

**As Introduced**

**131st General Assembly**

**Regular Session**

**2015-2016**

**H. B. No. 445**

**Representatives Dovilla, Anielski**

**Cosponsors: Representatives Arndt, Blessing, Bocchieri, Fedor, Hambley, Perales,  
Phillips, Rezabek**

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**A BILL**

To amend sections 3365.03, 3365.032, 3365.04, and 1  
3365.12 and to enact sections 3313.5314 and 2  
3365.072 of the Revised Code to make changes to 3  
the College Credit Plus program and to specify 4  
that students participating in the program shall 5  
not be denied the opportunity to participate in 6  
extracurricular activities based solely upon 7  
participation in the CCP program. 8

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

**Section 1.** That sections 3365.03, 3365.032, 3365.04, and 9  
3365.12 be amended and sections 3313.5314 and 3365.072 of the 10  
Revised Code be enacted to read as follows: 11

**Sec. 3313.5314.** No student who is enrolled in a public or 12  
nonpublic school shall be denied the opportunity to participate 13  
in an extracurricular activity, as defined in section 3313.537 14  
of the Revised Code, that is offered by that school solely 15  
because the student is participating or has participated in the 16  
college credit plus program under Chapter 3365. of the Revised 17  
Code. 18

Additionally, no student who is enrolled in a community school, STEM school, or nonpublic school or who is receiving home instruction shall be denied the opportunity to participate in an extracurricular activity at the school in which the student is entitled to attend school under section 3313.64 or 3313.65 of the Revised Code solely because of participation in the college credit plus program, so long as the student meets the applicable requirements under section 3313.537, 3313.5311, or 3313.5312 of the Revised Code.

As used in this section, "community school" means a community school established under Chapter 3314. of the Revised Code, and "STEM school" means a science, technology, engineering, and mathematics school established under Chapter 3326. of the Revised Code.

**Sec. 3365.03.** (A) A student enrolled in a public or nonpublic secondary school during the student's ninth, tenth, eleventh, or twelfth grade school year; a student enrolled in a nonchartered nonpublic secondary school in the student's ninth, tenth, eleventh, or twelfth grade school year; or a student who has been excused from the compulsory attendance law for the purpose of home instruction under section 3321.04 of the Revised Code and is the equivalent of a ninth, tenth, eleventh, or twelfth grade student, may apply to and enroll in a college under the college credit plus program.

(1) In order for a public secondary school student to participate in the program, all of the following criteria shall be met:

(a) The student or the student's parent shall inform the principal, or equivalent, of the student's school by the first day of April of the student's intent to participate in the

program during the following school year. Any student who fails 49  
to provide the notification by the required date may not 50  
participate in the program during the following school year 51  
without the written consent of the principal, or equivalent. If 52  
a student seeks consent from the principal after failing to 53  
provide notification by the required date, the principal shall 54  
notify the department of education of the student's intent to 55  
participate within ten days of the date on which the student 56  
seeks consent. If the principal does not provide written 57  
consent, the student may appeal the principal's decision to the 58  
state board of education. Not later than thirty days after the 59  
notification of the appeal, the state board shall hear the 60  
appeal and shall make a decision to either grant or deny that 61  
student's participation in the program. 62

(b) The student shall both: 63

(i) Apply to a public or a participating private college, 64  
or an eligible out-of-state college participating in the 65  
program, in accordance with the college's established procedures 66  
for admission, pursuant to section 3365.05 of the Revised Code; 67

(ii) Meet the college's established standards for 68  
admission and for course placement, including course-specific 69  
capacity limitations, pursuant to section 3365.05 of the Revised 70  
Code. 71

(c) The student shall elect at the time of enrollment to 72  
participate under either division (A) or (B) of section 3365.06 73  
of the Revised Code for each course under the program. 74

(d) The student and the student's parent shall sign a 75  
form, provided by the school, stating that they have received 76  
the counseling required under division (B) of section 3365.04 of 77

the Revised Code and that they understand the responsibilities 78  
they must assume in the program. 79

(2) In order for a nonpublic secondary school student, a 80  
nonchartered nonpublic secondary school student, or a home- 81  
instructed student to participate in the program, both of the 82  
following criteria shall be met: 83

(a) The student shall meet the criteria in divisions (A) 84  
(1) (b) and (c) of this section. 85

