

Sub. H.B. 110
L-134-0001-5

_____ moved to amend as follows:

Make appropriate changes to the bill's title to address the 1
amendment's changes to the bill 2

Make appropriate changes to the bill's formal language in 3
Section 101.01 to address the amendment's changes to the bill 4

In line 157 of the title, delete "3310.08, 3310.09," 5

In line 158 of the title, delete "3310.56," 6

In line 160 of the title, after "3314.53," insert "3317.017, 7
3317.029, 3317.0215, 3317.0216, 3317.0217, 3317.0218, 3317.0219, 8
3317.163, 3317.26," 9

In line 161 of the title, after "3326.42," insert "3328.33," 10

In line 23199, after "(4)" insert "The annual reports 11
submitted by each school district under section 3317.25 of the 12
Revised Code describing the initiative or initiatives on which the 13
district's disadvantaged pupil impact aid were spent; 14

(5) The average number of students riding on school buses 15
routed to community schools established under Chapter 3314. of the 16
Revised Code in accordance with section 3327.01 of the Revised 17
Code; 18

(6) The average number of students riding on school buses 19
routed to STEM schools established under Chapter 3326. of the 20

<u>Revised Code in accordance with section 3327.01 of the Revised</u>	21
<u>Code;</u>	22
<u>(7) The average number of students riding on school buses</u>	23
<u>routed to nonpublic schools in accordance with section 3327.01 of</u>	24
<u>the Revised Code;</u>	25
<u>(8)"</u>	26
Delete lines 24365 through 24502 and insert:	27
" Sec. 3302.20. (A) The department of education shall develop	28
standards for determining, from the existing data reported in	29
accordance with sections 3301.0714 and 3314.17 of the Revised	30
Code, the amount of annual operating expenditures for classroom	31
instructional purposes and for nonclassroom purposes for each	32
city, exempted village, local, and joint vocational school	33
district, each community school established under Chapter 3314.	34
that is not an internet- or computer-based community school, each	35
internet- or computer-based community school, and each STEM school	36
established under Chapter 3326. of the Revised Code. The	37
department shall present those standards to the state board of	38
education for consideration. In developing the standards, the	39
department shall adapt existing standards used by professional	40
organizations, research organizations, and other state	41
governments. The department also shall align the expenditure	42
categories required for reporting under the standards with the	43
categories that are required for reporting to the United States	44
department of education under federal law.	45
The state board shall consider the proposed standards and	46
adopt a final set of standards not later than December 31, 2012.	47
School districts, community schools, and STEM schools shall begin	48
reporting data in accordance with the standards on June 30, 2013.	49

(B)(1) The department shall categorize all city, exempted village, and local school districts into not less than three nor more than five groups based primarily on average daily student enrollment as reported on the most recent report card issued for each district under section 3302.03 of the Revised Code.

(2) The department shall categorize all joint vocational school districts into not less than three nor more than five groups based primarily on ~~formula~~ enrolled ADM as that term is defined in section 3317.02 of the Revised Code rounded to the nearest whole number.

(3) The department shall categorize all community schools that are not internet- or computer-based community schools into not less than three nor more than five groups based primarily on average daily student enrollment as reported on the most recent report card issued for each community school under sections 3302.03 and 3314.012 of the Revised Code or, in the case of a school to which section 3314.017 of the Revised Code applies, on the total number of students reported under divisions (B)(2)(a) and (b) of section 3314.08 of the Revised Code.

(4) The department shall categorize all internet- or computer-based community schools into a single category.

(5) The department shall categorize all STEM schools into a single category.

(C) Using the standards adopted under division (A) of this section and the data reported under sections 3301.0714 and 3314.17 of the Revised Code, the department shall compute annually for each fiscal year, the following:

(1) The percentage of each district's, community school's, or STEM school's total operating budget spent for classroom

instructional purposes;	79
(2) The statewide average percentage for all districts,	80
community schools, and STEM schools combined spent for classroom	81
instructional purposes;	82
(3) The average percentage for each of the categories of	83
districts and schools established under division (B) of this	84
section spent for classroom instructional purposes;	85
(4) The ranking of each district, community school, or STEM	86
school within its respective category established under division	87
(B) of this section according to the following:	88
(a) From highest to lowest percentage spent for classroom	89
instructional purposes;	90
(b) From lowest to highest percentage spent for	91
noninstructional purposes.	92
(5) The total operating expenditures per pupil for each	93
district, community school, and STEM school;	94
(6) The total operating expenditure per equivalent pupils for	95
each district, community school, and STEM school.	96
(D) In its display of rankings within each category under	97
division (C)(4) of this section, the department shall make the	98
following notations:	99
(1) Within each category of city, exempted village, and local	100
school districts, the department shall denote each district that	101
is:	102
(a) Among the twenty per cent of all city, exempted village,	103
and local school districts statewide with the lowest total	104
operating expenditure per equivalent pupils;	105
(b) Among the twenty per cent of all city, exempted village,	106

and local school districts statewide with the highest performance	107
index scores.	108
(2) Within each category of joint vocational school	109
districts, the department shall denote each district that is:	110
(a) Among the twenty per cent of all joint vocational school	111
districts statewide with the lowest total operating expenditure	112
per equivalent pupils;	113
(b) Among the twenty per cent of all joint vocational school	114
districts statewide with the highest report card scores under	115
section 3302.033 of the Revised Code.	116
(3) Within each category of community schools that are not	117
internet- or computer-based community schools, the department	118
shall denote each school that is:	119
(a) Among the twenty per cent of all such community schools	120
statewide with the lowest total operating expenditure per	121
equivalent pupils;	122
(b) Among the twenty per cent of all such community schools	123
statewide with the highest performance index scores, excluding	124
such community schools to which section 3314.017 of the Revised	125
Code applies.	126
(4) Within the category of internet- or computer-based	127
community schools, the department shall denote each school that	128
is:	129
(a) Among the twenty per cent of all such community schools	130
statewide with the lowest total operating expenditure per	131
equivalent pupils;	132
(b) Among the twenty per cent of all such community schools	133
statewide with the highest performance index scores, excluding	134

such community schools to which section 3314.017 of the Revised
Code applies.

(5) Within the category of STEM schools, the department shall
denote each school that is:

(a) Among the twenty per cent of all STEM schools statewide
with the lowest total operating expenditure per equivalent pupils;

(b) Among the twenty per cent of all STEM schools statewide
with the highest performance index scores.

For purposes of divisions (D)(3)(b) and (4)(b) of this
section, the display shall note that, in accordance with section
3314.017 of the Revised Code, a performance index score is not
reported for some community schools that serve primarily students
enrolled in dropout prevention and recovery programs.

(E) The department shall post in a prominent location on its
web site the information prescribed by divisions (C) and (D) of
this section. The department also shall include on each
district's, community school's, and STEM school's annual report
card issued under section 3302.03 or 3314.017 of the Revised Code
the respective information computed for the district or school
under divisions (C)(1) and (4) of this section, the statewide
information computed under division (C)(2) of this section, and
the information computed for the district's or school's category
under division (C)(3) of this section.

(F) As used in this section:

(1) "Internet- or computer-based community school" has the
same meaning as in section 3314.02 of the Revised Code.

(2) A school district's, community school's, or STEM school's
performance index score rank is its performance index score rank
as computed under section 3302.21 of the Revised Code.

(3) "Expenditure per equivalent pupils" has the same meaning 164
as in section 3302.26 of the Revised Code." 165

After line 24991, insert: 166

"**Sec. 3310.08.** (A) As used in this section, "tuition 167
discount" means any deduction from the base tuition amount per 168
student charged by the school, to which the student's family is 169
entitled due to one or more of the following conditions: 170

(1) The student's family has multiple children enrolled in 171
the same school. 172

(2) The student's family is a member of or affiliated with a 173
religious or secular organization that provides oversight of the 174
school or from which the school has agreed to enroll students. 175

(3) The student's parent is an employee of the school. 176

(4) Some other qualification not based on the income of the 177
student's family or the student's athletic or academic ability and 178
for which all students in the school may qualify. 179

(B) The amount paid for an eligible student under the 180
educational choice scholarship pilot program and the expansion of 181
the program under section 3310.032 of the Revised Code shall be 182
the lesser of the following: 183

(1) The base tuition of the chartered nonpublic school in 184
which the student is enrolled minus the total amount of any 185
applicable tuition discounts for which the student qualifies; 186

(2) The maximum amount prescribed in section 3310.09 of the 187
Revised Code. 188

(C)(1) The department of education shall ~~pay~~ compute and 189
distribute state core foundation funding to the parent of each 190

eligible student for whom a scholarship is awarded under the 191
program, or to the student if at least eighteen years of age, 192
periodic partial payments of the scholarship. 193

(2) The department shall proportionately reduce or terminate 194
the payments for any student who withdraws from a chartered 195
nonpublic school prior to the end of the school year. 196

~~(D)(1) The department shall deduct from the payments made to 197
each school district under Chapter 3317., and if necessary, 198
sections 321.24 and 323.156 of the Revised Code, the amount paid 199
under division (C) of this section for each eligible student who 200
qualifies for a scholarship under section 3310.03 of the Revised 201
Code and who is entitled under section 3313.64 or 3313.65 of the 202
Revised Code to attend school in the district. In the case of a 203
student entitled to attend school in a school district under 204
division (B)(2)(a) of section 3313.64 or division (C) of section 205
3313.65 of the Revised Code, the department shall deduct the 206
payments from the school district in whose formula ADM the student 207
is included, as that term is defined in section 3317.02 of the 208
Revised Code. 209~~

~~(2) If the department reduces or terminates payments to a 210
parent or a student, as prescribed in division (C)(2) of this 211
section, and the student enrolls in the schools of the student's 212
resident district or in a community school, established under 213
Chapter 3314. of the Revised Code, before the end of the school 214
year, the department shall proportionally restore to the resident 215
district the amount deducted for that student under division 216
(D)(1) of this section." 217~~

Delete lines 25077 through 25280 and insert: 218

"Sec. 3310.41. (A) As used in this section: 219

(1) "Alternative public provider" means either of the 220
 following providers that agrees to enroll a child in the 221
 provider's special education program to implement the child's 222
 individualized education program and to which the child's parent 223
 owes fees for the services provided to the child: 224

(a) A school district that is not the school district in 225
 which the child is entitled to attend school; 226

(b) A public entity other than a school district. 227

(2) "Entitled to attend school" means entitled to attend 228
 school in a school district under section 3313.64 or 3313.65 of 229
 the Revised Code. 230

(3) "Formula ADM" ~~and "category six special education ADM"~~ 231
~~have~~ has the same ~~meanings~~ meaning as in section 3317.02 of the 232
 Revised Code. 233

(4) "Preschool child with a disability" and "individualized 234
 education program" have the same meanings as in section 3323.01 of 235
 the Revised Code. 236

(5) "Parent" has the same meaning as in section 3313.64 of 237
 the Revised Code, except that "parent" does not mean a parent 238
 whose custodial rights have been terminated. "Parent" also 239
 includes the custodian of a qualified special education child, 240
 when a court has granted temporary, legal, or permanent custody of 241
 the child to an individual other than either of the natural or 242
 adoptive parents of the child or to a government agency. 243

(6) ~~"Preschool scholarship ADM" means the number of preschool~~ 244
~~children with disabilities certified under division (B)(3)(h) of~~ 245
~~section 3317.03 of the Revised Code.~~ 246

~~(7)~~ "Qualified special education child" is a child for whom 247
 all of the following conditions apply: 248

(a) The school district in which the child is entitled to 249
attend school has identified the child as autistic. A child who 250
has been identified as having a "pervasive developmental disorder 251
- not otherwise specified (PPD-NOS)" shall be considered to be an 252
autistic child for purposes of this section. 253

(b) The school district in which the child is entitled to 254
attend school has developed an individualized education program 255
under Chapter 3323. of the Revised Code for the child. 256

(c) The child either: 257

(i) Was enrolled in the school district in which the child is 258
entitled to attend school in any grade from preschool through 259
twelve in the school year prior to the year in which a scholarship 260
under this section is first sought for the child; or 261

(ii) Is eligible to enter school in any grade preschool 262
through twelve in the school district in which the child is 263
entitled to attend school in the school year in which a 264
scholarship under this section is first sought for the child. 265

~~(8)~~(7) "Registered private provider" means a nonpublic school 266
or other nonpublic entity that has been approved by the department 267
of education to participate in the program established under this 268
section. 269

~~(9)~~(8) "Special education program" means a school or facility 270
that provides special education and related services to children 271
with disabilities. 272

(B) There is hereby established the autism scholarship 273
program. Under the program, the department of education shall pay 274
a scholarship to the parent of each qualified special education 275
child upon application of that parent pursuant to procedures and 276
deadlines established by rule of the state board of education. 277

Each scholarship shall be used only to pay tuition for the child
on whose behalf the scholarship is awarded to attend a special
education program that implements the child's individualized
education program and that is operated by an alternative public
provider or by a registered private provider, and to pay for other
services agreed to by the provider and the parent of a qualified
special education child that are not included in the
individualized education program but are associated with educating
the child. Upon agreement with the parent of a qualified special
education child, the alternative public provider or the registered
private provider may modify the services provided to the child.
Each scholarship shall be in an amount not to exceed the lesser of
the tuition charged for the child by the special education program
or twenty-seven thousand dollars. The purpose of the scholarship
is to permit the parent of a qualified special education child the
choice to send the child to a special education program, instead
of the one operated by or for the school district in which the
child is entitled to attend school, to receive the services
prescribed in the child's individualized education program once
the individualized education program is finalized and any other
services agreed to by the provider and the parent of a qualified
special education child. The services provided under the
scholarship shall include an educational component or services
designed to assist the child to benefit from the child's
education.

A scholarship under this section shall not be awarded to the
parent of a child while the child's individualized education
program is being developed by the school district in which the
child is entitled to attend school, or while any administrative or
judicial mediation or proceedings with respect to the content of
the child's individualized education program are pending. A

scholarship under this section shall not be used for a child to
attend a public special education program that operates under a
contract, compact, or other bilateral agreement between the school
district in which the child is entitled to attend school and
another school district or other public provider, or for a child
to attend a community school established under Chapter 3314. of
the Revised Code. However, nothing in this section or in any rule
adopted by the state board shall prohibit a parent whose child
attends a public special education program under a contract,
compact, or other bilateral agreement, or a parent whose child
attends a community school, from applying for and accepting a
scholarship under this section so that the parent may withdraw the
child from that program or community school and use the
scholarship for the child to attend a special education program
for which the parent is required to pay for services for the
child.

Except for development of the child's individualized
education program, the school district in which a qualified
special education child is entitled to attend school and the
child's school district of residence, as defined in section
3323.01 of the Revised Code, if different, are not obligated to
provide the child with a free appropriate public education under
Chapter 3323. of the Revised Code for as long as the child
continues to attend the special education program operated by
either an alternative public provider or a registered private
provider for which a scholarship is awarded under the autism
scholarship program. If at any time, the eligible applicant for
the child decides no longer to accept scholarship payments and
enrolls the child in the special education program of the school
district in which the child is entitled to attend school, that
district shall provide the child with a free appropriate public

education under Chapter 3323. of the Revised Code.

A child attending a special education program with a scholarship under this section shall continue to be entitled to transportation to and from that program in the manner prescribed by law.

(C)(1) As prescribed in ~~divisions~~ division (A)(2)(h) ~~7~~ ~~(B)(3)(g), and (B)(10)~~ of section 3317.03 of the Revised Code, a child who is not a preschool child with a disability for whom a scholarship is awarded under this section shall be counted in the formula ADM ~~and the category six special education ADM~~ of the district in which the child is entitled to attend school and not in the formula ADM ~~and the category six special education ADM~~ of any other school district. ~~As prescribed in divisions (B)(3)(h) and (B)(10) of section 3317.03 of the Revised Code, a child who is a preschool child with a disability for whom a scholarship is awarded under this section shall be counted in the preschool scholarship ADM and category six special education ADM of the school district in which the child is entitled to attend school and not in the preschool scholarship ADM or category six special education ADM of any other school district.~~

(2) ~~In each fiscal year, the department shall deduct from the amounts paid to each school district under Chapter 3317. of the Revised Code, and, if necessary, sections 321.24 and 323.156 of the Revised Code, the aggregate amount of scholarships awarded under this section for qualified special education children included in the formula ADM, or preschool scholarship ADM, and in the category six special education ADM of that school district as provided in division (C)(1) of this section.~~

~~The scholarships deducted shall be considered as an approved special education and related services expense of the school~~

~~district.~~

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(3) From time to time, the department shall ~~make a payment~~
compute and distribute state core foundation funding to the parent
of each qualified special education child for whom a scholarship
has been awarded under this section. The scholarship amount shall
be proportionately reduced in the case of any such child who is
not enrolled in the special education program for which a
scholarship was awarded under this section for the entire school
year. The department shall make no payments to the parent of a
child while any administrative or judicial mediation or
proceedings with respect to the content of the child's
individualized education program are pending.

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(D) A scholarship shall not be paid to a parent for payment
of tuition owed to a nonpublic entity unless that entity is a
registered private provider. The department shall approve entities
that meet the standards established by rule of the state board for
the program established under this section.

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(E) The state board shall adopt rules under Chapter 119. of
the Revised Code prescribing procedures necessary to implement
this section, including, but not limited to, procedures and
deadlines for parents to apply for scholarships, standards for
registered private providers, and procedures for approval of
entities as registered private providers.

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The rules also shall specify that intervention services under
the autism scholarship program may be provided by a qualified,
credentialed provider, including, but not limited to, all of the
following:

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(1) A behavior analyst certified by a nationally recognized
organization that certifies behavior analysts;

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(2) A psychologist licensed to practice in this state under Chapter 4732. of the Revised Code;

(3) A school psychologist licensed by the state board under section 3319.22 of the Revised Code;

(4) Any person employed by a licensed psychologist or licensed school psychologist, while carrying out specific tasks, under the licensee's supervision, as an extension of the licensee's legal and ethical authority as specified under Chapter 4732. of the Revised Code who is ascribed as "psychology trainee," "psychology assistant," "psychology intern," a "registered behavior technician" as described under rule 5123-9-41 of the Administrative Code, a "certified Ohio behavior analyst" under Chapter 4783. of the Revised Code, or other appropriate term that clearly implies their supervised or training status;

(5) Unlicensed persons holding a doctoral degree in psychology or special education from a program approved by the state board;

(6) Any other qualified individual as determined by the state board.

(F) The department shall provide reasonable notice to all parents of children receiving a scholarship under the autism scholarship program, alternative public providers, and registered private providers of any amendment to a rule governing, or change in the administration of, the autism scholarship program."

Delete lines 25292 through 25491 and insert:

"Sec. 3310.54. A qualified special education child in any of grades kindergarten through twelve for whom a scholarship is awarded under the Jon Peterson special needs scholarship program

shall be counted in the formula ADM ~~and category one through six~~ 427
~~special education ADM, as appropriate,~~ of the school district in 428
 which the child is entitled to attend school. A qualified special 429
 education child shall not be counted in the formula ADM ~~or~~ 430
~~category one through six special education ADM~~ of any other school 431
 district. 432

Sec. 3310.56. (A) The amount of the scholarship ~~awarded and~~ 433
~~paid~~ computed and distributed using state core foundation funding 434
 to an eligible applicant for services for a qualified special 435
 education child under the Jon Peterson special needs scholarship 436
 program in each school year shall be the least of the amounts 437
 prescribed in divisions (A)(1), (2), and (3) of this section, as 438
 follows: 439

(1) The amount of fees charged for that school year by the 440
 alternative public provider or registered private provider; 441

(2) The sum of the amounts calculated under divisions 442
 (A)(2)(a) and (b) of this section: 443

(a) ~~The formula amount~~ \$6,020; 444

(b) An amount prescribed for the child's disability as 445
 follows: 446

(i) For a student in category one, ~~the amount specified in~~ 447
~~division (A) of section 3317.013 of the Revised Code~~ \$1,578; 448

(ii) For a student in category two, ~~the amount specified in~~ 449
~~division (B) of section 3317.013 of the Revised Code~~ \$4,005; 450

(iii) For a student in category three, ~~the amount specified~~ 451
~~in division (C) of section 3317.013 of the Revised Code~~ \$9,662; 452

(iv) For a student in category four, ~~the amount specified in~~ 453
~~division (D) of section 3317.013 of the Revised Code~~ \$12,841; 454

(v) For a student in category five, ~~the amount specified in~~ 455
~~division (E) of section 3317.013 of the Revised Code \$17,390;~~ 456

(vi) For a student in category six, ~~the amount specified in~~ 457
~~division (F) of section 3317.013 of the Revised Code \$25,637.~~ 458

(3) Twenty-seven thousand dollars. 459

(B) As used in division (A)(2)(b) of this section, a child 460
with a disability is in: 461

(1) "Category one" if the child is receiving special 462
education services for a disability specified in division (A) of 463
section 3317.013 of the Revised Code; 464

(2) "Category two" if the child is receiving special 465
education services for a disability specified in division (B) of 466
section 3317.013 of the Revised Code; 467

(3) "Category three" if the child is receiving special 468
education services for a disability specified in division (C) of 469
section 3317.013 of the Revised Code; 470

(4) "Category four" if the child is receiving special 471
education services for a disability specified in division (D) of 472
section 3317.013 of the Revised Code; 473

(5) "Category five" if the child is receiving special 474
education services for a disability specified in division (E) of 475
section 3317.013 of the Revised Code; 476

(6) "Category six" if the child is receiving special 477
education services for a disability specified in division (F) of 478
section 3317.013 of the Revised Code." 479

After line 27533, insert: 480

"**Sec. 3313.64.** (A) As used in this section and in section 481

3313.65 of the Revised Code: 482

(1)(a) Except as provided in division (A)(1)(b) of this 483
section, "parent" means either parent, unless the parents are 484
separated or divorced or their marriage has been dissolved or 485
annulled, in which case "parent" means the parent who is the 486
residential parent and legal custodian of the child. When a child 487
is in the legal custody of a government agency or a person other 488
than the child's natural or adoptive parent, "parent" means the 489
parent with residual parental rights, privileges, and 490
responsibilities. When a child is in the permanent custody of a 491
government agency or a person other than the child's natural or 492
adoptive parent, "parent" means the parent who was divested of 493
parental rights and responsibilities for the care of the child and 494
the right to have the child live with the parent and be the legal 495
custodian of the child and all residual parental rights, 496
privileges, and responsibilities. 497

(b) When a child is the subject of a power of attorney 498
executed under sections 3109.51 to 3109.62 of the Revised Code, 499
"parent" means the grandparent designated as attorney in fact 500
under the power of attorney. When a child is the subject of a 501
caretaker authorization affidavit executed under sections 3109.64 502
to 3109.73 of the Revised Code, "parent" means the grandparent 503
that executed the affidavit. 504

(2) "Legal custody," "permanent custody," and "residual 505
parental rights, privileges, and responsibilities" have the same 506
meanings as in section 2151.011 of the Revised Code. 507

(3) "School district" or "district" means a city, local, or 508
exempted village school district and excludes any school operated 509
in an institution maintained by the department of youth services. 510

(4) Except as used in division (C)(2) of this section, "home" 511

means a home, institution, foster home, group home, or other
residential facility in this state that receives and cares for
children, to which any of the following applies:

(a) The home is licensed, certified, or approved for such
purpose by the state or is maintained by the department of youth
services.

(b) The home is operated by a person who is licensed,
certified, or approved by the state to operate the home for such
purpose.

(c) The home accepted the child through a placement by a
person licensed, certified, or approved to place a child in such a
home by the state.

(d) The home is a children's home created under section
5153.21 or 5153.36 of the Revised Code.

(5) "Agency" means all of the following:

(a) A public children services agency;

(b) An organization that holds a certificate issued by the
Ohio department of job and family services in accordance with the
requirements of section 5103.03 of the Revised Code and assumes
temporary or permanent custody of children through commitment,
agreement, or surrender, and places children in family homes for
the purpose of adoption;

(c) Comparable agencies of other states or countries that
have complied with applicable requirements of section 2151.39 of
the Revised Code or as applicable, sections 5103.20 to 5103.22 or
5103.23 to 5103.237 of the Revised Code.

(6) A child is placed for adoption if either of the following
occurs:

(a) An agency to which the child has been permanently 540
committed or surrendered enters into an agreement with a person 541
pursuant to section 5103.16 of the Revised Code for the care and 542
adoption of the child. 543

(b) The child's natural parent places the child pursuant to 544
section 5103.16 of the Revised Code with a person who will care 545
for and adopt the child. 546

(7) "Preschool child with a disability" has the same meaning 547
as in section 3323.01 of the Revised Code. 548

(8) "Child," unless otherwise indicated, includes preschool 549
children with disabilities. 550

(9) "Active duty" means active duty pursuant to an executive 551
order of the president of the United States, an act of the 552
congress of the United States, or section 5919.29 or 5923.21 of 553
the Revised Code. 554

(B) Except as otherwise provided in section 3321.01 of the 555
Revised Code for admittance to kindergarten and first grade, a 556
child who is at least five but under twenty-two years of age and 557
any preschool child with a disability shall be admitted to school 558
as provided in this division. 559

(1) A child shall be admitted to the schools of the school 560
district in which the child's parent resides. 561

(2) Except as provided in division (B) of section 2151.362 562
and section 3317.30 of the Revised Code, a child who does not 563
reside in the district where the child's parent resides shall be 564
admitted to the schools of the district in which the child resides 565
if any of the following applies: 566

(a) The child is in the legal or permanent custody of a 567
government agency or a person other than the child's natural or 568

adoptive parent. 569

(b) The child resides in a home. 570

(c) The child requires special education. 571

(3) A child who is not entitled under division (B)(2) of this 572
section to be admitted to the schools of the district where the 573
child resides and who is residing with a resident of this state 574
with whom the child has been placed for adoption shall be admitted 575
to the schools of the district where the child resides unless 576
either of the following applies: 577

(a) The placement for adoption has been terminated. 578

(b) Another school district is required to admit the child 579
under division (B)(1) of this section. 580

Division (B) of this section does not prohibit the board of 581
education of a school district from placing a child with a 582
disability who resides in the district in a special education 583
program outside of the district or its schools in compliance with 584
Chapter 3323. of the Revised Code. 585

(C) A district shall not charge tuition for children admitted 586
under division (B)(1) or (3) of this section. If the district 587
admits a child under division (B)(2) of this section, tuition 588
shall be paid to the district that admits the child as provided in 589
divisions (C)(1) to (3) of this section, unless division (C)(4) of 590
this section applies to the child: 591

(1) If the child receives special education in accordance 592
with Chapter 3323. of the Revised Code, the school district of 593
residence, as defined in section 3323.01 of the Revised Code, 594
shall pay tuition for the child in accordance with section 595
3323.091, 3323.13, 3323.14, or 3323.141 of the Revised Code 596
regardless of who has custody of the child or whether the child 597

resides in a home.

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(2) For a child that does not receive special education in accordance with Chapter 3323. of the Revised Code, except as otherwise provided in division (C)(2)(d) of this section, if the child is in the permanent or legal custody of a government agency or person other than the child's parent, tuition shall be paid by:

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(a) The district in which the child's parent resided at the time the court removed the child from home or at the time the court vested legal or permanent custody of the child in the person or government agency, whichever occurred first;

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(b) If the parent's residence at the time the court removed the child from home or placed the child in the legal or permanent custody of the person or government agency is unknown, tuition shall be paid by the district in which the child resided at the time the child was removed from home or placed in legal or permanent custody, whichever occurred first;

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(c) If a school district cannot be established under division (C)(2)(a) or (b) of this section, tuition shall be paid by the district determined as required by section 2151.362 of the Revised Code by the court at the time it vests custody of the child in the person or government agency;

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(d) If at the time the court removed the child from home or vested legal or permanent custody of the child in the person or government agency, whichever occurred first, one parent was in a residential or correctional facility or a juvenile residential placement and the other parent, if living and not in such a facility or placement, was not known to reside in this state, tuition shall be paid by the district determined under division (D) of section 3313.65 of the Revised Code as the district required to pay any tuition while the parent was in such facility

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or placement;

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(e) If the department of education has determined, pursuant to division (A)(2) of section 2151.362 of the Revised Code, that a school district other than the one named in the court's initial order, or in a prior determination of the department, is responsible to bear the cost of educating the child, the district so determined shall be responsible for that cost.

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(3) If the child is not in the permanent or legal custody of a government agency or person other than the child's parent and the child resides in a home, tuition shall be paid by one of the following:

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(a) The school district in which the child's parent resides;

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(b) If the child's parent is not a resident of this state, the home in which the child resides.

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(4) Division (C)(4) of this section applies to any child who is admitted to a school district under division (B)(2) of this section, resides in a home that is not a foster home, a home maintained by the department of youth services, a detention facility established under section 2152.41 of the Revised Code, or a juvenile facility established under section 2151.65 of the Revised Code, and receives educational services at the home or facility in which the child resides pursuant to a contract between the home or facility and the school district providing those services.

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If a child to whom division (C)(4) of this section applies is a special education student, a district may choose whether to receive a tuition payment for that child under division (C)(4) of this section or to receive a payment for that child under section 3323.14 of the Revised Code. If a district chooses to receive a

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payment for that child under section 3323.14 of the Revised Code, 657
it shall not receive a tuition payment for that child under 658
division (C)(4) of this section. 659

If a child to whom division (C)(4) of this section applies is 660
not a special education student, a district shall receive a 661
tuition payment for that child under division (C)(4) of this 662
section. 663

In the case of a child to which division (C)(4) of this 664
section applies, the total educational cost to be paid for the 665
child shall be determined by a formula approved by the department 666
of education, which formula shall be designed to calculate a per 667
diem cost for the educational services provided to the child for 668
each day the child is served and shall reflect the total actual 669
cost incurred in providing those services. The department shall 670
certify the total educational cost to be paid for the child to 671
both the school district providing the educational services and, 672
if different, the school district that is responsible to pay 673
tuition for the child. The department shall deduct the certified 674
amount from the state basic aid funds payable under Chapter 3317. 675
of the Revised Code to the district responsible to pay tuition and 676
shall pay that amount to the district providing the educational 677
services to the child. 678

(D) Tuition required to be paid under divisions (C)(2) and 679
(3)(a) of this section shall be computed in accordance with 680
section 3317.08 of the Revised Code. Tuition required to be paid 681
under division (C)(3)(b) of this section shall be computed in 682
accordance with section 3317.081 of the Revised Code. If a home 683
fails to pay the tuition required by division (C)(3)(b) of this 684
section, the board of education providing the education may 685
recover in a civil action the tuition and the expenses incurred in 686

prosecuting the action, including court costs and reasonable
attorney's fees. If the prosecuting attorney or city director of
law represents the board in such action, costs and reasonable
attorney's fees awarded by the court, based upon the prosecuting
attorney's, director's, or one of their designee's time spent
preparing and presenting the case, shall be deposited in the
county or city general fund.

(E) A board of education may enroll a child free of any
tuition obligation for a period not to exceed sixty days, on the
sworn statement of an adult resident of the district that the
resident has initiated legal proceedings for custody of the child.

(F) In the case of any individual entitled to attend school
under this division, no tuition shall be charged by the school
district of attendance and no other school district shall be
required to pay tuition for the individual's attendance.
Notwithstanding division (B), (C), or (E) of this section:

(1) All persons at least eighteen but under twenty-two years
of age who live apart from their parents, support themselves by
their own labor, and have not successfully completed the high
school curriculum or the individualized education program
developed for the person by the high school pursuant to section
3323.08 of the Revised Code, are entitled to attend school in the
district in which they reside.

(2) Any child under eighteen years of age who is married is
entitled to attend school in the child's district of residence.

(3) A child is entitled to attend school in the district in
which either of the child's parents is employed if the child has a
medical condition that may require emergency medical attention.
The parent of a child entitled to attend school under division
(F)(3) of this section shall submit to the board of education of

the district in which the parent is employed a statement from the
child's physician certifying that the child's medical condition
may require emergency medical attention. The statement shall be
supported by such other evidence as the board may require.

(4) Any child residing with a person other than the child's
parent is entitled, for a period not to exceed twelve months, to
attend school in the district in which that person resides if the
child's parent files an affidavit with the superintendent of the
district in which the person with whom the child is living resides
stating all of the following:

(a) That the parent is serving outside of the state in the
armed services of the United States;

(b) That the parent intends to reside in the district upon
returning to this state;

(c) The name and address of the person with whom the child is
living while the parent is outside the state.

(5) Any child under the age of twenty-two years who, after
the death of a parent, resides in a school district other than the
district in which the child attended school at the time of the
parent's death is entitled to continue to attend school in the
district in which the child attended school at the time of the
parent's death for the remainder of the school year, subject to
approval of that district board.

(6) A child under the age of twenty-two years who resides
with a parent who is having a new house built in a school district
outside the district where the parent is residing is entitled to
attend school for a period of time in the district where the new
house is being built. In order to be entitled to such attendance,
the parent shall provide the district superintendent with the

following:

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(a) A sworn statement explaining the situation, revealing the location of the house being built, and stating the parent's intention to reside there upon its completion;

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(b) A statement from the builder confirming that a new house is being built for the parent and that the house is at the location indicated in the parent's statement.

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(7) A child under the age of twenty-two years residing with a parent who has a contract to purchase a house in a school district outside the district where the parent is residing and who is waiting upon the date of closing of the mortgage loan for the purchase of such house is entitled to attend school for a period of time in the district where the house is being purchased. In order to be entitled to such attendance, the parent shall provide the district superintendent with the following:

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(a) A sworn statement explaining the situation, revealing the location of the house being purchased, and stating the parent's intent to reside there;

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(b) A statement from a real estate broker or bank officer confirming that the parent has a contract to purchase the house, that the parent is waiting upon the date of closing of the mortgage loan, and that the house is at the location indicated in the parent's statement.

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The district superintendent shall establish a period of time not to exceed ninety days during which the child entitled to attend school under division (F)(6) or (7) of this section may attend without tuition obligation. A student attending a school under division (F)(6) or (7) of this section shall be eligible to participate in interscholastic athletics under the auspices of

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that school, provided the board of education of the school
district where the student's parent resides, by a formal action,
releases the student to participate in interscholastic athletics
at the school where the student is attending, and provided the
student receives any authorization required by a public agency or
private organization of which the school district is a member
exercising authority over interscholastic sports.

(8) A child whose parent is a full-time employee of a city,
local, or exempted village school district, or of an educational
service center, may be admitted to the schools of the district
where the child's parent is employed, or in the case of a child
whose parent is employed by an educational service center, in the
district that serves the location where the parent's job is
primarily located, provided the district board of education
establishes such an admission policy by resolution adopted by a
majority of its members. Any such policy shall take effect on the
first day of the school year and the effective date of any
amendment or repeal may not be prior to the first day of the
subsequent school year. The policy shall be uniformly applied to
all such children and shall provide for the admission of any such
child upon request of the parent. No child may be admitted under
this policy after the first day of classes of any school year.

(9) A child who is with the child's parent under the care of
a shelter for victims of domestic violence, as defined in section
3113.33 of the Revised Code, is entitled to attend school free in
the district in which the child is with the child's parent, and no
other school district shall be required to pay tuition for the
child's attendance in that school district.

The enrollment of a child in a school district under this
division shall not be denied due to a delay in the school

district's receipt of any records required under section 3313.672 805
of the Revised Code or any other records required for enrollment. 806
Any days of attendance and any credits earned by a child while 807
enrolled in a school district under this division shall be 808
transferred to and accepted by any school district in which the 809
child subsequently enrolls. The state board of education shall 810
adopt rules to ensure compliance with this division. 811

(10) Any child under the age of twenty-two years whose parent 812
has moved out of the school district after the commencement of 813
classes in the child's senior year of high school is entitled, 814
subject to the approval of that district board, to attend school 815
in the district in which the child attended school at the time of 816
the parental move for the remainder of the school year and for one 817
additional semester or equivalent term. A district board may also 818
adopt a policy specifying extenuating circumstances under which a 819
student may continue to attend school under division (F)(10) of 820
this section for an additional period of time in order to 821
successfully complete the high school curriculum for the 822
individualized education program developed for the student by the 823
high school pursuant to section 3323.08 of the Revised Code. 824

(11) As used in this division, "grandparent" means a parent 825
of a parent of a child. A child under the age of twenty-two years 826
who is in the custody of the child's parent, resides with a 827
grandparent, and does not require special education is entitled to 828
attend the schools of the district in which the child's 829
grandparent resides, provided that, prior to such attendance in 830
any school year, the board of education of the school district in 831
which the child's grandparent resides and the board of education 832
of the school district in which the child's parent resides enter 833
into a written agreement specifying that good cause exists for 834
such attendance, describing the nature of this good cause, and 835

consenting to such attendance.

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In lieu of a consent form signed by a parent, a board of education may request the grandparent of a child attending school in the district in which the grandparent resides pursuant to division (F)(11) of this section to complete any consent form required by the district, including any authorization required by sections 3313.712, 3313.713, 3313.716, and 3313.718 of the Revised Code. Upon request, the grandparent shall complete any consent form required by the district. A school district shall not incur any liability solely because of its receipt of a consent form from a grandparent in lieu of a parent.

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Division (F)(11) of this section does not create, and shall not be construed as creating, a new cause of action or substantive legal right against a school district, a member of a board of education, or an employee of a school district. This section does not affect, and shall not be construed as affecting, any immunities from defenses to tort liability created or recognized by Chapter 2744. of the Revised Code for a school district, member, or employee.

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(12) A child under the age of twenty-two years is entitled to attend school in a school district other than the district in which the child is entitled to attend school under division (B), (C), or (E) of this section provided that, prior to such attendance in any school year, both of the following occur:

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(a) The superintendent of the district in which the child is entitled to attend school under division (B), (C), or (E) of this section contacts the superintendent of another district for purposes of this division;

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(b) The superintendents of both districts enter into a written agreement that consents to the attendance and specifies

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that the purpose of such attendance is to protect the student's
physical or mental well-being or to deal with other extenuating
circumstances deemed appropriate by the superintendents.

While an agreement is in effect under this division for a
student who is not receiving special education under Chapter 3323.
of the Revised Code and notwithstanding Chapter 3327. of the
Revised Code, the board of education of neither school district
involved in the agreement is required to provide transportation
for the student to and from the school where the student attends.

A student attending a school of a district pursuant to this
division shall be allowed to participate in all student
activities, including interscholastic athletics, at the school
where the student is attending on the same basis as any student
who has always attended the schools of that district while of
compulsory school age.

(13) All school districts shall comply with the
"McKinney-Vento Homeless Assistance Act," 42 U.S.C.A. 11431 et
seq., for the education of homeless children. Each city, local,
and exempted village school district shall comply with the
requirements of that act governing the provision of a free,
appropriate public education, including public preschool, to each
homeless child.

When a child loses permanent housing and becomes a homeless
person, as defined in 42 U.S.C.A. 11481(5), or when a child who is
such a homeless person changes temporary living arrangements, the
child's parent or guardian shall have the option of enrolling the
child in either of the following:

(a) The child's school of origin, as defined in 42 U.S.C.A.
11432(g)(3)(C);

(b) The school that is operated by the school district in 895
which the shelter where the child currently resides is located and 896
that serves the geographic area in which the shelter is located. 897

(14) A child under the age of twenty-two years who resides 898
with a person other than the child's parent is entitled to attend 899
school in the school district in which that person resides if both 900
of the following apply: 901

(a) That person has been appointed, through a military power 902
of attorney executed under section 574(a) of the "National Defense 903
Authorization Act for Fiscal Year 1994," 107 Stat. 1674 (1993), 10 904
U.S.C. 1044b, or through a comparable document necessary to 905
complete a family care plan, as the parent's agent for the care, 906
custody, and control of the child while the parent is on active 907
duty as a member of the national guard or a reserve unit of the 908
armed forces of the United States or because the parent is a 909
member of the armed forces of the United States and is on a duty 910
assignment away from the parent's residence. 911

(b) The military power of attorney or comparable document 912
includes at least the authority to enroll the child in school. 913

The entitlement to attend school in the district in which the 914
parent's agent under the military power of attorney or comparable 915
document resides applies until the end of the school year in which 916
the military power of attorney or comparable document expires. 917

(G) A board of education, after approving admission, may 918
waive tuition for students who will temporarily reside in the 919
district and who are either of the following: 920

(1) Residents or domiciliaries of a foreign nation who 921
request admission as foreign exchange students; 922

(2) Residents or domiciliaries of the United States but not 923

of Ohio who request admission as participants in an exchange 924
program operated by a student exchange organization. 925

(H) Pursuant to sections 3311.211, 3313.90, 3319.01, 3323.04, 926
3327.04, and 3327.06 of the Revised Code, a child may attend 927
school or participate in a special education program in a school 928
district other than in the district where the child is entitled to 929
attend school under division (B) of this section. 930

(I)(1) Notwithstanding anything to the contrary in this 931
section or section 3313.65 of the Revised Code, a child under 932
twenty-two years of age may attend school in the school district 933
in which the child, at the end of the first full week of October 934
of the school year, was entitled to attend school as otherwise 935
provided under this section or section 3313.65 of the Revised 936
Code, if at that time the child was enrolled in the schools of the 937
district but since that time the child or the child's parent has 938
relocated to a new address located outside of that school district 939
and within the same county as the child's or parent's address 940
immediately prior to the relocation. The child may continue to 941
attend school in the district, and at the school to which the 942
child was assigned at the end of the first full week of October of 943
the current school year, for the balance of the school year. 944
Division (I)(1) of this section applies only if both of the 945
following conditions are satisfied: 946

(a) The board of education of the school district in which 947
the child was entitled to attend school at the end of the first 948
full week in October and of the district to which the child or 949
child's parent has relocated each has adopted a policy to enroll 950
children described in division (I)(1) of this section. 951

(b) The child's parent provides written notification of the 952
relocation outside of the school district to the superintendent of 953

each of the two school districts.

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(2) At the beginning of the school year following the school year in which the child or the child's parent relocated outside of the school district as described in division (I)(1) of this section, the child is not entitled to attend school in the school district under that division.

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(3) Any person or entity owing tuition to the school district on behalf of the child at the end of the first full week in October, as provided in division (C) of this section, shall continue to owe such tuition to the district for the child's attendance under division (I)(1) of this section for the lesser of the balance of the school year or the balance of the time that the child attends school in the district under division (I)(1) of this section.

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(4) A pupil who may attend school in the district under division (I)(1) of this section shall be entitled to transportation services pursuant to an agreement between the district and the district in which the child or child's parent has relocated unless the districts have not entered into such agreement, in which case the child shall be entitled to transportation services in the same manner as a pupil attending school in the district under interdistrict open enrollment as described in division ~~(H)~~ (E) of section 3313.981 of the Revised Code, regardless of whether the district has adopted an open enrollment policy as described in division (B)(1)(b) or (c) of section 3313.98 of the Revised Code.

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(J) This division does not apply to a child receiving special education.

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A school district required to pay tuition pursuant to division (C)(2) or (3) of this section or section 3313.65 of the

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Revised Code shall have an amount deducted under division (C) of
section 3317.023 of the Revised Code equal to its own tuition rate
for the same period of attendance. A school district entitled to
receive tuition pursuant to division (C)(2) or (3) of this section
or section 3313.65 of the Revised Code shall have an amount
credited under division (C) of section 3317.023 of the Revised
Code equal to its own tuition rate for the same period of
attendance. If the tuition rate credited to the district of
attendance exceeds the rate deducted from the district required to
pay tuition, the department of education shall pay the district of
attendance the difference from amounts deducted from all
districts' payments under division (C) of section 3317.023 of the
Revised Code but not credited to other school districts under such
division and from appropriations made for such purpose. The
treasurer of each school district shall, by the fifteenth day of
January and July, furnish the superintendent of public instruction
a report of the names of each child who attended the district's
schools under divisions (C)(2) and (3) of this section or section
3313.65 of the Revised Code during the preceding six calendar
months, the duration of the attendance of those children, the
school district responsible for tuition on behalf of the child,
and any other information that the superintendent requires.

Upon receipt of the report the superintendent, pursuant to
division (C) of section 3317.023 of the Revised Code, shall deduct
each district's tuition obligations under divisions (C)(2) and (3)
of this section or section 3313.65 of the Revised Code and pay to
the district of attendance that amount plus any amount required to
be paid by the state.

(K) In the event of a disagreement, the superintendent of
public instruction shall determine the school district in which
the parent resides.

(L) Nothing in this section requires or authorizes, or shall
be construed to require or authorize, the admission to a public
school in this state of a pupil who has been permanently excluded
from public school attendance by the superintendent of public
instruction pursuant to sections 3301.121 and 3313.662 of the
Revised Code.

(M) In accordance with division (B)(1) of this section, a
child whose parent is a member of the national guard or a reserve
unit of the armed forces of the United States and is called to
active duty, or a child whose parent is a member of the armed
forces of the United States and is ordered to a temporary duty
assignment outside of the district, may continue to attend school
in the district in which the child's parent lived before being
called to active duty or ordered to a temporary duty assignment
outside of the district, as long as the child's parent continues
to be a resident of that district, and regardless of where the
child lives as a result of the parent's active duty status or
temporary duty assignment. However, the district is not
responsible for providing transportation for the child if the
child lives outside of the district as a result of the parent's
active duty status or temporary duty assignment."

Delete lines 27852 through 28136

In line 28193, reinsert everything after "(C)"

Reinsert lines 28194 through 28216

In line 28217, reinsert "(3)"

In line 28220, reinsert "(a)"; delete "(1)"

In line 28224, reinsert "(b)"; delete "(2)"

Delete lines 28353 through 28406 and insert:

"Sec. 3313.979. Each scholarship to be used for payments to a registered private school is payable to the parents of the student entitled to the scholarship. State core foundation funding shall be computed and distributed to pay scholarships under this section. Each scholarship to be used for payments to a public school in an adjacent school district is payable to the school district of attendance by the superintendent of public instruction. Each grant to be used for payments to an approved tutorial assistance provider is payable to the approved tutorial assistance provider.

(A)(1) By the fifteenth day of each month of the school year that any scholarship students are enrolled in a registered private school, the chief administrator of that school shall notify the state superintendent of:

(a) The number of scholarship students who were reported to the school district as having been admitted by that private school pursuant to division (A)(2)(b) of section 3313.978 of the Revised Code and who were still enrolled in the private school as of the first day of such month;

(b) The number of scholarship students who were reported to the school district as having been admitted by another private school pursuant to division (A)(2)(b) of section 3313.978 of the Revised Code and since the date of admission have transferred to the school providing the notification under division (A)(1) of this section.

(2) From time to time, the state superintendent shall make a payment to the parent of each student entitled to a scholarship. Each payment shall include for each student reported under division (A)(1) of this section a portion of the scholarship

amount specified in divisions (C)(1) and (2) of section 3313.978 1072
of the Revised Code. This amount shall be proportionately reduced 1073
in the case of any such student who is not enrolled in a 1074
registered private school for the entire school year. 1075

(3) The first payment under this division shall be made by 1076
the last day of November and shall equal one-third of the 1077
estimated total amount that will be due to the parent for the 1078
school year pursuant to division (A)(2) of this section. 1079

(B) The state superintendent, on behalf of the parents of a 1080
scholarship student enrolled in a public school in an adjacent 1081
school district pursuant to section 3327.06 of the Revised Code, 1082
shall make the tuition payments required by that section to the 1083
school district admitting the student, except that, 1084
notwithstanding sections 3323.13, 3323.14, and 3327.06 of the 1085
Revised Code, the total payments in any school year shall not 1086
exceed the scholarship amount provided in divisions (C)(1) and (2) 1087
of section 3313.978 of the Revised Code. 1088

(C) Whenever an approved provider provides tutorial 1089
assistance to a student, the state superintendent shall pay the 1090
approved provider for such costs upon receipt of a statement 1091
specifying the services provided and the costs of the services, 1092
which statement shall be signed by the provider and verified by 1093
the chief administrator having supervisory control over the 1094
tutoring site. The total payments to any approved provider under 1095
this division for all provider services to any individual student 1096
in any school year shall not exceed the grant amount provided in 1097
division (C)(3) of section 3313.978 of the Revised Code. 1098

Sec. 3313.98. Notwithstanding division (D) of section 3311.19 1099
and division (D) of section 3311.52 of the Revised Code, the 1100

provisions of this section and sections 3313.981 to 3313.983 of 1101
the Revised Code that apply to a city school district do not apply 1102
to a joint vocational or cooperative education school district 1103
unless expressly specified. 1104

(A) As used in this section and sections 3313.981 to 3313.983 1105
of the Revised Code: 1106

(1) "Parent" means either of the natural or adoptive parents 1107
of a student, except under the following conditions: 1108

(a) When the marriage of the natural or adoptive parents of 1109
the student has been terminated by a divorce, dissolution of 1110
marriage, or annulment or the natural or adoptive parents of the 1111
student are living separate and apart under a legal separation 1112
decree and the court has issued an order allocating the parental 1113
rights and responsibilities with respect to the student, "parent" 1114
means the residential parent as designated by the court except 1115
that "parent" means either parent when the court issues a shared 1116
parenting decree. 1117

(b) When a court has granted temporary or permanent custody 1118
of the student to an individual or agency other than either of the 1119
natural or adoptive parents of the student, "parent" means the 1120
legal custodian of the child. 1121

(c) When a court has appointed a guardian for the student, 1122
"parent" means the guardian of the student. 1123

(2) "Native student" means a student entitled under section 1124
3313.64 or 3313.65 of the Revised Code to attend school in a 1125
district adopting a resolution under this section. 1126

(3) "Adjacent district" means a city, exempted village, or 1127
local school district having territory that abuts the territory of 1128
a district adopting a resolution under this section. 1129

(4) "Adjacent district student" means a student entitled 1130
under section 3313.64 or 3313.65 of the Revised Code to attend 1131
school in an adjacent district. 1132

(5) "Adjacent district joint vocational student" means an 1133
adjacent district student who enrolls in a city, exempted village, 1134
or local school district pursuant to this section and who also 1135
enrolls in a joint vocational school district that does not 1136
contain the territory of the district for which that student is a 1137
native student and does contain the territory of the city, 1138
exempted village, or local district in which the student enrolls. 1139

(6) ~~"Formula amount" has the same meaning as in section~~ 1140
~~3317.02 of the Revised Code.~~ 1141

~~(7)~~ "Poverty line" means the poverty line established by the 1142
director of the United States office of management and budget as 1143
revised by the secretary of health and human services in 1144
accordance with section 673(2) of the "Community Services Block 1145
Grant Act," 95 Stat. 1609, 42 U.S.C.A. 9902, as amended. 1146

~~(8)~~(7) "IEP" has the same meaning as in section 3323.01 of 1147
the Revised Code. 1148

~~(9)~~(8) "Other district" means a city, exempted village, or 1149
local school district having territory outside of the territory of 1150
a district adopting a resolution under this section. 1151

~~(10)~~(9) "Other district student" means a student entitled 1152
under section 3313.64 or 3313.65 of the Revised Code to attend 1153
school in an other district. 1154

~~(11)~~(10) "Other district joint vocational student" means a 1155
student who is enrolled in any city, exempted village, or local 1156
school district and who also enrolls in a joint vocational school 1157
district that does not contain the territory of the district for 1158

which that student is a native student in accordance with a policy 1159
adopted under section 3313.983 of the Revised Code. 1160

(B)(1) The board of education of each city, local, and 1161
exempted village school district shall adopt a resolution 1162
establishing for the school district one of the following 1163
policies: 1164

(a) A policy that entirely prohibits the enrollment of 1165
students from adjacent districts or other districts, other than 1166
students for whom tuition is paid in accordance with section 1167
3317.08 of the Revised Code; 1168

(b) A policy that permits enrollment of students from all 1169
adjacent districts in accordance with policy statements contained 1170
in the resolution; 1171

(c) A policy that permits enrollment of students from all 1172
other districts in accordance with policy statements contained in 1173
the resolution. 1174

(2) A policy permitting enrollment of students from adjacent 1175
or from other districts, as applicable, shall provide for all of 1176
the following: 1177

(a) Application procedures, including deadlines for 1178
application and for notification of students and the 1179
superintendent of the applicable district whenever an adjacent or 1180
other district student's application is approved. 1181

(b) Procedures for admitting adjacent or other district 1182
applicants free of any tuition obligation to the district's 1183
schools, including, but not limited to: 1184

(i) The establishment of district capacity limits by grade 1185
level, school building, and education program; 1186

(ii) A requirement that all native students wishing to be 1187

enrolled in the district will be enrolled and that any adjacent or
other district students previously enrolled in the district shall
receive preference over first-time applicants;

(iii) Procedures to ensure that an appropriate racial balance
is maintained in the district schools.

