

**As Reported by the House Economic and Workforce Development  
Committee**

**134th General Assembly**

**Regular Session  
2021-2022**

**Sub. S. B. No. 166**

**Senator Reineke**

**Cosponsors: Senators Brenner, Cirino, Fedor, Lang, Roegner, Romanchuk,  
Schuring, Yuko, Schaffer, O'Brien, Peterson, Johnson, Blessing, Antonio, Craig,  
Dolan, Gavarone, Hackett, Hoagland, Huffman, M., Huffman, S., Kunze, Maharath,  
Manning, Sykes, Thomas, Williams, Wilson Representatives Edwards, Gross**

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**A BILL**

To amend sections 3301.17, 3302.03, 3313.6113, 1  
3317.014, 3333.125, 3345.011, 3350.11, 3735.671, 2  
4715.39, 4715.53, 4715.66, 5709.82, 5709.83, and 3  
5747.98 and to enact sections 3303.07, 3313.905, 4  
3317.162, and 5747.057 of the Revised Code with 5  
regard to career-technical education, career 6  
awareness and exploration funds, the 7  
compensation of joint vocational school 8  
districts located in community reinvestment 9  
areas, the operation of the Northeast Ohio 10  
Medical University, and private certifications 11  
with respect to dental assistants, to make 12  
changes to the Commercial Truck Driver Student 13  
Aid Program, and to declare an emergency. 14

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

**Section 1.** That sections 3301.17, 3302.03, 3313.6113, 15  
3317.014, 3333.125, 3345.011, 3350.11, 3735.671, 4715.39, 16

4715.53, 4715.66, 5709.82, 5709.83, and 5747.98 be amended and 17  
sections 3303.07, 3313.905, 3317.162, and 5747.057 of the 18  
Revised Code be enacted to read as follows: 19

**Sec. 3301.17.** (A) The board of education of each city, 20  
exempted village, local, and joint vocational school district 21  
may make a driver education course available to high school 22  
students enrolled in the district in accordance with Chapter 23  
4508. of the Revised Code. No school district making such a 24  
course available shall require any ~~pupil-student~~ to enroll in 25  
the course in lieu of taking a training course from a private 26  
driver training school licensed under that chapter. 27

(B) The principal of each high school shall annually give 28  
written notice to the ~~pupils-students~~ enrolled in the high 29  
school that they may elect, under a procedure that shall be 30  
described in the notice, to take a training course from a 31  
private driver training school or, if available, enroll in a 32  
driver education course made available by the ~~pupil's-student's~~ 33  
school district of attendance. ~~No pupil shall receive course-~~ 34  
~~credit toward graduation for completing a driver education-~~ 35  
~~course conducted by a school district under this section.~~ 36

(C) Students who successfully complete a driver education 37  
course offered by the student's school district of attendance or 38  
through any agency or organization that the district contracts 39  
with to offer such a course under this section may earn either: 40

(1) Notwithstanding anything to the contrary in division 41  
(C) (8) of section 3313.603 of the Revised Code, up to one-half 42  
unit towards high school elective credits that may substitute 43  
for credits in the subjects listed under that division; 44

(2) An industry-recognized credential approved under 45

section 3313.6113 of the Revised Code. A student may be granted 46  
up to two points toward a high school diploma under the list of 47  
industry-recognized credentials established and updated under 48  
section 3313.6113 of the Revised Code. 49

(D) Notwithstanding anything to the contrary in sections 50  
3317.014, 3317.022, and 3317.16 of the Revised Code, a career- 51  
technical planning district, as defined in section 3317.023 of 52  
the Revised Code, may use a portion of the career-technical 53  
education funds received under section 3317.022 or 3317.16 of 54  
the Revised Code to make a driver education course available to 55  
high school students enrolled in the district. 56

**Sec. 3302.03.** Not later than the thirty-first day of July 57  
of each year, the department of education shall submit 58  
preliminary report card data for overall academic performance 59  
and for each separate performance measure for each school 60  
district, and each school building, in accordance with this 61  
section. 62

Annually, not later than the fifteenth day of September or 63  
the preceding Friday when that day falls on a Saturday or 64  
Sunday, the department shall assign a letter grade or 65  
performance rating for overall academic performance and for each 66  
separate performance measure for each school district, and each 67  
school building in a district, in accordance with this section. 68  
The state board of education shall adopt rules pursuant to 69  
Chapter 119. of the Revised Code to implement this section. The 70  
state board's rules shall establish performance criteria for 71  
each letter grade or performance rating and prescribe a method 72  
by which the department assigns each letter grade or performance 73  
rating. For a school building to which any of the performance 74  
measures do not apply, due to grade levels served by the 75

building, the department shall designate the performance 76  
measures that are applicable to the building and that must be 77  
calculated separately and used to calculate the building's 78  
overall grade or performance rating. The department shall issue 79  
annual report cards reflecting the performance of each school 80  
district, each building within each district, and for the state 81  
as a whole using the performance measures and letter grade or 82  
performance rating system described in this section. The 83  
department shall include on the report card for each district 84  
and each building within each district the most recent two-year 85  
trend data in student achievement for each subject and each 86  
grade. 87

(A) (1) For the 2012-2013 school year, the department shall 88  
issue grades as described in division (F) of this section for 89  
each of the following performance measures: 90

(a) Annual measurable objectives; 91

(b) Performance index score for a school district or 92  
building. Grades shall be awarded as a percentage of the total 93  
possible points on the performance index system as adopted by 94  
the state board. In adopting benchmarks for assigning letter 95  
grades under division (A) (1) (b) of this section, the state board 96  
shall designate ninety per cent or higher for an "A," at least 97  
seventy per cent but not more than eighty per cent for a "C," 98  
and less than fifty per cent for an "F." 99

(c) The extent to which the school district or building 100  
meets each of the applicable performance indicators established 101  
by the state board under section 3302.02 of the Revised Code and 102  
the percentage of applicable performance indicators that have 103  
been achieved. In adopting benchmarks for assigning letter 104  
grades under division (A) (1) (c) of this section, the state board 105

shall designate ninety per cent or higher for an "A."	106
(d) The four- and five-year adjusted cohort graduation rates.	107 108
In adopting benchmarks for assigning letter grades under division (A) (1) (d), (B) (1) (d), or (C) (1) (d) of this section, the department shall designate a four-year adjusted cohort graduation rate of ninety-three per cent or higher for an "A" and a five-year cohort graduation rate of ninety-five per cent or higher for an "A."	109 110 111 112 113 114
(e) The overall score under the value-added progress dimension of a school district or building, for which the department shall use up to three years of value-added data as available. The letter grade assigned for this growth measure shall be as follows:	115 116 117 118 119
(i) A score that is at least one standard error of measure above the mean score shall be designated as an "A."	120 121
(ii) A score that is less than one standard error of measure above but greater than one standard error of measure below the mean score shall be designated as a "B."	122 123 124
(iii) A score that is less than or equal to one standard error of measure below the mean score but greater than two standard errors of measure below the mean score shall be designated as a "C."	125 126 127 128
(iv) A score that is less than or equal to two standard errors of measure below the mean score but is greater than three standard errors of measure below the mean score shall be designated as a "D."	129 130 131 132
(v) A score that is less than or equal to three standard	133

errors of measure below the mean score shall be designated as an 134  
"F." 135

Whenever the value-added progress dimension is used as a 136  
graded performance measure in this division and divisions (B) 137  
and (C) of this section, whether as an overall measure or as a 138  
measure of separate subgroups, the grades for the measure shall 139  
be calculated in the same manner as prescribed in division (A) 140  
(1) (e) of this section. 141

(f) The value-added progress dimension score for a school 142  
district or building disaggregated for each of the following 143  
subgroups: students identified as gifted, students with 144  
disabilities, and students whose performance places them in the 145  
lowest quintile for achievement on a statewide basis. Each 146  
subgroup shall be a separate graded measure. 147

(2) Not later than April 30, 2013, the state board of 148  
education shall adopt a resolution describing the performance 149  
measures, benchmarks, and grading system for the 2012-2013 150  
school year and, not later than June 30, 2013, shall adopt rules 151  
in accordance with Chapter 119. of the Revised Code that 152  
prescribe the methods by which the performance measures under 153  
division (A) (1) of this section shall be assessed and assigned a 154  
letter grade, including performance benchmarks for each letter 155  
grade. 156

At least forty-five days prior to the state board's 157  
adoption of rules to prescribe the methods by which the 158  
performance measures under division (A) (1) of this section shall 159  
be assessed and assigned a letter grade, the department shall 160  
conduct a public presentation before the standing committees of 161  
the house of representatives and the senate that consider 162  
education legislation describing such methods, including 163

performance benchmarks.	164
(3) There shall not be an overall letter grade for a school district or building for the 2012-2013 school year.	165 166
(B) (1) For the 2013-2014 school year, the department shall issue grades as described in division (F) of this section for each of the following performance measures:	167 168 169
(a) Annual measurable objectives;	170
(b) Performance index score for a school district or building. Grades shall be awarded as a percentage of the total possible points on the performance index system as created by the department. In adopting benchmarks for assigning letter grades under division (B) (1) (b) of this section, the state board shall designate ninety per cent or higher for an "A," at least seventy per cent but not more than eighty per cent for a "C," and less than fifty per cent for an "F."	171 172 173 174 175 176 177 178
(c) The extent to which the school district or building meets each of the applicable performance indicators established by the state board under section 3302.03 of the Revised Code and the percentage of applicable performance indicators that have been achieved. In adopting benchmarks for assigning letter grades under division (B) (1) (c) of this section, the state board shall designate ninety per cent or higher for an "A."	179 180 181 182 183 184 185
(d) The four- and five-year adjusted cohort graduation rates;	186 187
(e) The overall score under the value-added progress dimension of a school district or building, for which the department shall use up to three years of value-added data as available.	188 189 190 191

(f) The value-added progress dimension score for a school district or building disaggregated for each of the following subgroups: students identified as gifted in superior cognitive ability and specific academic ability fields under Chapter 3324. of the Revised Code, students with disabilities, and students whose performance places them in the lowest quintile for achievement on a statewide basis. Each subgroup shall be a separate graded measure.

(g) Whether a school district or building is making progress in improving literacy in grades kindergarten through three, as determined using a method prescribed by the state board. The state board shall adopt rules to prescribe benchmarks and standards for assigning grades to districts and buildings for purposes of division (B) (1) (g) of this section. In adopting benchmarks for assigning letter grades under divisions (B) (1) (g) and (C) (1) (g) of this section, the state board shall determine progress made based on the reduction in the total percentage of students scoring below grade level, or below proficient, compared from year to year on the reading and writing diagnostic assessments administered under section 3301.0715 of the Revised Code and the third grade English language arts assessment under section 3301.0710 of the Revised Code, as applicable. The state board shall designate for a "C" grade a value that is not lower than the statewide average value for this measure. No grade shall be issued under divisions (B) (1) (g) and (C) (1) (g) of this section for a district or building in which less than five per cent of students have scored below grade level on the diagnostic assessment administered to students in kindergarten under division (B) (1) of section 3313.608 of the Revised Code.

(h) For a high mobility school district or building, an additional value-added progress dimension score. For this

measure, the department shall use value-added data from the most 223  
recent school year available and shall use assessment scores for 224  
only those students to whom the district or building has 225  
administered the assessments prescribed by section 3301.0710 of 226  
the Revised Code for each of the two most recent consecutive 227  
school years. 228

As used in this division, "high mobility school district 229  
or building" means a school district or building where at least 230  
twenty-five per cent of its total enrollment is made up of 231  
students who have attended that school district or building for 232  
less than one year. 233

(2) In addition to the graded measures in division (B) (1) 234  
of this section, the department shall include on a school 235  
district's or building's report card all of the following 236  
without an assigned letter grade: 237

(a) The percentage of students enrolled in a district or 238  
building participating in advanced placement classes and the 239  
percentage of those students who received a score of three or 240  
better on advanced placement examinations; 241

(b) The number of a district's or building's students who 242  
have earned at least three college credits through dual 243  
enrollment or advanced standing programs, such as the post- 244  
secondary enrollment options program under Chapter 3365. of the 245  
Revised Code and state-approved career-technical courses offered 246  
through dual enrollment or statewide articulation, that appear 247  
on a student's transcript or other official document, either of 248  
which is issued by the institution of higher education from 249  
which the student earned the college credit. The credits earned 250  
that are reported under divisions (B) (2) (b) and (C) (2) (c) of 251  
this section shall not include any that are remedial or 252

developmental and shall include those that count toward the 253  
curriculum requirements established for completion of a degree. 254

(c) The percentage of students enrolled in a district or 255  
building who have taken a national standardized test used for 256  
college admission determinations and the percentage of those 257  
students who are determined to be remediation-free in accordance 258  
with standards adopted under division (F) of section 3345.061 of 259  
the Revised Code; 260

(d) The percentage of the district's or the building's 261  
students who receive industry-recognized credentials as approved 262  
under section 3313.6113 of the Revised Code. 263

(e) The percentage of students enrolled in a district or 264  
building who are participating in an international baccalaureate 265  
program and the percentage of those students who receive a score 266  
of four or better on the international baccalaureate 267  
examinations. 268

(f) The percentage of the district's or building's 269  
students who receive an honors diploma under division (B) of 270  
section 3313.61 of the Revised Code. 271

(3) Not later than December 31, 2013, the state board 272  
shall adopt rules in accordance with Chapter 119. of the Revised 273  
Code that prescribe the methods by which the performance 274  
measures under divisions (B) (1) (f) and (B) (1) (g) of this section 275  
will be assessed and assigned a letter grade, including 276  
performance benchmarks for each grade. 277

At least forty-five days prior to the state board's 278  
adoption of rules to prescribe the methods by which the 279  
performance measures under division (B) (1) of this section shall 280  
be assessed and assigned a letter grade, the department shall 281

conduct a public presentation before the standing committees of 282  
the house of representatives and the senate that consider 283  
education legislation describing such methods, including 284  
performance benchmarks. 285

(4) There shall not be an overall letter grade for a 286  
school district or building for the 2013-2014, 2014-2015, 2015- 287  
2016, and 2016-2017 school years. 288

(C) (1) For the 2014-2015, 2015-2016, 2016-2017, 2017-2018, 289  
2018-2019, 2019-2020, and 2020-2021 school years, the department 290  
shall issue grades as described in division (F) of this section 291  
for each of the performance measures prescribed in division (C) 292  
(1) of this section. The graded measures are as follows: 293

(a) Annual measurable objectives. For the 2017-2018 school 294  
year, the department shall not include any subgroup data in the 295  
annual measurable objectives that includes data from fewer than 296  
twenty-five students. For the 2018-2019 school year, the 297  
department shall not include any subgroup data in the annual 298  
measurable objectives that includes data from fewer than twenty 299  
students. Beginning with the 2019-2020 school year, the 300  
department shall not include any subgroup data in the annual 301  
measurable objectives that includes data from fewer than fifteen 302  
students. 303

(b) Performance index score for a school district or 304  
building. Grades shall be awarded as a percentage of the total 305  
possible points on the performance index system as created by 306  
the department. In adopting benchmarks for assigning letter 307  
grades under division (C) (1) (b) of this section, the state board 308  
shall designate ninety per cent or higher for an "A," at least 309  
seventy per cent but not more than eighty per cent for a "C," 310  
and less than fifty per cent for an "F." 311

(c) The extent to which the school district or building 312  
meets each of the applicable performance indicators established 313  
by the state board under section 3302.03 of the Revised Code and 314  
the percentage of applicable performance indicators that have 315  
been achieved. In adopting benchmarks for assigning letter 316  
grades under division (C) (1) (c) of this section, the state board 317  
shall designate ninety per cent or higher for an "A." 318

(d) The four- and five-year adjusted cohort graduation 319  
rates; 320

(e) The overall score under the value-added progress 321  
dimension, or another measure of student academic progress if 322  
adopted by the state board, of a school district or building, 323  
for which the department shall use up to three years of value- 324  
added data as available. 325

