

Sub. H.B. 33  
As Passed by the Senate  
BORCD64 and BORCD126

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

- In line 255 of the title, after "3335.39," insert "3339.06,  
3344.07," 1 2
- In line 259 of the title, after "3357.131," insert "3361.06," 3
- In line 948, after "3333.303," insert "3335.39, 3339.06,  
3344.07," 4 5
- In line 951, after "3357.131," insert "3361.06," 6
- In line 57580, after "independent" insert "academic" 7
- In line 57581, delete "initially" and insert "physically" 8
- In line 57607, after "independent" insert "academic" 9
- In line 57609, delete "make" and insert "house tenure-track  
faculty who hold their"; after "appointments" delete "of faculty,  
including tenure-track faculty" and insert "within the center" 10 11 12
- In line 57613, after the underlined period insert "No faculty  
outside of the center shall have the authority to block faculty  
hires into the center." 13 14 15
- In line 57628, delete "sixty days after the effective date  
of" 16 17
- In line 57629, delete "this section" and insert "November 20," 18

<u>2023</u> "	19
In line 57631, after the underlined period insert " <u>An initial member shall not begin service until confirmed by the senate. Four members shall form a quorum.</u> "	20 21 22
In line 57645, delete " <u>candidates</u> " and insert " <u>finalists</u> "	23
In line 57647, after the underlined period insert " <u>Future directors shall be chosen in the same manner.</u> "	24 25
In line 57652, delete " <u>ability</u> " and insert " <u>authority</u> "	26
In line 57653, delete " <u>have the authority</u> "	27
After line 57773, insert:	28
" <u>Sec. 3339.06. (A)(1) The Miami university center for civics, culture, and society is established as an independent academic unit within Miami university, physically located in the college of arts and sciences. The center shall conduct teaching and research in the historical ideas, traditions, and texts that have shaped the American constitutional order and society.</u> "	29 30 31 32 33 34
<u>(2) The center shall establish bylaws requiring the center to do all of the following:</u>	35 36
<u>(a) Educate students by means of free, open, and rigorous intellectual inquiry to seek the truth;</u>	37 38
<u>(b) Affirm its duty to equip students with the skills, habits, and dispositions of mind they need to reach their own informed conclusions on matters of social and political importance;</u>	39 40 41 42
<u>(c) Affirm the value of intellectual diversity in higher education and aspire to enhance the intellectual diversity of the university;</u>	43 44 45

(d) Affirm a commitment to create a community dedicated to an ethic of civil and free inquiry, which respects the intellectual freedom of each member, supports individual capacities for growth, and welcomes the differences of opinion that shall naturally exist in a public university community.

The requirements prescribed under divisions (A)(2)(a) to (d) of this section shall take priority over any other bylaws adopted by the center.

(3) The board of trustees of the university may name the center in accordance with the philanthropic naming policies and practices of the university.

(B) The center shall be an independent academic unit physically located at the college of arts and sciences with the authority to house tenure-track faculty who hold their appointments within the center. Faculty appointed to the center shall not be required, but may, hold joint appointments within any other division of the university. Not fewer than ten tenure-track faculty positions shall be allotted to teach under the center. No faculty outside of the center shall have the authority to block faculty hires into the center.

(C)(1) The center shall offer instruction in all of the following:

(a) The books and major debates which form the intellectual foundation of free societies, especially that of the United States;

(b) The principles, ideals, and institutions of the American constitutional order;

(c) The foundations of responsible leadership and informed citizenship.

<u>(2) The center also shall focus on both of the following:</u>	75
<u>(a) Offering university-wide programming related to the values of free speech and civil discourse;</u>	76
<u>(b) Expanding the intellectual diversity of the university's academic community.</u>	77
<u>(D)(1) Not later than December 31, 2023, the board of trustees of the university shall appoint, with the advice and consent of the senate, a seven-member center academic council. An initial member shall not begin service until confirmed by the senate. Four members shall form a quorum.</u>	78
<u>(2) The academic council shall be comprised of scholars with relevant expertise and experience. Not more than one member of the council may be an employee of the university. Best efforts shall be made to have not fewer than three members of the advisory board be from Ohio.</u>	79
<u>(3) Three members of the academic council shall serve initial terms of two years and four members shall serve initial terms of four years, which the members shall determine at their first meeting, and select replacements for vacant seats.</u>	80
<u>(E)(1) The academic council established under division (D) of this section shall conduct a nationwide search for candidates for the director of the center and shall strictly adhere to all relevant state and federal laws. The academic council shall submit to the president of the university a list of finalists from which the president shall select and appoint a director, subject to approval by the board of trustees. Future directors shall be chosen in the same manner.</u>	81
<u>(2) The director shall have the protection of tenure or tenure eligibility. The director shall consult with the dean of</u>	82
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the college of arts and sciences; however, the director shall 104  
report directly to the provost or the president of the university. 105