(C) Except as provided in section 3313.982 of the Revised
Code, the procedures for admitting adjacent or other district
students, as applicable, shall not include:

(1) Any requirement of academic ability, or any level of
athletic, artistic, or other extracurricular skills;

(2) Limitations on admitting applicants because of
disability, except that a board may refuse to admit a student
receiving services under Chapter 3323. of the Revised Code, if the
services described in the student's IEP are not available in the
district's schools;

(3) A requirement that the student be proficient in the
English language;

(4) Rejection of any applicant because the student has been
subject to disciplinary proceedings, except that if an applicant
has been suspended or expelled by the student's district for ten
consecutive days or more in the term for which admission is sought
or in the term immediately preceding the term for which admission
is sought, the procedures may include a provision denying
admission of such applicant.

(D)(1) Each school board permitting only enrollment of
adjacent district students shall provide information about the
policy adopted under this section, including the application
procedures and deadlines, to the superintendent and the board of
education of each adjacent district and, upon request, to the

parent of any adjacent district student. 1217

(2) Each school board permitting enrollment of other district 1218
students shall provide information about the policy adopted under 1219
this section, including the application procedures and deadlines, 1220
upon request, to the board of education of any other school 1221
district or to the parent of any student anywhere in the state. 1222

(E) Any school board shall accept all credits toward 1223
graduation earned in adjacent or other district schools by an 1224
adjacent or other district student or a native student. 1225

(F)(1) No board of education may adopt a policy discouraging 1226
or prohibiting its native students from applying to enroll in the 1227
schools of an adjacent or any other district that has adopted a 1228
policy permitting such enrollment, except that: 1229

(a) A district may object to the enrollment of a native 1230
student in an adjacent or other district in order to maintain an 1231
appropriate racial balance. 1232

(b) The board of education of a district receiving funds 1233
under 64 Stat. 1100 (1950), 20 U.S.C.A. 236 et seq., as amended, 1234
may adopt a resolution objecting to the enrollment of its native 1235
students in adjacent or other districts if at least ten per cent 1236
of its students are included in the determination of the United 1237
States secretary of education made under section 20 U.S.C.A. 1238
238(a). 1239

(2) If a board objects to enrollment of native students under 1240
this division, any adjacent or other district shall refuse to 1241
enroll such native students unless tuition is paid for the 1242
students in accordance with section 3317.08 of the Revised Code. 1243
An adjacent or other district enrolling such students may not 1244
receive funding for those students in accordance with section 1245

3313.981 of the Revised Code. 1246

(G) The state board of education shall monitor school 1247
districts to ensure compliance with this section and the 1248
districts' policies. The board may adopt rules requiring uniform 1249
application procedures, deadlines for application, notification 1250
procedures, and record-keeping requirements for all school boards 1251
that adopt policies permitting the enrollment of adjacent or other 1252
district students, as applicable. If the state board adopts such 1253
rules, no school board shall adopt a policy that conflicts with 1254
those rules. 1255

(H) A resolution adopted by a board of education under this 1256
section that entirely prohibits the enrollment of students from 1257
adjacent and from other school districts does not abrogate any 1258
agreement entered into under section 3313.841 or 3313.92 of the 1259
Revised Code or any contract entered into under section 3313.90 of 1260
the Revised Code between the board of education adopting the 1261
resolution and the board of education of any adjacent or other 1262
district or prohibit these boards of education from entering into 1263
any such agreement or contract. 1264

(I) Nothing in this section shall be construed to permit or 1265
require the board of education of a city, exempted village, or 1266
local school district to exclude any native student of the 1267
district from enrolling in the district. 1268

Sec. 3313.981. (A) The state board of education shall adopt 1269
rules requiring all of the following: 1270

(1) The board of education of each city, exempted village, 1271
and local school district to annually report to the department of 1272
education all of the following: 1273

(a) The number of adjacent district or other district 1274

students in grades kindergarten through twelve, as applicable, the
number of adjacent district or other district students who are
preschool children with disabilities, as applicable, and the
number of adjacent district or other district joint vocational
students, as applicable, enrolled in the district, in accordance
with a policy adopted under division (B) of section 3313.98 of the
Revised Code;

(b) The number of native students in grades kindergarten
through twelve enrolled in adjacent or other districts and the
number of native students who are preschool children with
disabilities enrolled in adjacent or other districts, in
accordance with a policy adopted under division (B) of section
3313.98 of the Revised Code;

(c) Each adjacent district or other district student's or
adjacent district or other district joint vocational student's
date of enrollment in the district;

(d) The full-time equivalent number of adjacent district or
other district students enrolled in each of the categories of
career-technical education programs or classes described in
section 3317.014 of the Revised Code;

(e) Each native student's date of enrollment in an adjacent
or other district.

(2) The board of education of each joint vocational school
district to annually report to the department all of the
following:

(a) The number of adjacent district or other district joint
vocational students, as applicable, enrolled in the district;

(b) The full-time equivalent number of adjacent district or
other district joint vocational students enrolled in each category

of career-technical education programs or classes described in 1304
section 3317.014 of the Revised Code; 1305

(c) For each adjacent district or other district joint 1306
vocational student, the city, exempted village, or local school 1307
district in which the student is also enrolled. 1308

(3) Prior to the end of each reporting period specified in 1309
section 3317.03 of the Revised Code, the superintendent of each 1310
city, local, or exempted village school district that admits 1311
adjacent district or other district students who are in grades 1312
kindergarten through twelve, adjacent district or other district 1313
students who are preschool children with disabilities, or adjacent 1314
district or other district joint vocational students in accordance 1315
with a policy adopted under division (B) of section 3313.98 of the 1316
Revised Code to report to the department of education each 1317
adjacent or other district's students and where those students who 1318
are enrolled in the superintendent's district under the policy are 1319
entitled to attend school under section 3313.64 or 3313.65 of the 1320
Revised Code. 1321

The rules shall provide for the method of counting students 1322
who are enrolled for part of a school year in an adjacent or other 1323
district or as an adjacent district or other district joint 1324
vocational student. 1325

(B) From the payments made to a city, exempted village, or 1326
local school district under Chapter 3317. of the Revised Code and, 1327
if necessary, from the payments made to the district under 1328
sections 321.24 and 323.156 of the Revised Code, the department of 1329
education shall annually subtract ~~all of the following:~~ 1330

~~(1) An amount equal to the number of the district's native 1331
students in grades kindergarten through twelve reported under 1332
division (A)(1) of this section who are enrolled in adjacent or 1333~~

other school districts pursuant to policies adopted by such 1334
districts under division (B) of section 3313.98 of the Revised 1335
Code multiplied by the formula amount; 1336

~~(2) The excess costs computed in accordance with division (E)~~ 1337
~~of this section for any such native students in grades~~ 1338
~~kindergarten through twelve receiving special education and~~ 1339
~~related services in adjacent or other school districts or as an~~ 1340
~~adjacent district or other district joint vocational student;~~ 1341

~~(3) For each of the district's native students reported under~~ 1342
~~division (A)(1)(d) or (2)(b) of this section as enrolled in~~ 1343
~~career technical education programs or classes described in~~ 1344
~~section 3317.014 of the Revised Code, the per pupil amount~~ 1345
~~prescribed by that section for the student's respective~~ 1346
~~career technical category, on a full-time equivalency basis;~~ 1347

~~(4) For, for~~ each native student who is a preschool child 1348
with a disability reported under division (A)(1) of this section 1349
who is enrolled in an adjacent or other district pursuant to 1350
policies adopted by such a district under division (B) of section 1351
3313.98 of the Revised Code, \$4,000. 1352

(C) To the payments made to a city, exempted village, or 1353
local school district under Chapter 3317. of the Revised Code, the 1354
department of education shall annually add ~~all of the following:~~ 1355

~~(1) An amount equal to the formula amount multiplied by the~~ 1356
~~remainder obtained by subtracting the number of adjacent district~~ 1357
~~or other district joint vocational students from the number of~~ 1358
~~adjacent district or other district students in grades~~ 1359
~~kindergarten through twelve enrolled in the district, as reported~~ 1360
~~under division (A)(1) of this section;~~ 1361

~~(2) The excess costs computed in accordance with division (E)~~ 1362

of this section for any adjacent district or other district
 students in grades kindergarten through twelve, except for any
 adjacent or other district joint vocational students, receiving
 special education and related services in the district;

(3) For each of the adjacent or other district students who
 are not adjacent district or other district joint vocational
 students and are reported under division (A)(1)(d) of this section
 as enrolled in career technical education programs or classes
 described in section 3317.014 of the Revised Code, the per pupil
 amount prescribed by that section for the student's respective
 career technical category, on a full time equivalency basis;

(4) An amount equal to the number of adjacent district or
 other district joint vocational students reported under division
 (A)(1) of this section multiplied by an amount equal to twenty per
 cent of the formula amount;

(5) ~~For,~~ for each adjacent district or other district student
 who is a preschool child with a disability reported under division
 (A)(1) of this section who is enrolled in the district, \$4,000.

(D) ~~To the payments made to a joint vocational school~~
~~district under Chapter 3317. of the Revised Code, the department~~
~~of education shall add, for each adjacent district or other~~
~~district joint vocational student reported under division (A)(2)~~
~~of this section, both of the following:~~

(1) ~~The formula amount;~~

(2) ~~The per pupil amount for each of the students reported~~
~~pursuant to division (A)(2)(b) of this section prescribed by~~
~~section 3317.014 of the Revised Code for the student's respective~~
~~career technical category, on a full time equivalency basis.~~

(E)(1) ~~A city, exempted village, or local school board~~

~~providing special education and related services to an adjacent or
other district student in grades kindergarten through twelve in
accordance with an IEP shall, pursuant to rules of the state
board, compute the excess costs to educate such student as
follows:~~

~~(a) Subtract the formula amount from the actual costs to
educate the student;~~

~~(b) From the amount computed under division (E)(1)(a) of this
section subtract the amount of any funds received by the district
under Chapter 3317. of the Revised Code to provide special
education and related services to the student.~~

~~(2) The board shall report the excess costs computed under
this division to the department of education.~~

~~(3) If any student for whom excess costs are computed under
division (E)(1) of this section is an adjacent or other district
joint vocational student, the department of education shall add
the amount of such excess costs to the payments made under Chapter
3317. of the Revised Code to the joint vocational school district
enrolling the student.~~

~~(F) As provided in division (D)(1)(b) of section 3317.03 of
the Revised Code, no joint vocational school district shall count
any adjacent or other district joint vocational student enrolled
in the district in its enrollment certified under section 3317.03
of the Revised Code.~~

~~(G) No city, exempted village, or local school district shall
receive a payment under division (C) of this section for a
student, and no joint vocational school district shall receive a
payment under division (D) of this section for a student, if for
the same school year that student is counted in the district's~~

enrollment certified under section 3317.03 of the Revised Code. 1421

~~(H)~~(E) Upon request of a parent, and provided the board 1422
 offers transportation to native students of the same grade level 1423
 and distance from school under section 3327.01 of the Revised 1424
 Code, a city, exempted village, or local school board enrolling an 1425
 adjacent or other district student shall provide transportation 1426
 for the student within the boundaries of the board's district, 1427
 except that the board shall be required to pick up and drop off a 1428
 nonhandicapped student only at a regular school bus stop 1429
 designated in accordance with the board's transportation policy. 1430
 Pursuant to rules of the state board of education, such board may 1431
 reimburse the parent from funds received for pupil transportation 1432
 under section 3317.0212 of the Revised Code, or other provisions 1433
 of law, for the reasonable cost of transportation from the 1434
 student's home to the designated school bus stop if the student's 1435
 family has an income below the federal poverty line." 1436

In line 30097, reinsert "3314.08"; delete "3317.022" 1437

In line 30103, reinsert "3314.08"; delete "3317.022" 1438

In line 30109, strike through ". The department of education 1439
 shall pay the" 1440

Strike through lines 30110 and 30111 1441

In line 30112, strike through "younger than four years of 1442
 age. However," and insert "but" 1443

In line 30113, strike through "any other"; reinsert "this 1444
 chapter"; delete "section 3317.022 of the" 1445

In line 30114, delete "Revised Code" 1446

Delete lines 30191 through 30776 and insert: 1447

"**Sec. 3314.08.** (A) As used in this section and sections 1448

<u>3314.085 and 3314.089 of the Revised Code:</u>	1449
(1)(a) "Category one career-technical education student"	1450
means a student who is receiving the career-technical education	1451
services described in division (A) <u>(1)</u> of section 3317.014 of the	1452
Revised Code.	1453
(b) "Category two career-technical student" means a student	1454
who is receiving the career-technical education services described	1455
in division (B) <u>(A)(2)</u> of section 3317.014 of the Revised Code.	1456
(c) "Category three career-technical student" means a student	1457
who is receiving the career-technical education services described	1458
in division (C) <u>(A)(3)</u> of section 3317.014 of the Revised Code.	1459
(d) "Category four career-technical student" means a student	1460
who is receiving the career-technical education services described	1461
in division (D) <u>(A)(4)</u> of section 3317.014 of the Revised Code.	1462
(e) "Category five career-technical education student" means	1463
a student who is receiving the career-technical education services	1464
described in division (E) <u>(A)(5)</u> of section 3317.014 of the Revised	1465
Code.	1466
(2)(a) "Category one English learner" means an English	1467
learner described in division (A) of section 3317.016 of the	1468
Revised Code.	1469
(b) "Category two English learner" means an English learner	1470
described in division (B) of section 3317.016 of the Revised Code.	1471
(c) "Category three English learner" means an English learner	1472
described in division (C) of section 3317.016 of the Revised Code.	1473
(3)(a) "Category one special education student" means a	1474
student who is receiving special education services for a	1475
disability specified in division (A) of section 3317.013 of the	1476

Revised Code.	1477
(b) "Category two special education student" means a student	1478
who is receiving special education services for a disability	1479
specified in division (B) of section 3317.013 of the Revised Code.	1480
(c) "Category three special education student" means a	1481
student who is receiving special education services for a	1482
disability specified in division (C) of section 3317.013 of the	1483
Revised Code.	1484
(d) "Category four special education student" means a student	1485
who is receiving special education services for a disability	1486
specified in division (D) of section 3317.013 of the Revised Code.	1487
(e) "Category five special education student" means a student	1488
who is receiving special education services for a disability	1489
specified in division (E) of section 3317.013 of the Revised Code.	1490
(f) "Category six special education student" means a student	1491
who is receiving special education services for a disability	1492
specified in division (F) of section 3317.013 of the Revised Code.	1493
(4) "Formula amount" has the same meaning as in section	1494
3317.02 of the Revised Code <u>"Economically disadvantaged index for</u>	1495
<u>a community school" means the square of the quotient of the</u>	1496
<u>percentage of students enrolled in the school who are identified</u>	1497
<u>as economically disadvantaged as defined by the department of</u>	1498
<u>education, divided by the percentage of students in the statewide</u>	1499
<u>ADM identified as economically disadvantaged. For purposes of this</u>	1500
<u>calculation, the "statewide ADM" equals the "statewide ADM" for</u>	1501
<u>city, local, and exempted village school districts described in</u>	1502
<u>division (F)(1) of section 3317.02 of the Revised Code.</u>	1503
(5) <u>"Funding base" means the following:</u>	1504
(a) <u>For a community school that was in operation for the</u>	1505

entirety of fiscal year 2020, the amount paid to the school for
that fiscal year under division (C)(1) of this section as that
division existed prior to the effective date of this amendment in
accordance with division (A) of Section 265.230 of H.B. 166 of the
133rd general assembly and the amount, if any, paid to the school
for that fiscal year under section 3314.085 of the Revised Code in
accordance with division (B) of Section 265.230 of H.B. 166 of the
133rd general assembly;

(b) For a community school that was in operation for part of
fiscal year 2020, the amount that would have been paid to the
school for that fiscal year under division (C)(1) of this section
as that division existed prior to the effective date of this
amendment in accordance with division (A) of Section 265.230 of
H.B. 166 of the 133rd general assembly if the school had been in
operation for the entirety of that fiscal year, as calculated by
the department, and the amount that would have been paid to the
school for that fiscal year under section 3314.085 of the Revised
Code in accordance with division (B) of Section 265.230 of H.B.
166 of the 133rd general assembly, if any, if the school had been
in operation for the entirety of that fiscal year, as calculated
by the department;

(c) For a community school that was not in operation for
fiscal year 2020, the amount that would have been paid to the
school if it was in operation for that school year under division
(C)(1) of this section as that division existed prior to the
effective date of this amendment in accordance with division (A)
of Section 265.230 of H.B. 166 of the 133rd general assembly if
the school had been in operation for the entirety of that fiscal
year, as calculated by the department, and the amount that would
have been paid to the school for that fiscal year under section
3314.085 of the Revised Code in accordance with division (B) of

Section 265.230 of H.B. 166 of the 133rd general assembly, if any, 1537
if the school had been in operation for the entirety of that 1538
fiscal year, as calculated by the department. 1539

(6) "IEP" has the same meaning as in section 3323.01 of the 1540
Revised Code. 1541

~~(6) "Resident district" means the school district in which a~~ 1542
~~student is entitled to attend school under section 3313.64 or~~ 1543
~~3313.65 of the Revised Code.~~ 1544

~~(7) "State education aid" has the same meaning as in section~~ 1545
~~5751.20 of the Revised Code~~ A community school's "general phase-in 1546
percentage" for a fiscal year is equal to the general phase-in 1547
percentage for that fiscal year for city, local, exempted village, 1548
and joint vocational school districts as defined in section 1549
3317.02 of the Revised Code. 1550

(8) "Statewide average base cost per pupil" and "statewide 1551
average career-technical base cost per pupil" have the same 1552
meanings as in section 3317.02 of the Revised Code. 1553

(B) The state board of education shall adopt rules requiring 1554
both of the following: 1555

(1) The board of education of each city, exempted village, 1556
and local school district to annually report the number of 1557
students entitled to attend school in the district who are 1558
enrolled in each grade kindergarten through twelve in a community 1559
school established under this chapter, and for each child, the 1560
community school in which the child is enrolled. 1561

(2) The governing authority of each community school 1562
established under this chapter to annually report all of the 1563
following: 1564

(a) The number of students enrolled in grades one through 1565

twelve and the full-time equivalent number of students enrolled in
 kindergarten in the school who are not receiving special education
 and related services pursuant to an IEP;

(b) The number of enrolled students in grades one through
 twelve and the full-time equivalent number of enrolled students in
 kindergarten, who are receiving special education and related
 services pursuant to an IEP;

(c) The number of students reported under division (B)(2)(b)
 of this section receiving special education and related services
 pursuant to an IEP for a disability described in each of divisions
 (A) to (F) of section 3317.013 of the Revised Code;

(d) The full-time equivalent number of students reported
 under divisions (B)(2)(a) and (b) of this section who are enrolled
 in career-technical education programs or classes described in
 each of divisions (A)(1) to ~~(E)~~(5) of section 3317.014 of the
 Revised Code that are provided by the community school;

(e) The number of students reported under divisions (B)(2)(a)
 and (b) of this section who are not reported under division
 (B)(2)(d) of this section but who are enrolled in career-technical
 education programs or classes described in each of divisions
 (A)(1) to ~~(E)~~(5) of section 3317.014 of the Revised Code at a
 joint vocational school district or another district in the
 career-technical planning district to which the school is
 assigned;

(f) The number of students reported under divisions (B)(2)(a)
 and (b) of this section who are category one to three English
 learners described in each of divisions (A) to (C) of section
 3317.016 of the Revised Code;

(g) The number of students reported under divisions (B)(2)(a)

and (b) of this section who are economically disadvantaged, as
defined by the department. A student shall not be categorically
excluded from the number reported under division (B)(2)(g) of this
section based on anything other than family income.

(h) For each student, the city, exempted village, or local
school district in which the student is entitled to attend school
under section 3313.64 or 3313.65 of the Revised Code.

(i) The number of students enrolled in a preschool program
operated by the school that is licensed by the department of
education under sections 3301.52 to 3301.59 of the Revised Code
who are not receiving special education and related services
pursuant to an IEP.

A school district board and a community school governing
authority shall include in their respective reports under division
(B) of this section any child admitted in accordance with division
(A)(2) of section 3321.01 of the Revised Code.

A governing authority of a community school shall not include
in its report under divisions (B)(2)(a) to (h) of this section any
student for whom tuition is charged under division (F) of this
section.

~~(C)(1)~~ (C) For each fiscal year, the department of education
shall compute and distribute state core foundation funding to each
community school established under this chapter in an amount
calculated in accordance with section 3314.0810 of the Revised
Code.

(1) Except as provided in division (C)(2) of this section,
and subject to divisions (C)(3), and (4), ~~(5), (6), and (7)~~ of
this section, on a full-time equivalency basis, for each student
enrolled in a community school established under this chapter, the

department of education annually shall ~~deduct from the state~~ 1624
~~education aid of a student's resident district and, if necessary,~~ 1625
~~from the payment made to the district under sections 321.24 and~~ 1626
~~323.156 of the Revised Code and pay to the community school the~~ 1627
~~sum~~ calculate all of the following: 1628

(a) ~~An opportunity grant in an amount equal to the formula~~ 1629
~~amount;~~ The school's base cost per pupil for that fiscal year, 1630
calculated as follows: 1631

The aggregate base cost calculated for the school for that fiscal 1632
year under section 3314.085 of the Revised Code / the number of 1633
students enrolled in the school for that fiscal year 1634

(b) ~~The per pupil amount of targeted assistance funds~~ 1635
~~calculated under division (A) of section 3317.0217 of the Revised~~ 1636
~~Code for the student's resident district, as determined by the~~ 1637
~~department, X 0.25;~~ 1638

~~(c)~~ Additional state aid for special education and related 1639
services provided under Chapter 3323. of the Revised Code as 1640
follows: 1641

(i) If the student is a category one special education 1642
student, the ~~amount~~ multiple specified in division (A) of section 1643
3317.013 of the Revised Code X the statewide average base cost per 1644
pupil for that fiscal year; 1645

(ii) If the student is a category two special education 1646
student, the ~~amount~~ multiple specified in division (B) of section 1647
3317.013 of the Revised Code X the statewide average base cost per 1648
pupil for that fiscal year; 1649

(iii) If the student is a category three special education 1650
student, the ~~amount~~ multiple specified in division (C) of section 1651
3317.013 of the Revised Code X the statewide average base cost per 1652
pupil for that fiscal year; 1653

(iv) If the student is a category four special education student, the ~~amount~~ multiple specified in division (D) of section 3317.013 of the Revised Code X the statewide average base cost per pupil for that fiscal year;

(v) If the student is a category five special education student, the ~~amount~~ multiple specified in division (E) of section 3317.013 of the Revised Code X the statewide average base cost per pupil for that fiscal year;

(vi) If the student is a category six special education student, the ~~amount~~ multiple specified in division (F) of section 3317.013 of the Revised Code X the statewide average base cost per pupil for that fiscal year.

~~(d) If the student is in kindergarten through third grade, an additional amount of \$320;~~

~~(e)~~(c) If the student is economically disadvantaged, an ~~additional~~ amount of disadvantaged pupil impact aid equal to the following:

~~\$272~~ \$422 X the ~~resident district's~~ school's economically disadvantaged index

~~(f)~~(d) English learner funds as follows:

(i) If the student is a category one English learner, the ~~amount~~ multiple specified in division (A) of section 3317.016 of the Revised Code X the statewide average base cost per pupil for that fiscal year;

(ii) If the student is a category two English learner, the ~~amount~~ multiple specified in division (B) of section 3317.016 of the Revised Code X the statewide average base cost per pupil for that fiscal year;

(iii) If the student is a category three English learner, the amount multiple specified in division (C) of section 3317.016 of the Revised Code X the statewide average base cost per pupil for that fiscal year.

~~(g) If the student is reported under division (B)(2)(d) of this section, career technical education funds as follows:~~

~~(i) If the student is a category one career technical education student, the amount specified in division (A) of section 3317.014 of the Revised Code;~~

~~(ii) If the student is a category two career technical education student, the amount specified in division (B) of section 3317.014 of the Revised Code;~~

~~(iii) If the student is a category three career technical education student, the amount specified in division (C) of section 3317.014 of the Revised Code;~~

~~(iv) If the student is a category four career technical education student, the amount specified in division (D) of section 3317.014 of the Revised Code;~~

~~(v) If the student is a category five career technical education student, the amount specified in division (E) of section 3317.014 of the Revised Code.~~

~~Deduction and payment of funds under division (C)(1)(g) of this section is subject to approval by the lead district of a career technical planning district or the department of education under section 3317.161 of the Revised Code.~~

~~(2) When deducting from the state education aid of a student's resident district for students enrolled in In the case of an internet- or computer-based community school and making payments to such school under this section, the department shall~~

make the ~~deductions and~~ payments described in only divisions 1711
(C)(1)(a), ~~(e)~~, and ~~(g)~~(b) of this section. 1712

No ~~deductions or~~ payments shall be made for a student 1713
enrolled in such school under division ~~(C)(1)(b)~~, (C)(1)(c) or 1714
(d), ~~(e)~~, or ~~(f)~~ of this section. 1715

(3)(a) If a community school's costs for a fiscal year for a 1716
student receiving special education and related services pursuant 1717
to an IEP for a disability described in divisions (B) to (F) of 1718
section 3317.013 of the Revised Code exceed the threshold 1719
catastrophic cost for serving the student as specified in division 1720
(B) of section 3317.0214 of the Revised Code, the school may 1721
submit to the superintendent of public instruction documentation, 1722
as prescribed by the superintendent, of all its costs for that 1723
student. Upon submission of documentation for a student of the 1724
type and in the manner prescribed, the department shall pay to the 1725
community school an amount equal to the school's costs for the 1726
student in excess of the threshold catastrophic costs. 1727

(b) The community school shall report under division 1728
(C)(3)(a) of this section, and the department shall pay for, only 1729
the costs of educational expenses and the related services 1730
provided to the student in accordance with the student's 1731
individualized education program. Any legal fees, court costs, or 1732
other costs associated with any cause of action relating to the 1733
student may not be included in the amount. 1734

~~(4) In any fiscal year, a community school receiving funds 1735
under division (C)(1)(g) of this section shall spend those funds 1736
only for the purposes that the department designates as approved 1737
for career technical education expenses. Career technical 1738
education expenses approved by the department shall include only 1739
expenses connected to the delivery of career technical programming 1740~~

~~to career technical students. The department shall require the~~ 1741
~~school to report data annually so that the department may monitor~~ 1742
~~the school's compliance with the requirements regarding the manner~~ 1743
~~in which funding received under division (C)(1)(g) of this section~~ 1744
~~may be spent.~~ 1745

~~(5) Notwithstanding anything to the contrary in section~~ 1746
~~3313.90 of the Revised Code, except as provided in division (C)(9)~~ 1747
~~of this section, all funds received under division (C)(1)(g) of~~ 1748
~~this section shall be spent in the following manner:~~ 1749

~~(a) At least seventy five per cent of the funds shall be~~ 1750
~~spent on curriculum development, purchase, and implementation;~~ 1751
~~instructional resources and supplies; industry based program~~ 1752
~~certification; student assessment, credentialing, and placement;~~ 1753
~~curriculum specific equipment purchases and leases;~~ 1754
~~career technical student organization fees and expenses; home and~~ 1755
~~agency linkages; work based learning experiences; professional~~ 1756
~~development; and other costs directly associated with~~ 1757
~~career technical education programs including development of new~~ 1758
~~programs.~~ 1759

~~(b) Not more than twenty five per cent of the funds shall be~~ 1760
~~used for personnel expenditures.~~ 1761

~~(6) A community school shall spend the funds it receives~~ 1762
~~under division (C)(1)(e) (C)(1)(c) of this section in accordance~~ 1763
~~with section 3317.25 of the Revised Code.~~ 1764

(5) In any fiscal year, a community school shall spend the 1765
funds it receives under division (C)(1)(d) of this section only 1766
for services for English learners. 1767

~~(7) If the sum of the payments computed under divisions~~ 1768
~~(C)(1) and (8)(a) of this section for the students entitled to~~ 1769
~~attend school in a particular school district under sections~~ 1770

~~3313.64 and 3313.65 of the Revised Code exceeds the sum of that~~ 1771
~~district's state education aid and its payment under sections~~ 1772
~~321.24 and 323.156 of the Revised Code, the department shall~~ 1773
~~calculate and apply a proration factor to the payments to all~~ 1774
~~community schools under that division for the students entitled to~~ 1775
~~attend school in that district.~~ 1776

~~(8)(a) Subject to division (C)(7) of this section, the~~ 1777
~~department annually shall pay to each community school, including~~ 1778
~~each internet or computer based community school, an amount equal~~ 1779
~~to the following:~~ 1780

~~(The number of students reported by the community school~~ 1781
~~under division (B)(2)(c) of this section X the formula amount X~~ 1782
~~.20)~~ 1783

~~(b) For each payment made to a community school under~~ 1784
~~division (C)(8)(a) of this section, the department shall deduct~~ 1785
~~from the state education aid of each city, local, and exempted~~ 1786
~~village school district and, if necessary, from the payment made~~ 1787
~~to the district under sections 321.24 and 323.156 of the Revised~~ 1788
~~Code an amount equal to the following:~~ 1789

~~(The number of the district's students reported by the~~ 1790
~~community school under division (B)(2)(c) of this section X the~~ 1791
~~formula amount X .20)~~ 1792

~~(9) The department may waive the requirement in division~~ 1793
~~(C)(5) of this section for any community school that exclusively~~ 1794
~~provides one or more career technical workforce development~~ 1795
~~programs in arts and communications that are not~~ 1796
~~equipment intensive, as determined by the department.~~ 1797

~~(D) A board of education sponsoring a community school may~~ 1798
~~utilize local funds to make enhancement grants to the school or~~ 1799

may agree, either as part of the contract or separately, to 1800
provide any specific services to the community school at no cost 1801
to the school. 1802

(E) A community school may not levy taxes or issue bonds 1803
secured by tax revenues. 1804

(F) No community school shall charge tuition for the 1805
enrollment of any student who is a resident of this state. A 1806
community school may charge tuition for the enrollment of any 1807
student who is not a resident of this state. 1808

(G)(1)(a) A community school may borrow money to pay any 1809
necessary and actual expenses of the school in anticipation of the 1810
receipt of any portion of the payments to be received by the 1811
school pursuant to division (C) of this section and section 1812
3314.089 of the Revised Code. The school may issue notes to 1813
evidence such borrowing. The proceeds of the notes shall be used 1814
only for the purposes for which the anticipated receipts may be 1815
lawfully expended by the school. 1816

(b) A school may also borrow money for a term not to exceed 1817
fifteen years for the purpose of acquiring facilities. 1818

(2) Except for any amount guaranteed under section 3318.50 of 1819
the Revised Code, the state is not liable for debt incurred by the 1820
governing authority of a community school. 1821

(H) The department of education shall adjust the amounts 1822
~~subtracted and~~ paid under division (C) of this section and section 1823
3314.089 of the Revised Code to reflect any enrollment of students 1824
in community schools for less than the equivalent of a full school 1825
year. The state board of education within ninety days after April 1826
8, 2003, shall adopt in accordance with Chapter 119. of the 1827
Revised Code rules governing the payments to community schools 1828

under this section including initial payments in a school year and 1829
adjustments and reductions made in subsequent periodic payments to 1830
community schools ~~and corresponding deductions from school~~ 1831
~~district accounts~~ as provided under division (C) of this section 1832
and section 3314.089 of the Revised Code. For purposes of this 1833
section: 1834

(1) A student shall be considered enrolled in the community 1835
school for any portion of the school year the student is 1836
participating at a college under Chapter 3365. of the Revised 1837
Code. 1838

(2) A student shall be considered to be enrolled in a 1839
community school for the period of time beginning on the later of 1840
the date on which the school both has received documentation of 1841
the student's enrollment from a parent and the student has 1842
commenced participation in learning opportunities as defined in 1843
the contract with the sponsor, or thirty days prior to the date on 1844
which the student is entered into the education management 1845
information system established under section 3301.0714 of the 1846
Revised Code. For purposes of applying this division and divisions 1847
(H)(3) and (4) of this section to a community school student, 1848
"learning opportunities" shall be defined in the contract, which 1849
shall describe both classroom-based and non-classroom-based 1850
learning opportunities and shall be in compliance with criteria 1851
and documentation requirements for student participation which 1852
shall be established by the department. Any student's instruction 1853
time in non-classroom-based learning opportunities shall be 1854
certified by an employee of the community school. A student's 1855
enrollment shall be considered to cease on the date on which any 1856
of the following occur: 1857

(a) The community school receives documentation from a parent 1858
terminating enrollment of the student. 1859

(b) The community school is provided documentation of a student's enrollment in another public or private school.

(c) The community school ceases to offer learning opportunities to the student pursuant to the terms of the contract with the sponsor or the operation of any provision of this chapter.

Except as otherwise specified in this paragraph, beginning in the 2011-2012 school year, any student who completed the prior school year in an internet- or computer-based community school shall be considered to be enrolled in the same school in the subsequent school year until the student's enrollment has ceased as specified in division (H)(2) of this section. The department shall continue ~~subtracting and~~ paying amounts for the student under division (C) of this section and section 3314.089 of the Revised Code without interruption at the start of the subsequent school year. However, if the student without a legitimate excuse fails to participate in the first seventy-two consecutive hours of learning opportunities offered to the student in that subsequent school year, the student shall be considered not to have re-enrolled in the school for that school year and the department shall recalculate the payments to the school for that school year to account for the fact that the student is not enrolled.

(3) The department shall determine each community school student's percentage of full-time equivalency based on the percentage of learning opportunities offered by the community school to that student, reported either as number of hours or number of days, is of the total learning opportunities offered by the community school to a student who attends for the school's entire school year. However, no internet- or computer-based community school shall be credited for any time a student spends

participating in learning opportunities beyond ten hours within 1890
any period of twenty-four consecutive hours. Whether it reports 1891
hours or days of learning opportunities, each community school 1892
shall offer not less than nine hundred twenty hours of learning 1893
opportunities during the school year. 1894

(4) With respect to the calculation of full-time equivalency 1895
under division (H)(3) of this section, the department shall waive 1896
the number of hours or days of learning opportunities not offered 1897
to a student because the community school was closed during the 1898
school year due to disease epidemic, hazardous weather conditions, 1899
law enforcement emergencies, inoperability of school buses or 1900
other equipment necessary to the school's operation, damage to a 1901
school building, or other temporary circumstances due to utility 1902
failure rendering the school building unfit for school use, so 1903
long as the school was actually open for instruction with students 1904
in attendance during that school year for not less than the 1905
minimum number of hours required by this chapter. The department 1906
shall treat the school as if it were open for instruction with 1907
students in attendance during the hours or days waived under this 1908
division. 1909

(I) The department of education shall reduce the amounts paid 1910
under this section and section 3314.089 of the Revised Code to 1911
reflect payments made to colleges under section 3365.07 of the 1912
Revised Code. 1913

(J)(1) No student shall be considered enrolled in any 1914
internet- or computer-based community school or, if applicable to 1915
the student, in any community school that is required to provide 1916
the student with a computer pursuant to division (C) of section 1917
3314.22 of the Revised Code, unless both of the following 1918
conditions are satisfied: 1919

(a) The student possesses or has been provided with all 1920
required hardware and software materials and all such materials 1921
are operational so that the student is capable of fully 1922
participating in the learning opportunities specified in the 1923
contract between the school and the school's sponsor as required 1924
by division (A)(23) of section 3314.03 of the Revised Code; 1925

(b) The school is in compliance with division (A) of section 1926
3314.22 of the Revised Code, relative to such student. 1927

(2) In accordance with policies adopted by the superintendent 1928
of public instruction, in consultation with the auditor of state, 1929
the department shall reduce the amounts otherwise payable under 1930
division (C) of this section and section 3314.089 of the Revised 1931
Code to any community school that includes in its program the 1932
provision of computer hardware and software materials to any 1933
student, if such hardware and software materials have not been 1934
delivered, installed, and activated for each such student in a 1935
timely manner or other educational materials or services have not 1936
been provided according to the contract between the individual 1937
community school and its sponsor. 1938

The superintendent of public instruction and the auditor of 1939
state shall jointly establish a method for auditing any community 1940
school to which this division pertains to ensure compliance with 1941
this section. 1942

The superintendent, auditor of state, and the governor shall 1943
jointly make recommendations to the general assembly for 1944
legislative changes that may be required to assure fiscal and 1945
academic accountability for such schools. 1946

(K)(1) If the department determines that a review of a 1947
community school's enrollment is necessary, such review shall be 1948
completed and written notice of the findings shall be provided to 1949

the governing authority of the community school and its sponsor 1950
within ninety days of the end of the community school's fiscal 1951
year, unless extended for a period not to exceed thirty additional 1952
days for one of the following reasons: 1953

(a) The department and the community school mutually agree to 1954
the extension. 1955

(b) Delays in data submission caused by either a community 1956
school or its sponsor. 1957

(2) If the review results in a finding that additional 1958
funding is owed to the school, such payment shall be made within 1959
thirty days of the written notice. If the review results in a 1960
finding that the community school owes moneys to the state, the 1961
following procedure shall apply: 1962

(a) Within ten business days of the receipt of the notice of 1963
findings, the community school may appeal the department's 1964
determination to the state board of education or its designee. 1965

(b) The board or its designee shall conduct an informal 1966
hearing on the matter within thirty days of receipt of such an 1967
appeal and shall issue a decision within fifteen days of the 1968
conclusion of the hearing. 1969

(c) If the board has enlisted a designee to conduct the 1970
hearing, the designee shall certify its decision to the board. The 1971
board may accept the decision of the designee or may reject the 1972
decision of the designee and issue its own decision on the matter. 1973

(d) Any decision made by the board under this division is 1974
final. 1975

(3) If it is decided that the community school owes moneys to 1976
the state, the department shall deduct such amount from the 1977
school's future payments in accordance with guidelines issued by 1978

the superintendent of public instruction. 1979

(L) The department shall not ~~subtract from a school~~ 1980
~~district's state aid account and shall not~~ pay to a community 1981
school under division (C) of this section and section 3314.089 of 1982
the Revised Code any amount for any of the following: 1983

(1) Any student who has graduated from the twelfth grade of a 1984
public or nonpublic high school; 1985

(2) Any student who is not a resident of the state; 1986

(3) Any student who was enrolled in the community school 1987
during the previous school year when assessments were administered 1988
under section 3301.0711 of the Revised Code but did not take one 1989
or more of the assessments required by that section and was not 1990
excused pursuant to division (C)(1) or (3) of that section, unless 1991
the superintendent of public instruction grants the student a 1992
waiver from the requirement to take the assessment and a parent is 1993
not paying tuition for the student pursuant to section 3314.26 of 1994
the Revised Code. The superintendent may grant a waiver only for 1995
good cause in accordance with rules adopted by the state board of 1996
education. 1997

(4) Any student who has attained the age of twenty-two years, 1998
except for veterans of the armed services whose attendance was 1999
interrupted before completing the recognized twelve-year course of 2000
the public schools by reason of induction or enlistment in the 2001
armed forces and who apply for enrollment in a community school 2002
not later than four years after termination of war or their 2003
honorable discharge. If, however, any such veteran elects to 2004
enroll in special courses organized for veterans for whom tuition 2005
is paid under federal law, or otherwise, the department shall not 2006
~~subtract from a school district's state aid account and shall not~~ 2007
pay to a community school under division (C) of this section and 2008

<u>section 3314.089 of the Revised Code</u> any amount for that veteran.	2009
Sec. 3314.084. (A) As used in this section:	2010
(1) "Formula ADM" has the same meaning as in section 3317.03 of the Revised Code.	2011 2012
(2) "Home" has the same meaning as in section 3313.64 of the Revised Code.	2013 2014
(3) "School district of residence" has the same meaning as in section 3323.01 of the Revised Code; however, a community school established under this chapter is not a "school district of residence" for purposes of this section.	2015 2016 2017 2018
(B) Notwithstanding anything to the contrary in section 3314.08 or 3317.03 of the Revised Code, all of the following apply in the case of a child who is enrolled in a community school and is also living in a home:	2019 2020 2021 2022
(1) For purposes of the report required under division (B)(1) of section 3314.08 of the Revised Code, the child's school district of residence, and not the school district in which the home that the child is living in is located, shall be considered to be the school district in which the child is entitled to attend school. That school district of residence, therefore, shall make the report required under division (B)(1) of section 3314.08 of the Revised Code with respect to the child.	2023 2024 2025 2026 2027 2028 2029 2030
(2) For purposes of the report required under division (B)(2) of section 3314.08 of the Revised Code, the community school shall report the name of the child's school district of residence.	2031 2032 2033
(3) The child's school district of residence shall count the child in that district's formula ADM.	2034 2035
(4) The school district in which the home that the child is	2036

living in is located shall not count the child in that district's
formula ADM.

~~(5) The department of education shall deduct the applicable
amounts prescribed under division (C) of section 3314.08 of the
Revised Code from the child's school district of residence and
shall not deduct those amounts from the school district in which
the home that the child is living in is located.~~

~~(6)~~ The department shall make the payments prescribed in
division (C) of section 3314.08 of the Revised Code, as
applicable, to the community school.

Sec. 3314.085. (A) As used in this section:

(1) "Average teacher cost" for a fiscal year has the same
meaning as in section 3317.011 of the Revised Code.

(2) "Base cost enrolled ADM" has the same meaning as in
section 3317.02 of the Revised Code.

(3) "Eligible community school" means a community school that
satisfies one of the following:

(a) The school is a member of an organization that regulates
interscholastic athletics.

(b) The school has teams in at least three different sports
that participate in an interscholastic league.

(B) When calculating a community school's aggregate base cost
under this section, the department shall use data from fiscal year
2018 for the average teacher cost.

(C) A community school's aggregate base cost for a fiscal
year shall be equal to the following sum:

(The school's teacher base cost for that fiscal year computed

under division (D) of this section) + (the school's student 2064
support base cost for that fiscal year computed under division (E) 2065
of this section) + (the school's leadership and accountability 2066
base cost for that fiscal year computed under division (F) of this 2067
section) + (the school's building leadership and operations base 2068
cost for that fiscal year computed under division (G) of this 2069
section) + (the school's athletic co-curricular activities base 2070
cost for that fiscal year computed under division (H) of this 2071
section, if the school is an eligible community school) 2072

(D) The department of education shall compute a community 2073
school's teacher base cost for a fiscal year as follows: 2074

(1) Calculate the school's classroom teacher cost for that 2075
fiscal year as follows: 2076

(a) Determine the full-time equivalency of students enrolled 2077
in the school for that fiscal year that are enrolled in 2078
kindergarten and divide that number by 20; 2079

(b) Determine the full-time equivalency of students enrolled 2080
in the school for that fiscal year that are enrolled in grades one 2081
through three and divide that number by 23; 2082

(c) Determine the full-time equivalency of students enrolled 2083
in the school for that fiscal year that are enrolled in grades 2084
four through eight but are not enrolled in a career-technical 2085
education program or class described under section 3317.014 of the 2086
Revised Code and divide that number by 25; 2087

(d) Determine the full-time equivalency of students enrolled 2088
in the school for that fiscal year that are enrolled in grades 2089
nine through twelve but are not enrolled in a career-technical 2090
education program or class described under section 3317.014 of the 2091
Revised Code and divide that number by 27; 2092

<u>(e) Determine the full-time equivalency of students enrolled</u>	2093
<u>in the school for that fiscal year that are enrolled in a</u>	2094
<u>career-technical education program or class, as reported under</u>	2095
<u>division (B)(2)(d) of section 3314.08 of the Revised Code, and</u>	2096
<u>divide that number by 18;</u>	2097
<u>(f) Compute the sum of the quotients obtained under divisions</u>	2098
<u>(D)(1)(a), (b), (c), (d), and (e) of this section;</u>	2099
<u>(g) Compute the classroom teacher cost by multiplying the</u>	2100
<u>average teacher cost for that fiscal year by the sum computed</u>	2101
<u>under division (D)(1)(f) of this section.</u>	2102
<u>(2) Calculate the school's special teacher cost for that</u>	2103
<u>fiscal year as follows:</u>	2104
<u>(a) Divide the number of students enrolled in the school for</u>	2105
<u>that fiscal year by 150;</u>	2106
<u>(b) Compute the special teacher cost by multiplying the</u>	2107
<u>quotient obtained under division (D)(2)(a) of this section by the</u>	2108
<u>average teacher cost for that fiscal year.</u>	2109
<u>(3) Calculate the school's substitute teacher cost for that</u>	2110
<u>fiscal year in accordance with the following formula:</u>	2111
<u>(a) Compute the substitute teacher daily rate with benefits</u>	2112
<u>by multiplying the substitute teacher daily rate of \$90 by 1.16;</u>	2113
<u>(b) Compute the substitute teacher cost in accordance with</u>	2114
<u>the following formula:</u>	2115
<u>(The sum computed under division (D)(1)(f) of this section + the</u>	2116
<u>quotient obtained under division (D)(2)(a) of this section) X the</u>	2117
<u>amount computed under division (D)(3)(a) of this section X 5</u>	2118
<u>(4) Calculate the school's professional development cost for</u>	2119
<u>that fiscal year in accordance with the following formula:</u>	2120

(The sum computed under division (D)(1)(f) of this section + the 2121
quotient obtained under division (D)(2)(a) of this section) X 2122
[(the sum of divisions (A)(10)(a) and (b) of section 3317.011 of 2123
the Revised Code for that fiscal year)/180] X 4 2124

(5) Calculate the school's teacher base cost for that fiscal 2125
year, which equals the sum of divisions (D)(1), (2), (3), and (4) 2126
of this section. 2127

(E) The department shall compute a community school's student 2128
support base cost for a fiscal year as follows: 2129
The number of students enrolled in the school for that fiscal year 2130
X [(the sum of the student support base cost calculated for all 2131
city, local, and exempted village school districts in the state 2132
for that fiscal year under division (E) of section 3317.011 of the 2133
Revised Code) / the sum of the base cost enrolled ADMs of all of 2134
the city, local, and exempted village school districts in the 2135
state for that fiscal year] 2136

(F) The department shall compute a community school's 2137
leadership and accountability base cost for a fiscal year as 2138
follows: 2139
The number of students enrolled in the school for that fiscal year 2140
X (the sum of the leadership and accountability base cost 2141
calculated for all city, local, and exempted village school 2142
districts in the state for that fiscal year under division (F) of 2143
section 3317.011 of the Revised Code / the sum of the base cost 2144
enrolled ADMs of all of the city, local, and exempted village 2145
school districts in the state for that fiscal year) 2146

(G) The department shall compute a community school's 2147
building leadership and operations base cost for a fiscal year as 2148
follows: 2149
The number of students enrolled in the school for that fiscal year 2150

X (the sum of the building leadership and accountability base cost 2151
calculated for all city, local, and exempted village school 2152
districts in the state for that fiscal year under division (G) of 2153
section 3317.011 of the Revised Code / the sum of the base cost 2154
enrolled ADMs of all of the city, local, and exempted village 2155
school districts in the state for that fiscal year) 2156

(H) If a community school is an eligible community school, 2157
the department shall compute the school's athletic co-curricular 2158
activities base cost for a fiscal year as follows: 2159

The number of students enrolled in the school for that fiscal year 2160
X (the sum of the athletic co-curricular activities base cost 2161
calculated for all city, local, and exempted village school 2162
districts in the state for that fiscal year under division (H) of 2163
section 3317.011 of the Revised Code / the sum of the base cost 2164
enrolled ADMs of all of the city, local, and exempted village 2165
school districts in the state for that fiscal year) 2166

Sec. 3314.087. (A) As used in this section: 2167

(1) "Career-technical program" means career-technical 2168
 programs or classes described in division (A)(1), ~~(B)(2)~~, ~~(C)(3)~~, 2169
~~(D)(4)~~, or ~~(E)(5)~~ of section 3317.014 of the Revised Code in which 2170
 a student is enrolled. 2171

(2) "~~Formula ADM,~~" "~~category~~ Category one through five 2172
 career-technical education ADM," and "FTE basis" have the same 2173
 meanings as in section 3317.02 of the Revised Code. 2174

(3) "Resident school district" means the city, exempted 2175
 village, or local school district in which a student is entitled 2176
 to attend school under section 3313.64 or 3313.65 of the Revised 2177
 Code. 2178

(B) Notwithstanding anything to the contrary in this chapter 2179

or Chapter 3317. of the Revised Code, a student enrolled in a
 community school may simultaneously enroll in the career-technical
 program operated by the career-technical planning district to
 which the student's resident district belongs. On an FTE basis,
 the student's resident school district shall count the student in
 the category one through five career-technical education ADM for
 the proportion of the time the student is enrolled in a
 career-technical program of the career-technical planning district
 to which the student's resident district belongs and, accordingly,
 the department of education shall calculate funds under Chapter
 3317. for the resident district attributable to the student for
 the proportion of time the student attends the career-technical
 program. The community school shall count the student in its
 enrollment report under section 3314.08 of the Revised Code and
 shall report to the department the proportion of time that the
 student attends classes at the community school. The department
 shall pay the community school ~~and deduct from the student's~~
~~resident school district~~ the amount computed for the student under
 section 3314.08 of the Revised Code in proportion to the fraction
 of the time on an FTE basis that the student attends classes at
 the community school. "Full-time equivalency" for a community
 school student, as defined in division (H) of section 3314.08 of
 the Revised Code, does not apply to the student.