In adopting benchmarks for assigning letter grades for 326  
overall score on value-added progress dimension under division 327  
(C) (1) (e) of this section, the state board shall prohibit the 328  
assigning of a grade of "A" for that measure unless the 329  
district's or building's grade assigned for value-added progress 330  
dimension for all subgroups under division (C) (1) (f) of this 331  
section is a "C" or higher. 332

For the metric prescribed by division (C) (1) (e) of this 333  
section, the state board may adopt a student academic progress 334  
measure to be used instead of the value-added progress 335  
dimension. If the state board adopts such a measure, it also 336  
shall prescribe a method for assigning letter grades for the new 337  
measure that is comparable to the method prescribed in division 338  
(A) (1) (e) of this section. 339

(f) The value-added progress dimension score of a school 340

district or building disaggregated for each of the following 341  
subgroups: students identified as gifted in superior cognitive 342  
ability and specific academic ability fields under Chapter 3324. 343  
of the Revised Code, students with disabilities, and students 344  
whose performance places them in the lowest quintile for 345  
achievement on a statewide basis, as determined by a method 346  
prescribed by the state board. Each subgroup shall be a separate 347  
graded measure. 348

The state board may adopt student academic progress 349  
measures to be used instead of the value-added progress 350  
dimension. If the state board adopts such measures, it also 351  
shall prescribe a method for assigning letter grades for the new 352  
measures that is comparable to the method prescribed in division 353  
(A) (1) (e) of this section. 354

(g) Whether a school district or building is making 355  
progress in improving literacy in grades kindergarten through 356  
three, as determined using a method prescribed by the state 357  
board. The state board shall adopt rules to prescribe benchmarks 358  
and standards for assigning grades to a district or building for 359  
purposes of division (C) (1) (g) of this section. The state board 360  
shall designate for a "C" grade a value that is not lower than 361  
the statewide average value for this measure. No grade shall be 362  
issued under division (C) (1) (g) of this section for a district 363  
or building in which less than five per cent of students have 364  
scored below grade level on the kindergarten diagnostic 365  
assessment under division (B) (1) of section 3313.608 of the 366  
Revised Code. 367

(h) For a high mobility school district or building, an 368  
additional value-added progress dimension score. For this 369  
measure, the department shall use value-added data from the most 370

recent school year available and shall use assessment scores for 371  
only those students to whom the district or building has 372  
administered the assessments prescribed by section 3301.0710 of 373  
the Revised Code for each of the two most recent consecutive 374  
school years. 375

As used in this division, "high mobility school district 376  
or building" means a school district or building where at least 377  
twenty-five per cent of its total enrollment is made up of 378  
students who have attended that school district or building for 379  
less than one year. 380

(2) In addition to the graded measures in division (C) (1) 381  
of this section, the department shall include on a school 382  
district's or building's report card all of the following 383  
without an assigned letter grade: 384

(a) The percentage of students enrolled in a district or 385  
building who have taken a national standardized test used for 386  
college admission determinations and the percentage of those 387  
students who are determined to be remediation-free in accordance 388  
with the standards adopted under division (F) of section 389  
3345.061 of the Revised Code; 390

(b) The percentage of students enrolled in a district or 391  
building participating in advanced placement classes and the 392  
percentage of those students who received a score of three or 393  
better on advanced placement examinations; 394

(c) The percentage of a district's or building's students 395  
who have earned at least three college credits through advanced 396  
standing programs, such as the college credit plus program under 397  
Chapter 3365. of the Revised Code and state-approved career- 398  
technical courses offered through dual enrollment or statewide 399

articulation, that appear on a student's college transcript 400  
issued by the institution of higher education from which the 401  
student earned the college credit. The credits earned that are 402  
reported under divisions (B) (2) (b) and (C) (2) (c) of this section 403  
shall not include any that are remedial or developmental and 404  
shall include those that count toward the curriculum 405  
requirements established for completion of a degree. 406

(d) The percentage of the district's or building's 407  
students who receive an honor's diploma under division (B) of 408  
section 3313.61 of the Revised Code; 409

(e) The percentage of the district's or building's 410  
students who receive industry-recognized credentials as approved 411  
under section 3313.6113 of the Revised Code; 412

(f) The percentage of students enrolled in a district or 413  
building who are participating in an international baccalaureate 414  
program and the percentage of those students who receive a score 415  
of four or better on the international baccalaureate 416  
examinations; 417

(g) The results of the college and career-ready 418  
assessments administered under division (B) (1) of section 419  
3301.0712 of the Revised Code; 420

(h) Whether the school district or building has 421  
implemented a positive behavior intervention and supports 422  
framework in compliance with the requirements of section 3319.46 423  
of the Revised Code, notated as a "yes" or "no" answer. 424

(3) The state board shall adopt rules pursuant to Chapter 425  
119. of the Revised Code that establish a method to assign an 426  
overall grade for a school district or school building for the 427  
2017-2018 school year and each school year thereafter. The rules 428

shall group the performance measures in divisions (C) (1) and (2) 429  
of this section into the following components: 430

(a) Gap closing, which shall include the performance 431  
measure in division (C) (1) (a) of this section; 432

(b) Achievement, which shall include the performance 433  
measures in divisions (C) (1) (b) and (c) of this section; 434

(c) Progress, which shall include the performance measures 435  
in divisions (C) (1) (e) and (f) of this section; 436

(d) Graduation, which shall include the performance 437  
measure in division (C) (1) (d) of this section; 438

(e) Kindergarten through third-grade literacy, which shall 439  
include the performance measure in division (C) (1) (g) of this 440  
section; 441

(f) Prepared for success, which shall include the 442  
performance measures in divisions (C) (2) (a), (b), (c), (d), (e), 443  
and (f) of this section. The state board shall develop a method 444  
to determine a grade for the component in division (C) (3) (f) of 445  
this section using the performance measures in divisions (C) (2) 446  
(a), (b), (c), (d), (e), and (f) of this section. When 447  
available, the state board may incorporate the performance 448  
measure under division (C) (2) (g) of this section into the 449  
component under division (C) (3) (f) of this section. When 450  
determining the overall grade for the prepared for success 451  
component prescribed by division (C) (3) (f) of this section, no 452  
individual student shall be counted in more than one performance 453  
measure. However, if a student qualifies for more than one 454  
performance measure in the component, the state board may, in 455  
its method to determine a grade for the component, specify an 456  
additional weight for such a student that is not greater than or 457

equal to 1.0. In determining the overall score under division 458  
(C) (3) (f) of this section, the state board shall ensure that the 459  
pool of students included in the performance measures aggregated 460  
under that division are all of the students included in the 461  
four- and five-year adjusted graduation cohort. 462

In the rules adopted under division (C) (3) of this 463  
section, the state board shall adopt a method for determining a 464  
grade for each component in divisions (C) (3) (a) to (f) of this 465  
section. The state board also shall establish a method to assign 466  
an overall grade of "A," "B," "C," "D," or "F" using the grades 467  
assigned for each component. The method the state board adopts 468  
for assigning an overall grade shall give equal weight to the 469  
components in divisions (C) (3) (b) and (c) of this section. 470

At least forty-five days prior to the state board's 471  
adoption of rules to prescribe the methods for calculating the 472  
overall grade for the report card, as required by this division, 473  
the department shall conduct a public presentation before the 474  
standing committees of the house of representatives and the 475  
senate that consider education legislation describing the format 476  
for the report card, weights that will be assigned to the 477  
components of the overall grade, and the method for calculating 478  
the overall grade. 479

(D) For the 2021-2022 school year and each school year 480  
thereafter, all of the following apply: 481

(1) The department shall include on a school district's or 482  
building's report card all of the following performance measures 483  
without an assigned performance rating: 484

(a) Whether the district or building meets the gifted 485  
performance indicator under division (A) (2) of section 3302.02 486

of the Revised Code and the extent to which the district or 487  
building meets gifted indicator performance benchmarks; 488

(b) The extent to which the district or building meets the 489  
chronic absenteeism indicator under division (A) (3) of section 490  
3302.02 of the Revised Code; 491

(c) Performance index score percentage for a district or 492  
building, which shall be calculated by dividing the district's 493  
or building's performance index score according to the 494  
performance index system created by the department by the 495  
maximum performance index score for a district or building. The 496  
maximum performance index score shall be as follows: 497

(i) For a building, the average of the highest two per 498  
cent of performance index scores achieved by a building for the 499  
school year for which a report card is issued; 500

(ii) For a district, the average of the highest two per 501  
cent of performance index scores achieved by a district for the 502  
school year for which a report card is issued. 503

(d) The overall score under the value-added progress 504  
dimension of a district or building, for which the department 505  
shall use three consecutive years of value-added data. In using 506  
three years of value-added data to calculate the measure 507  
prescribed under division (D) (1) (d) of this section, the 508  
department shall assign a weight of fifty per cent to the most 509  
recent year's data and a weight of twenty-five per cent to the 510  
data of each of the other years. However, if three consecutive 511  
years of value-added data is not available, the department shall 512  
use prior years of value-added data to calculate the measure, as 513  
follows: 514

(i) If two consecutive years of value-added data is not 515

available, the department shall use one year of value-added data 516  
to calculate the measure. 517

(ii) If two consecutive years of value-added data is 518  
available, the department shall use two consecutive years of 519  
value-added data to calculate the measure. In using two years of 520  
value-added data to calculate the measure, the department shall 521  
assign a weight of sixty-seven per cent to the most recent 522  
year's data and a weight of thirty-three per cent to the data of 523  
the other year. 524

(e) The four-year adjusted cohort graduation rate. 525

(f) The five-year adjusted cohort graduation rate. 526

(g) The percentage of students in the district or building 527  
who score proficient or higher on the reading segment of the 528  
third grade English language arts assessment under section 529  
3301.0710 of the Revised Code. 530

To the extent possible, the department shall include the 531  
results of the summer administration of the third grade reading 532  
assessment under section 3301.0710 of the Revised Code in the 533  
performance measures prescribed under divisions (D) (1) (g) and 534  
(h) of this section. 535

(h) Whether a district or building is making progress in 536  
improving literacy in grades kindergarten through three, as 537  
determined using a method prescribed by the department. The 538  
method shall determine progress made based on the reduction in 539  
the total percentage of students scoring below grade level, or 540  
below proficient, compared from year to year on the reading 541  
segments of the diagnostic assessments administered under 542  
section 3301.0715 of the Revised Code, including the 543  
kindergarten readiness assessment, and the third grade English 544

language arts assessment under section 3301.0710 of the Revised Code, as applicable. The method shall not include a deduction for students who did not pass the third grade English language arts assessment under section 3301.0710 of the Revised Code and were not on a reading improvement and monitoring plan.

The performance measure prescribed under division (D) (1) (h) of this section shall not be included on the report card of a district or building in which less than ten per cent of students have scored below grade level on the diagnostic assessment administered to students in kindergarten under division (B) (1) of section 3313.608 of the Revised Code.

(i) The percentage of students in a district or building who are promoted to the fourth grade and not subject to retention under division (A) (2) of section 3313.608 of the Revised Code;

(j) A post-secondary readiness measure. This measure shall be calculated by dividing the number of students included in the four-year adjusted graduation rate cohort who demonstrate post-secondary readiness by the total number of students included in the denominator of the four-year adjusted graduation rate cohort. Demonstration of post-secondary readiness shall include a student doing any of the following:

(i) Attaining a remediation-free score, in accordance with standards adopted under division (F) of section 3345.061 of the Revised Code, on a nationally standardized assessment prescribed under division (B) (1) of section 3301.0712 of the Revised Code;

(ii) Attaining required scores on three or more advanced placement or international baccalaureate examinations. The required score for an advanced placement examination shall be a

three or better. The required score for an international 574  
baccalaureate examination shall be a four or better. A student 575  
may satisfy this condition with any combination of advanced 576  
placement or international baccalaureate examinations. 577

(iii) Earning at least twelve college credits through 578  
advanced standing programs, such as the college credit plus 579  
program under Chapter 3365. of the Revised Code, an early 580  
college high school program under section 3313.6013 of the 581  
Revised Code, and state-approved career-technical courses 582  
offered through dual enrollment or statewide articulation, that 583  
appear on a student's college transcript issued by the 584  
institution of higher education from which the student earned 585  
the college credit. Earned credits reported under division (D) 586  
(1) (j) (iii) of this section shall include credits that count 587  
toward the curriculum requirements established for completion of 588  
a degree, but shall not include any remedial or developmental 589  
credits. 590

(iv) Meeting the additional criteria for an honors diploma 591  
under division (B) of section 3313.61 of the Revised Code; 592

(v) Earning an industry-recognized credential or license 593  
issued by a state agency or board for practice in a vocation 594  
that requires an examination for issuance of that license 595  
approved under section 3313.6113 of the Revised Code; 596

(vi) Satisfying any of the following conditions: 597

(I) Completing a pre-apprenticeship aligned with options 598  
established under section 3313.904 of the Revised Code in the 599  
student's chosen career field; 600

(II) Completing an apprenticeship registered with the 601  
apprenticeship council established under section 4139.02 of the 602

Revised Code in the student's chosen career field; 603

(III) Providing evidence of acceptance into an 604  
apprenticeship program after high school that is restricted to 605  
participants eighteen years of age or older. 606

(vii) Earning a cumulative score of proficient or higher 607  
on three or more state technical assessments aligned with 608  
section 3313.903 of the Revised Code in a single career pathway; 609

(viii) Earning an OhioMeansJobs-readiness seal established 610  
under section 3313.6112 of the Revised Code and completing two 611  
hundred fifty hours of an internship or other work-based 612  
learning experience ~~approved~~ that is either: 613

(I) Approved by the business advisory council established 614  
under section 3313.82 of the Revised Code that represents the 615  
student's district; or 616

(II) Aligned to the career-technical education pathway 617  
approved by the department in which the student is enrolled. 618

(ix) Providing evidence that the student has enlisted in a 619  
branch of the armed services of the United States as defined in 620  
section 5910.01 of the Revised Code. 621

A student who satisfies more than one of the conditions 622  
prescribed under this division shall be counted as one student 623  
for the purposes of calculating the measure prescribed under 624  
division (D) (1) (j) of this section. 625

(2) In addition to the performance measures under division 626  
(D) (1) of this section, the department shall report on a 627  
district's or building's report card all of the following data 628  
without an assigned performance rating: 629

(a) The applicable performance indicators established by 630

the state board under division (A)(1) of section 3302.02 of the Revised Code; 631  
632

(b) The overall score under the value-added progress dimension of a district or building for the most recent school year; 633  
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(c) A composite of the overall scores under the value-added progress dimension of a district or building for the previous three school years or, if only two years of value-added data are available, for the previous two years; 636  
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(d) The percentage of students included in the four- and five-year adjusted cohort graduation rates of a district or building who did not receive a high school diploma under section 3313.61 or 3325.08 of the Revised Code. To the extent possible, the department shall disaggregate that data according to the following categories: 640  
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(i) Students who are still enrolled in the district or building and receiving general education services; 646  
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(ii) Students with an individualized education program, as defined in section 3323.01 of the Revised Code, who satisfied the conditions for a high school diploma under section 3313.61 or 3325.08 of the Revised Code, but opted not to receive a diploma and are still receiving education services; 648  
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(iii) Students with an individualized education program who have not yet satisfied conditions for a high school diploma under section 3313.61 or 3325.08 of the Revised Code and who are still receiving education services; 653  
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(iv) Students who are no longer enrolled in any district or building; 657  
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(v) Students who, upon enrollment in the district or building for the first time, had completed fewer units of high school instruction required under section 3313.603 of the Revised Code than other students in the four- or five-year adjusted cohort graduation rate.

The department may disaggregate the data prescribed under division (D) (2) (d) of this section according to other categories that the department determines are appropriate.

