

Sub. H.B. 33  
As Passed by the Senate  
EDUCD9, EDUCD35,  
EDUCD38, EDUCD39,  
EDCDU40, EDUCD45,  
EDUCD129

\_\_\_\_\_ moved to amend as follows:

- In line 82 of the title, after "3317.0217," insert "3317.0218," 1  
2
- In line 83 of the title, after "3317.161," insert "3317.162," 3
- In line 286 of the title, delete "3317.0218, 3317.162," 4
- In line 822, after "3317.0217," insert "3317.0218," 5
- In line 823, after "3317.161," insert "3317.162," 6
- In line 49745, reinsert "Calculate the district's adjusted local share federal" 7  
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- Reinsert line 49746 9
- In line 49747, reinsert "(a)"; reinsert "both of the following:" 10  
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- In line 49748, reinsert "(i) The" delete "the" 12
- In line 49751, reinsert the semicolon 13
- Reinsert lines 49752 through 49759 14
- In line 49760, reinsert everything before the period 15

In line 49765, reinsert "(A)(3)(a)(i)"; delete " <u>(A)(3)</u> "	16
In line 49768, reinsert "(A)(3)(a)(i)"; delete " <u>(A)(3)</u> "	17
In line 49810, reinsert "0.20"; delete " <u>0.40</u> "; reinsert "+ (the district's)	18 19
Reinsert lines 49811 through 49814	20
In line 49864, reinsert "(A)(1) Subject to division (C) of this"	21 22
In line 49865, reinsert "section, for fiscal years"; after "2022" insert " <u>2024</u> "; reinsert "and"; after "2023" insert " <u>2025</u> "; reinsert the balance of the line	23 24 25
In line 49866, reinsert "education" and insert " <u>and</u> <u>workforce</u> "; reinsert the balance of the line	26 27
Reinsert lines 49867 through 49877	28
In line 49878, reinsert "(2)"	29
In line 49879, delete " <u>of education and workforce</u> "	30
In line 49880, reinsert "that"; delete " <u>each city, local, and</u> <u>exempted village</u> "	31 32
In line 49881, delete " <u>school</u> "	33
In line 49892, reinsert "division (A)(2) of"	34
In line 49894, reinsert "division (A)(2) of"	35
Reinsert lines 49895 through 49897	36
In line 49898, reinsert "fiscal year"; after "2022" insert " <u>2024</u> "; reinsert "or fiscal year"; after "2023" insert " <u>2025</u> "; reinsert ", but does not receive"	37 38 39
Reinsert lines 49899 through 49912	40
In line 49913, reinsert "(2) For fiscal years"; after "2022"	41

insert " <u>2024</u> "; reinsert "and"; after " <del>2023</del> " insert " <u>2025</u> ";	42
reinsert ", if a district has fewer"	43
Reinsert lines 49914 through 49927	44
In line 50800, reinsert "+ the"	45
Reinsert lines 50801 and 50802	46
In line 50807, reinsert "and"	47
Reinsert line 50808	48
In line 50809, reinsert "under section 3317.0218 of the Revised Code"	49 50
In line 51226, reinsert "the school is not an internet- or computer-based"	51 52
In line 51227, reinsert "community school and"	53
In line 51554, reinsert "If the school is not an internet- or computer-based"	54 55
In line 51555, reinsert "community school, the"; delete " <u>The</u> "	56
In line 52085, reinsert "- the students described in division"	57 58
Reinsert lines 52086 and 52087	59
In line 52088, reinsert "Code"	60
After line 52107, insert:	61
" <b>Sec. 3317.0218.</b> This section shall apply only for fiscal years <del>2022</del> <u>2024</u> and <del>2023</del> <u>2025</u> ."	62 63
For each fiscal year, the department of education shall compute supplemental targeted assistance for each city, local, and exempted village school district as follows:	64 65 66
(A) Determine if the district satisfies both of the following	67

criteria:

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(1) The wealth index calculated for the district for fiscal year 2019 under division (A)(4) of former section 3317.0217 of the Revised Code as it existed prior to ~~the effective date of this section~~ September 30, 2021, is greater than 1.6;

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(2) The district's enrolled ADM for fiscal year 2019 is less than eighty-eight per cent of the district's total ADM for fiscal year 2019.

