

**As Introduced**

**132nd General Assembly**

**Regular Session**

**2017-2018**

**S. B. No. 330**

**Senator Schiavoni**

**Cosponsors: Senators Sykes, Brown**

---

**A BILL**

To amend sections 3301.0718 and 3313.60 of the Revised Code and to amend Sections 265.10 and 265.80 of Am. Sub. H.B. 49 of the 132nd General Assembly to require the State Board of Education to adopt standards for mental health education, to require school districts to include mental health education in their curriculum, and to make an appropriation.

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

**Section 1.** That sections 3301.0718 and 3313.60 of the Revised Code be amended to read as follows:

**Sec. 3301.0718.** ~~The~~ (A) Except as provided for in division (B) of this section, the state board of education shall not adopt or revise any standards or curriculum in the area of health unless, by concurrent resolution, the standards, curriculum, or revisions are approved by both houses of the general assembly. Before the house of representatives or senate votes on a concurrent resolution approving health standards, curriculum, or revisions, its standing committee having

jurisdiction over education legislation shall conduct at least 19  
one public hearing on the standards, curriculum, or revisions. 20

(B) Not later than one year after the effective date of 21  
this amendment, the state board shall adopt standards for mental 22  
health education in grades pre-kindergarten through twelve. The 23  
standards shall address mental well-being, depression, anxiety, 24  
drug and alcohol abuse, bullying and harassment, trauma, and 25  
suicide. Any school district or school may utilize any or all of 26  
the standards adopted under this section. 27

Division (A) of this section does not apply to the 28  
standards adopted under this division. 29

**Sec. 3313.60.** Notwithstanding division (D) of section 30  
3311.52 of the Revised Code, divisions (A) to (E) of this 31  
section do not apply to any cooperative education school 32  
district established pursuant to divisions (A) to (C) of section 33  
3311.52 of the Revised Code. 34

(A) The board of education of each city, exempted village, 35  
and local school district and the board of each cooperative 36  
education school district established, pursuant to section 37  
3311.521 of the Revised Code, shall prescribe a curriculum for 38  
all schools under its control. Except as provided in division 39  
(E) of this section, in any such curriculum there shall be 40  
included the study of the following subjects: 41

(1) The language arts, including reading, writing, 42  
spelling, oral and written English, and literature; 43

(2) Geography, the history of the United States and of 44  
Ohio, and national, state, and local government in the United 45  
States, including a balanced presentation of the relevant 46  
contributions to society of men and women of African, Mexican, 47

Puerto Rican, and American Indian descent as well as other	48
ethnic and racial groups in Ohio and the United States;	49
(3) Mathematics;	50
(4) Natural science, including instruction in the	51
conservation of natural resources;	52
(5) Health education, which shall include instruction in:	53
(a) The nutritive value of foods, including natural and	54
organically produced foods, the relation of nutrition to health,	55
and the use and effects of food additives;	56
(b) The harmful effects of and legal restrictions against	57
the use of drugs of abuse, alcoholic beverages, and tobacco;	58
(c) Venereal disease education, except that upon written	59
request of the student's parent or guardian, a student shall be	60
excused from taking instruction in venereal disease education;	61
(d) In grades kindergarten through six, instruction in	62
personal safety and assault prevention, except that upon written	63
request of the student's parent or guardian, a student shall be	64
excused from taking instruction in personal safety and assault	65
prevention;	66
(e) In grades seven through twelve, age-appropriate	67
instruction in dating violence prevention education, which shall	68
include instruction in recognizing dating violence warning signs	69
and characteristics of healthy relationships.	70
In order to assist school districts in developing a dating	71
violence prevention education curriculum, the department of	72
education shall provide on its web site links to free curricula	73
addressing dating violence prevention.	74

If the parent or legal guardian of a student less than 75  
eighteen years of age submits to the principal of the student's 76  
school a written request to examine the dating violence 77  
prevention instruction materials used at that school, the 78  
principal, within a reasonable period of time after the request 79  
is made, shall allow the parent or guardian to examine those 80  
materials at that school. 81

(f) Prescription opioid abuse prevention, with an emphasis 82  
on the prescription drug epidemic and the connection between 83  
prescription opioid abuse and addiction to other drugs, such as 84  
heroin; 85

(g) The process of making an anatomical gift under Chapter 86  
2108. of the Revised Code, with an emphasis on the life-saving 87  
and life-enhancing effects of organ and tissue donation; 88

