

**As Passed by the Senate**

**132nd General Assembly**

**Regular Session**

**2017-2018**

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

**Representative Young**

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

**Senators Bacon, Beagle, Lehner, Tavares, Terhar, Thomas, Uecker, Williams, Wilson, Yuko**

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**A BILL**

To amend sections 1354.01, 3313.205, 3314.03, and 1  
3326.11 and to enact sections 3314.13, 3319.613, 2  
3321.141, and 3326.90 of the Revised Code to 3  
establish the Subcommittee on Standards for 4  
Teacher Preparation of the Educator Standards 5  
Board, to establish the Undergraduate Mission 6  
Study Committee to evaluate each state 7  
university's efforts to secure participation in 8  
the undergraduate mission by its tenured 9  
faculty, to qualify public and private 10  
institutions of higher education as covered 11  
entities for cybersecurity program safe harbor, 12  
and to require a public school to notify the 13  
parent of a student who fails to arrive at 14  
school on time. 15

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

**Section 1.** That sections 1354.01, 3313.205, 3314.03, and 16  
3326.11 be amended and sections 3314.13, 3319.613, 3321.141, and 17  
3326.90 of the Revised Code be enacted to read as follows: 18

**Sec. 1354.01.** As used in this chapter: 19

(A) "Business" means any limited liability company, 20  
limited liability partnership, corporation, sole proprietorship, 21  
association, state institution of higher education as defined in 22  
section 3345.011 of the Revised Code, private college as defined 23  
in section 3365.01 of the Revised Code, or other group, however 24  
organized and whether operating for profit or not for profit, 25  
including a financial institution organized, chartered, or 26  
holding a license authorizing operation under the laws of this 27  
state, any other state, the United States, or any other country, 28  
or the parent or subsidiary of any of the foregoing. 29

(B) "Covered entity" means a business that accesses, 30  
maintains, communicates, or processes personal information or 31  
restricted information in or through one or more systems, 32  
networks, or services located in or outside this state. 33

(C) "Data breach" means unauthorized access to and 34  
acquisition of computerized data that compromises the security 35  
or confidentiality of personal information or restricted 36  
information owned by or licensed to a covered entity and that 37  
causes, reasonably is believed to have caused, or reasonably is 38  
believed will cause a material risk of identity theft or other 39  
fraud to person or property. "Data breach" does not include 40  
either of the following: 41

(1) Good faith acquisition of personal information or 42  
restricted information by the covered entity's employee or agent 43  
for the purposes of the covered entity's, provided that the 44

personal information or restricted information is not used for 45  
an unlawful purpose or subject to further unauthorized 46  
disclosure; 47

(2) Acquisition of personal information or restricted 48  
information pursuant to a search warrant, subpoena, or other 49  
court order, or pursuant to a subpoena, order, or duty of a 50  
regulatory state agency. 51

(D) "Personal information" has the same meaning as in 52  
section 1349.19 of the Revised Code. 53

(E) "Restricted information" means any information about 54  
an individual, other than personal information, that, alone or 55  
in combination with other information, including personal 56  
information, can be used to distinguish or trace the 57  
individual's identity or that is linked or linkable to an 58  
individual, if the information is not encrypted, redacted, or 59  
altered by any method or technology in such a manner that the 60  
information is unreadable, and the breach of which is likely to 61  
result in a material risk of identity theft or other fraud to 62  
person or property. 63

As used in this division, "encrypted," "individual," and 64  
"redacted" have the same meanings as in section 1349.19 of the 65  
Revised Code. 66

**Sec. 3313.205.** ~~The~~ Subject to section 3321.141 of the 67  
Revised Code, the board of education of each school district 68  
shall adopt a written policy with respect to the notification of 69  
a student's parents, parent who is the residential parent and 70  
legal custodian, guardian, or legal custodian or any other 71  
person responsible for the student within a reasonable time 72  
after the determination that the student is absent from school. 73

The student's parents, parent who is the residential parent and 74  
legal custodian, guardian, or legal custodian or any other 75  
person responsible for the student shall provide the school that 76  
the student attends a current address and a telephone number at 77  
which the student's parents, parent who is the residential 78  
parent and legal custodian, guardian, or legal custodian or any 79  
other person that is responsible for the student can receive 80  
notice that the student is absent from school. 81

