

**As Introduced**

**135th General Assembly  
Regular Session  
2023-2024**

**S. B. No. 104**

**Senators Cirino, Brenner  
Cosponsors: Senators Lang, Reynolds**



**A BILL**

To amend sections 3302.03, 3365.03, 3365.04, 1  
3365.05, 3365.07, 3365.071, and 3365.11 and to 2  
enact sections 3365.072 and 3365.14 of the 3  
Revised Code regarding the College Credit Plus 4  
Program. 5

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

**Section 1.** That sections 3302.03, 3365.03, 3365.04, 6  
3365.05, 3365.07, 3365.071, and 3365.11 be amended and sections 7  
3365.072 and 3365.14 of the Revised Code be enacted to read as 8  
follows: 9

**Sec. 3302.03.** Not later than the thirty-first day of July 10  
of each year, the department of education shall submit 11  
preliminary report card data for overall academic performance 12  
and for each separate performance measure for each school 13  
district, and each school building, in accordance with this 14  
section. 15

Annually, not later than the fifteenth day of September or 16  
the preceding Friday when that day falls on a Saturday or 17  
Sunday, the department shall assign a letter grade or 18

performance rating for overall academic performance and for each 19  
separate performance measure for each school district, and each 20  
school building in a district, in accordance with this section. 21  
The state board of education shall adopt rules pursuant to 22  
Chapter 119. of the Revised Code to implement this section. The 23  
state board's rules shall establish performance criteria for 24  
each letter grade or performance rating and prescribe a method 25  
by which the department assigns each letter grade or performance 26  
rating. For a school building to which any of the performance 27  
measures do not apply, due to grade levels served by the 28  
building, the department shall designate the performance 29  
measures that are applicable to the building and that must be 30  
calculated separately and used to calculate the building's 31  
overall grade or performance rating. The department shall issue 32  
annual report cards reflecting the performance of each school 33  
district, each building within each district, and for the state 34  
as a whole using the performance measures and letter grade or 35  
performance rating system described in this section. The 36  
department shall include on the report card for each district 37  
and each building within each district the most recent two-year 38  
trend data in student achievement for each subject and each 39  
grade. 40

(A) (1) For the 2012-2013 school year, the department shall 41  
issue grades as described in division (F) of this section for 42  
each of the following performance measures: 43

(a) Annual measurable objectives; 44

(b) Performance index score for a school district or 45  
building. Grades shall be awarded as a percentage of the total 46  
possible points on the performance index system as adopted by 47  
the state board. In adopting benchmarks for assigning letter 48

grades under division (A) (1) (b) of this section, the state board 49  
shall designate ninety per cent or higher for an "A," at least 50  
seventy per cent but not more than eighty per cent for a "C," 51  
and less than fifty per cent for an "F." 52

(c) The extent to which the school district or building 53  
meets each of the applicable performance indicators established 54  
by the state board under section 3302.02 of the Revised Code and 55  
the percentage of applicable performance indicators that have 56  
been achieved. In adopting benchmarks for assigning letter 57  
grades under division (A) (1) (c) of this section, the state board 58  
shall designate ninety per cent or higher for an "A." 59

(d) The four- and five-year adjusted cohort graduation 60  
rates. 61

In adopting benchmarks for assigning letter grades under 62  
division (A) (1) (d), (B) (1) (d), or (C) (1) (d) of this section, the 63  
department shall designate a four-year adjusted cohort 64  
graduation rate of ninety-three per cent or higher for an "A" 65  
and a five-year cohort graduation rate of ninety-five per cent 66  
or higher for an "A." 67

(e) The overall score under the value-added progress 68  
dimension of a school district or building, for which the 69  
department shall use up to three years of value-added data as 70  
available. The letter grade assigned for this growth measure 71  
shall be as follows: 72

(i) A score that is at least one standard error of measure 73  
above the mean score shall be designated as an "A." 74

(ii) A score that is less than one standard error of 75  
measure above but greater than one standard error of measure 76  
below the mean score shall be designated as a "B." 77

(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."	78 79 80 81
(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."	82 83 84 85
(v) A score that is less than or equal to three standard errors of measure below the mean score shall be designated as an "F."	86 87 88
Whenever the value-added progress dimension is used as a graded performance measure in this division and divisions (B) and (C) of this section, whether as an overall measure or as a measure of separate subgroups, the grades for the measure shall be calculated in the same manner as prescribed in division (A) (1) (e) of this section.	89 90 91 92 93 94
(f) The value-added progress dimension score for a school district or building disaggregated for each of the following subgroups: students identified as gifted, 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.	95 96 97 98 99 100
(2) Not later than April 30, 2013, the state board of education shall adopt a resolution describing the performance measures, benchmarks, and grading system for the 2012-2013 school year and, not later than June 30, 2013, shall adopt rules in accordance with Chapter 119. of the Revised Code that prescribe the methods by which the performance measures under	101 102 103 104 105 106

division (A) (1) of this section shall be assessed and assigned a letter grade, including performance benchmarks for each letter grade.

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

(3) There shall not be an overall letter grade for a school district or building for the 2012-2013 school year.

(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:

(a) Annual measurable objectives;

(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."

(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 136  
grades under division (B) (1) (c) of this section, the state board 137  
shall designate ninety per cent or higher for an "A." 138

(d) The four- and five-year adjusted cohort graduation 139  
rates; 140

(e) The overall score under the value-added progress 141  
dimension of a school district or building, for which the 142  
department shall use up to three years of value-added data as 143  
available. 144

(f) The value-added progress dimension score for a school 145  
district or building disaggregated for each of the following 146  
subgroups: students identified as gifted in superior cognitive 147  
ability and specific academic ability fields under Chapter 3324. 148  
of the Revised Code, students with disabilities, and students 149  
whose performance places them in the lowest quintile for 150  
achievement on a statewide basis. Each subgroup shall be a 151  
separate graded measure. 152

(g) Whether a school district or building is making 153  
progress in improving literacy in grades kindergarten through 154  
three, as determined using a method prescribed by the state 155  
board. The state board shall adopt rules to prescribe benchmarks 156  
and standards for assigning grades to districts and buildings 157  
for purposes of division (B) (1) (g) of this section. In adopting 158  
benchmarks for assigning letter grades under divisions (B) (1) (g) 159  
and (C) (1) (g) of this section, the state board shall determine 160  
progress made based on the reduction in the total percentage of 161  
students scoring below grade level, or below proficient, 162  
compared from year to year on the reading and writing diagnostic 163  
assessments administered under section 3301.0715 of the Revised 164  
Code and the third grade English language arts assessment under 165

section 3301.0710 of the Revised Code, as applicable. The state 166  
board shall designate for a "C" grade a value that is not lower 167  
than the statewide average value for this measure. No grade 168  
shall be issued under divisions (B) (1) (g) and (C) (1) (g) of this 169  
section for a district or building in which less than five per 170  
cent of students have scored below grade level on the diagnostic 171  
assessment administered to students in kindergarten under 172  
division (B) (1) of section 3313.608 of the Revised Code. 173

(h) For a high mobility school district or building, an 174  
additional value-added progress dimension score. For this 175  
measure, the department shall use value-added data from the most 176  
recent school year available and shall use assessment scores for 177  
only those students to whom the district or building has 178  
administered the assessments prescribed by section 3301.0710 of 179  
the Revised Code for each of the two most recent consecutive 180  
school years. 181

As used in this division, "high mobility school district 182  
or building" means a school district or building where at least 183  
twenty-five per cent of its total enrollment is made up of 184  
students who have attended that school district or building for 185  
less than one year. 186

(2) In addition to the graded measures in division (B) (1) 187  
of this section, the department shall include on a school 188  
district's or building's report card all of the following 189  
without an assigned letter grade: 190

(a) The percentage of students enrolled in a district or 191  
building participating in advanced placement classes and the 192  
percentage of those students who received a score of three or 193  
better on advanced placement examinations; 194

(b) The number of a district's or building's students who 195  
have earned at least three college credits through dual 196  
enrollment or advanced standing programs, such as the post- 197  
secondary enrollment options program under Chapter 3365. of the 198  
Revised Code and state-approved career-technical courses offered 199  
through dual enrollment or statewide articulation, that appear 200  
on a student's transcript or other official document, either of 201  
which is issued by the institution of higher education from 202  
which the student earned the college credit. The credits earned 203  
that are reported under divisions (B) (2) (b) and (C) (2) (c) of 204  
this section shall not include any that are remedial or 205  
developmental and shall include those that count toward the 206  
curriculum requirements established for completion of a degree. 207

(c) The percentage of students enrolled in a district or 208  
building who have taken a national standardized test used for 209  
college admission determinations and the percentage of those 210  
students who are determined to be remediation-free in accordance 211  
with standards adopted under division (F) of section 3345.061 of 212  
the Revised Code; 213

(d) The percentage of the district's or the building's 214  
students who receive industry-recognized credentials as approved 215  
under section 3313.6113 of the Revised Code. 216

(e) The percentage of students enrolled in a district or 217  
building who are participating in an international baccalaureate 218  
program and the percentage of those students who receive a score 219  
of four or better on the international baccalaureate 220  
examinations. 221

(f) The percentage of the district's or building's 222  
students who receive an honors diploma under division (B) of 223  
section 3313.61 of the Revised Code. 224



(3) Not later than December 31, 2013, the state board 225  
shall adopt rules in accordance with Chapter 119. of the Revised 226  
Code that prescribe the methods by which the performance 227  
measures under divisions (B) (1) (f) and (B) (1) (g) of this section 228  
will be assessed and assigned a letter grade, including 229  
performance benchmarks for each grade. 230

At least forty-five days prior to the state board's 231  
adoption of rules to prescribe the methods by which the 232  
performance measures under division (B) (1) of this section shall 233  
be assessed and assigned a letter grade, the department shall 234  
conduct a public presentation before the standing committees of 235  
the house of representatives and the senate that consider 236  
education legislation describing such methods, including 237  
performance benchmarks. 238