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(B) Determine the maximum of the wealth indices calculated under division (A)(4) of former section 3317.0217 of the Revised Code as it existed prior to ~~the effective date of this section~~ September 30, 2021, for all districts that satisfy both of the criteria specified under division (A) of this section;

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(C) If the district satisfies both of the criteria specified under division (A) of this section, compute the district's supplemental amount as the product of the following:

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(1)  $\{[(\text{The number specified under division (A)(1) of this section} - 1.6) / (\text{the number determined under division (B) of this section} - 1.6)] \times 675\} + 75$ ;

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(2) The district's enrolled ADM.

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(D) If the district does not satisfy both of the criteria specified under division (A) of this section, the district's supplemental amount shall be equal to zero."

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After line 52760, insert:

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"**Sec. 3317.162.** (A) For fiscal years ~~2022~~ 2024 and ~~2023~~ 2025, the department of education shall pay temporary transitional aid to each joint vocational school district according to the following formula:

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(The district's funding base, as that term is defined in section 3317.02 of the Revised Code) - (the district's payment under section 3317.16 of the Revised Code for the fiscal year for which the payment is computed)

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

(B) If a joint vocational school district begins receiving payments under section 3317.16 of the Revised Code for fiscal year ~~2022~~ 2024 or fiscal year ~~2023~~ 2025 but does not receive payments for the fiscal year immediately preceding that fiscal year, the department shall establish the district's funding base, as that term is defined in section 3317.02 of the Revised Code, as an amount equal to the absolute value of the sum of the associated adjustments of any local school district's funding base under division (C) of section 3317.019 of the Revised Code."

In line 124645, after "3317.0217," insert "3317.0218,"

In line 124646, after "3317.161," insert "3317.162,"

In line 124754, delete "3317.0218, 3317.162,"

In line 268599, delete "\$758,439,000 \$810,997,000" and insert "\$774,089,000 \$823,647,000"

In line 268603, delete "\$192,850,000 \$193,850,000" and insert "\$197,850,000 \$198,850,000"

In line 268605, delete "\$7,706,250,000 \$7,951,497,000" and insert "\$7,966,250,000 \$8,268,497,000"

In line 268612, add \$280,650,000 to fiscal year 2024 and \$334,650,000 to fiscal year 2025

In line 268663, add \$280,650,000 to fiscal year 2024 and

\$334,650,000 to fiscal year 2025	124
In line 269093, delete "\$124,423,293" and insert	125
"\$127,423,293"	126
In line 269094, delete "\$136,038,039" and insert	127
"\$138,038,039"	128
Delete lines 269100 through 269102	129
In line 269106, after the second "and", insert "division	130
(A)(2) of"	131
In line 269149, delete "\$37,500,000" and insert "\$38,500,000"	132
In line 269347, delete "section" and insert "sections"; after	133
"3317.16" insert "and 3317.162"	134
In line 269348, delete "TRANSITIONAL AID" and insert "FORMULA	135
TRANSITION SUPPLEMENT"	136
In line 269384, after "under" insert "division (A)(1) of	137
section 3317.019,"	138
In line 269385, after "Code" insert a comma	139
In line 269386, delete "TRANSITIONAL AID" and insert "FORMULA	140
TRANSITION SUPPLEMENT"	141
In line 269506, delete "\$400" and insert "\$650"	142
Delete lines 269507 through 269595 and insert:	143
" <b>Section 265.290.</b> FORMULA TRANSITION SUPPLEMENT	144
(A)(1) For fiscal years 2024 and 2025, the Department of	145
Education and Workforce shall pay a formula transition supplement	146
to each city, local, and exempted village school district	147
according to the following formula:	148
(The district's funding base for fiscal year 2021) - (the	149
district's payments for the fiscal year for which the supplement	150

is calculated under sections 3317.019, 3317.022, and 3317.0212 of the Revised Code)

If the computation made under division (A)(1) of this section for a fiscal year results in a negative number, the district's formula transition supplement for that fiscal year shall be zero.