(3) The director shall have the sole and exclusive authority 106  
to manage the recruitment and hiring process and to extend offers 107  
for employment for all faculty and staff of the center, and to 108  
terminate employment of all staff. The director shall oversee, 109  
develop, and approve the center's curriculum. The center shall be 110  
granted the authority to offer courses and develop certificate, 111  
minor, and major programs as well as graduate programs, and offer 112  
degrees. 113

(F) The director of the center shall submit an annual report 114  
to the board of trustees of the university and the general 115  
assembly in accordance with section 101.68 of the Revised Code. 116  
The report shall provide a full account of the center's 117  
achievements, opportunities, challenges, and obstacles in the 118  
development of this academic unit." 119

After line 57950, insert: 120

"Sec. 3344.07. (A)(1) The Cleveland state university center 121  
for civics, culture, and society is established as an independent 122  
academic unit within Cleveland state university, physically 123  
located in the Levin college of public affairs and education. The 124  
center shall conduct teaching and research in the historical 125  
ideas, traditions, and texts that have shaped the American 126  
constitutional order and society. 127

(2) The center shall establish bylaws requiring the center to 128  
do all of the following: 129

(a) Educate students by means of free, open, and rigorous 130  
intellectual inquiry to seek the truth; 131

(b) Affirm its duty to equip students with the skills, habits, and dispositions of mind they need to reach their own informed conclusions on matters of social and political importance; 132  
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(c) Affirm the value of intellectual diversity in higher education and aspire to enhance the intellectual diversity of the university; 136  
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(d) Affirm a commitment to create a community dedicated to an ethic of civil and free inquiry, which respects the intellectual freedom of each member, supports individual capacities for growth, and welcomes the differences of opinion that shall naturally exist in a public university community. 139  
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(3) The board of trustees of the university may name the center in accordance with the philanthropic naming policies and practices of the university. 147  
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(B) The center shall be an independent academic unit physically located at the college of public affairs and education with the authority to house tenure-track faculty who hold their appointments within the center. Faculty appointed to the center shall not be required, but may, hold joint appointments within any other division of the university. Not fewer than ten tenure-track faculty positions shall be allotted to teach under the center. No faculty outside of the center shall have the authority to block faculty hires into the center. 150  
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(C)(1) The center shall offer instruction in all of the following: 159  
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(a) The books and major debates which form the intellectual foundation of free societies, especially that of the United States; 161  
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(b) The principles, ideals, and institutions of the American constitutional order; 164  
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(c) The foundations of responsible leadership and informed citizenship. 166  
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(2) The center also shall focus on both of the following: 168

(a) Offering university-wide programming related to the values of free speech and civil discourse; 169  
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(b) Expanding the intellectual diversity of the university's academic community. 171  
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(D)(1) Not later than December 31, 2023, the board of trustees of the university shall appoint, with the advice and consent of the senate, a seven-member center academic council. An initial member shall not begin service until confirmed by the senate. Four members shall form a quorum. 173  
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(2) The academic council shall be comprised of scholars with relevant expertise and experience. Not more than one member of the council may be an employee of the university. Best efforts shall be made to have not fewer than three members of the advisory board be from Ohio. 178  
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(3) Three members of the academic council shall serve initial terms of two years and four members shall serve initial terms of four years, which the members shall determine at their first meeting, and select replacements for vacant seats. 183  
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(E)(1) The academic council established under division (D) of this section shall conduct a nationwide search for candidates for 187  
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the director of the center and shall strictly adhere to all 189  
relevant state and federal laws. The academic council shall submit 190  
to the president of the university a list of finalists from which 191  
the president shall select and appoint a director, subject to 192  
approval by the board of trustees. Future directors shall be 193  
chosen in the same manner. 194

(2) The director shall have the protection of tenure or 195  
tenure eligibility. The director shall consult with the dean of 196  
the college of public affairs and education; however, the director 197  
shall report directly to the provost or the president of the 198  
university. 199