Sec. 3314.089. (A) For each student enrolled in a community
school established under this chapter, including an internet- or
computer-based community school, and reported under division
(B)(2) of section 3314.08 of the Revised Code, on a full-time
equivalency basis, the department of education shall calculate
career-technical education funds as follows:

(1) If the student is a category one career-technical

<u>education student, the multiple specified in division (A)(1) of</u>	2210
<u>section 3317.014 of the Revised Code X the statewide average</u>	2211
<u>career-technical base cost per pupil for that fiscal year;</u>	2212
<u>(2) If the student is a category two career-technical</u>	2213
<u>education student, the multiple specified in division (A)(2) of</u>	2214
<u>section 3317.014 of the Revised Code X the statewide average</u>	2215
<u>career-technical base cost per pupil for that fiscal year;</u>	2216
<u>(3) If the student is a category three career-technical</u>	2217
<u>education student, the multiple specified in division (A)(3) of</u>	2218
<u>section 3317.014 of the Revised Code X the statewide average</u>	2219
<u>career-technical base cost per pupil for that fiscal year;</u>	2220
<u>(4) If the student is a category four career-technical</u>	2221
<u>education student, the multiple specified in division (A)(4) of</u>	2222
<u>section 3317.014 of the Revised Code X the statewide average</u>	2223
<u>career-technical base cost per pupil for that fiscal year;</u>	2224
<u>(5) If the student is a category five career-technical</u>	2225
<u>education student, the multiple specified in division (A)(5) of</u>	2226
<u>section 3317.014 of the Revised Code X the statewide average</u>	2227
<u>career-technical base cost per pupil for that fiscal year.</u>	2228
<u>Payment of funds calculated under division (A) of this</u>	2229
<u>section is subject to approval by the lead district of a</u>	2230
<u>career-technical planning district or the department of education</u>	2231
<u>under section 3317.161 of the Revised Code.</u>	2232
<u>(B) Subject to division (I) of section 3317.023 of the</u>	2233
<u>Revised Code, the department of education shall calculate</u>	2234
<u>career-technical associated services funds for each community</u>	2235
<u>school as follows:</u>	2236
<u>The multiple for career-technical education associated services</u>	2237
<u>specified under division (B) of section 3317.014 of the Revised</u>	2238

Code X the statewide average career-technical base cost per pupil 2239
for that fiscal year X the number of the school's students 2240
enrolled in career-technical education 2241

(C) Subject to division (I) of section 3317.023 of the 2242
Revised Code, the department shall pay career awareness and 2243
exploration funds to each community school as follows: 2244

The number of students enrolled in the community school X \$2.50, 2245
for fiscal year 2022, \$5, for fiscal year 2023, \$7.50, for fiscal 2246
year 2024, or \$10, for fiscal year 2025 and each fiscal year 2247
thereafter 2248

(D) The department shall annually calculate for each 2249
community school, including each internet- or computer-based 2250
community school, an amount equal to the following: 2251

(The number of students reported by the community school under 2252
division (B)(2)(e) of section 3314.08 of the Revised Code X the 2253
school's base cost per pupil as specified under division (C)(1)(a) 2254
of section 3314.08 of the Revised Code X .20) 2255

(E) In any fiscal year, a community school receiving funds 2256
calculated under division (A) of this section shall spend those 2257
funds only for the purposes that the department designates as 2258
approved for career-technical education expenses. Career-technical 2259
education expenses approved by the department shall include only 2260
expenses connected to the delivery of career-technical programming 2261
to career-technical students. The department shall require the 2262
school to report data annually so that the department may monitor 2263
the school's compliance with the requirements regarding the manner 2264
in which funding received under division (A) of this section may 2265
be spent. 2266

(F) Notwithstanding anything to the contrary in section 2267
3313.90 of the Revised Code, except as provided in division (G) of 2268

this section, all funds received under division (A) of this 2269
section shall be spent in the following manner: 2270

(1) At least seventy-five per cent of the funds shall be 2271
spent on curriculum development, purchase, and implementation; 2272
instructional resources and supplies; industry-based program 2273
certification; student assessment, credentialing, and placement; 2274
curriculum specific equipment purchases and leases; 2275
career-technical student organization fees and expenses; home and 2276
agency linkages; work-based learning experiences; professional 2277
development; and other costs directly associated with 2278
career-technical education programs including development of new 2279
programs. 2280

(2) Not more than twenty-five per cent of the funds shall be 2281
used for personnel expenditures. 2282

(G) The department may waive the requirements in division (F) 2283
of this section for any community school that exclusively provides 2284
one or more career-technical workforce development programs in 2285
arts and communications that are not equipment-intensive, as 2286
determined by the department. 2287

(H) In any fiscal year, a community school receiving funds 2288
under division (H) of section 3317.014 of the Revised Code shall 2289
spend those funds only on the following purposes: 2290

(1) Delivery of career awareness programs to students 2291
enrolled in grades kindergarten through twelve; 2292

(2) Provision of a common, consistent curriculum to students 2293
throughout their primary and secondary education; 2294

(3) Assistance to teachers in providing a career development 2295
curriculum to students; 2296

(4) Development of a career development plan for each student 2297

that stays with that student for the duration of the student's 2298
primary and secondary education; 2299

(5) Provision of opportunities for students to engage in 2300
activities, such as career fairs, hands-on experiences, and job 2301
shadowing, across all career pathways at each grade level. 2302

The department may deny payment under division (C) of this 2303
section to any school that the department determines is using 2304
funds paid under division (H) of section 3317.014 of the Revised 2305
Code for other purposes. 2306

Sec. 3314.0810. For each fiscal year, the department of 2307
education shall calculate for each community school established 2308
under this chapter an amount equal to the lesser of the following: 2309

(A) The following sum: 2310

The school's funding base + {[the sum of the per pupil amounts 2311
calculated for the school for that fiscal year under division 2312
(C)(1) of section 3314.08 of the Revised Code + the sum of the per 2313
pupil amounts calculated for the school for that fiscal year under 2314
division (A) of section 3314.089 of the Revised Code + the amount 2315
calculated for the school for that fiscal year under divisions (B) 2316
and (D) of section 3314.089 of the Revised Code) - the school's 2317
funding base] X the school's general phase-in percentage for that 2318
fiscal year} 2319

(B) The following sum: 2320

The sum of the per pupil amounts calculated for the school for 2321
that fiscal year under division (C)(1) of section 3314.08 of the 2322
Revised Code + the sum of the per pupil amounts calculated for the 2323
school for that fiscal year under division (A) of section 3314.089 2324
of the Revised Code + the amount calculated for the school for 2325
that fiscal year under divisions (B) and (D) of section 3314.089 2326

of the Revised Code" 2327

In line 30878, reinsert everything after "(D)" 2328

Reinsert lines 30879 through 30908 2329

In line 30909, reinsert "that section, the payment to the 2330
community school shall be" 2331

In line 30913, after "~~have used~~" insert "either of the 2332
following:" 2333

(i) If the school district in which the student is entitled 2334
to attend school would have used a method of transportation for 2335
the student for which payments are computed and paid under 2336
division (E) of section 3317.0212 of the Revised Code, 1.0 times 2337
the statewide transportation cost per student, as calculated in 2338
division (C) of section 3317.0212 of the Revised Code; 2339

(ii) If the school district in which the student is entitled 2340
to attend school would have used a method of transportation for 2341
the student for which payments are computed and paid in a manner 2342
not described in division (D)(1)(b)(i) of this section, the amount 2343
that would otherwise be computed for and paid to the district"; 2344
reinsert the period; after "~~The~~" insert: 2345

"The"; reinsert the balance of the line 2346

Reinsert line 30914 2347

Reinsert lines 30923 through 30925 2348

In line 30926, reinsert "(2)" 2349

In line 30937, reinsert everything after "~~(3)~~" 2350

Reinsert lines 30938 through 30948 2351

In line 30949, after "~~(4)~~" insert "(3)"; reinsert "this" 2352

In line 30950, delete "division (H) of"; delete "3317.022 of 2353

the Revised Code" 2354

Delete lines 30971 through 31117 and insert: 2355

"**Sec. 3314.11.** (A) The governing authority of each community 2356
school established under this chapter monthly shall review the 2357
residency records of students enrolled in that community school. 2358
Upon the enrollment of each student and on an annual basis, the 2359
governing authority shall verify to the department of education 2360
the school district in which the student is entitled to attend 2361
school under section 3313.64 or 3313.65 of the Revised Code. 2362

The school district may review the determination made by the 2363
community school under division (A) of this section. 2364

(B)(1) For purposes of its initial reporting of the school 2365
districts in which its students are entitled to attend school, the 2366
governing authority of a community school shall adopt a policy 2367
that prescribes the number of documents listed in division (E) of 2368
this section required to verify a student's residency. This policy 2369
shall supersede any policy concerning the number of documents for 2370
initial residency verification adopted by the district the student 2371
is entitled to attend. 2372

(2) For purposes of the annual reporting of the school 2373
districts in which its students are entitled to attend school, the 2374
governing authority of a community school shall adopt a policy 2375
that prescribes the information required to verify a student's 2376
residency. This information may be obtained through any type of 2377
document, including any of the documents listed in division (E) of 2378
this section, or any type of communication with a government 2379
official authorized to provide such information. 2380

(C) For purposes of making the determinations required under 2381
this section, the school district in which a parent or child 2382

resides is the location the parent or student has established as 2383
the primary residence and where substantial family activity takes 2384
place. 2385

(D) If a community school's determination under division (A) 2386
of this section of the school district a student is entitled to 2387
attend under section 3313.64 or 3313.65 of the Revised Code 2388
differs from a district's determination, the community school that 2389
made the determination under division (A) of this section shall 2390
provide the school district with documentation of the student's 2391
residency and shall make a good faith effort to accurately 2392
identify the correct residence of the student. 2393

(E) For purposes of this section, the following documents may 2394
serve as evidence of primary residence: 2395

(1) A deed, mortgage, lease, current home owner's or renter's 2396
insurance declaration page, or current real property tax bill; 2397

(2) A utility bill or receipt of utility installation issued 2398
within ninety days of enrollment; 2399

(3) A paycheck or paystub issued to the parent or student 2400
within ninety days of the date of enrollment that includes the 2401
address of the parent's or student's primary residence; 2402

(4) The most current available bank statement issued to the 2403
parent or student that includes the address of the parent's or 2404
student's primary residence; 2405

(5) Any other official document issued to the parent or 2406
student that includes the address of the parent's or student's 2407
primary residence. The superintendent of public instruction shall 2408
develop guidelines for determining what qualifies as an "official 2409
document" under this division. 2410

(F) When a student loses permanent housing and becomes a 2411

homeless child or youth, as defined in 42 U.S.C. 11434a, or when a
child who is such a homeless child or youth changes temporary
living arrangements, the district in which the student is entitled
to attend school shall be determined in accordance with division
(F)(13) of section 3313.64 of the Revised Code and the
"McKinney-Vento Homeless Assistance Act," 42 U.S.C. 11431 et seq.

(G) In the event of a disagreement as to which school
district a student is entitled to attend, the community school,
after complying with division (D) of this section, but not more
than sixty days after the monthly deadline established by the
department of education for reporting of community school
enrollment, may present the matter to the superintendent of public
instruction. Not later than thirty days after the community school
presents the matter, the state superintendent, or the state
superintendent's designee, shall determine which district the
student is entitled to attend and shall direct any necessary
adjustments to payments ~~and deductions~~ under section 3314.08 of
the Revised Code based on that determination.

Sec. 3314.20. (A) As used in this section:

(1) "Base enrollment" for an internet- or computer-based
community school means either of the following:

(a) If the school was open for instruction on the effective
date of this section, the number of students enrolled in the
school at the end of the 2012-2013 school year;

(b) If the school opens for instruction after the effective
date of this section, one thousand students.

(2) "Enrollment limit" for an internet- or computer-based
community school means the following:

(a) For the 2014-2015 school year, the base enrollment 2440
increased by the prescribed annual rate of growth, as calculated 2441
by the department of education. 2442

(b) For the 2015-2016 school year and each school year 2443
thereafter, the previous school year's enrollment limit increased 2444
by the prescribed annual rate of growth, as calculated by the 2445
department. 2446

(3) "Prescribed annual rate of growth" for an internet- or 2447
computer-based community school means either of the following: 2448

(a) For a school with an enrollment limit equal to or greater 2449
than three thousand students, fifteen per cent. 2450

(b) For a school with an enrollment limit of less than three 2451
thousand students, twenty-five per cent. 2452

(B) Beginning in the 2014-2015 school year, no internet- or 2453
computer-based community school shall enroll more students than 2454
the number permitted by its enrollment limit. 2455

(C) If, in any school year, an internet- or computer-based 2456
community school enrolls more students than permitted under the 2457
enrollment limit, the department shall deduct from the community 2458
school the amount of state funds credited to the community school 2459
attributable to each student enrolled in excess of the enrollment 2460
limit, as determined by the department. ~~The department shall~~ 2461
~~distribute the deducted amounts to the school districts to which~~ 2462
~~the students enrolled in the community school are entitled to~~ 2463
~~attend school under section 3313.64 or 3313.65 of the Revised~~ 2464
~~Code. Such amounts shall be distributed on a pro rata basis~~ 2465
~~according to each district's share of the total enrollment in the~~ 2466
~~community school."~~ 2467

Delete lines 31295 through 32807 and insert: 2468

"Sec. 3315.18. (A) The board of education of each city, 2469
exempted village, local, and joint vocational school district 2470
shall establish a capital and maintenance fund. Each board 2471
annually shall deposit into that fund an amount derived from 2472
revenues received by the district that would otherwise have been 2473
deposited in the general fund that is equal to three per cent of 2474
the ~~formula amount~~ statewide average base cost per pupil for the 2475
preceding fiscal year, as defined in section 3317.02 of the 2476
Revised Code, or another percentage if established by the auditor 2477
of state under division (B) of this section, multiplied by the 2478
district's student population for the preceding fiscal year, 2479
except that money received from a permanent improvement levy 2480
authorized by section 5705.21 of the Revised Code may replace 2481
general revenue moneys in meeting the requirements of this 2482
section. Money in the fund shall be used solely for acquisition, 2483
replacement, enhancement, maintenance, or repair of permanent 2484
improvements, as that term is defined in section 5705.01 of the 2485
Revised Code. Any money in the fund that is not used in any fiscal 2486
year shall carry forward to the next fiscal year. 2487

(B) The state superintendent of public instruction and the 2488
auditor of state jointly shall adopt rules in accordance with 2489
Chapter 119. of the Revised Code defining what constitutes 2490
expenditures permitted by division (A) of this section. The 2491
auditor of state may designate a percentage, other than three per 2492
cent, of the ~~formula amount~~ statewide average base cost per pupil 2493
multiplied by the district's student population that must be 2494
deposited into the fund. 2495

(C) Within its capital and maintenance fund, a school 2496
district board of education may establish a separate account 2497
solely for the purpose of depositing funds transferred from the 2498

district's reserve balance account established under former 2499
division (H) of section 5705.29 of the Revised Code. After April 2500
10, 2001, a board may deposit all or part of the funds formerly 2501
included in such reserve balance account in the separate account 2502
established under this section. Funds deposited in this separate 2503
account and interest on such funds shall be utilized solely for 2504
the purpose of providing the district's portion of the basic 2505
project costs of any project undertaken in accordance with Chapter 2506
3318. of the Revised Code. 2507

(D)(1) Notwithstanding division (A) of this section, in any 2508
year a district is in fiscal emergency status as declared pursuant 2509
to section 3316.03 of the Revised Code, the district may deposit 2510
an amount less than required by division (A) of this section, or 2511
make no deposit, into the district capital and maintenance fund 2512
for that year. 2513

(2) Notwithstanding division (A) of this section, in any 2514
fiscal year that a school district is either in fiscal watch 2515
status, as declared pursuant to section 3316.03 of the Revised 2516
Code, or in fiscal caution status, as declared pursuant to section 2517
3316.031 of the Revised Code, the district may apply to the 2518
superintendent of public instruction for a waiver from the 2519
requirements of division (A) of this section, under which the 2520
district may be permitted to deposit an amount less than required 2521
by that division or permitted to make no deposit into the district 2522
capital and maintenance fund for that year. The superintendent may 2523
grant a waiver under division (D)(2) of this section if the 2524
district demonstrates to the satisfaction of the superintendent 2525
that compliance with division (A) of this section that year will 2526
create an undue financial hardship on the district. 2527

(3) Notwithstanding division (A) of this section, not more 2528

often than one fiscal year in every three consecutive fiscal 2529
years, any school district that does not satisfy the conditions 2530
for the exemption described in division (D)(1) of this section or 2531
the conditions to apply for the waiver described in division 2532
(D)(2) of this section may apply to the superintendent of public 2533
instruction for a waiver from the requirements of division (A) of 2534
this section, under which the district may be permitted to deposit 2535
an amount less than required by that division or permitted to make 2536
no deposit into the district capital and maintenance fund for that 2537
year. The superintendent may grant a waiver under division (D)(3) 2538
of this section if the district demonstrates to the satisfaction 2539
of the superintendent that compliance with division (A) of this 2540
section that year will necessitate the reduction or elimination of 2541
a program currently offered by the district that is critical to 2542
the academic success of students of the district and that no 2543
reasonable alternatives exist for spending reductions in other 2544
areas of operation within the district that negate the necessity 2545
of the reduction or elimination of that program. 2546

(E) Notwithstanding any provision to the contrary in Chapter 2547
4117. of the Revised Code, the requirements of this section 2548
prevail over any conflicting provisions of agreements between 2549
employee organizations and public employers entered into after 2550
November 21, 1997. 2551

(F) As used in this section, "student population" means the 2552
average, daily, full-time equivalent number of students in 2553
kindergarten through twelfth grade receiving any educational 2554
services from the school district during the first full school 2555
week in October, excluding students enrolled in adult education 2556
classes, but including all of the following: 2557

(1) Adjacent or other district students enrolled in the 2558

district under an open enrollment policy pursuant to section 2559
3313.98 of the Revised Code; 2560

(2) Students receiving services in the district pursuant to a 2561
compact, cooperative education agreement, or a contract, but who 2562
are entitled to attend school in another district pursuant to 2563
section 3313.64 or 3313.65 of the Revised Code; 2564

(3) Students for whom tuition is payable pursuant to sections 2565
3317.081 and 3323.141 of the Revised Code. 2566

The department of education shall determine a district's 2567
student population using data reported to it under section 3317.03 2568
of the Revised Code for the applicable fiscal year. 2569

Sec. 3317.011. (A) As used in this section: 2570

(1) "Average administrative assistant salary" means the 2571
average salary of administrative assistants employed by city, 2572
local, and exempted village school districts in this state with 2573
salaries greater than \$20,000 but less than \$65,000 for the most 2574
recent fiscal year for which data is available, as determined by 2575
the department of education. 2576

(2) "Average bookkeeping and accounting employee salary" 2577
means the average salary of bookkeeping employees and accounting 2578
employees employed by city, local, and exempted village school 2579
districts in this state with salaries greater than \$20,000 but 2580
less than \$80,000 for the most recent fiscal year for which data 2581
is available, as determined by the department. 2582

(3) "Average clerical staff salary" means the average salary 2583
of clerical staff employed by city, local, and exempted village 2584
school districts in this state with salaries greater than \$15,000 2585
but less than \$50,000 for the most recent fiscal year for which 2586

<u>data is available, as determined by the department.</u>	2587
<u>(4) "Average counselor salary" means the average salary of</u>	2588
<u>counselors employed by city, local, and exempted village school</u>	2589
<u>districts in this state with salaries greater than \$30,000 but</u>	2590
<u>less than \$95,000 for the most recent fiscal year for which data</u>	2591
<u>is available, as determined by the department.</u>	2592
<u>(5) "Average education management information system support</u>	2593
<u>employee salary" means the average salary of accounting employees</u>	2594
<u>employed by city, local, and exempted village school districts in</u>	2595
<u>this state with salaries greater than \$30,000 but less than</u>	2596
<u>\$90,000 for the most recent fiscal year for which data is</u>	2597
<u>available, as determined by the department.</u>	2598
<u>(6) "Average librarian and media staff salary" means the</u>	2599
<u>average salary of librarians and media staff employed by city,</u>	2600
<u>local, and exempted village school districts in this state with</u>	2601
<u>salaries greater than \$30,000 but less than \$95,000 for the most</u>	2602
<u>recent fiscal year for which data is available, as determined by</u>	2603
<u>the department.</u>	2604
<u>(7) "Average other district administrator salary" means the</u>	2605
<u>average salary of all assistant superintendents and directors</u>	2606
<u>employed by city, local, and exempted village school districts in</u>	2607
<u>this state with salaries greater than \$50,000 but less than</u>	2608
<u>\$135,000 for the most recent fiscal year for which data is</u>	2609
<u>available, as determined by the department.</u>	2610
<u>(8) "Average principal salary" means the average salary of</u>	2611
<u>all principals employed by city, local, and exempted village</u>	2612
<u>school districts in this state with salaries greater than \$50,000</u>	2613
<u>but less than \$120,000 for the most recent fiscal year for which</u>	2614
<u>data is available, as determined by the department.</u>	2615

(9) "Average superintendent salary" means the average salary 2616
of all superintendents employed by city, local, and exempted 2617
village school districts in this state with salaries greater than 2618
\$60,000 but less than \$180,000 for the most recent fiscal year for 2619
which data is available, as determined by the department. 2620

(10) "Average teacher cost" for a fiscal year is equal to the 2621
sum of the following: 2622

(a) The average salary of teachers employed by city, local, 2623
and exempted village school districts in this state with salaries 2624
greater than \$30,000 but less than \$95,000 for the most recent 2625
fiscal year for which data is available, as determined by the 2626
department; 2627

(b) An amount for teacher benefits equal to 0.16 times the 2628
average salary calculated under division (A)(10)(a) of this 2629
section; 2630

(c) An amount for district-paid insurance costs equal to the 2631
following product: 2632

The statewide weighted average employer-paid monthly premium based 2633
on data reported by city, local, and exempted village school 2634
districts to the state employment relations board for the health 2635
insurance survey conducted in accordance with divisions (K)(5) and 2636
(6) of section 4117.02 of the Revised Code for the most recent 2637
fiscal year for which data is available X 12 2638

(11) "Eligible school district" means a city, local, or 2639
exempted village school district that satisfies one of the 2640
following: 2641

(a) The district is a member of an organization that 2642
regulates interscholastic athletics. 2643

(b) The district has teams in at least three different sports 2644

that participate in an interscholastic league. 2645

(B) When calculating a district's aggregate base cost under 2646
this section, the department shall use data from fiscal year 2018 2647
for all of the following: 2648

(1) The average salaries determined under divisions (A)(1), 2649
(2), (3), (4), (5), (6), (7), (8), (9), and (10)(a) of this 2650
section; 2651

(2) The amount for teacher benefits determined under division 2652
(A)(10)(b) of this section; 2653

(3) The district-paid insurance costs determined under 2654
division (A)(10)(c) of this section; 2655

(4) The spending determined under divisions (E)(4)(a), 2656
(E)(5)(a), (E)(6)(a), and (H)(1) of this section and the 2657
corresponding student counts determined under divisions (E)(4)(b), 2658
(E)(5)(b), (E)(6)(b), and (H)(2) of this section; 2659

(5) The information determined under division (G)(3) of this 2660
section. 2661

(C) A city, local, or exempted village school district's 2662
aggregate base cost for a fiscal year shall be equal to the 2663
following sum: 2664

(The district's teacher base cost for that fiscal year computed 2665
under division (D) of this section) + (the district's student 2666
support base cost for that fiscal year computed under division (E) 2667
of this section) + (the district's leadership and accountability 2668
base cost for that fiscal year computed under division (F) of this 2669
section) + (the district's building leadership and operations base 2670
cost for that fiscal year computed under division (G) of this 2671
section) + (the athletic co-curricular activities base cost for 2672
that fiscal year computed under division (H) of this section, if 2673

<u>the district is an eligible school district)</u>	2674
<u>(D) The department of education shall compute a district's</u>	2675
<u>teacher base cost for a fiscal year as follows:</u>	2676
<u>(1) Calculate the district's classroom teacher cost for that</u>	2677
<u>fiscal year as follows:</u>	2678
<u>(a) Determine the full-time equivalency of students in the</u>	2679
<u>district's base cost enrolled ADM for that fiscal year that are</u>	2680
<u>enrolled in kindergarten and divide that number by 20;</u>	2681
<u>(b) Determine the full-time equivalency of students in the</u>	2682
<u>district's base cost enrolled ADM for that fiscal year that are</u>	2683
<u>enrolled in grades one through three and divide that number by 23;</u>	2684
<u>(c) Determine the full-time equivalency of students in the</u>	2685
<u>district's base cost enrolled ADM for that fiscal year that are</u>	2686
<u>enrolled in grades four through eight but are not enrolled in a</u>	2687
<u>career-technical education program or class described under</u>	2688
<u>section 3317.014 of the Revised Code and divide that number by 25;</u>	2689
<u>(d) Determine the full-time equivalency of students in the</u>	2690
<u>district's base cost enrolled ADM for that fiscal year that are</u>	2691
<u>enrolled in grades nine through twelve but are not enrolled in a</u>	2692
<u>career-technical education program or class described under</u>	2693
<u>section 3317.014 of the Revised Code and divide that number by 27;</u>	2694
<u>(e) Determine the full-time equivalency of students in the</u>	2695
<u>district's base cost enrolled ADM for that fiscal year that are</u>	2696
<u>enrolled in a career-technical education program or class, as</u>	2697
<u>certified under divisions (B)(11), (12), (13), (14), and (15) of</u>	2698
<u>section 3317.03 of the Revised Code, and divide that number by 18;</u>	2699
<u>(f) Compute the sum of the quotients obtained under divisions</u>	2700
<u>(D)(1)(a), (b), (c), (d), and (e) of this section;</u>	2701
<u>(g) Compute the classroom teacher cost by multiplying the</u>	2702

average teacher cost for that fiscal year by the sum computed 2703
under division (D)(1)(f) of this section. 2704

(2) Calculate the district's special teacher cost for that 2705
fiscal year as follows: 2706

(a) Divide the district's base cost enrolled ADM for that 2707
fiscal year by 150; 2708

(b) If the quotient obtained under division (D)(2)(a) of this 2709
section is greater than 6, the special teacher cost shall be equal 2710
to that quotient multiplied by the average teacher cost for that 2711
fiscal year. 2712

(c) If the quotient obtained under division (D)(2)(a) of this 2713
section is less than or equal to 6, the special teacher cost shall 2714
be equal to 6 multiplied by the average teacher cost for that 2715
fiscal year. 2716

(3) Calculate the district's substitute teacher cost for that 2717
fiscal year in accordance with the following formula: 2718

(a) Compute the substitute teacher daily rate with benefits 2719
by multiplying the substitute teacher daily rate of \$90 by 1.16; 2720

(b) Compute the substitute teacher cost in accordance with 2721
the following formula: 2722

[The sum computed under division (D)(1)(f) of this section + (the 2723
greater of the quotient obtained under division (D)(2)(a) of this 2724
section and 6)] X the amount computed under division (D)(3)(a) of 2725
this section X 5 2726

(4) Calculate the district's professional development cost 2727
for that fiscal year in accordance with the following formula: 2728

[The sum computed under division (D)(1)(f) of this section + (the 2729
greater of the quotient obtained under division (D)(2)(a) of this 2730
section and 6)] X [(the sum of divisions (A)(10)(a) and (b) of 2731

<u>this section for that fiscal year)/180] X 4</u>	2732
<u>(5) Calculate the district's teacher base cost for that</u>	2733
<u>fiscal year, which equals the sum of divisions (D)(1), (2), (3),</u>	2734
<u>and (4) of this section.</u>	2735
<u>(E) The department shall compute a district's student support</u>	2736
<u>base cost for a fiscal year as follows:</u>	2737
<u>(1) Calculate the district's guidance counselor cost for that</u>	2738
<u>fiscal year as follows:</u>	2739
<u>(a) Determine the number of students in the district's base</u>	2740
<u>cost enrolled ADM for that fiscal year that are enrolled in grades</u>	2741
<u>nine through twelve and divide that number by 360;</u>	2742
<u>(b) Compute the counselor cost in accordance with the</u>	2743
<u>following formula:</u>	2744
<u>(The greater of the quotient obtained under division (E)(1)(a) of</u>	2745
<u>this section and 1) X [(the average counselor salary for that</u>	2746
<u>fiscal year X 1.16) + the amount specified under division</u>	2747
<u>(A)(10)(c) of this section for that fiscal year]</u>	2748
<u>(2) Calculate the district's librarian and media staff cost</u>	2749
<u>for that fiscal year as follows:</u>	2750
<u>(a) Divide the district's base cost enrolled ADM for that</u>	2751
<u>fiscal year by 1,000;</u>	2752
<u>(b) Compute the librarian and media staff cost in accordance</u>	2753
<u>with the following formula:</u>	2754
<u>The quotient obtained under division (E)(2)(a) of this section X</u>	2755
<u>[(the average librarian and media staff salary for that fiscal</u>	2756
<u>year X 1.16) + the amount specified under division (A)(10)(c) of</u>	2757
<u>this section for that fiscal year]</u>	2758
<u>(3) Calculate the district's staffing cost for student</u>	2759
<u>wellness and success for that fiscal year as follows:</u>	2760

<u>(a) Divide the district's base cost enrolled ADM for that</u>	2761
<u>fiscal year by 250;</u>	2762
<u>(b) Compute the staffing cost for student wellness and</u>	2763
<u>success in accordance with the following formula:</u>	2764
<u>(The greater of the quotient obtained under division (E)(3)(a) of</u>	2765
<u>this section and 5) X [(the average counselor salary for that</u>	2766
<u>fiscal year X 1.16) + the amount specified under division</u>	2767
<u>(A)(10)(c) of this section for that fiscal year]</u>	2768
<u>(4) Calculate the district's academic co-curricular</u>	2769
<u>activities cost for that fiscal year as follows:</u>	2770
<u>(a) Determine the total amount of spending for academic</u>	2771
<u>co-curricular activities reported by city, local, and exempted</u>	2772
<u>village school districts to the department for the most recent</u>	2773
<u>fiscal year for which data is available;</u>	2774
<u>(b) Determine the sum of the enrolled ADM of every school</u>	2775
<u>district in the state for the most recent fiscal year for which</u>	2776
<u>the data specified under division (E)(4)(a) of this section is</u>	2777
<u>available;</u>	2778
<u>(c) Compute the academic co-curricular activities cost in</u>	2779
<u>accordance with the following formula:</u>	2780
<u>(The amount determined under division (E)(4)(a) of this section /</u>	2781
<u>the sum determined under division (E)(4)(b) of this section) X the</u>	2782
<u>district's base cost enrolled ADM for the fiscal year for which</u>	2783
<u>the academic co-curricular activities cost is computed</u>	2784
<u>(5) Calculate the district's building safety and security</u>	2785
<u>cost for that fiscal year as follows:</u>	2786
<u>(a) Determine the total amount of spending for building</u>	2787
<u>safety and security reported by city, local, and exempted village</u>	2788
<u>school districts to the department for the most recent fiscal year</u>	2789

<u>for which data is available;</u>	2790
<u>(b) Determine the sum of the enrolled ADM of every school</u>	2791
<u>district in the state that reported the data specified under</u>	2792
<u>division (E)(5)(a) of this section for the most recent fiscal year</u>	2793
<u>for which the data is available;</u>	2794
<u>(c) Compute the building safety and security cost in</u>	2795
<u>accordance with the following formula:</u>	2796
<u>(The amount determined under division (E)(5)(a) of this section /</u>	2797
<u>the sum determined under division (E)(5)(a) of this section) X the</u>	2798
<u>district's base cost enrolled ADM for the fiscal year for which</u>	2799
<u>the building safety and security cost is computed</u>	2800
<u>(6) Calculate the district's supplies and academic content</u>	2801
<u>cost for that fiscal year as follows:</u>	2802
<u>(a) Determine the total amount of spending for supplies and</u>	2803
<u>academic content, excluding supplies for transportation and</u>	2804
<u>maintenance, reported by city, local, and exempted village school</u>	2805
<u>districts to the department for the most recent fiscal year for</u>	2806
<u>which data is available;</u>	2807
<u>(b) Determine the sum of the enrolled ADM of every school</u>	2808
<u>district in the state for the most recent fiscal year for which</u>	2809
<u>the data specified under division (E)(6)(a) of this section is</u>	2810
<u>available;</u>	2811
<u>(c) Compute the supplies and academic content cost in</u>	2812
<u>accordance with the following formula:</u>	2813
<u>(The amount determined under division (E)(6)(a) of this section /</u>	2814
<u>the sum determined under division (E)(6)(b) of this section) X the</u>	2815
<u>district's base cost enrolled ADM for the fiscal year for which</u>	2816
<u>the supplies and academic content cost is computed</u>	2817
<u>(7) Calculate the district's technology cost for that fiscal</u>	2818

<u>year in accordance with the following formula:</u>	2819
<u>\$37.50 X the district's base cost enrolled ADM for that fiscal</u>	2820
<u>year</u>	2821
<u>(8) Calculate the district's student support base cost for</u>	2822
<u>that fiscal year, which equals the sum of divisions (E)(1), (2),</u>	2823
<u>(3), (4), (5), (6), and (7) of this section.</u>	2824
<u>(F) The department shall compute a district's leadership and</u>	2825
<u>accountability base cost for a fiscal year as follows:</u>	2826
<u>(1) Calculate the district's superintendent cost for that</u>	2827
<u>fiscal year as follows:</u>	2828
<u>(a) If the district's base cost enrolled ADM for that fiscal</u>	2829
<u>year is greater than 4,000, then the district's superintendent</u>	2830
<u>cost shall be equal to [(\$160,000 X 1.16) + the amount specified</u>	2831
<u>under division (A)(10)(c) of this section for that fiscal year].</u>	2832
<u>(b) If the district's base cost enrolled ADM for that fiscal</u>	2833
<u>year is less than or equal to 4,000 but greater than or equal to</u>	2834
<u>500, the district's superintendent cost shall be equal to the sum</u>	2835
<u>of the following:</u>	2836
<u>(i) (The district's base cost enrolled ADM for that fiscal</u>	2837
<u>year - 500) X {[((\$160,000 X 1.16) - (\$80,000 X 1.16))/3500];</u>	2838
<u>(ii) (\$80,000 X 1.16) + the amount specified under division</u>	2839
<u>(A)(10)(c) of this section for that fiscal year.</u>	2840
<u>(c) If the district's base cost enrolled ADM is less than</u>	2841
<u>500, then the district's superintendent cost shall be equal to</u>	2842
<u>[((\$80,000 X 1.16) + the amount specified under division (A)(10)(c)</u>	2843
<u>of this section for that fiscal year].</u>	2844
<u>(2) Calculate the district's treasurer cost for that fiscal</u>	2845
<u>year as follows:</u>	2846

(a) If the district's base cost enrolled ADM for that fiscal year is greater than 4,000, then the district's treasurer cost shall be equal to [(\$130,000 X 1.16) + the amount specified under division (A)(10)(c) of this section for that fiscal year].

(b) If the district's base cost enrolled ADM for that fiscal year is less than or equal to 4,000 but greater than or equal to 500, the district's treasurer cost shall be equal to the sum of the following:

(i) (The district's base cost enrolled ADM for that fiscal year - 500) X {[(\$130,000 X 1.16) - (\$60,000 X 1.16)]/3500};

(ii) (\$60,000 X 1.16) + the amount specified under division (A)(10)(c) of this section for that fiscal year.

(c) If the district's base cost enrolled ADM is less than 500, then the district's treasurer cost shall be equal to [(\$60,000 X 1.16) + the amount specified under division (A)(10)(c) of this section for that fiscal year].

(3) Calculate the district's other district administrator cost for that fiscal year as follows:

(a) Divide the average other district administrator salary for that fiscal year by the average superintendent salary for that fiscal year;

(b) Divide the district's base cost enrolled ADM for that fiscal year by 750;

(c) Compute the other district administrator cost in accordance with the following formula:

{[(The district's superintendent cost for that fiscal year calculated under division (F)(1) of this section - the amount specified under division (A)(10)(c) of this section for that fiscal year) X the quotient obtained under division (F)(3)(a) of

this section] + the amount specified under division (A)(10)(c) of 2876
this section} X (the greater of the quotient obtained under 2877
division (F)(3)(b) of this section and 2) 2878
(4) Calculate the district's fiscal support cost for that 2879
fiscal year as follows: 2880
(a) Divide the district's base cost enrolled ADM for that 2881
fiscal year by 850; 2882
(b) Determine the lesser of the following: 2883
(i) The maximum of the quotient obtained under division 2884
(F)(4)(a) of this section and 2; 2885
(ii) 35. 2886
(c) Compute the fiscal support cost in accordance with the 2887
following formula: 2888
The number obtained under division (F)(4)(b) of this section X 2889
[(the average bookkeeping and accounting employee salary for that 2890
fiscal year X 1.16) + the amount specified under division 2891
(A)(10)(c) of this section for that fiscal year] 2892
(5) Calculate the district's education management information 2893
system support cost for that fiscal year as follows: 2894
(a) Divide the district's base cost enrolled ADM for that 2895
fiscal year by 5,000; 2896
(b) Compute the education management information system 2897
support cost in accordance with the following formula: 2898
(The greater of the quotient obtained under division (F)(5)(a) of 2899
this section and 1) X [(the average education management 2900
information system support employee salary for that fiscal year X 2901
1.16) + the amount specified under division (A)(10)(c) of this 2902
section for that fiscal year] 2903

(6) Calculate the district's leadership support cost for that 2904
fiscal year as follows: 2905

(a) Determine the greater of the quotient obtained under 2906
division (F)(3)(b) of this section and 2, and add 1 to that 2907
number; 2908

(b) Divide the number obtained under division (F)(6)(a) of 2909
this section by 3; 2910

(c) Compute the leadership support cost in accordance with 2911
the following formula: 2912

(The greater of the quotient obtained under division (F)(6)(b) of 2913
this section and 1) X [(the average administrative assistant 2914
salary for that fiscal year X 1.16) + the amount specified under 2915
division (A)(10)(c) of this section for that fiscal year] 2916

(7) Calculate the district's information technology center 2917
support cost for that fiscal year in accordance with the following 2918
formula: 2919

\$31 X the district's base cost enrolled ADM for that fiscal year 2920

(8) Calculate the district's district leadership and 2921
accountability base cost for that fiscal year, which equals the 2922
sum of divisions (F)(1), (2), (3), (4), (5), (6), and (7) of this 2923
section. 2924

(G) The department shall compute a district's building 2925
leadership and operations base cost for a fiscal year as follows: 2926

(1) Calculate the district's building leadership cost for 2927
that fiscal year as follows: 2928

(a) Divide the average principal salary for that fiscal year 2929
by the average superintendent salary for that fiscal year; 2930

(b) Divide the district's base cost enrolled ADM for that 2931

<u>fiscal year by 450;</u>	2932
<u>(c) Compute the building leadership cost in accordance with</u>	2933
<u>the following formula:</u>	2934
<u>{[(The district's superintendent cost for that fiscal year</u>	2935
<u>calculated under division (F)(1) of this section - the amount</u>	2936
<u>specified under division (A)(10)(c) of this section for that</u>	2937
<u>fiscal year) X the quotient obtained under division (G)(1)(a) of</u>	2938
<u>this section] + the amount specified under division (A)(10)(c) of</u>	2939
<u>this section for that fiscal year} X the quotient obtained under</u>	2940
<u>division (G)(1)(b) of this section</u>	2941
<u>(2) Calculate the district's building leadership support cost</u>	2942
<u>for that fiscal year as follows:</u>	2943
<u>(a) Divide the district's base cost enrolled ADM for that</u>	2944
<u>fiscal year by 400;</u>	2945
<u>(b) Determine the number of school buildings in the district</u>	2946
<u>for that fiscal year;</u>	2947
<u>(c) Compute the building leadership support cost in</u>	2948
<u>accordance with the following formula:</u>	2949
<u>(i) If the quotient obtained under division (G)(2)(a) of this</u>	2950
<u>section is less than the number obtained under division (G)(2)(b)</u>	2951
<u>of this section, then the district's building leadership support</u>	2952
<u>cost shall be equal to {the number obtained under division</u>	2953
<u>(G)(2)(b) of this section for that fiscal year X [(the average</u>	2954
<u>clerical staff salary for that fiscal year X 1.16) + the amount</u>	2955
<u>specified under division (A)(10)(c) of this section for that</u>	2956
<u>fiscal year]}.</u>	2957
<u>(ii) If the quotient obtained under division (G)(2)(a) of</u>	2958
<u>this section is greater than or equal to the number obtained under</u>	2959
<u>division (G)(2)(b) of this section, then the district's building</u>	2960

leadership support cost shall be equal to {[the lesser of (the
 number obtained under division (G)(2)(b) of this section X 3) and
 the quotient obtained under division (G)(2)(a) of this section] X
 [(the average clerical staff salary for that fiscal year X 1.16) +
 the amount specified under division (A)(10)(c) of this section for
 that fiscal year]}.

(3) Calculate the district's building operations cost for
 that fiscal year as follows:

(a) Using data for the six most recent fiscal years for which
 data is available, determine both of the following:

(i) The six-year average of the average building square feet
 per pupil for all city, local, and exempted village school
 district buildings in the state;

(ii) The six-year average cost per square foot for all city,
 local, and exempted village school district buildings in the
 state.

(b) Compute the building operations cost in accordance with
 the following formula:

The district's base cost enrolled ADM for that fiscal year X [(the
 number determined under division (G)(3)(a)(i) of this section X
 the number determined under division (G)(3)(a)(ii) of this
 section) - (the amount determined under division (E)(6)(a) of this
 section for that fiscal year/ the sum determined under division
 (E)(6)(b) of this section for that fiscal year)]

(4) Calculate the district's building leadership and
 operations base cost for that fiscal year, which equals the sum of
 divisions (G)(1), (2), and (3) of this section.

(H) If a district is an eligible school district, the
 department shall compute the district's athletic co-curricular

<u>activities base cost for a fiscal year as follows:</u>	2990
<u>(1) Determine the total amount of spending for athletic</u>	2991
<u>co-curricular activities reported by city, local, and exempted</u>	2992
<u>village school districts to the department for that fiscal year;</u>	2993
<u>(2) Determine the sum of the enrolled ADM of every school</u>	2994
<u>district in the state for that fiscal year;</u>	2995
<u>(3) Compute the district's athletic co-curricular activities</u>	2996
<u>base cost in accordance with the following formula:</u>	2997
<u>(The amount determined under division (H)(1) of this section / the</u>	2998
<u>sum determined under division (H)(2) of this section) X the</u>	2999
<u>district's base cost enrolled ADM for the fiscal year for which</u>	3000
<u>the funds for athletic co-curricular activities are computed</u>	3001
 <u>Sec. 3317.012. (A) As used in this section, "average</u>	3002
<u>administrative assistant salary," "average bookkeeping and</u>	3003
<u>accounting employee salary," "average clerical staff salary,"</u>	3004
<u>"average counselor salary," "average education management</u>	3005
<u>information system support employee salary," "average librarian</u>	3006
<u>and media staff salary," "average other district administrator</u>	3007
<u>salary," "average principal salary," "average superintendent</u>	3008
<u>salary," and "average teacher cost" have the same meanings as in</u>	3009
<u>section 3317.011 of the Revised Code.</u>	3010
 <u>(B) When calculating a district's aggregate base cost under</u>	3011
<u>this section, the department shall use data from fiscal year 2018</u>	3012
<u>for all of the following:</u>	3013
<u>(1) The average salaries determined under divisions (A)(1),</u>	3014
<u>(2), (3), (4), (5), (6), (7), (8), (9), and (10)(a) of section</u>	3015
<u>3317.011 of the Revised Code;</u>	3016
<u>(2) The amount for teacher benefits determined under division</u>	3017

<u>(A)(10)(b) of section 3317.011 of the Revised Code;</u>	3018
<u>(3) The district-paid insurance costs determined under</u>	3019
<u>division (A)(10)(c) of section 3317.011 of the Revised Code;</u>	3020
<u>(4) Spending determined under divisions (E)(4)(a), (E)(5)(a),</u>	3021
<u>and (H)(1) of section 3317.011 of the Revised Code and the</u>	3022
<u>corresponding student counts determined under divisions (E)(4)(b),</u>	3023
<u>(E)(5)(b), and (H)(2) of that section;</u>	3024
<u>(5) The information determined under division (G)(3) of</u>	3025
<u>section 3317.011 of the Revised Code.</u>	3026
<u>(C) A joint vocational school district's aggregate base cost</u>	3027
<u>for a fiscal year shall be equal to the following sum:</u>	3028
<u>The district's teacher base cost for that fiscal year computed</u>	3029
<u>under division (D) of this section + the district's student</u>	3030
<u>support base cost for that fiscal year computed under division (E)</u>	3031
<u>of this section + the district's leadership and accountability</u>	3032
<u>base cost for that fiscal year computed under division (F) of this</u>	3033
<u>section + the district's building leadership and operations base</u>	3034
<u>cost for that fiscal year computed under division (G) of this</u>	3035
<u>section</u>	3036
<u>(D) The department of education shall compute a district's</u>	3037
<u>teacher base cost for a fiscal year as follows:</u>	3038
<u>(1) Calculate the district's classroom teacher cost for that</u>	3039
<u>fiscal year as follows:</u>	3040
<u>(a) Determine the full-time equivalency of students in the</u>	3041
<u>district's base cost enrolled ADM for that fiscal year that are</u>	3042
<u>enrolled in a career-technical education program or class, as</u>	3043
<u>certified under divisions (D)(2)(h), (i), (j), (k), and (l) of</u>	3044
<u>section 3317.03 of the Revised Code, and divide that number by 18;</u>	3045
<u>(b) Determine the full-time equivalency of students in the</u>	3046

district's base cost enrolled ADM for that fiscal year that are 3047
enrolled in grades six through eight but are not enrolled in a 3048
career-technical education program or class described under 3049
section 3317.014 of the Revised Code and divide that number by 25; 3050

(c) Determine the full-time equivalency of students in the 3051
district's base cost enrolled ADM for that fiscal year that are 3052
enrolled in grades nine through twelve but are not enrolled in a 3053
career-technical education program or class described under 3054
section 3317.014 of the Revised Code and divide that number by 27; 3055

(d) Compute the sum of the quotients obtained under divisions 3056
(D)(1)(a), (b), and (c) of this section; 3057

(e) Compute the classroom teacher base cost by multiplying 3058
the average teacher cost for that fiscal year by the sum computed 3059
under division (D)(1)(d) of this section. 3060

(2) Calculate the district's cost for that fiscal year for 3061
teachers providing health and physical education, instruction 3062
regarding employability and soft skills, development and 3063
coordination of internships and job placements, career-technical 3064
student organization activities, pre-apprenticeship and 3065
apprenticeship coordination, and any assessment related to 3066
career-technical education, including any nationally recognized 3067
job skills or end-of-course assessment, as follows: 3068

(a) Divide the district's base cost enrolled ADM for that 3069
fiscal year by 150; 3070

(b) If the quotient obtained under division (D)(2)(a) of this 3071
section is greater than 6, the teacher cost shall be equal to that 3072
quotient multiplied by the average teacher cost for that fiscal 3073
year. 3074

(c) If the quotient obtained under division (D)(2)(a) of this 3075

section is less than or equal to 6, the teacher cost shall be 3076
equal to 6 multiplied by the average teacher cost for that fiscal 3077
year. 3078

(3) Calculate the district's substitute teacher cost for that 3079
fiscal year in accordance with the following formula: 3080

(a) Compute the substitute teacher daily rate with benefits 3081
by multiplying the substitute teacher daily rate of \$90 by 1.16; 3082

(b) Compute the substitute teacher cost in accordance with 3083
the following formula: 3084

[The sum computed under division (D)(1)(d) of this section + (the 3085
greater of the quotient obtained under division (D)(2)(a) of this 3086
section and 6)] X the amount computed under division (D)(3)(a) of 3087
this section X 5 3088

(4) Calculate the district's professional development cost 3089
for that fiscal year in accordance with the following formula: 3090

[The sum computed under division (D)(1)(d) of this section + (the 3091
greater of the quotient obtained under division (D)(2)(a) of this 3092
section and 6)] X [(the sum of divisions (A)(10)(a) and (b) of 3093
section 3317.011 of the Revised Code for that fiscal year)/180] X 3094

4 3095

(5) Calculate the district's teacher base cost for that 3096
fiscal year, which equals the sum of divisions (D)(1), (2), (3), 3097
and (4) of this section. 3098

(E) The department shall compute a district's student support 3099
base cost for a fiscal year as follows: 3100

(1) Calculate the district's guidance counselor cost for that 3101
fiscal year as follows: 3102

(a) Determine the number of students in the district's base 3103
cost enrolled ADM for that fiscal year that are enrolled in grades 3104

nine through twelve and divide that number by 360; 3105

(b) Compute the counselor cost in accordance with the 3106
following formula: 3107

(The greater of the quotient obtained under division (E)(1)(a) of 3108
this section and 1) X [(the average counselor salary for that 3109
fiscal year X 1.16) + the amount specified under division 3110
(A)(10)(c) of section 3317.011 of the Revised Code for that fiscal 3111
year] 3112

(2) Calculate the district's librarian and media staff cost 3113
for that fiscal year as follows: 3114

(a) Divide the district's base cost enrolled ADM for that 3115
fiscal year by 1,000; 3116

(b) Compute the librarian and media staff cost in accordance 3117
with the following formula: 3118

The quotient obtained under division (E)(2)(a) of this section X 3119
[(the average librarian and media staff salary for that fiscal 3120
year X 1.16) + the amount specified under division (A)(10)(c) of 3121
section 3317.011 of the Revised Code for that fiscal year] 3122

(3) Calculate the district's staffing cost for student 3123
wellness and success for that fiscal year as follows: 3124

(a) Divide the district's base cost enrolled ADM for that 3125
fiscal year by 250; 3126

(b) Compute the staffing cost for student wellness and 3127
success in accordance with the following formula: 3128

The quotient obtained under division (E)(3)(a) of this section X 3129
[(the average counselor salary for that fiscal year X 1.16) + the 3130
amount specified under division (A)(10)(c) of section 3317.011 of 3131
the Revised Code for that fiscal year] 3132

(4) Calculate the district's cost for that fiscal year for 3133

career-technical curriculum specialists and coordinators, career
assessment and program placement, recruitment and orientation,
student success coordination, analysis of test results,
development of intervention and remediation plans and monitoring
of those plans, and satellite program coordination in accordance
with the following formula:

$$\left[\frac{\text{(The amount determined under division (E)(4)(a) of section 3317.011 of the Revised Code for that fiscal year / the sum determined under division (E)(4)(b) of section 3317.011 of the Revised Code)} + \text{(the amount determined under division (H)(1) of section 3317.011 of the Revised Code for that fiscal year / the sum determined under division (H)(2) of section 3317.011 of the Revised Code)}} \right] \times \text{the district's base cost enrolled ADM for the fiscal year for which the district's cost under this division is computed}$$