**Sec. 3314.03.** A copy of every contract entered into under 82  
this section shall be filed with the superintendent of public 83  
instruction. The department of education shall make available on 84  
its web site a copy of every approved, executed contract filed 85  
with the superintendent under this section. 86

(A) Each contract entered into between a sponsor and the 87  
governing authority of a community school shall specify the 88  
following: 89

(1) That the school shall be established as either of the 90  
following: 91

(a) A nonprofit corporation established under Chapter 92  
1702. of the Revised Code, if established prior to April 8, 93  
2003; 94

(b) A public benefit corporation established under Chapter 95  
1702. of the Revised Code, if established after April 8, 2003. 96

(2) The education program of the school, including the 97  
school's mission, the characteristics of the students the school 98  
is expected to attract, the ages and grades of students, and the 99  
focus of the curriculum; 100

(3) The academic goals to be achieved and the method of 101  
measurement that will be used to determine progress toward those 102

goals, which shall include the statewide achievement	103
assessments;	104
(4) Performance standards, including but not limited to	105
all applicable report card measures set forth in section 3302.03	106
or 3314.017 of the Revised Code, by which the success of the	107
school will be evaluated by the sponsor;	108
(5) The admission standards of section 3314.06 of the	109
Revised Code and, if applicable, section 3314.061 of the Revised	110
Code;	111
(6) (a) Dismissal procedures;	112
(b) A requirement that the governing authority adopt an	113
attendance policy that includes a procedure for automatically	114
withdrawing a student from the school if the student without a	115
legitimate excuse fails to participate in seventy-two	116
consecutive hours of the learning opportunities offered to the	117
student.	118
(7) The ways by which the school will achieve racial and	119
ethnic balance reflective of the community it serves;	120
(8) Requirements for financial audits by the auditor of	121
state. The contract shall require financial records of the	122
school to be maintained in the same manner as are financial	123
records of school districts, pursuant to rules of the auditor of	124
state. Audits shall be conducted in accordance with section	125
117.10 of the Revised Code.	126
(9) An addendum to the contract outlining the facilities	127
to be used that contains at least the following information:	128
(a) A detailed description of each facility used for	129
instructional purposes;	130

(b) The annual costs associated with leasing each facility	131
that are paid by or on behalf of the school;	132
(c) The annual mortgage principal and interest payments	133
that are paid by the school;	134
(d) The name of the lender or landlord, identified as	135
such, and the lender's or landlord's relationship to the	136
operator, if any.	137
(10) Qualifications of teachers, including a requirement	138
that the school's classroom teachers be licensed in accordance	139
with sections 3319.22 to 3319.31 of the Revised Code, except	140
that a community school may engage noncertificated persons to	141
teach up to twelve hours per week pursuant to section 3319.301	142
of the Revised Code.	143
(11) That the school will comply with the following	144
requirements:	145
(a) The school will provide learning opportunities to a	146
minimum of twenty-five students for a minimum of nine hundred	147
twenty hours per school year.	148
(b) The governing authority will purchase liability	149
insurance, or otherwise provide for the potential liability of	150
the school.	151
(c) The school will be nonsectarian in its programs,	152
admission policies, employment practices, and all other	153
operations, and will not be operated by a sectarian school or	154
religious institution.	155
(d) The school will comply with sections 9.90, 9.91,	156
109.65, 121.22, 149.43, 2151.357, 2151.421, 2313.19, 3301.0710,	157
3301.0711, 3301.0712, 3301.0715, 3301.0729, 3301.948, 3313.472,	158