(2) For purposes of division (A)(1) of this section, a city, local, or exempted village school district's "funding base for fiscal year 2021" means the amount calculated as follows:

(a) Compute the sum of the following:

(i) The amount calculated for the district for fiscal year 2021 under division (A)(1) of Section 265.220 of H.B. 166 of the 133rd General Assembly after any adjustments required under Section 265.227 of H.B. 166 of the 133rd General Assembly and before any funding reductions authorized by Executive Order 2020-19D, issued on May 7, 2020, and Executive Order 2021-01D, issued on January 22, 2021;

(ii) The amount calculated for the district for fiscal year 2021 under division (A)(2) of Section 265.220 of H.B. 166 of the 133rd General Assembly before any funding reductions authorized by Executive Order 2020-19D, issued on May 7, 2020, and Executive Order 2021-01D, issued on January 22, 2021;

(iii) The amount calculated for the district for fiscal year 2021 under division (B) of Section 265.220 of H.B. 166 of the 133rd General Assembly;

(iv) The district's payments for fiscal year 2021 under divisions (C)(1), (2), (3), and (4) of section 3313.981 of the Revised Code as those divisions existed for payments for fiscal year 2021;

(v) The district's payments for fiscal year 2021 under

section 3317.0219 of the Revised Code as that section existed for 180  
payments for fiscal year 2021 and under Section 20 of S.B. 310 of 181  
the 133rd General Assembly. 182

(b) Subtract from the amount calculated in division (A)(2)(a) 183  
of this section the sum of the following: 184

(i) The payments deducted from the district and paid to a 185  
community school established under Chapter 3314. of the Revised 186  
Code for fiscal year 2021 under divisions (C)(1)(a), (b), (c), 187  
(d), (e), (f), and (g) of section 3314.08 of the Revised Code and 188  
division (D) of section 3314.091 of the Revised Code, as those 189  
divisions existed for deductions and payments for fiscal year 190  
2021, in accordance with division (A) of Section 265.230 of H.B. 191  
166 of the 133rd General Assembly, before any funding reductions 192  
authorized by Executive Order 2020-19D, issued on May 7, 2020, and 193  
Executive Order 2021-01D, issued on January 22, 2021; 194

(ii) The payments deducted from the district and paid to a 195  
science, technology, engineering, and mathematics school 196  
established under Chapter 3326. of the Revised Code for fiscal 197  
year 2021, under divisions (A), (B), (C), (D), (E), (F), and (G) 198  
of section 3326.33 of the Revised Code as those divisions existed 199  
for deductions and payments for fiscal year 2021, in accordance 200  
with division (A) of Section 265.235 of H.B. 166 of the 133rd 201  
General Assembly, before any funding reductions authorized by 202  
Executive Order 2020-19D, issued on May 7, 2020, and Executive 203  
Order 2021-01D, issued on January 22, 2021; 204

(iii) The payments deducted from the district for fiscal year 205  
2021 under division (C) of section 3310.08 of the Revised Code as 206  
that division existed for deductions for fiscal year 2021, 207  
division (C)(2) of section 3310.41 of the Revised Code, as that 208  
division existed for deductions for fiscal year 2021, and section 209



3310.55 of the Revised Code as that section existed for deductions 210  
for fiscal year 2021 and, in the case of a pilot project school 211  
district as defined in section 3313.975 of the Revised Code, the 212  
funds deducted from the district for fiscal year 2021 under 213  
Section 265.210 of H.B. 166 of the 133rd General Assembly to 214  
operate the pilot project scholarship program for fiscal year 2021 215  
under sections 3313.974 to 3313.979 of the Revised Code; 216

(iv) The payments subtracted from the district for fiscal 217  
year 2021 under divisions (B)(1), (2), and (3) of section 3313.981 218  
of the Revised Code, as those divisions existed for subtractions 219  
from the district for fiscal year 2021. 220

(B)(1) For fiscal years 2024 and 2025, the Department of 221  
Education and Workforce shall pay a formula transition supplement 222  
to each joint vocational school district according to the 223  
following formula: 224

(The district's funding base for fiscal year 2021) - (the 225  
district's payments for the fiscal year for which the supplement 226  
is calculated under sections 3317.16 and 3317.162 of the Revised 227  
Code) 228

If the computation made under division (B)(1) of this section 229  
for a fiscal year results in a negative number, the district's 230  
formula transition supplement for that fiscal year shall be zero. 231