(4) There shall not be an overall letter grade for a 239  
school district or building for the 2013-2014, 2014-2015, 2015- 240  
2016, and 2016-2017 school years. 241

(C) (1) For the 2014-2015, 2015-2016, 2016-2017, 2017-2018, 242  
2018-2019, 2019-2020, and 2020-2021 school years, the department 243  
shall issue grades as described in division (F) of this section 244  
for each of the performance measures prescribed in division (C) 245  
(1) of this section. The graded measures are as follows: 246

(a) Annual measurable objectives. For the 2017-2018 school 247  
year, the department shall not include any subgroup data in the 248  
annual measurable objectives that includes data from fewer than 249  
twenty-five students. For the 2018-2019 school year, the 250  
department shall not include any subgroup data in the annual 251  
measurable objectives that includes data from fewer than twenty 252  
students. Beginning with the 2019-2020 school year, the 253  
department shall not include any subgroup data in the annual 254

measurable objectives that includes data from fewer than fifteen students.	255 256
(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 (C) (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."	257 258 259 260 261 262 263 264
(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 (C) (1) (c) of this section, the state board shall designate ninety per cent or higher for an "A."	265 266 267 268 269 270 271
(d) The four- and five-year adjusted cohort graduation rates;	272 273
(e) The overall score under the value-added progress dimension, or another measure of student academic progress if adopted by the state board, of a school district or building, for which the department shall use up to three years of value-added data as available.	274 275 276 277 278
In adopting benchmarks for assigning letter grades for overall score on value-added progress dimension under division (C) (1) (e) of this section, the state board shall prohibit the assigning of a grade of "A" for that measure unless the district's or building's grade assigned for value-added progress	279 280 281 282 283

dimension for all subgroups under division (C) (1) (f) of this 284  
section is a "C" or higher. 285

For the metric prescribed by division (C) (1) (e) of this 286  
section, the state board may adopt a student academic progress 287  
measure to be used instead of the value-added progress 288  
dimension. If the state board adopts such a measure, it also 289  
shall prescribe a method for assigning letter grades for the new 290  
measure that is comparable to the method prescribed in division 291  
(A) (1) (e) of this section. 292

(f) The value-added progress dimension score of a school 293  
district or building disaggregated for each of the following 294  
subgroups: students identified as gifted in superior cognitive 295  
ability and specific academic ability fields under Chapter 3324. 296  
of the Revised Code, students with disabilities, and students 297  
whose performance places them in the lowest quintile for 298  
achievement on a statewide basis, as determined by a method 299  
prescribed by the state board. Each subgroup shall be a separate 300  
graded measure. 301

The state board may adopt student academic progress 302  
measures to be used instead of the value-added progress 303  
dimension. If the state board adopts such measures, it also 304  
shall prescribe a method for assigning letter grades for the new 305  
measures that is comparable to the method prescribed in division 306  
(A) (1) (e) of this section. 307

(g) Whether a school district or building is making 308  
progress in improving literacy in grades kindergarten through 309  
three, as determined using a method prescribed by the state 310  
board. The state board shall adopt rules to prescribe benchmarks 311  
and standards for assigning grades to a district or building for 312  
purposes of division (C) (1) (g) of this section. The state board 313

shall designate for a "C" grade a value that is not lower than 314  
the statewide average value for this measure. No grade shall be 315  
issued under division (C) (1) (g) of this section for a district 316  
or building in which less than five per cent of students have 317  
scored below grade level on the kindergarten diagnostic 318  
assessment under division (B) (1) of section 3313.608 of the 319  
Revised Code. 320

(h) For a high mobility school district or building, an 321  
additional value-added progress dimension score. For this 322  
measure, the department shall use value-added data from the most 323  
recent school year available and shall use assessment scores for 324  
only those students to whom the district or building has 325  
administered the assessments prescribed by section 3301.0710 of 326  
the Revised Code for each of the two most recent consecutive 327  
school years. 328

As used in this division, "high mobility school district 329  
or building" means a school district or building where at least 330  
twenty-five per cent of its total enrollment is made up of 331  
students who have attended that school district or building for 332  
less than one year. 333

(2) In addition to the graded measures in division (C) (1) 334  
of this section, the department shall include on a school 335  
district's or building's report card all of the following 336  
without an assigned letter grade: 337

(a) The percentage of students enrolled in a district or 338  
building who have taken a national standardized test used for 339  
college admission determinations and the percentage of those 340  
students who are determined to be remediation-free in accordance 341  
with the standards adopted under division (F) of section 342  
3345.061 of the Revised Code; 343

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

(c) The percentage of a district's or building's students who have earned at least three college credits through advanced standing programs, such as the college credit plus program under Chapter 3365. of the Revised Code and state-approved career-technical courses offered through dual enrollment or statewide articulation, that appear on a student's college transcript issued by the institution of higher education from which the student earned the college credit. The credits earned that are reported under divisions (B) (2) (b) and (C) (2) (c) of this section shall not include any that are remedial or developmental and shall include those that count toward the curriculum requirements established for completion of a degree.

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

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

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

(g) The results of the college and career-ready assessments administered under division (B) (1) of section

3301.0712 of the Revised Code;	373
(h) Whether the school district or building has	374
implemented a positive behavior intervention and supports	375
framework in compliance with the requirements of section 3319.46	376
of the Revised Code, notated as a "yes" or "no" answer.	377
(3) The state board shall adopt rules pursuant to Chapter	378
119. of the Revised Code that establish a method to assign an	379
overall grade for a school district or school building for the	380
2017-2018 school year and each school year thereafter. The rules	381
shall group the performance measures in divisions (C) (1) and (2)	382
of this section into the following components:	383
(a) Gap closing, which shall include the performance	384
measure in division (C) (1) (a) of this section;	385
(b) Achievement, which shall include the performance	386
measures in divisions (C) (1) (b) and (c) of this section;	387
(c) Progress, which shall include the performance measures	388
in divisions (C) (1) (e) and (f) of this section;	389
(d) Graduation, which shall include the performance	390
measure in division (C) (1) (d) of this section;	391
(e) Kindergarten through third-grade literacy, which shall	392
include the performance measure in division (C) (1) (g) of this	393
section;	394
(f) Prepared for success, which shall include the	395
performance measures in divisions (C) (2) (a), (b), (c), (d), (e),	396
and (f) of this section. The state board shall develop a method	397
to determine a grade for the component in division (C) (3) (f) of	398
this section using the performance measures in divisions (C) (2)	399
(a), (b), (c), (d), (e), and (f) of this section. When	400

available, the state board may incorporate the performance 401  
measure under division (C) (2) (g) of this section into the 402  
component under division (C) (3) (f) of this section. When 403  
determining the overall grade for the prepared for success 404  
component prescribed by division (C) (3) (f) of this section, no 405  
individual student shall be counted in more than one performance 406  
measure. However, if a student qualifies for more than one 407  
performance measure in the component, the state board may, in 408  
its method to determine a grade for the component, specify an 409  
additional weight for such a student that is not greater than or 410  
equal to 1.0. In determining the overall score under division 411  
(C) (3) (f) of this section, the state board shall ensure that the 412  
pool of students included in the performance measures aggregated 413  
under that division are all of the students included in the 414  
four- and five-year adjusted graduation cohort. 415

In the rules adopted under division (C) (3) of this 416  
section, the state board shall adopt a method for determining a 417  
grade for each component in divisions (C) (3) (a) to (f) of this 418  
section. The state board also shall establish a method to assign 419  
an overall grade of "A," "B," "C," "D," or "F" using the grades 420  
assigned for each component. The method the state board adopts 421  
for assigning an overall grade shall give equal weight to the 422  
components in divisions (C) (3) (b) and (c) of this section. 423

At least forty-five days prior to the state board's 424  
adoption of rules to prescribe the methods for calculating the 425  
overall grade for the report card, as required by this division, 426  
the department shall conduct a public presentation before the 427  
standing committees of the house of representatives and the 428  
senate that consider education legislation describing the format 429  
for the report card, weights that will be assigned to the 430  
components of the overall grade, and the method for calculating 431

the overall grade. 432

(D) For the 2021-2022 school year and each school year 433  
thereafter, all of the following apply: 434

(1) The department shall include on a school district's or 435  
building's report card all of the following performance measures 436  
without an assigned performance rating: 437

(a) Whether the district or building meets the gifted 438  
performance indicator under division (A) (2) of section 3302.02 439  
of the Revised Code and the extent to which the district or 440  
building meets gifted indicator performance benchmarks; 441

(b) The extent to which the district or building meets the 442  
chronic absenteeism indicator under division (A) (3) of section 443  
3302.02 of the Revised Code; 444

(c) Performance index score percentage for a district or 445  
building, which shall be calculated by dividing the district's 446  
or building's performance index score according to the 447  
performance index system created by the department by the 448  
maximum performance index score for a district or building. The 449  
maximum performance index score shall be as follows: 450

(i) For a building, the average of the highest two per 451  
cent of performance index scores achieved by a building for the 452  
school year for which a report card is issued; 453

(ii) For a district, the average of the highest two per 454  
cent of performance index scores achieved by a district for the 455  
school year for which a report card is issued. 456

(d) The overall score under the value-added progress 457  
dimension of a district or building, for which the department 458  
shall use three consecutive years of value-added data. In using 459



three years of value-added data to calculate the measure 460  
prescribed under division (D) (1) (d) of this section, the 461  
department shall assign a weight of fifty per cent to the most 462  
recent year's data and a weight of twenty-five per cent to the 463  
data of each of the other years. However, if three consecutive 464  
years of value-added data is not available, the department shall 465  
use prior years of value-added data to calculate the measure, as 466  
follows: 467