3313.50, 3313.536, 3313.539, 3313.5310, 3313.608, 3313.609, 159  
3313.6012, 3313.6013, 3313.6014, 3313.6015, 3313.6020, 3313.643, 160  
3313.648, 3313.6411, 3313.66, 3313.661, 3313.662, 3313.666, 161  
3313.667, 3313.668, 3313.67, 3313.671, 3313.672, 3313.673, 162  
3313.69, 3313.71, 3313.716, 3313.718, 3313.719, 3313.7112, 163  
3313.721, 3313.80, 3313.814, 3313.816, 3313.817, 3313.86, 164  
3313.89, 3313.96, 3319.073, 3319.074, 3319.321, 3319.39, 165  
3319.391, 3319.41, 3319.46, 3321.01, 3321.041, 3321.13, 3321.14, 166  
3321.141, 3321.17, 3321.18, 3321.19, 3321.191, 3327.10, 4111.17, 167  
4113.52, and 5705.391 and Chapters 117., 1347., 2744., 3365., 168  
3742., 4112., 4123., 4141., and 4167. of the Revised Code as if 169  
it were a school district and will comply with section 3301.0714 170  
of the Revised Code in the manner specified in section 3314.17 171  
of the Revised Code. 172

(e) The school shall comply with Chapter 102. and section 173  
2921.42 of the Revised Code. 174

(f) The school will comply with sections 3313.61, 175  
3313.611, and 3313.614 of the Revised Code, except that for 176  
students who enter ninth grade for the first time before July 1, 177  
2010, the requirement in sections 3313.61 and 3313.611 of the 178  
Revised Code that a person must successfully complete the 179  
curriculum in any high school prior to receiving a high school 180  
diploma may be met by completing the curriculum adopted by the 181  
governing authority of the community school rather than the 182  
curriculum specified in Title XXXIII of the Revised Code or any 183  
rules of the state board of education. Beginning with students 184  
who enter ninth grade for the first time on or after July 1, 185  
2010, the requirement in sections 3313.61 and 3313.611 of the 186  
Revised Code that a person must successfully complete the 187  
curriculum of a high school prior to receiving a high school 188  
diploma shall be met by completing the requirements prescribed 189

in division (C) of section 3313.603 of the Revised Code, unless 190  
the person qualifies under division (D) or (F) of that section. 191  
Each school shall comply with the plan for awarding high school 192  
credit based on demonstration of subject area competency, and 193  
beginning with the 2017-2018 school year, with the updated plan 194  
that permits students enrolled in seventh and eighth grade to 195  
meet curriculum requirements based on subject area competency 196  
adopted by the state board of education under divisions (J) (1) 197  
and (2) of section 3313.603 of the Revised Code. Beginning with 198  
the 2018-2019 school year, the school shall comply with the 199  
framework for granting units of high school credit to students 200  
who demonstrate subject area competency through work-based 201  
learning experiences, internships, or cooperative education 202  
developed by the department under division (J) (3) of section 203  
3313.603 of the Revised Code. 204

(g) The school governing authority will submit within four 205  
months after the end of each school year a report of its 206  
activities and progress in meeting the goals and standards of 207  
divisions (A) (3) and (4) of this section and its financial 208  
status to the sponsor and the parents of all students enrolled 209  
in the school. 210

(h) The school, unless it is an internet- or computer- 211  
based community school, will comply with section 3313.801 of the 212  
Revised Code as if it were a school district. 213

(i) If the school is the recipient of moneys from a grant 214  
awarded under the federal race to the top program, Division (A), 215  
Title XIV, Sections 14005 and 14006 of the "American Recovery 216  
and Reinvestment Act of 2009," Pub. L. No. 111-5, 123 Stat. 115, 217  
the school will pay teachers based upon performance in 218  
accordance with section 3317.141 and will comply with section 219



3319.111 of the Revised Code as if it were a school district.	220
(j) If the school operates a preschool program that is licensed by the department of education under sections 3301.52 to 3301.59 of the Revised Code, the school shall comply with sections 3301.50 to 3301.59 of the Revised Code and the minimum standards for preschool programs prescribed in rules adopted by the state board under section 3301.53 of the Revised Code.	221 222 223 224 225 226
(k) The school will comply with sections 3313.6021 and 3313.6023 of the Revised Code as if it were a school district unless it is either of the following:	227 228 229
(i) An internet- or computer-based community school;	230
(ii) A community school in which a majority of the enrolled students are children with disabilities as described in division (A) (4) (b) of section 3314.35 of the Revised Code.	231 232 233
(12) Arrangements for providing health and other benefits to employees;	234 235
(13) The length of the contract, which shall begin at the beginning of an academic year. No contract shall exceed five years unless such contract has been renewed pursuant to division (E) of this section.	236 237 238 239
(14) The governing authority of the school, which shall be responsible for carrying out the provisions of the contract;	240 241
(15) A financial plan detailing an estimated school budget for each year of the period of the contract and specifying the total estimated per pupil expenditure amount for each such year.	242 243 244
(16) Requirements and procedures regarding the disposition of employees of the school in the event the contract is terminated or not renewed pursuant to section 3314.07 of the	245 246 247

