

**As Reported by the Senate Education Committee**

**132nd General Assembly**

**Regular Session**

**2017-2018**

**Sub. H. B. No. 66**

**Representative Young**

**Cosponsors: Representatives Duffey, Antani, Anielski, Ginter, Green, Hagan, Hambley, Householder, Johnson, Patton, Perales, Ryan, Sprague, Sweeney, Thompson**

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**A BILL**

To amend section 1354.01 and to enact section 1  
3319.613 of the Revised Code to establish the 2  
Subcommittee on Standards for Teacher 3  
Preparation of the Educator Standards Board, to 4  
establish the Undergraduate Mission Study 5  
Committee to evaluate each state university's 6  
efforts to secure participation in the 7  
undergraduate mission by its tenured faculty, 8  
and to qualify public and private institutions 9  
of higher education as covered entities for 10  
cybersecurity program safe harbor. 11

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

**Section 1.** That section 1354.01 be amended and section 12  
3319.613 of the Revised Code be enacted to read as follows: 13

**Sec. 1354.01.** As used in this chapter: 14

(A) "Business" means any limited liability company, 15  
limited liability partnership, corporation, sole proprietorship, 16

association, state institution of higher education as defined in 17  
section 3345.011 of the Revised Code, private college as defined 18  
in section 3365.01 of the Revised Code, or other group, however 19  
organized and whether operating for profit or not for profit, 20  
including a financial institution organized, chartered, or 21  
holding a license authorizing operation under the laws of this 22  
state, any other state, the United States, or any other country, 23  
or the parent or subsidiary of any of the foregoing. 24

(B) "Covered entity" means a business that accesses, 25  
maintains, communicates, or processes personal information or 26  
restricted information in or through one or more systems, 27  
networks, or services located in or outside this state. 28

(C) "Data breach" means unauthorized access to and 29  
acquisition of computerized data that compromises the security 30  
or confidentiality of personal information or restricted 31  
information owned by or licensed to a covered entity and that 32  
causes, reasonably is believed to have caused, or reasonably is 33  
believed will cause a material risk of identity theft or other 34  
fraud to person or property. "Data breach" does not include 35  
either of the following: 36

(1) Good faith acquisition of personal information or 37  
restricted information by the covered entity's employee or agent 38  
for the purposes of the covered entity's, provided that the 39  
personal information or restricted information is not used for 40  
an unlawful purpose or subject to further unauthorized 41  
disclosure; 42

(2) Acquisition of personal information or restricted 43  
information pursuant to a search warrant, subpoena, or other 44  
court order, or pursuant to a subpoena, order, or duty of a 45  
regulatory state agency. 46

(D) "Personal information" has the same meaning as in 47  
section 1349.19 of the Revised Code. 48

(E) "Restricted information" means any information about 49  
an individual, other than personal information, that, alone or 50  
in combination with other information, including personal 51  
information, can be used to distinguish or trace the 52  
individual's identity or that is linked or linkable to an 53  
individual, if the information is not encrypted, redacted, or 54  
altered by any method or technology in such a manner that the 55  
information is unreadable, and the breach of which is likely to 56  
result in a material risk of identity theft or other fraud to 57  
person or property. 58

As used in this division, "encrypted," "individual," and 59  
"redacted" have the same meanings as in section 1349.19 of the 60  
Revised Code. 61

Sec. 3319.613. The subcommittee on standards for teacher 62  
preparation of the educator standards board is hereby 63  
established. The subcommittee shall consist of the following 64  
members: 65

(A) The three persons employed by institutions of higher 66  
education who are appointed by the chancellor of higher 67  
education to the educator standards board under section 3319.60 68  
of the Revised Code, one of whom shall act as chairperson of the 69  
subcommittee as determined by the subcommittee; 70

(B) Two additional higher education representatives 71  
appointed by the state board of education, for terms of two 72  
years. One shall represent state institutions of higher 73  
education, as defined in section 3345.011 of the Revised Code, 74  
and one shall represent private nonprofit institutions of higher 75

education. The state university education deans of Ohio, or its 76  
successor organization, shall submit to the state board one or 77  
more nominees for the appointee representing state institutions 78  
of higher education, and the Ohio association of private 79  
colleges for teacher education, or its successor organization, 80  
shall submit to the state board one or more nominees for the 81  
appointee representing private nonprofit institutions of higher 82  
education. 83

(C) Two additional members of the educator standards 84  
board, appointed by the chairperson of the educator standards 85  
board; 86