(i) If two consecutive years of value-added data is not 468  
available, the department shall use one year of value-added data 469  
to calculate the measure. 470

(ii) If two consecutive years of value-added data is 471  
available, the department shall use two consecutive years of 472  
value-added data to calculate the measure. In using two years of 473  
value-added data to calculate the measure, the department shall 474  
assign a weight of sixty-seven per cent to the most recent 475  
year's data and a weight of thirty-three per cent to the data of 476  
the other year. 477

(e) The four-year adjusted cohort graduation rate. 478

(f) The five-year adjusted cohort graduation rate. 479

(g) The percentage of students in the district or building 480  
who score proficient or higher on the reading segment of the 481  
third grade English language arts assessment under section 482  
3301.0710 of the Revised Code. 483

To the extent possible, the department shall include the 484  
results of the summer administration of the third grade reading 485  
assessment under section 3301.0710 of the Revised Code in the 486  
performance measures prescribed under divisions (D) (1) (g) and 487  
(h) of this section. 488

(h) Whether a district or building is making progress in 489  
improving literacy in grades kindergarten through three, as 490  
determined using a method prescribed by the department. The 491  
method shall determine progress made based on the reduction in 492  
the total percentage of students scoring below grade level, or 493  
below proficient, compared from year to year on the reading 494  
segments of the diagnostic assessments administered under 495  
section 3301.0715 of the Revised Code, including the 496  
kindergarten readiness assessment, and the third grade English 497  
language arts assessment under section 3301.0710 of the Revised 498  
Code, as applicable. The method shall not include a deduction 499  
for students who did not pass the third grade English language 500  
arts assessment under section 3301.0710 of the Revised Code and 501  
were not on a reading improvement and monitoring plan. 502

The performance measure prescribed under division (D) (1) 503  
(h) of this section shall not be included on the report card of 504  
a district or building in which less than ten per cent of 505  
students have scored below grade level on the diagnostic 506  
assessment administered to students in kindergarten under 507  
division (B) (1) of section 3313.608 of the Revised Code. 508

(i) The percentage of students in a district or building 509  
who are promoted to the fourth grade and not subject to 510  
retention under division (A) (2) of section 3313.608 of the 511  
Revised Code; 512

(j) A post-secondary readiness measure. This measure shall 513  
be calculated by dividing the number of students included in the 514  
four-year adjusted graduation rate cohort who demonstrate post- 515  
secondary readiness by the total number of students included in 516  
the denominator of the four-year adjusted graduation rate 517  
cohort. Demonstration of post-secondary readiness shall include 518

a student doing any of the following:	519
(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;	520 521 522 523
(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 baccalaureate examination shall be a four or better. A student may satisfy this condition with any combination of advanced placement or international baccalaureate examinations.	524 525 526 527 528 529 530
(iii) Earning at least twelve college credits through advanced standing programs, such as the college credit plus program under Chapter 3365. of the Revised Code, an early college high school program under section 3313.6013 of the Revised Code, and state-approved career-technical courses offered through dual enrollment or statewide articulation, that appear on a student's college transcript issued by the institution of higher education from which the student earned the college credit. Earned credits reported under division (D) (1) (j) (iii) of this section shall include credits that count toward the curriculum requirements established for completion of a degree, but shall not include any remedial or developmental credits.	531 532 533 534 535 536 537 538 539 540 541 542 543
(iv) Meeting the additional criteria for an honors diploma under division (B) of section 3313.61 of the Revised Code;	544 545
(v) Earning an industry-recognized credential or license issued by a state agency or board for practice in a vocation	546 547

that requires an examination for issuance of that license	548
approved under section 3313.6113 of the Revised Code;	549
(vi) Satisfying any of the following conditions:	550
(I) Completing a pre-apprenticeship aligned with options	551
established under section 3313.904 of the Revised Code in the	552
student's chosen career field;	553
(II) Completing an apprenticeship registered with the	554
apprenticeship council established under section 4139.02 of the	555
Revised Code in the student's chosen career field;	556
(III) Providing evidence of acceptance into an	557
apprenticeship program after high school that is restricted to	558
participants eighteen years of age or older.	559
(vii) Earning a cumulative score of proficient or higher	560
on three or more state technical assessments aligned with	561
section 3313.903 of the Revised Code in a single career pathway;	562
(viii) Earning an OhioMeansJobs-readiness seal established	563
under section 3313.6112 of the Revised Code and completing two	564
hundred fifty hours of an internship or other work-based	565
learning experience that is either:	566
(I) Approved by the business advisory council established	567
under section 3313.82 of the Revised Code that represents the	568
student's district; or	569
(II) Aligned to the career-technical education pathway	570
approved by the department in which the student is enrolled.	571
(ix) Providing evidence that the student has enlisted in a	572
branch of the armed services of the United States as defined in	573
section 5910.01 of the Revised Code.	574

A student who satisfies more than one of the conditions 575  
prescribed under this division shall be counted as one student 576  
for the purposes of calculating the measure prescribed under 577  
division (D) (1) (j) of this section. 578

(2) In addition to the performance measures under division 579  
(D) (1) of this section, the department shall report on a 580  
district's or building's report card all of the following data 581  
without an assigned performance rating: 582

(a) The applicable performance indicators established by 583  
the state board under division (A) (1) of section 3302.02 of the 584  
Revised Code; 585

(b) The overall score under the value-added progress 586  
dimension of a district or building for the most recent school 587  
year; 588

(c) A composite of the overall scores under the value- 589  
added progress dimension of a district or building for the 590  
previous three school years or, if only two years of value-added 591  
data are available, for the previous two years; 592

(d) The percentage of students included in the four- and 593  
five-year adjusted cohort graduation rates of a district or 594  
building who did not receive a high school diploma under section 595  
3313.61 or 3325.08 of the Revised Code. To the extent possible, 596  
the department shall disaggregate that data according to the 597  
following categories: 598

(i) Students who are still enrolled in the district or 599  
building and receiving general education services; 600

(ii) Students with an individualized education program, as 601  
defined in section 3323.01 of the Revised Code, who satisfied 602  
the conditions for a high school diploma under section 3313.61 603

or 3325.08 of the Revised Code, but opted not to receive a diploma and are still receiving education services;

(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;

(iv) Students who are no longer enrolled in any district or building;

(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 633  
of higher education, or another type of post-secondary 634  
educational institution. 635

(ii) Entered an apprenticeship program registered with the 636  
apprenticeship council established under Chapter 4139. of the 637  
Revised Code. The department may include other job training 638  
programs with similar rigor and outcomes. 639

(iii) Attained gainful employment, as determined by the 640  
department; 641

(iv) Enlisted in a branch of the armed forces of the 642  
United States, as defined in section 5910.01 of the Revised 643  
Code. 644

(g) Whether the school district or building has 645  
implemented a positive behavior intervention and supports 646  
framework in compliance with the requirements of section 3319.46 647  
of the Revised Code, notated with a "yes" or "no"; 648

(h) The number and percentage of high school seniors in 649  
each school year who completed the free application for federal 650  
student aid; 651

(i) Beginning with the report card issued under this 652  
section for the 2022-2023 school year, a student opportunity 653  
profile measure that reports data regarding the opportunities 654  
provided to students by a district or building. To the extent 655  
possible, and when appropriate, the data shall be disaggregated 656  
by grade level and subgroup. The measure also shall include data 657  
regarding the statewide average, the average for similar school 658  
districts, and, for a building, the average for the district in 659  
which the building is located. The measure shall include all of 660  
the following data for the district or building: 661

(i) The average ratio of teachers of record to students in each grade level in a district or building;	662 663
(ii) The average ratio of school counselors to students in a district or building;	664 665
(iii) The average ratio of nurses to students in a district or building;	666 667
(iv) The average ratio of licensed librarians and library media specialists to students in a district or building;	668 669
(v) The average ratio of social workers to students in a district or building;	670 671
(vi) The average ratio of mental health professionals to students in a district or building;	672 673
(vii) The average ratio of paraprofessionals to students in a district or building;	674 675
(viii) The percentage of teachers with fewer than three years of experience teaching in any school;	676 677
(ix) The percentage of principals with fewer than three years of experience as a principal in any school;	678 679
(x) The percentage of teachers who are not teaching in the subject or field for which they are certified or licensed;	680 681
(xi) The percentage of kindergarten students who are enrolled in all-day kindergarten, as defined in section 3321.05 of the Revised Code;	682 683 684
(xii) The percentage of students enrolled in a performing or visual arts course;	685 686
(xiii) The percentage of students enrolled in a physical education or wellness course;	687 688



(xiv) The percentage of students enrolled in a world language course;	689 690
(xv) The percentage of students in grades seven through twelve who are enrolled in a career-technical education course;	691 692
(xvi) The percentage of students participating in one or more cocurricular activities;	693 694
(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;	695 696 697 698
(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;	699 700 701 702
(xix) The percentage of students participating in enrichment or support programs offered by the district or building outside of the normal school day;	703 704 705
(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;	706 707 708 709
(xxi) The percentage of students who are transported by a school bus each school day;	710 711
(xxii) The ratio of portable technology devices that students may take home to the number of students.	712 713
The department shall include only opportunity measures at the building level for which data for buildings is available, as determined by a school district.	714 715 716

(j) (i) The percentage of students included in the four- 717  
and five-year adjusted cohort graduation rates of the district 718  
or building who completed all of grades nine through twelve 719  
while enrolled in the district or building; 720

(ii) The four-year adjusted cohort graduation rate for 721  
only those students who were continuously enrolled in the same 722  
district or building for grades nine through twelve. 723

(k) Whether the district or building provides information 724  
about and promotes the college credit plus program established 725  
under Chapter 3365. of the Revised Code to students in 726  
accordance with section 3365.04 of the Revised Code, notated 727  
with a "yes" or "no"; 728