Revised Code;	248
(17) Whether the school is to be created by converting all	249
or part of an existing public school or educational service	250
center building or is to be a new start-up school, and if it is	251
a converted public school or service center building,	252
specification of any duties or responsibilities of an employer	253
that the board of education or service center governing board	254
that operated the school or building before conversion is	255
delegating to the governing authority of the community school	256
with respect to all or any specified group of employees provided	257
the delegation is not prohibited by a collective bargaining	258
agreement applicable to such employees;	259
(18) Provisions establishing procedures for resolving	260
disputes or differences of opinion between the sponsor and the	261
governing authority of the community school;	262
(19) A provision requiring the governing authority to	263
adopt a policy regarding the admission of students who reside	264
outside the district in which the school is located. That policy	265
shall comply with the admissions procedures specified in	266
sections 3314.06 and 3314.061 of the Revised Code and, at the	267
sole discretion of the authority, shall do one of the following:	268
(a) Prohibit the enrollment of students who reside outside	269
the district in which the school is located;	270
(b) Permit the enrollment of students who reside in	271
districts adjacent to the district in which the school is	272
located;	273
(c) Permit the enrollment of students who reside in any	274
other district in the state.	275
(20) A provision recognizing the authority of the	276

department of education to take over the sponsorship of the 277  
school in accordance with the provisions of division (C) of 278  
section 3314.015 of the Revised Code; 279

(21) A provision recognizing the sponsor's authority to 280  
assume the operation of a school under the conditions specified 281  
in division (B) of section 3314.073 of the Revised Code; 282

(22) A provision recognizing both of the following: 283

(a) The authority of public health and safety officials to 284  
inspect the facilities of the school and to order the facilities 285  
closed if those officials find that the facilities are not in 286  
compliance with health and safety laws and regulations; 287

(b) The authority of the department of education as the 288  
community school oversight body to suspend the operation of the 289  
school under section 3314.072 of the Revised Code if the 290  
department has evidence of conditions or violations of law at 291  
the school that pose an imminent danger to the health and safety 292  
of the school's students and employees and the sponsor refuses 293  
to take such action. 294

(23) A description of the learning opportunities that will 295  
be offered to students including both classroom-based and non- 296  
classroom-based learning opportunities that is in compliance 297  
with criteria for student participation established by the 298  
department under division (H) (2) of section 3314.08 of the 299  
Revised Code; 300

(24) The school will comply with sections 3302.04 and 301  
3302.041 of the Revised Code, except that any action required to 302  
be taken by a school district pursuant to those sections shall 303  
be taken by the sponsor of the school. However, the sponsor 304  
shall not be required to take any action described in division 305

(F) of section 3302.04 of the Revised Code.	306
(25) Beginning in the 2006-2007 school year, the school	307
will open for operation not later than the thirtieth day of	308
September each school year, unless the mission of the school as	309
specified under division (A) (2) of this section is solely to	310
serve dropouts. In its initial year of operation, if the school	311
fails to open by the thirtieth day of September, or within one	312
year after the adoption of the contract pursuant to division (D)	313
of section 3314.02 of the Revised Code if the mission of the	314
school is solely to serve dropouts, the contract shall be void.	315
(26) Whether the school's governing authority is planning	316
to seek designation for the school as a STEM school equivalent	317
under section 3326.032 of the Revised Code;	318
(27) That the school's attendance and participation	319
policies will be available for public inspection;	320
(28) That the school's attendance and participation	321
records shall be made available to the department of education,	322
auditor of state, and school's sponsor to the extent permitted	323
under and in accordance with the "Family Educational Rights and	324
Privacy Act of 1974," 88 Stat. 571, 20 U.S.C. 1232g, as amended,	325
and any regulations promulgated under that act, and section	326
3319.321 of the Revised Code;	327
(29) If a school operates using the blended learning	328
model, as defined in section 3301.079 of the Revised Code, all	329
of the following information:	330
(a) An indication of what blended learning model or models	331
will be used;	332
(b) A description of how student instructional needs will	333
be determined and documented;	334

