

**As Introduced**

**136th General Assembly**

**Regular Session**

**2025-2026**

**H. B. No. 610**

**Representatives Brent, McNally**

**Cosponsors: Representatives Russo, Grim, Abdullahi, Piccolantonio, Upchurch**

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**A BILL**

To amend sections 133.06, 3302.036, 3302.042, 1  
3302.043, 3302.12, 3302.17, 3310.03, 3311.29, 2  
and 3314.102 and to repeal sections 3302.10, 3  
3302.103, 3302.11, and 3302.111 of the Revised 4  
Code to dissolve existing academic distress 5  
commissions, to repeal the law that creates new 6  
commissions, and to declare an emergency. 7

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

**Section 1.** That sections 133.06, 3302.036, 3302.042, 8  
3302.043, 3302.12, 3302.17, 3310.03, 3311.29, and 3314.102 of 9  
the Revised Code be amended to read as follows: 10

**Sec. 133.06.** (A) A school district shall not incur, 11  
without a vote of the electors, net indebtedness that exceeds an 12  
amount equal to one-tenth of one per cent of its tax valuation, 13  
except as provided in divisions (G) and (H) of this section and 14  
in division (D) of section 3313.372 of the Revised Code, or as 15  
prescribed in section 3318.052 or 3318.44 of the Revised Code, 16  
or as provided in division (J) of this section. 17

(B) Except as provided in divisions (E), (F), and (I) of 18

this section, a school district shall not incur net indebtedness 19  
that exceeds an amount equal to nine per cent of its tax 20  
valuation. 21

(C) A school district shall not submit to a vote of the 22  
electors the question of the issuance of securities in an amount 23  
that will make the district's net indebtedness after the 24  
issuance of the securities exceed an amount equal to four per 25  
cent of its tax valuation, unless the director of education and 26  
workforce, acting under policies adopted by the department of 27  
education and workforce, and the tax commissioner, acting under 28  
written policies of the commissioner, consent to the submission. 29  
A request for the consents shall be made at least one hundred 30  
twenty days prior to the election at which the question is to be 31  
submitted. 32

The director of education and workforce shall certify to 33  
the district the director's and the tax commissioner's decisions 34  
within thirty days after receipt of the request for consents. 35

If the electors do not approve the issuance of securities 36  
at the election for which the director of education and 37  
workforce and tax commissioner consented to the submission of 38  
the question, the school district may submit the same question 39  
to the electors on the date that the next special election may 40  
be held under section 3501.01 of the Revised Code without 41  
submitting a new request for consent. If the school district 42  
seeks to submit the same question at any other subsequent 43  
election, the district shall first submit a new request for 44  
consent in accordance with this division. 45

(D) In calculating the net indebtedness of a school 46  
district, none of the following shall be considered: 47

(1) Securities issued to acquire school buses and other equipment used in transporting pupils or issued pursuant to division (D) of section 133.10 of the Revised Code;	48 49 50
(2) Securities issued under division (F) of this section and, to the extent in excess of the limitation stated in division (B) of this section, under division (E) of this section;	51 52 53 54
(3) Indebtedness resulting from the dissolution of a joint vocational school district under section 3311.217 of the Revised Code, evidenced by outstanding securities of that joint vocational school district;	55 56 57 58
(4) Loans, evidenced by any securities, received under sections 3313.483, 3317.0210, and 3317.0211 of the Revised Code;	59 60
(5) Debt incurred under section 3313.374 of the Revised Code;	61 62
(6) Debt incurred pursuant to division (B)(5) of section 3313.37 of the Revised Code to acquire computers and related hardware;	63 64 65
(7) Debt incurred under section 3318.042 of the Revised Code;	66 67
(8) Debt incurred under section 5705.2112 or 5705.2113 of the Revised Code by the fiscal board of a qualifying partnership of which the school district is a participating school district.	68 69 70
(E) A school district may become a special needs district as to certain securities as provided in division (E) of this section.	71 72 73
(1) A board of education, by resolution, may declare its school district to be a special needs district by determining	74 75