(1) The percentage of students in the district or building 729  
to whom both of the following apply: 730

(i) The students are promoted to fourth grade and not 731  
subject to retention under division (A) (2) of section 3313.608 732  
of the Revised Code. 733

(ii) The students completed all of the grade levels 734  
offered prior to the fourth grade in the district or building. 735

(3) Except as provided in division (D) (3) (f) of this 736  
section, the department shall use the state board's method 737  
prescribed under rules adopted under division (D) (4) of this 738  
section to assign performance ratings of "one star," "two 739  
stars," "three stars," "four stars," or "five stars," as 740  
described in division (F) of this section, for a district or 741  
building for the individual components prescribed under division 742  
(D) (3) of this section. The department also shall assign an 743  
overall performance rating for a district or building in 744  
accordance with division (D) (3) (g) of this section. The method 745

shall use the performance measures prescribed under division (D) 746  
(1) of this section to calculate performance ratings for 747  
components. The method may report data under division (D) (2) of 748  
this section with corresponding components, but shall not use 749  
the data to calculate performance ratings for that component. 750  
The performance measures and reported data shall be grouped 751  
together into components as follows: 752

(a) Gap closing. In addition to other criteria determined 753  
appropriate by the department, performance ratings for the gap 754  
closing component shall reflect whether each of the following 755  
performance measures are met or not met: 756

(i) The gifted performance indicator as described in 757  
division (D) (1) (a) of this section; 758

(ii) The chronic absenteeism indicator as described in 759  
division (D) (1) (b) of this section; 760

(iii) For English learners, an English language 761  
proficiency improvement indicator established by the department; 762

(iv) The subgroup graduation targets; 763

(v) The subgroup achievement targets in both mathematics 764  
and English language arts; 765

(vi) The subgroup progress targets in both mathematics and 766  
English language arts. 767

Achievement and progress targets under division (D) (3) (a) 768  
of this section shall be calculated individually, and districts 769  
and buildings shall receive a status of met or not met on each 770  
measure. The department shall not require a subgroup of a 771  
district or building to meet both the achievement and progress 772  
targets at the same time to receive a status of met. 773

The department shall not include any subgroup data in this 774  
measure that includes data from fewer than fifteen students. Any 775  
penalty for failing to meet the required assessment 776  
participation rate must be partially in proportion to how close 777  
the district or building was to meeting the rate requirement. 778

(b) Achievement, which shall include the performance 779  
measure in division (D) (1) (c) of this section and the reported 780  
data in division (D) (2) (a) of this section. Performance ratings 781  
for the achievement component shall be awarded as a percentage 782  
of the maximum performance index score described in division (D) 783  
(1) (c) of this section. 784

(c) Progress, which shall include the performance measure 785  
in division (D) (1) (d) of this section and the reported data in 786  
divisions (D) (2) (b) and (c) of this section; 787

(d) Graduation, which shall include the performance 788  
measures in divisions (D) (1) (e) and (f) of this section and the 789  
reported data in divisions (D) (2) (d) and (j) of this section. 790  
The four-year adjusted cohort graduation rate shall be assigned 791  
a weight of sixty per cent and the five-year adjusted cohort 792  
graduation rate shall be assigned a weight of forty per cent; 793

(e) Early literacy, which shall include the performance 794  
measures in divisions (D) (1) (g), (h), and (i) of this section 795  
and the reported data in divisions (D) (2) (e) and ~~(\*)~~ (1) of this 796  
section. 797

If the measure prescribed under division (D) (1) (h) of this 798  
section is included in a report card, performance ratings for 799  
the early literacy component shall give a weight of forty per 800  
cent to the measure prescribed under division (D) (1) (g) of this 801  
section, a weight of thirty-five per cent to the measure 802

prescribed under division (D) (1) (i) of this section, and a 803  
weight of twenty-five per cent to the measure prescribed under 804  
division (D) (1) (h) of this section. 805

If the measure prescribed under division (D) (1) (h) of this 806  
section is not included in a report card of a district or 807  
building, performance ratings for the early literacy component 808  
shall give a weight of sixty per cent to the measure prescribed 809  
under division (D) (1) (g) of this section and a weight of forty 810  
per cent to the measure prescribed under division (D) (1) (i) of 811  
this section. 812

(f) College, career, workforce, and military readiness, 813  
which shall include the performance measure in division (D) (1) 814  
(j) of this section and the reported data in division (D) (2) (f) 815  
of this section. 816

For the 2021-2022, 2022-2023, and 2023-2024 school years, 817  
the department only shall report the data for, and not assign a 818  
performance rating to, the college, career, workforce, and 819  
military readiness component. The reported data shall include 820  
the percentage of students who demonstrate post-secondary 821  
readiness using any of the options described in division (D) (1) 822  
(j) of this section. 823

The department shall analyze the data included in the 824  
performance measure prescribed in division (D) (1) (j) of this 825  
section for the 2021-2022, 2022-2023, and 2023-2024 school 826  
years. Using that data, the department shall develop and propose 827  
rules for a method to assign a performance rating to the 828  
college, career, workforce, and military readiness component 829  
based on that measure. The method to assign a performance rating 830  
shall not include a tiered structure or per student bonuses. The 831  
rules shall specify that a district or building shall not 832

receive lower than a performance rating of three stars for the 833  
component if the district's or building's performance on the 834  
component meets or exceeds a level of improvement set by the 835  
department. Notwithstanding division (D) (4) (b) of this section, 836  
more than half of the total districts and buildings may earn a 837  
performance rating of three stars on this component to account 838  
for the districts and buildings that earned a performance rating 839  
of three stars because they met or exceeded the level of 840  
improvement set by the department. 841

The department shall submit the rules to the joint 842  
committee on agency rule review. The committee shall conduct at 843  
least one public hearing on the proposed rules and approve or 844  
disapprove the rules. If the committee approves the rules, the 845  
state board shall adopt the rules in accordance with Chapter 846  
119. of the Revised Code. If the rules are adopted, the 847  
department shall assign a performance rating to the college, 848  
career, workforce, and military readiness component under the 849  
rules beginning with the 2024-2025 school year, and for each 850  
school year thereafter. If the committee disapproves the rules, 851  
the component shall be included in the report card only as 852  
reported data for the 2024-2025 school year, and each school 853  
year thereafter. 854

(g) (i) Except as provided for in division (D) (3) (g) (ii) of 855  
this section, beginning with the 2022-2023 school year, under 856  
the state board's method prescribed under rules adopted in 857  
division (D) (4) of this section, the department shall use the 858  
performance ratings assigned for the components prescribed in 859  
divisions (D) (3) (a) to (e) of this section to determine and 860  
assign an overall performance rating of "one star," "one and 861  
one-half stars," "two stars," "two and one-half stars," "three 862  
stars," "three and one-half stars," "four stars," "four and one- 863

half stars," or "five stars" for a district or building. The 864  
method shall give equal weight to the components in divisions 865  
(D) (3) (b) and (c) of this section. The method shall give equal 866  
weight to the components in divisions (D) (3) (a), (d), and (e) of 867  
this section. The individual weights of each of the components 868  
prescribed in divisions (D) (3) (a), (d), and (e) of this section 869  
shall be equal to one-half of the weight given to the component 870  
prescribed in division (D) (3) (b) of this section. 871

(ii) If the joint committee on agency rule review approves 872  
the department's rules regarding the college, career, workforce, 873  
and military readiness component as described in division (D) (3) 874  
(f) of this section, for the 2024-2025 school year, and each 875  
school year thereafter, the state board's method shall use the 876  
components in divisions (D) (3) (a), (b), (c), (d), (e), and (f) 877  
of this section to calculate the overall performance rating. The 878  
method shall give equal weight to the components in divisions 879  
(D) (3) (b) and (c) of this section. The method shall give equal 880  
weight to the components prescribed in divisions (D) (3) (a), (d), 881  
(e), and (f) of this section. The individual weights of each of 882  
the components prescribed in divisions (D) (3) (a), (d), (e), and 883  
(f) of this section shall be equal to one-half the weight given 884  
to the component prescribed in division (D) (3) (b) of this 885  
section. 886

If the joint committee on agency rule review disapproves 887  
the department's rules regarding the college, career, workforce, 888  
and military readiness component as described in division (D) (3) 889  
(f) of this section, division (D) (3) (g) (ii) of this section does 890  
not apply. 891

(4) (a) The state board shall adopt rules in accordance 892  
with Chapter 119. of the Revised Code to establish the 893

performance criteria, benchmarks, and rating system necessary to 894  
implement divisions (D) and (F) of this section, including the 895  
method for the department to assign performance ratings under 896  
division (D) (3) of this section. 897

(b) In establishing the performance criteria, benchmarks, 898  
and rating system, the state board shall consult with 899  
stakeholder groups and advocates that represent parents, 900  
community members, students, business leaders, and educators 901  
from different school typology regions. The state board shall 902  
use data from prior school years and simulations to ensure that 903  
there is meaningful differentiation among districts and 904  
buildings across all performance ratings and that, except as 905  
permitted in division (D) (3) (f) of this section, more than half 906  
of all districts or buildings do not earn the same performance 907  
rating in any component or overall performance rating. 908

(c) The state board shall adopt the rules prescribed by 909  
division (D) (4) of this section not later than March 31, 2022. 910  
However, the department shall notify districts and buildings of 911  
the changes to the report card prescribed in law not later than 912  
one week after ~~the effective date of this amendment~~ September 913  
30, 2021. 914

(d) Prior to adopting or updating rules under division (D) 915  
(4) of this section, the president of the state board and the 916  
department shall conduct a public presentation before the 917  
standing committees of the house of representatives and the 918  
senate that consider primary and secondary education legislation 919  
describing the format for the report card and the performance 920  
criteria, benchmarks, and rating system, including the method to 921  
assign performance ratings under division (D) (3) of this 922  
section. 923