(h) Mental health, including mental well-being, 89  
depression, anxiety, bullying and harassment, trauma, and 90  
suicide. 91

(6) Physical education; 92

(7) The fine arts, including music; 93

(8) First aid, including a training program in 94  
cardiopulmonary resuscitation, which shall comply with section 95  
3313.6021 of the Revised Code when offered in any of grades nine 96  
through twelve, safety, and fire prevention. However, upon 97  
written request of the student's parent or guardian, a student 98  
shall be excused from taking instruction in cardiopulmonary 99  
resuscitation. 100

(B) Except as provided in division (E) of this section, 101  
every school or school district shall include in the 102  
requirements for promotion from the eighth grade to the ninth 103

grade one year's course of study of American history. A board 104  
may waive this requirement for academically accelerated students 105  
who, in accordance with procedures adopted by the board, are 106  
able to demonstrate mastery of essential concepts and skills of 107  
the eighth grade American history course of study. 108

(C) As specified in divisions (B) (6) and (C) (6) of section 109  
3313.603 of the Revised Code, except as provided in division (E) 110  
of this section, every high school shall include in the 111  
requirements for graduation from any curriculum one-half unit 112  
each of American history and government. 113

(D) Except as provided in division (E) of this section, 114  
basic instruction or demonstrated mastery in geography, United 115  
States history, the government of the United States, the 116  
government of the state of Ohio, local government in Ohio, the 117  
Declaration of Independence, the United States Constitution, and 118  
the Constitution of the state of Ohio shall be required before 119  
pupils may participate in courses involving the study of social 120  
problems, economics, foreign affairs, United Nations, world 121  
government, socialism, and communism. 122

(E) For each cooperative education school district 123  
established pursuant to section 3311.521 of the Revised Code and 124  
each city, exempted village, and local school district that has 125  
territory within such a cooperative district, the curriculum 126  
adopted pursuant to divisions (A) to (D) of this section shall 127  
only include the study of the subjects that apply to the grades 128  
operated by each such school district. The curriculums for such 129  
schools, when combined, shall provide to each student of these 130  
districts all of the subjects required under divisions (A) to 131  
(D) of this section. 132

(F) The board of education of any cooperative education 133

school district established pursuant to divisions (A) to (C) of 134  
section 3311.52 of the Revised Code shall prescribe a curriculum 135  
for the subject areas and grade levels offered in any school 136  
under its control. 137

(G) Upon the request of any parent or legal guardian of a 138  
student, the board of education of any school district shall 139  
permit the parent or guardian to promptly examine, with respect 140  
to the parent's or guardian's own child: 141

(1) Any survey or questionnaire, prior to its 142  
administration to the child; 143

(2) Any textbook, workbook, software, video, or other 144  
instructional materials being used by the district in connection 145  
with the instruction of the child; 146

(3) Any completed and graded test taken or survey or 147  
questionnaire filled out by the child; 148

(4) Copies of the statewide academic standards and each 149  
model curriculum developed pursuant to section 3301.079 of the 150  
Revised Code, which copies shall be available at all times 151  
during school hours in each district school building. 152

**Section 2.** That existing sections 3301.0718 and 3313.60 of 153  
the Revised Code are hereby repealed. 154

**Section 3.** That Sections 265.10 and 265.80 of Am. Sub. 155  
H.B. 49 of the 132nd General Assembly be amended to read as 156  
follows: 157

