As Reported by the House Behavioral Health Committee

135th General Assembly

Regular Session 2023-2024

Am. H. B. No. 571

Representative White

A BILL

Го	amend sections 3314.03, 3326.11, 3328.24, and	1
	3345.37 and to enact sections 3313.473,	2
	3345.371, and 3345.87 of the Revised Code to	3
	require schools and higher education	4
	institutions to include the national suicide and	5
	crisis lifeline telephone number on student	6
	identification cards, student planners, and	7
	electronic portals, and to require higher	8
	education institutions to provide information	9
	about declarations for mental health treatment.	10

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

Section 1. That sections 3314.03, 3326.11, 3328.24, and	11
3345.37 be amended and sections 3313.473, 3345.371, and 3345.87	12
of the Revised Code be enacted to read as follows:	13
Sec. 3313.473. Each city, local, and exempted village	14
school district and chartered nonpublic school serving any of	15
grades nine through twelve shall include the telephone number	16
for the national suicide and crisis lifeline, "988" or its	17
successor, on all of the following, if provided or used by the	18
school:	19

(b) The annual costs associated with leasing each facility

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(d) The school will comply with sections 9.90, 9.91,	104
109.65, 121.22, 149.43, 2151.357, 2151.421, 2313.19, 3301.0710,	105
3301.0711, 3301.0712, 3301.0715, 3301.0729, 3301.948, 3302.037,	106
3313.472, <u>3313.473,</u> 3313.50, 3313.539, 3313.5310, 3313.5318,	107
3313.5319, 3313.608, 3313.609, 3313.6012, 3313.6013, 3313.6014,	108
3313.6020, 3313.6024, 3313.6025, 3313.6026, 3313.6028,	109
3313.6029, 3313.643, 3313.648, 3313.6411, 3313.6413, 3313.66,	110
3313.661, 3313.662, 3313.666, 3313.667, 3313.668, 3313.669,	111
3313.6610, 3313.67, 3313.671, 3313.672, 3313.673, 3313.69,	112
3313.71, 3313.716, 3313.718, 3313.719, 3313.7112, 3313.7117,	113
3313.721, 3313.753, 3313.80, 3313.814, 3313.816, 3313.817,	114
3313.818, 3313.819, 3313.86, 3313.89, 3313.96, 3319.073,	115
3319.077, 3319.078, 3319.0812, 3319.238, 3319.318, 3319.321,	116
3319.324, 3319.39, 3319.391, 3319.393, 3319.41, 3319.46,	117
3319.614, 3320.01, 3320.02, 3320.03, 3320.04, 3321.01, 3321.041,	118
3321.13, 3321.14, 3321.141, 3321.17, 3321.18, 3321.19, 3322.20,	119
3322.24, 3323.251, 3327.10, 4111.17, 4113.52, 5502.262,	120
5502.703, and 5705.391 and Chapters 117., 1347., 2744., 3365.,	121
3742., 4112., 4123., 4141., and 4167. of the Revised Code as if	122
it were a school district and will comply with section 3301.0714	123
of the Revised Code in the manner specified in section 3314.17	124
of the Revised Code.	125

- (e) The school shall comply with Chapter 102. and section 126 2921.42 of the Revised Code.
- (f) The school will comply with sections 3313.61,

 3313.611, 3313.614, 3313.617, 3313.618, and 3313.6114 of the

 Revised Code, except that for students who enter ninth grade for

 the first time before July 1, 2010, the requirement in sections

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 3313.61 and 3313.611 of the Revised Code that a person must

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 successfully complete the curriculum in any high school prior to

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 receiving a high school diploma may be met by completing the

curriculum adopted by the governing authority of the community	135
school rather than the curriculum specified in Title XXXIII of	136
the Revised Code or any rules of the department. Beginning with	137
students who enter ninth grade for the first time on or after	138
July 1, 2010, the requirement in sections 3313.61 and 3313.611	139
of the Revised Code that a person must successfully complete the	140
curriculum of a high school prior to receiving a high school	141
diploma shall be met by completing the requirements prescribed	142
in section 3313.6027 and division (C) of section 3313.603 of the	143
Revised Code, unless the person qualifies under division (D) or	144
(F) of that section. Each school shall comply with the plan for	145
awarding high school credit based on demonstration of subject	146
area competency, and beginning with the 2017-2018 school year,	147
with the updated plan that permits students enrolled in seventh	148
and eighth grade to meet curriculum requirements based on	149
subject area competency adopted by the department under	150
divisions (J)(1) and (2) of section 3313.603 of the Revised	151
Code. Beginning with the 2018-2019 school year, the school shall	152
comply with the framework for granting units of high school	153
credit to students who demonstrate subject area competency	154
through work-based learning experiences, internships, or	155
cooperative education developed by the department under division	156
(J)(3) of section 3313.603 of the Revised Code.	157