(E) On or after July 1, 2015, the state board may develop 924  
a measure of student academic progress for high school students 925  
using only data from assessments in English language arts and 926  
mathematics. If the state board develops this measure, each 927  
school district and applicable school building shall be assigned 928  
a separate letter grade for it not sooner than the 2017-2018 929  
school year. The district's or building's grade for that measure 930  
shall not be included in determining the district's or 931  
building's overall letter grade. 932

(F) (1) The letter grades assigned to a school district or 933  
building under this section shall be as follows: 934

(a) "A" for a district or school making excellent 935  
progress; 936

(b) "B" for a district or school making above average 937  
progress; 938

(c) "C" for a district or school making average progress; 939

(d) "D" for a district or school making below average 940  
progress; 941

(e) "F" for a district or school failing to meet minimum 942  
progress. 943

(2) For the overall performance rating under division (D) 944

(3) of this section, the department shall include a descriptor 945  
for each performance rating as follows: 946

(a) "Significantly exceeds state standards" for a 947  
performance rating of five stars; 948

(b) "Exceeds state standards" for a performance rating of 949  
four stars or four and one-half stars; 950

(c) "Meets state standards" for a performance rating of three stars or three and one-half stars;	951 952
(d) "Needs support to meet state standards" for a performance rating of two stars or two and one-half stars;	953 954
(e) "Needs significant support to meet state standards" for a performance rating of one star or one and one-half stars.	955 956
(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 this section for component performance ratings.	957 958 959 960 961 962 963 964 965 966 967
(4) Each report card issued under this section shall include all of the following:	968 969
(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.	970 971 972 973
(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.	974 975 976 977 978
(c) A description regarding the weights that are assigned	979

to each component and used to determine an overall performance	980
rating, as prescribed under division (D) (3) (g) of this section,	981
which shall be included in the presentation of the overall	982
performance rating on each report card.	983
(G) When reporting data on student achievement and	984
progress, the department shall disaggregate that data according	985
to the following categories:	986
(1) Performance of students by grade-level;	987
(2) Performance of students by race and ethnic group;	988
(3) Performance of students by gender;	989
(4) Performance of students grouped by those who have been	990
enrolled in a district or school for three or more years;	991
(5) Performance of students grouped by those who have been	992
enrolled in a district or school for more than one year and less	993
than three years;	994
(6) Performance of students grouped by those who have been	995
enrolled in a district or school for one year or less;	996
(7) Performance of students grouped by those who are	997
economically disadvantaged;	998
(8) Performance of students grouped by those who are	999
enrolled in a conversion community school established under	1000
Chapter 3314. of the Revised Code;	1001
(9) Performance of students grouped by those who are	1002
classified as English learners;	1003
(10) Performance of students grouped by those who have	1004
disabilities;	1005
(11) Performance of students grouped by those who are	1006

classified as migrants; 1007

(12) Performance of students grouped by those who are 1008  
identified as gifted in superior cognitive ability and the 1009  
specific academic ability fields of reading and math pursuant to 1010  
Chapter 3324. of the Revised Code. In disaggregating specific 1011  
academic ability fields for gifted students, the department 1012  
shall use data for those students with specific academic ability 1013  
in math and reading. If any other academic field is assessed, 1014  
the department shall also include data for students with 1015  
specific academic ability in that field as well. 1016

(13) Performance of students grouped by those who perform 1017  
in the lowest quintile for achievement on a statewide basis, as 1018  
determined by a method prescribed by the state board. 1019

The department may disaggregate data on student 1020  
performance according to other categories that the department 1021  
determines are appropriate. To the extent possible, the 1022  
department shall disaggregate data on student performance 1023  
according to any combinations of two or more of the categories 1024  
listed in divisions (G) (1) to (13) of this section that it deems 1025  
relevant. 1026

In reporting data pursuant to division (G) of this 1027  
section, the department shall not include in the report cards 1028  
any data statistical in nature that is statistically unreliable 1029  
or that could result in the identification of individual 1030  
students. For this purpose, the department shall not report 1031  
student performance data for any group identified in division 1032  
(G) of this section that contains less than ten students. If the 1033  
department does not report student performance data for a group 1034  
because it contains less than ten students, the department shall 1035  
indicate on the report card that is why data was not reported. 1036

(H) The department may include with the report cards any 1037  
additional education and fiscal performance data it deems 1038  
valuable. 1039

(I) The department shall include on each report card a 1040  
list of additional information collected by the department that 1041  
is available regarding the district or building for which the 1042  
report card is issued. When available, such additional 1043  
information shall include student mobility data disaggregated by 1044  
race and socioeconomic status, college enrollment data, and the 1045  
reports prepared under section 3302.031 of the Revised Code. 1046

The department shall maintain a site on the world wide 1047  
web. The report card shall include the address of the site and 1048  
shall specify that such additional information is available to 1049  
the public at that site. The department shall also provide a 1050  
copy of each item on the list to the superintendent of each 1051  
school district. The district superintendent shall provide a 1052  
copy of any item on the list to anyone who requests it. 1053

(J) (1) (a) Except as provided in division (J) (1) (b) of this 1054  
section, for any district that sponsors a conversion community 1055  
school under Chapter 3314. of the Revised Code, the department 1056  
shall combine data regarding the academic performance of 1057  
students enrolled in the community school with comparable data 1058  
from the schools of the district for the purpose of determining 1059  
the performance of the district as a whole on the report card 1060  
issued for the district under this section or section 3302.033 1061  
of the Revised Code. 1062

(b) The department shall not combine data from any 1063  
conversion community school that a district sponsors if a 1064  
majority of the students enrolled in the conversion community 1065  
school are enrolled in a dropout prevention and recovery program 1066

that is operated by the school, as described in division (A) (4) 1067  
(a) of section 3314.35 of the Revised Code. The department shall 1068  
include as an addendum to the district's report card the ratings 1069  
and performance measures that are required under section 1070  
3314.017 of the Revised Code for any community school to which 1071  
division (J) (1) (b) of this section applies. This addendum shall 1072  
include, at a minimum, the data specified in divisions (C) (1) 1073  
(a), (C) (2), and (C) (3) of section 3314.017 of the Revised Code. 1074

(2) Any district that leases a building to a community 1075  
school located in the district or that enters into an agreement 1076  
with a community school located in the district whereby the 1077  
district and the school endorse each other's programs may elect 1078  
to have data regarding the academic performance of students 1079  
enrolled in the community school combined with comparable data 1080  
from the schools of the district for the purpose of determining 1081  
the performance of the district as a whole on the district 1082  
report card. Any district that so elects shall annually file a 1083  
copy of the lease or agreement with the department. 1084

(3) Any municipal school district, as defined in section 1085  
3311.71 of the Revised Code, that sponsors a community school 1086  
located within the district's territory, or that enters into an 1087  
agreement with a community school located within the district's 1088  
territory whereby the district and the community school endorse 1089  
each other's programs, may exercise either or both of the 1090  
following elections: 1091

(a) To have data regarding the academic performance of 1092  
students enrolled in that community school combined with 1093  
comparable data from the schools of the district for the purpose 1094  
of determining the performance of the district as a whole on the 1095  
district's report card; 1096

(b) To have the number of students attending that 1097  
community school noted separately on the district's report card. 1098

The election authorized under division (J) (3) (a) of this 1099  
section is subject to approval by the governing authority of the 1100  
community school. 1101

Any municipal school district that exercises an election 1102  
to combine or include data under division (J) (3) of this 1103  
section, by the first day of October of each year, shall file 1104  
with the department documentation indicating eligibility for 1105  
that election, as required by the department. 1106

(K) The department shall include on each report card the 1107  
percentage of teachers in the district or building who are 1108  
properly certified or licensed teachers, as defined in section 1109  
3319.074 of the Revised Code, and a comparison of that 1110  
percentage with the percentages of such teachers in similar 1111  
districts and buildings. 1112

(L) (1) In calculating English language arts, mathematics, 1113  
science, American history, or American government assessment 1114  
passage rates used to determine school district or building 1115  
performance under this section, the department shall include all 1116  
students taking an assessment with accommodation or to whom an 1117  
alternate assessment is administered pursuant to division (C) (1) 1118  
or (3) of section 3301.0711 of the Revised Code and all students 1119  
who take substitute examinations approved under division (B) (4) 1120  
of section 3301.0712 of the Revised Code in the subject areas of 1121  
science, American history and American government. 1122

(2) In calculating performance index scores, rates of 1123  
achievement on the performance indicators established by the 1124  
state board under section 3302.02 of the Revised Code, and 1125

annual measurable objectives for determining adequate yearly 1126  
progress for school districts and buildings under this section, 1127  
the department shall do all of the following: 1128

(a) Include for each district or building only those 1129  
students who are included in the ADM certified for the first 1130  
full school week of October and are continuously enrolled in the 1131  
district or building through the time of the spring 1132  
administration of any assessment prescribed by division (A) (1) 1133  
or (B) (1) of section 3301.0710 or division (B) of section 1134  
3301.0712 of the Revised Code that is administered to the 1135  
student's grade level; 1136

(b) Include cumulative totals from both the fall and 1137  
spring administrations of the third grade English language arts 1138  
achievement assessment and, to the extent possible, the summer 1139  
administration of that assessment; 1140

(c) Except as required by the No Child Left Behind Act of 1141  
2001, exclude for each district or building any English learner 1142  
who has been enrolled in United States schools for less than one 1143  
full school year. 1144

(M) Beginning with the 2015-2016 school year and at least 1145  
once every three years thereafter, the state board of education 1146  
shall review and may adjust the benchmarks for assigning letter 1147  
grades or performance ratings to the performance measures and 1148  
components prescribed under divisions (C) (3), (D), and (E) of 1149  
this section. 1150