**Sec. 265.10.** EDU DEPARTMENT OF EDUCATION 158  
General Revenue Fund 159

GRF 200321 Operating Expenses \$ 14,693,536 \$ 14,736,578 160

GRF	200408	Early Childhood Education	\$ 68,116,789	\$ 68,116,789	161 162
GRF	200420	Information Technology Development and Support	\$ 3,770,170	\$ 3,770,170	163 164
GRF	200422	School Management Assistance	\$ 2,077,615	\$ 2,113,413	165 166
GRF	200424	Policy Analysis	\$ 428,962	\$ 428,962	167
GRF	200426	Ohio Educational Computer Network	\$ 15,457,000	\$ 15,457,000	168 169
GRF	200427	Academic Standards	\$ 3,819,487	\$ <del>3,819,487</del> <u>4,119,487</u>	170 171
GRF	200437	Student Assessment	\$ 55,959,287	\$ 56,025,042	172
GRF	200439	Accountability/Report Cards	\$ 413,167	\$ 913,167	173 174
GRF	200442	Child Care Licensing	\$ 1,852,200	\$ 1,887,863	175
GRF	200446	Education Management Information System	\$ 7,574,367	\$ 7,620,414	176 177
GRF	200448	Educator Preparation	\$ 1,710,384	\$ 1,710,384	178
GRF	200455	Community Schools and Choice Programs	\$ 4,435,845	\$ 4,585,028	179 180
GRF	200465	Education Technology Resources	\$ 5,179,107	\$ 5,179,107	181 182
GRF	200502	Pupil Transportation	\$ 546,738,753	\$ 527,129,809	183
GRF	200505	School Lunch Match	\$ 8,963,500	\$ 8,963,500	184
GRF	200511	Auxiliary Services	\$ 150,594,178	\$ 150,594,178	185

GRF	200532	Nonpublic	\$ 68,034,790	\$ 68,034,790	186
		Administrative Cost			187
		Reimbursement			188
GRF	200540	Special Education	\$ 152,350,000	\$ 152,350,000	189
		Enhancements			190
GRF	200545	Career-Technical	\$ 10,665,866	\$ 9,600,892	191
		Education Enhancements			192
GRF	200550	Foundation Funding	\$ 6,799,882,816	\$ 6,937,228,845	193
GRF	200566	Literacy Improvement	\$ 750,000	\$ 1,250,000	194
GRF	200572	Adult Education	\$ 7,533,216	\$ 8,702,475	195
		Programs			196
GRF	200573	EdChoice Expansion	\$ 38,400,000	\$ 47,700,000	197
GRF	200574	Half-Mill Maintenance	\$ 18,715,000	\$ 18,912,000	198
		Equalization			199
GRF	200576	Adaptive Sports	\$ 50,000	\$ 50,000	200
		Program			201
GRF	200578	Violence Prevention	\$ 250,000	\$ 250,000	202
		and School Safety			203
GRF	657401	Medicaid in Schools	\$ 295,500	\$ 295,500	204
TOTAL GRF	General Revenue Fund		\$ 7,988,711,535	\$ <del>8,117,425,393</del>	205
				<u>8,117,725,393</u>	206
Dedicated Purpose Fund Group					207
4520	200638	Charges and	\$ 1,000,000	\$ 1,000,000	208
		Reimbursements			209
4540	200610	High School	\$ 1,187,065	\$ 0	210
		Equivalency			211



4550	200608	Commodity Foods	\$ 16,000,000	\$ 16,000,000	212
4L20	200681	Teacher Certification and Licensure	\$ 16,002,297	\$ 16,002,297	213 214
5980	200659	Auxiliary Services Reimbursement	\$ 2,930,000	\$ 2,930,000	215 216
5H30	200687	School District Solvency Assistance	\$ 8,000,000	\$ 8,000,000	217 218
5KX0	200691	Ohio School Sponsorship Program	\$ 828,600	\$ 828,600	219 220
5MM0	200677	Child Nutrition Refunds	\$ 550,000	\$ 550,000	221 222
5U20	200685	National Education Statistics	\$ 150,000	\$ 150,000	223 224
5UC0	200662	Accountability/Report Cards	\$ 5,000,000	\$ 5,000,000	225 226
6200	200615	Educational Improvement Grants	\$ 800,000	\$ 600,000	227 228
TOTAL DPF Group		Dedicated Purpose Fund	\$ 52,447,962	\$ 51,060,897	229 230
		Internal Service Activity Fund Group			231
1380	200606	Information Technology Development and Support	\$ 7,047,645	\$ 7,047,645	232 233
4R70	200695	Indirect Operational Support	\$ 7,856,766	\$ 7,856,766	234 235
4V70	200633	Interagency Program Support	\$ 500,000	\$ 500,000	236 237