(5) Compute the district's building safety and security cost
for that fiscal year in accordance with the following formula:
$$\left(\frac{\text{(The amount determined under division (E)(5)(a) of section 3317.011 of the Revised Code for that fiscal year / the sum determined under division (E)(5)(b) of section 3317.011 of the Revised Code)} \times \text{the district's base cost enrolled ADM for the fiscal year for which the building safety and security cost is computed}} \right)$$

(6) Compute the district's supplies and academic content cost
for that fiscal year in accordance with the following formula:
$$\left(\frac{\text{(The amount determined under division (E)(6)(a) of section 3317.011 of the Revised Code for that fiscal year / the sum determined under division (E)(6)(b) of section 3317.011 of the Revised Code)} \times \text{the district's base cost enrolled ADM for the fiscal year for which the supplies and academic content cost is computed}} \right)$$

<u>(7) Calculate the district's technology cost for that fiscal</u>	3165
<u>year in accordance with the following formula:</u>	3166
<u>\$37.50 X the district's base cost enrolled ADM for that fiscal</u>	3167
<u>year</u>	3168
<u>(8) Calculate the district's student support base cost for</u>	3169
<u>that fiscal year, which equals the sum of divisions (E)(1), (2),</u>	3170
<u>(3), (4), (5), (6), and (7) of this section.</u>	3171
<u>(F) The department shall compute a district's leadership and</u>	3172
<u>accountability base cost for a fiscal year as follows:</u>	3173
<u>(1) Calculate the district's superintendent cost for that</u>	3174
<u>fiscal year as follows:</u>	3175
<u>(a) If the district's base cost enrolled ADM for that fiscal</u>	3176
<u>year is greater than 4,000, then the district's superintendent</u>	3177
<u>cost shall be equal to [(\$160,000 X 1.16) + the amount specified</u>	3178
<u>under division (A)(10)(c) of section 3317.011 of the Revised Code</u>	3179
<u>for that fiscal year].</u>	3180
<u>(b) If the district's base cost enrolled ADM for that fiscal</u>	3181
<u>year is less than or equal to 4,000 but greater than or equal to</u>	3182
<u>500, the district's superintendent cost shall be equal to the sum</u>	3183
<u>of the following:</u>	3184
<u>(i) (The district's base cost enrolled ADM for that fiscal</u>	3185
<u>year - 500) X {[((\$160,000 X 1.16) - (\$80,000 X 1.16))/3500]};</u>	3186
<u>(ii) (\$80,000 X 1.16) + the amount specified under division</u>	3187
<u>(A)(10)(c) of section 3317.011 of the Revised Code for that fiscal</u>	3188
<u>year.</u>	3189
<u>(c) If the district's base cost enrolled ADM is less than</u>	3190
<u>500, then the district's superintendent cost shall be equal to</u>	3191
<u>[((\$80,000 X 1.16) + the amount specified under division (A)(10)(c)</u>	3192
<u>of section 3317.011 of the Revised Code for that fiscal year].</u>	3193

(2) Calculate the district's treasurer cost for that fiscal year as follows: 3194
3195

(a) If the district's base cost enrolled ADM for that fiscal year is greater than 4,000, then the district's treasurer cost shall be equal to [(\$130,000 X 1.16) + the amount specified under division (A)(10)(c) of section 3317.011 of the Revised Code for that fiscal year]. 3196
3197
3198
3199
3200

(b) If the district's base cost enrolled ADM for that fiscal year is less than or equal to 4,000 but greater than or equal to 500, the district's treasurer cost shall be equal to the sum of the following: 3201
3202
3203
3204

(i) (The district's base cost enrolled ADM for that fiscal year - 500) X {[(\$130,000 X 1.16) - (\$60,000 X 1.16)]/3500}; 3205
3206

(ii) (\$60,000 X 1.16) + the amount specified under division (A)(10)(c) of section 3317.011 of the Revised Code for that fiscal year. 3207
3208
3209

(c) If the district's base cost enrolled ADM is less than 500, then the district's treasurer cost shall be equal to [(\$60,000 X 1.16) + the amount specified under division (A)(10)(c) of section 3317.011 of the Revised Code for that fiscal year]. 3210
3211
3212
3213

(3) Calculate the district's other district administrator cost for that fiscal year as follows: 3214
3215

(a) Divide the average other district administrator salary for that fiscal year by the average superintendent salary for that fiscal year; 3216
3217
3218

(b) Divide the district's base cost enrolled ADM for that fiscal year by 750; 3219
3220

(c) Compute the other district administrator cost in 3221

<u>accordance with the following formula:</u>	3222
<u>{[(The district's superintendent cost for that fiscal year</u>	3223
<u>calculated under division (F)(1) of this section - the amount</u>	3224
<u>specified under division (A)(10)(c) of section 3317.011 of the</u>	3225
<u>Revised Code for that fiscal year) X the quotient obtained under</u>	3226
<u>division (F)(3)(a) of this section] + the amount specified under</u>	3227
<u>division (A)(10)(c) of section 3317.011 of the Revised Code} X</u>	3228
<u>(the greater of the quotient obtained under division (F)(3)(b) of</u>	3229
<u>this section and 2)</u>	3230
<u>(4) Calculate the district's fiscal support cost for that</u>	3231
<u>fiscal year as follows:</u>	3232
<u>(a) Divide the district's base cost enrolled ADM for that</u>	3233
<u>fiscal year by 850;</u>	3234
<u>(b) Determine the lesser of the following:</u>	3235
<u>(i) The maximum of the quotient obtained under division</u>	3236
<u>(F)(4)(a) of this section and 2;</u>	3237
<u>(ii) 35.</u>	3238
<u>(c) Compute the fiscal support cost in accordance with the</u>	3239
<u>following formula:</u>	3240
<u>The number obtained under division (F)(4)(b) of this section X</u>	3241
<u>[(the average bookkeeping and accounting employee salary for that</u>	3242
<u>fiscal year X 1.16) + the amount specified under division</u>	3243
<u>(A)(10)(c) of section 3317.011 of the Revised Code for that fiscal</u>	3244
<u>year]</u>	3245
<u>(5) Calculate the district's education management information</u>	3246
<u>system support cost for that fiscal year as follows:</u>	3247
<u>(a) Divide the district's base cost enrolled ADM for that</u>	3248
<u>fiscal year by 5,000;</u>	3249

<u>(b) Compute the education management information system</u>	3250
<u>support cost in accordance with the following formula:</u>	3251
<u>(The greater of the quotient obtained under division (F)(5)(a) of</u>	3252
<u>this section and 1) X [(the average education management</u>	3253
<u>information system support employee salary for that fiscal year X</u>	3254
<u>1.16) + the amount specified under division (A)(10)(c) of section</u>	3255
<u>3317.011 of the Revised Code for that fiscal year]</u>	3256
<u>(6) Calculate the district's leadership support cost for that</u>	3257
<u>fiscal year as follows:</u>	3258
<u>(a) Determine the greater of the quotient obtained under</u>	3259
<u>division (F)(3)(b) of this section and 2 and add 1 to that number;</u>	3260
<u>(b) Divide the number obtained under division (F)(6)(a) of</u>	3261
<u>this section by 3;</u>	3262
<u>(c) Compute the leadership support cost in accordance with</u>	3263
<u>the following formula:</u>	3264
<u>(The greater of the quotient obtained under division (F)(6)(b) of</u>	3265
<u>this section and 1) X [(the average administrative assistant</u>	3266
<u>salary for that fiscal year X 1.16) + the amount specified under</u>	3267
<u>division (A)(10)(c) of section 3317.011 of the Revised Code for</u>	3268
<u>that fiscal year]</u>	3269
<u>(7) Calculate the district's information technology center</u>	3270
<u>support cost for that fiscal year in accordance with the following</u>	3271
<u>formula:</u>	3272
<u>\$31 X the district's base cost enrolled ADM for that fiscal year</u>	3273
<u>(8) Calculate the district's district leadership and</u>	3274
<u>accountability base cost for that fiscal year, which equals the</u>	3275
<u>sum of divisions (F)(1), (2), (3), (4), (5), (6), and (7) of this</u>	3276
<u>section;</u>	3277
<u>(G) The department shall compute a district's building</u>	3278

<u>leadership and operations base cost for a fiscal year as follows:</u>	3279
<u>(1) Calculate the district's building leadership cost for</u>	3280
<u>that fiscal year as follows:</u>	3281
<u>(a) Divide the average principal salary for that fiscal year</u>	3282
<u>by the average superintendent salary for that fiscal year;</u>	3283
<u>(b) Divide the district's base cost enrolled ADM for that</u>	3284
<u>fiscal year by 450;</u>	3285
<u>(c) Compute the building leadership cost in accordance with</u>	3286
<u>the following formula:</u>	3287
<u>{[(The district's superintendent cost for that fiscal year</u>	3288
<u>calculated under division (F)(1) of this section - the amount</u>	3289
<u>specified under division (A)(10)(c) of section 3317.011 of the</u>	3290
<u>Revised Code for that fiscal year) X the quotient obtained under</u>	3291
<u>division (G)(1)(a) of this section] + the amount specified under</u>	3292
<u>division (A)(10)(c) of section 3317.011 of the Revised Code for</u>	3293
<u>that fiscal year} X the quotient obtained under division (G)(1)(b)</u>	3294
<u>of this section</u>	3295
<u>(2) Calculate the district's building leadership support cost</u>	3296
<u>for that fiscal year as follows:</u>	3297
<u>(a) Divide the district's base cost enrolled ADM for that</u>	3298
<u>fiscal year by 400;</u>	3299
<u>(b) Determine the number of school buildings in the district</u>	3300
<u>for that fiscal year;</u>	3301
<u>(c) Compute the building leadership support cost in</u>	3302
<u>accordance with the following formula:</u>	3303
<u>(i) If the quotient obtained under division (G)(2)(a) of this</u>	3304
<u>section is less than the number obtained under division (G)(2)(b)</u>	3305
<u>of this section, then the district's building leadership support</u>	3306

cost shall be equal to {the number obtained under division 3307
 (G)(2)(b) of this section X [(the average clerical staff salary X 3308
 1.16) + the amount specified under division (A)(10)(c) of section 3309
 3317.011 of the Revised Code for that fiscal year]}.

(ii) If the quotient obtained under division (G)(2)(a) of 3311
 this section is greater than or equal to the number obtained under 3312
 division (G)(2)(b) of this section, then the district's building 3313
 leadership support cost shall be equal to {[the lesser of (the 3314
 number obtained under division (G)(2)(b) of this section X 3) and 3315
 the quotient obtained under division (G)(2)(a) of this section] X 3316
 [(the average clerical staff salary for that fiscal year X 1.16) + 3317
 the amount specified under division (A)(10)(c) of section 3317.011 3318
 of the Revised Code for that fiscal year]}.

(3) Compute the district's building operations cost for that 3320
 fiscal year in accordance with the following formula: 3321
 The district's base cost enrolled ADM for that fiscal year X [(the 3322
 number determined under division (G)(3)(a)(i) of section 3317.011 3323
 of the Revised Code X the number determined under division 3324
 (G)(3)(a)(ii) of section 3317.011 of the Revised Code) - (the 3325
 amount determined under division (E)(5)(a) of section 3317.011 of 3326
 the Revised Code for that fiscal year / the sum determined under 3327
 division (E)(5)(b) of section 3317.011 of the Revised Code for 3328
 that fiscal year)] 3329

(4) Calculate the district's building leadership and 3330
 operations base cost for that fiscal year, which equals the sum of 3331
 divisions (G)(1), (2), and (3) of this section. 3332

Sec. 3317.013. The ~~amounts~~ multiples for the following 3333
 categories of special education programs, as these programs are 3334
 defined for purposes of Chapter 3323. of the Revised Code, are as 3335

follows: 3336

(A) ~~An amount of \$1,578~~ A multiple of 0.2435 for ~~each student~~ 3337
students whose primary or only identified disability is a speech 3338
and language disability, as this term is defined pursuant to 3339
Chapter 3323. of the Revised Code; 3340

(B) ~~An amount of \$4,005~~ A multiple of 0.6179 for ~~each student~~ 3341
students identified as specific learning disabled or 3342
developmentally disabled, as these terms are defined pursuant to 3343
Chapter 3323. of the Revised Code, identified as having an other 3344
health impairment-minor, or identified as a preschool child who is 3345
developmentally delayed; 3346

(C) ~~An amount of \$9,622~~ A multiple of 1.4845 for ~~each student~~ 3347
students identified as hearing disabled or severe behavior 3348
disabled, as these terms are defined pursuant to Chapter 3323. of 3349
the Revised Code; 3350

(D) ~~An amount of \$12,841~~ A multiple of 1.9812 for ~~each~~ 3351
~~student~~ students identified as vision impaired, as this term is 3352
defined pursuant to Chapter 3323. of the Revised Code, or as 3353
having an other health impairment-major; 3354

(E) ~~An amount of \$17,390~~ A multiple of 2.6830 for ~~each~~ 3355
~~student~~ students identified as orthopedically disabled or as 3356
having multiple disabilities, as these terms are defined pursuant 3357
to Chapter 3323. of the Revised Code; 3358

(F) ~~An amount of \$25,637~~ A multiple of 3.9554 for ~~each~~ 3359
~~student~~ students identified as autistic, having traumatic brain 3360
injuries, or as both visually and hearing impaired, as these terms 3361
are defined pursuant to Chapter 3323. of the Revised Code. 3362

Sec. 3317.014. ~~(A) The career technical education additional~~ 3363
~~amount per pupil for each student enrolled in multiples for the~~ 3364

following categories of career-technical education programs 3365
 approved by the department of education under section 3317.161 of 3366
 the Revised Code shall be as follows: 3367

~~(A) An amount of \$5,192~~ (1) A multiple of 0.6230 for each 3368
~~student~~ students enrolled in career-technical education workforce 3369
 development programs in agricultural and environmental systems, 3370
 construction technologies, engineering and science technologies, 3371
 finance, health science, information technology, and manufacturing 3372
 technologies, each of which shall be defined by the department in 3373
 consultation with the governor's office of workforce 3374
 transformation; 3375

~~(B) An amount of \$4,921~~ (2) A multiple of 0.5905 for each 3376
~~student~~ students enrolled in workforce development programs in 3377
 business and administration, hospitality and tourism, human 3378
 services, law and public safety, transportation systems, and arts 3379
 and communications, each of which shall be defined by the 3380
 department in consultation with the governor's office of workforce 3381
 transformation; 3382

~~(C) An amount of \$1,795~~ (3) A multiple of 0.2154 for students 3383
 enrolled in career-based intervention programs, which shall be 3384
 defined by the department in consultation with the governor's 3385
 office of workforce transformation; 3386

~~(D) An amount of \$1,525~~ (4) A multiple of 0.1830 for students 3387
 enrolled in workforce development programs in education and 3388
 training, marketing, workforce development academics, public 3389
 administration, and career development, each of which shall be 3390
 defined by the department of education in consultation with the 3391
 governor's office of workforce transformation; 3392

~~(E) An amount of \$1,308~~ (5) A multiple of 0.1570 for students 3393

enrolled in family and consumer science programs, which shall be 3394
defined by the department of education in consultation with the 3395
governor's office of workforce transformation. 3396

(B) The ~~amount~~ multiple for career-technical education 3397
associated services, as defined by the department, shall be ~~\$245~~ 3398
0.0294. 3399

(C) The department of education shall calculate 3400
career-technical education funds for each city, local, exempted 3401
village, and joint vocational school district as the sum of the 3402
following: 3403

(1) The district's category one career-technical education 3404
ADM X the multiple specified in division (A)(1) of this section X 3405
the statewide average career-technical base cost per pupil for 3406
that fiscal year X the district's state share percentage; 3407

(2) The district's category two career-technical education 3408
ADM X the multiple specified in division (A)(2) of this section X 3409
the statewide average career-technical base cost per pupil for 3410
that fiscal year X the district's state share percentage; 3411

(3) The district's category three career-technical education 3412
ADM X the multiple specified in division (A)(3) of this section X 3413
the statewide average career-technical base cost per pupil for 3414
that fiscal year X the district's state share percentage; 3415

(4) The district's category four career-technical education 3416
ADM X the multiple specified in division (A)(4) of this section X 3417
the statewide average career-technical base cost per pupil for 3418
that fiscal year X the district's state share percentage; 3419

(5) The district's category five career-technical education 3420
ADM X the multiple specified in division (A)(5) of this section X 3421
the statewide average career-technical base cost per pupil for 3422

that fiscal year X the district's state share percentage. 3423

Payment of funds calculated under division (C) of this 3424
section is subject to approval under section 3317.161 of the 3425
Revised Code. 3426

(D) The department shall calculate career-technical 3427
associated services funds for each city, local, exempted village, 3428
and joint vocational school district as follows: 3429

The district's state share percentage X the multiple for 3430
career-technical education associated services specified under 3431
division (B) of this section X the statewide average 3432
career-technical base cost per pupil for that fiscal year X the 3433
sum of the district's categories one through five career-technical 3434
education ADM 3435

(E) The department shall pay career awareness and exploration 3436
funds to city, local, exempted village, and joint vocational 3437
school districts calculated as follows: 3438

The district's enrolled ADM X \$2.50, for fiscal year 2022, \$5, for 3439
fiscal year 2023, \$7.50, for fiscal year 2024, or \$10, for fiscal 3440
year 2025 and each fiscal year thereafter 3441

(F)(1) In any fiscal year, a school district receiving funds 3442
calculated under division (C) of this section shall spend those 3443
funds only for the purposes that the department designates as 3444
approved for career-technical education expenses. Career-technical 3445
education expenses approved by the department shall include only 3446
expenses connected to the delivery of career-technical programming 3447
to career-technical students. The department shall require the 3448
school district to report data annually so that the department may 3449
monitor the district's compliance with the requirements regarding 3450
the manner in which funding calculated under division (C) of this 3451
section may be spent. 3452

(2) All funds received under division (C) of this section 3453
shall be spent in the following manner: 3454

(a) At least seventy-five per cent of the funds shall be 3455
spent on curriculum development, purchase, and implementation; 3456
instructional resources and supplies; industry-based program 3457
certification; student assessment, credentialing, and placement; 3458
curriculum specific equipment purchases and leases; 3459
career-technical student organization fees and expenses; home and 3460
agency linkages; work-based learning experiences; professional 3461
development; and other costs directly associated with 3462
career-technical education programs including development of new 3463
programs. 3464

(b) Not more than twenty-five per cent of the funds shall be 3465
used for personnel expenditures. 3466

(G) In any fiscal year, a school district receiving funds 3467
calculated under division (D) of this section, or through a 3468
transfer of funds pursuant to division (I) of section 3317.023 of 3469
the Revised Code, shall spend those funds only for the purposes 3470
that the department designates as approved for career-technical 3471
education associated services expenses, which may include such 3472
purposes as apprenticeship coordinators, coordinators for other 3473
career-technical education services, career-technical evaluation, 3474
and other purposes designated by the department. The department 3475
may deny payment of funds calculated under division (D) of this 3476
section to any district that the department determines is not 3477
operating those services or is using funds calculated under 3478
division (D) of this section, or through a transfer of funds 3479
pursuant to division (I) of section 3317.023 of the Revised Code, 3480
for other purposes. 3481

(H) In any fiscal year, a lead district of a career-technical 3482

planning district receiving funds under division (E) of this 3483
section, or through a transfer of funds pursuant to division (I) 3484
of section 3317.023 of the Revised Code, shall disperse those 3485
funds to school districts, community schools, and STEM schools 3486
receiving services from that district that provide plans for the 3487
use of those funds that are consistent with the career-technical 3488
planning district's plan that is on file with the department of 3489
education. A district or school that receives funds under this 3490
division shall spend those funds only for the following purposes: 3491

(1) Delivery of career awareness programs to students 3492
enrolled in grades kindergarten through twelve; 3493

(2) Provision of a common, consistent curriculum to students 3494
throughout their primary and secondary education; 3495

(3) Assistance to teachers in providing a career development 3496
curriculum to students; 3497

(4) Development of a career development plan for each student 3498
that stays with that student for the duration of the student's 3499
primary and secondary education; 3500

(5) Provision of opportunities for students to engage in 3501
activities, such as career fairs, hands-on experiences, and job 3502
shadowing, across all career pathways at each grade level. 3503

The department may deny payment under this division to any 3504
district or school that the department determines is using funds 3505
paid under this division for other purposes. 3506

Sec. 3317.016. The ~~amounts~~ multiples for English learners 3507
shall be as follows: 3508

(A) ~~An amount of \$1,515~~ A multiple of 0.2104 for each student 3509
who has been enrolled in schools in the United States for 180 3510

school days or less and was not previously exempted from taking 3511
the spring administration of either of the state's English 3512
language arts assessments prescribed by section 3301.0710 of the 3513
Revised Code (reading or writing). 3514

(B) ~~An amount of \$1,136~~ A multiple of 0.1577 for each student 3515
who has been enrolled in schools in the United States for more 3516
than 180 school days ~~or was previously exempted from taking until~~ 3517
the student achieves a score on the spring administration of 3518
either of the state's English language arts assessments prescribed 3519
by section 3301.0710 of the Revised Code (reading or writing) that 3520
falls within the levels of achievement specified in divisions 3521
(A)(2)(a) to (c) of that section. 3522

(C) ~~An amount of \$758~~ A multiple of 0.1053 for each student 3523
who ~~does not qualify for inclusion under division (A) or (B) of~~ 3524
~~this section and is in a trial mainstream period, as defined by~~ 3525
~~the department~~ achieves a score on the spring administration of 3526
either of the state's English language arts assessments prescribed 3527
by section 3301.0710 of the Revised Code (reading or writing) that 3528
falls within the levels of achievement specified in divisions 3529
(A)(2)(a) to (c) of that section, for the two school years 3530
following the school year in which the student achieved that level 3531
of achievement. 3532

Sec. 3317.017. (A) The department of education shall compute 3533
a city, local, or exempted village school district's per-pupil 3534
local capacity amount for a fiscal year as follows: 3535

(1) Calculate the district's valuation per pupil for that 3536
fiscal year as follows: 3537

(a) Determine the minimum of the district's three-year 3538
average valuation for the fiscal year for which the calculation is 3539

<u>made and the district's taxable value for the most recent tax year</u>	3540
<u>for which data is available;</u>	3541
<u>(b) Divide the amount determined under division (A)(1)(a) of</u>	3542
<u>this section by the district's base cost enrolled ADM for the</u>	3543
<u>fiscal year for which the calculation is made.</u>	3544
<u>(2) Calculate the district's local share federal adjusted</u>	3545
<u>gross income per pupil for that fiscal year as follows:</u>	3546
<u>(a) Determine the minimum of the following:</u>	3547
<u>(i) The average of the total federal adjusted gross income of</u>	3548
<u>the district's residents for the three most recent tax years for</u>	3549
<u>which data is available, as certified under section 3317.021 of</u>	3550
<u>the Revised Code;</u>	3551
<u>(ii) The total federal adjusted gross income of the</u>	3552
<u>district's residents for the most recent tax year for which data</u>	3553
<u>is available, as certified under section 3317.021 of the Revised</u>	3554
<u>Code.</u>	3555
<u>(b) Divide the amount determined under division (A)(2)(a) of</u>	3556
<u>this section by the district's base cost enrolled ADM for the</u>	3557
<u>fiscal year for which the calculation is made.</u>	3558
<u>(3) Calculate the district's adjusted local share federal</u>	3559
<u>adjusted gross income per pupil for that fiscal year as follows:</u>	3560
<u>(a) Determine both of the following:</u>	3561
<u>(i) The median federal adjusted gross income of the</u>	3562
<u>district's residents for the most recent tax year for which data</u>	3563
<u>is available, as certified under section 3317.021 of the Revised</u>	3564
<u>Code;</u>	3565
<u>(ii) The number of state tax returns filed by taxpayers</u>	3566
<u>residing in the district for the most recent tax year for which</u>	3567

data is available, as certified under section 3317.021 of the
Revised Code.

(b) Compute the product of divisions (A)(3)(a)(i) and (ii) of
this section;

(c) Divide the amount determined under division (A)(3)(b) of
this section by the district's base cost enrolled ADM for the
fiscal year for which the calculation is made.

(4) Calculate the district's per-pupil local capacity
percentage as follows:

(a) Determine the median of the median federal adjusted gross
incomes determined for all districts statewide under division
(A)(3)(a)(i) of this section for that fiscal year;

(b) Divide the district's median federal adjusted gross
income for that fiscal year determined under division (A)(3)(a)(i)
of this section by the median federal adjusted gross income for
all districts statewide determined under division (A)(4)(a) of
this section;

(c) Rank all school districts in order of the ratios
calculated under division (A)(4)(b) of this section, from the
district with the highest ratio calculated under division
(A)(4)(b) of this section to the district with the lowest ratio
calculated under division (A)(4)(b) of this section;

(d) Determine the district's per-pupil local capacity
percentage as follows:

(i) If the ratio calculated for the district under division
(A)(4)(b) of this section is greater than or equal to the ratio
calculated under division (A)(4)(b) of this section for the
district with the fortieth highest ratio as determined under
division (A)(4)(c) of this section, the district's per-pupil local

capacity percentage shall be equal to 0.025. 3597

(ii) If the ratio calculated for the district under division 3598
(A)(4)(b) of this section is less than the ratio calculated under 3599
division (A)(4)(b) of this section for the district with the 3600
fortieth highest ratio as determined under division (A)(4)(c) of 3601
this section but greater than 1.0, the district's per-pupil local 3602
capacity percentage shall be equal to an amount calculated as 3603
follows: 3604

{[(The ratio calculated for the district under division 3605
(A)(4)(b) of this section - 1) X 0.0025]/ (the ratio calculated 3606
under division (A)(4)(b) of this section for the district with the 3607
fortieth highest ratio as determined under division (A)(4)(c) of 3608
this section - 1)} + 0.0225 3609

(iii) If the ratio calculated for the district under division 3610
(A)(4)(b) of this section is less than or equal to 1.0, the 3611
district's per-pupil local capacity percentage shall be equal to 3612
the amount calculated under division (A)(4)(b) of this section 3613
times 0.0225. 3614

(5) Calculate the district's per-pupil local capacity amount 3615
for that fiscal year as follows: 3616

(The district's valuation per pupil calculated under division 3617
(A)(1) of this section for that fiscal year X the district's 3618
per-pupil local capacity percentage calculated under division 3619
(A)(4) of this section X 0.60) + (the district's local share 3620
adjusted federal gross income per pupil calculated under division 3621
(A)(2) of this section for that fiscal year X the district's 3622
per-pupil local capacity percentage calculated under division 3623
(A)(4) of this section X 0.20) + (the district's adjusted local 3624
share federal adjusted gross income per pupil calculated under 3625
division (A)(3) of this section for that fiscal year X the 3626

district's per-pupil local capacity percentage calculated under 3627
division (A)(4) of this section X 0.20) 3628

(B) The department shall compute a city, local, or exempted 3629
village school district's state share for a fiscal year as 3630
follows: 3631

(1) If the district's per-pupil local capacity amount for 3632
that fiscal year divided by the district's base cost per pupil for 3633
that fiscal year is greater than 0.95, then the district's state 3634
share shall be equal to (the district's base cost per pupil for 3635
that fiscal year X 0.05 X the district's enrolled ADM for that 3636
fiscal year). 3637

(2) If the district's per-pupil local capacity amount for 3638
that fiscal year divided by the district's base cost per pupil for 3639
that fiscal year is less than or equal to 0.95, then the 3640
district's state share for that fiscal year shall be equal to 3641
[(the district's base cost per pupil for that fiscal year - the 3642
district's per-pupil local capacity amount for that fiscal year) X 3643
the district's enrolled ADM for that fiscal year]. 3644

(C) The department shall compute a city, local, or exempted 3645
village school district's state share percentage for a fiscal year 3646
as follows: 3647

The district's state share calculated under division (B) of this 3648
section for that fiscal year/ the aggregate base cost calculated 3649
for the district for that fiscal year under section 3317.011 of 3650
the Revised Code 3651

Sec. 3317.018. (A) The statewide average base cost per pupil 3652
shall be determined as follows: 3653

(1) For fiscal year 2022, the statewide average base cost per 3654
pupil shall be equal to the sum of the aggregate base cost 3655

calculated for all city, local, and exempted village school 3656
districts in the state for that fiscal year under section 3317.011 3657
of the Revised Code divided by the sum of the base cost enrolled 3658
ADMs of all of the city, local, and exempted village school 3659
districts in the state for that fiscal year. 3660

(2) For fiscal years 2023, 2024, 2025, 2026, and 2027, the 3661
statewide average base cost per pupil shall be equal to the amount 3662
calculated under division (A)(1) of this section. 3663

(3) For fiscal year 2028 and for each fiscal year thereafter, 3664
the statewide average base cost per pupil shall be equal to the 3665
sum of the aggregate base cost calculated for all city, local, and 3666
exempted village school districts in the state under section 3667
3317.011 of the Revised Code for that fiscal year divided by the 3668
sum of the base cost enrolled ADMs of all of the city, local, and 3669
exempted village school districts in the state for that fiscal 3670
year. 3671

(B) The statewide average career-technical base cost per 3672
pupil shall be determined as follows: 3673

(1) For fiscal year 2022, the statewide average 3674
career-technical base cost per pupil shall be equal to the sum of 3675
the aggregate base cost calculated for all joint vocational school 3676
districts in the state for that fiscal year under section 3317.012 3677
of the Revised Code divided by the sum of the base cost enrolled 3678
ADMs of all of the joint vocational school districts in the state 3679
for that fiscal year. 3680

(2) For fiscal years 2023, 2024, 2025, 2026, and 2027, the 3681
statewide average career-technical base cost per pupil shall be 3682
equal to the amount calculated under division (B)(1) of this 3683
section. 3684

(3) For fiscal year 2028 and for each fiscal year thereafter, 3685
the statewide average career-technical base cost per pupil shall 3686
be equal to the sum of the aggregate base cost calculated for all 3687
joint vocational school districts in the state under section 3688
3317.012 of the Revised Code for that fiscal year divided by the 3689
sum of the base cost enrolled ADMs of all of the joint vocational 3690
school districts in the state for that fiscal year. 3691

Sec. 3317.019. (A)(1) Subject to division (D) of this 3692
section, for fiscal years 2022 and 2023, the department of 3693
education shall pay temporary transitional aid to each city, 3694
local, and exempted village school district according to the 3695
following formula: 3696

(The district's funding base, as that term is defined in section 3697
3317.02 of the Revised Code) - (the district's payment under 3698
section 3317.022 of the Revised Code for the fiscal year for which 3699
the payment is computed) 3700

If the computation made under division (A)(1) of this section 3701
results in a negative number, the district's funding under 3702
division (A)(1) of this section shall be zero. 3703

(2) For fiscal years 2022 and 2023, the department shall pay 3704
temporary transitional transportation aid to that district 3705
according to the following formula: 3706

(The amount calculated for the district for fiscal year 2020 under 3707
division (A)(2) of Section 265.220 of H.B. 166 of the 133rd 3708
general assembly, prior to any funding reductions authorized by 3709
Executive Order 2020-19D, "Implementing Additional Spending 3710
Controls to Balance the State Budget" issued on May 7, 2020) - 3711
(the district's payment for fiscal year 2019 under division (D)(2) 3712
of section 3314.091 of the Revised Code as that division existed 3713
prior to the effective date of this amendment) - (the district's 3714

payment under section 3317.0212 of the Revised Code for the fiscal 3715
year for which the payment is computed) 3716

If the computation made under division (A)(2) of this section 3717
results in a negative number, the district's funding under 3718
division (A)(2) of this section shall be zero. 3719

(B) Subject to division (D) of this section, for fiscal year 3720
2024 and for each fiscal year thereafter, the department shall pay 3721
temporary transitional aid to each city, local, and exempted 3722
village school district according to the following formula: 3723
(The district's guaranteed funding for the third preceding fiscal 3724
year / the average of the district's enrolled ADM for the third, 3725
fourth, and fifth preceding fiscal years) - (the district's 3726
payment under section 3317.022 of the Revised Code for the fiscal 3727
year for which the payment is calculated / the district's enrolled 3728
ADM for the fiscal year for which the payment is calculated) X the 3729
district's enrolled ADM for the fiscal year for which the payment 3730
is calculated 3731

If the computation made under this division results in a 3732
negative number, the district's funding under this division shall 3733
be zero. 3734

For purposes of this computation, a district's "guaranteed 3735
funding" means the following: 3736

(1) For fiscal year 2021, the district's funding base, as 3737
that term is defined in section 3317.02 of the Revised Code. 3738

(2) For fiscal years 2022 and 2023, the district's payment 3739
for that fiscal year under section 3317.022 of the Revised Code 3740
plus the district's payment for that fiscal year under division 3741
(A)(1) of this section; 3742

(3) For fiscal year 2024 and for each fiscal year thereafter, 3743

the district's payment for that fiscal year under section 3317.022 3744
of the Revised Code plus the district's payment for that fiscal 3745
year under division (B) of this section. 3746

(C) If a local school district participates in the 3747
establishment of a joint vocational school district that begins 3748
receiving payments under section 3317.16 of the Revised Code for 3749
fiscal year 2022 or for any fiscal year thereafter, but does not 3750
receive payments for the fiscal year immediately preceding that 3751
fiscal year, the department shall adjust, as necessary, the 3752
following according to the amounts received by the district in the 3753
immediately preceding fiscal year for career-technical education 3754
students who attend the newly established joint vocational school 3755
district: 3756

(1) For purposes of division (A)(1) of this section, the 3757
district's funding base, as that term is defined in section 3758
3317.02 of the Revised Code. 3759

(2) For purposes of division (B) of this section, the 3760
district's guaranteed funding. 3761

(D)(1) For purposes of division (D) of this section, a 3762
district's "decrease threshold" for a fiscal year is the greater 3763
of the following: 3764

(a) Twenty; 3765

(b) Ten per cent of the number of the district's students 3766
counted under division (A)(1)(b) of section 3317.03 of the Revised 3767
Code for the previous fiscal year. 3768

(2) For any fiscal year for which the general phase-in 3769
percentage is less than one hundred per cent, if a district has 3770
fewer students counted under division (A)(1)(b) of section 3317.03 3771
of the Revised Code for that fiscal year than for the previous 3772

fiscal year and the positive difference between those two student 3773
counts is greater than or equal to the district's decrease 3774
threshold for that fiscal year, the amount paid to the district 3775
under division (A) or (B) of this section shall be reduced by the 3776
following amount: 3777

The statewide average base cost per pupil X [(the positive 3778
difference between the number of the district's students counted 3779
under division (A)(1)(b) of section 3317.03 of the Revised Code 3780
for that fiscal year and the number of the district's students 3781
counted under that division for the previous fiscal year) - the 3782
district's decrease threshold for that fiscal year] 3783

At no time, however, shall the amount paid to a district 3784
under division (A) or (B) of this section be less than zero. 3785

Sec. 3317.02. As used in this chapter: 3786

(A)(1) A district's "base cost enrolled ADM" for a fiscal 3787
year means the greater of the following: 3788

(1) The district's enrolled ADM for the previous fiscal year; 3789

(2) The average of the district's enrolled ADM for the 3790
previous three fiscal years. 3791

(B)(1) "Base cost per pupil" for a fiscal year means, for a 3792
city, local, or exempted village school district, the aggregate 3793
base cost calculated for that district for that fiscal year under 3794
section 3317.011 of the Revised Code divided by the district's 3795
base cost enrolled ADM for that fiscal year. 3796

(2) "Base cost per pupil" for a fiscal year means, for a 3797
joint vocational school district, the aggregate base cost 3798
calculated for that district for that fiscal year under section 3799
3317.012 of the Revised Code divided by the district's base cost 3800

enrolled ADM for that fiscal year. 3801

(C)(1) "Category one career-technical education ADM" means 3802
the enrollment of students during the school year on a full-time 3803
equivalency basis in career-technical education programs described 3804
in division (A)(1) of section 3317.014 of the Revised Code and 3805
certified under division (B)(11) or (D)(2)(h) of section 3317.03 3806
of the Revised Code. 3807

(2) "Category two career-technical education ADM" means the 3808
enrollment of students during the school year on a full-time 3809
equivalency basis in career-technical education programs described 3810
in division ~~(B)~~(A)(2) of section 3317.014 of the Revised Code and 3811
certified under division (B)(12) or (D)(2)(i) of section 3317.03 3812
of the Revised Code. 3813

(3) "Category three career-technical education ADM" means the 3814
enrollment of students during the school year on a full-time 3815
equivalency basis in career-technical education programs described 3816
in division ~~(C)~~(A)(3) of section 3317.014 of the Revised Code and 3817
certified under division (B)(13) or (D)(2)(j) of section 3317.03 3818
of the Revised Code. 3819

(4) "Category four career-technical education ADM" means the 3820
enrollment of students during the school year on a full-time 3821
equivalency basis in career-technical education programs described 3822
in division ~~(D)~~(A)(4) of section 3317.014 of the Revised Code and 3823
certified under division (B)(14) or (D)(2)(k) of section 3317.03 3824
of the Revised Code. 3825

(5) "Category five career-technical education ADM" means the 3826
enrollment of students during the school year on a full-time 3827
equivalency basis in career-technical education programs described 3828
in division ~~(E)~~(A)(5) of section 3317.014 of the Revised Code and 3829
certified under division (B)(15) or (D)(2)(l) of section 3317.03 3830

of the Revised Code. 3831

~~(B)(1)~~(D)(1) "Category one English learner ADM" means the 3832
full-time equivalent number of English learners described in 3833
division (A) of section 3317.016 of the Revised Code and certified 3834
under division (B)(16) or (D)(2)(m) of section 3317.03 of the 3835
Revised Code. 3836

(2) "Category two English learner ADM" means the full-time 3837
equivalent number of English learners described in division (B) of 3838
section 3317.016 of the Revised Code and certified under division 3839
(B)(17) or (D)(2)(n) of section 3317.03 of the Revised Code. 3840

(3) "Category three English learner ADM" means the full-time 3841
equivalent number of English learners described in division (C) of 3842
section 3317.016 of the Revised Code and certified under division 3843
(B)(18) or (D)(2)(o) of section 3317.03 of the Revised Code. 3844

~~(C)(1)~~(E)(1) "Category one special education ADM" means the 3845
full-time equivalent number of children with disabilities 3846
receiving special education services for the disability specified 3847
in division (A) of section 3317.013 of the Revised Code and 3848
certified under division (B)(5) or (D)(2)(b) of section 3317.03 of 3849
the Revised Code. 3850

(2) "Category two special education ADM" means the full-time 3851
equivalent number of children with disabilities receiving special 3852
education services for those disabilities specified in division 3853
(B) of section 3317.013 of the Revised Code and certified under 3854
division (B)(6) or (D)(2)(c) of section 3317.03 of the Revised 3855
Code. 3856

(3) "Category three special education ADM" means the 3857
full-time equivalent number of students receiving special 3858
education services for those disabilities specified in division 3859
(C) of section 3317.013 of the Revised Code, and certified under 3860

division (B)(7) or (D)(2)(d) of section 3317.03 of the Revised Code. 3861
3862

(4) "Category four special education ADM" means the full-time 3863
equivalent number of students receiving special education services 3864
for those disabilities specified in division (D) of section 3865
3317.013 of the Revised Code and certified under division (B)(8) 3866
or (D)(2)(e) of section 3317.03 of the Revised Code. 3867

(5) "Category five special education ADM" means the full-time 3868
equivalent number of students receiving special education services 3869
for the disabilities specified in division (E) of section 3317.013 3870
of the Revised Code and certified under division (B)(9) or 3871
(D)(2)(f) of section 3317.03 of the Revised Code. 3872

(6) "Category six special education ADM" means the full-time 3873
equivalent number of students receiving special education services 3874
for the disabilities specified in division (F) of section 3317.013 3875
of the Revised Code and certified under division (B)(10) or 3876
(D)(2)(g) of section 3317.03 of the Revised Code. 3877

~~(D)~~(F) "Economically disadvantaged index for a school 3878
district" means the square of the quotient of that district's 3879
percentage of students in its ~~total~~ enrolled ADM who are 3880
identified as economically disadvantaged as defined by the 3881
department of education, divided by the percentage of students in 3882
the statewide ~~total~~ ADM identified as economically disadvantaged. 3883
For purposes of this calculation: 3884

(1) For a city, local, or exempted village school district, 3885
the "statewide ~~total~~ ADM" equals the sum of the ~~total~~ following: 3886

(a) The enrolled ADM for all city, local, and exempted 3887
village school districts combined; 3888

(b) The statewide enrollment of students in community schools 3889

established under Chapter 3314. of the Revised Code; 3890

(c) The statewide enrollment of students in science, 3891
technology, engineering, and mathematics schools established under 3892
Chapter 3326. of the Revised Code. 3893

(2) For a joint vocational school district, the "statewide 3894
~~total~~ ADM" equals the sum of the ~~formula~~ enrolled ADM for all 3895
joint vocational school districts combined. 3896

~~(E)(1)~~(G)(1) "Enrolled ADM" means, for a city, local, or 3897
exempted village school district, the enrollment reported under 3898
division (A) of section 3317.03 of the Revised Code, as verified 3899
by the superintendent of public instruction and adjusted if so 3900
ordered under division (K) of that section, and as further 3901
adjusted by the department of education, as follows: 3902

(a) Add the students described in division (A)(1)(b) of 3903
section 3317.03 of the Revised Code; 3904

(b) Subtract the students counted under divisions (A)(2)(a), 3905
(b), (d), (g), (h), (i), and (j) of section 3317.03 of the Revised 3906
Code; 3907

(c) Count only twenty per cent of the number of joint 3908
vocational school district students counted under division (A)(3) 3909
of section 3317.03 of the Revised Code; 3910

(d) Add twenty per cent of the number of students who are 3911
entitled to attend school in the district under section 3313.64 or 3912
3313.65 of the Revised Code and are enrolled in another school 3913
district under a career-technical education compact. 3914

(2) "Enrolled ADM" means, for a joint vocational school 3915
district, the final number verified by the superintendent of 3916
public instruction, based on the enrollment reported and certified 3917
under division (D) of section 3317.03 of the Revised Code, as 3918

adjusted, if so ordered, under division (K) of that section, and 3919
as further adjusted by the department of education by adding the 3920
students described in division (D)(1)(b) of section 3317.03 of the 3921
Revised Code. 3922

(H)(1) "Formula ADM" means, for a city, local, or exempted 3923
village school district, the enrollment reported under division 3924
(A) of section 3317.03 of the Revised Code, as verified by the 3925
superintendent of public instruction and adjusted if so ordered 3926
under division (K) of that section, and as further adjusted by the 3927
department of education, as follows: 3928

(a) Count only twenty per cent of the number of joint 3929
vocational school district students counted under division (A)(3) 3930
of section 3317.03 of the Revised Code; 3931

(b) Add twenty per cent of the number of students who are 3932
entitled to attend school in the district under section 3313.64 or 3933
3313.65 of the Revised Code and are enrolled in another school 3934
district under a career-technical education compact. 3935

(2) "Formula ADM" means, for a joint vocational school 3936
district, the final number verified by the superintendent of 3937
public instruction, based on the enrollment reported and certified 3938
under division (D) of section 3317.03 of the Revised Code, as 3939
adjusted, if so ordered, under division (K) of that section. 3940

~~(F) "Formula amount" means \$6,010, for fiscal year 2018, and~~ 3941
~~\$6,020, for fiscal year 2019.~~ 3942

~~(G)(I)~~ "FTE basis" means a count of students based on 3943
full-time equivalency, in accordance with rules adopted by the 3944
department of education pursuant to section 3317.03 of the Revised 3945
Code. In adopting its rules under this division, the department 3946
shall provide for counting any student in category one, two, 3947

three, four, five, or six special education ADM or in category 3948
 one, two, three, four, or five career-technical education ADM in 3949
 the same proportion the student is counted in ~~formula~~ enrolled 3950
 ADM. 3951

~~(H)~~(J) "Funding base" means, for a city, local, or exempted 3952
 village school district, the sum of the following as calculated by 3953
the department: 3954

(1) The district's "general funding base," which equals the 3955
amount calculated as follows: 3956

(a) Compute the sum of the following: 3957

(i) The amount calculated for the district for fiscal year 3958
2020 under division (A)(1) of Section 265.220 of H.B. 166 of the 3959
133rd general assembly after any adjustments required under 3960
Section 265.227 of H.B. 166 of the 133rd general assembly and 3961
prior to any funding reductions authorized by Executive Order 3962
2020-19D, "Implementing Additional Spending Controls to Balance 3963
the State Budget" issued on May 7, 2020; 3964

(ii) The district's payments for fiscal year 2020 under 3965
divisions (C)(1), (2), (3), and (4) of section 3313.981 of the 3966
Revised Code as those divisions existed prior to the effective 3967
date of this amendment. 3968

(b) Subtract from the amount calculated in division (J)(1) of 3969
this section the sum of the following: 3970

(i) The following difference: 3971

(The amount paid to the district under division (A)(5) of section 3972
3317.022 of the Revised Code, as that division existed prior to 3973
the effective date of this amendment, for fiscal year 2019) - (the 3974
amounts deducted from the district and paid to a community school 3975
under division (C)(1)(e) of section 3314.08 of the Revised Code or 3976

a science, technology, engineering, and mathematics school under 3977
division (E) of section 3326.33 of the Revised Code as those 3978
divisions existed prior to the effective date of this amendment 3979
for fiscal year 2020 in accordance with division (A) of Section 3980
265.235 of H.B. 166 of the 133rd general assembly) 3981

(ii) The payments deducted from the district and paid to a 3982
community school for fiscal year 2020 under divisions (C)(1)(a), 3983
(b), (c), (d), (e), (f), and (g) of section 3314.08 of the Revised 3984
Code as those divisions existed prior to the effective date of 3985
this amendment in accordance with division (A) of Section 265.230 3986
of H.B. 166 of the 133rd general assembly; 3987

(iii) The payments deducted from the district and paid to a 3988
science, technology, engineering, and mathematics school for 3989
fiscal year 2020 under divisions (A), (B), (C), (D), (E), (F), and 3990
(G) of section 3326.33 of the Revised Code as those divisions 3991
existed prior to the effective date of this amendment in 3992
accordance with division (A) of Section 265.235 of H.B. 166 of the 3993
133rd general assembly; 3994

(iv) The payments deducted from the district under division 3995
(C) of section 3310.08 of the Revised Code as that division 3996
existed prior to the effective date of this amendment, division 3997
(C)(2) of section 3310.41 of the Revised Code as that division 3998
existed prior to the effective date of this amendment, and former 3999
section 3310.55 of the Revised Code for fiscal year 2020 and, in 4000
the case of a pilot project school district as defined in section 4001
3313.975 of the Revised Code, the funds deducted from the district 4002
under Section 265.210 of H.B. 166 of the 133rd general assembly to 4003
operate the pilot project scholarship program for fiscal year 2020 4004
under sections 3313.974 to 3313.979 of the Revised Code; 4005

(v) The payments subtracted from the district for fiscal year 4006

2020 under divisions (B)(1), (2), and (3) of section 3313.981 of
the Revised Code as those divisions existed prior to the effective
date of this amendment.

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(2) The district's "disadvantaged pupil impact aid funding
base," which equals the following difference:

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4011

(The amount paid to the district under division (A)(5) of section
3317.022 of the Revised Code, as that division existed prior to
the effective date of this amendment, for fiscal year 2019) - (the
amounts deducted from the district and paid to a community school
under division (C)(1)(e) of section 3314.08 of the Revised Code or
a science, technology, engineering, and mathematics school under
division (E) of section 3326.33 of the Revised Code as those
divisions existed prior to the effective date of this amendment
for fiscal year 2020 in accordance with division (A) of Section
265.235 of H.B. 166 of the 133rd general assembly)

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(K) "Funding base" means, for a joint vocational school
district, the sum of the following as calculated by the
department:

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4024

(1) The district's "general funding base," which equals the
amount calculated as follows:

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4026

(a) Compute the sum of the following:

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(i) The district's payments for fiscal year 2020 under
Section 265.225 of H.B. 166 of the 133rd general assembly after
any adjustments required under Section 265.227 of H.B. 166 of the
133rd general assembly;

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4029
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4031

(ii) The district's payments for fiscal year 2020 under
divisions (D)(1), (2), and (E)(3) of section 3313.981 of the
Revised Code as those divisions existed prior to the effective
date of this amendment.