(e) The results of the kindergarten diagnostic assessment prescribed under division (D) of section 3301.079 of the Revised Code;

(f) Post-graduate outcomes for students who were enrolled in a district or building and received a high school diploma under section 3313.61 or 3325.08 of the Revised Code in the school year prior to the school year for which the report card is issued, including the percentage of students who:

(i) Enrolled in a post-secondary educational institution. To the extent possible, the department shall disaggregate that data according to whether the student enrolled in a four-year institution of higher education, a two-year institution of higher education, an Ohio technical center that provides adult technical education services and is recognized by the chancellor of higher education, or another type of post-secondary educational institution.

(ii) Entered an apprenticeship program registered with the apprenticeship council established under Chapter 4139. of the Revised Code. The department may include other job training programs with similar rigor and outcomes.

(iii) Attained gainful employment, as determined by the

department;	688
(iv) Enlisted in a branch of the armed forces of the United States, as defined in section 5910.01 of the Revised Code.	689 690 691
(g) Whether the school district or building has implemented a positive behavior intervention and supports framework in compliance with the requirements of section 3319.46 of the Revised Code, notated with a "yes" or "no";	692 693 694 695
(h) The number and percentage of high school seniors in each school year who completed the free application for federal student aid;	696 697 698
(i) Beginning with the report card issued under this section for the 2022-2023 school year, a student opportunity profile measure that reports data regarding the opportunities provided to students by a district or building. To the extent possible, and when appropriate, the data shall be disaggregated by grade level and subgroup. The measure also shall include data regarding the statewide average, the average for similar school districts, and, for a building, the average for the district in which the building is located. The measure shall include all of the following data for the district or building:	699 700 701 702 703 704 705 706 707 708
(i) The average ratio of teachers of record to students in each grade level in a district or building;	709 710
(ii) The average ratio of school counselors to students in a district or building;	711 712
(iii) The average ratio of nurses to students in a district or building;	713 714
(iv) The average ratio of licensed librarians and library	715

media specialists to students in a district or building;	716
(v) The average ratio of social workers to students in a district or building;	717 718
(vi) The average ratio of mental health professionals to students in a district or building;	719 720
(vii) The average ratio of paraprofessionals to students in a district or building;	721 722
(viii) The percentage of teachers with fewer than three years of experience teaching in any school;	723 724
(ix) The percentage of principals with fewer than three years of experience as a principal in any school;	725 726
(x) The percentage of teachers who are not teaching in the subject or field for which they are certified or licensed;	727 728
(xi) The percentage of kindergarten students who are enrolled in all-day kindergarten, as defined in section 3321.05 of the Revised Code;	729 730 731
(xii) The percentage of students enrolled in a performing or visual arts course;	732 733
(xiii) The percentage of students enrolled in a physical education or wellness course;	734 735
(xiv) The percentage of students enrolled in a world language course;	736 737
(xv) The percentage of students in grades seven through twelve who are enrolled in a career-technical education course;	738 739
(xvi) The percentage of students participating in one or more cocurricular activities;	740 741

(xvii) The percentage of students participating in advance placement courses, international baccalaureate courses, honors courses, or courses offered through the college credit plus program established under Chapter 3365. of the Revised Code;	742 743 744 745
(xviii) The percentage of students identified as gifted in superior cognitive ability and specific academic ability fields under Chapter 3324. of the Revised Code and receiving gifted services pursuant to that chapter;	746 747 748 749
(xix) The percentage of students participating in enrichment or support programs offered by the district or building outside of the normal school day;	750 751 752
(xx) The percentage of eligible students participating each school day in school breakfast programs offered by the district or building in accordance with section 3313.813 or 3313.818 of the Revised Code;	753 754 755 756
(xxi) The percentage of students who are transported by a school bus each school day;	757 758
(xxii) The ratio of portable technology devices that students may take home to the number of students.	759 760
The department shall include only opportunity measures at the building level for which data for buildings is available, as determined by a school district.	761 762 763
(j) The percentage of students included in the four- and five-year adjusted cohort graduation rates of the district or building who completed all of grades nine through twelve while enrolled in the district or building;	764 765 766 767
(k) The percentage of students in the district or building to whom both of the following apply:	768 769

(i) The students are promoted to fourth grade and not 770  
subject to retention under division (A) (2) of section 3313.608 771  
of the Revised Code. 772

(ii) The students completed all of the grade levels 773  
offered prior to the fourth grade in the district or building. 774

(3) Except as provided in division (D) (3) (f) of this 775  
section, the department shall use the state board's method 776  
prescribed under rules adopted under division (D) (4) of this 777  
section to assign performance ratings of "one star," "two 778  
stars," "three stars," "four stars," or "five stars," as 779  
described in division (F) of this section, for a district or 780  
building for the individual components prescribed under division 781  
(D) (3) of this section. The department also shall assign an 782  
overall performance rating for a district or building in 783  
accordance with division (D) (3) (g) of this section. The method 784  
shall use the performance measures prescribed under division (D) 785  
(1) of this section to calculate performance ratings for 786  
components. The method may report data under division (D) (2) of 787  
this section with corresponding components, but shall not use 788  
the data to calculate performance ratings for that component. 789  
The performance measures and reported data shall be grouped 790  
together into components as follows: 791

(a) Gap closing. In addition to other criteria determined 792  
appropriate by the department, performance ratings for the gap 793  
closing component shall reflect whether each of the following 794  
performance measures are met or not met: 795

(i) The gifted performance indicator as described in 796  
division (D) (1) (a) of this section; 797

(ii) The chronic absenteeism indicator as described in 798

division (D) (1) (b) of this section;	799
(iii) For English learners, an English language proficiency improvement indicator established by the department;	800 801
(iv) The subgroup graduation targets;	802
(v) The subgroup achievement targets in both mathematics and English language arts;	803 804
(vi) The subgroup progress targets in both mathematics and English language arts.	805 806
Achievement and progress targets under division (D) (3) (a) of this section shall be calculated individually, and districts and buildings shall receive a status of met or not met on each measure. The department shall not require a subgroup of a district or building to meet both the achievement and progress targets at the same time to receive a status of met.	807 808 809 810 811 812
The department shall not include any subgroup data in this measure that includes data from fewer than fifteen students. Any penalty for failing to meet the required assessment participation rate must be partially in proportion to how close the district or building was to meeting the rate requirement.	813 814 815 816 817
(b) Achievement, which shall include the performance measure in division (D) (1) (c) of this section and the reported data in division (D) (2) (a) of this section. Performance ratings for the achievement component shall be awarded as a percentage of the maximum performance index score described in division (D) (1) (c) of this section.	818 819 820 821 822 823
(c) Progress, which shall include the performance measure in division (D) (1) (d) of this section and the reported data in divisions (D) (2) (b) and (c) of this <del>amendment</del> <u>section</u> ;	824 825 826

(d) Graduation, which shall include the performance 827  
measures in divisions (D) (1) (e) and (f) of this section and the 828  
reported data in divisions (D) (2) (d) and (j) of this section. 829  
The four-year adjusted cohort graduation rate shall be assigned 830  
a weight of sixty per cent and the five-year adjusted cohort 831  
graduation rate shall be assigned a weight of forty per cent; 832

(e) Early literacy, which shall include the performance 833  
measures in divisions (D) (1) (g), (h), and (i) of this section 834  
and the reported data in divisions (D) (2) (e) and (k) of this 835  
section. 836

If the measure prescribed under division (D) (1) (h) of this 837  
section is included in a report card, performance ratings for 838  
the early literacy component shall give a weight of forty per 839  
cent to the measure prescribed under division (D) (1) (g) of this 840  
section, a weight of thirty-five per cent to the measure 841  
prescribed under division (D) (1) (i) of this section, and a 842  
weight of twenty-five per cent to the measure prescribed under 843  
division (D) (1) (h) of this section. 844

If the measure prescribed under division (D) (1) (h) of this 845  
section is not included in a report card of a district or 846  
building, performance ratings for the early literacy component 847  
shall give a weight of sixty per cent to the measure prescribed 848  
under division (D) (1) (g) of this section and a weight of forty 849  
per cent to the measure prescribed under division (D) (1) (i) of 850  
this section. 851

(f) College, career, workforce, and military readiness, 852  
which shall include the performance measure in division (D) (1) 853  
(j) of this section and the reported data in division (D) (2) (f) 854  
of this section. 855

For the 2021-2022, 2022-2023, and 2023-2024 school years, 856  
the department only shall report the data for, and not assign a 857  
performance rating to, the college, career, workforce, and 858  
military readiness component. The reported data shall include 859  
the percentage of students who demonstrate post-secondary 860  
readiness using any of the options described in division (D)(1) 861  
(j) of this section. 862

The department shall analyze the data included in the 863  
performance measure prescribed in division (D)(1)(j) of this 864  
section for the 2021-2022, 2022-2023, and 2023-2024 school 865  
years. Using that data, the department shall develop and propose 866  
rules for a method to assign a performance rating to the 867  
college, career, workforce, and military readiness component 868  
based on that measure. The method to assign a performance rating 869  
shall not include a tiered structure or per student bonuses. The 870  
rules shall specify that a district or building shall not 871  
receive lower than a performance rating of three stars for the 872  
component if the district's or building's performance on the 873  
component meets or exceeds a level of improvement set by the 874  
department. Notwithstanding division (D)(4)(b) of this section, 875  
more than half of the total districts and buildings may earn a 876  
performance rating of three stars on this component to account 877  
for the districts and buildings that earned a performance rating 878  
of three stars because they met or exceeded the level of 879  
improvement set by the department. 880

The department shall submit the rules to the joint 881  
committee on agency rule review. The committee shall conduct at 882  
least one public hearing on the proposed rules and approve or 883  
disapprove the rules. If the committee approves the rules, the 884  
state board shall adopt the rules in accordance with Chapter 885  
119. of the Revised Code. If the rules are adopted, the 886

department shall assign a performance rating to the college, 887  
career, workforce, and military readiness component under the 888  
rules beginning with the 2024-2025 school year, and for each 889  
school year thereafter. If the committee disapproves the rules, 890  
the component shall be included in the report card only as 891  
reported data for the 2024-2025 school year, and each school 892  
year thereafter. 893

(g) (i) Except as provided for in division (D) (3) (g) (ii) of 894  
this section, beginning with the 2022-2023 school year, under 895  
the state board's method prescribed under rules adopted in 896  
division (D) (4) of this section, the department shall use the 897  
performance ratings assigned for the components prescribed in 898  
divisions (D) (3) (a) to (e) of this section to determine and 899  
assign an overall performance rating of "one star," "one and 900  
one-half stars," "two stars," "two and one-half stars," "three 901  
stars," "three and one-half stars," "four stars," "four and one- 902  
half stars," or "five stars" for a district or building. The 903  
method shall give equal weight to the components in divisions 904  
(D) (3) (b) and (c) of this section. The method shall give equal 905  
weight to the components in divisions (D) (3) (a), (d), and (e) of 906  
this section. The individual weights of each of the components 907  
prescribed in divisions (D) (3) (a), (d), and (e) of this section 908  
shall be equal to one-half of the weight given to the component 909  
prescribed in division (D) (3) (b) of this section. 910

(ii) If the joint committee on agency rule review approves 911  
the department's rules regarding the college, career, workforce, 912  
and military readiness component as described in division (D) (3) 913  
(f) of this section, for the 2024-2025 school year, and each 914  
school year thereafter, the state board's method shall use the 915  
components in divisions (D) (3) (a), (b), (c), (d), (e), and (f) 916  
of this section to calculate the overall performance rating. The 917

method shall give equal weight to the components in divisions 918  
(D) (3) (b) and (c) of this section. The method shall give equal 919  
weight to the components prescribed in divisions (D) (3) (a), (d), 920  
(e), and (f) of this section. The individual weights of each of 921  
the components prescribed in divisions (D) (3) (a), (d), (e), and 922  
(f) of this section shall be equal to one-half the weight given 923  
to the component prescribed in division (D) (3) (b) of this 924  
section. 925

If the joint committee on agency rule review disapproves 926  
the department's rules regarding the college, career, workforce, 927  
and military readiness component as described in division (D) (3) 928  
(f) of this section, division (D) (3) (g) (ii) of this section does 929  
not apply. 930

(4) (a) The state board shall adopt rules in accordance 931  
with Chapter 119. of the Revised Code to establish the 932  
performance criteria, benchmarks, and rating system necessary to 933  
implement divisions (D) and (F) of this section, including the 934  
method for the department to assign performance ratings under 935  
division (D) (3) of this section. 936

(b) In establishing the performance criteria, benchmarks, 937  
and rating system, the state board shall consult with 938  
stakeholder groups and advocates that represent parents, 939  
community members, students, business leaders, and educators 940  
from different school typology regions. The state board shall 941  
use data from prior school years and simulations to ensure that 942  
there is meaningful differentiation among districts and 943  
buildings across all performance ratings and that, except as 944  
permitted in division (D) (3) (f) of this section, more than half 945  
of all districts or buildings do not earn the same performance 946  
rating in any component or overall performance rating. 947

(c) The state board shall adopt the rules prescribed by 948  
division (D)(4) of this section not later than March 31, 2022. 949  
However, the department shall notify districts and buildings of 950  
the changes to the report card prescribed in law not later than 951  
one week after the effective date of this amendment. 952

(d) Prior to adopting or updating rules under division (D) 953  
(4) of this section, the president of the state board and the 954  
department shall conduct a public presentation before the 955  
standing committees of the house of representatives and the 956  
senate that consider primary and secondary education legislation 957  
describing the format for the report card and the performance 958  
criteria, benchmarks, and rating system, including the method to 959  
assign performance ratings under division (D)(3) of this 960  
section. 961

(E) On or after July 1, 2015, the state board may develop 962  
a measure of student academic progress for high school students 963  
using only data from assessments in English language arts and 964  
mathematics. If the state board develops this measure, each 965  
school district and applicable school building shall be assigned 966  
a separate letter grade for it not sooner than the 2017-2018 967  
school year. The district's or building's grade for that measure 968  
shall not be included in determining the district's or 969  
building's overall letter grade. 970

(F)(1) The letter grades assigned to a school district or 971  
building under this section shall be as follows: 972