- (g) The school governing authority will submit within four 158 months after the end of each school year a report of its 159 activities and progress in meeting the goals and standards of 160 divisions (A)(3) and (4) of this section and its financial 161 status to the sponsor and the parents of all students enrolled 162 in the school.
- (h) The school, unless it is an internet- or computer- 164 based community school, will comply with section 3313.801 of the 165

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Revised Code as if it were a school district. 166 (i) If the school is the recipient of moneys from a grant 167 awarded under the federal race to the top program, Division (A), 168 Title XIV, Sections 14005 and 14006 of the "American Recovery 169 and Reinvestment Act of 2009," Pub. L. No. 111-5, 123 Stat. 115, 170 the school will pay teachers based upon performance in 171 accordance with section 3317.141 and will comply with section 172 3319.111 of the Revised Code as if it were a school district. 173 (j) If the school operates a preschool program that is 174 licensed by the department under sections 3301.52 to 3301.59 of 175 the Revised Code, the school shall comply with sections 3301.50 176 to 3301.59 of the Revised Code and the minimum standards for 177 preschool programs prescribed in rules adopted by the department 178 of children and youth under section 3301.53 of the Revised Code. 179 (k) The school will comply with sections 3313.6021 and 180 3313.6023 of the Revised Code as if it were a school district 181 unless it is either of the following: 182 (i) An internet- or computer-based community school; 183 (ii) A community school in which a majority of the 184 enrolled students are children with disabilities as described in 185 division (B)(2) of section 3314.35 of the Revised Code. 186 (1) The school will comply with section 3321.191 of the 187 Revised Code, unless it is an internet- or computer-based 188 community school that is subject to section 3314.261 of the 189 Revised Code. 190 (12) Arrangements for providing health and other benefits 191 to employees; 192

(13) The length of the contract, which shall begin at the

adopt a policy regarding the admission of students who reside

outside the district in which the school is located. That policy

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action.	251
(23) A description of the learning opportunities that will	252
be offered to students including both classroom-based and non-	253
classroom-based learning opportunities that is in compliance	254
with criteria for student participation established by the	255
department under division (H)(2) of section 3314.08 of the	256
Revised Code;	257
(24) The school will comply with sections 3302.04 and	258
3302.041 of the Revised Code, except that any action required to	259
be taken by a school district pursuant to those sections shall	260
be taken by the sponsor of the school.	261
(25) Beginning in the 2006-2007 school year, the school	262
will open for operation not later than the thirtieth day of	263
September each school year, unless the mission of the school as	264
specified under division (A)(2) of this section is solely to	265
serve dropouts. In its initial year of operation, if the school	266
fails to open by the thirtieth day of September, or within one	267
year after the adoption of the contract pursuant to division (D)	268
of section 3314.02 of the Revised Code if the mission of the	269
school is solely to serve dropouts, the contract shall be void.	270
(26) Whether the school's governing authority is planning	271
to seek designation for the school as a STEM school equivalent	272
under section 3326.032 of the Revised Code;	273
(27) That the school's attendance and participation	274
policies will be available for public inspection;	275
(28) That the school's attendance and participation	276
records shall be made available to the department, auditor of	277
state, and school's sponsor to the extent permitted under and in	278
accordance with the "Family Educational Rights and Privacy Act	279

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specializing in audits, the attorney, accountant, or entity	307
shall be independent from the operator with which the school has	308
contracted.	309
(32) A provision requiring the governing authority to	310
adopt an enrollment and attendance policy that requires a	311
student's parent to notify the community school in which the	312
student is enrolled when there is a change in the location of	
the parent's or student's primary residence.	314
(33) A provision requiring the governing authority to	315
adopt a student residence and address verification policy for	316
students enrolling in or attending the school.	317
(B) The community school shall also submit to the sponsor	318
a comprehensive plan for the school. The plan shall specify the	319
following:	320
(1) The process by which the governing authority of the	321
school will be selected in the future;	322
(2) The management and administration of the school;	323
(3) If the community school is a currently existing public	324
school or educational service center building, alternative	325
arrangements for current public school students who choose not	326
to attend the converted school and for teachers who choose not	327
to teach in the school or building after conversion;	328
(4) The instructional program and educational philosophy	329
of the school;	330
(5) Internal financial controls.	331
When submitting the plan under this division, the school	332
shall also submit copies of all policies and procedures	333
regarding internal financial controls adopted by the governing	334

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authority of the school.