**Sec. 3365.03.** (A) A student enrolled in a public or 1151  
nonpublic secondary school during the student's ninth, tenth, 1152  
eleventh, or twelfth grade school year; a student enrolled in a 1153  
nonchartered nonpublic secondary school in the student's ninth, 1154



tenth, eleventh, or twelfth grade school year; or a student who 1155  
has been excused from the compulsory attendance law for the 1156  
purpose of home instruction under section 3321.04 of the Revised 1157  
Code and is the equivalent of a ninth, tenth, eleventh, or 1158  
twelfth grade student, may apply to and enroll in a college 1159  
under the college credit plus program. 1160

(1) In order for a public secondary school student to 1161  
participate in the program, all of the following criteria shall 1162  
be met: 1163

(a) The student or the student's parent shall inform the 1164  
principal, or equivalent, of the student's school ~~by the first~~ 1165  
~~day of April~~ of the student's intent to participate in the 1166  
program ~~during the following school year~~ in the next semester by 1167  
a date established by the chancellor of higher education, in 1168  
consultation with the superintendent of public instruction. Any 1169  
student who fails to provide the notification by the required 1170  
date may not participate in the program ~~during the following~~ 1171  
~~school year~~ in the next semester without the written consent of 1172  
the principal, or equivalent. If a student seeks consent from 1173  
the principal after failing to provide notification by the 1174  
required date, the principal shall notify the department of 1175  
education of the student's intent to participate within ten days 1176  
of the date on which the student seeks consent. If the principal 1177  
does not provide written consent, the student may appeal the 1178  
principal's decision to the governing entity of the school, 1179  
except for a student who is enrolled in a school district, who 1180  
may appeal the decision to the district superintendent. Not 1181  
later than thirty days after the notification of the appeal, the 1182  
district superintendent or governing entity shall hear the 1183  
appeal and shall make a decision to either grant or deny that 1184  
student's participation in the program. The decision of the 1185

district superintendent or governing entity shall be final. 1186

(b) The student shall: 1187

(i) Apply to a public or a participating private college, 1188  
or an eligible out-of-state college participating in the 1189  
program, in accordance with the college's established procedures 1190  
for admission, pursuant to section 3365.05 of the Revised Code; 1191

(ii) As a condition of eligibility, satisfy one of the 1192  
following criteria: 1193

(I) Be remediation-free, in accordance with one of the 1194  
assessments established under division (F) of section 3345.061 1195  
of the Revised Code; 1196

(II) Meet an alternative remediation-free eligibility 1197  
option, as defined by the chancellor ~~of higher education~~, in 1198  
consultation with the state superintendent of public 1199  
~~instruction~~, in rules adopted under this section; 1200

(III) Have participated in the program prior to ~~the~~ 1201  
~~effective date of this amendment~~ September 30, 2021, and 1202  
qualified to participate in the program by scoring within one 1203  
standard error of measurement below the remediation-free 1204  
threshold for one of the assessments established under division 1205  
(F) of section 3345.061 of the Revised Code and satisfying one 1206  
of the conditions specified under division (A) (1) (b) (ii) (I) or 1207  
(II) of this section as those divisions existed prior to ~~the~~ 1208  
~~effective date of this amendment~~ September 30, 2021. 1209

(iii) Meet the college's and relevant academic program's 1210  
established standards for admission, enrollment, and course 1211  
placement, including course-specific capacity limitations, 1212  
pursuant to section 3365.05 of the Revised Code. 1213

(c) The student shall elect at the time of enrollment to participate under either division (A) or (B) of section 3365.06 of the Revised Code for each course under the program.

(d) The student and the student's parent shall sign a form, provided by the school, stating that they have received the counseling required under division (B) of section 3365.04 of the Revised Code and that they understand the responsibilities they must assume in the program.

(2) In order for a nonpublic secondary school student, a nonchartered nonpublic secondary school student, or a home-instructed student to participate in the program, both of the following criteria shall be met:

(a) The student shall meet the criteria in divisions (A) (1) (b) and (c) of this section.

(b) (i) If the student is enrolled in a nonpublic secondary school, that student shall send to the department of education a copy of the student's acceptance from a college and an application. The application shall be made on forms provided by the state board of education and shall include information about the student's proposed participation, including the school year in which the student wishes to participate; and the semesters or terms the student wishes to enroll during such year. The department shall mark each application with the date and time of receipt.

(ii) If the student is enrolled in a nonchartered nonpublic secondary school or is home-instructed, the parent or guardian of that student shall notify the department by the first day of April prior to the school year in which the student wishes to participate.

(B) Except as provided for in division (C) of this section 1243  
and in sections 3365.031 and 3365.032 of the Revised Code: 1244

(1) No public secondary school shall prohibit a student 1245  
enrolled in that school from participating in the program if 1246  
that student meets all of the criteria in division (A) (1) of 1247  
this section. 1248

(2) No participating nonpublic secondary school shall 1249  
prohibit a student enrolled in that school from participating in 1250  
the program if the student meets all of the criteria in division 1251  
(A) (2) of this section and, if the student is enrolled under 1252  
division (B) of section 3365.06 of the Revised Code, the student 1253  
is awarded funding from the department in accordance with rules 1254  
adopted by the chancellor, in consultation with the 1255  
superintendent of public instruction, pursuant to section 1256  
3365.071 of the Revised Code. 1257

(C) For purposes of this section, during the period of an 1258  
expulsion imposed by a public secondary school, a student is 1259  
ineligible to apply to enroll in a college under this section, 1260  
unless the student is admitted to another public secondary or 1261  
participating nonpublic secondary school. If a student is 1262  
enrolled in a college under this section at the time the student 1263  
is expelled, the student's status for the remainder of the 1264  
college term in which the expulsion is imposed shall be 1265  
determined under section 3365.032 of the Revised Code. 1266

(D) Upon a student's graduation from high school, 1267  
participation in the college credit plus program shall not 1268  
affect the student's eligibility at any public college for 1269  
scholarships or for other benefits or opportunities that are 1270  
available to first-time college students and are awarded by that 1271  
college, regardless of the number of credit hours that the 1272

student completed under the program.	1273
(E) The college to which a student applies to participate	1274
under this section shall pay for one assessment used to	1275
determine that student's eligibility under this section.	1276
However, notwithstanding anything to the contrary in Chapter	1277
3365. of the Revised Code, any additional assessments used to	1278
determine the student's eligibility shall be the financial	1279
responsibility of the student.	1280
<b>Sec. 3365.04.</b> Each public and participating nonpublic	1281
secondary school shall do all of the following with respect to	1282
the college credit plus program:	1283
(A) Provide information about the program prior to the	1284
first day of February of each year to all students enrolled in	1285
grades six through eleven;	1286
(B) Provide counseling services to students in grades six	1287
through eleven and to their parents before the students	1288
participate in the program under this chapter to ensure that	1289
students and parents are fully aware of the possible	1290
consequences and benefits of participation. Counseling	1291
information shall include:	1292
(1) Program eligibility;	1293
(2) The process for granting academic credits;	1294
(3) Any necessary financial arrangements for tuition,	1295
textbooks, and fees;	1296
(4) Criteria for any transportation aid;	1297
(5) Available support services;	1298
(6) Scheduling;	1299

(7) Communicating the possible consequences and benefits	1300
of participation, including all of the following:	1301
(a) The consequences of failing or not completing a course	1302
under the program, including the effect on the student's ability	1303
to complete the secondary school's graduation requirements;	1304
(b) The effect of the grade attained in a course under the	1305
program being included in the student's grade point average, as	1306
applicable;	1307
(c) The benefits to the student for successfully	1308
completing a course under the program, including the ability to	1309
reduce the overall costs of, and the amount of time required	1310
for, a college education.	1311
(8) The academic and social responsibilities of students	1312
and parents under the program;	1313
(9) Information about and encouragement to use the	1314
counseling services of the college in which the student intends	1315
to enroll;	1316
(10) The standard packet of information for the program	1317
developed by the chancellor of higher education pursuant to	1318
section 3365.15 of the Revised Code;	1319
For a participating nonpublic secondary school, counseling	1320
information shall also include an explanation that funding may	1321
be limited and that not all students who wish to participate may	1322
be able to do so.	1323
(11) Information about the potential for mature subject	1324
matter, as defined in section 3365.035 of the Revised Code, in	1325
courses in which the student intends to enroll through the	1326
program and notification that courses will not be modified based	1327

upon program enrollee participation regardless of where course 1328  
instruction occurs. The information shall include the permission 1329  
slip described in division (B) of section 3365.035 of the 1330  
Revised Code. 1331

(C) Promote the program on the school's web site, 1332  
including the details of the school's current agreements with 1333  
partnering colleges; 1334

(D) Schedule at least one informational session per school 1335  
year to allow each participating college that is located within 1336  
thirty miles of the school to meet with interested students and 1337  
parents. The session shall include the benefits and consequences 1338  
of participation and shall outline any changes or additions to 1339  
the requirements of the program. If there are no participating 1340  
colleges located within thirty miles of the school, the school 1341  
shall coordinate with the closest participating college to offer 1342  
an informational session. 1343

For the purposes of division (D) of this section, 1344  
"participating college" shall include both of the following: 1345

(1) A partnering college; 1346

(2) Any public college, private college, or eligible out- 1347  
of-state college to which both of the following apply: 1348

(a) The college participates in the college credit plus 1349  
program. 1350

(b) The college submits to the public or participating 1351  
nonpublic secondary school a request to attend an informational 1352  
session. 1353

(E) Implement a policy for the awarding of grades and the 1354  
calculation of class standing for courses taken under division 1355