(2) For purposes of division (B)(1) of this section, a joint 232  
vocational district's "funding base for fiscal year 2021" means 233  
the sum of the following: 234

(a) The district's payments for fiscal year 2021 under 235  
Section 265.225 of H.B. 166 of the 133rd General Assembly after 236  
any adjustments required under Section 265.227 of H.B. 166 of the 237  
133rd General Assembly; 238

(b) The district's payments for fiscal year 2021 under 239  
divisions (D)(1) and (2) of section 3313.981 of the Revised Code, 240  
as those divisions existed for payments for fiscal year 2021; 241

(c) The district's payments for fiscal year 2021 under 242  
section 3317.163 of the Revised Code as that section existed for 243  
payments for fiscal year 2021 and under Section 20 of S.B. 310 of 244  
the 133rd General Assembly. 245

(C)(1) For fiscal years 2024 and 2025, the Department of 246  
Education and Workforce shall pay a formula transition supplement 247  
to each community school established under Chapter 3314. of the 248  
Revised Code according to the following formula: 249

[(The school's funding base for fiscal year 2021 / the number of 250  
students enrolled in the school for fiscal year 2021) - (the sum 251  
of the school's payments for the fiscal year for which the 252  
supplement is calculated under sections 3317.022 and 3317.0212 of 253  
the Revised Code and the section of this act entiteled "COMMUNITY 254  
SCHOOL EQUITY SUPPLEMENT" for the fiscal year for which the 255  
supplement is calculated / the number of students enrolled in the 256  
school for the fiscal year for which the supplement is 257  
calculated)] X the number of students enrolled in the school for 258  
the fiscal year for which the supplement is calculated. 259

If the computation made under division (C)(1) of this section 260  
for a fiscal year results in a negative number, the school's 261  
formula transition supplement for that fiscal year shall be zero. 262

(2) For purposes of division (C)(1) of this section, a 263  
community school's "funding base for fiscal year 2021" means the 264  
sum of the following: 265

(a) The amount calculated for the school for fiscal year 2021 266  
under division (C)(1) of section 3314.08 of the Revised Code as 267  
that section existed for payments for fiscal year 2021, before any 268

funding reductions authorized by Executive Order 2020-19D, issued	269
on May 7, 2020, and Executive Order 2021-01D, issued on January	270
22, 2021;	271
(b) The amount calculated for the school for fiscal year 2021	272
under section 3314.085 of the Revised Code as that section existed	273
for payments for fiscal year 2021;	274
(c) The amount calculated for the school for fiscal year 2021	275
under division (D)(1) of section 3314.091 of the Revised Code as	276
that division existed for payments for fiscal year 2021;	277
(d) The amount calculated for the school for fiscal year 2021	278
under section 3314.088 of the Revised Code as that section existed	279
for payments for fiscal year 2021 and under Section 20 of S.B. 310	280
of the 133rd General Assembly.	281
(D)(1) For fiscal years 2024 and 2025, the Department of	282
Education and Workforce shall pay a formula transition supplement	283
to each science, technology, engineering, and mathematics school	284
established under Chapter 3326. of the Revised Code according to	285
the following formula:	286
[(The school's funding base for fiscal year 2021 / the number of	287
students enrolled in the school for fiscal year 2021) - (the	288
school's payments for the fiscal year for which the supplement is	289
calculated under section 3317.022 of the Revised Code / the number	290
of students enrolled in the school for the fiscal year for which	291
the supplement is calculated)] X the number of students enrolled	292
in the school for the fiscal year for which the supplement is	293
calculated.	294
If the computation made under division (D)(1) of this section	295
for a fiscal year results in a negative number, the school's	296
formula transition supplement for that fiscal year shall be zero.	297

(2) For purposes of division (D)(1) of this section, a science, technology, engineering, and mathematics school's "funding base for fiscal year 2021" means the sum of the following:

(a) The amount calculated for the school for fiscal year 2021 under section 3326.33 of the Revised Code as that section existed for payments for fiscal year 2021, before any funding reductions authorized by Executive Order 2020-19D, issued on May 7, 2020, and Executive Order 2021-01D, issued on January 22, 2021;

(b) The amount calculated for the school for fiscal year 2021 under section 3326.41 of the Revised Code as that section existed for payments for fiscal year 2021;

(c) The amount calculated for the school for fiscal year 2021 under section 3326.42 of the Revised Code as that section existed for payments for fiscal year 2021 and under Section 20 of S.B. 310 of the 133rd General Assembly."