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(b) Subtract from the amount paid to the district under 4036
division (A)(3) of section 3317.16 of the Revised Code, as that 4037
division existed prior to the effective date of this amendment, 4038
for fiscal year 2019. 4039

(2) The district's "disadvantaged pupil impact aid funding 4040
base," which equals the amount paid to the district under division 4041
(A)(3) of section 3317.16 of the Revised Code, as that division 4042
existed prior to the effective date of this amendment, for fiscal 4043
year 2019. 4044

(L) "Internet- or computer-based community school" has the 4045
 same meaning as in section 3314.02 of the Revised Code. 4046

~~(I)~~(M) "Medically fragile child" means a child to whom all of 4047
 the following apply: 4048

(1) The child requires the services of a doctor of medicine 4049
 or osteopathic medicine at least once a week due to the 4050
 instability of the child's medical condition. 4051

(2) The child requires the services of a registered nurse on 4052
 a daily basis. 4053

(3) The child is at risk of institutionalization in a 4054
 hospital, skilled nursing facility, or intermediate care facility 4055
 for individuals with intellectual disabilities. 4056

~~(J)~~~~(1)~~(N)(1) A child may be identified as having an "other 4057
 health impairment-major" if the child's condition meets the 4058
 definition of "other health impaired" established in rules 4059
 previously adopted by the state board of education and if either 4060
 of the following apply: 4061

(a) The child is identified as having a medical condition 4062
 that is among those listed by the superintendent of public 4063
 instruction as conditions where a substantial majority of cases 4064

fall within the definition of "medically fragile child." 4065

(b) The child is determined by the superintendent of public 4066
instruction to be a medically fragile child. A school district 4067
superintendent may petition the superintendent of public 4068
instruction for a determination that a child is a medically 4069
fragile child. 4070

(2) A child may be identified as having an "other health 4071
impairment-minor" if the child's condition meets the definition of 4072
"other health impaired" established in rules previously adopted by 4073
the state board of education but the child's condition does not 4074
meet either of the conditions specified in division ~~(J)(1)(a)~~ 4075
(N)(1)(a) or (b) of this section. 4076

~~(K)(O)(1)~~ A city, local, exempted village, or joint 4077
vocational school district's "general phase-in percentage" is 4078
equal to the percentage for that fiscal year that is determined by 4079
the general assembly. It is the intent of the general assembly 4080
that this percentage shall increase to one hundred per cent over 4081
the course of not more than six fiscal years, beginning with 4082
fiscal year 2022. 4083

(2) A city, local, exempted village, or joint vocational 4084
school district's "phase-in percentage for disadvantaged pupil 4085
impact aid" is equal to the following: 4086

(a) For fiscal years 2022 and 2023, the "phase-in percentage 4087
for disadvantaged pupil impact aid" for that fiscal year that is 4088
determined by the general assembly; 4089

(b) For fiscal year 2024 and each fiscal year thereafter, the 4090
"general phase-in percentage." 4091

(P) "Preschool child with a disability" means a child with a 4092
disability, as defined in section 3323.01 of the Revised Code, who 4093

is at least age three but is not of compulsory school age, as 4094
defined in section 3321.01 of the Revised Code, and who is not 4095
currently enrolled in kindergarten. 4096

~~(L)~~(Q) "Preschool scholarship ADM" means the number of 4097
preschool children with disabilities certified under division 4098
(B)(3)(h) of section 3317.03 of the Revised Code. 4099

~~(M)~~(R) "Related services" includes: 4100

(1) Child study, special education supervisors and 4101
coordinators, speech and hearing services, adaptive physical 4102
development services, occupational or physical therapy, teacher 4103
assistants for children with disabilities whose disabilities are 4104
described in division (B) of section 3317.013 or division (B)(3) 4105
of this section, behavioral intervention, interpreter services, 4106
work study, nursing services, and specialized integrative services 4107
as those terms are defined by the department; 4108

(2) Speech and language services provided to any student with 4109
a disability, including any student whose primary or only 4110
disability is a speech and language disability; 4111

(3) Any related service not specifically covered by other 4112
state funds but specified in federal law, including but not 4113
limited to, audiology and school psychological services; 4114

(4) Any service included in units funded under former 4115
division (O)(1) of section 3317.024 of the Revised Code; 4116

(5) Any other related service needed by children with 4117
disabilities in accordance with their individualized education 4118
programs. 4119

~~(N)~~(S) "School district," unless otherwise specified, means 4120
city, local, and exempted village school districts. 4121

~~(O)~~(T) "State education aid" has the same meaning as in 4122

section 5751.20 of the Revised Code. 4123

~~(P)~~ (U)(1) "State share ~~index~~percentage" means, for a city, 4124
local, or exempted village school district, the state share ~~index~~ 4125
percentage calculated ~~for a district~~ under section 3317.017 of the 4126
 Revised Code. 4127

~~(Q)~~ (2) "State share percentage" means, for a joint vocational 4128
school district, the percentage calculated in accordance with the 4129
following formula: 4130

The amount computed for the district under division (A)(1) of 4131
section 3317.16 of the Revised Code for that fiscal year / the 4132
aggregate base cost calculated for the district for that fiscal 4133
year under section 3317.012 of the Revised Code 4134

(V) "Statewide average base cost per pupil" for a fiscal year 4135
means the statewide average base cost per pupil calculated under 4136
division (A) of section 3317.018 of the Revised Code. 4137

(W) "Statewide average career-technical base cost per pupil" 4138
for a fiscal year means the statewide average career-technical 4139
base cost per pupil calculated under division (B) of section 4140
3317.018 of the Revised Code. 4141

(X) "Taxes charged and payable" means the taxes charged and 4142
payable against real and public utility property after making the 4143
reduction required by section 319.301 of the Revised Code, plus 4144
the taxes levied against tangible personal property. 4145

~~(R)~~ ~~(1)~~ (Y) For purposes of ~~section~~ sections 3317.017 and 4146
3317.16 of the Revised Code, "three-year average valuation" for a 4147
fiscal year means the average of total taxable value for ~~tax years~~ 4148
~~2014, 2015, and 2016~~ the three most recent tax years for which 4149
data is available, as certified under section 3317.021 of the 4150
Revised Code. 4151

~~(2) For purposes of sections 3317.0217, 3317.0218, and 3317.16 of the Revised Code, "three year average valuation" means the following:~~

~~(a) For fiscal year 2018, the average of total taxable value for tax years 2014, 2015, and 2016;~~

~~(b) For fiscal year 2019, the average of total taxable value for tax years 2015, 2016, and 2017.~~

~~(S)(Z)~~ "Total ADM" means, for a city, local, or exempted village school district, the enrollment reported under division (A) of section 3317.03 of the Revised Code, as verified by the superintendent of public instruction and adjusted if so ordered under division (K) of that section.

~~(T)(AA)~~ "Total special education ADM" means the sum of categories one through six special education ADM.

~~(U)(BB)~~ "Total taxable value" means the sum of the amounts certified for a city, local, exempted village, or joint vocational school district under divisions (A)(1) and (2) of section 3317.021 of the Revised Code.

Sec. 3317.021. (A) On or before the first day of June of each year, the tax commissioner shall certify to the department of education and the office of budget and management the information described in divisions (A)(1) to (5) of this section for each city, exempted village, and local school district, and the information required by divisions (A)(1) and (2) of this section for each joint vocational school district, and it shall be used, along with the information certified under division (B) of this section, in making the computations for the district under this chapter.

(1) The taxable value of real and public utility real property in the school district subject to taxation in the preceding tax year, by class and by county of location.	4180 4181 4182
(2) The taxable value of tangible personal property, including public utility personal property, subject to taxation by the district for the preceding tax year.	4183 4184 4185
(3)(a) The total property tax rate and total taxes charged and payable for the current expenses for the preceding tax year and the total property tax rate and the total taxes charged and payable to a joint vocational district for the preceding tax year that are limited to or to the extent apportioned to current expenses.	4186 4187 4188 4189 4190 4191
(b) The portion of the amount of taxes charged and payable reported for each city, local, and exempted village school district under division (A)(3)(a) of this section attributable to a joint vocational school district.	4192 4193 4194 4195
(4) The value of all real and public utility real property in the school district exempted from taxation minus both of the following:	4196 4197 4198
(a) The value of real and public utility real property in the district owned by the United States government and used exclusively for a public purpose;	4199 4200 4201
(b) The value of real and public utility real property in the district exempted from taxation under Chapter 725. or 1728. or section 3735.67, 5709.40, 5709.41, 5709.45, 5709.57, 5709.62, 5709.63, 5709.632, 5709.73, or 5709.78 of the Revised Code.	4202 4203 4204 4205
(5) The total federal adjusted gross income of the residents of the school district, based on tax returns filed by the residents of the district, for the most recent year for which this	4206 4207 4208

information is available, and the median Ohio adjusted gross 4209
income of the residents of the school district determined on the 4210
basis of tax returns filed for the second preceding tax year by 4211
the residents of the district. 4212

(6) The number of state tax returns filed by the residents of 4213
the district for the most recent year for which this information 4214
is available. 4215

(B) On or before the first day of May each year, the tax 4216
commissioner shall certify to the department of education and the 4217
office of budget and management the total taxable real property 4218
value of railroads and, separately, the total taxable tangible 4219
personal property value of all public utilities for the preceding 4220
tax year, by school district and by county of location. 4221

(C) If on the basis of the information certified under 4222
division (A) of this section, the department determines that any 4223
district fails in any year to meet the qualification requirement 4224
specified in division (A) of section 3317.01 of the Revised Code, 4225
the department shall immediately request the tax commissioner to 4226
determine the extent to which any school district income tax 4227
levied by the district under Chapter 5748. of the Revised Code 4228
shall be included in meeting that requirement. Within five days of 4229
receiving such a request from the department, the tax commissioner 4230
shall make the determination required by this division and report 4231
the quotient obtained under division (C)(3) of this section to the 4232
department and the office of budget and management. This quotient 4233
represents the number of mills that the department shall include 4234
in determining whether the district meets the qualification 4235
requirement of division (A) of section 3317.01 of the Revised 4236
Code. 4237

The tax commissioner shall make the determination required by 4238

this division as follows:

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(1) Multiply one mill times the total taxable value of the district as determined in divisions (A)(1) and (2) of this section;

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(2) Estimate the total amount of tax liability for the current tax year under taxes levied by Chapter 5748. of the Revised Code that are apportioned to current operating expenses of the district, excluding any income tax receipts allocated for the project cost, debt service, or maintenance set-aside associated with a state-assisted classroom facilities project as authorized by section 3318.052 of the Revised Code;

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(3) Divide the amount estimated under division (C)(2) of this section by the product obtained under division (C)(1) of this section.

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Sec. 3317.022. ~~(A)~~ The department of education shall compute and distribute state core foundation funding to each eligible school district for the fiscal year, using the information obtained under section 3317.021 of the Revised Code in the calendar year in which the fiscal year begins, ~~as prescribed in the following divisions~~ in accordance with the following formula:

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The district's funding base + [(the district's state core foundation funding components for that fiscal year calculated under divisions (A)(1), (2), (3), (5), (6), (7), and (8) of this section - the district's general funding base calculated in accordance with division (J)(1) of section 3317.02 of the Revised Code) X the district's general phase-in percentage for that fiscal year] + [(the district's disadvantaged pupil impact aid for that fiscal year calculated under division (A)(4) of this section - the district's disadvantaged pupil impact aid funding base calculated

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in accordance with division (J)(2) of section 3317.02 of the 4268
Revised Code) X the district's phase-in percentage for 4269
disadvantaged pupil impact aid for that fiscal year] 4270

(A) A district's state core foundation funding components 4271
shall be all of the following: 4272

(1) ~~An opportunity grant~~ The district's state share 4273
calculated according to the following formula: 4274

The formula amount X (formula ADM + preschool scholarship 4275
ADM) X the district's state share index under division (B) of 4276
section 3317.017 of the Revised Code; 4277

(2) Targeted assistance funds calculated under ~~divisions (A)~~ 4278
and ~~(B)~~ of section 3317.0217 of the Revised Code; 4279

(3) Additional state aid for special education and related 4280
services provided under Chapter 3323. of the Revised Code 4281
calculated as the sum of the following: 4282

(a) The district's category one special education ADM X the 4283
~~amount~~ multiple specified in division (A) of section 3317.013 of 4284
the Revised Code X the statewide average base cost per pupil for 4285
that fiscal year X the district's state share index; 4286

(b) The district's category two special education ADM X the 4287
~~amount~~ multiple specified in division (B) of section 3317.013 of 4288
the Revised Code X the statewide average base cost per pupil for 4289
that fiscal year X the district's state share index; 4290

(c) The district's category three special education ADM X the 4291
~~amount~~ multiple specified in division (C) of section 3317.013 of 4292
the Revised Code X the statewide average base cost per pupil for 4293
that fiscal year X the district's state share index; 4294

(d) The district's category four special education ADM X the 4295
~~amount~~ multiple specified in division (D) of section 3317.013 of 4296

the Revised Code X the statewide average base cost per pupil for 4297
that fiscal year X the district's state share index; 4298

(e) The district's category five special education ADM X the 4299
~~amount~~ multiple specified in division (E) of section 3317.013 of 4300
the Revised Code X the statewide average base cost per pupil for 4301
that fiscal year X the district's state share index; 4302

(f) The district's category six special education ADM X the 4303
~~amount~~ multiple specified in division (F) of section 3317.013 of 4304
the Revised Code X the statewide average base cost per pupil for 4305
that fiscal year X the district's state share ~~index~~ percentage. 4306

~~(4) Kindergarten through third grade literacy funds~~ 4307
~~calculated according to the following formula:~~ 4308

~~(\$193 X formula ADM for grades kindergarten through three X~~ 4309
~~the district's state share index) + (\$127 X formula ADM for grades~~ 4310
~~kindergarten through three)~~ 4311

~~For purposes of this calculation, the department shall~~ 4312
~~subtract from a district's formula ADM for grades kindergarten~~ 4313
~~through three the number of students reported under division~~ 4314
~~(B)(3)(c) of section 3317.03 of the Revised Code as enrolled in an~~ 4315
~~internet or computer based community school who are in grades~~ 4316
~~kindergarten through three.~~ 4317

~~(5) Economically disadvantaged funds~~ Disadvantaged pupil 4318
impact aid calculated according to the following formula: 4319

~~\$272~~ \$422 X (the district's economically disadvantaged index) 4320
X the number of students who are economically disadvantaged as 4321
certified under division (B)(21) of section 3317.03 of the Revised 4322
Code 4323

~~(6)~~ (5) English learner funds calculated as the sum of the 4324
following: 4325

(a) The district's category one English learner ADM X the 4326
~~amount~~ multiple specified in division (A) of section 3317.016 of 4327
the Revised Code X the statewide average base cost per pupil for 4328
that fiscal year X the district's state share ~~index~~ percentage; 4329

(b) The district's category two English learner ADM X the 4330
~~amount~~ multiple specified in division (B) of section 3317.016 of 4331
the Revised Code X the statewide average base cost per pupil for 4332
that fiscal year X the district's state share ~~index~~ percentage; 4333

(c) The district's category three English learner ADM X the 4334
~~amount~~ multiple specified in division (C) of section 3317.016 of 4335
the Revised Code X the statewide average base cost per pupil for 4336
that fiscal year X the district's state share ~~index~~ percentage. 4337

~~(7)(a)(6)(a)~~ Gifted identification funds calculated according 4338
to the following formula: 4339

~~\$5.05~~\$24 X the district's ~~formula~~ enrolled ADM for grades 4340
kindergarten through six X the district's state share percentage 4341

(b) Gifted referral funds calculated according to the 4342
following formula: 4343

\$2.50 X the district's enrolled ADM X the district's state 4344
share percentage 4345

(c) Gifted professional development funds calculated 4346
according to the following formula: 4347

(The greater of the number of gifted students enrolled in the 4348
district as certified under division (B)(22) of section 3317.03 of 4349
the Revised Code and ten per cent of the district's enrolled ADM) 4350
X the district's state share percentage X \$7, for fiscal year 4351
2022, \$14, for fiscal year 2023, \$21, for fiscal year 2024, or 4352
\$28, for fiscal year 2025 4353

The department shall make no payments under division 4354

(A)(6)(c) of this section for fiscal year 2026 or for each fiscal year thereafter.

(d) Gifted unit funding calculated under section 3317.051 of the Revised Code.

~~(8)(7) Career-technical education funds calculated as the sum of the following:~~

~~(a) The district's category one career technical education ADM X the amount specified in division (A) of section 3317.014 of the Revised Code X the district's state share index;~~

~~(b) The district's category two career technical education ADM X the amount specified in division (B) of section 3317.014 of the Revised Code X the district's state share index;~~

~~(c) The district's category three career technical education ADM X the amount specified in division (C) of section 3317.014 of the Revised Code X the district's state share index;~~

~~(d) The district's category four career technical education ADM X the amount specified in division (D) of section 3317.014 of the Revised Code X the district's state share index;~~

~~(e) The district's category five career technical education ADM X the amount specified in division (E) of section 3317.014 of the Revised Code X the district's state share index.~~

~~Payment of funds under division (A)(8) of this section is subject to approval under section 3317.161 of the Revised Code.~~

(9) under division (C) of section 3317.014 of the Revised Code.

(8) Career-technical education associated services funds calculated ~~according to the following formula:~~
~~The district's state share index X the amount for career technical~~

~~education associated services specified in section 3317.014 of the~~ 4383
~~Revised Code X the sum of categories one through five~~ 4384
~~career technical education ADM~~ 4385
~~(10) Capacity aid funds calculated under section 3317.0218 of~~ 4386
~~the Revised Code;~~ 4387
~~(11) A graduation bonus calculated under section 3317.0215 of~~ 4388
~~the Revised Code;~~ 4389
~~(12) A third grade reading bonus calculated under section~~ 4390
~~3317.0216 of the Revised Code~~ under division (D) of section 4391
~~3317.014 of the Revised Code.~~ 4392

(B) In any fiscal year, a school district shall spend for 4393
purposes that the department designates as approved for special 4394
education and related services expenses at least the amount 4395
calculated as follows: 4396

(The ~~formula amount~~ base cost per pupil calculated for the 4397
district for that fiscal year X the total special education ADM) + 4398
(the district's category one special education ADM X the ~~amount~~ 4399
multiple specified in division (A) of section 3317.013 of the 4400
Revised Code X the statewide average base cost per pupil for that 4401
fiscal year) + (the district's category two special education ADM 4402
X the ~~amount~~ multiple specified in division (B) of section 4403
3317.013 of the Revised Code X the statewide average base cost per 4404
pupil for that fiscal year) + (the district's category three 4405
special education ADM X the ~~amount~~ multiple specified in division 4406
(C) of section 3317.013 of the Revised Code X the statewide 4407
average base cost per pupil for that fiscal year) + (the 4408
district's category four special education ADM X the ~~amount~~ 4409
multiple specified in division (D) of section 3317.013 of the 4410
Revised Code X the statewide average base cost per pupil for that 4411
fiscal year) + (the district's category five special education ADM 4412

X the ~~amount~~ multiple specified in division (E) of section 4413
3317.013 of the Revised Code X the statewide average base cost per 4414
pupil for that fiscal year) + (the district's category six special 4415
education ADM X the ~~amount~~ multiple specified in division (F) of 4416
section 3317.013 of the Revised Code X the statewide average base 4417
cost per pupil for that fiscal year) 4418

The purposes approved by the department for special education 4419
expenses shall include, but shall not be limited to, 4420
identification of children with disabilities, compliance with 4421
state rules governing the education of children with disabilities 4422
and prescribing the continuum of program options for children with 4423
disabilities, provision of speech language pathology services, and 4424
the portion of the school district's overall administrative and 4425
overhead costs that are attributable to the district's special 4426
education student population. 4427

~~The scholarships deducted from the school district's account 4428
under sections 3310.41 and 3310.55 of the Revised Code shall be 4429
considered to be an approved special education and related 4430
services expense for the purpose of the school district's 4431
compliance with this division. 4432~~

~~(C) In any fiscal year, a school district receiving funds 4433
under division (A)(8) of this section shall spend those funds only 4434
for the purposes that the department designates as approved for 4435
career technical education expenses. Career technical education 4436
expenses approved by the department shall include only expenses 4437
connected to the delivery of career technical programming to 4438
career technical students. The department shall require the school 4439
district to report data annually so that the department may 4440
monitor the district's compliance with the requirements regarding 4441
the manner in which funding received under division (A)(8) of this 4442
section may be spent. 4443~~

~~(D) In any fiscal year, a school district receiving funds under division (A)(9) of this section, or through a transfer of funds pursuant to division (I) of section 3317.023 of the Revised Code, shall spend those funds only for the purposes that the department designates as approved for career technical education associated services expenses, which may include such purposes as apprenticeship coordinators, coordinators for other career technical education services, career technical evaluation, and other purposes designated by the department. The department may deny payment under division (A)(9) of this section to any district that the department determines is not operating those services or is using funds paid under division (A)(9) of this section, or through a transfer of funds pursuant to division (I) of section 3317.023 of the Revised Code, for other purposes.~~

~~(E) All funds received under division (A)(8) of this section shall be spent in the following manner:~~

~~(1) At least seventy five per cent of the funds shall be spent on curriculum development, purchase, and implementation; instructional resources and supplies; industry based program certification; student assessment, credentialing, and placement; curriculum specific equipment purchases and leases; career technical student organization fees and expenses; home and agency linkages; work based learning experiences; professional development; and other costs directly associated with career technical education programs including development of new programs.~~

~~(2) Not more than twenty five per cent of the funds shall be used for personnel expenditures.~~

~~(F) A school district shall spend the funds it receives under division (A)(5)(A)(4) of this section in accordance with section~~

3317.25 of the Revised Code. 4474

(D) In any fiscal year, a school district shall spend the 4475
funds it receives under division (A)(5) of this section only for 4476
services for English learners. 4477

(E) In any fiscal year, a school district shall spend the 4478
funds it receives under division (A)(6) of this section only for 4479
the identification of gifted students, gifted coordinator 4480
services, gifted intervention specialist services, other service 4481
providers approved by the department of education, and gifted 4482
professional development. For any fiscal year, if the department 4483
determines that a district is not in compliance with this 4484
division, it shall reduce the district's payments for that fiscal 4485
year under this chapter by an amount equal to the amount paid to 4486
the district for that fiscal year under division (A)(6) of this 4487
section that was not spent in accordance with this division. 4488

Sec. 3317.023. (A) The amounts required to be paid to a 4489
district under this chapter shall be adjusted by the amount of the 4490
computations made under divisions (B) to (K) of this section. 4491

As used in this section: 4492

(1) "Career-technical planning district" or "CTPD" means a 4493
school district or group of school districts designated by the 4494
department of education as being responsible for the planning for 4495
and provision of career-technical education services to students 4496
within the district or group. A community school established under 4497
Chapter 3314. of the Revised Code or a STEM school established 4498
under Chapter 3326. of the Revised Code that is serving students 4499
in any of grades seven through twelve shall be assigned to a 4500
career-technical planning district by the department. 4501

(2) "Lead district" means a school district, including a 4502

joint vocational school district, designated by the department as 4503
a CTPD, or designated to provide primary career-technical 4504
education leadership within a CTPD composed of a group of 4505
districts, community schools assigned to the CTPD, and STEM 4506
schools assigned to the CTPD. 4507

(B) If a local, city, or exempted village school district to 4508
which a governing board of an educational service center provides 4509
services pursuant to an agreement entered into under section 4510
3313.843 of the Revised Code, deduct the amount of the payment 4511
required for the reimbursement of the governing board under that 4512
section. 4513

(C)(1) If the district is required to pay to or entitled to 4514
receive tuition from another school district under division (C)(2) 4515
or (3) of section 3313.64 or section 3313.65 of the Revised Code, 4516
or if the superintendent of public instruction is required to 4517
determine the correct amount of tuition and make a deduction or 4518
credit under section 3317.08 of the Revised Code, deduct and 4519
credit such amounts as provided in division (J) of section 3313.64 4520
or section 3317.08 of the Revised Code. 4521

(2) For each child for whom the district is responsible for 4522
tuition or payment under division (A)(1) of section 3317.082 or 4523
section 3323.091 of the Revised Code, deduct the amount of tuition 4524
or payment for which the district is responsible. 4525

(D) If the district has been certified by the superintendent 4526
of public instruction under section 3313.90 of the Revised Code as 4527
not in compliance with the requirements of that section, deduct an 4528
amount equal to ten per cent of the amount computed for the 4529
district under this chapter. 4530

(E) If the district has received a loan from a commercial 4531
lending institution for which payments are made by the 4532

superintendent of public instruction pursuant to division (E)(3) 4533
of section 3313.483 of the Revised Code, deduct an amount equal to 4534
such payments. 4535

(F)(1) If the district is a party to an agreement entered 4536
into under division (D), (E), or (F) of section 3311.06 or 4537
division (B) of section 3311.24 of the Revised Code and is 4538
obligated to make payments to another district under such an 4539
agreement, deduct an amount equal to such payments if the district 4540
school board notifies the department in writing that it wishes to 4541
have such payments deducted. 4542

(2) If the district is entitled to receive payments from 4543
another district that has notified the department to deduct such 4544
payments under division (F)(1) of this section, add the amount of 4545
such payments. 4546

(G) If the district is required to pay an amount of funds to 4547
a cooperative education district pursuant to a provision described 4548
by division (B)(4) of section 3311.52 or division (B)(8) of 4549
section 3311.521 of the Revised Code, deduct such amounts as 4550
provided under that provision and credit those amounts to the 4551
cooperative education district for payment to the district under 4552
division (B)(1) of section 3317.19 of the Revised Code. 4553

(H)(1) If a district is educating a student entitled to 4554
attend school in another district pursuant to a shared education 4555
contract, compact, or cooperative education agreement other than 4556
an agreement entered into pursuant to section 3313.842 of the 4557
Revised Code, credit to that educating district on an FTE basis 4558
both of the following: 4559

(a) An amount equal to the ~~formula amount~~ statewide average 4560
base cost per pupil. 4561

(b) Any amount applicable to the student pursuant to section 4562
3317.013 or 3317.014 of the Revised Code. 4563

(2) Deduct any amount credited pursuant to division (H)(1) of 4564
this section from amounts paid to the school district in which the 4565
student is entitled to attend school pursuant to section 3313.64 4566
or 3313.65 of the Revised Code. 4567

(3) If the district is required by a shared education 4568
contract, compact, or cooperative education agreement to make 4569
payments to an educational service center, deduct the amounts from 4570
payments to the district and add them to the amounts paid to the 4571
service center. 4572

(I)(1) If a district, including a joint vocational school 4573
district, is a lead district of a CTPD, credit to that district 4574
the amount calculated for each school district within that CTPD 4575
under ~~division (A)(9)~~ divisions (D) and (E) of section 3317.022 4576
3317.014 of the Revised Code or division (A)(6) of section 3317.16 4577
of the Revised Code, as applicable and for each community school 4578
and STEM school assigned to the CTPD under divisions (B) and (C) 4579
of section 3314.088 and division (B) and (C) of section 3326.39 of 4580
the Revised Code. 4581

(2) Deduct from each appropriate district that is not a lead 4582
district, or from the appropriate community school or STEM school, 4583
the amount attributable to that district or school that is 4584
credited to a lead district under division (I)(1) of this section. 4585

(J) If the department pays a joint vocational school district 4586
under division (C)(3) of section 3317.16 of the Revised Code for 4587
excess costs of providing special education and related services 4588
to a student with a disability, as calculated under division 4589
(C)(1) of that section, the department shall deduct the amount of 4590
that payment from the city, local, or exempted village school 4591

district that is responsible as specified in that section for the 4592
excess costs. 4593

(K)(1) If the district reports an amount of excess cost for 4594
special education services for a child under division (C) of 4595
section 3323.14 of the Revised Code, the department shall pay that 4596
amount to the district. 4597

(2) If the district reports an amount of excess cost for 4598
special education services for a child under division (C) of 4599
section 3323.14 of the Revised Code, the department shall deduct 4600
that amount from the district of residence of that child." 4601

In line 32834, after the period insert "In the case of a 4602
school district, this amount shall be equal to the actual costs 4603
incurred by the district when transporting those students, as 4604
reported to the department, times the percentage determined for 4605
the district for that fiscal year under divisions (E)(3)(a) to (f) 4606
of section 3317.0212 of the Revised Code." 4607

In line 32840, strike through "district or"; after the period 4608
insert "The state board shall also establish the deadline for each 4609
district to report its actual costs for transporting these 4610
students. Costs reported by each district under this division 4611
shall be subject to periodic, random audits by the department." 4612

Delete lines 32955 through 34428 and insert: 4613

"**Sec. 3317.028.** (A) On or before May 15, 2007, and the 4614
fifteenth day of May in each calendar year thereafter, the tax 4615
commissioner shall determine for each school district whether the 4616
taxable value of all utility tangible personal property subject to 4617
taxation by the district in the preceding tax year was less than 4618
the taxable value of such property during the second preceding tax 4619
year. If any decrease exceeds ten per cent of the district's 4620

tangible personal property taxable value included in the total 4621
taxable value used in the district's state aid computation for the 4622
fiscal year that ends in the current calendar year, the tax 4623
commissioner shall certify all of the following to the department 4624
of education and the office of budget and management: 4625

(1) The district's total taxable value for the preceding tax 4626
year; 4627

(2) The change in taxes charged and payable on the district's 4628
total taxable value for the preceding tax year and the second 4629
preceding tax year; 4630

(3) The taxable value of the utility tangible personal 4631
property decrease, which shall be considered a change in 4632
valuation; 4633

(4) The change in taxes charged and payable on such change in 4634
taxable value calculated in the same manner as in division (A)(3) 4635
of section 3317.021 of the Revised Code. 4636

(B) Upon receipt of a certification specified in this 4637
section, the department of education shall replace the three-year 4638
average valuations that were used in computing the district's 4639
state education aid for the fiscal year that ends in the current 4640
calendar year with the taxable value certified under division 4641
(A)(1) of this section and shall recompute the state education aid 4642
for such fiscal year ~~without applying any funding limitations~~ 4643
~~enacted by the general assembly to the computation.~~ The department 4644
shall pay to the district an amount equal to the lesser of the 4645
following: 4646

(1) The positive difference between the district's state 4647
education aid prior to the recomputation under this section and 4648
the district's recomputed state education aid; 4649

(2) The absolute value of the amount certified under division 4650
(A)(2) of this section. 4651

The payment date shall be determined by the director of 4652
budget and management. The director shall select a payment date 4653
that is not earlier than the first day of June of the current 4654
fiscal year and not later than the thirty-first day of July of the 4655
following fiscal year. The department of education shall not pay 4656
the district under this section prior to approval by the director 4657
of budget and management to make that payment. 4658

(C) If a school district received a grant from the 4659
catastrophic expenditures account pursuant to division (C) of 4660
section 3316.20 of the Revised Code on the basis of the same 4661
circumstances for which a recomputation is made under this 4662
section, the amount of the recomputation shall be reduced and 4663
transferred in accordance with division (C) of section 3316.20 of 4664
the Revised Code. 4665

Sec. 3317.0212. (A) As used in this section: 4666

(1) "Assigned bus" means a school bus used to transport 4667
qualifying riders. 4668

(2) "Density" means the total riders per square mile of a 4669
school district. 4670

(3) "Nontraditional ridership" means the average number of 4671
qualifying riders who are enrolled in a community school 4672
established under Chapter 3314. of the Revised Code, in a STEM 4673
school established under Chapter 3326. of the Revised Code, or in 4674
a nonpublic school and are provided school bus service by a school 4675
district during the first full week of October. 4676

(4) "Qualifying riders" means resident students enrolled in 4677

preschool and regular education in grades kindergarten to twelve 4678
 who are provided school bus service by a school district ~~and who~~ 4679
~~live more than one mile from the school they attend~~, including 4680
 students with dual enrollment in a joint vocational school 4681
 district or a cooperative education school district, and students 4682
 enrolled in a community school, STEM school, or nonpublic school. 4683

~~(2)~~(5) "Qualifying ridership" means the greater of the 4684
 average number of qualifying riders counted in the morning or 4685
counted in the afternoon who are provided school bus service by a 4686
 school district during the first full week of October. 4687

~~(3)~~(6) "Rider density" means the ~~total ADM per square mile of~~ 4688
~~a school district.~~ following quotient: 4689

A school district's total number of qualifying riders/ the number 4690
of square miles in the district 4691

~~(4)~~(7) "Riders" means students enrolled in regular and 4692
special education in grades kindergarten through twelve who are 4693
provided school bus service by a school district, including 4694
students with dual enrollment in a joint vocational school 4695
district or a cooperative education school district, and students 4696
enrolled in a community school, STEM school, or nonpublic school. 4697

(8) "School bus service" means a school district's 4698
 transportation of qualifying riders in any of the following types 4699
 of vehicles: 4700

(a) School buses owned or leased by the district; 4701

(b) School buses operated by a private contractor hired by 4702
 the district; 4703

(c) School buses operated by another school district or 4704
 entity with which the district has contracted, either as part of a 4705
 consortium for the provision of transportation or otherwise. 4706

(B) Not later than the ~~fifteenth day of October~~ first day of November each year, each city, local, and exempted village school district shall report to the department of education its qualifying ridership and any other information requested by the department. Subsequent adjustments to the reported numbers shall be made only in accordance with rules adopted by the department.

(C) The department shall calculate the statewide transportation cost per student as follows:

(1) Determine each city, local, and exempted village school district's transportation cost per student by dividing the district's total costs for school bus service in the previous fiscal year by its qualifying ridership in the previous fiscal year.

(2) After excluding districts that do not provide school bus service and the ten districts with the highest transportation costs per student and the ten districts with the lowest transportation costs per student, divide the aggregate cost for school bus service for the remaining districts in the previous fiscal year by the aggregate qualifying ridership of those districts in the previous fiscal year.

(D) The department shall calculate the statewide transportation cost per mile as follows:

(1) Determine each city, local, and exempted village school district's transportation cost per mile by dividing the district's total costs for school bus service in the previous fiscal year by its total number of miles driven for school bus service in the previous fiscal year.

(2) After excluding districts that do not provide school bus service and the ten districts with the highest transportation

costs per mile and the ten districts with the lowest 4736
 transportation costs per mile, divide the aggregate cost for 4737
 school bus service for the remaining districts in the previous 4738
 fiscal year by the aggregate miles driven for school bus service 4739
 in those districts in the previous fiscal year. 4740

(E) The department shall calculate each city, local, and 4741
 exempted village school district's transportation base payment as 4742
 follows: 4743

(1) ~~Multiply~~ Calculate the sum of the following: 4744

(a) The product of the statewide transportation cost per 4745
 student ~~by~~ and the number of students counted in the district's 4746
 qualifying ridership for the current fiscal year who are enrolled 4747
 in the district; 4748

(b) 1.5 times the statewide transportation cost per student 4749
 times the number of students counted in the district's qualifying 4750
 ridership for the current fiscal year who are enrolled in 4751
 community schools established under Chapter 3314. of the Revised 4752
 Code or STEM schools established under Chapter 3326. of the 4753
 Revised Code; 4754

(c) 2.0 times the statewide transportation cost per student 4755
 times the number of students counted in the district's qualifying 4756
 ridership for the current fiscal year who are enrolled in 4757
 nonpublic schools. 4758

(2) Multiply the statewide transportation cost per mile by 4759
 the district's total number of miles driven for school bus service 4760
 in the current fiscal year. 4761

(3) Multiply the greater of the amounts calculated under 4762
 divisions (E)(1) and (2) of this section by the following: 4763

(a) For fiscal year ~~2018~~ 2022, the greater of ~~thirty-seven~~ 4764

~~and one-half~~ twenty-nine and one-sixth per cent or the district's
state share ~~index~~ percentage, as defined in section 3317.02 of the
Revised Code;

(b) For fiscal year ~~2019~~ 2023, the greater of ~~twenty-five~~
thirty-three and one-third per cent or the district's state share
~~index~~ percentage;

(c) For fiscal year 2024, the greater of thirty-seven and
one-half per cent or the district's state share percentage;

(d) For fiscal year 2025, the greater of forty-one and
two-thirds per cent or the district's state share percentage;

(e) For fiscal year 2026, the greater of forty-five and
five-sixths per cent or the district's state share percentage;

(f) For fiscal year 2027 and for each fiscal year thereafter,
the greater of fifty per cent or the district's state share
percentage.

(F)(1) The department annually shall establish a target
number of qualifying riders per assigned bus for each city, local,
and exempted village school district. The department shall use the
most recently available data in establishing the target number.
The target number shall be based on the statewide median number of
riders per assigned bus as adjusted to reflect the district's
density in comparison to the density of all other districts. The
department shall post on the department's web site each district's
target number of riders per assigned bus and a description of how
the target number was determined.

(2) The department shall determine each school district's
efficiency index by dividing the district's number of riders per
assigned bus by its target number of riders per assigned bus.

(3) The department shall determine each city, local, and

exempted village school district's efficiency adjustment payment 4794
as follows: 4795

(a) If the district's efficiency index is equal to or greater 4796
than 1.5, the efficiency adjustment payment shall be calculated 4797
according to the following formula: 4798
0.15 X the district's transportation base payment calculated under 4799
division (E) of this section 4800

(b) If the district's efficiency index is less than 1.5 but 4801
greater than or equal to 1.0, the efficiency adjustment payment 4802
shall be calculated according to the following formula: 4803

{[(The district's efficiency index - 1) X 0.15]/0.5} X the 4804
district's transportation base payment calculated under division 4805
(E) of this section 4806

(c) If the district's efficiency index is less than 1.0, the 4807
efficiency adjustment payment shall be zero. 4808

(G) In addition to funds paid under ~~division (E)~~ divisions 4809
(E), (F), and (H) of this section, each city, local, and exempted 4810
village district shall receive in accordance with rules adopted by 4811
the state board of education a payment for students transported by 4812
means other than school bus service and whose transportation is 4813
not funded under division (C) of section 3317.024 of the Revised 4814
Code. The rules shall include provisions for school district 4815
reporting of such students. 4816

~~(G)~~(1)~~(H)~~(1) For purposes of division ~~(G)~~(H) of this section, 4817
a school district's "transportation supplement percentage" means 4818
the following quotient: 4819

(~~50~~28 - the district's rider density) / 100 4820

If the result of the calculation for a district under 4821
division ~~(G)~~(1)~~(H)~~(1) of this section is less than zero, the 4822

district's transportation supplement percentage shall be zero. 4823

(2) The department shall pay each district a transportation 4824
 supplement calculated according to the following formula: 4825

The district's transportation supplement percentage X the amount 4826
 calculated for the district under division (E)(2) of this section 4827

$$X 0.55$$
 4828

Sec. 3317.0213. (A) The department of education shall compute 4829
 and pay in accordance with this section additional state aid for 4830
 preschool children with disabilities to each city, local, and 4831
 exempted village school district and to each institution, as 4832
 defined in section 3323.091 of the Revised Code. Funding shall be 4833
 provided for children who are not enrolled in kindergarten and who 4834
 are under age six on the thirtieth day of September of the 4835
 academic year, or on the first day of August of the academic year 4836
 if the school district in which the child is enrolled has adopted 4837
 a resolution under division (A)(3) of section 3321.01 of the 4838
 Revised Code, but not less than age three on the first day of 4839
 December of the academic year. 4840

The additional state aid shall be calculated under the 4841
 following formula: 4842

(\$4,000 X the number of students who are preschool children 4843
 with disabilities) + the sum of the following: 4844

(1) The district's or institution's category one special 4845
 education students who are preschool children with disabilities X 4846
 the ~~amount~~ multiple specified in division (A) of section 3317.013 4847
 of the Revised Code X the statewide average base cost per pupil 4848
for that fiscal year X the district's state share ~~index~~ percentage 4849
 X 0.50; 4850

(2) The district's or institution's category two special 4851

education students who are preschool children with disabilities X 4852
the ~~amount~~ multiple specified in division (B) of section 3317.013 4853
of the Revised Code X the statewide average base cost per pupil 4854
for that fiscal year X the district's state share ~~index~~ percentage 4855
X 0.50; 4856

(3) The district's or institution's category three special 4857
education students who are preschool children with disabilities X 4858
the ~~amount~~ multiple specified in division (C) of section 3317.013 4859
of the Revised Code X the statewide average base cost per pupil 4860
for that fiscal year X the district's state share ~~index~~ percentage 4861
X 0.50; 4862

(4) The district's or institution's category four special 4863
education students who are preschool children with disabilities X 4864
the ~~amount~~ multiple specified in division (D) of section 3317.013 4865
of the Revised Code X the statewide average base cost per pupil 4866
for that fiscal year X the district's state share ~~index~~ percentage 4867
X 0.50; 4868

(5) The district's or institution's category five special 4869
education students who are preschool children with disabilities X 4870
the ~~amount~~ multiple specified in division (E) of section 3317.013 4871
of the Revised Code X the statewide average base cost per pupil 4872
for that fiscal year X the district's state share ~~index~~ percentage 4873
X 0.50; 4874

(6) The district's or institution's category six special 4875
education students who are preschool children with disabilities X 4876
the ~~amount~~ multiple specified in division (F) of section 3317.013 4877
of the Revised Code X the statewide average base cost per pupil 4878
for that fiscal year X the district's state share ~~index~~ percentage 4879
X 0.50. 4880

The special education disability categories for preschool 4881

children used in this section are the same categories prescribed 4882
in section 3317.013 of the Revised Code. 4883

As used in division (A) of this section, the state share 4884
~~index~~ percentage of a student enrolled in an institution is the 4885
state share ~~index~~ percentage of the school district in which the 4886
student is entitled to attend school under section 3313.64 or 4887
3313.65 of the Revised Code. 4888

(B) If an educational service center is providing services to 4889
students who are preschool children with disabilities under 4890
agreement with the city, local, or exempted village school 4891
district in which the students are entitled to attend school, that 4892
district may authorize the department to transfer funds computed 4893
under this section to the service center providing those services. 4894

(C) If a county DD board is providing services to students 4895
who are preschool children with disabilities under agreement with 4896
the city, local, or exempted village school district in which the 4897
students are entitled to attend school, the department shall 4898
deduct from the district's payment computed under division (A) of 4899
this section the total amount of those funds that are attributable 4900
to the students served by the county DD board and pay that amount 4901
to that board. 4902

Sec. 3317.0214. (A) The department shall compute and pay in 4903
accordance with this section additional state aid to school 4904
districts for students in categories two through six special 4905
education ADM. If a district's costs for the fiscal year for a 4906
student in its categories two through six special education ADM 4907
exceed the threshold catastrophic cost for serving the student, 4908
the district may submit to the superintendent of public 4909
instruction documentation, as prescribed by the superintendent, of 4910

all its costs for that student. Upon submission of documentation 4911
for a student of the type and in the manner prescribed, the 4912
department shall pay to the district an amount equal to the sum of 4913
the following: 4914

(1) One-half of the district's costs for the student in 4915
excess of the threshold catastrophic cost; 4916

(2) The product of one-half of the district's costs for the 4917
student in excess of the threshold catastrophic cost multiplied by 4918
the district's state share ~~index~~ percentage. 4919

(B) For purposes of division (A) of this section, the 4920
threshold catastrophic cost for serving a student equals: 4921

(1) For a student in the school district's category two, 4922
three, four, or five special education ADM, twenty-seven thousand 4923
three hundred seventy-five dollars; 4924

(2) For a student in the district's category six special 4925
education ADM, thirty-two thousand eight hundred fifty dollars. 4926

(C) The district shall report under division (A) of this 4927
section, and the department shall pay for, only the costs of 4928
educational expenses and the related services provided to the 4929
student in accordance with the student's individualized education 4930
program. Any legal fees, court costs, or other costs associated 4931
with any cause of action relating to the student may not be 4932
included in the amount. 4933

Sec. 3317.0215. (A) The department of education shall 4934
withhold from the aggregate amount paid for a fiscal year to each 4935
city, local, exempted village, and joint vocational school 4936
district, community school established under Chapter 3314. of the 4937
Revised Code, and science, technology, engineering, and 4938

mathematics school established under Chapter 3326. of the Revised 4939
Code an amount equal to the following: 4940

(1) In the case of a city, local, exempted village, or joint 4941
vocational school district, an amount calculated as follows: 4942

0.10 X [(the district's category one special education ADM X the 4943
multiple specified in division (A) of section 3317.013 of the 4944
Revised Code X the statewide average base cost per pupil for that 4945
fiscal year X the district's state share percentage) + (the 4946
district's category two special education ADM X the multiple 4947
specified in division (B) of section 3317.013 of the Revised Code 4948
X the statewide average base cost per pupil for that fiscal year X 4949
the district's state share percentage) + (the district's category 4950
three special education ADM X the multiple specified in division 4951
(C) of section 3317.013 of the Revised Code X the statewide 4952
average base cost per pupil for that fiscal year X the district's 4953
state share percentage) + (the district's category four special 4954
education ADM X the multiple specified in division (D) of section 4955
3317.013 of the Revised Code X the statewide average base cost per 4956
pupil for that fiscal year X the district's state share 4957
percentage) + (the district's category five special education ADM 4958
X the multiple specified in division (E) of section 3317.013 of 4959
the Revised Code X the statewide average base cost per pupil for 4960
that fiscal year X the district's state share percentage) + (the 4961
district's category six special education ADM X the multiple 4962
specified in division (F) of section 3317.013 of the Revised Code 4963
X the statewide average base cost per pupil for that fiscal year X 4964
the district's state share percentage)] 4965

(2) In the case of a community school, the aggregate amount 4966
of special education funding paid to the school under section 4967
3314.08 of the Revised Code times 0.10. 4968

(3) In the case of a science, technology, engineering, or mathematics school, the aggregate amount of special education funding paid to the school under section 3326.33 of the Revised Code times 0.10. 4969
4970
4971
4972

(B) The department shall use the amount of funds withheld under division (A) of this section for purposes of division (C)(3) of section 3314.08 of the Revised Code, section 3317.0214 of the Revised Code, division (B) of section 3317.16 of the Revised Code, and section 3326.34 of the Revised Code. 4973
4974
4975
4976
4977

Sec. 3317.0217. Payment of the amount calculated for a school district under this section shall be made under division (A) of section 3317.022 of the Revised Code. 4978
4979
4980

(A) For each fiscal year, the department of education shall compute targeted assistance funds for city, local, and exempted village school districts, in accordance with the following formula: 4981
4982
4983
4984

A district's capacity amount for that fiscal year calculated under division (B) of this section + a district's wealth amount for that fiscal year calculated under division (C) of this section 4985
4986
4987

(B) The department shall calculate each district's capacity amount for a fiscal year as follows: 4988
4989

(1) Calculate each district's weighted wealth for that fiscal year, which equals the following sum: 4990
4991

(The amount determined for the district for that fiscal year under division (A)(1)(a) of section 3317.017 of the Revised Code X 0.6) 4992
4993
+ (the amount determined for the district for that fiscal year under division (A)(2)(a) of section 3317.017 of the Revised Code X 0.4) 4994
4995
4996

(2) Determine the median weighted wealth of all school 4997

<u>districts in this state for that fiscal year;</u>	4998
<u>(3) Compute each district's capacity index for that fiscal</u>	4999
<u>year by dividing the median weighted wealth of all school</u>	5000
<u>districts in this state for that fiscal year by the district's</u>	5001
<u>weighted wealth for that fiscal year;</u>	5002
<u>(4) Compute each district's capacity amount for that fiscal</u>	5003
<u>year as follows:</u>	5004
<u>(a) The district's capacity amount shall be zero if the</u>	5005
<u>district satisfies either of the following criteria for that</u>	5006
<u>fiscal year:</u>	5007
<u>(i) The district's capacity index is less than 1.</u>	5008
<u>(ii) The district's enrolled ADM is less than 200.</u>	5009
<u>(b) If the district does not satisfy either of the criteria</u>	5010
<u>specified in division (B)(4)(a) of this section for that fiscal</u>	5011
<u>year, the district's capacity amount for that fiscal year shall be</u>	5012
<u>calculated as follows:</u>	5013
<u>(i) Compute the following amount for the district:</u>	5014
<u>(The median weighted wealth of all school districts in this state</u>	5015
<u>for that fiscal year X 0.008) - (the district's weighted wealth</u>	5016
<u>for that fiscal year X 0.008)</u>	5017
<u>(ii) If the district's enrolled ADM for that fiscal year is</u>	5018
<u>greater than or equal to 200 but less than or equal to 400, the</u>	5019
<u>district's capacity amount for that fiscal year shall be equal to</u>	5020
<u>0.05 X the amount computed under division (B)(4)(b)(i) of this</u>	5021
<u>section.</u>	5022
<u>(iii) If the district's enrolled ADM for that fiscal year is</u>	5023
<u>greater than 400 and less than 600, the district's capacity amount</u>	5024
<u>for that fiscal year shall be calculated in accordance with the</u>	5025

following formula: 5026

$$\{[0.95 \times (\text{the district's enrolled ADM for that fiscal year} - 400)/200] + 0.05\} \times \text{the amount computed under division (B)(4)(b)(i) of this section}$$
 5027 5028 5029

(iv) If the district's enrolled ADM for that fiscal year is greater than or equal to 600, the district's capacity amount for that fiscal year shall be equal to the amount computed under division (B)(4)(b)(i) of this section. 5030 5031 5032 5033

(C) The department shall calculate each district's wealth amount for a fiscal year as follows: 5034 5035

(1) Calculate each district's weighted wealth per pupil for that fiscal year, which equals the following quotient: 5036 5037

The district's weighted wealth for that fiscal year calculated under division (B)(1) of this section/ (the district's enrolled ADM for that fiscal year - the students described in division (A)(1)(b) of section 3317.03 of the Revised Code + the students described in division (A)(2)(d) of section 3317.03 of the Revised Code) 5038 5039 5040 5041 5042 5043

(2) Determine the median weighted wealth per pupil of all school districts in this state for that fiscal year; 5044 5045

(3) Compute each district's wealth index for that fiscal year by dividing the median weighted wealth per pupil of all school districts in this state for that fiscal year by the district's weighted wealth per pupil for that fiscal year; 5046 5047 5048 5049

(4) Compute each district's wealth amount for that fiscal year, as follows: 5050 5051

(a) If the district's wealth index computed under division (C)(3) of this section for that fiscal year is less than 0.8, the district's wealth amount for that fiscal year shall be zero. 5052 5053 5054

(b) If the district's wealth index computed under division 5055
(C)(3) of this section for that fiscal year is greater than or 5056
equal to 0.8, the district's wealth amount for that fiscal year 5057
shall be calculated in accordance with the following formula: 5058
[(The median weighted wealth per pupil of all school districts in 5059
this state for that fiscal year X 0.014) - (the district's 5060
weighted wealth per pupil for that fiscal year X 0.0112)] X the 5061
district's enrolled ADM for that fiscal year 5062

Sec. 3317.0218. For each fiscal year, the department of 5063
education shall compute and pay supplemental targeted assistance 5064
to each city, local, and exempted village school district as 5065
follows: 5066

(A) Determine if the district satisfies both of the following 5067
criteria: 5068

(1) The wealth index calculated for the district for fiscal 5069
year 2019 under division (A)(4) of former section 3317.0217 of the 5070
Revised Code as it existed prior to the effective date of this 5071
section is greater than 1.6; 5072

(2) The district's enrolled ADM for fiscal year 2019 is less 5073
than eighty-eight per cent of the district's total ADM for fiscal 5074
year 2019. 5075

(B) Determine the maximum of the wealth indices calculated 5076
under division (A)(4) of former section 3317.0217 of the Revised 5077
Code as it existed prior to the effective date of this section for 5078
all districts that satisfy both of the criteria specified under 5079
division (A) of this section; 5080

(C) If the district satisfies both of the criteria specified 5081
under division (A) of this section, compute the district's 5082
supplemental amount as the product of the following: 5083

(1) {[(The number specified under division (A)(1) of this section - 1.6) / (the number determined under division (B) of this section - 1.6)] X 675} + 75;

(2) The district's enrolled ADM.

(D) If the district does not satisfy both of the criteria specified under division (A) of this section, the district's supplemental amount shall be equal to zero.

Sec. 3317.03. (A) The superintendent of each city, local, and exempted village school district shall report to the state board of education as of the last day of October, March, and June of each year the enrollment of students receiving services from schools under the superintendent's supervision, and the numbers of other students entitled to attend school in the district under section 3313.64 or 3313.65 of the Revised Code the superintendent is required to report under this section, so that the department of education can calculate the district's formula ADM, total ADM, category one through five career-technical education ADM, category one through three English learner ADM, category one through six special education ADM, preschool scholarship ADM, transportation ADM, and, for purposes of provisions of law outside of Chapter 3317. of the Revised Code, average daily membership.