(3) The director shall have the sole and exclusive authority 200  
to manage the recruitment and hiring process and to extend offers 201  
for employment for all faculty and staff of the center, and to 202  
terminate employment of all staff. The director shall oversee, 203  
develop, and approve the center's curriculum. The center shall be 204  
granted the authority to offer courses and develop certificate, 205  
minor, and major programs as well as graduate programs, and offer 206  
degrees. 207

(F) The director of the center shall submit an annual report 208  
to the board of trustees of the university and the general 209  
assembly in accordance with section 101.68 of the Revised Code. 210  
The report shall provide a full account of the center's 211  
achievements, opportunities, challenges, and obstacles in the 212  
development of this academic unit." 213

After line 59757, insert: 214

"Sec. 3361.06. (A)(1) The university of Cincinnati center for 215  
civics, culture, and society is established as an independent 216  
academic unit within the university of Cincinnati, physically 217

located in the college of arts and sciences. The center shall 218  
conduct teaching and research in the historical ideas, traditions, 219  
and texts that have shaped the American constitutional order and 220  
society. 221

(2) The center shall establish bylaws requiring the center to 222  
do all of the following: 223

(a) Educate students by means of free, open, and rigorous 224  
intellectual inquiry to seek the truth; 225

(b) Affirm its duty to equip students with the skills, 226  
habits, and dispositions of mind they need to reach their own 227  
informed conclusions on matters of social and political 228  
importance; 229

(c) Affirm the value of intellectual diversity in higher 230  
education and aspire to enhance the intellectual diversity of the 231  
university; 232

(d) Affirm a commitment to create a community dedicated to an 233  
ethic of civil and free inquiry, which respects the intellectual 234  
freedom of each member, supports individual capacities for growth, 235  
and welcomes the differences of opinion that shall naturally exist 236  
in a public university community. 237

The requirements prescribed under divisions (A)(2)(a) to (d) 238  
of this section shall take priority over any other bylaws adopted 239  
by the center. 240

(3) The board of trustees of the university may name the 241  
center in accordance with the philanthropic naming policies and 242  
practices of the university. 243

(B) The center shall be an independent academic unit 244  
physically located at the college of arts and sciences with the 245  
authority to house tenure-track faculty who hold their 246

appointments within the center. Faculty appointed to the center 247  
shall not be required, but may, hold joint appointments within any 248  
other division of the university. Not fewer than ten tenure-track 249  
faculty positions shall be allotted to teach under the center. No 250  
faculty outside of the center shall have the authority to block 251  
faculty hires into the center. 252

(C)(1) The center shall offer instruction in all of the 253  
following: 254

(a) The books and major debates which form the intellectual 255  
foundation of free societies, especially that of the United 256  
States; 257

(b) The principles, ideals, and institutions of the American 258  
constitutional order; 259

(c) The foundations of responsible leadership and informed 260  
citizenship. 261

(2) The center also shall focus on both of the following: 262

(a) Offering university-wide programming related to the 263  
values of free speech and civil discourse; 264

(b) Expanding the intellectual diversity of the university's 265  
academic community. 266

(D)(1) Not later than December 31, 2023, the board of 267  
trustees of the university shall appoint, with the advice and 268  
consent of the senate, a seven-member center academic council. An 269  
initial member shall not begin service until confirmed by the 270  
senate. Four members shall form a quorum. 271

(2) The academic council shall be comprised of scholars with 272  
relevant expertise and experience. Not more than one member of the 273  
council may be an employee of the university. Best efforts shall 274

be made to have not fewer than three members of the advisory board 275  
be from Ohio. 276

(3) Three members of the academic council shall serve initial 277  
terms of two years and four members shall serve initial terms of 278  
four years, which the members shall determine at their first 279  
meeting, and select replacements for vacant seats. 280

(E)(1) The academic council established under division (D) of 281  
this section shall conduct a nationwide search for candidates for 282  
the director of the center and shall strictly adhere to all 283  
relevant state and federal laws. The academic council shall submit 284  
to the president of the university a list of finalists from which 285  
the president shall select and appoint a director, subject to 286  
approval by the board of trustees. Future directors shall be 287  
chosen in the same manner. 288

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tenure eligibility. The director shall consult with the dean of 290  
the college of arts and sciences; however, the director shall 291  
report directly to the provost or the president of the university. 292