(a) "A" for a district or school making excellent 973  
progress; 974

(b) "B" for a district or school making above average 975  
progress; 976

(c) "C" for a district or school making average progress;	977
(d) "D" for a district or school making below average progress;	978 979
(e) "F" for a district or school failing to meet minimum progress.	980 981
(2) For the overall performance rating under division (D)	982
(3) of this section, the department shall include a descriptor for each performance rating as follows:	983 984
(a) "Significantly exceeds state standards" for a performance rating of five stars;	985 986
(b) "Exceeds state standards" for a performance rating of four stars or four and one-half stars;	987 988
(c) "Meets state standards" for a performance rating of three stars or three and one-half stars;	989 990
(d) "Needs support to meet state standards" for a performance rating of two stars or two and one-half stars;	991 992
(e) "Needs significant support to meet state standards" for a performance rating of one star or one and one-half stars.	993 994
(3) For performance ratings for each component under divisions (D) (3) (a) to (f) of this section, the state board shall include a description of each component and performance rating. The description shall include component-specific context to each performance rating earned, estimated comparisons to other school districts and buildings if appropriate, and any other information determined by the state board. The descriptions shall be not longer than twenty-five words in length when possible. In addition to such descriptions, the state board shall include the descriptors in division (F) (2) of	995 996 997 998 999 1000 1001 1002 1003 1004

this section for component performance ratings.	1005
(4) Each report card issued under this section shall include all of the following:	1006 1007
(a) A graphic that depicts the performance ratings of a district or school on a color scale. The color associated with a performance rating of three stars shall be green and the color associated with a performance rating of one star shall be red.	1008 1009 1010 1011
(b) An arrow graphic that shows data trends for performance ratings for school districts or buildings. The state board shall determine the data to be used for this graphic, which shall include at least the three most recent years of data.	1012 1013 1014 1015 1016
(c) A description regarding the weights that are assigned to each component and used to determine an overall performance rating, as prescribed under division (D) (3) (g) of this section, which shall be included in the presentation of the overall performance rating on each report card.	1017 1018 1019 1020 1021
(G) When reporting data on student achievement and progress, the department shall disaggregate that data according to the following categories:	1022 1023 1024
(1) Performance of students by grade-level;	1025
(2) Performance of students by race and ethnic group;	1026
(3) Performance of students by gender;	1027
(4) Performance of students grouped by those who have been enrolled in a district or school for three or more years;	1028 1029
(5) Performance of students grouped by those who have been enrolled in a district or school for more than one year and less	1030 1031

than three years;	1032
(6) Performance of students grouped by those who have been enrolled in a district or school for one year or less;	1033 1034
(7) Performance of students grouped by those who are economically disadvantaged;	1035 1036
(8) Performance of students grouped by those who are enrolled in a conversion community school established under Chapter 3314. of the Revised Code;	1037 1038 1039
(9) Performance of students grouped by those who are classified as English learners;	1040 1041
(10) Performance of students grouped by those who have disabilities;	1042 1043
(11) Performance of students grouped by those who are classified as migrants;	1044 1045
(12) Performance of students grouped by those who are identified as gifted in superior cognitive ability and the specific academic ability fields of reading and math pursuant to Chapter 3324. of the Revised Code. In disaggregating specific academic ability fields for gifted students, the department shall use data for those students with specific academic ability in math and reading. If any other academic field is assessed, the department shall also include data for students with specific academic ability in that field as well.	1046 1047 1048 1049 1050 1051 1052 1053 1054
(13) Performance of students grouped by those who perform in the lowest quintile for achievement on a statewide basis, as determined by a method prescribed by the state board.	1055 1056 1057
The department may disaggregate data on student performance according to other categories that the department	1058 1059

determines are appropriate. To the extent possible, the 1060  
department shall disaggregate data on student performance 1061  
according to any combinations of two or more of the categories 1062  
listed in divisions (G) (1) to (13) of this section that it deems 1063  
relevant. 1064

In reporting data pursuant to division (G) of this 1065  
section, the department shall not include in the report cards 1066  
any data statistical in nature that is statistically unreliable 1067  
or that could result in the identification of individual 1068  
students. For this purpose, the department shall not report 1069  
student performance data for any group identified in division 1070  
(G) of this section that contains less than ten students. If the 1071  
department does not report student performance data for a group 1072  
because it contains less than ten students, the department shall 1073  
indicate on the report card that is why data was not reported. 1074

(H) The department may include with the report cards any 1075  
additional education and fiscal performance data it deems 1076  
valuable. 1077

(I) The department shall include on each report card a 1078  
list of additional information collected by the department that 1079  
is available regarding the district or building for which the 1080  
report card is issued. When available, such additional 1081  
information shall include student mobility data disaggregated by 1082  
race and socioeconomic status, college enrollment data, and the 1083  
reports prepared under section 3302.031 of the Revised Code. 1084

The department shall maintain a site on the world wide 1085  
web. The report card shall include the address of the site and 1086  
shall specify that such additional information is available to 1087  
the public at that site. The department shall also provide a 1088  
copy of each item on the list to the superintendent of each 1089

school district. The district superintendent shall provide a 1090  
copy of any item on the list to anyone who requests it. 1091

(J) (1) (a) Except as provided in division (J) (1) (b) of this 1092  
section, for any district that sponsors a conversion community 1093  
school under Chapter 3314. of the Revised Code, the department 1094  
shall combine data regarding the academic performance of 1095  
students enrolled in the community school with comparable data 1096  
from the schools of the district for the purpose of determining 1097  
the performance of the district as a whole on the report card 1098  
issued for the district under this section or section 3302.033 1099  
of the Revised Code. 1100

(b) The department shall not combine data from any 1101  
conversion community school that a district sponsors if a 1102  
majority of the students enrolled in the conversion community 1103  
school are enrolled in a dropout prevention and recovery program 1104  
that is operated by the school, as described in division (A) (4) 1105  
(a) of section 3314.35 of the Revised Code. The department shall 1106  
include as an addendum to the district's report card the ratings 1107  
and performance measures that are required under section 1108  
3314.017 of the Revised Code for any community school to which 1109  
division (J) (1) (b) of this section applies. This addendum shall 1110  
include, at a minimum, the data specified in divisions (C) (1) 1111  
(a), (C) (2), and (C) (3) of section 3314.017 of the Revised Code. 1112

(2) Any district that leases a building to a community 1113  
school located in the district or that enters into an agreement 1114  
with a community school located in the district whereby the 1115  
district and the school endorse each other's programs may elect 1116  
to have data regarding the academic performance of students 1117  
enrolled in the community school combined with comparable data 1118  
from the schools of the district for the purpose of determining 1119

the performance of the district as a whole on the district 1120  
report card. Any district that so elects shall annually file a 1121  
copy of the lease or agreement with the department. 1122

(3) Any municipal school district, as defined in section 1123  
3311.71 of the Revised Code, that sponsors a community school 1124  
located within the district's territory, or that enters into an 1125  
agreement with a community school located within the district's 1126  
territory whereby the district and the community school endorse 1127  
each other's programs, may exercise either or both of the 1128  
following elections: 1129

(a) To have data regarding the academic performance of 1130  
students enrolled in that community school combined with 1131  
comparable data from the schools of the district for the purpose 1132  
of determining the performance of the district as a whole on the 1133  
district's report card; 1134

(b) To have the number of students attending that 1135  
community school noted separately on the district's report card. 1136

The election authorized under division (J) (3) (a) of this 1137  
section is subject to approval by the governing authority of the 1138  
community school. 1139

Any municipal school district that exercises an election 1140  
to combine or include data under division (J) (3) of this 1141  
section, by the first day of October of each year, shall file 1142  
with the department documentation indicating eligibility for 1143  
that election, as required by the department. 1144

(K) The department shall include on each report card the 1145  
percentage of teachers in the district or building who are 1146  
properly certified or licensed teachers, as defined in section 1147  
3319.074 of the Revised Code, and a comparison of that 1148

percentage with the percentages of such teachers in similar 1149  
districts and buildings. 1150

(L) (1) In calculating English language arts, mathematics, 1151  
science, American history, or American government assessment 1152  
passage rates used to determine school district or building 1153  
performance under this section, the department shall include all 1154  
students taking an assessment with accommodation or to whom an 1155  
alternate assessment is administered pursuant to division (C) (1) 1156  
or (3) of section 3301.0711 of the Revised Code and all students 1157  
who take substitute examinations approved under division (B) (4) 1158  
of section 3301.0712 of the Revised Code in the subject areas of 1159  
science, American history and American government. 1160

(2) In calculating performance index scores, rates of 1161  
achievement on the performance indicators established by the 1162  
state board under section 3302.02 of the Revised Code, and 1163  
annual measurable objectives for determining adequate yearly 1164  
progress for school districts and buildings under this section, 1165  
the department shall do all of the following: 1166

(a) Include for each district or building only those 1167  
students who are included in the ADM certified for the first 1168  
full school week of October and are continuously enrolled in the 1169  
district or building through the time of the spring 1170  
administration of any assessment prescribed by division (A) (1) 1171  
or (B) (1) of section 3301.0710 or division (B) of section 1172  
3301.0712 of the Revised Code that is administered to the 1173  
student's grade level; 1174

(b) Include cumulative totals from both the fall and 1175  
spring administrations of the third grade English language arts 1176  
achievement assessment and, to the extent possible, the summer 1177  
administration of that assessment; 1178

(c) Except as required by the No Child Left Behind Act of 1179  
2001, exclude for each district or building any English learner 1180  
who has been enrolled in United States schools for less than one 1181  
full school year. 1182

(M) Beginning with the 2015-2016 school year and at least 1183  
once every three years thereafter, the state board of education 1184  
shall review and may adjust the benchmarks for assigning letter 1185  
grades or performance ratings to the performance measures and 1186  
components prescribed under divisions (C) (3), (D), and (E) of 1187  
this section. 1188

Sec. 3303.07. (A) As used in this section: 1189

(1) "Lead district" has the same meaning as in section 1190  
3317.023 of the Revised Code; 1191

(2) "Ohio technical center" has the same meaning as in 1192  
section 3333.94 of the Revised Code. 1193

(B) The department of education shall establish the 1194  
student pathways for career success grant program to provide 1195  
grants to lead districts and Ohio technical centers for the 1196  
purpose of improving or expanding upon career-technical 1197  
education programming that meets state or regional workforce 1198  
needs. 1199

(C) The state board of education shall adopt rules in 1200  
accordance with Chapter 119. of the Revised Code to administer 1201  
the program that address all of the following: 1202

(1) Grant eligibility requirements; 1203

(2) Grant application forms and procedures, including 1204  
reapplication procedures; 1205

(3) Any other rules the state board considers necessary 1206

for the operation of the program. 1207

(D) When adopting rules under division (C) of this 1208  
section, the state board may prioritize the awarding of grants 1209  
for career-technical education programs that prepare students 1210  
for occupations included in the list of in-demand jobs created 1211  
under section 6301.11 of the Revised Code. 1212

**Sec. 3313.6113.** (A) The superintendent of public 1213  
instruction, in collaboration with the governor's office of 1214  
workforce transformation and representatives of business 1215  
organizations, shall establish a committee to develop a list of 1216  
industry-recognized credentials and licenses that may be used to 1217  
qualify for a high school diploma under division (A) (3) of 1218  
section 3313.618 of the Revised Code and shall be used for state 1219  
report card purposes under section 3302.03 of the Revised Code. 1220  
The state superintendent shall appoint the members of the 1221  
committee not later than January 1, 2018. 1222

(B) The committee shall do the following: 1223

(1) Establish criteria for acceptable industry-recognized 1224  
credentials and licenses aligned with the in-demand jobs list 1225  
published by the department of job and family services; 1226

(2) Review the list of industry-recognized credentials and 1227  
licenses that was in existence on January 1, 2018, and update 1228  
the list as it considers necessary; 1229

(3) Review and update the list of industry-recognized 1230  
credentials and licenses at least biennially; 1231

(4) Update the list of industry-recognized credentials to 1232  
include a driver's license obtained by a student through a 1233  
driver education course offered by a school district in 1234  
accordance with section 3301.17 of the Revised Code. 1235

Sec. 3313.905. (A) As used in this section, "digital learning" has the same meaning as in section 3301.079 of the Revised Code. 1236  
1237  
1238

(B) The state board of education shall permit each career-technical education program approved under section 3317.161 of the Revised Code to provide remote or digital learning opportunities to students on a full-time or hybrid basis to the extent practicable. 1239  
1240  
1241  
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1243

**Sec. 3317.014.** (A) The multiples for the following categories of career-technical education programs approved by the department of education under section 3317.161 of the Revised Code shall be as follows: 1244  
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1246  
1247

(1) A multiple of 0.6230 for students enrolled in career-technical education workforce development programs in agricultural and environmental systems, construction technologies, engineering and science technologies, finance, health science, information technology, and manufacturing technologies, each of which shall be defined by the department in consultation with the governor's office of workforce transformation; 1248  
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(2) A multiple of 0.5905 for students enrolled in workforce development programs in business and administration, hospitality and tourism, human services, law and public safety, transportation systems, and arts and communications, each of which shall be defined by the department in consultation with the governor's office of workforce transformation; 1256  
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(3) A multiple of 0.2154 for students enrolled in career-based intervention programs, which shall be defined by the department in consultation with the governor's office of 1262  
1263  
1264

workforce transformation; 1265

(4) A multiple of 0.1830 for students enrolled in 1266  
workforce development programs in education and training, 1267  
marketing, workforce development academics, public 1268  
administration, and career development, each of which shall be 1269  
defined by the department of education in consultation with the 1270  
governor's office of workforce transformation; 1271

(5) A multiple of 0.1570 for students enrolled in family 1272  
and consumer science programs, which shall be defined by the 1273  
department of education in consultation with the governor's 1274  
office of workforce transformation. 1275

(B) The multiple for career-technical education associated 1276  
services, as defined by the department, shall be 0.0294. 1277

(C) The department of education shall calculate career- 1278  
technical education funds for each funding unit that is a city, 1279  
local, exempted village, or joint vocational school district or 1280  
the community and STEM school unit as follows: 1281

(1) For fiscal years 2022 and 2023, the sum of the 1282  
following: 1283

(a) The funding unit's category one career-technical 1284  
education ADM X the multiple specified in division (A) (1) of 1285  
this section X the statewide average career-technical base cost 1286  
per pupil for that fiscal year X if the funding unit is a city, 1287  
local, exempted village, or joint vocational school district, 1288  
the district's state share percentage; 1289

(b) The funding unit's category two career-technical 1290  
education ADM X the multiple specified in division (A) (2) of 1291  
this section X the statewide average career-technical base cost 1292  
per pupil for that fiscal year X if the funding unit is a city, 1293

local, exempted village, or joint vocational school district,	1294
the district's state share percentage;	1295
(c) The funding unit's category three career-technical	1296
education ADM X the multiple specified in division (A) (3) of	1297
this section X the statewide average career-technical base cost	1298
per pupil for that fiscal year X if the funding unit is a city,	1299
local, exempted village, or joint vocational school district,	1300
the district's state share percentage;	1301
(d) The funding unit's category four career-technical	1302
education ADM X the multiple specified in division (A) (4) of	1303
this section X the statewide average career-technical base cost	1304
per pupil for that fiscal year X if the funding unit is a city,	1305
local, exempted village, or joint vocational school district,	1306
the district's state share percentage;	1307
(e) The funding unit's category five career-technical	1308
education ADM X the multiple specified in division (A) (5) of	1309
this section X the statewide average career-technical base cost	1310
per pupil for that fiscal year X if the funding unit is a city,	1311
local, exempted village, or joint vocational school district,	1312
the district's state share percentage.	1313
(2) For fiscal year 2024 and each fiscal year thereafter,	1314
the sum of the following:	1315
(a) An amount calculated in a manner determined by the	1316
general assembly times the funding unit's category one career-	1317
technical education ADM;	1318
(b) An amount calculated in a manner determined by the	1319
general assembly times the funding unit's category two career-	1320
technical education ADM;	1321
(c) An amount calculated in a manner determined by the	1322

general assembly times the funding unit's category three career-technical education ADM; 1323  
1324

(d) An amount calculated in a manner determined by the 1325  
general assembly times the funding unit's category four career-technical education ADM; 1326  
1327

(e) An amount calculated in a manner determined by the 1328  
general assembly times the funding unit's category five career-technical education ADM. 1329  
1330

(3) Payment of funds calculated under division (C) of this 1331  
section is subject to approval under section 3317.161 of the 1332  
Revised Code. 1333

(D) Subject to division (I) of section 3317.023 of the 1334  
Revised Code, the department shall calculate career-technical 1335  
associated services funds for each funding unit that is a city, 1336  
local, exempted village, or joint vocational school district or 1337  
the community and STEM school unit as follows: 1338

(1) For fiscal years 2022 and 2023, the following product: 1339

If the funding unit is a city, local, exempted village, or joint 1340  
vocational school district, the funding unit's state share 1341  
percentage X the multiple for career-technical education 1342  
associated services specified under division (B) of this section 1343  
X the statewide average career-technical base cost per pupil for 1344  
that fiscal year X the sum of the funding unit's categories one 1345  
through five career-technical education ADM 1346

(2) For fiscal year 2024 and each fiscal year thereafter, 1347  
an amount calculated in a manner determined by the general 1348  
assembly times the funding unit's categories one through five 1349  
career-technical education ADM. 1350