(1) The enrollment reported by the superintendent during the reporting period shall consist of the number of students in grades kindergarten through twelve receiving any educational services from the district, except that the following categories of students shall not be included in the determination:

(a) Students enrolled in adult education classes;

(b) Adjacent or other district students enrolled in the district under an open enrollment policy pursuant to section

3313.98 of the Revised Code; 5113

(c) Students receiving services in the district pursuant to a 5114
compact, cooperative education agreement, or a contract, but who 5115
are entitled to attend school in another district pursuant to 5116
section 3313.64 or 3313.65 of the Revised Code; 5117

(d) Students for whom tuition is payable pursuant to sections 5118
3317.081 and 3323.141 of the Revised Code; 5119

(e) Students receiving services in the district through a 5120
scholarship awarded under either section 3310.41 or sections 5121
3310.51 to 3310.64 of the Revised Code. 5122

When reporting students under division (A)(1) of this 5123
section, the superintendent also shall report the district where 5124
each student is entitled to attend school pursuant to sections 5125
3313.64 and 3313.65 of the Revised Code. 5126

(2) The department of education shall compile a list of all 5127
students reported to be enrolled in a district under division 5128
(A)(1) of this section and of the students entitled to attend 5129
school in the district pursuant to section 3313.64 or 3313.65 of 5130
the Revised Code on an FTE basis but receiving educational 5131
services in grades kindergarten through twelve from one or more of 5132
the following entities: 5133

(a) A community school pursuant to Chapter 3314. of the 5134
Revised Code, including any participation in a college pursuant to 5135
Chapter 3365. of the Revised Code while enrolled in such community 5136
school; 5137

(b) An alternative school pursuant to sections 3313.974 to 5138
3313.979 of the Revised Code ~~as described in division (I)(2)(a) or~~ 5139
~~(b) of this section;~~ 5140

(c) A college pursuant to Chapter 3365. of the Revised Code, 5141

except when the student is enrolled in the college while also 5142
 enrolled in a community school pursuant to Chapter 3314., a 5143
 science, technology, engineering, and mathematics school 5144
 established under Chapter 3326., or a college-preparatory boarding 5145
 school established under Chapter 3328. of the Revised Code; 5146

(d) An adjacent or other school district under an open 5147
 enrollment policy adopted pursuant to section 3313.98 of the 5148
 Revised Code; 5149

(e) An educational service center or cooperative education 5150
 district; 5151

(f) Another school district under a cooperative education 5152
 agreement, compact, or contract; 5153

(g) A chartered nonpublic school with a scholarship paid 5154
 under section 3310.08 of the Revised Code, if the students 5155
 qualified for the scholarship under section 3310.03 of the Revised 5156
 Code; 5157

(h) An alternative public provider or a registered private 5158
 provider with a scholarship awarded under either section 3310.41 5159
 or sections 3310.51 to 3310.64 of the Revised Code. 5160

As used in this section, "alternative public provider" and 5161
 "registered private provider" have the same meanings as in section 5162
 3310.41 or 3310.51 of the Revised Code, as applicable. 5163

(i) A science, technology, engineering, and mathematics 5164
 school established under Chapter 3326. of the Revised Code, 5165
 including any participation in a college pursuant to Chapter 3365. 5166
 of the Revised Code while enrolled in the school; 5167

(j) A college-preparatory boarding school established under 5168
 Chapter 3328. of the Revised Code, including any participation in 5169
 a college pursuant to Chapter 3365. of the Revised Code while 5170

enrolled in the school. 5171

(3) The department also shall compile a list of the students 5172
entitled to attend school in the district under section 3313.64 or 5173
3313.65 of the Revised Code who are enrolled in a joint vocational 5174
school district or under a career-technical education compact, 5175
excluding any students so entitled to attend school in the 5176
district who are enrolled in another school district through an 5177
open enrollment policy as reported under division (A)(2)(d) of 5178
this section and then enroll in a joint vocational school district 5179
or under a career-technical education compact. 5180

The department shall provide each city, local, and exempted 5181
village school district with an opportunity to review the list of 5182
students compiled under divisions (A)(2) and (3) of this section 5183
to ensure that the students reported accurately reflect the 5184
enrollment of students in the district. 5185

(B) To enable the department of education to obtain the data 5186
needed to complete the calculation of payments pursuant to this 5187
chapter, each superintendent shall certify from the reports 5188
provided by the department under division (A) of this section all 5189
of the following: 5190

(1) The total student enrollment in regular learning day 5191
classes included in the report under division (A)(1) or (2) of 5192
this section for each of the individual grades kindergarten 5193
through twelve in schools under the superintendent's supervision; 5194

(2) The unduplicated count of the number of preschool 5195
children with disabilities enrolled in the district for whom the 5196
district is eligible to receive funding under section 3317.0213 of 5197
the Revised Code adjusted for the portion of the year each child 5198
is so enrolled, in accordance with the disability categories 5199
prescribed in section 3317.013 of the Revised Code; 5200

(3) The number of children entitled to attend school in the district pursuant to section 3313.64 or 3313.65 of the Revised Code who are:

(a) Participating in a pilot project scholarship program established under sections 3313.974 to 3313.979 of the Revised Code as described in division (I)(2)(a) or (b) of this section;

(b) Enrolled in a college under Chapter 3365. of the Revised Code, except when the student is enrolled in the college while also enrolled in a community school pursuant to Chapter 3314. of the Revised Code, a science, technology, engineering, and mathematics school established under Chapter 3326., or a college-preparatory boarding school established under Chapter 3328. of the Revised Code;

(c) Enrolled in an adjacent or other school district under section 3313.98 of the Revised Code;

(d) Enrolled in a community school established under Chapter 3314. of the Revised Code that is not an internet- or computer-based community school as defined in section 3314.02 of the Revised Code, including any participation in a college pursuant to Chapter 3365. of the Revised Code while enrolled in such community school;

(e) Enrolled in an internet- or computer-based community school, as defined in section 3314.02 of the Revised Code, including any participation in a college pursuant to Chapter 3365. of the Revised Code while enrolled in the school;

(f) Enrolled in a chartered nonpublic school with a scholarship paid under section 3310.08 of the Revised Code and who qualified for the scholarship under section 3310.03 of the Revised Code;

(g) Enrolled in kindergarten through grade twelve in an	5230
alternative public provider or a registered private provider with	5231
a scholarship awarded under section 3310.41 of the Revised Code;	5232
(h) Enrolled as a preschool child with a disability in an	5233
alternative public provider or a registered private provider with	5234
a scholarship awarded under section 3310.41 of the Revised Code;	5235
(i) Participating in a program operated by a county board of	5236
developmental disabilities or a state institution;	5237
(j) Enrolled in a science, technology, engineering, and	5238
mathematics school established under Chapter 3326. of the Revised	5239
Code, including any participation in a college pursuant to Chapter	5240
3365. of the Revised Code while enrolled in the school;	5241
(k) Enrolled in a college-preparatory boarding school	5242
established under Chapter 3328. of the Revised Code, including any	5243
participation in a college pursuant to Chapter 3365. of the	5244
Revised Code while enrolled in the school;	5245
(l) Enrolled in an alternative public provider or a	5246
registered private provider with a scholarship awarded under	5247
sections 3310.51 to 3310.64 of the Revised Code.	5248
(4) The total enrollment of pupils in joint vocational	5249
schools;	5250
(5) The combined enrollment of children with disabilities	5251
reported under division (A)(1) or (2) of this section, <u>including</u>	5252
<u>any student described in division (A)(1)(b) of this section and</u>	5253
<u>excluding any student reported under divisions (A)(2)(a), (b),</u>	5254
<u>(d), (g), (h), (i), and (j) of this section,</u> receiving special	5255
education services for the category one disability described in	5256
division (A) of section 3317.013 of the Revised Code, including	5257
children attending a special education program operated by an	5258

alternative public provider or a registered private provider with 5259
a scholarship awarded under sections 3310.51 to 3310.64 of the 5260
Revised Code; 5261

(6) The combined enrollment of children with disabilities 5262
reported under division (A)(1) or (2) of this section, including 5263
any student described in division (A)(1)(b) of this section and 5264
excluding any student reported under divisions (A)(2)(a), (b), 5265
(d), (g), (h), (i), and (j) of this section, receiving special 5266
education services for category two disabilities described in 5267
division (B) of section 3317.013 of the Revised Code, including 5268
children attending a special education program operated by an 5269
alternative public provider or a registered private provider with 5270
a scholarship awarded under sections 3310.51 to 3310.64 of the 5271
Revised Code; 5272

(7) The combined enrollment of children with disabilities 5273
reported under division (A)(1) or (2) of this section, including 5274
any student described in division (A)(1)(b) of this section and 5275
excluding any student reported under divisions (A)(2)(a), (b), 5276
(d), (g), (h), (i), and (j) of this section, receiving special 5277
education services for category three disabilities described in 5278
division (C) of section 3317.013 of the Revised Code, including 5279
children attending a special education program operated by an 5280
alternative public provider or a registered private provider with 5281
a scholarship awarded under sections 3310.51 to 3310.64 of the 5282
Revised Code; 5283

(8) The combined enrollment of children with disabilities 5284
reported under division (A)(1) or (2) of this section, including 5285
any student described in division (A)(1)(b) of this section and 5286
excluding any student reported under divisions (A)(2)(a), (b), 5287
(d), (g), (h), (i), and (j) of this section, receiving special 5288
education services for category four disabilities described in 5289

division (D) of section 3317.013 of the Revised Code, including 5290
 children attending a special education program operated by an 5291
 alternative public provider or a registered private provider with 5292
 a scholarship awarded under sections 3310.51 to 3310.64 of the 5293
 Revised Code; 5294

(9) The combined enrollment of children with disabilities 5295
 reported under division (A)(1) or (2) of this section, including 5296
any student described in division (A)(1)(b) of this section and 5297
excluding any student reported under divisions (A)(2)(a), (b), 5298
(d), (g), (h), (i), and (j) of this section, receiving special 5299
 education services for the category five disabilities described in 5300
 division (E) of section 3317.013 of the Revised Code, including 5301
 children attending a special education program operated by an 5302
 alternative public provider or a registered private provider with 5303
 a scholarship awarded under sections 3310.51 to 3310.64 of the 5304
 Revised Code; 5305

(10) The combined enrollment of children with disabilities 5306
 reported under division (A)(1) or (2) and under division (B)(3)(h) 5307
 of this section, including any student described in division 5308
(A)(1)(b) of this section and excluding any student reported under 5309
divisions (A)(2)(a), (b), (d), (g), (h), (i), and (j) of this 5310
section, receiving special education services for category six 5311
 disabilities described in division (F) of section 3317.013 of the 5312
 Revised Code, including children attending a special education 5313
 program operated by an alternative public provider or a registered 5314
 private provider with a scholarship awarded under either section 5315
 3310.41 or sections 3310.51 to 3310.64 of the Revised Code; 5316

(11) The enrollment of pupils reported under division (A)(1) 5317
 or (2) of this section on a full-time equivalency basis, including 5318
any student described in division (A)(1)(b) of this section and 5319
excluding any student reported under divisions (A)(2)(a), (b), 5320

(d), (g), (h), (i), and (j) of this section, in category one 5321
 career-technical education programs or classes, described in 5322
 division (A)(1) of section 3317.014 of the Revised Code, operated 5323
 by the school district or by another district that is a member of 5324
 the district's career-technical planning district, other than a 5325
 joint vocational school district, or by an educational service 5326
 center, notwithstanding division ~~(G)~~(I) of section 3317.02 of the 5327
 Revised Code and division (C)(3) of this section; 5328

(12) The enrollment of pupils reported under division (A)(1) 5329
 or (2) of this section on a full-time equivalency basis, including 5330
any student described in division (A)(1)(b) of this section and 5331
excluding any student reported under divisions (A)(2)(a), (b), 5332
(d), (g), (h), (i), and (j) of this section, in category two 5333
 career-technical education programs or services, described in 5334
 division ~~(B)~~(A)(2) of section 3317.014 of the Revised Code, 5335
 operated by the school district or another school district that is 5336
 a member of the district's career-technical planning district, 5337
 other than a joint vocational school district, or by an 5338
 educational service center, notwithstanding division ~~(G)~~(I) of 5339
 section 3317.02 of the Revised Code and division (C)(3) of this 5340
 section; 5341

(13) The enrollment of pupils reported under division (A)(1) 5342
 or (2) of this section on a full-time equivalency basis, including 5343
any student described in division (A)(1)(b) of this section and 5344
excluding any student reported under divisions (A)(2)(a), (b), 5345
(d), (g), (h), (i), and (j) of this section, in category three 5346
 career-technical education programs or services, described in 5347
 division ~~(C)~~(A)(3) of section 3317.014 of the Revised Code, 5348
 operated by the school district or another school district that is 5349
 a member of the district's career-technical planning district, 5350
 other than a joint vocational school district, or by an 5351

educational service center, notwithstanding division ~~(G)~~(I) of 5352
 section 3317.02 of the Revised Code and division (C)(3) of this 5353
 section; 5354

(14) The enrollment of pupils reported under division (A)(1) 5355
 or (2) of this section on a full-time equivalency basis, including 5356
any student described in division (A)(1)(b) of this section and 5357
excluding any student reported under divisions (A)(2)(a), (b), 5358
(d), (g), (h), (i), and (j) of this section, in category four 5359
 career-technical education programs or services, described in 5360
 division ~~(D)~~(A)(4) of section 3317.014 of the Revised Code, 5361
 operated by the school district or another school district that is 5362
 a member of the district's career-technical planning district, 5363
 other than a joint vocational school district, or by an 5364
 educational service center, notwithstanding division ~~(G)~~(I) of 5365
 section 3317.02 of the Revised Code and division (C)(3) of this 5366
 section; 5367

(15) The enrollment of pupils reported under division (A)(1) 5368
 or (2) of this section on a full-time equivalency basis, including 5369
any student described in division (A)(1)(b) of this section and 5370
excluding any student reported under divisions (A)(2)(a), (b), 5371
(d), (g), (h), (i), and (j) of this section, in category five 5372
 career-technical education programs or services, described in 5373
 division ~~(E)~~(A)(5) of section 3317.014 of the Revised Code, 5374
 operated by the school district or another school district that is 5375
 a member of the district's career-technical planning district, 5376
 other than a joint vocational school district, or by an 5377
 educational service center, notwithstanding division ~~(G)~~(I) of 5378
 section 3317.02 of the Revised Code and division (C)(3) of this 5379
 section; 5380

(16) The enrollment of pupils reported under division (A)(1) 5381
 or (2) of this section who are English learners described in 5382

division (A) of section 3317.016 of the Revised Code, including 5383
any student described in division (A)(1)(b) of this section and 5384
excluding any student reported under ~~division (B)(3)(e)~~ divisions 5385
(A)(2)(a), (b), (d), (g), (h), (i), and (j) of this section as 5386
enrolled in an internet or computer based community school; 5387

(17) The enrollment of pupils reported under division (A)(1) 5388
or (2) of this section who are English learners described in 5389
division (B) of section 3317.016 of the Revised Code, including 5390
any student described in division (A)(1)(b) of this section and 5391
excluding any student reported under ~~division (B)(3)(e)~~ divisions 5392
(A)(2)(a), (b), (d), (g), (h), (i), and (j) of this section as 5393
enrolled in an internet or computer based community school; 5394

(18) The enrollment of pupils reported under division (A)(1) 5395
or (2) of this section who are English learners described in 5396
division (C) of section 3317.016 of the Revised Code, including 5397
any student described in division (A)(1)(b) of this section and 5398
excluding any student reported under ~~division (B)(3)(e)~~ divisions 5399
(A)(2)(a), (b), (d), (g), (h), (i), and (j) of this section as 5400
enrolled in an internet or computer based community school; 5401

(19) The average number of children transported during the 5402
reporting period by the school district on board-owned or 5403
contractor-owned and -operated buses, reported in accordance with 5404
rules adopted by the department of education; 5405

(20)(a) The number of children, other than preschool children 5406
with disabilities, the district placed with a county board of 5407
developmental disabilities in fiscal year 1998. Division 5408
(B)(20)(a) of this section does not apply after fiscal year 2013. 5409

(b) The number of children with disabilities, other than 5410
preschool children with disabilities, placed with a county board 5411
of developmental disabilities in the current fiscal year to 5412

receive special education services for the category one disability	5413
described in division (A) of section 3317.013 of the Revised Code;	5414
(c) The number of children with disabilities, other than	5415
preschool children with disabilities, placed with a county board	5416
of developmental disabilities in the current fiscal year to	5417
receive special education services for category two disabilities	5418
described in division (B) of section 3317.013 of the Revised Code;	5419
(d) The number of children with disabilities, other than	5420
preschool children with disabilities, placed with a county board	5421
of developmental disabilities in the current fiscal year to	5422
receive special education services for category three disabilities	5423
described in division (C) of section 3317.013 of the Revised Code;	5424
(e) The number of children with disabilities, other than	5425
preschool children with disabilities, placed with a county board	5426
of developmental disabilities in the current fiscal year to	5427
receive special education services for category four disabilities	5428
described in division (D) of section 3317.013 of the Revised Code;	5429
(f) The number of children with disabilities, other than	5430
preschool children with disabilities, placed with a county board	5431
of developmental disabilities in the current fiscal year to	5432
receive special education services for the category five	5433
disabilities described in division (E) of section 3317.013 of the	5434
Revised Code;	5435
(g) The number of children with disabilities, other than	5436
preschool children with disabilities, placed with a county board	5437
of developmental disabilities in the current fiscal year to	5438
receive special education services for category six disabilities	5439
described in division (F) of section 3317.013 of the Revised Code.	5440
(21) The enrollment of students who are economically	5441

disadvantaged, as defined by the department, including any student 5442
described in divisions (A)(1)(b) of this section and 5443
excluding any 5444
student reported under ~~division (B)(3)(e)~~ divisions (A)(2)(a), 5445
(b), (d), (g), (h), (i), and (j) of this section as ~~enrolled in an~~ 5446
internet or computer based community school. A student shall not 5447
be categorically excluded from the number reported under division 5448
(B)(21) of this section based on anything other than family 5449
income.

(22) The enrollment of students identified as gifted under 5450
division (A), (B), (C), or (D) of section 3324.03 of the Revised 5451
Code. 5452

(C)(1) The state board of education shall adopt rules 5453
necessary for implementing divisions (A), (B), and (D) of this 5454
section. 5455

(2) A student enrolled in a community school established 5456
under Chapter 3314., a science, technology, engineering, and 5457
mathematics school established under Chapter 3326., or a 5458
college-preparatory boarding school established under Chapter 5459
3328. of the Revised Code shall be counted in the formula ADM ~~and,~~ 5460
~~if applicable, the category one, two, three, four, five, or six~~ 5461
~~special education ADM~~ of the school district in which the student 5462
is entitled to attend school under section 3313.64 or 3313.65 of 5463
the Revised Code for the same proportion of the school year that 5464
the student is counted in the enrollment of the community school, 5465
the science, technology, engineering, and mathematics school, or 5466
the college-preparatory boarding school for purposes of section 5467
3314.08, 3326.33, or 3328.24 of the Revised Code. Notwithstanding 5468
the enrollment of students certified pursuant to division 5469
(B)(3)(d), (e), (j), or (k) of this section, the department may 5470
adjust the formula ADM of a school district to account for 5471

students entitled to attend school in the district under section 5472
 3313.64 or 3313.65 of the Revised Code who are enrolled in a 5473
 community school, a science, technology, engineering, and 5474
 mathematics school, or a college-preparatory boarding school for 5475
 only a portion of the school year. 5476

(3) No child shall be counted as more than a total of one 5477
 child in the sum of the enrollment of students of a school 5478
 district under division (A), divisions (B)(1) to (22), or division 5479
 (D) of this section, except as follows: 5480

(a)(i) A child with a disability described in section 5481
 3317.013 of the Revised Code may be counted both in formula ADM 5482
 and in category one, two, three, four, five, or six special 5483
 education ADM and, if applicable, in category one, two, three, 5484
 four, or five career-technical education ADM. As provided in 5485
 division ~~(C)~~ (I) of section 3317.02 of the Revised Code, such a 5486
 child shall be counted in category one, two, three, four, five, or 5487
 six special education ADM in the same proportion that the child is 5488
 counted in formula ADM. 5489

(ii) A child with a disability described in section 3317.03 5490
of the Revised Code may be counted both in enrolled ADM and in 5491
category one, two, three, four, five, or six special education ADM 5492
and, if applicable, in category one, two, three, four, or five 5493
career-technical education ADM. As provided in division (I) of 5494
section 3317.02 of the Revised Code, such a child shall be counted 5495
in category one, two, three, four, five, or six special education 5496
ADM in the same proportion that the child is counted in enrolled 5497
ADM. 5498

(b)(i) A child enrolled in career-technical education 5499
 programs or classes described in section 3317.014 of the Revised 5500
 Code may be counted both in formula ADM and category one, two, 5501

three, four, or five career-technical education ADM and, if 5502
applicable, in category one, two, three, four, five, or six 5503
special education ADM. Such a child shall be counted in category 5504
one, two, three, four, or five career-technical education ADM in 5505
the same proportion as the percentage of time that the child 5506
spends in the career-technical education programs or classes. 5507

(ii) A child enrolled in career-technical education programs 5508
or classes described in section 3317.014 of the Revised Code may 5509
be counted both in enrolled ADM and category one, two, three, 5510
four, or five career-technical education ADM and, if applicable, 5511
in category one, two, three, four, five, or six special education 5512
ADM. Such a child shall be counted in category one, two, three, 5513
four, or five career-technical education ADM in the same 5514
proportion as the percentage of time that the child spends in the 5515
career-technical education programs or classes. 5516

(4) Based on the information reported under this section, the 5517
department of education shall determine the total student count, 5518
as defined in section 3301.011 of the Revised Code, for each 5519
school district. 5520

(D)(1) The superintendent of each joint vocational school 5521
district shall report and certify to the superintendent of public 5522
instruction as of the last day of October, March, and June of each 5523
year the enrollment of students receiving services from schools 5524
under the superintendent's supervision so that the department can 5525
calculate the district's enrolled ADM, formula ADM, total ADM, 5526
category one through five career-technical education ADM, category 5527
one through three English learner ADM, category one through six 5528
special education ADM, and for purposes of provisions of law 5529
outside of Chapter 3317. of the Revised Code, average daily 5530
membership. 5531

The enrollment reported and certified by the superintendent, 5532
except as otherwise provided in this division, shall consist of 5533
the number of students in grades six through twelve receiving any 5534
educational services from the district, except that the following 5535
categories of students shall not be included in the determination: 5536

(a) Students enrolled in adult education classes; 5537

(b) Adjacent or other district joint vocational students 5538
enrolled in the district under an open enrollment policy pursuant 5539
to section 3313.98 of the Revised Code; 5540

(c) Students receiving services in the district pursuant to a 5541
compact, cooperative education agreement, or a contract, but who 5542
are entitled to attend school in a city, local, or exempted 5543
village school district whose territory is not part of the 5544
territory of the joint vocational district; 5545

(d) Students for whom tuition is payable pursuant to sections 5546
3317.081 and 3323.141 of the Revised Code. 5547

(2) To enable the department of education to obtain the data 5548
needed to complete the calculation of payments pursuant to this 5549
chapter, each superintendent shall certify from the report 5550
provided under division (D)(1) of this section the enrollment for 5551
each of the following categories of students: 5552

(a) Students enrolled in each individual grade included in 5553
the joint vocational district schools, including any student 5554
described in division (D)(1)(b) of this section; 5555

(b) Children with disabilities receiving special education 5556
services for the category one disability described in division (A) 5557
of section 3317.013 of the Revised Code, including any student 5558
described in division (D)(1)(b) of this section; 5559

(c) Children with disabilities receiving special education 5560

services for the category two disabilities described in division	5561
(B) of section 3317.013 of the Revised Code, <u>including any student</u>	5562
<u>described in division (D)(1)(b) of this section;</u>	5563
(d) Children with disabilities receiving special education	5564
services for category three disabilities described in division (C)	5565
of section 3317.013 of the Revised Code, <u>including any student</u>	5566
<u>described in division (D)(1)(b) of this section;</u>	5567
(e) Children with disabilities receiving special education	5568
services for category four disabilities described in division (D)	5569
of section 3317.013 of the Revised Code, <u>including any student</u>	5570
<u>described in division (D)(1)(b) of this section;</u>	5571
(f) Children with disabilities receiving special education	5572
services for the category five disabilities described in division	5573
(E) of section 3317.013 of the Revised Code, <u>including any student</u>	5574
<u>described in division (D)(1)(b) of this section;</u>	5575
(g) Children with disabilities receiving special education	5576
services for category six disabilities described in division (F)	5577
of section 3317.013 of the Revised Code, <u>including any student</u>	5578
<u>described in division (D)(1)(b) of this section;</u>	5579
(h) Students receiving category one career-technical	5580
education services, described in division (A)(1) of section	5581
3317.014 of the Revised Code, <u>including any student described in</u>	5582
<u>division (D)(1)(b) of this section;</u>	5583
(i) Students receiving category two career-technical	5584
education services, described in division (B) (A)(2) of section	5585
3317.014 of the Revised Code, <u>including any student described in</u>	5586
<u>division (D)(1)(b) of this section;</u>	5587
(j) Students receiving category three career-technical	5588
education services, described in division (C) (A)(3) of section	5589

3317.014 of the Revised Code, including any student described in 5590
division (D)(1)(b) of this section; 5591

(k) Students receiving category four career-technical 5592
 education services, described in division ~~(D)~~ (A)(4) of section 5593
 3317.014 of the Revised Code, including any student described in 5594
division (D)(1)(b) of this section; 5595

(l) Students receiving category five career-technical 5596
 education services, described in division ~~(E)~~ (A)(5) of section 5597
 3317.014 of the Revised Code, including any student described in 5598
division (D)(1)(b) of this section; 5599

(m) English learners described in division (A) of section 5600
 3317.016 of the Revised Code, including any student described in 5601
division (D)(1)(b) of this section; 5602

(n) English learners described in division (B) of section 5603
 3317.016 of the Revised Code, including any student described in 5604
division (D)(1)(b) of this section; 5605

(o) English learners described in division (C) of section 5606
 3317.016 of the Revised Code, including any student described in 5607
division (D)(1)(b) of this section; 5608

(p) Students who are economically disadvantaged, as defined 5609
 by the department, including any student described in division 5610
(D)(1)(b) of this section. A student shall not be categorically 5611
 excluded from the number reported under division (D)(2)(p) of this 5612
 section based on anything other than family income. 5613

The superintendent of each joint vocational school district 5614
 shall also indicate the city, local, or exempted village school 5615
 district in which each joint vocational district pupil is entitled 5616
 to attend school pursuant to section 3313.64 or 3313.65 of the 5617
 Revised Code. 5618

(E) In each school of each city, local, exempted village, 5619
joint vocational, and cooperative education school district there 5620
shall be maintained a record of school enrollment, which record 5621
shall accurately show, for each day the school is in session, the 5622
actual enrollment in regular day classes. For the purpose of 5623
determining the enrollment of students, the enrollment figure of 5624
any school shall not include any pupils except those pupils 5625
described by division (A) or (D) of this section. The record of 5626
enrollment for each school shall be maintained in such manner that 5627
no pupil shall be counted as enrolled prior to the actual date of 5628
entry in the school and also in such manner that where for any 5629
cause a pupil permanently withdraws from the school that pupil 5630
shall not be counted as enrolled from and after the date of such 5631
withdrawal. There shall not be included in the enrollment of any 5632
school any of the following: 5633

(1) Any pupil who has graduated from the twelfth grade of a 5634
public or nonpublic high school; 5635

(2) Any pupil who is not a resident of the state; 5636

(3) Any pupil who was enrolled in the schools of the district 5637
during the previous school year when assessments were administered 5638
under section 3301.0711 of the Revised Code but did not take one 5639
or more of the assessments required by that section and was not 5640
excused pursuant to division (C)(1) or (3) of that section; 5641

(4) Any pupil who has attained the age of twenty-two years, 5642
except for veterans of the armed services whose attendance was 5643
interrupted before completing the recognized twelve-year course of 5644
the public schools by reason of induction or enlistment in the 5645
armed forces and who apply for reenrollment in the public school 5646
system of their residence not later than four years after 5647
termination of war or their honorable discharge; 5648

(5) Any pupil who has a certificate of high school 5649
equivalence as defined in section 5107.40 of the Revised Code. 5650

If, however, any veteran described by division (E)(4) of this 5651
section elects to enroll in special courses organized for veterans 5652
for whom tuition is paid under the provisions of federal laws, or 5653
otherwise, that veteran shall not be included in the enrollment of 5654
students determined under this section. 5655

Notwithstanding division (E)(3) of this section, the 5656
enrollment of any school may include a pupil who did not take an 5657
assessment required by section 3301.0711 of the Revised Code if 5658
the superintendent of public instruction grants a waiver from the 5659
requirement to take the assessment to the specific pupil and a 5660
parent is not paying tuition for the pupil pursuant to section 5661
3313.6410 of the Revised Code. The superintendent may grant such a 5662
waiver only for good cause in accordance with rules adopted by the 5663
state board of education. 5664

The enrolled ADM, formula ADM, total ADM, category one 5665
through five career-technical education ADM, category one through 5666
three English learner ADM, category one through six special 5667
education ADM, preschool scholarship ADM, transportation ADM, and, 5668
for purposes of provisions of law outside of Chapter 3317. of the 5669
Revised Code, average daily membership of any school district 5670
shall be determined in accordance with rules adopted by the state 5671
board of education. 5672

(F)(1) If a student attending a community school under 5673
Chapter 3314., a science, technology, engineering, and mathematics 5674
school established under Chapter 3326., or a college-preparatory 5675
boarding school established under Chapter 3328. of the Revised 5676
Code is not included in the formula ADM calculated for the school 5677
district in which the student is entitled to attend school under 5678

section 3313.64 or 3313.65 of the Revised Code, the department of
education shall adjust the formula ADM of that school district to
include the student in accordance with division (C)(2) of this
section, ~~and shall recalculate the school district's payments~~
~~under this chapter for the entire fiscal year on the basis of that~~
~~adjusted formula ADM.~~

(2) If a student awarded an educational choice scholarship is
not included in the formula ADM of the school district ~~from in~~
which the ~~department deducts funds for the scholarship under~~
~~section 3310.08 of the Revised Code~~ student resides, the
department shall adjust the formula ADM of that school district to
include the student ~~to the extent necessary to account for the~~
~~deduction, and shall recalculate the school district's payments~~
~~under this chapter for the entire fiscal year on the basis of that~~
~~adjusted formula ADM.~~

(3) If a student awarded a scholarship under the Jon Peterson
special needs scholarship program is not included in the formula
ADM of the school district ~~from in~~ which the ~~department deducts~~
~~funds for the scholarship under section 3310.55 of the Revised~~
~~Code~~ student resides, the department shall adjust the formula ADM
of that school district to include the student ~~to the extent~~
~~necessary to account for the deduction, and shall recalculate the~~
~~school district's payments under this chapter for the entire~~
~~fiscal year on the basis of that adjusted formula ADM.~~

(G)(1)(a) The superintendent of an institution operating a
special education program pursuant to section 3323.091 of the
Revised Code shall, for the programs under such superintendent's
supervision, certify to the state board of education, in the
manner prescribed by the superintendent of public instruction,
both of the following:

(i) The unduplicated count of the number of all children with disabilities other than preschool children with disabilities receiving services at the institution for each category of disability described in divisions (A) to (F) of section 3317.013 of the Revised Code adjusted for the portion of the year each child is so enrolled;

(ii) The unduplicated count of the number of all preschool children with disabilities in classes or programs for whom the district is eligible to receive funding under section 3317.0213 of the Revised Code adjusted for the portion of the year each child is so enrolled, reported according to the categories prescribed in section 3317.013 of the Revised Code.

(b) The superintendent of an institution with career-technical education units approved under section 3317.05 of the Revised Code shall, for the units under the superintendent's supervision, certify to the state board of education the enrollment in those units, in the manner prescribed by the superintendent of public instruction.

(2) The superintendent of each county board of developmental disabilities that maintains special education classes under section 3317.20 of the Revised Code or provides services to preschool children with disabilities pursuant to an agreement between the county board and the appropriate school district shall do both of the following:

(a) Certify to the state board, in the manner prescribed by the board, the enrollment in classes under section 3317.20 of the Revised Code for each school district that has placed children in the classes;

(b) Certify to the state board, in the manner prescribed by the board, the unduplicated count of the number of all preschool

children with disabilities enrolled in classes for which the board
 is eligible to receive funding under section 3317.0213 of the
 Revised Code adjusted for the portion of the year each child is so
 enrolled, reported according to the categories prescribed in
 section 3317.013 of the Revised Code, and the number of those
 classes.

(H) Except as provided in division (I) of this section, when
 any city, local, or exempted village school district provides
 instruction for a nonresident pupil whose attendance is
 unauthorized attendance as defined in section 3327.06 of the
 Revised Code, that pupil's enrollment shall not be included in
 that district's enrollment figure used in calculating the
 district's payments under this chapter. The reporting official
 shall report separately the enrollment of all pupils whose
 attendance in the district is unauthorized attendance, and the
 enrollment of each such pupil shall be credited to the school
 district in which the pupil is entitled to attend school under
 division (B) of section 3313.64 or section 3313.65 of the Revised
 Code as determined by the department of education.

(I)~~(1)~~ This division shall not apply on or after the
 effective date of this amendment.

(1) A city, local, exempted village, or joint vocational
 school district admitting a scholarship student of a pilot project
 district pursuant to division (C) of section 3313.976 of the
 Revised Code may count such student in its enrollment.

(2) In any year for which funds are appropriated for pilot
 project scholarship programs, a school district implementing a
 state-sponsored pilot project scholarship program that year
 pursuant to sections 3313.974 to 3313.979 of the Revised Code may
 count in its enrollment:

(a) All children residing in the district and utilizing a scholarship to attend kindergarten in any alternative school, as defined in section 3313.974 of the Revised Code; 5769 5770 5771

(b) All children who were enrolled in the district in the preceding year who are utilizing a scholarship to attend an alternative school. 5772 5773 5774

(J) The superintendent of each cooperative education school district shall certify to the superintendent of public instruction, in a manner prescribed by the state board of education, the applicable enrollments for all students in the cooperative education district, also indicating the city, local, or exempted village district where each pupil is entitled to attend school under section 3313.64 or 3313.65 of the Revised Code. 5775 5776 5777 5778 5779 5780 5781 5782

(K) If the superintendent of public instruction determines that a component of the enrollment certified or reported by a district superintendent, or other reporting entity, is not correct, the superintendent of public instruction may order that the ~~formula ADM used for the purposes of payments under any section of Title XXXIII of the Revised Code~~ district's enrolled ADM, formula ADM, or both be adjusted in the amount of the error. 5783 5784 5785 5786 5787 5788 5789

Sec. 3317.051. (A) ~~As used in this section, "gifted unit ADM" means a school district's formula ADM minus the number of students reported by a district under divisions (A)(2)(a) and (i) of section 3317.03 of the Revised Code.~~ 5790 5791 5792 5793

~~(B)~~ The department of education shall compute and pay to a school district funds based on units for services to students identified as gifted under Chapter 3324. of the Revised Code as prescribed by this section. 5794 5795 5796 5797

~~(C)~~(B) The department shall allocate gifted units for a 5798
school district as follows: 5799

(1) One gifted coordinator unit shall be allocated for every 5800
3,300 students in a district's ~~gifted unit~~ enrolled ADM, with a 5801
minimum of 0.5 units and a maximum of 8 units allocated for the 5802
district. 5803

(2) One kindergarten through eighth grade gifted intervention 5804
specialist unit shall be allocated for every ~~1,100~~ 140 gifted 5805
~~students in a district's gifted unit~~ ADM enrolled in grades 5806
kindergarten through eight in the district, as certified under 5807
division (B)(22) of section 3317.03 of the Revised Code, with a 5808
minimum of 0.3 units allocated for the district. 5809

~~(D)~~(3) One ninth through twelfth grade gifted intervention 5810
specialist unit shall be allocated for every 140 gifted students 5811
enrolled in grades nine through twelve in the district, as 5812
certified under division (B)(22) of section 3317.03 of the Revised 5813
Code, with a minimum of 0.3 units allocated for the district. 5814

(C) The department shall pay the following amount to a school 5815
district for gifted units: 5816

~~\$37,370 multiplied by (\$85,776 X~~ the number of units allocated to 5817
a school district under division ~~(C)~~ (B)(1) of this section X the 5818
district's state share percentage) + (\$89,378 X the number of 5819
units allocated to a school district under division (B)(2) of this 5820
section X the district's state share percentage) + (\$80,974 X the 5821
number of units allocated to a school district under division 5822
(B)(3) of this section X the district's state share percentage) 5823

~~(E)~~(D) A school district may assign gifted unit funding that 5824
it receives under division ~~(D)~~(C) of this section to another 5825
school district, an educational service center, a community 5826
school, or a STEM school as part of an arrangement to provide 5827

services to the district." 5828

Delete lines 34617 through 35119 and insert: 5829

"Sec. 3317.071. For fiscal year 2022 and for each fiscal year 5830
thereafter, the department of education shall implement a program 5831
to distribute bus purchasing grants of not less than \$45,000 to 5832
city, local, and exempted village school districts for the purpose 5833
of replacing the oldest and highest mileage buses in the state 5834
assigned to routes. The department shall annually collect age, 5835
mileage, and vehicle condition data from districts through its 5836
transportation data collection system. 5837

Sec. 3317.072. (A) The transportation collaboration fund is 5838
hereby created in the state treasury. The fund shall consist of 5839
money appropriated for this purpose by the general assembly. The 5840
department of education shall use money in the fund for grants 5841
awarded under this section. 5842

(B)(1) The department shall award transportation 5843
collaboration grants each fiscal year to city, local, and exempted 5844
village school districts for efforts that lead to shared resource 5845
management, routing consolidation, regional collaboration, or 5846
other activities that have the potential to reduce transportation 5847
operating costs. 5848

(2) The department shall determine the amount of each grant 5849
awarded, but no grant shall exceed \$10,000 for any fiscal year. 5850

(3) The department shall adopt rules regarding all of the 5851
following: 5852

(a) The process for city, local, and exempted village school 5853
districts to submit applications for grants awarded under this 5854
section, including the deadline for those applications to be 5855

submitted; 5856

(b) The application form for grants awarded under this 5857
section; 5858

(c) The requirements and process for grant recipients to be 5859
eligible to renew their grants in future fiscal years; 5860

(d) Any other rules necessary to implement the provisions of 5861
this section. 5862

Sec. 3317.11. (A) As used in this section: 5863

(1) "Base amount" is equal to \$356,250. 5864

(2) "Funding base" means the amount paid to an educational 5865
service center under Section 265.360 of H.B. 166 of the 133rd 5866
general assembly for fiscal year 2020. 5867

(3) "General phase-in percentage" for an educational service 5868
center means the "general phase-in percentage" for school 5869
districts as defined in section 3317.02 of the Revised Code. 5870

(4) "Student count" means the count calculated under division 5871
(G)(1) of section 3313.843 of the Revised Code. 5872

(B) For each fiscal year, the department of education shall 5873
pay the governing board of each educational service center an 5874
amount equal to the following: 5875

The educational service center's funding base + [(the amount 5876
calculated for the educational service center for that fiscal year 5877
under division (C) of this section - the educational service 5878
center's funding base) X the educational service center's general 5879
phase-in percentage for that fiscal year] 5880

(C) For each fiscal year, the department shall calculate an 5881
amount for each educational service center as follows: 5882

(1) If the educational service center has a student count of 5883
5,000 students or less, the base amount. 5884

(2) If the educational service center has a student count 5885
greater than 5,000 students but less than or equal to 35,000 5886
students, the following sum: 5887
The base amount + [(the educational service center's student count 5888
- 5,000) X \$24.72] 5889

(3) If the educational service center has a student count 5890
greater than 35,000 students, the following sum: 5891
The base amount + (30,000 X \$24.72) + [(the educational service 5892
center's student count - 35,000) X \$30.90] 5893

Sec. 3317.16. ~~(A)~~ The department of education shall compute 5894
and distribute state core foundation funding to each joint 5895
vocational school district for the fiscal year ~~as prescribed in~~ 5896
~~the following divisions~~ in accordance with the following formula: 5897

The district's funding base + [(the district's state core 5898
foundation funding components for that fiscal year calculated 5899
under divisions (A)(1), (2), (4), (5), and (6) of this section - 5900
the district's general funding base) X the district's general 5901
phase-in percentage for that fiscal year] + [(the district's 5902
disadvantaged pupil impact aid for that fiscal year calculated 5903
under division (A)(3) of this section - the district's 5904
disadvantaged pupil impact aid funding base) X the district's 5905
phase-in percentage for disadvantaged pupil impact aid for that 5906
fiscal year] 5907

(A) A district's state core foundation funding components 5908
shall be all of the following: 5909

(1) ~~An opportunity grant~~ The district's state share of the 5910
base cost calculated according to the following formula: 5911

(The ~~formula amount X formula ADM~~ district's base cost calculated 5912
under section 3317.012 of the Revised Code) - (0.0005 X the lesser 5913
of the district's three-year average valuation or the district's 5914
most recent valuation) 5915

However, no district shall receive an ~~opportunity grant~~ 5916
amount under division (A)(1) of this section that is less than 5917
0.05 times the ~~formula amount times formula ADM~~ base cost 5918
calculated for the district under section 3317.012 of the Revised 5919
Code. 5920

(2) Additional state aid for special education and related 5921
services provided under Chapter 3323. of the Revised Code 5922
calculated as the sum of the following: 5923

(a) The district's category one special education ADM X the 5924
~~amount multiple~~ specified in division (A) of section 3317.013 of 5925
the Revised Code X the statewide average base cost per pupil for 5926
that fiscal year X the district's state share percentage; 5927

(b) The district's category two special education ADM X the 5928
~~amount multiple~~ specified in division (B) of section 3317.013 of 5929
the Revised Code X the statewide average base cost per pupil for 5930
that fiscal year X the district's state share percentage; 5931

(c) The district's category three special education ADM X the 5932
~~amount multiple~~ specified in division (C) of section 3317.013 of 5933
the Revised Code X the statewide average base cost per pupil for 5934
that fiscal year X the district's state share percentage; 5935

(d) The district's category four special education ADM X the 5936
~~amount multiple~~ specified in division (D) of section 3317.013 of 5937
the Revised Code X the statewide average base cost per pupil for 5938
that fiscal year X the district's state share percentage; 5939

(e) The district's category five special education ADM X the 5940

~~amount multiple~~ specified in division (E) of section 3317.013 of 5941
 the Revised Code X the statewide average base cost per pupil for 5942
that fiscal year X the district's state share percentage; 5943

(f) The district's category six special education ADM X the 5944
~~amount multiple~~ specified in division (F) of section 3317.013 of 5945
 the Revised Code X the statewide average base cost per pupil for 5946
that fiscal year X the district's state share percentage. 5947

(3) ~~Economically disadvantaged funds~~ Disadvantaged pupil 5948
impact aid calculated according to the following formula: 5949
~~\$272~~ \$422 X the district's economically disadvantaged index X the 5950
 number of students who are economically disadvantaged as certified 5951
 under division (D)(2)(p) of section 3317.03 of the Revised Code 5952

(4) English learner funds calculated as the sum of the 5953
 following: 5954

(a) The district's category one English learner ADM X the 5955
~~amount multiple~~ specified in division (A) of section 3317.016 of 5956
 the Revised Code X the statewide average base cost per pupil for 5957
that fiscal year X the district's state share percentage; 5958

(b) The district's category two English learner ADM X the 5959
~~amount multiple~~ specified in division (B) of section 3317.016 of 5960
 the Revised Code X the statewide average base cost per pupil for 5961
that fiscal year X the district's state share percentage; 5962

(c) The district's category three English learner ADM X the 5963
~~amount multiple~~ specified in division (C) of section 3317.016 of 5964
 the Revised Code X the statewide average base cost per pupil for 5965
that fiscal year X the district's state share percentage. 5966

(5) Career-technical education funds calculated ~~as the sum of~~ 5967
~~the following:~~ 5968

~~(a) The district's category one career technical education~~ 5969

~~ADM X the amount specified in division (A) of section 3317.014 of~~ 5970
~~the Revised Code X the district's state share percentage;~~ 5971

~~(b) The district's category two career technical education~~ 5972
~~ADM X the amount specified in division (B) of section 3317.014 of~~ 5973
~~the Revised Code X the district's state share percentage;~~ 5974

~~(c) The district's category three career technical education~~ 5975
~~ADM X the amount specified in division (C) of section 3317.014 of~~ 5976
~~the Revised Code X the district's state share percentage;~~ 5977

~~(d) The district's category four career technical education~~ 5978
~~ADM X the amount specified in division (D) of section 3317.014 of~~ 5979
~~the Revised Code X the district's state share percentage;~~ 5980

~~(e) The district's category five career technical education~~ 5981
~~ADM X the amount specified in division (E) of section 3317.014 of~~ 5982
~~the Revised Code X the district's state share percentage.~~ 5983

~~Payment of funds under division (A)(5) of this section is~~ 5984
~~subject to approval under section 3317.161 of the Revised Code~~ 5985
~~under division (C) of section 3317.014 of the Revised Code.~~ 5986

~~(6) Career-technical education associated services funds~~ 5987
~~calculated under the following formula:~~ 5988

~~The district's state share percentage X the~~ 5989
~~amount for career technical education associated services~~ 5990
~~specified in section 3317.014 of the Revised Code X the sum of~~ 5991
~~categories one through five career technical~~ 5992
~~education ADM~~ 5993

~~(7) A graduation bonus calculated according to the following~~ 5994
~~formula:~~ 5995

~~The district's graduation rate as reported on its most recent~~ 5996
~~report card issued by the department under section 3302.033 of the~~ 5997
~~Revised Code X 0.075 X the formula amount X the number of the~~ 5998

~~district's students who received high school or honors high school
diplomas as reported by the district to the department, in
accordance with the guidelines adopted under section 3301.0714 of
the Revised Code, for the same school year for which the most
recent report card was issued X the district's state share
percentage division (D) of section 3317.014 of the Revised Code.~~

(B)(1) If a joint vocational school district's costs for a
fiscal year for a student in its categories two through six
special education ADM exceed the threshold catastrophic cost for
serving the student, as specified in division (B) of section
3317.0214 of the Revised Code, the district may submit to the
superintendent of public instruction documentation, as prescribed
by the superintendent, of all of its costs for that student. Upon
submission of documentation for a student of the type and in the
manner prescribed, the department shall pay to the district an
amount equal to the sum of the following:

(a) One-half of the district's costs for the student in
excess of the threshold catastrophic cost;

(b) The product of one-half of the district's costs for the
student in excess of the threshold catastrophic cost multiplied by
the district's state share percentage.

(2) The district shall report under division (B)(1) of this
section, and the department shall pay for, only the costs of
educational expenses and the related services provided to the
student in accordance with the student's individualized education
program. Any legal fees, court costs, or other costs associated
with any cause of action relating to the student may not be
included in the amount.

(C)(1) For each student with a disability receiving special
education and related services under an individualized education

program, as defined in section 3323.01 of the Revised Code, at a
joint vocational school district, the resident district or, if the
student is enrolled in a community school, the community school
shall be responsible for the amount of any costs of providing
those special education and related services to that student that
exceed the sum of the amount calculated for those services
attributable to that student under division (A) of this section.

Those excess costs shall be calculated using a formula
approved by the department.

(2) The board of education of the joint vocational school
district may report the excess costs calculated under division
(C)(1) of this section to the department of education.

(3) If the board of education of the joint vocational school
district reports excess costs under division (C)(2) of this
section, the department shall pay the amount of excess cost
calculated under division (C)(2) of this section to the joint
vocational school district and shall deduct that amount as
provided in division (C)(3)(a) or (b) of this section, as
applicable:

(a) If the student is not enrolled in a community school, the
department shall deduct the amount from the account of the
student's resident district pursuant to division (J) of section
3317.023 of the Revised Code.

(b) If the student is enrolled in a community school, the
department shall deduct the amount from the account of the
community school pursuant to section 3314.083 of the Revised Code.

~~(D)(1) In any fiscal year, a school district receiving funds
under division (A)(5) of this section shall spend those funds only
for the purposes that the department designates as approved for~~

~~career technical education expenses. Career technical education expenses approved by the department shall include only expenses connected to the delivery of career technical programming to career technical students. The department shall require the school district to report data annually so that the department may monitor the district's compliance with the requirements regarding the manner in which funding received under division (A)(5) of this section may be spent.~~

~~(2) All funds received under division (A)(5) of this section shall be spent in the following manner:~~

~~(a) At least seventy five per cent of the funds shall be spent on curriculum development, purchase, and implementation; instructional resources and supplies; industry based program certification; student assessment, credentialing, and placement; curriculum specific equipment purchases and leases; career technical student organization fees and expenses; home and agency linkages; work based learning experiences; professional development; and other costs directly associated with career technical education programs including development of new programs.~~

~~(b) Not more than twenty five per cent of the funds shall be used for personnel expenditures.~~

~~(E) In any fiscal year, a school district receiving funds under division (A)(6) of this section, or through a transfer of funds pursuant to division (I) of section 3317.023 of the Revised Code, shall spend those funds only for the purposes that the department designates as approved for career technical education associated services expenses, which may include such purposes as apprenticeship coordinators, coordinators for other career technical education services, career technical evaluation,~~

and other purposes designated by the department. The department
 may deny payment under division (A)(6) of this section to any
 district that the department determines is not operating those
 services or is using funds paid under division (A)(6) of this
 section, or through a transfer of funds pursuant to division (I)
 of section 3317.023 of the Revised Code, for other purposes.

~~(F)~~ A joint vocational school district shall spend the funds
 it receives under division (A)(3) of this section in accordance
 with section 3317.25 of the Revised Code.

~~(G)~~(E) In any fiscal year, a school district shall spend the
 funds it receives under division (A)(4) of this section only for
 services for English learners.

(F) As used in this section:

(1) "Community school" means a community school established
 under Chapter 3314. of the Revised Code.

(2) "Resident district" means the city, local, or exempted
 village school district in which a student is entitled to attend
 school under section 3313.64 or 3313.65 of the Revised Code.

~~(3) "State share percentage" is equal to the following:~~
~~The amount computed under division (A)(1) of this section /~~
~~(the formula amount X formula ADM)~~

Sec. 3317.162. (A) For fiscal years 2022 and 2023, the
 department of education shall pay temporary transitional aid to
 each joint vocational school district according to the following
 formula:

(The district's funding base, as that term is defined in
 section 3317.02 of the Revised Code) - (the district's payment
 under section 3317.16 of the Revised Code for the fiscal year for

which the payment is computed) 6117

If the computation made under division (A) of this section 6118
results in a negative number, the district's funding under 6119
division (A) of this section shall be zero. 6120

(B) For fiscal year 2024 and for each fiscal year thereafter, 6121
the department shall pay temporary transitional aid to each joint 6122
vocational school district according to the following formula: 6123
(The district's guaranteed funding for the third preceding fiscal 6124
year / the average of the district's enrolled ADM for the third, 6125
fourth, and fifth preceding fiscal years) - (the district's 6126
payment under section 3317.16 of the Revised Code for the fiscal 6127
year for which the payment is calculated / the district's enrolled 6128
ADM for the fiscal year for which the payment is calculated) X the 6129
district's enrolled ADM for the fiscal year for which the payment 6130
is calculated 6131

If the computation made under this division results in a 6132
negative number, the district's funding under this division shall 6133
be zero. 6134

For purposes of this computation, a district's "guaranteed 6135
funding" means the following: 6136

(1) For fiscal year 2021, the district's funding base, as 6137
that term is defined in section 3317.02 of the Revised Code; 6138

(2) For fiscal years 2022 and 2023, the district's payment 6139
for that fiscal year under section 3317.16 of the Revised Code 6140
plus the district's payment for that fiscal year under division 6141
(A) of this section; 6142

(3) For fiscal year 2024 and for each fiscal year thereafter, 6143
the district's payment for that fiscal year under section 3317.16 6144
of the Revised Code plus the district's payment for that fiscal 6145

year under division (B) of this section.