(c) The method to be used for determining competency,	335
granting credit, and promoting students to a higher grade level;	336
(d) The school's attendance requirements, including how	337
the school will document participation in learning	338
opportunities;	339
(e) A statement describing how student progress will be	340
monitored;	341
(f) A statement describing how private student data will	342
be protected;	343
(g) A description of the professional development	344
activities that will be offered to teachers.	345
(30) A provision requiring that all moneys the school's	346
operator loans to the school, including facilities loans or cash	347
flow assistance, must be accounted for, documented, and bear	348
interest at a fair market rate;	349
(31) A provision requiring that, if the governing	350
authority contracts with an attorney, accountant, or entity	351
specializing in audits, the attorney, accountant, or entity	352
shall be independent from the operator with which the school has	353
contracted.	354
(32) A provision requiring the governing authority to	355
adopt an enrollment and attendance policy that requires a	356
student's parent to notify the community school in which the	357
student is enrolled when there is a change in the location of	358
the parent's or student's primary residence.	359
(33) A provision requiring the governing authority to	360
adopt a student residence and address verification policy for	361
students enrolling in or attending the school.	362

(B) The community school shall also submit to the sponsor 363  
a comprehensive plan for the school. The plan shall specify the 364  
following: 365

(1) The process by which the governing authority of the 366  
school will be selected in the future; 367

(2) The management and administration of the school; 368

(3) If the community school is a currently existing public 369  
school or educational service center building, alternative 370  
arrangements for current public school students who choose not 371  
to attend the converted school and for teachers who choose not 372  
to teach in the school or building after conversion; 373

(4) The instructional program and educational philosophy 374  
of the school; 375

(5) Internal financial controls. 376

When submitting the plan under this division, the school 377  
shall also submit copies of all policies and procedures 378  
regarding internal financial controls adopted by the governing 379  
authority of the school. 380

(C) A contract entered into under section 3314.02 of the 381  
Revised Code between a sponsor and the governing authority of a 382  
community school may provide for the community school governing 383  
authority to make payments to the sponsor, which is hereby 384  
authorized to receive such payments as set forth in the contract 385  
between the governing authority and the sponsor. The total 386  
amount of such payments for monitoring, oversight, and technical 387  
assistance of the school shall not exceed three per cent of the 388  
total amount of payments for operating expenses that the school 389  
receives from the state. 390

(D) The contract shall specify the duties of the sponsor 391  
which shall be in accordance with the written agreement entered 392  
into with the department of education under division (B) of 393  
section 3314.015 of the Revised Code and shall include the 394  
following: 395

(1) Monitor the community school's compliance with all 396  
laws applicable to the school and with the terms of the 397  
contract; 398

(2) Monitor and evaluate the academic and fiscal 399  
performance and the organization and operation of the community 400  
school on at least an annual basis; 401

(3) Report on an annual basis the results of the 402  
evaluation conducted under division (D) (2) of this section to 403  
the department of education and to the parents of students 404  
enrolled in the community school; 405

(4) Provide technical assistance to the community school 406  
in complying with laws applicable to the school and terms of the 407  
contract; 408

(5) Take steps to intervene in the school's operation to 409  
correct problems in the school's overall performance, declare 410  
the school to be on probationary status pursuant to section 411  
3314.073 of the Revised Code, suspend the operation of the 412  
school pursuant to section 3314.072 of the Revised Code, or 413  
terminate the contract of the school pursuant to section 3314.07 414  
of the Revised Code as determined necessary by the sponsor; 415

(6) Have in place a plan of action to be undertaken in the 416  
event the community school experiences financial difficulties or 417  
closes prior to the end of a school year. 418