(D) The superintendent of public instruction and the 87  
chancellor, or their designees, who shall serve as nonvoting, ex 88  
officio members of the subcommittee. 89

Members of the subcommittee shall receive no compensation 90  
for their services. The members appointed under divisions (B) 91  
and (C) of this section may be reappointed. 92

The subcommittee shall assist the educator standards board 93  
in developing the standards for teacher preparation programs and 94  
with any additional matters the educator standards board directs 95  
the subcommittee to examine. 96

**Section 2.** That existing section 1354.01 of the Revised 97  
Code is hereby repealed. 98

**Section 3.** Students are entitled to receive full value for 99  
their investment in both their university and their education. 100  
The undergraduate mission can be successfully fulfilled only 101  
through student exposure to the most experienced, accomplished 102  
talents available at the university in each field offering 103  
undergraduate coursework. To that end, there is hereby 104

established the Undergraduate Mission Study Committee to 105  
evaluate each state university's contribution to the 106  
undergraduate mission, including, but not limited to, its 107  
efforts to ensure tenured faculty members participate in the 108  
undergraduate mission through face-to-face interaction with 109  
undergraduate students. 110

(A) The committee shall consist of the following members: 111

(1) The Chancellor of Higher Education, or the 112  
Chancellor's designee; 113

(2) The president and chief executive officer of the 114  
Inter-University Council of Ohio, or the president's designee; 115

(3) One faculty member from a state university, appointed 116  
by the Speaker of the House of Representatives; 117

(4) One faculty member from a state university, appointed 118  
by the President of the Senate; 119

(5) One chief academic officer, or the equivalent if that 120  
position does not exist, of a state university, appointed by the 121  
Speaker of the House of Representatives; 122

(6) One chief academic officer, or the equivalent if that 123  
position does not exist, of a state university, appointed by the 124  
President of the Senate; 125

(7) One student from a state university, appointed by the 126  
Speaker of the House of Representatives; 127

(8) One student from a state university, appointed by the 128  
President of the Senate; 129

(9) Three members of the House of Representatives 130  
appointed by the Speaker of the House of Representatives, not 131

more than two of whom shall be from the same political party. 132  
The Speaker shall designate which of these three members shall 133  
serve as co-chairperson of the committee. 134

(10) Three members of the Senate appointed by the 135  
President of the Senate, not more than two of whom shall be from 136  
the same political party. The President shall designate which of 137  
these three members shall serve as co-chairperson of the 138  
committee. 139

(11) The chairperson of the Ohio Faculty Council, or the 140  
chairperson's designee. 141

All appointments to the committee shall be made not later 142  
than thirty days after the effective date of this section. 143

(B) The committee shall first convene, at the call of the 144  
committee's co-chairpersons, not later than forty-five days 145  
after the effective date of this section. 146

(C) Not later than six months after the effective date of 147  
this section, the committee shall submit a written report of its 148  
findings and recommendations to the General Assembly in 149  
accordance with section 101.68 of the Revised Code. The report 150  
shall include, but not be limited to, the following: 151

(1) A detailed summary of each state university's 152  
undergraduate mission and that university's efforts in 153  
encouraging tenured faculty to contribute to the undergraduate 154  
mission; 155

(2) Recommendations for further participation by each 156  
state university in contributing to the undergraduate mission 157  
through state-sponsored incentive programs, monetary faculty 158  
awards, legislation, or other methods; 159

(3) A recommendation of at least one entity that could 160  
conduct an external review of each state university and grade 161  
each state university as "exceeds expectations," "meets 162  
expectations," or "needs improvement" with respect to the 163  
university's efforts in encouraging tenured faculty to 164  
contribute to the undergraduate mission; 165

(4) Recommendations for the criteria under which a state 166  
university would be reviewed and graded by the entity selected 167  
under division (C) (3) of this section; 168

(5) Recommendations for how each state university could 169  
incorporate contribution to the undergraduate mission into its 170  
existing annual review process for tenured faculty or its post- 171  
tenure review process, or both; 172

(6) Review of the faculty composition at each institution 173  
based on employment status, including tenured faculty, full-time 174  
tenure track faculty, full-time nontenure track faculty, and 175  
part-time faculty. 176

(D) Unless otherwise determined by the General Assembly, 177  
the committee established pursuant to this section shall cease 178  
to exist upon successful completion of the requirements set 179  
forth in divisions (B) and (C) of this section. 180

(E) As used in this section, "state university" has the 181  
same meaning as in section 3345.011 of the Revised Code. 182