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(C) If a joint vocational school district begins receiving payments under section 3317.16 of the Revised Code for fiscal year 2022 or for any fiscal year thereafter but does not receive payments for the fiscal year immediately preceding that fiscal year, the department shall establish the following as an amount equal to the absolute value of the sum of the associated adjustments of any local school district's funding base under division (C) of section 3317.019 of the Revised Code:

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(1) For purposes of division (A) of this section, the district's funding base, as that term is defined in section 3317.02 of the Revised Code.

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(2) For purposes of division (B) of this section, the district's guaranteed funding.

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Sec. 3317.20. This section does not apply to preschool children with disabilities.

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(A) As used in this section:

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(1) "Applicable special education amount" means the amount specified in section 3317.013 of the Revised Code for a disability described in that section.

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(2) "Child's school district" means the school district in which a child is entitled to attend school pursuant to section 3313.64 or 3313.65 of the Revised Code.

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(3) "State share ~~index~~ percentage" means the state share ~~index~~ percentage of the child's school district.

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(B) The department shall annually pay each county board of developmental disabilities for each child with a disability, other than a preschool child with a disability, for whom the county

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board provides special education and related services an amount 6174
 equal to the ~~formula amount~~ statewide average base cost per pupil 6175
 + (state share ~~index~~ percentage X the applicable special education 6176
~~amount~~ weight X the statewide average base cost per pupil). 6177

(C) Each county board of developmental disabilities shall 6178
 report to the department, in the manner specified by the 6179
 department, the name of each child for whom the county board of 6180
 developmental disabilities provides special education and related 6181
 services and the child's school district. 6182

(D)(1) For the purpose of verifying the accuracy of the 6183
 payments under this section, the department may request from 6184
 either of the following entities the data verification code 6185
 assigned under division (D)(2) of section 3301.0714 of the Revised 6186
 Code to any child who is placed with a county board of 6187
 developmental disabilities: 6188

(a) The child's school district; 6189

(b) The independent contractor engaged to create and maintain 6190
 data verification codes. 6191

(2) Upon a request by the department under division (D)(1) of 6192
 this section for the data verification code of a child, the 6193
 child's school district shall submit that code to the department 6194
 in the manner specified by the department. If the child has not 6195
 been assigned a code, the district shall assign a code to that 6196
 child and submit the code to the department by a date specified by 6197
 the department. If the district does not assign a code to the 6198
 child by the specified date, the department shall assign a code to 6199
 the child. 6200

The department annually shall submit to each school district 6201
 the name and data verification code of each child residing in the 6202

district for whom the department has assigned a code under this
division.

(3) The department shall not release any data verification
code that it receives under division (D) of this section to any
person except as provided by law.

(E) Any document relative to special education and related
services provided by a county board of developmental disabilities
that the department holds in its files that contains both a
student's name or other personally identifiable information and
the student's data verification code shall not be a public record
under section 149.43 of the Revised Code.

Sec. 3317.25. (A) As used in this section, "~~economically~~
~~disadvantaged funds~~ disadvantaged pupil impact aid" means the
following:

(1) For a city, local, or exempted village school district,
the funds received under division ~~(A)(5)~~ (A)(4) of section
3317.022 of the Revised Code;

(2) For a joint vocational school district, the funds
received under division (A)(3) of section 3317.16 of the Revised
Code;

(3) For a community school established under Chapter 3314. of
the Revised Code, the funds received under division
~~(C)(1)(e)~~ (C)(1)(c) of section 3314.08 of the Revised Code;

(4) For a STEM school established under Chapter 3326. of the
Revised Code, the funds received under division ~~(E)(B)(3)~~ of
section 3326.33 of the Revised Code.

(B) In any fiscal year, a city, local, exempted village, or
joint vocational school district, community school, or STEM school

shall spend the ~~economically disadvantaged funds~~ disadvantaged 6231
pupil impact aid it receives for any of the following initiatives 6232
or a combination of any of the following initiatives: 6233

- (1) Extended school day and school year; 6234
- (2) Reading improvement and intervention; 6235
- (3) Instructional technology or blended learning; 6236
- (4) Professional development in reading instruction for 6237
teachers of students in kindergarten through third grade; 6238
- (5) Dropout prevention; 6239
- (6) School safety and security measures; 6240
- (7) Community learning centers that address barriers to 6241
learning; 6242
- (8) Academic interventions for students in any of grades six 6243
through twelve; 6244
- (9) Employment of an individual who has successfully 6245
completed the bright new leaders for Ohio schools program as a 6246
principal or an assistant principal under section 3319.272 of the 6247
Revised Code; 6248
- (10) Reduced class size; 6249
- (11) One year of quality preschool for every child who is 6250
four years of age and identified as economically disadvantaged; 6251
- (12) Student mentoring programs; 6252
- (13) Family engagement pertinent to enhanced student 6253
educational success; 6254
- (14) District-wide professional development to provide 6255
greater insight into the needs, culture, and perspective of 6256
disadvantaged populations and enhanced ability to recognize and 6257

<u>address those needs;</u>	6258
<u>(15) Mental health services;</u>	6259
<u>(16) Services for homeless youth;</u>	6260
<u>(17) Services for child welfare involving youth;</u>	6261
<u>(18) Community liaisons;</u>	6262
<u>(19) Physical health care services;</u>	6263
<u>(20) Mentoring programs;</u>	6264
<u>(21) Family engagement and support services;</u>	6265
<u>(22) City connects programming;</u>	6266
<u>(23) Professional development regarding the provision of</u>	6267
<u>trauma informed care;</u>	6268
<u>(24) Professional development regarding cultural competence;</u>	6269
<u>(25) Student services provided prior to or after the</u>	6270
<u>regularly scheduled school day or any time school is not in</u>	6271
<u>session.</u>	6272
<u>(C) Each city, local, exempted village, and joint vocational</u>	6273
<u>school district, community school, and STEM school that is subject</u>	6274
<u>to the requirements of this section shall develop a plan for</u>	6275
<u>utilizing the disadvantaged pupil impact aid it receives in</u>	6276
<u>coordination with both of the following community partners:</u>	6277
<u>(1) A board of alcohol, drug, and mental health services</u>	6278
<u>established under Chapter 340. of the Revised Code;</u>	6279
<u>(2) One of the following:</u>	6280
<u>(a) An educational service center;</u>	6281
<u>(b) A county board of developmental disabilities;</u>	6282
<u>(c) A community-based mental health treatment provider;</u>	6283

(d) A board of health of a city or general health district; 6284
(e) A county department of job and family services; 6285
(f) A nonprofit organization with experience serving 6286
children; 6287
(g) A public hospital agency. 6288

(D) At the end of each fiscal year, each city, local, 6289
 exempted village, or joint vocational school district, community 6290
 school, and STEM school shall submit a report to the department of 6291
 education describing through the education management information 6292
system established under section 3301.0714 of the Revised Code 6293
that describes the initiative or initiatives on which the 6294
 district's or school's economically disadvantaged funds 6295
disadvantaged pupil impact aid were spent during that fiscal year 6296
and the amount of money that was spent on each initiative. 6297

~~(D)~~(E) Starting in 2015, the department shall submit a report 6298
 of the information it receives under division (C) of this section 6299
 to the General Assembly not later than the first day of December 6300
 of each odd-numbered year in accordance with section 101.68 of the 6301
 Revised Code. 6302

Sec. 3317.60. (A) The school funding oversight commission is 6303
hereby created. The commission shall do all of the following: 6304

(1) Evaluate and analyze the manner in which the funding 6305
requirements of H.B. 110 of the 134th general assembly are being 6306
implemented and make recommendations to the general assembly to 6307
ensure that, if at all possible, the funding priorities specified 6308
in H.B. 110 of the 134th general assembly are implemented as 6309
directed and that all other provisions are funded as equitably and 6310
evenly as possible as additional funding becomes available; 6311

(2) Analyze and make recommendations to the general assembly regarding any appropriate adjustments to the provisions of H.B. 110 of the 134th general assembly for inflation, technology developments, changes in instructional methodology, or the use of databases;

(3) Review and analyze the findings or implications of any of the studies authorized in Sections 4, 5, 6, and 7 of S.B. 310 of the 133rd general assembly as amended by this act, as those studies become available, or any other school funding studies authorized in related legislation and make appropriate recommendations to the general assembly;

(4) Upon the implementation of the provisions of H.B. 110 of the 134th general assembly, assess the impact of its calculations and other basic concepts and make recommendations to the general assembly regarding appropriate modifications to those calculations and other basic concepts;

(5) Generally monitor the implementation of the provisions of H.B. 110 of the 134th general assembly to ensure that they are implemented in a timely and effective manner that is consistent with the intent of the general assembly at the time those provisions were enacted and make recommendations to the general assembly regarding its implementation.

(B)(1) The school funding oversight commission shall consist of the following members:

(a) Two members of the house of representatives, appointed by the speaker of the house of representatives, and two members of the senate, appointed by the president of the senate. Of the members appointed by the speaker of the house of representatives, one shall be a member of the majority party, and one shall be a member of the minority party that has the most members. Of the

members appointed by the president of the senate, one shall be a 6342
member of the majority party, and one shall be a member of the 6343
minority party that has the most members. 6344

(b) Three school district superintendents, appointed by the 6345
superintendent of public instruction with advice from those 6346
statewide organizations that represent school district 6347
superintendents, and three school district treasurers, appointed 6348
by the superintendent of public instruction with advice from those 6349
statewide organizations that represent school district treasurers. 6350
The superintendent of public instruction shall attempt to ensure 6351
that the school district superintendents and treasurers appointed 6352
under division (B)(1)(b) of this section represent a combination 6353
of urban, suburban, and rural school districts and a combination 6354
of school districts with different per-pupil local capacity 6355
amounts calculated under section 3317.017 of the Revised Code. 6356

(c) Three parents, not more than two of whom shall be from 6357
the same political party, appointed by the governor. In making 6358
appointments under division (B)(1)(c) of this section, the 6359
governor shall attempt to ensure that the parents appointed are a 6360
combination of parents of students who are enrolled in, will 6361
enroll in, or were enrolled in public schools. 6362

(d) Three teachers appointed by the superintendent of public 6363
instruction. The superintendent of public instruction shall 6364
attempt to ensure that the teachers appointed under division 6365
(B)(1)(d) of this section represent a combination of urban, 6366
suburban, and rural school districts and a combination of school 6367
districts with different per-pupil local capacity amounts 6368
calculated under section 3317.017 of the Revised Code. 6369

(e) Three school board members appointed by the 6370
superintendent of public instruction. The superintendent of public 6371

instruction shall attempt to ensure that the school board members
appointed under division (B)(1)(e) of this section represent a
combination of urban, suburban, and rural school districts and a
combination of school districts with different per-pupil local
capacity amounts calculated under section 3317.017 of the Revised
Code.

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(2) Not more than one of the members appointed under
divisions (B)(1)(b), (c), (d), and (e) of this section shall
represent the same school district.

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(C) All members of the commission shall be appointed prior to
the commission's first meeting as prescribed in division (D) of
this section. Half of the members appointed under each of
divisions (B)(1)(a), (b), (c), (d), and (e) of this section shall
be appointed for two-year terms, and half of the members appointed
under each of divisions (B)(1)(a), (b), (c), (d), and (e) of this
section shall be appointed for four-year terms. Thereafter, all
members shall be appointed for four-year terms. No member shall be
eligible for reappointment except for those members appointed for
initial two-year terms.

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(D) Not later than one year after the effective date of this
section, the superintendent of public instruction shall call the
first meeting of the school funding oversight commission. At that
meeting, the members of the commission shall select a chair and
vice-chair of the commission. Thereafter, the commission shall
meet at least once every six months at the call of the chair."

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After line 35725, insert:

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"Sec. 3319.57. (A) A grant program is hereby established
under which the department of education shall award grants to
assist certain schools in a city, exempted village, local, or

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joint vocational school district in implementing one of the 6401
following innovations: 6402

(1) The use of instructional specialists to mentor and 6403
support classroom teachers; 6404

(2) The use of building managers to supervise the 6405
administrative functions of school operation so that a school 6406
principal can focus on supporting instruction, providing 6407
instructional leadership, and engaging teachers as part of the 6408
instructional leadership team; 6409

(3) The reconfiguration of school leadership structure in a 6410
manner that allows teachers to serve in leadership roles so that 6411
teachers may share the responsibility for making and implementing 6412
school decisions; 6413

(4) The adoption of new models for restructuring the school 6414
day or school year, such as including teacher planning and 6415
collaboration time as part of the school day; 6416

(5) The creation of smaller schools or smaller units within 6417
larger schools for the purpose of facilitating teacher 6418
collaboration to improve and advance the professional practice of 6419
teaching; 6420

(6) The implementation of "grow your own" recruitment 6421
strategies that are designed to assist individuals who show a 6422
commitment to education become licensed teachers, to assist 6423
experienced teachers obtain licensure in subject areas for which 6424
there is need, and to assist teachers in becoming principals; 6425

(7) The provision of better conditions for new teachers, such 6426
as reduced teaching load and reduced class size; 6427

(8) The provision of incentives to attract qualified 6428

mathematics, science, or special education teachers; 6429

(9) The development and implementation of a partnership with 6430
teacher preparation programs at colleges and universities to help 6431
attract teachers qualified to teach in shortage areas; 6432

(10) The implementation of a program to increase the cultural 6433
competency of both new and veteran teachers; 6434

(11) The implementation of a program to increase the subject 6435
matter competency of veteran teachers. 6436

(B) To qualify for a grant to implement one of the 6437
innovations described in division (A) of this section, a school 6438
must meet both of the following criteria: 6439

(1) Be hard to staff, as defined by the department. 6440

(2) Use existing school district funds for the implementation 6441
of the innovation in an amount equal to the grant amount 6442
multiplied by (1 - the district's state share ~~index~~ percentage for 6443
the fiscal year in which the grant is awarded). 6444

For purposes of division (B)(2) of this section, "state share 6445
~~index~~ percentage" has the same meaning as in section 3317.02 of 6446
the Revised Code. 6447

(C) The amount and number of grants awarded under this 6448
section shall be determined by the department based on any 6449
appropriations made by the general assembly for grants under this 6450
section. 6451

(D) The state board of education shall adopt rules for the 6452
administration of this grant program." 6453

After line 35940, insert: 6454

"**Sec. 3324.05.** (A) Each school district shall submit an 6455

annual report to the department of education specifying the number 6456
 of students in each of grades kindergarten through twelve 6457
 screened, the number assessed, and the number identified as gifted 6458
and served in each category specified in section 3324.03 of the 6459
 Revised Code. 6460

(B) Not later than the thirty-first day of October of each 6461
year, the department shall publish both of the following using 6462
data submitted by school districts under the education management 6463
information system established under section 3301.0714 of the 6464
Revised Code: 6465

(1) Services offered by each school district to students 6466
identified as gifted in each of the following grade bands: 6467

(a) Kindergarten through third grade; 6468

(b) Fourth through eighth grade; 6469

(c) Ninth through twelfth grade. 6470

(2) The number of licensed gifted intervention specialists 6471
and coordinators employed or contracted by each school district. 6472

(C) The department of education shall audit each school 6473
 district's identification and service numbers at least once every 6474
 three years and may select any district at random or upon 6475
 complaint or suspicion of noncompliance for a further audit to 6476
 determine compliance with sections 3324.03 to 3324.06 of the 6477
 Revised Code. 6478

~~(C)~~(D) The department shall provide technical assistance to 6479
 any district found in noncompliance under division ~~(B)~~ (C) of this 6480
 section. The department ~~may~~ shall reduce funds received by the 6481
 district under Chapter 3317. of the Revised Code by any amount if 6482
 the district continues to be noncompliant. 6483

Sec. 3324.09. Not later than the thirtieth day of October of 6484
each year, the department of education shall publish on its web 6485
site ~~each school district's expenditures for the previous fiscal~~ 6486
~~year of the~~ funds received for the previous fiscal year by each 6487
school district under division ~~(A)(7)~~ (A)(6) of section 3317.022 6488
of the Revised Code for the identification of and services 6489
provided to the district's gifted students and each district's 6490
expenditures of those funds." 6491

Delete lines 36548 through 36582 6492

Delete lines 36665 through 36873 and insert: 6493

"Sec. 3326.31. As used in sections 3326.31 to 3326.50 of the 6494
Revised Code: 6495

(A)(1) "Category one career-technical education student" 6496
means a student who is receiving the career-technical education 6497
services described in division (A)(1) of section 3317.014 of the 6498
Revised Code. 6499

(2) "Category two career-technical student" means a student 6500
who is receiving the career-technical education services described 6501
in division ~~(B)~~ (A)(2) of section 3317.014 of the Revised Code. 6502

(3) "Category three career-technical student" means a student 6503
who is receiving the career-technical education services described 6504
in division ~~(C)~~ (A)(3) of section 3317.014 of the Revised Code. 6505

(4) "Category four career-technical student" means a student 6506
who is receiving the career-technical education services described 6507
in division ~~(D)~~ (A)(4) of section 3317.014 of the Revised Code. 6508

(5) "Category five career-technical education student" means 6509
a student who is receiving the career-technical education services 6510

described in division ~~(E)~~ (A)(5) of section 3317.014 of the Revised Code. 6511
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(B)(1) "Category one English learner" means an English learner described in division (A) of section 3317.016 of the Revised Code. 6513
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(2) "Category two English learner" means an English learner described in division (B) of section 3317.016 of the Revised Code. 6516
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(3) "Category three English learner" means an English learner described in division (C) of section 3317.016 of the Revised Code. 6518
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(C)(1) "Category one special education student" means a student who is receiving special education services for a disability specified in division (A) of section 3317.013 of the Revised Code. 6520
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(2) "Category two special education student" means a student who is receiving special education services for a disability specified in division (B) of section 3317.013 of the Revised Code. 6524
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(3) "Category three special education student" means a student who is receiving special education services for a disability specified in division (C) of section 3317.013 of the Revised Code. 6527
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(4) "Category four special education student" means a student who is receiving special education services for a disability specified in division (D) of section 3317.013 of the Revised Code. 6531
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(5) "Category five special education student" means a student who is receiving special education services for a disability specified in division (E) of section 3317.013 of the Revised Code. 6534
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(6) "Category six special education student" means a student who is receiving special education services for a disability 6537
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specified in division (F) of section 3317.013 of the Revised Code.

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(D) ~~"Formula amount" has the same meaning as in section~~
~~3317.02 of the Revised Code. "Economically disadvantaged index for~~
~~a science, technology, engineering, and mathematics school" means~~
~~the square of the quotient of the percentage of students enrolled~~
~~in the school who are identified as economically disadvantaged as~~
~~defined by the department of education, divided by the percentage~~
~~of students in the statewide ADM identified as economically~~
~~disadvantaged. For purposes of this calculation, the "statewide~~
~~ADM" equals the "statewide ADM" for city, local, and exempted~~
~~village school districts described in division (F)(1) of section~~
~~3317.02 of the Revised Code.~~

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(E) "Funding base" means the following:

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(a) For a science, technology, engineering, and mathematics
school that was in operation for the entirety of fiscal year 2020,
the amount paid to the school for that fiscal year under section
3326.33 of the Revised Code as that section existed prior to the
effective date of this amendment in accordance with division (A)
of Section 265.235 of H.B. 166 of the 133rd general assembly and
the amount, if any, paid to the school for that fiscal year under
section 3326.41 of the Revised Code in accordance with division
(B) of Section 265.235 of H.B. 166 of the 133rd general assembly;

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(b) For a science, technology, engineering, and mathematics
school that was in operation for part of fiscal year 2020, the
amount that would have been paid to the school for that fiscal
year under section 3326.33 of the Revised Code as that section
existed prior to the effective date of this amendment in
accordance with division (A) of Section 265.235 of H.B. 166 of the
133rd general assembly if the school had been in operation for the
entirety of that fiscal year, as calculated by the department, and

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the amount that would have been paid to the school for that fiscal year under section 3326.41 of the Revised Code in accordance with division (B) of Section 265.235 of H.B. 166 of the 133rd general assembly, if any, if the school had been in operation for the entirety of that fiscal year, as calculated by the department;

(c) For a science, technology, engineering, and mathematics school that was not in operation for fiscal year 2020, the amount that would have been paid to the school if it was in operation for that school year under section 3326.33 of the Revised Code as that section existed prior to the effective date of this amendment in accordance with division (A) of Section 265.235 of H.B. 166 of the 133rd general assembly if the school had been in operation for the entirety of that fiscal year, as calculated by the department, and the amount that would have been paid to the school for that fiscal year under section 3326.41 of the Revised Code in accordance with division (B) of Section 265.235 of H.B. 166 of the 133rd general assembly, if any, if the school had been in operation for the entirety of that fiscal year, as calculated by the department.

(F) "IEP" means an individualized education program as defined in section 3323.01 of the Revised Code.

~~(F)~~(G) A science, technology, engineering, and mathematics school's "general phase-in percentage" for a fiscal year is equal to the general phase-in percentage for that fiscal year for city, local, exempted village, and joint vocational school districts as defined in section 3317.02 of the Revised Code.

(H) "Resident district" means the school district in which a student is entitled to attend school under section 3313.64 or 3313.65 of the Revised Code.

~~(G) "State education aid" has the same meaning as in section 5751.20 of the Revised Code.~~ (I) "Statewide average base cost per

pupil" and "statewide average career-technical base cost per 6599
pupil" have the same meanings as in section 3317.02 of the Revised 6600
Code. 6601

Sec. 3326.32. Each science, technology, engineering, and 6602
 mathematics school shall report to the department of education, in 6603
 the form and manner required by the department, all of the 6604
 following information: 6605

(A) The total number of students enrolled in the school who 6606
 are residents of this state; 6607

(B) The number of students reported under division (A) of 6608
 this section who are receiving special education and related 6609
 services pursuant to an IEP; 6610

(C) For each student reported under division (B) of this 6611
 section, which category specified in divisions (A) to (F) of 6612
 section 3317.013 of the Revised Code applies to the student; 6613

(D) The full-time equivalent number of students reported 6614
 under division (A) of this section who are enrolled in 6615
 career-technical education programs or classes described in each 6616
 of divisions (A)(1), ~~(B) (2)~~, ~~(C) (3)~~, ~~(D) (4)~~, and ~~(E) (5)~~ of 6617
 section 3317.014 of the Revised Code that are provided by the STEM 6618
 school; 6619

(E) The number of students reported under division (A) of 6620
 this section who are English learners and which category specified 6621
 in divisions (A) to (C) of section 3317.016 of the Revised Code 6622
 applies to each student; 6623

(F) The number of students reported under division (A) of 6624
 this section who are economically disadvantaged, as defined by the 6625
 department. A student shall not be categorically excluded from the 6626
 number reported under division (F) of this section based on 6627

anything other than family income.

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(G) The resident district of each student reported under division (A) of this section;

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(H) The total number of students enrolled in the school who are not residents of this state and any additional information regarding these students that the department requires the school to report. The school shall not receive any payments under this chapter for students reported under this division.

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(I) Any additional information the department determines necessary to make payments under this chapter.

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Sec. 3326.33. (A) For each fiscal year, the department of education shall compute and distribute state core foundation funding to each science, technology, engineering, and mathematics school established under this chapter or, if the school is part of a group of STEM schools under section 3326.031 of the Revised Code, to the governing body of that group in an amount equal to the lesser of the following:

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(1) The following sum:

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The school's funding base + {[(the sum of the per pupil amounts calculated for the school for that fiscal year under division (B) of this section + the sum of the per pupil amounts calculated for the school for that fiscal year under division (A) of section 3326.39 of the Revised Code + the amount calculated for the school for that fiscal year under division (B) of section 3326.39 of the Revised Code) - the school's funding base] X the school's general phase-in percentage for that fiscal year}

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(2) The following sum:

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The sum of the per pupil amounts calculated for the school for that fiscal year under division (B) of this section + the sum of

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the per pupil amounts calculated for the school for that fiscal 6657
year under division (A) of section 3326.39 of the Revised Code + 6658
the amount calculated for the school for that fiscal year under 6659
division (B) of section 3326.39 of the Revised Code 6660

(B) For each student enrolled in a science, technology, 6661
 engineering, and mathematics school established under this 6662
 chapter, on a full-time equivalency basis, the department of 6663
 education annually shall ~~deduct from the state education aid of a~~ 6664
~~student's resident school district and, if necessary, from the~~ 6665
~~payment made to the district under sections 321.24 and 323.156 of~~ 6666
~~the Revised Code and pay to the school or, if the student is~~ 6667
~~enrolled in a school that is part of a group of STEM schools under~~ 6668
~~section 3326.031 of the Revised Code, to the governing body of~~ 6669
~~that group the sum~~ calculate all of the following: 6670

~~(A) An opportunity grant in an amount equal to the formula~~ 6671
~~amount;~~ (1) The school's base cost per pupil for that fiscal year, 6672
calculated as follows: 6673

The aggregate base cost calculated for the school for that fiscal 6674
year under section 3326.43 of the Revised Code / the number of 6675
students enrolled in the school for that fiscal year 6676

~~(B) The per pupil amount of targeted assistance funds~~ 6677
~~calculated under division (A) of section 3317.0217 of the Revised~~ 6678
~~Code for the student's resident district, as determined by the~~ 6679
~~department, X 0.25;~~ 6680

~~(C)~~ (2) Additional state aid for special education and related 6681
 services provided under Chapter 3323. of the Revised Code as 6682
 follows: 6683

~~(1)~~ (a) If the student is a category one special education 6684
 student, the ~~amount~~ multiple specified in division (A) of section 6685
 3317.013 of the Revised Code X the statewide average base cost per 6686

pupil for that fiscal year; 6687

~~(2)~~(b) If the student is a category two special education 6688
 student, the ~~amount~~ multiple specified in division (B) of section 6689
 3317.013 of the Revised Code X the statewide average base cost per 6690
pupil for that fiscal year; 6691

~~(3)~~(c) If the student is a category three special education 6692
 student, the ~~amount~~ multiple specified in division (C) of section 6693
 3317.013 of the Revised Code X the statewide average base cost per 6694
pupil for that fiscal year; 6695

~~(4)~~(d) If the student is a category four special education 6696
 student, the ~~amount~~ multiple specified in division (D) of section 6697
 3317.013 of the Revised Code X the statewide average base cost per 6698
pupil for that fiscal year; 6699

~~(5)~~(e) If the student is a category five special education 6700
 student, the ~~amount~~ multiple specified in division (E) of section 6701
 3317.013 of the Revised Code X the statewide average base cost per 6702
pupil for that fiscal year; 6703

~~(6)~~(f) If the student is a category six special education 6704
 student, the ~~amount~~ multiple specified in division (F) of section 6705
 3317.013 of the Revised Code X the statewide average base cost per 6706
pupil for that fiscal year. 6707

~~(D) If the student is in kindergarten through third grade,~~ 6708
~~\$320;~~ 6709

~~(E)~~(3) If the student is economically disadvantaged, an 6710
 amount of disadvantaged pupil impact aid equal to the following: 6711
~~\$272~~ 422 X the ~~resident district's~~ school's economically 6712
 disadvantaged index 6713

~~(F)~~(4) English learner funds, as follows: 6714

~~(1)~~(a) If the student is a category one English learner, the 6715

~~amount multiple~~ specified in division (A) of section 3317.016 of 6716
the Revised Code X the statewide average base cost per pupil for 6717
that fiscal year; 6718

~~(2)(b)~~ If the student is a category two English learner, the 6719
~~amount multiple~~ specified in division (B) of section 3317.016 of 6720
the Revised Code X the statewide average base cost per pupil for 6721
that fiscal year; 6722

~~(3)(c)~~ If the student is a category three English learner, 6723
the ~~amount multiple~~ specified in division (C) of section 3317.016 6724
of the Revised Code X the statewide average base cost per pupil 6725
for that fiscal year. 6726

~~(G) Career technical education funds as follows:~~ 6727

~~(1) If the student is a category one career technical~~ 6728
~~education student, the amount specified in division (A) of section~~ 6729
~~3317.014 of the Revised Code;~~ 6730

~~(2) If the student is a category two career technical~~ 6731
~~education student, the amount specified in division (B) of section~~ 6732
~~3317.014 of the Revised Code;~~ 6733

~~(3) If the student is a category three career technical~~ 6734
~~education student, the amount specified in division (C) of section~~ 6735
~~3317.014 of the Revised Code;~~ 6736

~~(4) If the student is a category four career technical~~ 6737
~~education student, the amount specified in division (D) of section~~ 6738
~~3317.014 of the Revised Code;~~ 6739

~~(5) If the student is a category five career technical~~ 6740
~~education student, the amount specified in division (E) of section~~ 6741
~~3317.014 of the Revised Code.~~ 6742

~~Deduction and payment of funds under division (G) of this~~ 6743
~~section is subject to approval under section 3317.161 of the~~ 6744

~~Revised Code.~~

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Sec. 3326.39. (A) For each student enrolled in a science, technology, engineering, and mathematics school established under this chapter, on a full-time equivalency basis, the department of education shall calculate career-technical education funds as follows:

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(1) If the student is a category one career-technical education student, the multiple specified in division (A)(1) of section 3317.014 of the Revised Code X the statewide average career-technical base cost per pupil for that fiscal year;

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(2) If the student is a category two career-technical education student, the multiple specified in division (A)(2) of section 3317.014 of the Revised Code X the statewide average career-technical base cost per pupil for that fiscal year;

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(3) If the student is a category three career-technical education student, the multiple specified in division (A)(3) of section 3317.014 of the Revised Code X the statewide average career-technical base cost per pupil for that fiscal year;

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(4) If the student is a category four career-technical education student, the multiple specified in division (A)(4) of section 3317.014 of the Revised Code X the statewide average career-technical base cost per pupil for that fiscal year;

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(5) If the student is a category five career-technical education student, the multiple specified in division (A)(5) of section 3317.014 of the Revised Code X the statewide average career-technical base cost per pupil for that fiscal year.

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Payment of funds calculated under division (A) of this section is subject to approval under section 3317.161 of the

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Revised Code. 6774

(B) Subject to division (I) of section 3317.023 of the 6775
Revised Code, the department of education shall calculate 6776
career-technical associated services funds for each science, 6777
technology, engineering, and mathematics school as follows: 6778
The multiple for career-technical education associated services 6779
specified under division (B) of section 3317.014 of the Revised 6780
Code X the statewide average career-technical base cost per pupil 6781
for that fiscal year X the number of the school's students 6782
enrolled in career-technical education 6783

(C) Subject to division (I) of section 3317.023 of the 6784
Revised Code, the department shall pay career awareness and 6785
exploration funds to each science, technology, engineering, and 6786
mathematics school as follows: 6787

The number of students enrolled in the science, technology, 6788
engineering, and mathematics school X \$2.50, for fiscal year 2020, 6789
\$5, for fiscal year 2021, \$7.50, for fiscal year 2022, or \$10, for 6790
fiscal year 2023 and each fiscal year thereafter 6791

(D) In any fiscal year, a STEM school receiving funds 6792
calculated under division (G) (A) of this section 3326.33 of the 6793
~~Revised Code~~ shall spend those funds only for the purposes that 6794
the department designates as approved for career-technical 6795
education expenses. Career-technical ~~educational~~ education 6796
expenses approved by the department shall include only expenses 6797
connected to the delivery of career-technical programming to 6798
career-technical students. The department shall require the school 6799
to report data annually so that the department may monitor the 6800
school's compliance with the requirements regarding the manner in 6801
which funding received under division (G) (A) of section 3326.33 6802
of the Revised Code may be spent. 6803

~~(B)~~ (E) All funds received under division ~~(G)~~ (A) of this 6804
section 3326.33 ~~of the Revised Code~~ shall be spent in the 6805
following manner: 6806

(1) At least seventy-five per cent of the funds shall be 6807
spent on curriculum development, purchase, and implementation; 6808
instructional resources and supplies; industry-based program 6809
certification; student assessment, credentialing, and placement; 6810
curriculum specific equipment purchases and leases; 6811
career-technical student organization fees and expenses; home and 6812
agency linkages; work-based learning experiences; professional 6813
development; and other costs directly associated with 6814
career-technical education programs including development of new 6815
programs. 6816

(2) Not more than twenty-five per cent of the funds shall be 6817
used for personnel expenditures. 6818

(F) In any fiscal year, a science, technology, engineering, 6819
and mathematics school receiving funds under division (H) of 6820
section 3317.014 of the Revised Code shall spend those funds only 6821
for the following purposes: 6822

(1) Delivery of career awareness programs to students 6823
enrolled in grades kindergarten through twelve; 6824

(2) Provision of a common, consistent curriculum to students 6825
throughout their primary and secondary education; 6826

(3) Assistance to teachers in providing a career development 6827
curriculum to students; 6828

(4) Development of a career development plan for each student 6829
that stays with that student for the duration of the student's 6830
primary and secondary education; 6831

(5) Provision of opportunities for students to engage in 6832

activities, such as career fairs, hands-on experiences, and job shadowing, across all career pathways at each grade level. 6833
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The department may deny payment under division (C) of this section to any school that the department determines is using funds paid under division (H) of section 3317.014 of the Revised Code for other purposes. 6835
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Sec. 3326.40. A STEM school shall spend the funds it receives under division ~~(E)~~ (B)(3) of section 3326.33 of the Revised Code in accordance with section 3317.25 of the Revised Code. 6839
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Sec. 3326.43. (A) As used in this section: 6843

(1) "Average teacher cost" for a fiscal year has the same meaning as in section 3317.011 of the Revised Code. 6844
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(2) "Base cost enrolled ADM" has the same meaning as in section 3317.02 of the Revised Code. 6846
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(3) "Eligible science, technology, engineering, and mathematics school" means a science, technology, engineering, and mathematics school that satisfies one of the following: 6848
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(a) The school is a member of an organization that regulates interscholastic athletics. 6851
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(b) The school has teams in at least three different sports that participate in an interscholastic league. 6853
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(B) When calculating a science, technology, engineering, and mathematics school's aggregate base cost under this section, the department shall use data from fiscal year 2018 for the average teacher cost. 6855
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(C) A science, technology, engineering, and mathematics 6859

school's aggregate base cost for a fiscal year shall be equal to 6860
the following sum: 6861

(The school's teacher base cost for that fiscal year computed 6862
under division (D) of this section) + (the school's student 6863
support base cost for that fiscal year computed under division (E) 6864
of this section) + (the school's leadership and accountability 6865
base cost for that fiscal year computed under division (F) of this 6866
section) + (the school's building leadership and operations base 6867
cost for that fiscal year computed under division (G) of this 6868
section) + (the school's athletic co-curricular activities base 6869
cost for that fiscal year computed under division (H) of this 6870
section, if the school is an eligible community school) 6871

(D) The department of education shall compute a science, 6872
technology, engineering, and mathematics school's teacher base 6873
cost for a fiscal year as follows: 6874

(1) Calculate the school's classroom teacher cost for that 6875
fiscal year as follows: 6876

(a) Determine the full-time equivalency of students enrolled 6877
in the school for that fiscal year that are enrolled in 6878
kindergarten and divide that number by 20; 6879

(b) Determine the full-time equivalency of students enrolled 6880
in the school for that fiscal year that are enrolled in grades one 6881
through three and divide that number by 23; 6882

(c) Determine the full-time equivalency of students enrolled 6883
in the school for that fiscal year that are enrolled in grades 6884
four through eight but are not enrolled in a career-technical 6885
education program or class described under section 3317.014 of the 6886
Revised Code and divide that number by 25; 6887

(d) Determine the full-time equivalency of students enrolled 6888

in the school for that fiscal year that are enrolled in grades 6889
nine through twelve but are not enrolled in a career-technical 6890
education program or class described under section 3317.014 of the 6891
Revised Code and divide that number by 27; 6892

(e) Determine the full-time equivalency of students enrolled 6893
in the school for that fiscal year that are enrolled in a 6894
career-technical education program or class, as reported under 6895
division (B)(2)(d) of section 3314.08 of the Revised Code, and 6896
divide that number by 18; 6897

(f) Compute the sum of the quotients obtained under divisions 6898
(D)(1)(a), (b), (c), (d), and (e) of this section; 6899

(g) Compute the classroom teacher cost by multiplying the 6900
average teacher cost for that fiscal year by the sum computed 6901
under division (D)(1)(f) of this section. 6902

(2) Calculate the school's special teacher cost for that 6903
fiscal year as follows: 6904

(a) Divide the number of students enrolled in the school for 6905
that fiscal year by 150; 6906

(b) Compute the special teacher cost by multiplying the 6907
quotient obtained under division (D)(2)(a) of this section by the 6908
average teacher cost for that fiscal year. 6909

(3) Calculate the school's substitute teacher cost for that 6910
fiscal year in accordance with the following formula: 6911

(a) Compute the substitute teacher daily rate with benefits 6912
by multiplying the substitute teacher daily rate of \$90 by 1.16; 6913

(b) Compute the substitute teacher cost in accordance with 6914
the following formula: 6915

(The sum computed under division (D)(1)(f) of this section + the 6916

quotient obtained under division (D)(2)(a) of this section) X the 6917
amount computed under division (D)(3)(a) of this section X 5 6918

(4) Calculate the school's professional development cost for 6919
that fiscal year in accordance with the following formula: 6920

(The sum computed under division (D)(1)(f) of this section + the 6921
quotient obtained under division (D)(2)(a) of this section) X 6922
[(the sum of divisions (A)(10)(a) and (b) of section 3317.011 of 6923
the Revised Code for that fiscal year)/180] X 4 6924

(5) Calculate the school's teacher base cost for that fiscal 6925
year, which equals the sum of divisions (D)(1), (2), (3), and (4) 6926
of this section. 6927

(E) The department shall compute a science, technology, 6928
engineering, and mathematics school's student support base cost 6929
for a fiscal year as follows: 6930

The number of students enrolled in the school for that fiscal year 6931
X [(the sum of the student support base cost calculated for all 6932
city, local, and exempted village school districts in the state 6933
for that fiscal year under division (E) of section 3317.011 of the 6934
Revised Code) / the sum of the base cost enrolled ADMs of all of 6935
the city, local, and exempted village school districts in the 6936
state for that fiscal year] 6937

(F) The department shall compute a science, technology, 6938
engineering, and mathematics school's leadership and 6939
accountability base cost for a fiscal year as follows: 6940

The number of students enrolled in the school for that fiscal year 6941
X (the sum of the leadership and accountability base cost 6942
calculated for all city, local, and exempted village school 6943
districts in the state for that fiscal year under division (F) of 6944
section 3317.011 of the Revised Code / the sum of the base cost 6945
enrolled ADMs of all of the city, local, and exempted village 6946

school districts in the state for that fiscal year) 6947

(G) The department shall compute a science, technology, 6948
engineering, and mathematics school's building leadership and 6949
operations base cost for a fiscal year as follows: 6950

The number of students enrolled in the school for that fiscal year 6951
X (the sum of the building leadership and accountability base cost 6952
calculated for all city, local, and exempted village school 6953
districts in the state for that fiscal year under division (G) of 6954
section 3317.011 of the Revised Code / the sum of the base cost 6955
enrolled ADMs of all of the city, local, and exempted village 6956
school districts in the state for that fiscal year) 6957

(H) If a science, technology, engineering, and mathematics 6958
school is an eligible science, technology, engineering, and 6959
mathematics school, the department shall compute the school's 6960
athletic co-curricular activities base cost for a fiscal year as 6961
follows: 6962

The number of students enrolled in the school for that fiscal year 6963
X (the sum of the athletic co-curricular activities base cost 6964
calculated for all city, local, and exempted village school 6965
districts in the state for that fiscal year under division (H) of 6966
section 3317.011 of the Revised Code / the sum of the base cost 6967
enrolled ADMs of all of the city, local, and exempted village 6968
school districts in the state for that fiscal year) 6969

Sec. 3326.44. In any fiscal year, a STEM school shall spend 6970
the funding it receives under division (B)(4) of section 3326.33 6971
of the Revised Code only for services for English learners. 6972

Sec. 3326.51. (A) As used in this section: 6973

(1) "Resident district" has the same meaning as in section 6974
 3326.31 of the Revised Code. 6975

(2) "STEM school sponsoring district" means a municipal, 6976
city, local, or exempted village, ~~or joint vocational~~ school 6977
district that governs and controls a STEM school pursuant to this 6978
section. 6979

(B) Notwithstanding any other provision of this chapter to 6980
the contrary: 6981

(1) If a proposal for a STEM school submitted under section 6982
3326.03 of the Revised Code proposes that the governing body of 6983
the school be the board of education of a municipal, city, local, 6984
or exempted village, ~~or joint vocational~~ school district that is 6985
one of the partners submitting the proposal, and the STEM 6986
committee approves that proposal, that school district board shall 6987
govern and control the STEM school as one of the schools of its 6988
district. 6989

(2) The STEM school sponsoring district shall maintain a 6990
separate accounting for the STEM school as a separate and distinct 6991
operational unit within the district's finances. The auditor of 6992
state, in the course of an annual or biennial audit of the school 6993
district serving as the STEM school sponsoring district, shall 6994
audit that school district for compliance with the financing 6995
requirements of this section. 6996

(3) With respect to students enrolled in a STEM school whose 6997
resident district is the STEM school sponsoring district: 6998

(a) The department of education shall make ~~no deductions~~ 6999
~~under section 3326.33~~ payments to the school in accordance with 7000
sections 3326.31 to 3326.49 of the Revised Code from the STEM 7001
school sponsoring district's state payments. 7002

(b) ~~The STEM school sponsoring district shall ensure that it~~ 7003
~~allocates to the STEM school funds equal to or exceeding the~~ 7004

~~amount that would be calculated pursuant to division (B) of~~ 7005
~~section 3313.981 of the Revised Code for the students attending~~ 7006
~~the school whose resident district is the STEM school sponsoring~~ 7007
~~district.~~ 7008

~~(e)~~ The STEM school sponsoring district is responsible for 7009
providing children with disabilities with a free appropriate 7010
public education under Chapter 3323. of the Revised Code. 7011

~~(d)~~(c) The STEM school sponsoring district shall provide 7012
student transportation in accordance with laws and policies 7013
generally applicable to the district. 7014

(4) With respect to students enrolled in the STEM school 7015
whose resident district is another school district, the department 7016
shall ~~make no payments or deductions under sections 3326.31 to~~ 7017
~~3326.49 of the Revised Code. Instead, consider~~ the students shall 7018
~~be considered~~ as open enrollment students and ~~the department~~ shall 7019
make payments ~~and deductions~~ to the school in accordance with 7020
~~section 3313.981~~ sections 3326.31 to 3326.49 of the Revised Code. 7021
~~The STEM school sponsoring district shall allocate the payments to~~ 7022
~~the STEM school. The STEM school sponsoring district may enter~~ 7023
~~into financial agreements with the students' resident districts,~~ 7024
~~which agreements may provide financial support in addition to the~~ 7025
~~funds received from the open enrollment calculation. The STEM~~ 7026
~~school sponsoring district shall allocate all such additional~~ 7027
~~funds to the STEM school.~~ 7028

~~(5) Where the department is required to make, deny, reduce,~~ 7029
~~or adjust payments to a STEM school sponsoring district pursuant~~ 7030
~~to this section, it shall do so in such a manner that the STEM~~ 7031
~~school sponsoring district may allocate that action to the STEM~~ 7032
~~school.~~ 7033

~~(6)~~ A STEM school sponsoring district and its board may 7034

assign its district employees to the STEM school, in which case 7035
section 3326.18 of the Revised Code shall not apply. The district 7036
and board may apply any other resources of the district to the 7037
STEM school in the same manner that it applies district resources 7038
to other district schools. 7039

~~(7)~~(6) Provisions of this chapter requiring a STEM school and 7040
its governing body to comply with specified laws as if it were a 7041
school district and in the same manner as a board of education 7042
shall instead require such compliance by the STEM school 7043
sponsoring district and its board of education, respectively, with 7044
respect to the STEM school. Where a STEM school or its governing 7045
body is required to perform a specific duty or permitted to take a 7046
specific action under this chapter, that duty is required to be 7047
performed or that action is permitted to be taken by the STEM 7048
school sponsoring district or its board of education, 7049
respectively, with respect to the STEM school. 7050

~~(8)~~(7) No provision of this chapter limits the authority, as 7051
provided otherwise by law, of a school district and its board of 7052
education to levy taxes and issue bonds secured by tax revenues. 7053

~~(9)~~(8) The treasurer of the STEM school sponsoring district 7054
or, if the STEM school sponsoring district is a municipal school 7055
district, the chief financial officer of the district, shall have 7056
all of the respective rights, authority, exemptions, and duties 7057
otherwise conferred upon the treasurer or chief financial officer 7058
by the Revised Code." 7059

In line 36953, after "shall" insert "make a good faith effort 7060
to" 7061

After line 37211, insert: 7062

"**Sec. 3328.32.** Each child enrolled in a college-preparatory 7063

boarding school established under this chapter shall be included 7064
 in the ~~enrollment~~ formula ADM and total ADM of the district in 7065
 which the child is entitled to attend school ~~and in the district's~~ 7066
~~category one through six special education enrollment, as~~ 7067
~~appropriate,~~ as reported under section 3317.03 of the Revised 7068
 Code. 7069

~~The department of education shall count that child in the~~ 7070
~~district's formula ADM, total ADM, and, as appropriate, category~~ 7071
~~one through six special education ADM.~~ 7072

Sec. 3328.34. (A) For each child enrolled in a 7074
 college-preparatory boarding school, as reported under section 7075
 3328.31 of the Revised Code, the department of education shall pay 7076
 to the school the sum of the amount ~~deducted from a participating~~ 7077
~~school district's account for that child under section 3328.33 of~~ 7078
~~the Revised Code~~ eighty-five per cent of the operating expenditure 7079
per pupil of the city, local, or exempted village school district 7080
in which the child is entitled to attend school plus the per-pupil 7081
 boarding amount specified in division (B) of this section. 7082

As used in this division, a district's "operating expenditure 7083
per pupil" is the total amount of state payments and other 7084
nonfederal revenue spent by the district for operating expenses 7085
during the previous fiscal year, divided by the district's 7086
enrolled ADM, as that term is defined in section 3317.02 of the 7087
Revised Code, for the previous fiscal year. 7088

(B) For the first fiscal year in which a college-preparatory 7089
 boarding school may be established under this chapter, the 7090
 "per-pupil boarding amount" is twenty-five thousand dollars. For 7091
 each fiscal year thereafter, that amount shall be adjusted by the 7092
 rate of inflation, as measured by the consumer price index (all 7093

urban consumers, all items) prepared by the bureau of labor 7094
statistics of the United States department of labor, for the 7095
previous twelve-month period. 7096

(C) The state board of education may accept funds from 7097
federal and state noneducation support services programs for the 7098
purpose of funding the per pupil boarding amount prescribed in 7099
division (B) of this section. Notwithstanding any other provision 7100
of the Revised Code, the state board shall coordinate and 7101
streamline any noneducation program requirements in order to 7102
eliminate redundant or conflicting requirements, licensing 7103
provisions, and oversight by government programs or agencies. The 7104
applicable regulatory entities shall, to the maximum extent 7105
possible, use reports and financial audits provided by the auditor 7106
of state and coordinated by the department of education to 7107
eliminate or reduce contract and administrative reviews. 7108
Regulatory entities other than the state board may suggest 7109
reasonable additional items to be included in such reports and 7110
financial audits to meet any requirements of federal law. 7111
Reporting paperwork prepared for the state board shall be shared 7112
with and accepted by other state and local entities to the maximum 7113
extent feasible. 7114

(D)(1) Notwithstanding division (A) of this section, if, in 7115
any fiscal year, a college-preparatory boarding school receives 7116
federal funds for the purpose of supporting the school's 7117
operations, the amount of those federal funds shall be deducted 7118
from the total per-pupil boarding amount for all enrolled students 7119
paid by the department to the school for that fiscal year, unless 7120
the school's board of trustees and the department determine 7121
otherwise in a written agreement. Any portion of the total 7122
per-pupil boarding amount for all enrolled students remaining 7123
after the deduction of the federal funds shall be paid by the 7124

department to the school from state funds appropriated to the 7125
department. 7126

(2) Notwithstanding division (A) of this section, if, in any 7127
fiscal year, the department receives federal funds for the purpose 7128
of supporting the operations of a college-preparatory boarding 7129
school, the department shall use those federal funds, not 7130
including any portion of those funds designated for 7131
administration, to pay the school the total per-pupil boarding 7132
amount for all enrolled students for that fiscal year. Any portion 7133
of the total per-pupil boarding amount for all enrolled students 7134
remaining after the use of the federal funds shall be paid by the 7135
department to the school from state funds appropriated to the 7136
department. 7137

(3) If any federal funds are used for the purpose prescribed 7138
in division (D)(1) or (2) of this section, the department shall 7139
comply with all requirements upon which the acceptance of the 7140
federal funds is conditioned, including any requirements set forth 7141
in the funding application submitted by the school or the 7142
department and, to the extent sufficient funds are appropriated by 7143
the general assembly, any requirements regarding maintenance of 7144
effort in expenditures." 7145

In line 37899, strike through "has the same meaning as in 7146
section" 7147

In line 37900, strike through "3317.02 of the Revised Code" 7148
and insert "means \$6,020" 7149

Make appropriate changes to Section 101.02 to address the 7150
amendment's changes to the bill 7151

In line 70919, delete "3310.08, 3310.09,"; delete "3310.56," 7152

In line 70921, after "3314.53," insert "3317.017, 3317.029," 7153

3317.0215, 3317.0216, 3317.0217, 3317.0218, 3317.0219, 3317.163,	7154
3317.26,"; after "3326.42," insert "3328.33,"	7155
In line 77034, delete "\$536,660,589 \$541,660,589" and insert	7156
"\$656,379,809 \$680,379,809"	7157
After line 77034, insert:	7158
"GRF 200503 Bus Purchase Allowance \$45,000,000 \$45,000,000"	7159
In line 77039, delete "\$9,650,892 \$9,650,892" and insert	7160
"\$13,850,892 \$18,050,892"	7161
In line 77040, delete "-"; delete "\$6,948,998,712	7162
\$7,090,348,712" and insert "\$6,681,118,845 \$6,769,118,845"	7163
Delete line 77040a	7164
After line 77042a, insert:	7165
"GRF 200573 EdChoice Expansion \$92,179,867 \$92,179,867"	7166
In line 77047, subtract \$6,780,780 from fiscal year 2022 and	7167
\$36,930,780 from fiscal year 2023	7168
In line 77056, delete "Foundation Funding -" and insert	7169
"Student Wellness and Success"; delete "\$661,000,000 \$842,000,000"	7170
and insert "\$500,000,000 \$600,000,000"	7171
Delete line 77056a	7172
In line 77058, subtract \$161,000,000 from fiscal year 2022	7173
and \$242,000,000 from fiscal year 2023	7174
In line 77065, delete "-"; delete "\$1,243,200,000	7175
\$1,221,500,000" and insert "\$1,283,400,000 \$1,287,400,000"	7176
Delete line 77065a	7177
In line 77068, delete "\$54,000,000 \$54,000,000" and insert	7178
"\$30,000,000 \$30,000,000"	7179