(E) Upon the expiration of a contract entered into under 419

this section, the sponsor of a community school may, with the 420  
approval of the governing authority of the school, renew that 421  
contract for a period of time determined by the sponsor, but not 422  
ending earlier than the end of any school year, if the sponsor 423  
finds that the school's compliance with applicable laws and 424  
terms of the contract and the school's progress in meeting the 425  
academic goals prescribed in the contract have been 426  
satisfactory. Any contract that is renewed under this division 427  
remains subject to the provisions of sections 3314.07, 3314.072, 428  
and 3314.073 of the Revised Code. 429

(F) If a community school fails to open for operation 430  
within one year after the contract entered into under this 431  
section is adopted pursuant to division (D) of section 3314.02 432  
of the Revised Code or permanently closes prior to the 433  
expiration of the contract, the contract shall be void and the 434  
school shall not enter into a contract with any other sponsor. A 435  
school shall not be considered permanently closed because the 436  
operations of the school have been suspended pursuant to section 437  
3314.072 of the Revised Code. 438

Sec. 3314.13. A community school, community school 439  
governing authority, or community school employee is not liable 440  
in damages in a civil action for injury, death, or loss to 441  
person or property allegedly arising from a community school 442  
employee's action or inaction in good faith compliance with 443  
section 3321.141 of the Revised Code. This section does not 444  
eliminate, limit, or reduce any other immunity or defense that a 445  
community school, community school governing authority, or 446  
community school employee may be entitled to under Chapter 2744. 447  
or any other provision of the Revised Code or under the common 448  
law of this state. 449



Sec. 3319.613. The subcommittee on standards for teacher 450  
preparation of the educator standards board is hereby 451  
established. The subcommittee shall consist of the following 452  
members: 453

(A) The three persons employed by institutions of higher 454  
education who are appointed by the chancellor of higher 455  
education to the educator standards board under section 3319.60 456  
of the Revised Code, one of whom shall act as chairperson of the 457  
subcommittee as determined by the subcommittee; 458

(B) Two additional higher education representatives 459  
appointed by the state board of education, for terms of two 460  
years. One shall represent state institutions of higher 461  
education, as defined in section 3345.011 of the Revised Code, 462  
and one shall represent private nonprofit institutions of higher 463  
education. The state university education deans of Ohio, or its 464  
successor organization, shall submit to the state board one or 465  
more nominees for the appointee representing state institutions 466  
of higher education, and the Ohio association of private 467  
colleges for teacher education, or its successor organization, 468  
shall submit to the state board one or more nominees for the 469  
appointee representing private nonprofit institutions of higher 470  
education. 471

(C) Two additional members of the educator standards 472  
board, appointed by the chairperson of the educator standards 473  
board; 474

(D) The superintendent of public instruction and the 475  
chancellor, or their designees, who shall serve as nonvoting, ex 476  
officio members of the subcommittee. 477

Members of the subcommittee shall receive no compensation 478

for their services. The members appointed under divisions (B) 479  
and (C) of this section may be reappointed. 480

The subcommittee shall assist the educator standards board 481  
with issues pertaining to educator preparation programs and with 482  
any additional matters the educator standards board directs the 483  
subcommittee to examine. 484

**Sec. 3321.141.** (A) (1) Within one hundred twenty minutes 485  
after the beginning of each school day, the attendance officer, 486  
attendance officer's assistant for each individual school 487  
building, or other person the attendance officer designates to 488  
take attendance for each school building shall make at least one 489  
attempt to contact, in accordance with division (A) (2) of this 490  
section, the parent, guardian, or other person having care of 491  
any student who was absent without legitimate excuse from the 492  
school the student is required to attend as of the beginning of 493  
that school day. 494

(2) An attempt to contact a student's parent, guardian, or 495  
other person having care of the student shall be made through 496  
one of the following methods: 497

(a) A telephone call placed in person; 498

(b) An automated telephone call via a system that includes 499  
verification that each call was actually placed, and either the 500  
call was answered by its intended recipient or a voice mail 501  
message was left by the automated system relaying the required 502  
information; 503

(c) A notification sent through the school's automated 504  
student information system; 505