~~(E) Subject to (E) (1) In accordance with division (I) of~~ 1351  
section 3317.023 of the Revised Code, the department shall ~~pay-~~ 1352  
compute career awareness and exploration funds ~~to~~ for each city, 1353  
local, exempted village, and joint vocational school district, 1354  
community school established under Chapter 3314. of the Revised 1355  
Code, and STEM school established under Chapter 3326. of the 1356  
Revised Code that is part of a career technical planning 1357  
district. The department shall pay the lead district in each 1358  
career technical planning district as follows: 1359

~~(1) (a) For fiscal years 2022 and 2023, an amount equal to~~ 1360  
the following product: 1361

~~The district's or school's enrolled ADM-~~ sum of enrolled ADM for 1362  
all districts and schools within the career technical planning 1363  
district X \$2.50, for fiscal year 2022, or \$5, for fiscal year 1364  
2023 1365

~~(2) (b) For fiscal year 2024 and each fiscal year~~ 1366  
thereafter, an amount calculated in a manner determined by the 1367  
general assembly, if the general assembly authorizes such a 1368  
payment to city, local, exempted village, and joint vocational 1369  
school districts, community schools, and STEM schools. 1370

(2) The lead district of a career technical planning 1371  
district shall use career awareness and exploration funds in 1372  
accordance with division (H) of this section. 1373

(F) (1) In any fiscal year, a school district receiving 1374  
funds calculated under division (C) of this section shall spend 1375  
those funds only for the purposes that the department designates 1376  
as approved for career-technical education expenses. Career- 1377  
technical education expenses approved by the department shall 1378  
include only expenses connected to the delivery of career- 1379

technical programming to career-technical students. The 1380  
department shall require the school district to report data 1381  
annually so that the department may monitor the district's 1382  
compliance with the requirements regarding the manner in which 1383  
funding calculated under division (C) of this section may be 1384  
spent. 1385

(2) All funds received under division (C) of this section 1386  
shall be spent in the following manner: 1387

(a) At least seventy-five per cent of the funds shall be 1388  
spent on curriculum development, purchase, and implementation; 1389  
instructional resources and supplies; industry-based program 1390  
certification; student assessment, credentialing, and placement; 1391  
curriculum specific equipment purchases and leases; career- 1392  
technical student organization fees and expenses; home and 1393  
agency linkages; work-based learning experiences; professional 1394  
development; and other costs directly associated with career- 1395  
technical education programs including development of new 1396  
programs. 1397

(b) Not more than twenty-five per cent of the funds shall 1398  
be used for personnel expenditures. 1399

(G) In any fiscal year, a school district receiving funds 1400  
calculated under division (D) of this section, or through a 1401  
transfer of funds pursuant to division (I) of section 3317.023 1402  
of the Revised Code, shall spend those funds only for the 1403  
purposes that the department designates as approved for career- 1404  
technical education associated services expenses, which may 1405  
include such purposes as apprenticeship coordinators, 1406  
coordinators for other career-technical education services, 1407  
career-technical evaluation, and other purposes designated by 1408  
the department. The department may deny payment of funds 1409

calculated under division (D) of this section to any district 1410  
that the department determines is not operating those services 1411  
or is using funds calculated under division (D) of this section, 1412  
or through a transfer of funds pursuant to division (I) of 1413  
section 3317.023 of the Revised Code, for other purposes. 1414

(H) In any fiscal year, a lead district of a career- 1415  
technical planning district receiving funds under division (E) 1416  
of this section, ~~or through a transfer of funds pursuant to~~ 1417  
~~division (I) of section 3317.023 of the Revised Code, shall~~ 1418  
~~disperse shall utilize those funds to school districts,~~ 1419  
~~community schools, and STEM schools receiving services from that~~ 1420  
~~district that provide plans for the use of those funds that are~~ 1421  
deliver relevant career awareness and exploration programs to 1422  
all students within its career technical planning district in a 1423  
manner that is consistent with the career-technical planning 1424  
district's plan that is on file with the department of 1425  
education. ~~A The lead district or school~~ that receives funds 1426  
under this division shall spend those funds only for the 1427  
following purposes: 1428

(1) Delivery of career awareness programs to students 1429  
enrolled in grades kindergarten through twelve; 1430

(2) Provision of a common, consistent curriculum to 1431  
students throughout their primary and secondary education; 1432

(3) Assistance to teachers in providing a career 1433  
development curriculum to students; 1434

(4) Development of a career development plan for each 1435  
student that stays with that student for the duration of the 1436  
student's primary and secondary education; 1437

(5) Provision of opportunities for students to engage in 1438

activities, such as career fairs, hands-on experiences, and job shadowing, across all career pathways at each grade level. 1439  
1440

The department may deny payment under this division to any district or school that the department determines is using funds paid under this division for other purposes. 1441  
1442  
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Sec. 3317.162. (A) As used in this section, "JobsOhio" has the same meaning as in section 187.01 of the Revised Code. 1444  
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(B) The governor's office of workforce transformation, in collaboration with the department of education, the chancellor of higher education, and JobsOhio, shall create a program that establishes financial incentives for Ohio businesses to provide work-based learning experiences for students enrolled in a career-technical education program approved under section 3317.161 of the Revised Code. 1446  
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(C) To qualify for the financial incentives of the program created under this section, a business's work-based learning experiences shall align with the framework developed by the department under division (J)(3) of section 3313.603 of the Revised Code and with the applicable minor labor laws under section 4109.02 of the Revised Code. 1453  
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**Sec. 3333.125. (A) As used in this section:** 1459

(1) "Eligible student" means an individual who satisfies all of the following: 1460  
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(a) The individual is an Ohio resident. 1462

(b) The individual is enrolled in ~~a certified commercial driver's license~~ an eligible school. 1463  
1464

(c) The individual has passed a drug test. 1465

(d) The individual does not have more than three moving 1466  
violations in two consecutive years. If an individual who the 1467  
~~chancellor of higher education~~ eligible school has determined is 1468  
an eligible student has three moving violations in two 1469  
consecutive years while participating in the program, the 1470  
individual shall no longer be considered eligible for continued 1471  
participation in the program. 1472

(e) The individual has not plead guilty to or been 1473  
convicted of operating a vehicle under the influence of alcohol 1474  
or a drug of abuse under section 4511.19 of the Revised Code in 1475  
the past twelve months. If an individual who the ~~chancellor~~ 1476  
eligible school has determined is an eligible student pleads 1477  
guilty to or is convicted of operating a vehicle under the 1478  
influence of alcohol or a drug of abuse while participating in 1479  
the program, the individual shall no longer be considered 1480  
eligible for continued participation in the program. 1481

(f) The individual meets any additional eligibility 1482  
criteria established under rules adopted by the chancellor, in 1483  
consultation with the director of public safety, under division 1484  
~~(G)~~ (F) of this section. 1485

(2) ~~"Certified commercial driver's license school" means a~~ 1486  
~~commercial driver's license school certified by the chancellor.~~ 1487  
~~The chancellor shall adopt requirements for approval of~~ 1488  
~~certification and review applications based on those~~ 1489  
~~requirements.~~ "Eligible school" means either of the following: 1490

(a) A commercial driver training school certified by the 1491  
director of public safety as holding a license issued pursuant 1492  
to section 4508.03 or 4508.09 of the Revised Code, rules adopted 1493  
under either of those sections, and other necessary standards 1494  
and procedures as determined by the director; 1495

(b) A program exempted from licensure by the director of public safety under section 4508.07 of the Revised Code but approved to be a commercial driver training school by the chancellor and the director for purposes of the student aid program at any of the following: 1496  
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1498  
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1500

(i) A state institution of higher education, as defined in section 3345.011 of the Revised Code; 1501  
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(ii) A career college or school in this state that holds a certificate of registration from the state board of career colleges and schools under Chapter 3332. of the Revised Code; 1503  
1504  
1505

(iii) A private, nonprofit institution in this state that holds a certificate of authorization pursuant to Chapter 1713. of the Revised Code; 1506  
1507  
1508

(iv) A private institution exempt from regulation under Chapter 3332. of the Revised Code as prescribed in section 3333.046 of the Revised Code, if the program has a certificate of authorization pursuant to Chapter 1713. of the Revised Code; 1509  
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1512

(v) A career-technical center, joint vocational school district, comprehensive career-technical center, or compact career-technical center offering adult training. 1513  
1514  
1515

~~No commercial driver's license driver training school that charges employers recruiting fees shall be certified under this division.~~ 1516  
1517  
1518

~~A certified commercial driver's license program offered by a career college in this state that holds a certificate of registration from the state board of career colleges and schools under Chapter 3332. of the Revised Code or at a private institution exempt from regulation under Chapter 3332. of the Revised Code as prescribed in section 3333.046 of the Revised~~ 1519  
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~~Code shall be considered a certified commercial driver's license school.~~ 1525  
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(3) ~~"Cost of attendance" and "expected family contribution" shall be defined by the chancellor.~~ 1527  
1528

~~(4)~~ "Employed in this state" means either of the 1529  
following: 1530

(a) An individual is employed as a truck driver by an 1531  
entity that has a valid mailing address in the state. 1532

(b) An individual is self-employed as a truck driver using 1533  
a valid mailing address in the state. 1534

~~(5)~~ (4) "Moving violation" has the same meaning as in 1535  
section 4510.01 of the Revised Code. 1536

(B) The commercial truck driver student aid program is 1537  
hereby established. Under the program, the chancellor of higher 1538  
education shall ~~pay~~ make awards to an eligible schools. Schools 1539  
that receive such awards shall distribute to an eligible student 1540  
who commits to reside in and be employed in this state for a 1541  
minimum of one year upon completion of a ~~certified commercial~~ 1542  
~~driver's license driver training~~ program a combination of a 1543  
grant and a loan in the amounts prescribed by the chancellor 1544  
under division (D) of this section to pay for the costs of a 1545  
~~certified commercial driver's license driver training~~ program at 1546  
~~a certified commercial driver's license~~ an eligible school. 1547

(C) There is hereby established in the state treasury the 1548  
commercial truck driver student aid fund, which shall consist of 1549  
funds appropriated by the general assembly for purposes of this 1550  
section and funds received as repayment for loans awarded under 1551  
this section. 1552

The fund shall be used by the chancellor for grants and 1553  
loans made under this section and for expenses of creating and 1554  
administering the program. 1555

~~(D) (1) The grant amount awarded to an eligible student~~ 1556  
~~shall equal one half of the student's remaining state cost of~~ 1557  
~~attendance after the student's Pell grant and expected family~~ 1558  
~~contribution are applied to the instructional and general~~ 1559  
~~charges for the student's enrollment in the certified commercial~~ 1560  
~~driver's license school. chancellor shall determine the grant and~~ 1561  
~~loan amount awarded to an eligible student.~~ 1562

Except as provided in ~~divisions~~ division (D) (2) ~~and (E)~~ of 1563  
this section, the chancellor also shall award a loan to an 1564  
eligible student in the same amount as the grant. A loan for an 1565  
eligible student's program costs under this section shall not 1566  
exceed ten thousand dollars. The total amount of a grant and a 1567  
loan awarded to an eligible student under this section shall not 1568  
exceed the cost of tuition and related expenses for an eligible 1569  
school's commercial driver training program. 1570

(2) If, for any academic year, the amounts available for 1571  
support of the program are inadequate to provide grants and 1572  
loans to all eligible students who apply for participation or 1573  
are participating in the program, the chancellor shall 1574  
proportionately reduce the amount of each grant and loan to be 1575  
awarded for the academic year. 1576

~~(E) The amount of a grant and a loan awarded to an~~ 1577  
~~eligible student under this section shall be in addition to what~~ 1578  
~~the eligible student receives under the Ohio college opportunity~~ 1579  
~~grant under section 3333.122 of the Revised Code. If an eligible~~ 1580  
~~student receives a grant under section 3333.122 of the Revised~~ 1581  
~~Code, the chancellor shall decrease the amount of the eligible~~ 1582

~~student's loan under this section by the amount of the grant~~ 1583  
~~received under that section.~~ 1584

~~(F)(1)~~ (E)(1) The chancellor shall be responsible for 1585  
making deposits and withdrawals and maintaining records 1586  
pertaining to the student aid program. 1587

(2) Each eligible student who accepts a grant or loan 1588  
under division (B) of this section shall sign a promissory note 1589  
payable to the state in the event the student fails to do either 1590  
of the following: 1591

(a) Satisfy the residency and employment requirement under 1592  
that division; 1593

(b) Complete the ~~certified commercial driver's license~~ 1594  
driver training program in which the student was enrolled. 1595

~~(2)~~ (3) The amount payable under the note shall be the 1596  
amount of the grant or loan accepted by the student plus 1597  
interest accrued annually beginning either one calendar year 1598  
after the student completes a ~~certified commercial driver's~~ 1599  
~~license~~ driver training program or immediately after the student 1600  
disenrolls from, or does not complete, a ~~certified commercial~~ 1601  
~~driver's license~~ driver training program. The chancellor shall 1602  
determine the interest rate and period of repayment under the 1603  
note. The chancellor may consult with the attorney general and 1604  
the treasurer of state when determining the interest rate and 1605  
period of repayment. 1606

~~(3)~~ (4) The note shall stipulate that the obligation to 1607  
make payments under the note is canceled once either of the 1608  
following applies to the student: 1609

(a) The student completes a ~~certified commercial driver's~~ 1610  
~~license~~ driver training program and meets the residency and 1611

employment requirement under division (B) of this section. 1612

(b) The student dies or becomes totally and permanently disabled. 1613  
1614

~~(G)~~ (F) The chancellor, in consultation with the director of public safety, shall adopt rules, in accordance with Chapter 119. of the Revised Code, necessary for the operation of the program, including rules for all of the following: 1615  
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1618

(1) Terms and conditions for loans under the program; 1619

(2) Requirements for certification of commercial ~~driver's license~~ driver training schools; 1620  
1621

(3) Additional eligibility criteria that the chancellor determines necessary for individuals participating in the program. 1622  
1623  
1624

**Sec. 3345.011.** "State university" means a public institution of higher education which is a body politic and corporate. Each of the following institutions of higher education shall be recognized as a state university: university of Akron, Bowling Green state university, Central state university, university of Cincinnati, Cleveland state university, Kent state university, Miami university, northeast Ohio medical university, Ohio university, Ohio state university, Shawnee state university, university of Toledo, Wright state university, and Youngstown state university. 1625  
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"State institution of higher education" means any state university or college as defined in division (A) (1) of section 3345.12 of the Revised Code, community college, state community college, university branch established under Chapter 3355. of the Revised Code, or technical college. 1635  
1636  
1637  
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"University system of Ohio" means the collective group of 1640  
all of the state institutions of higher education. 1641

"Member of the university system of Ohio" means any 1642  
individual state institution of higher education. 1643

**Sec. 3350.11.** The board of trustees of the northeast Ohio 1644  
medical university shall annually elect from its members a 1645  
chairperson and a vice-chairperson. The board may also appoint a 1646  
secretary of the board, a treasurer, and such other officers of 1647  
the university as the interest of the university requires, who 1648  
may be members of the board. The board may also appoint boards 1649  
or commissions to assist the officers of the university with its 1650  
operation. The treasurer, before entering upon the discharge of 1651  
the official duties of treasurer, shall give bond or insurance 1652  
to the state for the faithful performance of the official duties 1653  
of treasurer and the proper accounting for all moneys coming 1654  
into the treasurer's care. The amount of the bonds or insurance 1655  
shall be determined by the board, but shall not be for a sum 1656  
less than the estimated amount which may come into the 1657  
treasurer's control at any time, less any reasonable deductible. 1658  
~~The bonds shall be approved by the attorney general.~~ 1659