both of the following:	76
(a) The student population is not being adequately serviced by the existing permanent improvements of the district.	77 78
(b) The district cannot obtain sufficient funds by the issuance of securities within the limitation of division (B) of this section to provide additional or improved needed permanent improvements in time to meet the needs.	79 80 81 82
(2) The board of education shall certify a copy of that resolution to the director of education and workforce with a statistical report showing all of the following:	83 84 85
(a) The history of and a projection of the growth of the tax valuation;	86 87
(b) The projected needs;	88
(c) The estimated cost of permanent improvements proposed to meet such projected needs.	89 90
(3) The director of education and workforce shall certify the district as an approved special needs district if the director finds both of the following:	91 92 93
(a) The district does not have available sufficient additional funds from state or federal sources to meet the projected needs.	94 95 96
(b) The projection of the potential average growth of tax valuation during the next five years, according to the information certified to the director and any other information the director obtains, indicates a likelihood of potential average growth of tax valuation of the district during the next five years of an average of not less than one and one-half per cent per year. The findings and certification of the director	97 98 99 100 101 102 103

shall be conclusive. 104

(4) An approved special needs district may incur net 105  
indebtedness by the issuance of securities in accordance with 106  
the provisions of this chapter in an amount that does not exceed 107  
an amount equal to the greater of the following: 108

(a) Twelve per cent of the sum of its tax valuation plus 109  
an amount that is the product of multiplying that tax valuation 110  
by the percentage by which the tax valuation has increased over 111  
the tax valuation on the first day of the sixtieth month 112  
preceding the month in which its board determines to submit to 113  
the electors the question of issuing the proposed securities; 114

(b) Twelve per cent of the sum of its tax valuation plus 115  
an amount that is the product of multiplying that tax valuation 116  
by the percentage, determined by the director of education and 117  
workforce, by which that tax valuation is projected to increase 118  
during the next ten years. 119

(F) A school district may issue securities for emergency 120  
purposes, in a principal amount that does not exceed an amount 121  
equal to three per cent of its tax valuation, as provided in 122  
this division. 123

(1) A board of education, by resolution, may declare an 124  
emergency if it determines both of the following: 125

(a) School buildings or other necessary school facilities 126  
in the district have been wholly or partially destroyed, or 127  
condemned by a constituted public authority, or that such 128  
buildings or facilities are partially constructed, or so 129  
constructed or planned as to require additions and improvements 130  
to them before the buildings or facilities are usable for their 131  
intended purpose, or that corrections to permanent improvements 132

are necessary to remove or prevent health or safety hazards.	133
(b) Existing fiscal and net indebtedness limitations make	134
adequate replacement, additions, or improvements impossible.	135
(2) Upon the declaration of an emergency, the board of	136
education may, by resolution, submit to the electors of the	137
district pursuant to section 133.18 of the Revised Code the	138
question of issuing securities for the purpose of paying the	139
cost, in excess of any insurance or condemnation proceeds	140
received by the district, of permanent improvements to respond	141
to the emergency need.	142
(3) The procedures for the election shall be as provided	143
in section 133.18 of the Revised Code, except that:	144
(a) The form of the ballot shall describe the emergency	145
existing, refer to this division as the authority under which	146
the emergency is declared, and state that the amount of the	147
proposed securities exceeds the limitations prescribed by	148
division (B) of this section;	149
(b) The resolution required by division (B) of section	150
133.18 of the Revised Code shall be certified to the county	151
auditor and the board of elections at least one hundred days	152
prior to the election;	153
(c) The county auditor shall advise and, not later than	154
ninety-five days before the election, confirm that advice by	155
certification to, the board of education of the information	156
required by division (C) of section 133.18 of the Revised Code;	157
(d) The board of education shall then certify its	158
resolution and the information required by division (D) of	159
section 133.18 of the Revised Code to the board of elections not	160
less than ninety days prior to the election.	161

(4) Notwithstanding division (B) of section 133.21 of the Revised Code, the first principal payment of securities issued under this division may be set at any date not later than sixty months after the earliest possible principal payment otherwise provided for in that division.

(G) (1) The board of education may contract with an architect, professional engineer, or other person experienced in the design and implementation of energy conservation measures for an analysis and recommendations pertaining to installations, modifications of installations, or remodeling that would significantly reduce energy consumption in buildings owned by the district. The report shall include estimates of all costs of such installations, modifications, or remodeling, including costs of design, engineering, installation, maintenance, repairs, measurement and verification of energy savings, and debt service, forgone residual value of materials or equipment replaced by the energy conservation measure, as defined by the Ohio facilities construction commission, a baseline analysis of actual energy consumption data for the preceding three years with the utility baseline based on only the actual energy consumption data for the preceding twelve months, and estimates of the amounts by which energy consumption and resultant operational and maintenance costs, as defined by the commission, would be reduced.