(d) A text-based communication sent to the parent's, 506  
guardian's, or other person's electronic wireless communications 507

device, as defined in division (G)(1) of section 4511.204 of the 508  
Revised Code; 509

(e) A notification sent to the electronic mail address of 510  
the parent, guardian, or other person; 511

(f) A visit, in person, to the student's residence of 512  
record; 513

(g) Any other notification procedure that has been adopted 514  
by resolution of the board of education of a school district. 515

(B) If the parent, guardian, or other person having care 516  
of a student initiates a telephone call or other communication 517  
notifying the school or building administration of the student's 518  
excused or unexcused absence within one hundred twenty minutes 519  
after the beginning of the school day, the school is under no 520  
further obligation with respect to the requirement prescribed in 521  
division (A) of this section. 522

(C) A school district, or any officer, director, employee, 523  
or member of the school district board of education is not 524  
liable in damages in a civil action for injury, death, or loss 525  
to person or property allegedly arising from an employee's 526  
action or inaction in good faith compliance with this section. 527  
This section does not eliminate, limit, or reduce any other 528  
immunity or defense that a person may be entitled to under 529  
Chapter 2744. or any other provision of the Revised Code or 530  
under the common law of this state. 531

(D) This section does not apply to either of the 532  
following: 533

(1) Students who are in home-based, online, or internet- 534  
or computer-based instruction; 535

(2) Instances where a student was not expected to be in attendance at a particular school building due to that student's participation in off-campus activities, including but not limited to participation in the college credit plus program established under Chapter 3365. of the Revised Code. 536  
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**Sec. 3326.11.** Each science, technology, engineering, and mathematics school established under this chapter and its governing body shall comply with sections 9.90, 9.91, 109.65, 121.22, 149.43, 2151.357, 2151.421, 2313.19, 2921.42, 2921.43, 3301.0714, 3301.0715, 3301.0729, 3301.948, 3313.14, 3313.15, 3313.16, 3313.18, 3313.201, 3313.26, 3313.472, 3313.48, 3313.481, 3313.482, 3313.50, 3313.536, 3313.539, 3313.5310, 3313.608, 3313.6012, 3313.6013, 3313.6014, 3313.6015, 3313.6020, 3313.6021, 3313.61, 3313.611, 3313.614, 3313.615, 3313.643, 3313.648, 3313.6411, 3313.66, 3313.661, 3313.662, 3313.666, 3313.667, 3313.668, 3313.67, 3313.671, 3313.672, 3313.673, 3313.69, 3313.71, 3313.716, 3313.718, 3313.719, 3313.7112, 3313.721, 3313.80, 3313.801, 3313.814, 3313.816, 3313.817, 3313.86, 3313.89, 3313.96, 3319.073, 3319.21, 3319.32, 3319.321, 3319.35, 3319.39, 3319.391, 3319.41, 3319.45, 3319.46, 3321.01, 3321.041, 3321.05, 3321.13, 3321.14, 3321.141, 3321.17, 3321.18, 3321.19, 3321.191, 3327.10, 4111.17, 4113.52, and 5705.391 and Chapters 102., 117., 1347., 2744., 3307., 3309., 3365., 3742., 4112., 4123., 4141., and 4167. of the Revised Code as if it were a school district. 541  
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**Sec. 3326.90.** A STEM school, member of a STEM school governing body, or STEM school employee is not liable in damage in a civil action for injury, death, or loss to person or property allegedly arising from a STEM school employee's action or inaction in good faith compliance with section 3321.141 of the Revised Code. This section does not eliminate, limit, or 561  
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reduce any other immunity or defense that a STEM school, member 567  
of a STEM school governing body, or STEM school employee may be 568  
entitled to under Chapter 2744. or any other provision of the 569  
Revised Code or under the common law of this state. 570

**Section 2.** That existing sections 1354.01, 3313.205, 571  
3314.03, and 3326.11 of the Revised Code are hereby repealed. 572

**Section 3.** Students are entitled to receive full value for 573  
their investment in both their university and their education. 574  
The undergraduate mission can be successfully fulfilled only 575  
through student exposure to the most experienced, accomplished 576  
talents available at the university in each field offering 577  
undergraduate coursework. To that end, there is hereby 578  
established the Undergraduate Mission Study Committee to 579  
evaluate each state university's contribution to the 580  
undergraduate mission, including, but not limited to, its 581  
efforts to ensure tenured faculty members participate in the 582  
undergraduate mission through face-to-face interaction with 583  
undergraduate students. 584