TOTAL ISA Internal Service Activity	\$ 15,404,411	\$ 15,404,411	238
Fund Group			239
State Lottery Fund Group			240
7017 200612 Foundation Funding	\$ 1,086,030,000	\$ 1,087,030,000	241
7017 200629 Community Connectors	\$ 4,000,000	\$ 4,000,000	242
7017 200684 Community School	\$ 16,600,000	\$ 16,600,000	243
Facilities			244
TOTAL SLF State Lottery Fund Group	\$ 1,106,630,000	\$ 1,107,630,000	245
Federal Fund Group			246
3670 200607 School Food Services	\$ 10,080,635	\$ 10,280,635	247
3700 200624 Education of	\$ 2,000,000	\$ 2,000,000	248
Exceptional Children			249
3AF0 657601 Schools Medicaid	\$ 750,000	\$ 750,000	250
Administrative Claims			251
3AN0 200671 School Improvement	\$ 25,000,000	\$ 25,000,000	252
Grants			253
3C50 200661 Early Childhood	\$ 12,555,000	\$ 12,555,000	254
Education			255
3D20 200667 Math Science	\$ 7,000,000	\$ 7,000,000	256
Partnerships			257
3EH0 200620 Migrant Education	\$ 2,500,000	\$ 2,500,000	258
3EJ0 200622 Homeless Children	\$ 2,600,000	\$ 2,600,000	259
Education			260
3GE0 200674 Summer Food Service	\$ 14,856,635	\$ 14,856,635	261
Program			262

3GG0	200676	Fresh Fruit and Vegetable Program	\$ 4,677,340	\$ 4,677,340	263 264
3HF0	200649	Federal Education Grants	\$ 6,364,327	\$ 6,364,327	265 266
3L60	200617	Federal School Lunch	\$ 394,612,000	\$ 406,450,000	267
3L70	200618	Federal School Breakfast	\$ 142,688,750	\$ 154,103,850	268 269
3L80	200619	Child/Adult Food Programs	\$ 106,913,755	\$ 106,913,755	270 271
3L90	200621	Career-Technical Education Basic Grant	\$ 44,663,900	\$ 44,663,900	272 273
3M00	200623	ESEA Title 1A	\$ 600,000,000	\$ 600,000,000	274
3M20	200680	Individuals with Disabilities Education Act	\$ 445,000,000	\$ 445,000,000	275 276 277
3T40	200613	Public Charter Schools	\$ 14,200,000	\$ 14,200,000	278
3Y20	200688	21st Century Community Learning Centers	\$ 47,500,000	\$ 47,500,000	279 280
3Y60	200635	Improving Teacher Quality	\$ 85,000,000	\$ 85,000,000	281 282
3Y70	200689	English Language Acquisition	\$ 10,101,411	\$ 10,101,411	283 284
3Y80	200639	Rural and Low Income Technical Assistance	\$ 3,300,000	\$ 3,300,000	285 286
3Z20	200690	State Assessments	\$ 11,500,000	\$ 11,500,000	287
3Z30	200645	Consolidated Federal	\$ 10,168,964	\$ 10,168,964	288

Grant Administration			289
TOTAL FED Federal Fund Group	\$ 2,004,032,717	\$ 2,027,485,817	290
TOTAL ALL BUDGET FUND GROUPS	\$ 11,167,226,625	\$ <del>11,319,006,518</del>	291
		<u>11,319,306,518</u>	292

**Sec. 265.80. ACADEMIC STANDARDS** 293

The foregoing appropriation item 200427, Academic Standards, shall be used by the Department of Education to develop and communicate to school districts academic content standards and curriculum models and to develop professional development programs and other tools on the new content standards and model curriculum. The Department shall utilize educational service centers, consistent with requirements of section 3312.01 of the Revised Code, in the development and delivery of professional development programs supported under this section.

Of the foregoing appropriation item 200427, Academic Standards, up to \$150,000 in fiscal year 2019 shall be used by the Department of Education to develop the mental health education standards required under division (B) of section 3301.0718 of the Revised Code.

Of the foregoing appropriation item 200427, Academic Standards, up to \$150,000 in fiscal year 2019 shall be used to provide noncompetitive grants to city, local, and exempted village school districts to assist the district in implementing mental health education into their curriculum pursuant to section 3313.60 of the Revised Code and providing professional development pertaining to that curriculum. The Superintendent of Public Instruction shall prescribe an application form and establish procedures and criteria for consideration and approval

of grant applications. The Superintendent shall award the grants 318  
in the order in which the applications are received, provided 319  
the application meets the criteria established by the 320  
Superintendent. 321

**Section 4.** That existing Sections 265.10 and 265.80 of Am. 322  
Sub. H.B. 49 of the 132nd General Assembly are hereby repealed. 323