(A) (2) or (B) of section 3365.06 of the Revised Code. The policy 1356  
adopted under this division shall be equivalent to the school's 1357  
policy for courses taken under the advanced standing programs 1358  
described in divisions (A) (2) and (3) of section 3313.6013 of 1359  
the Revised Code or for other courses designated as honors 1360  
courses by the school. If the policy includes awarding a 1361  
weighted grade or enhancing a student's class standing for these 1362  
courses, the policy adopted under this section shall ~~also~~ 1363  
~~provide for these procedures to be applied~~ apply to all courses 1364  
taken under the college credit plus program. 1365

(F) Develop model course pathways, pursuant to section 1366  
3365.13 of the Revised Code, and publish the course pathways 1367  
among the school's official list of course offerings for the 1368  
program. 1369

(G) Annually collect, report, and track specified data 1370  
related to the program according to data reporting guidelines 1371  
adopted by the chancellor and the superintendent of public 1372  
instruction pursuant to section 3365.15 of the Revised Code. 1373

(H) Use the forms developed by the chancellor and the 1374  
state superintendent. No public or participating nonpublic 1375  
secondary school shall modify any such form without prior 1376  
approval from the chancellor and the state superintendent. 1377

**Sec. 3365.05.** Each public and participating private 1378  
college shall do all of the following with respect to the 1379  
college credit plus program: 1380

(A) Apply established standards and procedures for 1381  
admission to the college and for course placement for 1382  
participants. When determining admission and course placement, 1383  
the college shall do all of the following: 1384



(1) Consider all available student data that may be an 1385  
indicator of college readiness, including grade point average 1386  
and end-of-course examination scores, if applicable; 1387

(2) Give priority to its current students regarding 1388  
enrollment in courses. However, once a participant has been 1389  
accepted into a course, the college shall not displace the 1390  
participant for another student. 1391

(3) Adhere to any capacity limitations that the college 1392  
has established for specified courses. 1393

(B) Send written notice to the participant, the 1394  
participant's parent, and the participant's secondary school, 1395  
not later than fourteen calendar days prior to the first day of 1396  
classes for that term, of the participant's admission to the 1397  
college and to specified courses under the program. 1398

(C) Provide both of the following, not later than twenty- 1399  
one calendar days after the first day of classes for that term, 1400  
to each participant and the participant's secondary school: 1401

(1) The courses and hours of enrollment of the 1402  
participant; 1403

(2) The option elected by the participant under division 1404  
(A) or (B) of section 3365.06 of the Revised Code for each 1405  
course. 1406

The college shall also provide to each partnering school a 1407  
roster of participants from that school that are enrolled in the 1408  
college and a list of course assignments for each participant. 1409

(D) Promote the program on the college's web site, 1410  
including the details of the college's current agreements with 1411  
partnering secondary schools. 1412

(E) Coordinate with each partnering secondary school that 1413  
is located within thirty miles of the college to present at 1414  
least one informational session per school year for interested 1415  
students and parents. The session shall include the benefits and 1416  
consequences of participation and shall outline any changes or 1417  
additions to the requirements of the program. If there are no 1418  
partnering schools located within thirty miles of the college, 1419  
the college shall coordinate with the closest partnering school 1420  
to offer an informational session. 1421

(F) Assign an academic advisor that is employed by the 1422  
college to each participant enrolled in that college. Prior to 1423  
the date on which a withdrawal from a course would negatively 1424  
affect a participant's transcribed grade, as prescribed by the 1425  
college's established withdrawal policy, the college shall 1426  
ensure that the academic advisor and the participant meet at 1427  
least once to discuss the program and the courses in which the 1428  
participant is enrolled. 1429

(G) Do both of the following with regard to high school 1430  
teachers that are teaching courses for the college at a 1431  
secondary school under the program: 1432

(1) Provide at least one professional development session 1433  
per school year; 1434

(2) Conduct at least one classroom observation per school 1435  
year for each course that is authorized by the college and 1436  
taught by a high school teacher to ensure that the course meets 1437  
the quality of a college-level course. 1438

(H) Annually collect, report, and track specified data 1439  
related to the program according to data reporting guidelines 1440  
adopted by the chancellor of higher education and the 1441

superintendent of public instruction pursuant to section 3365.15 1442  
of the Revised Code. 1443

(I) Provide participants with an orientation that meets 1444  
guidelines issued by the chancellor and the state 1445  
superintendent. The chancellor and the state superintendent 1446  
shall make those guidelines as concise as is practicable. 1447

(J) With the exception of divisions (D) and (E) of this 1448  
section, any eligible out-of-state college participating in the 1449  
college credit plus program shall be subject to the same 1450  
requirements as a participating private college under this 1451  
section. 1452

**Sec. 3365.07.** The department of education shall calculate 1453  
and pay state funds to colleges for participants in the college 1454  
credit plus program under division (B) of section 3365.06 of the 1455  
Revised Code pursuant to this section. For a nonpublic secondary 1456  
school participant, a nonchartered nonpublic secondary school 1457  
participant, or a home-instructed participant, the department 1458  
shall pay state funds pursuant to this section only if that 1459  
participant is awarded funding according to rules adopted by the 1460  
chancellor of higher education, in consultation with the 1461  
superintendent of public instruction, pursuant to section 1462  
3365.071 of the Revised Code. The program shall be the sole 1463  
mechanism by which state funds are paid to colleges for students 1464  
to earn transcribed credit for college courses while enrolled 1465  
in both a secondary school and a college, with the exception of 1466  
state funds paid to colleges according to an agreement described 1467  
in division (A) (1) of section 3365.02 of the Revised Code. 1468

(A) For each public or nonpublic secondary school 1469  
participant enrolled in a public college: 1470

(1) If no agreement has been entered into under division 1471  
(A) (2) of this section, both of the following shall apply: 1472

(a) The department shall pay to the college the applicable 1473  
amount as follows: 1474

(i) For a participant enrolled in a college course 1475  
delivered on the college campus, at another location operated by 1476  
the college, or online, the lesser of the default ceiling amount 1477  
or the college's standard rate; 1478

(ii) For a participant enrolled in a college course 1479  
delivered at the participant's secondary school but taught by 1480  
college faculty, the lesser of fifty per cent of the default 1481  
ceiling amount or the college's standard rate; 1482

(iii) For a participant enrolled in a college course 1483  
delivered at the participant's secondary school and taught by a 1484  
high school teacher who has met the credential requirements 1485  
established for purposes of the program in rules adopted by the 1486  
chancellor, the default floor amount. 1487

(b) ~~The participant's secondary school shall pay for~~ 1488  
~~textbooks, and the college shall waive payment of all other fees~~ 1489  
related to participation in the program. 1490

(2) The governing entity of a participant's secondary 1491  
school and the college may enter into an agreement to establish 1492  
an alternative payment structure for tuition, ~~textbooks,~~ and 1493  
fees. Under such an agreement, payments for each participant 1494  
made by the department shall be not less than the default floor 1495  
amount, unless approved by the chancellor, and not more than 1496  
either the default ceiling amount or the college's standard 1497  
rate, whichever is less. The chancellor may approve an agreement 1498  
that includes a payment below the default floor amount, as long 1499

as the provisions of the agreement comply with all other 1500  
requirements of this chapter to ensure program quality. If no 1501  
agreement is entered into under division (A) (2) of this section, 1502  
both of the following shall apply: 1503

(a) The department shall pay to the college the applicable 1504  
default amounts prescribed by division (A) (1) (a) of this 1505  
section, depending upon the method of delivery and instruction. 1506

(b) In accordance with division (A) (1) (b) of this section, 1507  
~~the participant's secondary school shall pay for textbooks, and~~ 1508  
the college shall waive payment of all other fees related to 1509  
participation in the program. 1510

(3) No participant that is enrolled in a public college 1511  
shall be charged for any tuition, textbooks, or other fees 1512  
related to participation in the program. 1513

(B) For each public secondary school participant enrolled 1514  
in a private college: 1515

(1) If no agreement has been entered into under division 1516  
(B) (2) of this section, the department shall pay to the college 1517  
the applicable amount calculated in the same manner as in 1518  
division (A) (1) (a) of this section. 1519

(2) The governing entity of a participant's secondary 1520  
school and the college may enter into an agreement to establish 1521  
an alternative payment structure for tuition, textbooks, and 1522  
fees. Under such an agreement, payments shall be not less than 1523  
the default floor amount, unless approved by the chancellor, and 1524  
not more than either the default ceiling amount or the college's 1525  
standard rate, whichever is less. 1526

If an agreement is entered into under division (B) (2) of 1527  
this section, both of the following shall apply: 1528

(a) The department shall make a payment to the college for 1529  
each participant that is equal to the default floor amount, 1530  
unless approved by the chancellor to pay an amount below the 1531  
default floor amount. The chancellor may approve an agreement 1532  
that includes a payment below the default floor amount, as long 1533  
as the provisions of the agreement comply with all other 1534  
requirements of this chapter to ensure program quality. 1535

(b) Payment for costs for the participant that exceed the 1536  
amount paid by the department pursuant to division (B) (2) (a) of 1537  
this section shall be negotiated by the school and the college. 1538  
The agreement may include a stipulation permitting the charging 1539  
of a participant. 1540

However, under no circumstances shall: 1541

(i) Payments for a participant made by the department 1542  
under division (B) (2) of this section exceed the lesser of the 1543  
default ceiling amount or the college's standard rate; 1544

(ii) The amount charged to a participant under division 1545  
(B) (2) of this section exceed the difference between the maximum 1546  
per participant charge amount and the default floor amount; 1547

(iii) The sum of the payments made by the department for a 1548  
participant and the amount charged to that participant under 1549  
division (B) (2) of this section exceed the following amounts, as 1550  
applicable: 1551

(I) For a participant enrolled in a college course 1552  
delivered on the college campus, at another location operated by 1553  
the college, or online, the maximum per participant charge 1554  
amount; 1555