(A) The committee shall consist of the following members: 585

(1) The Chancellor of Higher Education, or the 586  
Chancellor's designee; 587

(2) The president and chief executive officer of the 588  
Inter-University Council of Ohio, or the president's designee; 589

(3) One faculty member from a state university, appointed 590  
by the Speaker of the House of Representatives; 591

(4) One faculty member from a state university, appointed 592  
by the President of the Senate; 593

(5) One chief academic officer, or the equivalent if that 594

position does not exist, of a state university, appointed by the 595  
Speaker of the House of Representatives; 596

(6) One chief academic officer, or the equivalent if that 597  
position does not exist, of a state university, appointed by the 598  
President of the Senate; 599

(7) One student from a state university, appointed by the 600  
Speaker of the House of Representatives; 601

(8) One student from a state university, appointed by the 602  
President of the Senate; 603

(9) Three members of the House of Representatives 604  
appointed by the Speaker of the House of Representatives, not 605  
more than two of whom shall be from the same political party. 606  
The Speaker shall designate which of these three members shall 607  
serve as co-chairperson of the committee. 608

(10) Three members of the Senate appointed by the 609  
President of the Senate, not more than two of whom shall be from 610  
the same political party. The President shall designate which of 611  
these three members shall serve as co-chairperson of the 612  
committee. 613

(11) The chairperson of the Ohio Faculty Council, or the 614  
chairperson's designee. 615

All appointments to the committee shall be made not later 616  
than thirty days after the effective date of this section. 617

(B) The committee shall first convene, at the call of the 618  
committee's co-chairpersons, not later than forty-five days 619  
after the effective date of this section. 620

(C) Not later than six months after the effective date of 621  
this section, the committee shall submit a written report of its 622

findings and recommendations to the General Assembly in 623  
accordance with section 101.68 of the Revised Code. The report 624  
shall include, but not be limited to, the following: 625

(1) A detailed summary of each state university's 626  
undergraduate mission and that university's efforts in 627  
encouraging tenured faculty to contribute to the undergraduate 628  
mission; 629

(2) Recommendations for further participation by each 630  
state university in contributing to the undergraduate mission 631  
through state-sponsored incentive programs, monetary faculty 632  
awards, legislation, or other methods; 633

(3) A recommendation of at least one entity that could 634  
conduct an external review of each state university and grade 635  
each state university as "exceeds expectations," "meets 636  
expectations," or "needs improvement" with respect to the 637  
university's efforts in encouraging tenured faculty to 638  
contribute to the undergraduate mission; 639

(4) Recommendations for the criteria under which a state 640  
university would be reviewed and graded by the entity selected 641  
under division (C) (3) of this section; 642

(5) Recommendations for how each state university could 643  
incorporate contribution to the undergraduate mission into its 644  
existing annual review process for tenured faculty or its post- 645  
tenure review process, or both; 646

(6) Review of the faculty composition at each institution 647  
based on employment status, including tenured faculty, full-time 648  
tenure track faculty, full-time nontenure track faculty, and 649  
part-time faculty. 650

(D) Unless otherwise determined by the General Assembly, 651

the committee established pursuant to this section shall cease 652  
to exist upon successful completion of the requirements set 653  
forth in divisions (B) and (C) of this section. 654

(E) As used in this section, "state university" has the 655  
same meaning as in section 3345.011 of the Revised Code. 656

**Section 4.** Section 3314.03 of the Revised Code is 657  
presented in this act as a composite of the section as amended 658  
by both Sub. H.B. 21 and Am. Sub. S.B. 216 of the 132nd General 659  
Assembly. The General Assembly, applying the principle stated in 660  
division (B) of section 1.52 of the Revised Code that amendments 661  
are to be harmonized if reasonably capable of simultaneous 662  
operation, finds that the composite is the resulting version of 663  
the section in effect prior to the effective date of the section 664  
as presented in this act. 665