If the board finds after receiving the report that the amount of money the district would spend on such installations, modifications, or remodeling is not likely to exceed the amount of money it would save in energy and resultant operational and maintenance costs over the ensuing fifteen years, the board may submit to the commission a copy of its findings and a request for approval to incur indebtedness to finance the making or

modification of installations or the remodeling of buildings for 193  
the purpose of significantly reducing energy consumption. 194

The facilities construction commission, in consultation 195  
with the auditor of state, may deny a request under division (G) 196  
(1) of this section by the board of education of any school 197  
district that is in a state of fiscal watch pursuant to division 198  
(A) of section 3316.03 of the Revised Code, if it determines 199  
that the expenditure of funds is not in the best interest of the 200  
school district. 201

No district board of education of a school district that 202  
is in a state of fiscal emergency pursuant to division (B) of 203  
section 3316.03 of the Revised Code shall submit a request 204  
without submitting evidence that the installations, 205  
modifications, or remodeling have been approved by the 206  
district's financial planning and supervision commission 207  
established under section 3316.05 of the Revised Code. 208

~~No board of education of a school district for which an 209  
academic distress commission has been established under section 210  
3302.10 of the Revised Code shall submit a request without first 211  
receiving approval to incur indebtedness from the district's 212  
academic distress commission established under that section, for 213  
so long as such commission continues to be required for the 214  
district. 215~~

(2) The board of education may contract with a person 216  
experienced in the implementation of student transportation to 217  
produce a report that includes an analysis of and 218  
recommendations for the use of alternative fuel vehicles by 219  
school districts. The report shall include cost estimates 220  
detailing the return on investment over the life of the 221  
alternative fuel vehicles and environmental impact of 222



alternative fuel vehicles. The report also shall include 223  
estimates of all costs associated with alternative fuel 224  
transportation, including facility modifications and vehicle 225  
purchase costs or conversion costs. 226

If the board finds after receiving the report that the 227  
amount of money the district would spend on purchasing 228  
alternative fuel vehicles or vehicle conversion is not likely to 229  
exceed the amount of money it would save in fuel and resultant 230  
operational and maintenance costs over the ensuing five years, 231  
the board may submit to the commission a copy of its findings 232  
and a request for approval to incur indebtedness to finance the 233  
purchase of new alternative fuel vehicles or vehicle conversions 234  
for the purpose of reducing fuel costs. 235

The facilities construction commission, in consultation 236  
with the auditor of state, may deny a request under division (G) 237  
(2) of this section by the board of education of any school 238  
district that is in a state of fiscal watch pursuant to division 239  
(A) of section 3316.03 of the Revised Code, if it determines 240  
that the expenditure of funds is not in the best interest of the 241  
school district. 242

No district board of education of a school district that 243  
is in a state of fiscal emergency pursuant to division (B) of 244  
section 3316.03 of the Revised Code shall submit a request 245  
without submitting evidence that the purchase or conversion of 246  
alternative fuel vehicles has been approved by the district's 247  
financial planning and supervision commission established under 248  
section 3316.05 of the Revised Code. 249

~~No board of education of a school district for which an 250  
academic distress commission has been established under section 251  
3302.10 of the Revised Code shall submit a request without first 252~~

~~receiving approval to incur indebtedness from the district's~~ 253  
~~academic distress commission established under that section, for~~ 254  
~~so long as such commission continues to be required for the~~ 255  
~~district.~~ 256

(3) The facilities construction commission shall approve 257  
the board's request provided that the following conditions are 258  
satisfied: 259

(a) The commission determines that the board's findings 260  
are reasonable. 261

(b) The request for approval is complete. 262

(c) If the request was submitted under division (G) (1) of 263  
this section, the installations, modifications, or remodeling 264  
are consistent with any project to construct or acquire 265  
classroom facilities, or to reconstruct or make additions to 266  
existing classroom facilities under sections 3318.01 to 3318.20 267  
or sections 3318.40 to 3318.45 of the Revised Code. 268