(b) (i) If the student is enrolled in a nonpublic secondary 86  
school, that student shall send to the department of education a 87  
copy of the student's acceptance from a college and an 88  
application. The application shall be made on forms provided by 89  
the state board of education and shall include information about 90  
the student's proposed participation, including the school year 91  
in which the student wishes to participate; and the semesters or 92  
terms the student wishes to enroll during such year. The 93  
department shall mark each application with the date and time of 94  
receipt. 95

(ii) If the student is enrolled in a nonchartered 96  
nonpublic secondary school or is home-instructed, the parent or 97  
guardian of that student shall notify the department by the 98  
first day of April prior to the school year in which the student 99  
wishes to participate. 100

(B) Except as provided for in ~~division~~ divisions (C) and 101  
(D) of this section and in sections 3365.031 and 3365.032 of the 102  
Revised Code: 103

(1) No public secondary school shall prohibit a student 104  
enrolled in that school from participating in the program if 105  
that student meets all of the criteria in division (A) (1) of 106

this section. 107

(2) No participating nonpublic secondary school shall 108  
prohibit a student enrolled in that school from participating in 109  
the program if the student meets all of the criteria in division 110  
(A) (2) of this section and, if the student is enrolled under 111  
division (B) of section 3365.06 of the Revised Code, the student 112  
is awarded funding from the department in accordance with rules 113  
adopted by the chancellor of the Ohio board of regents, in 114  
consultation with the superintendent of public instruction, 115  
pursuant to section 3365.071 of the Revised Code. 116

(C) For purposes of this section, during the period of an 117  
expulsion imposed by a public secondary school, a student is 118  
ineligible to apply to enroll in a college under this section, 119  
unless the student is admitted to another public secondary or 120  
participating nonpublic secondary school. If a student is 121  
enrolled in a college under this section at the time the student 122  
is expelled, the student's status for the remainder of the 123  
college term in which the expulsion is imposed shall be 124  
determined under section 3365.032 of the Revised Code. 125

(D) If a course is offered and delivered on the campus of 126  
a student's secondary school under the college credit plus 127  
program, that student shall not be eligible to enroll under the 128  
program in a comparable course that is delivered on the college 129  
campus, at another location operated by the college, or online. 130

(E) Upon a student's graduation from high school, 131  
participation in the college credit plus program shall not 132  
affect the student's eligibility at any public college for 133  
scholarships or for other benefits or opportunities that are 134  
available to first-time college students and are awarded by that 135  
college, regardless of the number of credit hours that the 136

student completed under the program. 137

**Sec. 3365.032.** (A) When a public secondary school expels a 138  
student under division (B) of section 3313.66 of the Revised 139  
Code or, for a college-preparatory boarding school established 140  
under Chapter 3328. of the Revised Code, in accordance with the 141  
school's bylaws adopted pursuant to section 3328.13 of the 142  
Revised Code, the superintendent, or equivalent, shall send a 143  
written notice of the expulsion to any college in which the 144  
expelled student is enrolled under section 3365.03 of the 145  
Revised Code at the time the expulsion is imposed. The notice 146  
shall indicate the date the expulsion is scheduled to expire. 147  
The notice also shall indicate whether the school has adopted a 148  
policy under section 3313.613 of the Revised Code or, for a 149  
college-preparatory boarding school, in accordance with the 150  
school's bylaws adopted pursuant to section 3328.13 of the 151  
Revised Code to deny high school credit for courses taken under 152  
the college credit plus program during an expulsion. If the 153  
expulsion is extended under division (F) of section 3313.66 of 154  
the Revised Code or, for a college-preparatory boarding school, 155  
in accordance with the school's bylaws adopted pursuant to 156  
section 3328.13 of the Revised Code, the superintendent, or 157  
equivalent, shall notify the college of the extension. 158

(B) A college may withdraw its acceptance under section 159  
3365.03 of the Revised Code of a student who is expelled from 160  
school under division (B) of section 3313.66 of the Revised Code 161  
or, for a college-preparatory boarding school, in accordance 162  
with the school's bylaws adopted pursuant to section 3328.13 of 163  
the Revised Code. As provided in section 3365.03 of the Revised 164  
Code, regardless of whether the college withdraws its acceptance 165  
of the student for the college term in which the student is 166  
expelled, the student is ineligible to enroll in a college under 167

that section for subsequent college terms during the period of 168  
the expulsion, unless the student enrolls in another public 169  
school or a participating nonpublic school during that period. 170