- (C) A contract entered into under section 3314.02 of the 336 Revised Code between a sponsor and the governing authority of a 337 community school may provide for the community school governing 338 authority to make payments to the sponsor, which is hereby 339 authorized to receive such payments as set forth in the contract 340 between the governing authority and the sponsor. The total 341 amount of such payments for monitoring, oversight, and technical 342 assistance of the school shall not exceed three per cent of the 343 total amount of payments for operating expenses that the school 344 receives from the state. 345 (D) The contract shall specify the duties of the sponsor 346 which shall be in accordance with the written agreement entered 347
- (1) Monitor the community school's compliance with all

 laws applicable to the school and with the terms of the

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 contract;

into with the department under division (B) of section 3314.015

of the Revised Code and shall include the following:

- (2) Monitor and evaluate the academic and fiscal 353 performance and the organization and operation of the community 354 school on at least an annual basis; 355
- (3) Provide technical assistance to the community school 356 in complying with laws applicable to the school and terms of the 357 contract; 358
- (4) Take steps to intervene in the school's operation to 359 correct problems in the school's overall performance, declare 360 the school to be on probationary status pursuant to section 361 3314.073 of the Revised Code, suspend the operation of the 362 school pursuant to section 3314.072 of the Revised Code, or 363

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terminate the contract of the school pursuant to section 3314.07 364 of the Revised Code as determined necessary by the sponsor; 365 (5) Have in place a plan of action to be undertaken in the 366

- (5) Have in place a plan of action to be undertaken in the event the community school experiences financial difficulties or closes prior to the end of a school year.
- (E) Upon the expiration of a contract entered into under this section, the sponsor of a community school may, with the approval of the governing authority of the school, renew that contract for a period of time determined by the sponsor, but not ending earlier than the end of any school year, if the sponsor finds that the school's compliance with applicable laws and terms of the contract and the school's progress in meeting the academic goals prescribed in the contract have been satisfactory. Any contract that is renewed under this division remains subject to the provisions of sections 3314.07, 3314.072, and 3314.073 of the Revised Code.
- (F) If a community school fails to open for operation 380 within one year after the contract entered into under this 381 section is adopted pursuant to division (D) of section 3314.02 382 of the Revised Code or permanently closes prior to the 383 expiration of the contract, the contract shall be void and the 384 school shall not enter into a contract with any other sponsor. A 385 school shall not be considered permanently closed because the 386 operations of the school have been suspended pursuant to section 387 3314.072 of the Revised Code. 388
- Sec. 3326.11. Each science, technology, engineering, and 389 mathematics school established under this chapter and its 390 governing body shall comply with sections 9.90, 9.91, 109.65, 391 121.22, 149.43, 2151.357, 2151.421, 2313.19, 2921.42, 2921.43, 392 3301.0714, 3301.0715, 3301.0729, 3301.948, 3302.037, 3313.14, 393

3313.15, 3313.16, 3313.18, 3313.201, 3313.26, 3313.472,	394
<u>3313.473,</u> 3313.48, 3313.481, 3313.482, 3313.50, 3313.539,	395
3313.5310, 3313.5318, 3313.5319, 3313.608, 3313.6012, 3313.6013,	396
3313.6014, 3313.6020, 3313.6021, 3313.6023, 3313.6024,	397
3313.6025, 3313.6026, 3313.6028, 3313.6029, 3313.61, 3313.611,	398
3313.614, 3313.615, 3313.617, 3313.618, 3313.6114, 3313.643,	399
3313.648, 3313.6411, 3313.6413, 3313.66, 3313.661, 3313.662,	400
3313.666, 3313.667, 3313.668, 3313.669, 3313.6610, 3313.67,	401
3313.671, 3313.672, 3313.673, 3313.69, 3313.71, 3313.716,	402
3313.717, 3313.718, 3313.719, 3313.7112, 3313.7117, 3313.721,	403
3313.753, 3313.80, 3313.801, 3313.814, 3313.816, 3313.817,	404
3313.818, 3313.819, 3313.86, 3313.89, 3313.96, 3319.073,	405
3319.077, 3319.078, 3319.0812, 3319.21, 3319.238, 3319.318,	406
3319.32, 3319.321, 3319.324, 3319.35, 3319.39, 3319.391,	407
3319.393, 3319.41, 3319.45, 3319.46, 3319.614, 3320.01, 3320.02,	408
3320.03, 3320.04, 3321.01, 3321.041, 3321.05, 3321.13, 3321.14,	409
3321.141, 3321.17, 3321.18, 3321.19, 3321.191, 3322.20, 3322.24,	410
3323.251, 3327.10, 4111.17, 4113.52, 5502.262, 5502.703, and	411
5705.391 and Chapters 102., 117., 1347., 2744., 3307., 3309.,	412
3365., 3742., 4112., 4123., 4141., and 4167. of the Revised Code	413
as if it were a school district.	414