(II) For a participant enrolled in a college course 1556  
delivered at the participant's secondary school but taught by 1557

college faculty, one hundred twenty-five dollars; 1558

(III) For a participant enrolled in a college course 1559  
delivered at the participant's secondary school and taught by a 1560  
high school teacher who has met the credential requirements 1561  
established for purposes of the program in rules adopted by the 1562  
chancellor, one hundred dollars. 1563

(iv) A participant that is identified as economically 1564  
disadvantaged according to rules adopted by the department be 1565  
charged under division (B) (2) of this section for any tuition, 1566  
textbooks, or other fees related to participation in the program 1567  
or charged under section 3365.072 of the Revised Code for 1568  
textbooks. 1569

(C) For each nonpublic secondary school participant 1570  
enrolled in a private or eligible out-of-state college, the 1571  
department shall pay to the college the applicable amount 1572  
calculated in the same manner as in division (A) (1) (a) of this 1573  
section. Payment for costs for the participant that exceed the 1574  
amount paid by the department shall be negotiated by the 1575  
governing body of the nonpublic secondary school and the 1576  
college. 1577

However, under no circumstances shall: 1578

(1) The payments for a participant made by the department 1579  
under this division exceed the lesser of the default ceiling 1580  
amount or the college's standard rate. 1581

(2) Any nonpublic secondary school participant, who is 1582  
enrolled in that secondary school with a scholarship awarded 1583  
under either the educational choice scholarship pilot program, 1584  
as prescribed by sections 3310.01 to 3310.17, or the pilot 1585  
project scholarship program, as prescribed by sections 3313.974 1586

to 3313.979 of the Revised Code, and who qualifies as a low- 1587  
income student under either of those programs, be charged for 1588  
any tuition, ~~textbooks~~, or other fees related to participation 1589  
in the college credit plus program. 1590

(D) For each nonchartered nonpublic secondary school 1591  
participant and each home-instructed participant enrolled in a 1592  
public, private, or eligible out-of-state college, the 1593  
department shall pay to the college the lesser of the default 1594  
ceiling amount or the college's standard rate, if that 1595  
participant is enrolled in a college course delivered on the 1596  
college campus, at another location operated by the college, or 1597  
online. 1598

(E) Not later than thirty days after the end of each term, 1599  
each college expecting to receive payment for the costs of a 1600  
participant under this section shall notify the department of 1601  
the number of enrolled credit hours for each participant. 1602

(F) The department shall make the applicable payments 1603  
under this section to each college, which provided proper 1604  
notification to the department under division (E) of this 1605  
section, for the number of enrolled credit hours for 1606  
participants enrolled in the college under division (B) of 1607  
section 3365.06 of the Revised Code. Except in cases involving 1608  
incomplete participant information or a dispute of participant 1609  
information, payments shall be made by the last day of January 1610  
for participants who were enrolled during the fall term and by 1611  
the last day of July for participants who were enrolled during 1612  
the spring term. The department shall not make any payments to a 1613  
college under this section if a participant withdrew from a 1614  
course prior to the date on which a withdrawal from the course 1615  
would have negatively affected the participant's transcribed 1616



grade, as prescribed by the college's established withdrawal 1617  
policy. 1618

(1) Payments made for public secondary school participants 1619  
under this section shall be deducted as follows: 1620

(a) For a participant enrolled in a school district, from 1621  
the school foundation payments made to the participant's school 1622  
district. If the participant is enrolled in a joint vocational 1623  
school district, a portion of the amount shall be deducted from 1624  
the payments to the joint vocational school district and a 1625  
portion shall be deducted from the payments to the participant's 1626  
city, local, or exempted village school district in accordance 1627  
with the full-time equivalency of the student's enrollment in 1628  
each district. 1629

(b) For a participant enrolled in a community school 1630  
established under Chapter 3314. of the Revised Code, from the 1631  
payments made to that school under section 3317.022 of the 1632  
Revised Code; 1633

(c) For a participant enrolled in a STEM school, from the 1634  
payments made to that school under section 3317.022 of the 1635  
Revised Code; 1636

(d) For a participant enrolled in a college-preparatory 1637  
boarding school, from the payments made to that school under 1638  
section 3328.34 of the Revised Code; 1639

(e) For a participant enrolled in the state school for the 1640  
deaf or the state school for the blind, from the amount paid to 1641  
that school with funds appropriated by the general assembly for 1642  
support of that school; 1643

(f) For a participant enrolled in an institution operated 1644  
by the department of youth services, from the amount paid to 1645

that institution with funds appropriated by the general assembly 1646  
for support of that institution. 1647

Amounts deducted under divisions (F) (1) (a) to (f) of this 1648  
section shall be calculated in accordance with rules adopted by 1649  
the chancellor, in consultation with the state superintendent, 1650  
pursuant to division (B) of section 3365.071 of the Revised Code 1651

(2) Payments made for nonpublic secondary school 1652  
participants, nonchartered nonpublic secondary school 1653  
participants, and home-instructed participants under this 1654  
section shall be deducted from moneys appropriated by the 1655  
general assembly for such purpose. Payments shall be allocated 1656  
and distributed in accordance with rules adopted by the 1657  
chancellor, in consultation with the state superintendent, 1658  
pursuant to division (A) of section 3365.071 of the Revised 1659  
Code. 1660

(G) Any public college that enrolls a student under 1661  
division (B) of section 3365.06 of the Revised Code may include 1662  
that student in the calculation used to determine its state 1663  
share of instruction funds appropriated to the department of 1664  
higher education by the general assembly. 1665

**Sec. 3365.071.** (A) The chancellor of ~~the Ohio board of~~ 1666  
~~regents higher education~~, in accordance with Chapter 119. of the 1667  
Revised Code and in consultation with the superintendent of 1668  
public instruction, shall adopt rules prescribing a method to 1669  
allocate and distribute payments under section 3365.07 of the 1670  
Revised Code for nonpublic secondary school participants, 1671  
nonchartered nonpublic secondary school participants, and home- 1672  
instructed participants. The rules shall include that payments 1673  
made for nonchartered nonpublic secondary school participants be 1674  
made in the same manner as payments for home-instructed 1675

participants under that section. 1676

(B) The chancellor, in consultation with the state 1677  
superintendent, shall also adopt rules establishing a method to 1678  
calculate the amounts deducted from a joint vocational school 1679  
district and from a participant's city, local, or exempted 1680  
village school district for payments under section 3365.07 of 1681  
the Revised Code. 1682

Sec. 3365.072. This section applies only to participants 1683  
who elect to participate under division (B) of section 3365.06 1684  
of the Revised Code. 1685

(A) As used in this section: 1686

(1) "Open source materials" means free and publicly 1687  
available educational materials. "Open source materials" 1688  
includes a free and publicly available textbook. 1689

(2) "Program course" means a course in which a participant 1690  
is enrolled. 1691

(3) "Purchase-only textbook" means a textbook that is not 1692  
free and publicly available and that must be purchased. 1693

(B) Each public and participating private college shall 1694  
endeavor to use open source materials, in lieu of purchase-only 1695  
textbooks, in a program course. 1696

(C) In the case of a public or participating private 1697  
college using a purchase-only textbook in a program course when 1698  
there are open source materials that may be used in lieu of that 1699  
textbook, the college shall pay for the participant's textbook. 1700

(D) In the case of a public or participating private 1701  
college using a purchase-only textbook in a program course 1702  
because there are no open source materials that may be used in 1703

lieu of that textbook, the college shall pay fifty per cent of 1704  
the textbook's cost and the participant's secondary school shall 1705  
pay fifty per cent of the textbook's cost. 1706

(E) Any eligible out-of-state college participating in the 1707  
college credit plus program is subject to this section in the 1708  
same manner as a participating private college. 1709

**Sec. 3365.11.** (A) Each instructor teaching a course under 1710  
the college credit plus program shall meet the credential 1711  
requirements set forth in guidelines and procedures established 1712  
by the chancellor of the Ohio board of regents higher education. 1713  
If the guidelines require high school teachers to take any 1714  
additional graduate-level coursework in order to meet the 1715  
credential requirements, that coursework shall be applicable to 1716  
continuing education and professional development requirements 1717  
for the renewal of the teacher's educator license. 1718

(B) In addition to the guidelines and procedures 1719  
established under division (A) of this section, the chancellor 1720  
shall establish an alternative credentialing process to certify 1721  
instructors with relevant teaching experience as instructors for 1722  
the program without requiring any additional graduate-level 1723  
coursework. 1724

**Sec. 3365.14.** (A) The chancellor of higher education and 1725  
the superintendent of public instruction shall monitor and 1726  
enforce compliance with the requirements prescribed under 1727  
sections 3365.04, 3365.05, and 3365.072 of the Revised Code. 1728

(B) The chancellor and state superintendent shall collect 1729  
data relative to the actual cost of programming under the 1730  
college credit plus program and submit that data to the auditor 1731  
of state. The auditor of state shall review and audit that data. 1732

The auditor of state shall submit to the general assembly, in 1733  
accordance with section 101.68 of the Revised Code, a one-time 1734  
report regarding the findings of that review and audit. 1735

**Section 2.** That existing sections 3302.03, 3365.03, 1736  
3365.04, 3365.05, 3365.07, 3365.071, and 3365.11 of the Revised 1737  
Code are hereby repealed. 1738

**Section 3.** Section 3302.03 of the Revised Code is 1739  
presented in this act as a composite of the section as amended 1740  
by S.B. 166 and S.B. 229 both of the 134th General Assembly. The 1741  
General Assembly, applying the principle stated in division (B) 1742  
of section 1.52 of the Revised Code that amendments are to be 1743  
harmonized if reasonably capable of simultaneous operation, 1744  
finds that the composite is the resulting version of the section 1745  
in effect prior to the effective date of the section as 1746  
presented in this act. 1747