Upon receipt of the commission's approval, the district 269  
may issue securities without a vote of the electors in a 270  
principal amount not to exceed nine-tenths of one per cent of 271  
its tax valuation for the purpose specified in division (G) (1) 272  
or (2) of this section, but the total net indebtedness of the 273  
district without a vote of the electors incurred under this and 274  
all other sections of the Revised Code, except section 3318.052 275  
of the Revised Code, shall not exceed one per cent of the 276  
district's tax valuation. 277

(4) (a) So long as any securities issued under division (G) 278  
(1) of this section remain outstanding, the board of education 279  
shall monitor the energy consumption and resultant operational 280  
and maintenance costs of buildings in which installations or 281

modifications have been made or remodeling has been done 282  
pursuant to that division. Except as provided in division (G) (4) 283  
(b) of this section, the board shall maintain and annually 284  
update a report in a form and manner prescribed by the 285  
facilities construction commission documenting the reductions in 286  
energy consumption and resultant operational and maintenance 287  
cost savings attributable to such installations, modifications, 288  
or remodeling. The resultant operational and maintenance cost 289  
savings shall be certified by the school district treasurer. The 290  
report shall be submitted annually to the commission. 291

(b) If the facilities construction commission verifies 292  
that the certified annual reports submitted to the commission by 293  
a board of education under division (G) (4) (a) of this section 294  
fulfill the guarantee required under division (B) of section 295  
3313.372 of the Revised Code for three consecutive years, the 296  
board of education shall no longer be subject to the annual 297  
reporting requirements of division (G) (4) (a) of this section. 298

(5) So long as any securities issued under division (G) (2) 299  
of this section remain outstanding, the board of education shall 300  
monitor the purchase of new alternative fuel vehicles or vehicle 301  
conversions pursuant to that division. The board shall maintain 302  
and annually update a report in a form and manner prescribed by 303  
the facilities construction commission documenting the purchase 304  
of new alternative fuel vehicles or vehicle conversions, the 305  
associated environmental impact, and return on investment. The 306  
resultant fuel and operational and maintenance cost savings 307  
shall be certified by the school district treasurer. The report 308  
shall be submitted annually to the commission. 309

(H) With the consent of the director of education and 310  
workforce, a school district may incur without a vote of the 311

electors net indebtedness that exceeds the amounts stated in 312  
divisions (A) and (G) of this section for the purpose of paying 313  
costs of permanent improvements, if and to the extent that both 314  
of the following conditions are satisfied: 315

(1) The fiscal officer of the school district estimates 316  
that receipts of the school district from payments made under or 317  
pursuant to agreements entered into pursuant to section 725.02, 318  
1728.10, 3735.671, 5709.081, 5709.082, 5709.40, 5709.41, 319  
5709.45, 5709.57, 5709.62, 5709.63, 5709.632, 5709.73, 5709.78, 320  
or 5709.82 of the Revised Code, or distributions under division 321  
(C) of section 5709.43 or division (B) of section 5709.47 of the 322  
Revised Code, or any combination thereof, are, after accounting 323  
for any appropriate coverage requirements, sufficient in time 324  
and amount, and are committed by the proceedings, to pay the 325  
debt charges on the securities issued to evidence that 326  
indebtedness and payable from those receipts, and the taxing 327  
authority of the district confirms the fiscal officer's 328  
estimate, which confirmation is approved by the director of 329  
education and workforce; 330

(2) The fiscal officer of the school district certifies, 331  
and the taxing authority of the district confirms, that the 332  
district, at the time of the certification and confirmation, 333  
reasonably expects to have sufficient revenue available for the 334  
purpose of operating such permanent improvements for their 335  
intended purpose upon acquisition or completion thereof, and the 336  
director of education and workforce approves the taxing 337  
authority's confirmation. 338

The maximum maturity of securities issued under division 339  
(H) of this section shall be the lesser of twenty years or the 340  
maximum maturity calculated under section 133.20 of the Revised 341

Code. 342

(I) A school district may incur net indebtedness by the 343  
issuance of securities in accordance with the provisions of this 344  
chapter in excess of the limit specified in division (B) or (C) 345  
of this section when necessary to raise the school district 346  
portion of the basic project cost and any additional funds 347  
necessary to participate in a project under Chapter 3318. of the 348  
Revised Code, including the cost of items designated by the 349  
facilities construction commission as required locally funded 350  
initiatives, the cost of other locally funded initiatives in an 351  
amount that does not exceed fifty per cent of the district's 352  
portion of the basic project cost, and the cost for site 353  
acquisition. A school district shall notify the director of 354  
education and workforce whenever that district will exceed 355  
either limit pursuant to this division. 356