In line 77069, delete "\$62,500,000 \$62,500,000" and insert 7180
"\$20,600,000 \$20,600,000" 7181

In line 77070, subtract \$25,700,000 from fiscal year 2022 7182

In line 77099, subtract \$193,480,780 from fiscal year 2022 7183
and add \$278,930,780 from fiscal year 2023 7184

Delete lines 77642 through 77663 and insert: 7185

"Of the foregoing appropriation item 200502, Pupil 7186
Transportation, up to \$838,930 in each fiscal year may be used by 7187
the Department of Education for training prospective and 7188
experienced school bus drivers in accordance with training 7189
programs prescribed by the Department. A portion of these funds 7190
may also be used to pay for costs associated with the enrollment 7191
of bus drivers in the retained applicant fingerprint database. 7192

Of the foregoing appropriation item 200502, Pupil 7193
Transportation, \$250,000 in each fiscal year shall be used to 7194
award transportation collaboration grants pursuant to section 7195
3317.072 of the Revised Code. 7196

Of the foregoing appropriation item 200502, Pupil 7197
Transportation, up to \$117,469,220 in fiscal year 2022 and up to 7198
\$123,469,220 in fiscal year 2023 may be used by the Department for 7199
special education transportation reimbursements to school 7200
districts and county DD boards for transportation operating costs 7201
as provided in divisions (C) and (F) of section 3317.024 of the 7202
Revised Code. 7203

The remainder of the foregoing appropriation item 200502, 7204
Pupil Transportation, shall be used to distribute the amounts 7205
calculated for transportation aid under divisions (E), (F), (G), 7206
and (H) of section 3317.0212, division (A)(2) of section 3317.019, 7207
and division (D) of section 3314.091 of the Revised Code." 7208

After line 77674, insert: 7209

"Section 265.155. BUS PURCHASE ALLOWANCE 7210

The foregoing appropriation item 200503, Bus Purchase 7211
 Allowance, shall be used to distribute bus purchasing grants to 7212
 city, local, and exempted village school districts pursuant to 7213
 section 3317.071 of the Revised Code." 7214

Delete lines 77720 through 77789 and insert: 7215

"Of the foregoing appropriation item 200540, Special 7216
 Education Enhancements, up to \$37,000,000 in each fiscal year 7217
 shall be used to fund special education and related services at 7218
 county boards of developmental disabilities for eligible students 7219
 under section 3317.20 of the Revised Code and at institutions for 7220
 eligible students under section 3317.201 of the Revised Code. If 7221
 necessary, the Department of Education shall proportionately 7222
 reduce the amount calculated for each county board of 7223
 developmental disabilities and institution so as not to exceed the 7224
 amount appropriated in each fiscal year. 7225

Of the foregoing appropriation item 200540, Special Education 7226
 Enhancements, up to \$1,350,000 in each fiscal year shall be used 7227
 for parent mentoring programs. 7228

Of the foregoing appropriation item 200540, Special Education 7229
 Enhancements, up to \$3,000,000 in each fiscal year may be used for 7230
 school psychology interns. 7231

Of the foregoing appropriation item 200540, Special Education 7232
 Enhancements, the Department shall transfer \$3,500,000 in each 7233
 fiscal year to the Opportunities for Ohioans with Disabilities 7234
 Agency. The transfer shall be made via an intrastate transfer 7235
 voucher. The transferred funds shall be used by the Opportunities 7236

for Ohioans with Disabilities Agency as state matching funds to 7237
draw down available federal funding for vocational rehabilitation 7238
services. Total project funding shall be used to hire dedicated 7239
vocational rehabilitation counselors who shall work directly with 7240
school districts to provide transition services for students with 7241
disabilities. Services shall include vocational rehabilitation 7242
services such as person-centered career planning, summer work 7243
experiences, job placement, and retention services for mutually 7244
eligible students with disabilities. 7245

The Superintendent of Public Instruction and the Executive 7246
Director of the Opportunities for Ohioans with Disabilities Agency 7247
shall enter into an interagency agreement that shall specify the 7248
responsibilities of each agency under the program. Under the 7249
interagency agreement, the Opportunities for Ohioans with 7250
Disabilities Agency shall retain responsibility for all 7251
nondelegable functions, including eligibility and order of 7252
selection determination, individualized plan for employment (IPE) 7253
approval, IPE amendments, case closure, and release of vendor 7254
payments. 7255

Of the foregoing appropriation item 200540, Special Education 7256
Enhancements, up to \$2,000,000 in each fiscal year shall be used 7257
by the Department of Education to build capacity to deliver a 7258
regional system of training, support, coordination, and direct 7259
service for secondary transition services for students with 7260
disabilities beginning at fourteen years of age. These special 7261
education enhancements shall support all students with 7262
disabilities, regardless of partner agency eligibility 7263
requirements, to provide stand-alone direct secondary transition 7264
services by school districts. Secondary transition services shall 7265
include, but not be limited to, job exploration counseling, 7266
work-based learning experiences, counseling on opportunities for 7267

enrollment in comprehensive transition or post-secondary 7268
 educational programs at institutions of higher education, 7269
 workplace readiness training to develop occupational skills, 7270
 social skills and independent living skills, and instruction in 7271
 self-advocacy. Regional training shall support the expansion of 7272
 transition to work endorsement opportunities for middle school and 7273
 secondary level special education intervention specialists in 7274
 order to develop the necessary skills and competencies to meet the 7275
 secondary transition needs of students with disabilities beginning 7276
 at fourteen years of age. 7277

The remainder of appropriation item 200540, Special Education 7278
 Enhancements, shall be distributed by the Department of Education 7279
 to school districts and institutions, as defined in section 7280
 3323.091 of the Revised Code, for preschool special education 7281
 funding under section 3317.0213 of the Revised Code." 7282

Delete lines 77811 through 79338 and insert: 7283

"Section 265.200. CAREER-TECHNICAL EDUCATION ENHANCEMENTS 7284

Of the foregoing appropriation item 200545, Career-Technical 7285
 Education Enhancements, up to \$4,200,000 in fiscal year 2022 and 7286
 up to \$8,400,000 in fiscal year 2023 shall be used to pay career 7287
 awareness and exploration funds pursuant to division (C) of 7288
 section 3314.089, division (E) of section 3317.014, and division 7289
 (C) of section 3326.39 of the Revised Code. If the amount 7290
 appropriated is not sufficient, the Department shall prorate the 7291
 amounts so that the aggregate amount appropriated is not exceeded. 7292

Of the foregoing appropriation item 200545, Career-Technical 7293
 Education Enhancements, up to \$2,563,568 in each fiscal year shall 7294
 be used to fund secondary career-technical education at 7295
 institutions, the Ohio School for the Deaf, and the Ohio State 7296

School for the Blind using a grant-based methodology, 7297
 notwithstanding section 3317.05 of the Revised Code. 7298

Of the foregoing appropriation item 200545, Career-Technical 7299
 Education Enhancements, up to \$2,686,474 in each fiscal year shall 7300
 be used by the Department of Education to fund competitive grants 7301
 to tech prep regional centers that expand the number of students 7302
 with access to career-technical education. These grant funds shall 7303
 be used to directly support career services provided to students 7304
 enrolled in school districts, including joint vocational school 7305
 districts, and affiliated higher education institutions. This 7306
 support may include the purchase of equipment. 7307

Of the foregoing appropriation item 200545, Career-Technical 7308
 Education Enhancements, up to \$3,000,850 in each fiscal year shall 7309
 be used by the Department to support existing High Schools That 7310
 Work (HSTW) sites, develop and support new sites, fund technical 7311
 assistance, and support regional centers and middle school 7312
 programs. The purpose of HSTW is to combine challenging academic 7313
 courses and modern career-technical studies to raise the academic 7314
 achievement of students. HSTW provides intensive technical 7315
 assistance, focused staff development, targeted assessment 7316
 services, and ongoing communications and networking opportunities. 7317

Of the foregoing appropriation item 200545, Career-Technical 7318
 Education Enhancements, up to \$600,000 in each fiscal year shall 7319
 be used by the Department to enable students in agricultural 7320
 programs to enroll in a fifth quarter of instruction based on the 7321
 agricultural education model of delivering work-based learning 7322
 through supervised agricultural experience. The Department shall 7323
 determine eligibility criteria and the reporting process for the 7324
 Agriculture 5th Quarter Project and shall fund as many programs as 7325
 possible given the set-aside. The eligibility criteria developed 7326

by the Department shall allow these funds to support supervised 7327
agricultural experience that occurs anytime outside of the regular 7328
school day. 7329

Of the foregoing appropriation item 200545, Career-Technical 7330
Education Enhancements, up to \$550,000 in each fiscal year may be 7331
used to support career planning and reporting through the 7332
OhioMeansJobs web site. 7333

Of the foregoing appropriation item 200545, Career-Technical 7334
Education Enhancements, \$250,000 in each fiscal year shall be used 7335
to prepare students for careers in culinary arts and restaurant 7336
management under the Ohio ProStart school restaurant program. 7337

Section 265.210. FOUNDATION FUNDING 7338

Of the portion of the formula aid distributed to city, local, 7339
and exempted village school districts, joint vocational school 7340
districts, community schools, and STEM schools under this section, 7341
an amount in each fiscal year, as calculated by the Department of 7342
Education, shall be used for the purposes of division (B) of 7343
section 3317.0215 of the Revised Code. 7344

Of the foregoing appropriation item 200550, Foundation 7345
Funding, up to \$3,800,000 in each fiscal year shall be used to 7346
fund gifted education at educational service centers. The 7347
Department shall distribute the funding through the unit-based 7348
funding methodology in place under division (L) of section 7349
3317.024, division (E) of section 3317.05, and divisions (A), (B), 7350
and (C) of section 3317.053 of the Revised Code as they existed 7351
prior to fiscal year 2010. 7352

Of the foregoing appropriation item 200550, Foundation 7353
Funding, up to \$42,500,000 in fiscal year 2022 and up to 7354
\$45,000,000 in fiscal year 2023 shall be reserved to fund the 7355

state reimbursement of educational service centers under section 7356
3317.11 of the Revised Code. 7357

Of the foregoing appropriation item 200550, Foundation 7358
Funding, up to \$3,500,000 in each fiscal year shall be distributed 7359
to educational service centers for School Improvement Initiatives 7360
and for the provision of technical assistance to schools and 7361
districts consistent with requirements of section 3312.01 of the 7362
Revised Code. The Department may distribute these funds through a 7363
competitive grant process. 7364

Of the foregoing appropriation item 200550, Foundation 7365
Funding, up to \$7,000,000 in each fiscal year shall be reserved 7366
for payments under the section of this act entitled "POWER PLANT 7367
VALUATION ADJUSTMENT." If this amount is not sufficient, the 7368
Superintendent of Public Instruction may reallocate excess funds 7369
for other purposes supported by this appropriation item in order 7370
to fully pay the amounts required by that section, provided that 7371
the aggregate amount appropriated in appropriation item 200550, 7372
Foundation Funding, is not exceeded. 7373

Of the foregoing appropriation item 200550, Foundation 7374
Funding, up to \$2,000,000 in each fiscal year shall be used to 7375
support the administration of school choice programs. 7376

Of the portion of the foregoing appropriation item 200550, 7377
Foundation Funding, up to \$47,901,887 in each fiscal year shall be 7378
used to operate the school choice program in the Cleveland 7379
Municipal School District under sections 3313.974 to 3313.979 of 7380
the Revised Code. Notwithstanding divisions (B) and (C) of section 7381
3313.978 and division (C) of section 3313.979 of the Revised Code, 7382
up to \$1,000,000 in each fiscal year of this amount shall be used 7383
by the Cleveland Municipal School District to provide tutorial 7384
assistance as provided in division (H) of section 3313.974 of the 7385

Revised Code. The Cleveland Municipal School District shall report 7386
the use of these funds in the district's three-year continuous 7387
improvement plan as described in section 3302.04 of the Revised 7388
Code in a manner approved by the Department. 7389

Of the foregoing appropriation item 200550, Foundation 7390
Funding, up to \$3,000,000 in each fiscal year may be used for 7391
payment of the College Credit Plus Program for students instructed 7392
at home pursuant to section 3321.04 of the Revised Code. 7393

Of the foregoing appropriation item 200550, Foundation 7394
Funding, an amount shall be available in each fiscal year to be 7395
paid to joint vocational school districts in accordance with 7396
sections 3317.16 and 3317.162 of the Revised Code and the section 7397
of this act entitled "FORMULA TRANSITION SUPPLEMENT." 7398

Of the foregoing appropriation item 200550, Foundation 7399
Funding, up to \$700,000 in each fiscal year shall be used by the 7400
Department for a program to pay for educational services for youth 7401
who have been assigned by a juvenile court or other authorized 7402
agency to any of the facilities described in division (A) of the 7403
section of this act entitled "PRIVATE TREATMENT FACILITY PROJECT." 7404

Of the foregoing appropriation item 200550, Foundation 7405
Funding, a portion may be used to pay college-preparatory boarding 7406
schools the per pupil boarding amount pursuant to section 3328.34 7407
of the Revised Code. 7408

Of the foregoing appropriation item 200550, Foundation 7409
Funding, an amount shall be available in each fiscal year to pay 7410
community schools and STEM schools in accordance with section 7411
3314.08, divisions (A), (B), and (D) of section 3314.089, section 7412
3326.33, divisions (A) and (B) of section 3326.39 of the Revised 7413
Code, and the section of this act entitled "FORMULA TRANSITION 7414
SUPPLEMENT." 7415

Of the foregoing appropriation item 200550, Foundation 7416
Funding, an amount shall be available in each fiscal year to pay 7417
scholarships pursuant to sections 3310.41 and 3310.52 of the 7418
Revised Code and to pay scholarships pursuant to section 3310.08 7419
of the Revised Code for students determined eligible under section 7420
3310.03 of the Revised Code. 7421

Of the foregoing appropriation item 200550, Foundation 7422
Funding, up to \$1,760,000 in each fiscal year may be used by the 7423
Department for duties and activities related to the establishment 7424
of academic distress commissions under section 3302.10 of the 7425
Revised Code, to provide support and assistance to academic 7426
distress commissions to further their duties under Chapter 3302. 7427
of the Revised Code, and to provide technical assistance and tools 7428
to support districts subject to academic distress commissions. 7429

Of the foregoing appropriation item 200550, Foundation 7430
Funding, up to \$1,500,000 in each fiscal year shall be distributed 7431
to the Ohio STEM Learning Network to support the expansion of free 7432
STEM programming aligned to Ohio's STEM priorities, to create 7433
regional STEM supports targeting underserved student populations, 7434
and to support the Ohio STEM Committee's STEM school designation 7435
process. 7436

Of the foregoing appropriation item 200550, Foundation 7437
Funding, up to \$2,500,000 in each fiscal year shall be used to 7438
make supplemental payments under Section 5 of H.B. 123 of the 7439
133rd General Assembly, as amended by this act. If the amount 7440
appropriated is insufficient, the Department shall prorate the 7441
payments so that the aggregate amount appropriated in this section 7442
is not exceeded. 7443

The remainder of the foregoing appropriation item 200550, 7444
Foundation Funding, shall be used to distribute the amounts 7445

calculated for formula aid under division (A)(1) of section 7446
3317.019, sections 3317.022 and 3317.0218 of the Revised Code, and 7447
the section of this act entitled "FORMULA TRANSITION SUPPLEMENT." 7448

Appropriation items 200502, Pupil Transportation, and 200550, 7449
Foundation Funding, other than specific set-asides, are 7450
collectively used in each fiscal year to pay state formula aid 7451
obligations for school districts, community schools, STEM schools, 7452
college preparatory boarding schools, joint vocational school 7453
districts, and state scholarship programs under this act. The 7454
first priority of these appropriation items, with the exception of 7455
specific set-asides, is to fund state formula aid obligations. It 7456
may be necessary to reallocate funds among these appropriation 7457
items or use excess funds from other General Revenue Fund 7458
appropriation items in the Department of Education's budget, 7459
including appropriation item 200903, Property Tax Reimbursement - 7460
Education, in each fiscal year in order to meet state formula aid 7461
obligations. If it is determined that it is necessary to transfer 7462
funds among these appropriation items or to transfer funds from 7463
other General Revenue Fund appropriations in the Department's 7464
budget to meet state formula aid obligations, the Superintendent 7465
of Public Instruction shall seek approval from the Director of 7466
Budget and Management to transfer funds as needed. 7467

The Superintendent of Public Instruction shall make payments, 7468
transfers, and deductions, as authorized by Title XXXIII of the 7469
Revised Code in amounts substantially equal to those made in the 7470
prior year, or otherwise, at the discretion of the Superintendent, 7471
until at least the effective date of the amendments and enactments 7472
made to Title XXXIII of the Revised Code by this act. Any funds 7473
paid to districts or schools under this section shall be credited 7474
toward the annual funds calculated for the district or school 7475
after the changes made to Title XXXIII of the Revised Code in this 7476

act are effective. Upon the effective date of changes made to 7477
 Title XXXIII of the Revised Code in this act, funds shall be 7478
 calculated as an annual amount. 7479

Section 265.215. GENERAL PHASE-IN PERCENTAGE 7480

For purposes of division (O)(1) of section 3317.02 of the 7481
 Revised Code, the General Assembly has determined that the general 7482
 phase-in percentage for fiscal year 2022 shall be 16.67 per cent 7483
 and the general phase-in percentage for fiscal year 2023 shall be 7484
 33.33 per cent. 7485

Section 265.220. PHASE-IN PERCENTAGE FOR DISADVANTAGED PUPIL 7486
IMPACT AID 7487

For purposes of division (O)(2)(a) of section 3317.02 of the 7488
 Revised Code, the General Assembly has determined that the 7489
 phase-in percentage for disadvantaged pupil impact aid for fiscal 7490
 year 2022 shall be 0 per cent and the phase-in percentage for 7491
 disadvantaged pupil impact aid for fiscal year 2023 shall be 14 7492
 per cent. 7493

Section 265.225. FORMULA TRANSITION SUPPLEMENT 7494

(A)(1) For fiscal years 2022 and 2023, the Department of 7495
 Education shall pay a formula transition supplement to each city, 7496
 local, and exempted village school district according to the 7497
 following formula: 7498

(The district's funding base for fiscal year 2021) - (the 7499
 district's payments for the fiscal year for which the supplement 7500
 is calculated under sections 3317.019, 3317.022, 3317.0212, and 7501
 3317.0218 of the Revised Code) 7502

If the computation made under division (A)(1) of this section 7503

for a fiscal year results in a negative number, the district's
formula transition supplement for that fiscal year shall be zero.

(2) For purposes of division (A)(1) of this section, a city,
local, or exempted village school district's "funding base for
fiscal year 2021" means the amount calculated as follows:

(a) Compute the sum of the following:

(i) The amount calculated for the district for fiscal year
2021 under division (A)(1) of Section 265.220 of H.B. 166 of the
133rd General Assembly after any adjustments required under
Section 265.227 of H.B. 166 of the 133rd General Assembly and
before any funding reductions authorized by Executive Order
2020-19D, issued on May 7, 2020, and Executive Order 2021-01D,
issued on January 22, 2021;

(ii) The amount calculated for the district for fiscal year
2021 under division (A)(2) of Section 265.220 of H.B. 166 of the
133rd General Assembly before any funding reductions authorized by
Executive Order 2020-19D, issued on May 7, 2020, and Executive
Order 2021-01D, issued on January 22, 2021;

(iii) The amount calculated for the district for fiscal year
2021 under division (B) of Section 265.220 of H.B. 166 of the
133rd General Assembly;

(iv) The district's payments for fiscal year 2021 under
divisions (C)(1), (2), (3), and (4) of section 3313.981 of the
Revised Code as those divisions existed for payments for fiscal
year 2021;

(v) The district's payments for fiscal year 2021 under
section 3317.0219 of the Revised Code as that section existed for
payments for fiscal year 2021.

(b) Subtract from the amount calculated in division (A)(2)(a)

of this section the sum of the following: 7533

(i) The payments deducted from the district and paid to a 7534
community school established under Chapter 3314. of the Revised 7535
Code for fiscal year 2021 under divisions (C)(1)(a), (b), (c), 7536
(d), (e), (f), and (g) of section 3314.08 of the Revised Code and 7537
division (D) of section 3314.091 of the Revised Code, as those 7538
divisions existed for deductions and payments for fiscal year 7539
2021, in accordance with division (A) of Section 265.230 of H.B. 7540
166 of the 133rd General Assembly, before any funding reductions 7541
authorized by Executive Order 2020-19D, issued on May 7, 2020, and 7542
Executive Order 2021-01D, issued on January 22, 2021; 7543

(ii) The payments deducted from the district and paid to a 7544
science, technology, engineering, and mathematics school 7545
established under Chapter 3326. of the Revised Code for fiscal 7546
year 2021, under divisions (A), (B), (C), (D), (E), (F), and (G) 7547
of section 3326.33 of the Revised Code as those divisions existed 7548
for deductions and payments for fiscal year 2021, in accordance 7549
with division (A) of Section 265.235 of H.B. 166 of the 133rd 7550
General Assembly, before any funding reductions authorized by 7551
Executive Order 2020-19D, issued on May 7, 2020, and Executive 7552
Order 2021-01D, issued on January 22, 2021; 7553

(iii) The payments deducted from the district for fiscal year 7554
2021 under division (C) of section 3310.08 of the Revised Code as 7555
that division existed for deductions for fiscal year 2021, 7556
division (C)(2) of section 3310.41 of the Revised Code, as that 7557
division existed for deductions for fiscal year 2021, and section 7558
3310.55 of the Revised Code as that section existed for deductions 7559
for fiscal year 2021 and, in the case of a pilot project school 7560
district as defined in section 3313.975 of the Revised Code, the 7561
funds deducted from the district for fiscal year 2021 under 7562

Section 265.210 of H.B. 166 of the 133rd General Assembly to
operate the pilot project scholarship program for fiscal year 2021
under sections 3313.974 to 3313.979 of the Revised Code;

(iv) The payments subtracted from the district for fiscal
year 2021 under divisions (B)(1), (2), and (3) of section 3313.981
of the Revised Code, as those divisions existed for subtractions
from the district for fiscal year 2021.

(B)(1) For fiscal years 2022 and 2023, the Department of
Education shall pay a formula transition supplement to each joint
vocational school district according to the following formula:

(The district's funding base for fiscal year 2021) - (the
district's payments for the fiscal year for which the supplement
is calculated under sections 3317.16 and 3317.162 of the Revised
Code)

If the computation made under division (B)(1) of this section
for a fiscal year results in a negative number, the district's
formula transition supplement for that fiscal year shall be zero.

(2) For purposes of division (B)(1) of this section, a joint
vocational district's "funding base for fiscal year 2021" means
the sum of the following:

(a) The district's payments for fiscal year 2021 under
Section 265.225 of H.B. 166 of the 133rd General Assembly after
any adjustments required under Section 265.227 of H.B. 166 of the
133rd General Assembly;

(b) The district's payments for fiscal year 2021 under
divisions (D)(1), (2), and (E)(3) of section 3313.981 of the
Revised Code, as those divisions existed for payments for fiscal
year 2021;

(c) The district's payments for fiscal year 2021 under

section 3317.163 of the Revised Code as that section existed for 7592
payments for fiscal year 2021. 7593

(C)(1) For fiscal years 2022 and 2023, the Department of 7594
Education shall pay a formula transition supplement to each 7595
community school established under Chapter 3314. of the Revised 7596
Code according to the following formula: 7597

[(The school's funding base for fiscal year 2021 / the number of 7598
students enrolled in the school for fiscal year 2021) - (the 7599
school's payments for the fiscal year for which the supplement is 7600
calculated under division (C)(1) of section 3314.08 of the Revised 7601
Code and division (D)(1) of section 3314.091 of the Revised Code / 7602
the number of students enrolled in the school for the fiscal year 7603
for which the supplement is calculated)] X the number of students 7604
enrolled in the school for the fiscal year for which the 7605
supplement is calculated. 7606

If the computation made under division (C)(1) of this section 7607
for a fiscal year results in a negative number, the school's 7608
formula transition supplement for that fiscal year shall be zero. 7609

(2) For purposes of division (C)(1) of this section, a 7610
community school's "funding base for fiscal year 2021" means the 7611
sum of the following: 7612

(a) The amount calculated for the school for fiscal year 2021 7613
under division (C)(1) of section 3314.08 of the Revised Code as 7614
that section existed for payments for fiscal year 2021, before any 7615
funding reductions authorized by Executive Order 2020-19D, issued 7616
on May 7, 2020, and Executive Order 2021-01D, issued on January 7617
22, 2021; 7618

(b) The amount calculated for the school for fiscal year 2021 7619
under section 3314.085 of the Revised Code as that section existed 7620
for payments for fiscal year 2021; 7621

(c) The amount calculated for the school for fiscal year 2021 7622
under division (D)(1) of section 3314.091 of the Revised Code as 7623
that division existed for payments for fiscal year 2021; 7624

(d) The amount calculated for the school for fiscal year 2021 7625
under section 3314.088 of the Revised Code as that section existed 7626
for payments for fiscal year 2021. 7627

(D)(1) For fiscal years 2022 and 2023, the Department of 7628
Education shall pay a formula transition supplement to each 7629
science, technology, engineering, and mathematics school 7630
established under Chapter 3326. of the Revised Code according to 7631
the following formula: 7632

[(The school's funding base for fiscal year 2021 / the number of 7633
students enrolled in the school for fiscal year 2021) - (the 7634
school's payments for the fiscal year for which the supplement is 7635
calculated under division (A) of section 3326.33 of the Revised 7636
Code / the number of students enrolled in the school for the 7637
fiscal year for which the supplement is calculated)] X the number 7638
of students enrolled in the school for the fiscal year for which 7639
the supplement is calculated. 7640

If the computation made under division (D)(1) of this section 7641
for a fiscal year results in a negative number, the school's 7642
formula transition supplement for that fiscal year shall be zero. 7643

(2) For purposes of division (D)(1) of this section, a 7644
science, technology, engineering, and mathematics school's 7645
"funding base for fiscal year 2021" means the sum of the 7646
following: 7647

(a) The amount calculated for the school for fiscal year 2021 7648
under section 3326.33 of the Revised Code as that section existed 7649
for payments for fiscal year 2021, before any funding reductions 7650
authorized by Executive Order 2020-19D, issued on May 7, 2020, and 7651

Executive Order 2021-01D, issued on January 22, 2021; 7652

(b) The amount calculated for the school for fiscal year 2021 7653
under section 3326.41 of the Revised Code as that section existed 7654
for payments for fiscal year 2021; 7655

(c) The amount calculated for the school for fiscal year 2021 7656
under section 3326.42 of the Revised Code as that section existed 7657
for payments for fiscal year 2021. 7658

Section 265.237. POWER PLANT VALUATION ADJUSTMENT 7659

(A)(1) On or before May 15, 2022, the Tax Commissioner shall 7660
determine all of the following for each city, local, exempted 7661
village, and joint vocational school district that has at least 7662
one power plant located within its territory: 7663

(a) Whether the taxable value of all utility tangible 7664
personal property subject to taxation by the district in tax year 7665
2021 was less than the taxable value of such property during tax 7666
year 2017; 7667

(b) Whether the taxable value of all utility tangible 7668
personal property subject to taxation by the district in tax year 7669
2021 was less than the taxable value of such property during tax 7670
year 2020. 7671

(2) If the decrease determined under division (A)(1)(a) or 7672
(b) of this section exceeds ten per cent, the Tax Commissioner 7673
shall certify all of the following to the Department of Education 7674
and the Office of Budget and Management: 7675

(a) The district's total taxable value for tax year 2021; 7676

(b) The change in taxes charged and payable on the district's 7677
total taxable value for tax year 2017 and tax year 2021; 7678

(c) The taxable value of the utility tangible personal 7679
property decrease, which shall be considered a change in 7680
valuation; 7681

(d) The change in taxes charged and payable on such change in 7682
taxable value calculated in the same manner as in division (A)(3) 7683
of section 3317.021 of the Revised Code. 7684

(3) Upon receipt of a certification under division (A)(2) of 7685
this section, the Department of Education shall replace the 7686
three-year average valuations that were used in computing the 7687
district's state education aid for fiscal year 2019 with the 7688
taxable value certified under division (A)(2)(a) of this section 7689
and shall recompute the district's state education aid for fiscal 7690
year 2019 without applying any funding limitations enacted by the 7691
General Assembly to the computation. The Department shall pay to 7692
the district an amount equal to the greater of the following: 7693

(a) The lesser of the following: 7694

(i) The positive difference between the district's state 7695
education aid for fiscal year 2019 prior to the recomputation 7696
under division (A)(3) of this section and the district's 7697
recomputed state education aid for fiscal year 2019; 7698

(ii) The absolute value of the amount certified under 7699
division (A)(2)(b) of this section. 7700

(b) The absolute value of the amount certified under division 7701
(A)(2)(b) of this section X 0.50. 7702

(B)(1) On or before May 15, 2023, the Tax Commissioner shall 7703
determine for each city, local, exempted village, and joint 7704
vocational school district that has at least one power plant 7705
located within its territory: 7706

(a) Whether the taxable value of all utility tangible 7707

personal property subject to taxation by the district in tax year 7708
2022 was less than the taxable value of such property during tax 7709
year 2017; 7710

(b) Whether the taxable value of all utility tangible 7711
personal property subject to taxation by the district in tax year 7712
2022 was less than the taxable value of such property during tax 7713
year 2021. 7714

(2) If the decrease determined under division (B)(1)(a) or 7715
(b) of this section exceeds ten per cent, the Tax Commissioner 7716
shall certify all of the following to the Department of Education 7717
and the Office of Budget and Management: 7718

(a) The district's total taxable value for tax year 2022; 7719

(b) The change in taxes charged and payable on the district's 7720
total taxable value for tax year 2017 and tax year 2022; 7721

(c) The taxable value of the utility tangible personal 7722
property decrease, which shall be considered a change in 7723
valuation; 7724

(d) The change in taxes charged and payable on such change in 7725
taxable value calculated in the same manner as in division (A)(3) 7726
of section 3317.021 of the Revised Code. 7727

(3) Upon receipt of a certification under division (B)(2) of 7728
this section, the Department of Education shall replace the 7729
three-year average valuations that were used in computing the 7730
district's state education aid for fiscal year 2019 with the 7731
taxable value certified under division (B)(2)(a) of this section 7732
and shall recompute the district's state education aid for fiscal 7733
year 2019 without applying any funding limitations enacted by the 7734
General Assembly to the computation. The Department shall pay to 7735
the district an amount equal to the greater of the following: 7736

(a) The lesser of the following: 7737

(i) The positive difference between the district's state 7738
education aid for fiscal year 2019 prior to the recomputation 7739
under division (B)(3) of this section and the district's 7740
recomputed state education aid for fiscal year 2019; 7741

(ii) The absolute value of the amount certified under 7742
division (B)(2)(b) of this section. 7743

(b) The absolute value of the amount certified under division 7744
(B)(2)(b) of this section X 0.50. 7745

(C) The Department of Education shall make payments under 7746
division (A)(3) of this section between June 1, 2022, and June 30, 7747
2022, and the Department shall make payments under division (B)(3) 7748
of this section between June 1, 2023, and June 30, 2023." 7749

In line 79401, delete "HALF-MILL" and insert "EDCHOICE 7750
EXPANSION 7751

The foregoing appropriation item 200573, EdChoice Expansion, 7752
shall be used to provide for the scholarships awarded under the 7753
expansion of the educational choice program established under 7754
section 3310.032 of the Revised Code. The number of scholarships 7755
awarded under the expansion of the educational choice program 7756
shall not exceed the number that can be funded with the 7757
appropriations made by the General Assembly for this purpose. 7758

HALF-MILL" 7759

Delete lines 79502 through 79562 and insert: 7760

"Section 265.323. STUDENT WELLNESS AND SUCCESS 7761

The foregoing appropriation item 200604, Student Wellness and 7762
Success, shall be used in conjunction with appropriation items 7763

200550, Foundation Funding, and 200612, Foundation Funding, to 7764
 distribute the amounts calculated for disadvantaged pupil impact 7765
 aid under sections 3314.08, 3317.022, 3317.16, and 3326.33 of the 7766
 Revised Code and the portions of the state share of the base cost 7767
 calculated under those sections that are attributable to the 7768
 staffing cost for the student wellness and success component of 7769
 the base cost, as determined by the Department of Education. 7770

Section 265.330. LOTTERY PROFITS EDUCATION FUND 7771

The foregoing appropriation item 200612, Foundation Funding, 7772
 shall be used in conjunction with appropriation item 200550, 7773
 Foundation Funding, to provide state foundation payments to school 7774
 districts. 7775

The Department of Education, with the approval of the 7776
 Director of Budget and Management, shall determine the monthly 7777
 distribution schedules of appropriation item 200550, Foundation 7778
 Funding, and appropriation item 200612, Foundation Funding. If 7779
 adjustments to the monthly distribution schedule are necessary, 7780
 the Department shall make such adjustments with the approval of 7781
 the Director." 7782

Delete lines 79687 through 79752 and insert: 7783

"Section 265.340. COMMUNITY SCHOOL FACILITIES 7784

The foregoing appropriation item 200684, Community School 7785
 Facilities, shall be used to pay each community school established 7786
 under Chapter 3314. of the Revised Code and each STEM school 7787
 established under Chapter 3326. of the Revised Code an amount 7788
 equal to \$25 in each fiscal year for each full-time equivalent 7789
 pupil in an internet- or computer-based community school and \$250 7790
 in each fiscal year for each full-time equivalent pupil in all 7791

other community or STEM schools for assistance with the cost 7792
associated with facilities. If the amount appropriated is not 7793
sufficient, the Department shall prorate the amounts so that the 7794
aggregate amount appropriated is not exceeded. 7795

Section 265.350. LOTTERY PROFITS EDUCATION RESERVE FUND 7796

(A) There is hereby created the Lottery Profits Education 7797
Reserve Fund (Fund 7018) in the State Treasury. Investment 7798
earnings of the Lottery Profits Education Reserve Fund shall be 7799
credited to the fund. 7800

(B) Notwithstanding any other provision of law to the 7801
contrary, the Director of Budget and Management shall transfer 7802
\$12,500,000 cash in fiscal year 2022 and \$45,000,000 cash in 7803
fiscal year 2023 from Fund 7018 to the Lottery Profits Education 7804
Fund (Fund 7017). The Director may transfer additional cash from 7805
Fund 7018 to Fund 7017 in fiscal year 2022 and fiscal year 2023. 7806

(C) On July 15, 2021, or as soon as possible thereafter, the 7807
Director of the Ohio Lottery Commission shall certify to the 7808
Director of Budget and Management the amount by which lottery 7809
profit transfers received by Fund 7017 exceeded \$1,234,500,000 in 7810
fiscal year 2021. 7811

(D) On July 15, 2022, or as soon as possible thereafter, the 7812
Director of the Ohio Lottery Commission shall certify to the 7813
Director of Budget and Management the amount by which lottery 7814
profit transfers received by Fund 7017 exceeded \$1,234,000,000 in 7815
fiscal year 2022. 7816

(E) Notwithstanding any provision of law to the contrary, in 7817
fiscal year 2022 and fiscal year 2023, the Director of Budget and 7818
Management shall transfer cash in excess of the amounts necessary 7819
to support appropriations in Fund 7017 from that fund to Fund 7820

7018." 7821

In line 79833, delete "- All" I 7822

In line 79834, delete "Students" 7823

Delete lines 87136 through 87143 and insert: 7824

"Section 512.70. GENERAL REVENUE FUND TRANSFER TO STUDENT 7825
WELLNESS AND SUCCESS FUND 7826

Notwithstanding any provision of law to the contrary, the 7827
Director of Budget and Management may transfer up to \$500,000,000 7828
cash in fiscal year 2022 and up to \$600,000,000 cash in fiscal 7829
year 2023 from the General Revenue Fund to the Student Wellness 7830
and Success Fund (Fund 5VS0), which is hereby created in the state 7831
treasury." 7832

In line 87619, delete "the following:" 7833

Delete line 87620 7834

In line 87621, delete "(b) For fiscal year 2023," 7835

In line 87622, delete "(a)"; reinsert "H.B. 166 of the 133rd 7836
General Assembly" 7837

In line 87623, delete "this act"; reinsert "2020"; delete 7838
"2022" 7839

In line 87624, reinsert "2021"; delete "20243" 7840

In line 87681, reinsert "division (C)(1)(a) of"; reinsert 7841
"3314.08"; delete "3317.022" 7842

After line 87870, insert: 7843

"Section 610.____. That Sections 4, 5, 6, and 7 of S.B. 310 of 7844
the 133rd General Assembly be amended to read as follows: 7845

Sec. 4. (A)(1) The Department of Education shall conduct a study that does ~~both~~ all of the following:

(a) Reviews the criteria used in the current school funding formula to define "economically disadvantaged students" in order to determine the effectiveness of the criteria;

(b) Researches how other states define "economically disadvantaged students" and how "economically disadvantaged students" are addressed in other states' school funding formulas;ⁱ

(c) Evaluates and determines the essential types and amounts of resources needed to provide economically disadvantaged students the emotional, social, and academic services necessary to ensure for success;

(d) Evaluates and revises the current definition of "economically disadvantaged student."

The Department shall submit a report of its findings to the individuals prescribed in division (B) of this section not later than December 31, 2022.

(2) The Department of Education, in consultation with the Department of Job and Family Services and stakeholder groups determined appropriate by the Department, shall prepare a report including ~~both~~ all of the following:

(a) A review of early child initiatives in Ohio, including preschool, Head Start, and other early learning opportunities for young children;

(b) Information regarding how other states support early learning opportunities for young children;

(c) The cost effectiveness of continuing the existing multiple provider system;

(d) Ways in which the existing system may be better 7874
coordinated and cost efficient; 7875

(e) Alternative ways in which the state can supply high 7876
quality preschool, especially for economically disadvantaged 7877
students. 7878

The Department of Education shall submit the report to the 7879
 individuals prescribed in division (B) of this section not later 7880
 than December 31, 2022. 7881

(B) The reports prepared under division (A) of this section 7882
 shall be submitted to all of the following: 7883

(1) The President and Minority Leader of the Senate; 7884

(2) The Speaker and Minority Leader of the House of 7885
 Representatives; 7886

(3) The members of the standing committees of the House of 7887
 Representatives and the Senate that consider legislation regarding 7888
 primary and secondary education; 7889

(4) The school funding oversight commission created in 7890
section 3317.60 of the Revised Code. 7891

Sec. 5. (A)(1)(a) The Office of Budget and Management shall, 7892
 in consultation with the Department of Education, create an 7893
 inventory of all state budget line items that, in the Office's 7894
 determination, provide funding services to children that includes 7895
 all of the following information: 7896

(i) The fiscal year 2019 funding for each line item; 7897

(ii) A brief description of services provided by each line 7898
 item; 7899

(iii) Estimates of funding and program descriptions of all 7900

line items that are also used to fund other types of programs, 7901
including a description explaining how those different programs 7902
interact and for whom they are provided; 7903

(iv) A preliminary analysis of policy implications regarding 7904
the potential creation and funding of "wrap-around services," as 7905
defined by the Office, including health clinics provided in 7906
educational settings. 7907

(b) The data shall be disaggregated into three categories 7908
based on students' age ranges as follows: 7909

(i) Students receiving special education services for a 7910
disability specified in divisions (A) to (F) of section 3317.013 7911
of the Revised Code between zero and twenty-one years of age; 7912

(ii) Students not described by division (A)(1)(b)(i) of this 7913
section between zero and four years of age; and 7914

(iii) Students not described in division (A)(1)(b)(i) of this 7915
section between five and eighteen years of age. 7916

Additionally, the data shall be disaggregated into service 7917
categories that may be provided by multiple agencies, funds, and 7918
line items, such as children's mental health, children's physical 7919
health, child nutrition, early childhood education, primary and 7920
secondary education, special education, juvenile detention 7921
services, and any other categories that receive significant state 7922
and federal funding. 7923

(c) The Office shall submit the inventory to the individuals 7924
prescribed in division (B) of this section not later than December 7925
31, 2022. 7926

(2) The Department of Education shall conduct an evaluation 7927
of all of the following topics regarding special education: 7928

(a) The categories of special education students specified	7929
under section 3317.013 of the Revised Code and the funding amounts	7930
corresponding to those categories;	7931
(b) Best practices for providing education to special	7932
education students;	7933
(c) Protocols for providing treatment to special education	7934
students;	7935
(d) Technology to enhance the provision of special education;	7936
(e) Costs of providing special education;	7937
(f) Transportation of special education students.	7938
The Department shall submit a report of its findings and	7939
recommendations to the individuals prescribed in division (B) of	7940
this section not later than December 31, 2022.	7941
(3) The Department of Education shall, in collaboration with	7942
the Auditor of State and a workgroup established by the Department	7943
that consists of educators, auditors, and employees of the	7944
Department, review the funding reporting protocols and	7945
requirements for gifted services with the intention of	7946
recommending improvements regarding accountability for the	7947
spending of gifted funds paid to city, local, and exempted village	7948
school districts under section 3317.022 of the Revised Code. The	7949
Department shall submit a report of its findings and	7950
recommendations to the individuals prescribed in division (B) of	7951
this section not later than December 31, 2022.	7952
(4) The Department of Education shall develop recommendations	7953
for an incentive program for school districts in rural areas of	7954
the state that <u>and in those areas of the state where minority and</u>	7955
<u>economically disadvantaged students are underrepresented in gifted</u>	7956
<u>identification, service, and performance to identify and provide</u>	7957

services to students identified as gifted under division (A), (B), 7958
(C), or (D) of section 3324.03 of the Revised Code and submit a 7959
report of its findings, including recommendations for funding and 7960
staffing needs, professional development, parental education, and 7961
use of community resources, to the individuals prescribed in 7962
division (B) of this section not later than December 31, 2022. 7963

(5) The Department of Education shall, in collaboration with 7964
the Auditor of State and the Ohio Educational Service Center 7965
Association, conduct an evaluation of educational service centers, 7966
including all of the following: 7967

(a) Services provided; 7968

(b) Cost of existing services; 7969

(c) The ability to generate revenue for providing 7970
nonmandatory services and offset fixed costs with that revenue; 7971

(d) The average operating cost per pupil; 7972

(e) The effectiveness and efficiency of all educational 7973
service centers. 7974

The Department shall submit a report of its findings and a 7975
recommendation for a funding formula for educational service 7976
centers to the individuals prescribed in division (B) of this 7977
section not later than December 31, 2022. 7978

(6) The Department of Education shall evaluate the current 7979
funding amounts and required services for all categories of 7980
English learners described in section 3317.016 of the Revised 7981
Code. The Department shall submit a report of its findings to the 7982
individuals prescribed in division (B) of this section not later 7983
than December 31, 2022. 7984

(7) The Department of Education shall conduct a study of the 7985
cost to educate students enrolled in internet- or computer-based 7986

community schools and shall consult with these schools while 7987
conducting this study. The Department shall submit a result of its 7988
findings to the individuals prescribed in division (B) of this 7989
section not later than December 31, 2022. 7990

(B) Reports prepared under divisions (A)(1), (2), (3), (4), 7991
(5), (6), and (7) of this section shall be submitted to all of the 7992
following: 7993

(1) The chairperson, vice chair, and ranking minority member 7994
of the finance committees of the House of Representatives and the 7995
Senate; 7996

(2) The chairperson, vice chair, and ranking minority member 7997
of the finance subcommittees regarding primary and secondary 7998
education of the House of Representatives and the Senate; 7999

(3) The chairperson, vice chair, and ranking minority member 8000
of the standing committees of the House of Representatives and the 8001
Senate that consider legislation regarding primary and secondary 8002
education; 8003

(4) The Superintendent of Public Instruction; 8004

(5) The President of the State Board of Education; 8005

(6) The school funding oversight commission created in 8006
section 3317.60 of the Revised Code. 8007

(C) It is the intent of the General Assembly that the 8008
recommendations developed under division (A)(5) of this section be 8009
the basis of legislation enacted by the General Assembly in order 8010
to take effect for fiscal year 2023 and that the recommendations 8011
developed under divisions (A)(2), (3), (4), (6), and (7) of this 8012
section be the basis of legislation enacted by the General 8013
Assembly in order to take effect for fiscal year 2024. 8014

Sec. 6. (A) The Department of Education, in consultation with 8015
community school governing authorities and other appropriate 8016
stakeholders, shall evaluate the cost of operating community 8017
schools on a per-pupil or other reasonable basis as a replacement 8018
for the discontinuance of a fixed per-pupil formula amount. 8019

(B) Not later than December 31, 2022, the Department shall 8020
submit its findings to all of the following: 8021

(1) The chairperson, vice chair, and ranking minority member 8022
of the finance committees of the House of Representatives and the 8023
Senate; 8024

(2) The chairperson, vice chair, and ranking minority member 8025
of the finance subcommittees regarding primary and secondary 8026
education of the House of Representatives and the Senate; 8027

(3) The chairperson, vice chair, and ranking minority member 8028
of the standing committees of the House of Representatives and the 8029
Senate that consider legislation regarding primary and secondary 8030
education; 8031

(4) The Superintendent of Public Instruction; 8032

(5) The President of the State Board of Education; 8033

(6) The school funding oversight commission created in 8034
section 3317.60 of the Revised Code. 8035

Sec. 7. (A) A joint legislative task force to examine 8036
transportation of community school and nonpublic school students 8037
is hereby established and shall consist of six members, three of 8038
whom shall be appointed by the Speaker of the House of 8039
Representatives and three of whom shall be appointed by the 8040
President of the Senate. The Speaker of the House of 8041

Representatives and President of the Senate shall appoint a 8042
 chairperson and vice-chairperson or co-chairpersons for the task 8043
 force. 8044

(B) The task force, in consultation with the Superintendent 8045
 of Public Instruction, the Auditor of State, and other 8046
 stakeholders, shall study the transportation of such students and 8047
 determine methods to create greater efficiency and minimize costs 8048
 in transporting such students. The task force shall report its 8049
 findings and a recommendation for a funding formula for the 8050
 transportation of such students to the Speaker of the House of 8051
 Representatives ~~and~~, the President of the Senate, and the school 8052
funding oversight commission created in section 3317.60 of the 8053
Revised Code not later than December 31, 2022. 8054

Section 610.____. That existing Sections 4, 5, 6, and 7 of 8055
 S.B. 310 of the 133rd General Assembly are hereby repealed." 8056

The motion was _____ agreed to.

SYNOPSIS

School financing 8057

R.C. 3301.0714, 3302.20, 3310.08, 3310.41, 3310.51, 3310.54, 8058
 3310.56, 3313.64, 3313.979, 3313.98, 3313.981, 3314.08, 3314.084, 8059
 3314.085, 3314.087, 3314.089, 3314.0810, 3314.091, 3314.11, 8060
 3314.20, 3315.18, 3317.011, 3317.012, 3317.013, 3317.014, 8061
 3317.016, 3317.017, 3317.018, 3317.019, 3317.02, 3317.021, 8062
 3317.022, 3317.023, 3317.024, 3317.028, 3317.029, 3317.0212, 8063
 3317.0213, 3317.0214, 3317.0215, 3317.0217, 3317.0218, 3317.0220, 8064
 3317.0221, 3317.0222, 3317.03, 3317.051, 3317.071, 3317.072, 8065

3317.11, 3317.16, 3317.162, 3317.20, 3317.25, 3317.60, 3319.57, 8066
 3324.05, 3324.09, 3326.31, 3326.32, 3326.33, 3326.39, 3326.40, 8067
 3326.43, 3326.44, 3326.51, 3327.01, 3327.018, 3328.32, 3328.34, 8068
 3365.01; repealed R.C. 3310.55, 3314.088, 3314.53, 3317.0216, 8069
 3317.0219, 3317.163, 3317.26, 3326.41, 3326.42, and 3328.33; 8070
 Section 5 of H.B. 123 of the 133rd General Assembly (amended in 8071
 Section 610.04); Sections 4, 5, 6, and 7 of S.B. 310 of the 133rd 8072
 General Assembly (as amended in Section 610.____); Sections 8073
 265.215, 265.220, 265.223, 265.225, 265.226, 265.227, 265.229, 8074
 265.231, 265.233, 265.235, 265.237, and 265.360 8075

Removes the substitute bill's school financing provisions and 8076
 replaces those provisions with the school financing provisions 8077
 proposed by the House-passed version of the bill (including the 8078
 House version's repeal of student wellness and success funds and 8079
 enhancement funds). 8080

Department of Education 8081

Sections 265.10, 265.150, 265.155, 265.190, 265.200, 265.210, 8082
265.323, 265.330, 265.340, 265.350, and 265.440 8083

Makes various appropriation and other changes to the Ohio 8084
 Department of Education uncodified budget language to restore the 8085
 school financing provisions proposed by the House-passed version 8086
 of the bill, with (1) GRF appropriations decreasing by a total of 8087
 \$6,780,780 in FY 2022 and \$36,930,780 in FY 2023, (2) DPF Fund 8088
 5VS0 appropriation item 200604, Foundation Funding - All Students 8089
 (renamed Student Wellness and Success in the amendment), 8090
 decreasing by \$161,000,000 in FY 2022 and by \$242,000,000 in FY 8091
 2023, and (3) SLF Fund 7017 appropriation item 200612, Foundation 8092
 Funding - All Students (renamed Foundation Funding), increasing by 8093
 \$40,200,000 in FY 2022 and \$65,900,000 in FY 2023. 8094

Makes the following changes to other school funding-related 8095

line items, to restore funding levels to the House-passed version:	8096
(1) Decreases SLF Fund 7017 appropriation item 200631,	8097
Quality Community Schools Support, by \$24,000,000 in each fiscal	8098
year;	8099
(2) Decreases SLF Fund 7017 appropriation item 200684,	8100
Community School Facilities, by \$41,900,000 in each fiscal year.	8101
Decreases the per-pupil payment to site-based community and STEM	8102
schools for assistance with facilities-associated costs from \$750	8103
to \$250.	8104
 GRF Transfer to Fund 5VS0	8105
 Section 512.70	8106
Decreases the cash transfer from the GRF to Fund 5VS0	8107
(renamed the Student Wellness and Success Fund in the amendment)	8108
by \$161,000,000 in FY 2022 and by \$242,000,000 in FY 2023,	8109
restoring the transfer amounts to the levels proposed by the	8110
House-passed version.	8111