of this section are as follows:

(1) At least thirty per cent of parents and guardians of students enrolled in the eligible school building and students enrolled in a different building operated by a joint vocational school district but who are entitled to attend the school cast ballots by a date set by the board or governing authority, and of those ballots at least fifty per cent are in favor of initiating the process; and

(2) At least thirty per cent of teachers and nonteaching employees who are assigned to the school cast ballots by a date set by the board or governing authority, and of those ballots at least fifty per cent are in favor of initiating the process.

The board or governing authority shall evaluate the plan and determine whether to adopt it. The board or governing authority shall adopt the plan in full or adopt portions of the plan. If the board or governing authority does not adopt the plan in full, it shall provide a written explanation of why portions of the plan were rejected.

(H)(1) The department shall do all of the following with respect to this section:

(a) Adopt rules regarding the elections required under this section;

(b) Develop appropriate interventions for a community learning center improvement plan that may be used by a school action team under division (F) of this section;

(c) Publish a menu of programs and services that may be offered by community learning centers. The information shall be posted on the department's web site. To compile this information the department shall solicit input from resource coordinators of existing community learning centers;

(d) Provide information regarding implementation of comprehensive community-based programs and supportive services including the community learning center model to school buildings meeting any of the following conditions:

(i) The building is in improvement status as defined by the "No Child Left Behind Act of 2001" or under an agreement between the Ohio department of education and the United States secretary of education.

(ii) The building is a secondary school that is among the lowest achieving fifteen per cent of secondary schools statewide, as determined by the department.

(iii) The building is a secondary school with a graduation rate of sixty per cent or lower for three or more consecutive years.

(iv) The building is a school that the department determines is persistently low-performing.

(2) The department may do the following with respect to this section:

(a) Provide assistance, facilitation, and training to school action teams in the conducting of the audit required under this section;

(b) Provide opportunities for members of school action teams from different schools to share school improvement strategies with parents, teachers, and other relevant stakeholders in higher performing schools;

(c) Provide financial support in a school action team's planning process and create a grant program to assist in the implementation of a qualified community learning center plan.

(I) Notwithstanding any provision to the contrary in Chapter 4117. of the Revised Code, the requirements of this section prevail over any conflicting provisions of a collective bargaining agreement entered into on or after ~~the effective date of this section~~ October 15, 2015. However, the board or governing authority and the teachers' labor organization may negotiate additional factors to be considered in the adoption of a community learning center plan."

In line 2879, after "sections" insert "3302.036, 3302.17,"

In line 2885, after "sections" insert "3302.042, 3302.101, 3302.102, 3302.12,"

In line 2943, after "**10.**" insert "That Section 265.520 of H.B. 166 of the 133rd General Assembly is hereby repealed.

**Section 11."**

In line 2948, delete "**11**" and insert "**12**"

In line 2973, delete "**12**" and insert "**13**"

After line 2982, insert:

"Section 3302.036 of the Revised Code as amended by both H.B. 64 and H.B. 70 of the 131st General Assembly."

In line 2985, delete "**13**" and insert "**14**"; after "Section" insert "3302.036, 3302.17,"

In line 2986, after "act," insert "new sections 3302.101 and 3302.102 and sections 3301.28, 3301.29, and 3302.103 as enacted by this act"

In line 2987, after "sections" insert "3302.042, 3302.101, 3302.102, 3302.12,"

In line 2988, after "act," insert "Section 265.520 of H.B. 166 of the 133rd General Assembly as repealed in Section 10 of this act,"

In line 2994, delete "is" and insert "and the revisions to the methods of interventions for low-performing school districts and schools are"



The question being, "Shall the motion to amend be agreed to?"

The motion was agreed to and the bill so amended.

The question being, "Shall the emergency clause stand as part of the bill as amended?"