(J) A school district whose portion of the basic project 357  
cost of its classroom facilities project under sections 3318.01 358  
to 3318.20 of the Revised Code is greater than or equal to one 359  
hundred million dollars may incur without a vote of the electors 360  
net indebtedness in an amount up to two per cent of its tax 361  
valuation through the issuance of general obligation securities 362  
in order to generate all or part of the amount of its portion of 363  
the basic project cost if the controlling board has approved the 364  
facilities construction commission's conditional approval of the 365  
project under section 3318.04 of the Revised Code. The school 366  
district board and the Ohio facilities construction commission 367  
shall include the dedication of the proceeds of such securities 368  
in the agreement entered into under section 3318.08 of the 369  
Revised Code. No state moneys shall be released for a project to 370  
which this section applies until the proceeds of any bonds 371  
issued under this section that are dedicated for the payment of 372

the school district portion of the project are first deposited 373  
into the school district's project construction fund. 374

**Sec. 3302.036.** (A) Notwithstanding anything in the Revised 375  
Code to the contrary, the department of education and workforce 376  
shall not assign an overall letter grade under division (C) (3) 377  
of section 3302.03 of the Revised Code for any school district 378  
or building for the 2014-2015, 2015-2016, ~~or~~ and 2016-2017 379  
school years, may, at the discretion of the department, not 380  
assign an individual grade to any component prescribed under 381  
division (C) (3) of section 3302.03 of the Revised Code, and 382  
shall not rank school districts, community schools established 383  
under Chapter 3314. of the Revised Code, or STEM schools 384  
established under Chapter 3326. of the Revised Code under 385  
section 3302.21 of the Revised Code for those school years. The 386  
report card ratings issued for the 2014-2015, 2015-2016, ~~or~~ and 387  
2016-2017 school years shall not be considered in determining 388  
whether a school district or a school is subject to sanctions or 389  
penalties. However, the report card ratings of any previous or 390  
subsequent years shall be considered in determining whether a 391  
school district or building is subject to sanctions or 392  
penalties. Accordingly, the report card ratings for the 2014- 393  
2015, 2015-2016, ~~or~~ and 2016-2017 school years shall have no 394  
effect in determining sanctions or penalties, but shall not 395  
create a new starting point for determinations that are based on 396  
ratings over multiple years. 397

(B) The provisions from which a district or school is 398  
exempt under division (A) of this section shall be the 399  
following: 400

(1) Any restructuring provisions established under this 401  
chapter, except as required under the "No Child Left Behind Act 402

of 2001";	403
(2) Provisions for the Columbus city school pilot project under section 3302.042 of the Revised Code;	404 405
<del>(3) Provisions for academic distress commissions under former section 3302.10 of the Revised Code as it existed prior to October 15, 2015. The provisions of this section do not apply to academic distress commissions under the version of that section as it exists on or after October 15, 2015.</del>	406 407 408 409 410
<del>(4)</del> Provisions prescribing new buildings where students are eligible for the educational choice scholarships under section 3310.03 of the Revised Code;	411 412 413
<del>(5)</del> <u>(4)</u> Provisions defining "challenged school districts" in which new start-up community schools were required to be located, as prescribed in section 3314.02 of the Revised Code as it existed prior to September 30, 2021;	414 415 416 417
<del>(6)</del> <u>(5)</u> Provisions prescribing community school closure requirements under section 3314.35 or 3314.351 of the Revised Code.	418 419 420
(C) Notwithstanding anything in the Revised Code to the contrary and except as provided in Section 3 of H.B. 7 of the 131st general assembly, no school district, community school, or STEM school shall utilize at any time during a student's academic career a student's score on any assessment administered under division (A) of section 3301.0710 or division (B) (2) of section 3301.0712 of the Revised Code in the 2014-2015, 2015-2016, <del>or</del> <u>and</u> 2016-2017 school years as a factor in any decision to promote or to deny the student promotion to a higher grade level or in any decision to grant course credit. No individual student score reports on such assessments administered in the	421 422 423 424 425 426 427 428 429 430 431

2014-2015, 2015-2016, or 2016-2017 school years shall be 432  
released, except to a student's school district or school or to 433  
the student or the student's parent or guardian. 434