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to manage the recruitment and hiring process and to extend offers 294  
for employment for all faculty and staff of the center, and to 295  
terminate employment of all staff. The director shall oversee, 296  
develop, and approve the center's curriculum. The center shall be 297  
granted the authority to offer courses and develop certificate, 298  
minor, and major programs as well as graduate programs, and offer 299  
degrees. 300

(F) The director of the center shall submit an annual report 301  
to the board of trustees of the university and the general 302  
assembly in accordance with section 101.68 of the Revised Code. 303  
The report shall provide a full account of the center's 304

<u>achievements, opportunities, challenges, and obstacles in the</u>	305
<u>development of this academic unit."</u>	306
In line 59975, after " <u>an</u> " insert " <u>independent</u> "	307
In line 60022, after the underlined period insert " <u>An initial</u>	308
<u>member shall not begin service until confirmed by the senate. Four</u>	309
<u>members shall form a quorum."</u>	310
In line 60032, after " <u>director</u> " insert " <u>after the initial</u>	311
<u>director"</u>	312
In line 60051, after the underlined period insert " <u>Not fewer</u>	313
<u>than five tenure-track faculty positions shall be allotted to the</u>	314
<u>institute."</u>	315
In line 60054, after the underlined period insert " <u>No faculty</u>	316
<u>from outside the institute shall have the authority to block</u>	317
<u>faculty hires into the institute."</u>	318
In line 60055, delete " <u>ability</u> " and insert " <u>authority</u> "	319
In line 60056, delete " <u>the authority</u> "	320
In line 275390, delete "\$10,550,000 \$8,600,000" and insert	321
"\$16,550,000 \$14,600,000"	322
In line 275415, add \$6,000,000 to each fiscal year	323
In line 275441, add \$6,000,000 to each fiscal year	324
After line 276511, insert:	325
"(O) Of the foregoing appropriation item 235533, Program and	326
Project Support, \$2,000,000 in each fiscal year shall be	327
distributed to Miami University to support the center for civics,	328
culture, and society established under section 3339.06 of the	329
Revised Code.	330
(P) Of the foregoing appropriation item 235533, Program and	331

Project Support, \$2,000,000 in each fiscal year shall be 332  
 distributed to Cleveland State University to support the center 333  
 for civics, culture, and society established under section 3344.07 334  
 of the Revised Code. 335

(Q) Of the foregoing appropriation item 235533, Program and 336  
 Project Support, \$2,000,000 in each fiscal year shall be 337  
 distributed to the University of Cincinnati to support the center 338  
 for civics, culture, and society established under section 3361.06 339  
 of the Revised Code." 340

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

SYNOPSIS

**American constitutional independent academic units** 341  
**Salmon P. Chase Center and the Institute of American** 342  
**Constitutional Thought and Leadership** 343  
**R.C. 3335.39 and 3364.07** 344  
 Does all of the following regarding the Salmon P. Chase 345  
 Center for Civics, Culture, and Society at the Ohio State 346  
 University and the Institute of American Constitutional Thought 347  
 and Leadership at the University of Toledo: 348  
 (1) Clarifies that the Center and Institute are both 349  
 independent academic units of their respective universities; 350  
 (2) Prohibits faculty from outside of the Center or Institute 351  
 from blocking faculty hires into either entity; 352  
 (3) Clarifies that initial members of an academic council for 353  
 either entity cannot begin service until confirmed by the Senate 354

and that four members form a quorum;	355
(4) Requires that not fewer than five tenure-track faculty positions be allotted to the Institute;	356 357
(5) Changes the deadline by which Ohio State University's board of trustees must appoint the members of the Salmon P. Chase Center's academic council from 60 days after the bill's effective date to November 20, 2023.	358 359 360 361
<b>Other academic centers</b>	362
<b>R.C. 3339.06, 3344.07, and 3361.06</b>	363
Establishes centers for civics, culture, and society similar to the center created at the Ohio State University under the bill, except that each of those centers must have a minimum of 10 tenure-track faculty positions allotted to teach under the center and the academic council must be appointed by December 31, 2023, as independent academic units within Miami University, Cleveland State University, and University of Cincinnati.	364 365 366 367 368 369 370
<b>Department of Higher Education</b>	371
<b>Sections 381.10 and 381.410</b>	372
Increases GRF ALI 235533, Program and Project Support, by \$6,000,000 in each fiscal year.	373 374
Earmarks \$2,000,000 in FY 2024 and FY 2025 from ALI 235533 to each of Miami University, Cleveland State University, and the University of Cincinnati to support a center for civics, culture, and society at their respective campuses.	375 376 377 378