Sec. 3328.24. A college-preparatory boarding school 415 established under this chapter and its board of trustees shall 416 comply with sections 102.02, 3301.0710, 3301.0711, 3301.0712, 417 3301.0714, 3301.0729, 3301.948, 3302.037, <u>3313.473,</u> 3313.5318, 418 3313.5319, 3313.6013, 3313.6021, 3313.6023, 3313.6024, 419 3313.6025, 3313.6026, 3313.6029, 3313.617, 3313.618, 3313.6114, 420 3313.6411, 3313.6413, 3313.668, 3313.669, 3313.6610, 3313.717, 421 3313.7112, 3313.7117, 3313.721, 3313.753, 3313.89, 3319.073, 422 3319.077, 3319.078, 3319.318, 3319.324, 3319.39, 3319.391, 423 3319.393, 3319.46, 3320.01, 3320.02, 3320.03, 3320.04, 3323.251, 424

and 5502.262, and Chapter 3365. of the Revised Code as if the	425
school were a school district and the school's board of trustees	426
were a district board of education.	427
Sec. 3345.37. (A) Not later than one year after the	428
effective date of this section October 15, 2016, each state	429
institution of higher education, as defined in section 3345.011	430
of the Revised Code, shall develop and implement a policy to	431
advise students and staff on suicide prevention programs	432
available on and off campus that includes all of the following:	433
(1) Crisis intervention access, which shall include	434
information for national, state, and local suicide prevention	435
hotlines;	436
(2) Mental health program access, which shall provide	437
information on the availability of local mental health clinics,	438
student health services, and counseling services;	439
(3) Multimedia application access, which shall include	440
crisis hotline contact information, suicide warning signs,	441
resources offered, and free-of-cost applications;	442
(4) Student communication plans, which shall consist of	443
creating outreach plans regarding educational and outreach	444
activities on suicide prevention;	445
(5) Postvention plans, which shall consist of creating a	446
strategic plan to communicate effectively with students, staff,	447
and parents after a loss of a person to suicide.	448
(B) Each state institution of higher education, as defined	449
in section 3345.011 of the Revised Code, shall provide all	450
incoming students with information about mental health topics,	451
including depression and suicide prevention resources available	452
to students. The information provided to students shall include	453

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<u>information about declarations for mental health treatment, as</u>	483
described in Chapter 2135. of the Revised Code, including how to	484
access and execute a declaration and considerations to determine	485
whether a declaration would be beneficial to a student. The	486
information shall be provided as part of the institution's	487
orientation, onboarding, or transfer materials and programs.	488
(B) The chancellor of higher education, in collaboration	489
with the director of mental health and addiction services, shall	490
create a standard information sheet that may be used by	491
institutions of higher education to convey the information	492
described in division (A) of this section.	493
Section 2. That existing sections 3314.03, 3326.11,	494
3328.24, and 3345.37 of the Revised Code are hereby repealed.	495
Section 3. Nothing in this act prohibits a city, local, or	496
exempted village school district or chartered nonpublic school	497
serving any of grades nine through twelve from issuing or	498
providing a student identification card or planner that does not	499
include the telephone number for the National Suicide and Crisis	500
Lifeline in accordance with section 3313.473 of the Revised	501
Code, if the identification card or planner was printed before	502
the effective date of this section.	503
Nothing in this act prohibits a state institution of	504
higher education or a private college from issuing or providing	505
a student identification card that does not include the	506
telephone number for the National Suicide and Crisis Lifeline in	507
accordance with section 3345.37 or 3345.371 of the Revised Code,	508
if the identification card was printed before the effective date	509
of this section.	510

Section 4. The General Assembly, applying the principle

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stated in division (B) of section 1.52 of the Revised Code that	512
amendments are to be harmonized if reasonably capable of	513
simultaneous operation, finds that the following sections,	514
presented in this act as composites of the sections as amended	515
by the acts indicated, are the resulting versions of the	516
sections in effect prior to the effective date of the sections	517
as presented in this act:	518
Section 3314.03 of the Revised Code as amended by H.B.	519
214, H.B. 250, and S.B. 168, all of the 135th General Assembly.	520
Section 3326.11 of the Revised Code as amended by H.B. 47,	521
H.B. 214, and S.B. 168, all of the 135th General Assembly.	522
Section 3328.24 of the Revised Code as amended by both	523
H.B. 47 and H.B. 214 of the 135th General Assembly.	524