If a college withdraws its acceptance of an expelled 171  
student who elected either option of division (A) (1) or (2) of 172  
section 3365.06 of the Revised Code, the college shall refund 173  
tuition and fees paid by the student in the same proportion that 174  
it refunds tuition and fees to students who voluntarily withdraw 175  
from the college at the same time in the term. 176

If a college withdraws its acceptance of an expelled 177  
student who elected the option of division (B) of section 178  
3365.06 of the Revised Code, the public school shall not award 179  
high school credit for the college courses in which the student 180  
was enrolled at the time the college withdrew its acceptance, 181  
and any reimbursement under section 3365.07 of the Revised Code 182  
for the student's attendance prior to the withdrawal shall be 183  
the same as would be paid for a student who voluntarily withdrew 184  
from the college at the same time in the term. If the withdrawal 185  
results in the college's receiving no reimbursement, the college 186  
or secondary school may require the student to return ~~or pay for~~ 187  
any textbooks and materials it provided the student free of 188  
charge, pursuant to section 3365.072 of the Revised Code, or to 189  
pay for any such textbooks and materials. 190

(C) When a student who elected the option of division (B) 191  
of section 3365.06 of the Revised Code is expelled under 192  
division (B) of section 3313.66 of the Revised Code or, for a 193  
college-preparatory boarding school, in accordance with the 194  
school's bylaws adopted pursuant to section 3328.13 of the 195  
Revised Code from a public school that has adopted a policy 196  
under section 3313.613 of the Revised Code or, for a college- 197

preparatory boarding school, in accordance with the school's 198  
bylaws adopted pursuant to section 3328.13 of the Revised Code 199  
to deny high school credit for courses taken under the college 200  
credit plus program during an expulsion, that election is 201  
automatically revoked for all college courses in which the 202  
student is enrolled during the college term in which the 203  
expulsion is imposed. Any reimbursement under section 3365.07 of 204  
the Revised Code for the student's attendance prior to the 205  
expulsion shall be the same as would be paid for a student who 206  
voluntarily withdrew from the college at the same time in the 207  
term. If the revocation results in the college's receiving no 208  
reimbursement, the college or secondary school may require the 209  
student to return ~~or pay for~~ any textbooks and materials it 210  
provided the student free of charge, pursuant to section 211  
3365.072 of the Revised Code, or to pay for any such textbooks 212  
and materials. 213

Not later than five days after receiving an expulsion 214  
notice from the superintendent, or equivalent, of a public 215  
school that has adopted a policy under section 3313.613 of the 216  
Revised Code or, for a college-preparatory boarding school, in 217  
accordance with the school's bylaws adopted pursuant to section 218  
3328.13 of the Revised Code, the college shall send a written 219  
notice to the expelled student that the student's election of 220  
division (B) of section 3365.06 of the Revised Code is revoked. 221  
If the college elects not to withdraw its acceptance of the 222  
student, the student shall pay all applicable tuition and fees 223  
for the college courses and shall pay for any textbooks and 224  
materials that the college or secondary school provided to the 225  
student. 226

**Sec. 3365.04.** Each public and participating nonpublic 227  
secondary school shall do all of the following with respect to 228

the college credit plus program:	229
(A) Provide information about the program prior to the	230
first day of March of each year to all students enrolled in	231
grades six through eleven;	232
(B) Provide counseling services to students in grades six	233
through eleven and to their parents before the students	234
participate in the program under this chapter to ensure that	235
students and parents are fully aware of the possible	236
consequences and benefits of participation. Counseling	237
information shall include:	238
(1) Program eligibility;	239
(2) The process for granting academic credits;	240
(3) Any necessary financial arrangements for tuition,	241
textbooks, and fees;	242
(4) Criteria for any transportation aid;	243
(5) Available support services;	244
(6) Scheduling;	245
(7) Communicating the possible consequences and benefits	246
of participation, including all of the following:	247
(a) The consequences of failing or not completing a course	248
under the program, including the effect on the student's ability	249
to complete the secondary school's graduation requirements;	250
(b) The effect of the grade attained in a course under the	251
program being included in the student's grade point average, as	252
applicable;	253
(c) The benefits to the student for successfully	254
completing a course under the program, including the ability to	255