**Sec. 3735.671.** (A) If construction or remodeling of 1660  
commercial or industrial property is to be exempted from 1661  
taxation pursuant to section 3735.67 of the Revised Code, the 1662  
legislative authority and the owner of the property, prior to 1663  
the commencement of construction or remodeling, shall enter into 1664  
a written agreement, binding on both parties for a period of 1665  
time that does not end prior to the end of the period of the 1666  
exemption, that includes all of the information and statements 1667  
prescribed by this section. Agreements may include terms not 1668  
prescribed by this section, but such terms shall in no way 1669

derogate from the information and statements prescribed by this section. 1670  
1671

(1) Except as otherwise provided in division (A) (2) or (3) 1672  
of this section, an agreement entered into under this section 1673  
shall not be approved by the legislative authority unless the 1674  
board of education of the city, local, or exempted village 1675  
school district within the territory of which the property is or 1676  
will be located approves the agreement. For the purpose of 1677  
obtaining such approval, the legislative authority shall certify 1678  
a copy of the agreement to the board of education not later than 1679  
forty-five days prior to approving the agreement, excluding 1680  
Saturday, Sunday, and a legal holiday as defined in section 1.14 1681  
of the Revised Code. The board of education, by resolution 1682  
adopted by a majority of the board, shall approve or disapprove 1683  
the agreement and certify a copy of the resolution to the 1684  
legislative authority not later than fourteen days prior to the 1685  
date stipulated by the legislative authority as the date upon 1686  
which approval of the agreement is to be formally considered by 1687  
the legislative authority. The board of education may include in 1688  
the resolution conditions under which the board would approve 1689  
the agreement. The legislative authority may approve an 1690  
agreement at any time after the board of education certifies its 1691  
resolution approving the agreement to the legislative authority, 1692  
or, if the board approves the agreement conditionally, at any 1693  
time after the conditions are agreed to by the board and the 1694  
legislative authority. 1695

(2) Approval of an agreement by the board of education is 1696  
not required under division (A) (1) of this section if, for each 1697  
tax year the real property is exempted from taxation, the sum of 1698  
the following quantities, as estimated at or prior to the time 1699  
the agreement is formally approved by the legislative authority, 1700

equals or exceeds fifty per cent of the amount of taxes, as 1701  
estimated at or prior to that time, that would have been charged 1702  
and payable that year upon the real property had that property 1703  
not been exempted from taxation: 1704

(a) The amount of taxes charged and payable on any portion 1705  
of the assessed valuation of the new structure or of the 1706  
increased assessed valuation of an existing structure after 1707  
remodeling began that will not be exempted from taxation under 1708  
the agreement; 1709

(b) The amount of taxes charged and payable on tangible 1710  
personal property located on the premises of the new structure 1711  
or of the structure to be remodeled under the agreement, whether 1712  
payable by the owner of the structure or by a related member, as 1713  
defined in section 5733.042 of the Revised Code without regard 1714  
to division (B) of that section. 1715

(c) The amount of any cash payment by the owner of the new 1716  
structure or structure to be remodeled to the school district, 1717  
the dollar value, as mutually agreed to by the owner and the 1718  
board of education, of any property or services provided by the 1719  
owner of the property to the school district, whether by gift, 1720  
loan, or otherwise, and any payment by the legislative authority 1721  
to the school district pursuant to section 5709.82 of the 1722  
Revised Code. 1723

The estimates of quantities used for purposes of division 1724  
(A) (2) of this section shall be estimated by the legislative 1725  
authority. The legislative authority shall certify to the board 1726  
of education that the estimates have been made in good faith. 1727  
Departures of the actual quantities from the estimates 1728  
subsequent to approval of the agreement by the board of 1729  
education do not invalidate the agreement. 1730

(3) If a board of education has adopted a resolution 1731  
waiving its right to approve agreements and the resolution 1732  
remains in effect, approval of an agreement by the board is not 1733  
required under this division. If a board of education has 1734  
adopted a resolution allowing a legislative authority to deliver 1735  
the notice required under this division fewer than forty-five 1736  
business days prior to the legislative authority's execution of 1737  
the agreement, the legislative authority shall deliver the 1738  
notice to the board not later than the number of days prior to 1739  
such execution as prescribed by the board in its resolution. If 1740  
a board of education adopts a resolution waiving its right to 1741  
approve agreements or shortening the notification period, the 1742  
board shall certify a copy of the resolution to the legislative 1743  
authority. If the board of education rescinds such a resolution, 1744  
it shall certify notice of the rescission to the legislative 1745  
authority. 1746

(4) If the owner of the property or the legislative 1747  
authority agree to make any payment to the school district as 1748  
described in division (A) (2) (c) of this section, the owner or 1749  
legislative authority shall agree to make payments to the joint 1750  
vocational school district within which the property is located 1751  
at the same rate or amount and under the same terms received by 1752  
the city, local, or exempted village school district. 1753

(B) Each agreement shall include the following 1754  
information: 1755

(1) The names of all parties to the agreement; 1756

(2) A description of the remodeling or construction, 1757  
whether or not to be exempted from taxation, including existing 1758  
or new structure size and cost thereof; the value of machinery, 1759  
equipment, furniture, and fixtures, including an itemization of 1760

the value of machinery, equipment, furniture, and fixtures used 1761  
at another location in this state prior to the agreement and 1762  
relocated or to be relocated from that location to the property, 1763  
and the value of machinery, equipment, furniture, and fixtures 1764  
at the facility prior to the execution of the agreement; the 1765  
value of inventory at the property, including an itemization of 1766  
the value of inventory held at another location in this state 1767  
prior to the agreement and relocated or to be relocated from 1768  
that location to the property, and the value of inventory held 1769  
at the property prior to the execution of the agreement; 1770

(3) The scheduled starting and completion dates of 1771  
remodeling or construction of real property or of investments 1772  
made in machinery, equipment, furniture, fixtures, and 1773  
inventory; 1774

(4) Estimates of the number of employee positions to be 1775  
created each year of the agreement and of the number of employee 1776  
positions retained by the owner due to the remodeling or 1777  
construction, itemized as to the number of full-time, part-time, 1778  
permanent, and temporary positions; 1779

(5) Estimates of the dollar amount of payroll attributable 1780  
to the positions set forth in division (B)(4) of this section, 1781  
similarly itemized; 1782

(6) The number of employee positions, if any, at the 1783  
property and at any other location in this state at the time the 1784  
agreement is executed, itemized as to the number of full-time, 1785  
part-time, permanent, and temporary positions. 1786

(C) Each agreement shall set forth the following 1787  
information and incorporate the following statements: 1788

(1) A description of real property to be exempted from 1789

taxation under the agreement, the percentage of the assessed 1790  
valuation of the real property exempted from taxation, and the 1791  
period for which the exemption is granted, accompanied by the 1792  
statement: "The exemption commences the first year for which the 1793  
real property would first be taxable were that property not 1794  
exempted from taxation. No exemption shall commence after 1795  
\_\_\_\_\_ (insert date) nor extend beyond \_\_\_\_\_ (insert 1796  
date)."

(2) "\_\_\_\_\_ (insert name of owner) shall pay such real 1798  
property taxes as are not exempted under this agreement and are 1799  
charged against such property and shall file all tax reports and 1800  
returns as required by law. If \_\_\_\_\_ (insert name of owner) 1801  
fails to pay such taxes or file such returns and reports, 1802  
exemptions from taxation granted under this agreement are 1803  
rescinded beginning with the year for which such taxes are 1804  
charged or such reports or returns are required to be filed and 1805  
thereafter."

(3) "\_\_\_\_\_ (insert name of owner) hereby certifies 1807  
that at the time this agreement is executed, \_\_\_\_\_ (insert 1808  
name of owner) does not owe any delinquent real or tangible 1809  
personal property taxes to any taxing authority of the State of 1810  
Ohio, and does not owe delinquent taxes for which \_\_\_\_\_ 1811  
(insert name of owner) is liable under Chapter 5733., 5735., 1812  
5739., 5741., 5743., 5747., or 5753. of the Ohio Revised Code, 1813  
or, if such delinquent taxes are owed, \_\_\_\_\_ (insert name 1814  
of owner) currently is paying the delinquent taxes pursuant to 1815  
an undertaking enforceable by the State of Ohio or an agent or 1816  
instrumentality thereof, has filed a petition in bankruptcy 1817  
under 11 U.S.C.A. 101, et seq., or such a petition has been 1818  
filed against \_\_\_\_\_ (insert name of owner). For the 1819  
purposes of this certification, delinquent taxes are taxes that 1820

remain unpaid on the latest day prescribed for payment without 1821  
penalty under the chapter of the Revised Code governing payment 1822  
of those taxes." 1823

(4) "\_\_\_\_\_ (insert name of municipal corporation or 1824  
county) shall perform such acts as are reasonably necessary or 1825  
appropriate to effect, claim, reserve, and maintain exemptions 1826  
from taxation granted under this agreement including, without 1827  
limitation, joining in the execution of all documentation and 1828  
providing any necessary certificates required in connection with 1829  
such exemptions." 1830

(5) "If for any reason \_\_\_\_\_ (insert name of 1831  
municipal corporation or county) revokes the designation of the 1832  
area, entitlements granted under this agreement shall continue 1833  
for the number of years specified under this agreement, unless 1834  
\_\_\_\_\_ (insert name of owner) materially fails to fulfill 1835  
its obligations under this agreement and \_\_\_\_\_ 1836  
(insert name of municipal corporation or county) terminates or 1837  
modifies the exemptions from taxation pursuant to this 1838  
agreement." 1839

(6) "If \_\_\_\_\_ (insert name of owner) materially fails 1840  
to fulfill its obligations under this agreement, or if 1841  
\_\_\_\_\_ (insert name of municipal corporation or county) 1842  
determines that the certification as to delinquent taxes 1843  
required by this agreement is fraudulent, \_\_\_\_\_ (insert 1844  
name of municipal corporation or county) may terminate or modify 1845  
the exemptions from taxation granted under this agreement." 1846

(7) "\_\_\_\_\_ (insert name of owner) shall provide to 1847  
the proper tax incentive review council any information 1848  
reasonably required by the council to evaluate the applicant's 1849  
compliance with the agreement, including returns filed pursuant 1850

to section 5711.02 of the Ohio Revised Code if requested by the council." 1851  
1852

(8) "This agreement is not transferable or assignable without the express, written approval of \_\_\_\_\_ (insert name of municipal corporation or county)." 1853  
1854  
1855

(9) "Exemptions from taxation granted under this agreement shall be revoked if it is determined that \_\_\_\_\_ (insert name of owner), any successor to that person, or any related member (as those terms are defined in division (E) of section 3735.671 of the Ohio Revised Code) has violated the prohibition against entering into this agreement under division (E) of section 3735.671 or section 5709.62 or 5709.63 of the Ohio Revised Code prior to the time prescribed by that division or either of those sections." 1856  
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(10) "\_\_\_\_\_ (insert name of owner) and \_\_\_\_\_ (insert name of municipal corporation or county) acknowledge that this agreement must be approved by formal action of the legislative authority of \_\_\_\_\_ (insert name of municipal corporation or county) as a condition for the agreement to take effect. This agreement takes effect upon such approval." 1865  
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The statement described in division (C)(6) of this section may include the following statement, appended at the end of the statement: ", and may require the repayment of the amount of taxes that would have been payable had the property not been exempted from taxation under this agreement." If the agreement includes a statement requiring repayment of exempted taxes, it also may authorize the legislative authority to secure repayment of such taxes by a lien on the exempted property in the amount required to be repaid. Such a lien shall attach, and may be perfected, collected, and enforced, in the same manner as a 1871  
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mortgage lien on real property, and shall otherwise have the same force and effect as a mortgage lien on real property.

(D) Except as otherwise provided in this division, an agreement entered into under this section shall require that the owner pay an annual fee equal to the greater of one per cent of the amount of taxes exempted under the agreement or five hundred dollars; provided, however, that if the value of the incentives exceeds two hundred fifty thousand dollars, the fee shall not exceed two thousand five hundred dollars. The fee shall be payable to the legislative authority once per year for each year the agreement is effective on the days and in the form specified in the agreement. Fees paid shall be deposited in a special fund created for such purpose by the legislative authority and shall be used by the legislative authority exclusively for the purpose of complying with section 3735.672 of the Revised Code and by the tax incentive review council created under section 5709.85 of the Revised Code exclusively for the purposes of performing the duties prescribed under that section. The legislative authority may waive or reduce the amount of the fee, but such waiver or reduction does not affect the obligations of the legislative authority or the tax incentive review council to comply with section 3735.672 or 5709.85 of the Revised Code.

(E) If any person that is party to an agreement granting an exemption from taxation discontinues operations at the structure to which that exemption applies prior to the expiration of the term of the agreement, that person, any successor to that person, and any related member shall not enter into an agreement under this section or section 5709.62, 5709.63, or 5709.632 of the Revised Code, and no legislative authority shall enter into such an agreement with such a person, successor, or related member, prior to the expiration of five

years after the discontinuation of operations. As used in this 1912  
division, "successor" means a person to which the assets or 1913  
equity of another person has been transferred, which transfer 1914  
resulted in the full or partial nonrecognition of gain or loss, 1915  
or resulted in a carryover basis, both as determined by rule 1916  
adopted by the tax commissioner. "Related member" has the same 1917  
meaning as defined in section 5733.042 of the Revised Code 1918  
without regard to division (B) of that section. 1919

The director of development services shall review all 1920  
agreements submitted to the director under division (F) of this 1921  
section for the purpose of enforcing this division. If the 1922  
director determines there has been a violation of this division, 1923  
the director shall notify the legislative authority of such 1924  
violation, and the legislative authority immediately shall 1925  
revoke the exemption granted under the agreement. 1926

(F) When an agreement is entered into under this section, 1927  
the legislative authority authorizing the agreement shall 1928  
forward a copy of the agreement to the director of development 1929  
services within fifteen days after the agreement is entered 1930  
into. 1931

**Sec. 4715.39.** (A) The state dental board may define the 1932  
duties that may be performed by dental assistants and other 1933  
individuals designated by the board as qualified personnel. If 1934  
defined, the duties shall be defined in rules adopted in 1935  
accordance with Chapter 119. of the Revised Code. The rules may 1936  
include training and practice standards for dental assistants 1937  
and other qualified personnel. The standards may include 1938  
examination and issuance of a certificate. If the board issues a 1939  
certificate, the recipient shall display the certificate in a 1940  
conspicuous location in any office in which the recipient is 1941

employed to perform the duties authorized by the certificate. 1942

(B) A dental assistant may polish the clinical crowns of 1943  
teeth if all of the following requirements are met: 1944

(1) The dental assistant's polishing activities are 1945  
limited to the use of a rubber cup attached to a slow-speed 1946  
rotary dental hand piece to remove soft deposits that build up 1947  
over time on the crowns of teeth. 1948

(2) The polishing is performed only after a dentist has 1949  
evaluated the patient and any calculus detected on the teeth to 1950  
be polished has been removed by a dentist or dental hygienist. 1951

(3) The dentist supervising the assistant supervises not 1952  
more than two dental assistants engaging in polishing activities 1953  
at any given time. 1954

(4) The dental assistant is certified by the dental 1955  
assisting national board ~~or~~, the Ohio commission on dental 1956  
assistant certification, or the American medical technologists. 1957

(5) The dental assistant receives a certificate from the 1958  
board authorizing the assistant to engage in the polishing 1959  
activities. The board shall issue the certificate if the 1960  
individual has successfully completed training in the polishing 1961  
of clinical crowns through a program accredited by the American 1962  
dental association commission on dental accreditation or 1963  
equivalent training approved by the board. The training shall 1964  
include courses in basic dental anatomy and infection control, 1965  
followed by a course in coronal polishing that includes 1966  
didactic, preclinical, and clinical training; any other training 1967  
required by the board; and a skills assessment that includes 1968  
successful completion of standardized testing. The board shall 1969  
adopt rules pursuant to division (A) of this section 1970

establishing standards for approval of this training. 1971

(C) A dental assistant may apply pit and fissure sealants 1972  
if all of the following requirements are met: 1973