The yeas and nays were taken and resulted – yeas 92, nays 3, as follows:

Those who voted in the affirmative were: Representatives

Abrams	Antani	Baldrige	Becker
Blair	Boggs	Boyd	Brent
Brinkman	Brown	Butler	Callender
Carfagna	Carruthers	Cera	Clites
Crawley	Cross	Crossman	Cupp
Denson	DeVitis	Edwards	Fraizer
Galonski	Ghanbari	Ginter	Green
Greenspan	Grendell	Hambley	Hicks-Hudson
Hillyer	Holmes, A.	Hoops	Howse
Ingram	Jones	Jordan	Kelly
Kick	Koehler	Lanese	Lang
LaRe	Leland	Lepore-Hagan	Lightbody
Lipps	Liston	Manchester	Manning, D.
Manning, G.	McClain	Merrin	Miller, J.
Miranda	O'Brien	Oelsluger	Patterson
Patton	Perales	Plummer	Reineke
Richardson	Riedel	Robinson	Roemer
Rogers	Russo	Scherer	Seitz
Sheehy	Skindell	Smith, K.	Smith, T.
Sobecki	Stein	Stephens	Stoltzfus
Strahorn	Swearingen	Sweeney	Sykes
Upchurch	Vitale	Weinstein	West
Wiggam	Wilkin	Zeltwanger	Householder-92

Representatives Dean, Keller, and Romanchuk voted in the negative-3.

Having received the required Constitutional majority, the emergency clause stood as part of the bill.

The question being, "Shall the bill as amended pass as an emergency measure?"

The yeas and nays were taken and resulted – yeas 88, nays 7, as follows:

Those who voted in the affirmative were: Representatives

Abrams	Baldrige	Becker	Blair
Boggs	Boyd	Brent	Brinkman
Brown	Butler	Callender	Carfagna
Carruthers	Cera	Clites	Crawley
Cross	Cupp	Denson	DeVitis
Edwards	Fraizer	Galonski	Ghanbari
Ginter	Green	Greenspan	Grendell
Hambley	Hicks-Hudson	Hillyer	Holmes, A.
Hoops	Ingram	Jones	Jordan
Kelly	Kick	Koehler	Lanese
Lang	LaRe	Leland	Lepore-Hagan

Lightbody	Lipps	Liston	Manchester
Manning, D.	Manning, G.	McClain	Merrin
Miller, J.	Miranda	O'Brien	Oelslager
Patterson	Patton	Perales	Plummer
Reineke	Richardson	Riedel	Robinson
Roemer	Rogers	Russo	Scherer
Seitz	Sheehy	Skindell	Smith, K.
Smith, T.	Sobecki	Stein	Stephens
Stoltzfus	Swearingen	Sweeney	Sykes
Upchurch	Vitale	Weinstein	West
Wiggam	Wilkin	Zeltwanger	Householder-88

Representatives Antani, Crossman, Dean, Howse, Keller, Romanchuk, and Strahorn voted in the negative-7.

Having received the required constitutional majority, the bill passed as an emergency measure.

Representative Jones moved to amend the title as follows:

Add the names: "Abrams, Blair, Carfagna, Carruthers, Clites, Cross, DeVitis, Edwards, Fraizer, Ghanbari, Grendell, Hambly, Hillyer, Holmes, A., Jones, Koehler, LaRe, Lepore-Hagan, Lightbody, Manning, D., Manning, G., Miller, J., O'Brien, Oelslager, Patterson, Patton, Perales, Robinson, Roemer, Rogers, Scherer, Seitz, Sheehy, Smith, K., Sobecki, Stein, Stoltzfus, Swearingen."

The motion was agreed to and the title so amended.

The title as amended was agreed to.

#### MESSAGE FROM THE SPEAKER

The Speaker of the House of Representatives, on January 31, 2020, signed the following:

**Sub. H. B. No. 18**-Representatives Vitale, Crawley - et al.

**Am. Sub. S. B. No. 120**-Senators McColley, Rulli - et al.

#### MESSAGE FROM THE SPEAKER

The Speaker of the House of Representatives, on January 31, 2020, signed the following:

**H. C. R. No. 23**-Speaker Householder, Representative Sykes - et al.

On motion of Representative Butler, the House adjourned until Thursday, February 6, 2020 at 9:00 o'clock a.m.

Attest:

BRADLEY J. YOUNG,  
Clerk.