reduce the overall costs of, and the amount of time required	256
for, a college education.	257
(8) The academic and social responsibilities of students	258
and parents under the program;	259
(9) Information about and encouragement to use the	260
counseling services of the college in which the student intends	261
to enroll;	262
(10) The standard packet of information for the program	263
developed by the chancellor of the Ohio board of regents	264
pursuant to section 3365.15 of the Revised Code;	265
For a participating nonpublic secondary school, counseling	266
information shall also include an explanation that funding may	267
be limited and that not all students who wish to participate may	268
be able to do so.	269
(C) Promote the program on the school's web site,	270
including the details of the school's current agreements with	271
partnering colleges;	272
(D) Schedule at least one informational session per school	273
year to allow each partnering college that is located within	274
thirty miles of the school to meet with interested students and	275
parents. The session shall include the benefits and consequences	276
of participation and shall outline any changes or additions to	277
the requirements of the program. If there are no partnering	278
colleges located within thirty miles of the school, the school	279
shall coordinate with the closest partnering college to offer an	280
informational session.	281
(E) Implement a policy for the awarding of grades and the	282
calculation of class standing for courses taken under division	283
(A) (2) or (B) of section 3365.06 of the Revised Code. The policy	284

adopted under this division shall be equivalent to the school's 285  
policy for comparable courses taken under the advanced standing 286  
programs described in divisions (A) (2) and (3) of section 287  
3313.6013 of the Revised Code or for other comparable courses 288  
designated as honors courses by the school. If the policy 289  
includes awarding a weighted grade or enhancing a student's 290  
class standing for these courses, the policy adopted under this 291  
section shall also provide for these procedures to be applied to 292  
comparable courses taken under the college credit plus program. 293

However, for courses taken under the college credit plus 294  
program that are not comparable to courses taken under other 295  
advanced standing programs or courses designated as honors 296  
courses by the school, the school shall not be required to award 297  
a weighted grade or enhance a student's class standing under 298  
this division. 299

(F) Develop model course pathways, pursuant to section 300  
3365.13 of the Revised Code, and publish the course pathways 301  
among the school's official list of course offerings for the 302  
program. 303

(G) Annually collect, report, and track specified data 304  
related to the program according to data reporting guidelines 305  
adopted by the chancellor and the superintendent of public 306  
instruction pursuant to section 3365.15 of the Revised Code. 307

Sec. 3365.072. Notwithstanding anything to the contrary in 308  
the Revised Code, any textbook that is purchased for a course 309  
under the college credit plus program shall be the property of 310  
the entity that paid for the textbook pursuant to section 311  
3365.07 of the Revised Code. At the end of each term, if the 312  
participant did not purchase the textbook, the participant shall 313  
return the textbook to the entity that paid for the textbook. 314

**Sec. 3365.12.** (A) All courses offered under the college 315  
credit plus program shall be the same courses that are included 316  
in the partnering college's course catalogue for college-level, 317  
nonremedial courses and shall apply to at least one degree or 318  
professional certification at the partnering college. 319

(B) (1) High school credit awarded for courses successfully 320  
completed under this chapter shall count toward the graduation 321  
requirements and subject area requirements of the public 322  
secondary school or participating nonpublic secondary school. If 323  
a course comparable to one a participant completed at a college 324  
is offered by the school, the governing entity or governing body 325  
shall award comparable credit for the course completed at the 326  
college. If no comparable course is offered by the school, the 327  
governing entity or governing body shall grant an appropriate 328  
number of elective credits to the participant. 329

For purposes of division (B) (1) of this section, high 330  
school credit shall be awarded at a ratio of one unit of high 331  
school credit, as defined in section 3313.603 of the Revised 332  
Code, for every four credit hours of college credit, or the 333  
equivalent number of hours for colleges operating on a quarter 334  
schedule. 335

(2) If there is a dispute between a participant's school 336  
and a participant regarding high school credits granted for a 337  
course, the participant may appeal the decision to the state 338  
board of education. The state board's decision regarding any 339  
high school credits granted under this section is final. 340

(C) Evidence of successful completion of each course and 341  
the high school credits awarded by the school shall be included 342  
in the student's record. The record shall indicate that the 343  
credits were earned as a participant under this chapter and 344

shall include the name of the college at which the credits were	345
earned.	346
<b>Section 2.</b> That existing sections 3365.03, 3365.032,	347
3365.04, and 3365.12 of the Revised Code are hereby repealed.	348