(1) A dentist evaluates the patient and designates the 1974  
teeth and surfaces that will benefit from the application of 1975  
sealant on the day the application is to be performed. 1976

(2) The dental assistant is certified by the dental 1977  
assisting national board ~~or~~, the Ohio commission on dental 1978  
assistant certification, or the American medical technologists. 1979

(3) The dental assistant has successfully completed a 1980  
course in the application of sealants consisting of at least two 1981  
hours of didactic instruction and six hours of clinical 1982  
instruction through a program provided by an institution 1983  
accredited by the American dental association commission on 1984  
dental accreditation or a program provided by a sponsor of 1985  
continuing education approved by the board. 1986

(4) The dentist supervising the assistant has observed the 1987  
assistant successfully apply at least six sealants. 1988

(5) Except as provided in division (D) or (E) of this 1989  
section, the dentist supervising the assistant checks and 1990  
approves the application of all sealants placed by the assistant 1991  
before the patient leaves the location where the sealant 1992  
application procedure is performed. 1993

(D) (1) A dental assistant who is certified by the dental 1994  
assisting national board ~~or~~, the Ohio commission on dental 1995  
assistant certification, or the American medical technologists 1996  
may provide, for not more than fifteen consecutive business 1997  
days, all of the following services to a patient when the 1998  
supervising dentist is not physically present at the location 1999

where the services are provided if the conditions specified in	2000
division (D) (2) of this section have been satisfied:	2001
(a) Recementation of temporary crowns or recementation of	2002
crowns with temporary cement;	2003
(b) Application of fluoride varnish;	2004
(c) Application of disclosing solutions;	2005
(d) Application of desensitizing agents, excluding silver	2006
diamine fluoride;	2007
(e) Caries susceptibility testing;	2008
(f) Instruction on oral hygiene home care, including the	2009
use of toothbrushes and dental floss.	2010
(2) The conditions that must be satisfied before a dental	2011
assistant may provide the services specified in division (D) (1)	2012
of this section are all of the following:	2013
(a) The dental assistant has at least one year and a	2014
minimum of one thousand five hundred hours of experience	2015
practicing as a dental assistant.	2016
(b) The dental assistant has successfully completed a	2017
course approved by the state dental board in the identification	2018
and prevention of potential medical emergencies.	2019
(c) The supervising dentist has evaluated the dental	2020
assistant's skills.	2021
(d) The supervising dentist has established written	2022
protocols or written standing orders for the dental assistant to	2023
follow during and in the absence of an emergency.	2024
(e) The supervising dentist completed and evaluated a	2025
medical and dental history of the patient not more than one year	2026

prior to the date that the dental assistant provides services to the patient, and the supervising dentist determines that the patient is in a medically stable condition.

(f) The patient is notified, in advance of the appointment for services, that the supervising dentist will be absent from the location and that the dental assistant cannot diagnose the patient's dental health care status.

(g) The dental assistant is employed by, or under contract with, the supervising dentist, a dentist licensed under this chapter who meets one of the criteria specified in division (C) (10) (b) of section 4715.22 of the Revised Code, or a government entity that employs the dental assistant to provide services in a public school or in connection with other programs the government entity administers.

(3) A dental assistant who is certified by the dental assisting national board ~~or~~, the Ohio commission on dental assistant certification, or the American medical technologists may apply, for not more than fifteen business days, pit and fissure sealants when the supervising dentist is not physically present at the location where the sealants are to be applied if the dental assistant meets the requirements in divisions (C) (3) and (4) of this section and all of the conditions specified in division (D) (2) of this section have been satisfied.

(E) A dental assistant who is certified by the dental assisting national board ~~or~~, the Ohio commission on dental assistant certification, or the American medical technologists may apply pit and fissure sealants prior to a dentist examining the patient and rendering a diagnosis, and when a dentist is not physically present at the location where the service is provided, if all of the following are the case:

(1) The dental assistant meets the requirements in	2057
divisions (C) (3) and (4) of this section.	2058
(2) The conditions specified in divisions (D) (2) (a), (b),	2059
(c), (d), (f), and (g) of this section have been satisfied.	2060
(3) The dental assistant is providing the service as part	2061
of a program operated through any of the following: a school	2062
district board of education or the governing board of an	2063
educational service center; the board of health of a city or	2064
general health district or the authority having the duties of a	2065
board of health under section 3709.05 of the Revised Code; a	2066
national, state, district, or local dental association; or any	2067
other public or private entity recognized by the state dental	2068
board.	2069
(4) A supervising dentist for the program described in	2070
division (E) (3) of this section meets both of the following	2071
conditions:	2072
(a) Is employed by or a volunteer for, and the patients	2073
are referred by, the entity through which the program is	2074
operated;	2075
(b) Is available for consultation by telephone,	2076
videoconferencing, or other means of electronic communication.	2077
(5) The application of pit and fissure sealants is limited	2078
to erupted permanent posterior teeth without suspicion of	2079
dentinal cavitation.	2080
(6) If the patient is a minor, a parent, guardian, or	2081
other person responsible for the patient has been notified that	2082
a dentist will not be present at the location and that the	2083
dental assistant is not trained to diagnose or treat other	2084
serious dental concerns that could exist.	2085

(F) Subject to this section and the applicable rules of the board, licensed dentists may assign to dental assistants and other qualified personnel dental procedures that do not require the professional competence or skill of the licensed dentist, a dental hygienist, or an expanded function dental auxiliary as this section or the board by rule authorizes dental assistants and other qualified personnel to perform. Except as provided in division (D) or (E) of this section, the performance of dental procedures by dental assistants and other qualified personnel shall be under direct supervision and full responsibility of the licensed dentist.

(G) Nothing in this section shall be construed by rule of the state dental board or otherwise to do the following:

(1) Authorize dental assistants or other qualified personnel to engage in the practice of dental hygiene as defined by sections 4715.22 and 4715.23 of the Revised Code or to perform the duties of a dental hygienist, including the removal of calcarious deposits, dental cement, or accretions on the crowns and roots of teeth other than as authorized pursuant to this section;

(2) Authorize dental assistants or other qualified personnel to engage in the practice of an expanded function dental auxiliary as specified in section 4715.64 of the Revised Code or to perform the duties of an expanded function dental auxiliary other than as authorized pursuant to this section.

(3) Authorize the assignment of any of the following:

(a) Diagnosis;

(b) Treatment planning and prescription, including prescription for drugs and medicaments or authorization for

restorative, prosthodontic, or orthodontic appliances; 2115

(c) Surgical procedures on hard or soft tissue of the oral 2116  
cavity, or any other intraoral procedure that contributes to or 2117  
results in an irremediable alteration of the oral anatomy; 2118

(d) The making of final impressions from which casts are 2119  
made to construct any dental restoration. 2120

(H) No dentist shall assign any dental assistant or other 2121  
individual acting in the capacity of qualified personnel to 2122  
perform any dental procedure that the assistant or other 2123  
individual is not authorized by this section or by board rule to 2124  
perform. No dental assistant or other individual acting in the 2125  
capacity of qualified personnel shall perform any dental 2126  
procedure other than in accordance with this section and any 2127  
applicable board rule or any dental procedure that the assistant 2128  
or other individual is not authorized by this section or by 2129  
board rule to perform. 2130

**Sec. 4715.53.** (A) Each individual seeking a certificate to 2131  
practice as a dental x-ray machine operator shall apply to the 2132  
state dental board on a form the board shall prescribe and 2133  
provide. The application shall be accompanied by an application 2134  
fee of thirty-two dollars. 2135

(B) The board shall review all applications received and 2136  
issue a dental x-ray machine operator certificate to each 2137  
applicant who submits evidence satisfactory to the board of one 2138  
of the following: 2139

(1) The applicant holds certification from the dental 2140  
assisting national board ~~or~~, the Ohio commission on dental 2141  
assistant certification, or the American medical technologists. 2142

(2) The applicant holds a license, certificate, permit, 2143

registration, or other credential issued by another state that 2144  
the board determines uses standards for dental x-ray machine 2145  
operators that are at least equal to those established under 2146  
this chapter. 2147

(3) The applicant has successfully completed an 2148  
educational program consisting of at least seven hours of 2149  
instruction in dental x-ray machine operation that meets either 2150  
of the following requirements: 2151

(a) Has been approved by the board in accordance with 2152  
section 4715.57 of the Revised Code; 2153

(b) Is conducted by an institution accredited by the 2154  
American dental association commission on dental accreditation. 2155

(C) A certificate issued under this section expires two 2156  
years after it is issued and may be renewed if the certificate 2157  
holder does both of the following: 2158

(1) Certifies to the board that the certificate holder has 2159  
completed at least two hours of instruction in dental x-ray 2160  
machine operation approved by the board in accordance with 2161  
section 4715.57 of the Revised Code during the two-year period 2162  
preceding the date the renewal application is received by the 2163  
board. 2164

(2) Submits a renewal fee of thirty-two dollars to the 2165  
board. 2166

Renewals shall be made in accordance with the standard 2167  
renewal procedure established under Chapter 4745. of the Revised 2168  
Code. 2169

**Sec. 4715.66.** (A) The state dental board shall adopt rules 2170  
as the board considers necessary to implement and administer 2171

sections 4715.61 to 4715.64 of the Revised Code. The rules shall 2172  
be adopted in accordance with Chapter 119. of the Revised Code. 2173

(B) In adopting rules under this section, all of the 2174  
following apply: 2175

(1) The board shall adopt rules specifying the education 2176  
or training necessary for an individual to register as an 2177  
expanded function dental auxiliary under this chapter. 2178

(2) The board shall adopt rules specifying the standards 2179  
that must be met for an examination to be accepted by the board 2180  
as an examination of competency to practice as an expanded 2181  
function dental auxiliary. In specifying the standards, the 2182  
board shall provide that an examination will be accepted only if 2183  
the entity that administered the examination required an 2184  
individual to be one of the following as a condition of 2185  
admission to the examination: 2186

(a) An unlicensed dentist who has graduated from an 2187  
accredited dental college, as specified in section 4715.10 of 2188  
the Revised Code, and does not have a dental license under 2189  
suspension or revocation by the board; 2190

(b) A dental student who is enrolled in an accredited 2191  
dental college, as specified in section 4715.10 of the Revised 2192  
Code, and is considered by the dean of the college to be in good 2193  
standing as a dental student; 2194

(c) A graduate of a dental college located outside of the 2195  
United States; 2196

(d) A dental assistant who is certified by the dental 2197  
assisting national board ~~or~~, the Ohio commission on dental 2198  
assistant certification, or the American medical technologists; 2199

(e) A dental hygienist licensed under this chapter whose license is in good standing;	2200 2201
(f) An unlicensed dental hygienist who has graduated from an accredited dental hygiene school, as specified in section 4715.21 of the Revised Code, and does not have a dental hygienist license under suspension or revocation by the board.	2202 2203 2204 2205
(3) The board may adopt rules specifying procedures an expanded function dental auxiliary may perform that are in addition to the procedures specified in divisions (A) (1) to (10) of section 4715.64 of the Revised Code.	2206 2207 2208 2209
<b>Sec. 5709.82.</b> (A) As used in this section:	2210
(1) "New employee" means both of the following:	2211
(a) Persons employed in the construction of real property exempted from taxation under the chapters or sections of the Revised Code enumerated in division (B) of this section;	2212 2213 2214
(b) Persons not described by division (A) (1) (a) of this section who are first employed at the site of such property and who within the two previous years have not been subject, prior to being employed at that site, to income taxation by the municipal corporation within whose territory the site is located on income derived from employment for the person's current employer. "New employee" does not include any person who replaces a person who is not a new employee under division (A) (1) of this section.	2215 2216 2217 2218 2219 2220 2221 2222 2223
(2) "Infrastructure costs" means costs incurred by a municipal corporation in a calendar year to acquire, construct, reconstruct, improve, plan, or equip real or tangible personal property that directly benefits or will directly benefit the exempted property. If the municipal corporation finances the	2224 2225 2226 2227 2228

acquisition, construction, reconstruction, improvement, 2229  
planning, or equipping of real or tangible personal property 2230  
that directly benefits the exempted property by issuing debt, 2231  
"infrastructure costs" means the annual debt charges incurred by 2232  
the municipal corporation from the issuance of such debt. Real 2233  
or tangible personal property directly benefits exempted 2234  
property only if the exempted property places or will place 2235  
direct, additional demand on the real or tangible personal 2236  
property for which such costs were or will be incurred. 2237

(3) "Taxing unit" has the same meaning as in division (H) 2238  
of section 5705.01 of the Revised Code. 2239

(B) (1) Except as otherwise provided under division (C) of 2240  
this section, the legislative authority of any political 2241  
subdivision that has acted under the authority of Chapter 725. 2242  
or 1728., sections 3735.65 to 3735.70, or section 5709.40, 2243  
5709.41, 5709.45, 5709.62, 5709.63, 5709.632, 5709.73, 5709.78, 2244  
5709.84, or 5709.88 of the Revised Code to grant an exemption 2245  
from taxation for real or tangible personal property may 2246  
negotiate with the board of education of each city, local, 2247  
exempted village, or joint vocational school district or other 2248  
taxing unit within the territory of which the exempted property 2249  
is located, and enter into an agreement whereby the school 2250  
district or taxing unit is compensated for tax revenue foregone 2251  
by the school district or taxing unit as a result of the 2252  
exemption. Except as otherwise provided in division (B) (1) of 2253  
this section, if a political subdivision enters into more than 2254  
one agreement under this section with respect to a tax 2255  
exemption, the political subdivision shall provide to each 2256  
school district or taxing unit with which it contracts the same 2257  
percentage of tax revenue foregone by the school district or 2258  
taxing unit, which may be based on a good faith projection made 2259

at the time the exemption is granted. Such percentage shall be 2260  
calculated on the basis of amounts paid by the political 2261  
subdivision and any amounts paid by an owner under division (B) 2262  
(2) of this section. A political subdivision may provide a 2263  
school district or other taxing unit with a smaller percentage 2264  
of foregone tax revenue than that provided to other school 2265  
districts or taxing units only if the school district or taxing 2266  
unit expressly consents in the agreement to receiving a smaller 2267  
percentage. If a subdivision has acted under the authority of 2268  
section 3735.671, 5709.40, 5709.41, 5709.45, 5709.62, 5709.63, 2269  
5709.632, 5709.73, or 5709.78 of the Revised Code and enters 2270  
into a compensation agreement with a city, local, or exempted 2271  
village school district, the subdivision shall provide 2272  
compensation to the joint vocational school district within the 2273  
territory of which the exempted property is located at the same 2274  
rate and under the same terms as received by the city, local, or 2275  
exempted village school district. 2276

(2) An owner of property exempted from taxation under the 2277  
authority described in division (B) (1) of this section may, by 2278  
becoming a party to an agreement described in division (B) (1) of 2279  
this section or by entering into a separate agreement with a 2280  
school district or other taxing unit, agree to compensate the 2281  
school district or taxing unit by paying cash or by providing 2282  
property or services by gift, loan, or otherwise. If the owner's 2283  
property is exempted under the authority of section 3735.671, 2284  
5709.40, 5709.41, 5709.45, 5709.62, 5709.63, 5709.632, 5709.73, 2285  
or 5709.78 of the Revised Code and the owner enters into a 2286  
compensation agreement with a city, local, or exempted village 2287  
school district, the owner shall provide compensation to the 2288  
joint vocational school district within the territory of which 2289  
the owner's property is located at the same rate and under the 2290

same terms as received by the city, local, or exempted village school district. 2291  
2292

(C) This division does not apply to the following: 2293

(1) The legislative authority of a municipal corporation 2294  
that has acted under the authority of division (H) of section 2295  
715.70 or division (U) of section 715.72 of the Revised Code to 2296  
consent to the granting of an exemption from taxation for real 2297  
or tangible personal property in a joint economic development 2298  
district. 2299