The motion was \_\_\_\_\_ agreed to.

SYNOPSIS

**Restore House school funding provisions** 314

**Targeted assistance** 315

**R.C. 3317.0217** 316

Removes a provision of the Senate version that requires the Department of Education and Workforce (DEW) to include open enrollment students in the ADM of their educating school district, rather than their resident district, when it determines a

district's weighted wealth per pupil for the purposes of	321
calculating a district's targeted assistance.	322
<b>Supplemental targeted assistance</b>	323
<b>R.C. 3317.0218</b>	324
Removes a provision of the Senate version that eliminates the	325
payment of supplemental targeted assistance to school districts.	326
<b>Local per pupil capacity amount</b>	327
<b>R.C. 3317.0217</b>	328
Removes a provision of the Senate version that eliminates the	329
requirement that 20% of a school district's per-pupil local	330
capacity amount be based on the district's adjusted federal	331
adjusted gross income (FAGI) per pupil and, instead, requires the	332
amount be based 60% on the district's valuation per pupil and 40%	333
on the district's FAGI per pupil.	334
<b>Guarantee provisions</b>	335
<b>R.C. 3317.019 and 3317.162; Section 265.290</b>	336
Restores a provision of the Executive and House versions that	337
extends payment of temporary transitional aid unrelated to school	338
transportation for city, local, exempted village, and joint	339
vocational school districts based on an FY 2020 funding base.	340
Restores a provision of the Executive and House versions that	341
extends payment of a formula transitional supplement for	342
districts, community schools, and STEM schools based on an FY 2021	343
funding base.	344
Removes a provision of the Senate version that requires DEW	345
to pay transitional aid to districts and schools in FY 2024 and FY	346
2025 based on an FY 2023 funding base.	347

<b>Funding bases following the establishment of a JVSD</b>	348
<b>R.C. 3317.019 and 3317.162; Section 265.290</b>	349
Removes a provision of the Senate version that transfers from	350
codified to uncodified law the DEW's authority, for FY 2024 and FY	351
2025, to adjust the funding base of a local school district or	352
establish a funding base for a joint vocational school district	353
based on the establishment of a joint vocational school district.	354
<b>English Learner funding – e-schools</b>	355
<b>R.C. 3317.022 and 3317.026</b>	356
Removes a provision of the Senate version that qualifies an	357
internet- or computer-based community school (e-school) for	358
English Learner funding.	359
<b>Community school equity supplement</b>	360
<b>Section 265.285</b>	361
Increases the temporary equity supplement from \$400 per pupil	362
to \$650 per pupil for each site-based community school.	363
<b>Department of Education and Workforce</b>	364
<b>Sections 265.10, 265.190, and 265.250</b>	365
Increases GRF appropriations to DEW by a total of	366
\$280,650,000 in FY 2024 and \$334,650,000 in FY 2025 as follows:	367
- Increases GRF ALI 200550, Foundation Funding – All	368
Students, by \$260,000,000 in FY 2024 and \$317,000,000 in FY 2025;	369
- Increases GRF ALI 200502, Pupil Transportation, by	370
\$15,650,000 in FY 2024 and \$12,650,000 in FY 2025, increases the	371
earmark from that ALI for special education transportation by	372
\$3,000,000 in FY 2024 and \$2,000,000 in FY 2025, and removes the	373
earmark of \$350,000 in each fiscal year for transportation costs	374

of Utica Shale Academy (the remainder of the increase, \$13,000,000	375
in FY 2024 and \$11,000,000 in FY 2025, increases appropriations	376
for payments under the regular education pupil transportation	377
formula).	378
- Increases GRF ALI 200540, Special Education Enhancements,	379
by \$5,000,000 in each fiscal year and increases the earmark from	380
that ALI for payments for special education and related services	381
at county DD boards and institutions by \$1,000,000 in each fiscal	382
year (the remainder of the increase, \$4,000,000 in each fiscal	383
year, increases appropriations for payments under the preschool	384
special education formula).	385
Makes conforming changes to DEW budget language.	386