(2) The legislative authority of a municipal corporation 2300  
that has specified in an ordinance adopted under section 2301  
5709.40, 5709.41, or 5709.45 of the Revised Code that payments 2302  
in lieu of taxes provided for under section 5709.42 or 5709.46 2303  
of the Revised Code shall be paid to the city, local, or 2304  
exempted village school district in which the improvements are 2305  
located in the amount of taxes that would have been payable to 2306  
the school district if the improvements had not been exempted 2307  
from taxation, as directed in the ordinance. 2308

If the legislative authority of any municipal corporation 2309  
has acted under the authority of Chapter 725. or 1728. or 2310  
section 3735.671, 5709.40, 5709.41, 5709.45, 5709.62, 5709.63, 2311  
5709.632, or 5709.88, or a housing officer under section 3735.67 2312  
of the Revised Code, to grant or consent to the granting of an 2313  
exemption from taxation for real or tangible personal property 2314  
on or after July 1, 1994, the municipal corporation imposes a 2315  
tax on incomes, and the payroll of new employees resulting from 2316  
the exercise of that authority equals or exceeds one million 2317  
dollars in any tax year for which such property is exempted, the 2318  
legislative authority and the board of education of each city, 2319  
local, or exempted village school district within the territory 2320

of which the exempted property is located shall attempt to 2321  
negotiate an agreement providing for compensation to the school 2322  
district for all or a portion of the tax revenue the school 2323  
district would have received had the property not been exempted 2324  
from taxation. The agreement may include as a party the owner of 2325  
the property exempted or to be exempted from taxation and may 2326  
include provisions obligating the owner to compensate the school 2327  
district by paying cash or providing property or services by 2328  
gift, loan, or otherwise. Such an obligation is enforceable by 2329  
the board of education of the school district pursuant to the 2330  
terms of the agreement. 2331

If the legislative authority and board of education fail 2332  
to negotiate an agreement that is mutually acceptable within six 2333  
months of formal approval by the legislative authority of the 2334  
instrument granting the exemption, the legislative authority 2335  
shall compensate the school district in the amount and manner 2336  
prescribed by division (D) of this section. 2337

(D) Annually, the legislative authority of a municipal 2338  
corporation subject to this division shall pay to the city, 2339  
local, or exempted village school district within the territory 2340  
of which the exempted property is located an amount equal to 2341  
fifty per cent of the difference between the amount of taxes 2342  
levied and collected by the municipal corporation on the incomes 2343  
of new employees in the calendar year ending on the day the 2344  
payment is required to be made, and the amount of any 2345  
infrastructure costs incurred in that calendar year. For 2346  
purposes of such computation, the amount of infrastructure costs 2347  
shall not exceed thirty-five per cent of the amount of those 2348  
taxes unless the board of education of the school district, by 2349  
resolution adopted by a majority of the board, approves an 2350  
amount in excess of that percentage. If the amount of those 2351

taxes or infrastructure costs must be estimated at the time the 2352  
payment is made, payments in subsequent years shall be adjusted 2353  
to compensate for any departure of those estimates from the 2354  
actual amount of those taxes. 2355

A municipal corporation required to make a payment under 2356  
this section shall make the payment from its general fund or a 2357  
special fund established for the purpose. The payment is payable 2358  
on the thirty-first day of December of the tax year for or in 2359  
which the exemption from taxation commences and on that day for 2360  
each subsequent tax year property is exempted and the 2361  
legislative authority and board fail to negotiate an acceptable 2362  
agreement under division (C) of this section. 2363

**Sec. 5709.83.** (A) Except as otherwise provided in division 2364  
(B) or (C) of this section, prior to taking formal action to 2365  
adopt or enter into any instrument granting a tax exemption 2366  
under section 725.02, 1728.06, 5709.40, 5709.41, 5709.45, 2367  
5709.62, 5709.63, 5709.632, 5709.73, 5709.78, 5709.84, or 2368  
5709.88 of the Revised Code or formally approving an agreement 2369  
under section 3735.671 of the Revised Code, or prior to 2370  
forwarding an application for a tax exemption for residential 2371  
property under section 3735.67 of the Revised Code to the county 2372  
auditor, the legislative authority of the political subdivision 2373  
or housing officer shall notify the board of education of each 2374  
city, local, exempted village, or joint vocational school 2375  
district in which the proposed tax-exempted property is located. 2376  
The notice shall include a copy of the instrument or 2377  
application. The notice shall be delivered not later than 2378  
fourteen days prior to the day the legislative authority takes 2379  
formal action to adopt or enter into the instrument, or not 2380  
later than fourteen days prior to the day the housing officer 2381  
forwards the application to the county auditor. If the board of 2382

education comments on the instrument or application to the 2383  
legislative authority or housing officer, the legislative 2384  
authority or housing officer shall consider the comments. If the 2385  
board of education of the city, local, exempted village, or 2386  
joint vocational school district so requests, the legislative 2387  
authority or the housing officer shall meet in person with a 2388  
representative designated by the board of education to discuss 2389  
the terms of the instrument or application. 2390

(B) The notice otherwise required to be provided to boards 2391  
of education under division (A) of this section is not required 2392  
if the board has adopted a resolution waiving its right to 2393  
receive such notices, and that resolution remains in effect. If 2394  
a board of education adopts such a resolution, the board shall 2395  
cause a copy of the resolution to be certified to the 2396  
legislative authority. If the board of education rescinds such a 2397  
resolution, it shall certify notice of the rescission to the 2398  
legislative authority. A board of education may adopt such a 2399  
resolution with respect to any one or more counties, townships, 2400  
or municipal corporations situated in whole or in part within 2401  
the school district. 2402

(C) If a legislative authority is required to provide 2403  
notice to a city, local, or exempted village school district of 2404  
its intent to ~~grant such an exemption~~ adopt or enter into any 2405  
instrument granting a tax exemption as required by section 2406  
3735.671, 5709.40, 5709.41, 5709.45, 5709.62, 5709.63, 5709.632, 2407  
5709.73, or 5709.78 of the Revised Code, the legislative 2408  
authority, before adopting a resolution or ordinance or entering 2409  
into an agreement under that section, shall notify the board of 2410  
education of each joint vocational school district in which the 2411  
property to be exempted is located using the same time 2412  
requirements for the notice that applies to notices to city, 2413

local, and exempted village school districts. The content of the 2414  
notice and procedures for responding to the notice are the same 2415  
as required in division (A) of this section. 2416

Sec. 5747.057. (A) As used in this section: 2417

(1) "Eligible employee" means an employee who is nineteen 2418  
years of age or younger and enrolled in a career-technical 2419  
education program approved under section 3317.161 of the Revised 2420  
Code. 2421

(2) "Eligible compensation" means compensation paid on and 2422  
after the effective date of this section from which the employer 2423  
is required to deduct and withhold income tax under section 2424  
5747.06 of the Revised Code. 2425

(B) A nonrefundable credit is allowed against a taxpayer's 2426  
aggregate tax liability under section 5747.02 of the Revised 2427  
Code for a taxpayer that holds a tax credit certificate issued 2428  
under this section. The credit equals the amount listed on the 2429  
certificate and shall be claimed for the taxable year that 2430  
includes the last day of the calendar year for which the 2431  
certificate was issued. The credit shall be claimed in the order 2432  
required under section 5747.98 of the Revised Code. 2433

(C) An employer that is a taxpayer or a pass-through 2434  
entity and that employs an eligible employee in fulfillment of a 2435  
work-based learning experience, internship, or cooperative 2436  
education program associated with the career-technical education 2437  
program in which the eligible employee is enrolled may apply to 2438  
the department of education for a tax credit certificate. The 2439  
application shall be made on forms prescribed by the department, 2440  
in consultation with the tax commissioner, on or after the first 2441  
day of January and on or before the first day of February of 2442

each year. The application shall include all of the following 2443  
information for the calendar year preceding the year in which 2444  
the application is made: 2445

(1) The amount of eligible compensation paid by the 2446  
applicant to each of its eligible employees; 2447

(2) The name, birth date, and social security number of 2448  
each eligible employee employed by the applicant; 2449

(3) The career-technical education program in which each 2450  
eligible employee is enrolled; 2451

(4) A description of each eligible employee's duties as 2452  
part of the employee's work-based learning experience, 2453  
internship, or cooperative education program; 2454

(5) Any other information requested by the department. 2455

(D) (1) After determining that the applicant satisfies the 2456  
conditions described in division (C) of this section, the 2457  
department of education shall issue, within sixty days after the 2458  
receipt of a complete application under that division, a tax 2459  
credit certificate to the applicant equal to the lesser of (a) 2460  
fifteen per cent of the eligible compensation paid by the 2461  
applicant to all eligible employees during the calendar year or 2462  
(b) five thousand dollars per eligible employee, in either case 2463  
subject to the limitations in division (D) (2) of this section. 2464

(2) If the applicant pays eligible compensation to an 2465  
employee who ceases to qualify as an eligible employee during 2466  
the calendar year, only the eligible compensation paid to the 2467  
employee while the employee qualified as an eligible employee 2468  
may be used to calculate the credit amount on a tax credit 2469  
certificate issued under this section. The department shall not 2470  
issue certificates in a total amount that would cause the tax 2471

credits claimed in any fiscal biennium to exceed five million 2472  
dollars. 2473

(3) Each tax credit certificate issued under this section 2474  
shall include a unique identification number and shall state the 2475  
amount of tax credit that may be claimed. A taxpayer claiming 2476  
the credit allowed under this section shall submit a copy of the 2477  
certificate with the taxpayer's return or report. 2478

(E) If a tax credit certificate is issued to a pass- 2479  
through entity under this section, any taxpayer that is a direct 2480  
or indirect investor in the pass-through entity on the last day 2481  
of the entity's taxable year ending in the calendar year for 2482  
which the certificate was issued may claim the taxpayer's 2483  
distributive or proportionate share of the credit against the 2484  
taxpayer's aggregate tax liability under section 5747.02 of the 2485  
Revised Code. 2486

**Sec. 5747.98.** (A) To provide a uniform procedure for 2487  
calculating a taxpayer's aggregate tax liability under section 2488  
5747.02 of the Revised Code, a taxpayer shall claim any credits 2489  
to which the taxpayer is entitled in the following order: 2490

Either the retirement income credit under division (B) of 2491  
section 5747.055 of the Revised Code or the lump sum retirement 2492  
income credits under divisions (C), (D), and (E) of that 2493  
section; 2494

Either the senior citizen credit under division (F) of 2495  
section 5747.055 of the Revised Code or the lump sum 2496  
distribution credit under division (G) of that section; 2497

The dependent care credit under section 5747.054 of the 2498  
Revised Code; 2499

The credit for displaced workers who pay for job training 2500

under section 5747.27 of the Revised Code;	2501
The campaign contribution credit under section 5747.29 of the Revised Code;	2502 2503
The twenty-dollar personal exemption credit under section 5747.022 of the Revised Code;	2504 2505
The joint filing credit under division (G) of section 5747.05 of the Revised Code;	2506 2507
The earned income credit under section 5747.71 of the Revised Code;	2508 2509
The nonrefundable credit for education expenses under section 5747.72 of the Revised Code;	2510 2511
The nonrefundable credit for donations to scholarship granting organizations under section 5747.73 of the Revised Code;	2512 2513 2514
The nonrefundable credit for tuition paid to a nonchartered nonpublic school under section 5747.75 of the Revised Code;	2515 2516 2517
<u>The nonrefundable vocational job credit under section</u> <u>5747.057 of the Revised Code;</u>	2518 2519
The credit for adoption of a minor child under section 5747.37 of the Revised Code;	2520 2521
The nonrefundable job retention credit under division (B) of section 5747.058 of the Revised Code;	2522 2523
The enterprise zone credit under section 5709.66 of the Revised Code;	2524 2525
The credit for purchases of qualifying grape production property under section 5747.28 of the Revised Code;	2526 2527

The small business investment credit under section 5747.81	2528
of the Revised Code;	2529
The nonrefundable lead abatement credit under section	2530
5747.26 of the Revised Code;	2531
The opportunity zone investment credit under section	2532
122.84 of the Revised Code;	2533
The enterprise zone credits under section 5709.65 of the	2534
Revised Code;	2535
The research and development credit under section 5747.331	2536
of the Revised Code;	2537
The credit for rehabilitating a historic building under	2538
section 5747.76 of the Revised Code;	2539
The nonresident credit under division (A) of section	2540
5747.05 of the Revised Code;	2541
The credit for a resident's out-of-state income under	2542
division (B) of section 5747.05 of the Revised Code;	2543
The refundable motion picture and Broadway theatrical	2544
production credit under section 5747.66 of the Revised Code;	2545
The refundable jobs creation credit or job retention	2546
credit under division (A) of section 5747.058 of the Revised	2547
Code;	2548
The refundable credit for taxes paid by a qualifying	2549
entity granted under section 5747.059 of the Revised Code;	2550
The refundable credits for taxes paid by a qualifying	2551
pass-through entity granted under division (I) of section	2552
5747.08 of the Revised Code;	2553
The refundable credit under section 5747.80 of the Revised	2554

Code for losses on loans made to the Ohio venture capital 2555  
program under sections 150.01 to 150.10 of the Revised Code; 2556

The refundable credit for rehabilitating a historic 2557  
building under section 5747.76 of the Revised Code. 2558

(B) For any credit, except the refundable credits 2559  
enumerated in this section and the credit granted under division 2560  
(H) of section 5747.08 of the Revised Code, the amount of the 2561  
credit for a taxable year shall not exceed the taxpayer's 2562  
aggregate amount of tax due under section 5747.02 of the Revised 2563  
Code, after allowing for any other credit that precedes it in 2564  
the order required under this section. Any excess amount of a 2565  
particular credit may be carried forward if authorized under the 2566  
section creating that credit. Nothing in this chapter shall be 2567  
construed to allow a taxpayer to claim, directly or indirectly, 2568  
a credit more than once for a taxable year. 2569

**Section 2.** That existing sections 3301.17, 3302.03, 2570  
3313.6113, 3317.014, 3333.125, 3345.011, 3350.11, 3735.671, 2571  
4715.39, 4715.53, 4715.66, 5709.82, 5709.83, and 5747.98 of the 2572  
Revised Code are hereby repealed. 2573

**Section 3.** (A) The Employers Providing Work-Based Learning 2574  
Pilot Program is created. The program expires two years after 2575  
the effective date of this section. 2576

As soon as practicable after the effective date of this 2577  
section, the Administrator of Workers' Compensation, subject to 2578  
the approval of the Bureau of Workers' Compensation Board of 2579  
Directors, shall adopt a rule that prohibits, for the program's 2580  
duration, the Administrator from charging any amount with 2581  
respect to a claim for compensation or benefits under Chapter 2582  
4121., 4123., 4127., or 4131. of the Revised Code to an 2583

employer's experience if both of the following apply:	2584
(1) The employer provides work-based learning experiences	2585
for students enrolled in a career-technical education program	2586
approved under section 3317.161 of the Revised Code.	2587
(2) The claim is based on a student's injury, occupational	2588
disease, or death sustained in the course of and arising out of	2589
the student's participation in the employer's work-based	2590
learning experience.	2591
(B) Pursuant to section 4109.06 of the Revised Code, the	2592
requirements of Chapter 4109. of the Revised Code do not apply	2593
to a student participating in a work-based learning experience	2594
described in division (A)(1) of this section.	2595
<b>Section 4.</b> Section 3333.125 of the Revised Code as amended	2596
by this act is hereby declared to be an emergency measure	2597
necessary for the immediate preservation of the public peace,	2598
health, and safety. The reason for such necessity is to ensure	2599
that changes made by this act to the Commercial Truck Driver	2600
Student Aid Program can be implemented in a timely manner.	2601
Therefore, section 3333.125 of the Revised Code as amended by	2602
this act shall go into immediate effect.	2603