**Sec. 3302.042.** (A) This section shall operate as a pilot 435  
project that applies to any school that has been ranked 436  
according to performance index score under section 3302.21 of 437  
the Revised Code in the lowest five per cent of all public 438  
school buildings statewide for three or more consecutive school 439  
years and is operated by the Columbus city school district. The 440  
pilot project shall commence once the department of education 441  
and workforce establishes implementation guidelines for the 442  
pilot project in consultation with the Columbus city school 443  
district. 444

(B) Except as provided in division (D), (E), or (F) of 445  
this section, if the parents or guardians of at least fifty per 446  
cent of the students enrolled in a school to which this section 447  
applies, or if the parents or guardians of at least fifty per 448  
cent of the total number of students enrolled in that school and 449  
the schools of lower grade levels whose students typically 450  
matriculate into that school, by the thirty-first day of 451  
December of any school year in which the school is subject to 452  
this section, sign and file with the school district treasurer a 453  
petition requesting the district board of education to implement 454  
one of the following reforms in the school, and if the validity 455  
and sufficiency of the petition is certified in accordance with 456  
division (C) of this section, the board shall implement the 457  
requested reform in the next school year: 458

(1) Reopen the school as a community school under Chapter 459  
3314. of the Revised Code; 460

(2) Replace at least seventy per cent of the school's 461



personnel who are related to the school's poor academic 462  
performance or, at the request of the petitioners, retain not 463  
more than thirty per cent of the personnel; 464

(3) Contract with another school district or a nonprofit 465  
or for-profit entity with a demonstrated record of effectiveness 466  
to operate the school; 467

(4) Turn operation of the school over to the department; 468

(5) Any other major restructuring of the school that makes 469  
fundamental reforms in the school's staffing or governance. 470

(C) Not later than thirty days after receipt of a petition 471  
under division (B) of this section, the district treasurer shall 472  
verify the validity and sufficiency of the signatures on the 473  
petition and certify to the district board whether the petition 474  
contains the necessary number of valid signatures to require the 475  
board to implement the reform requested by the petitioners. If 476  
the treasurer certifies to the district board that the petition 477  
does not contain the necessary number of valid signatures, any 478  
person who signed the petition may file an appeal with the 479  
county auditor within ten days after the certification. Not 480  
later than thirty days after the filing of an appeal, the county 481  
auditor shall conduct an independent verification of the 482  
validity and sufficiency of the signatures on the petition and 483  
certify to the district board whether the petition contains the 484  
necessary number of valid signatures to require the board to 485  
implement the requested reform. If the treasurer or county 486  
auditor certifies that the petition contains the necessary 487  
number of valid signatures, the district board shall notify the 488  
department of the certification. 489

(D) The district board shall not implement the reform 490

requested by the petitioners in any of the following	491
circumstances:	492
(1) The district board has determined that the request is	493
for reasons other than improving student academic achievement or	494
student safety.	495
(2) The department has determined that implementation of	496
the requested reform would not comply with the model of	497
differentiated accountability described in section 3302.041 of	498
the Revised Code.	499
(3) The petitioners have requested the district board to	500
implement the reform described in division (B) (4) of this	501
section and the department has not agreed to take over the	502
school's operation.	503
(4) When all of the following have occurred:	504
(a) After a public hearing on the matter, the district	505
board issued a written statement explaining the reasons that it	506
is unable to implement the requested reform and agreeing to	507
implement one of the other reforms described in division (B) of	508
this section.	509
(b) The district board submitted its written statement to	510
the department along with evidence showing how the alternative	511
reform the district board has agreed to implement will enable	512
the school to improve its academic performance.	513
(c) The department has approved implementation of the	514
alternative reform.	515
(E) If the provisions of this section conflict in any way	516
with the requirements of federal law, federal law shall prevail	517
over the provisions of this section.	518

(F) If a school is restructured under this section, 519  
section ~~3302.10~~ or 3302.12 of the Revised Code, or federal law, 520  
the school shall not be required to restructure again under 521  
state law for three consecutive years after the implementation 522  
of that prior restructuring. 523

(G) Beginning not later than six months after the first 524  
petition under this section has been resolved, the department 525  
shall annually evaluate the pilot program and submit a report to 526  
the general assembly under section 101.68 of the Revised Code. 527  
Such reports shall contain its recommendations to the general 528  
assembly with respect to the continuation of the pilot program, 529  
its expansion to other school districts, or the enactment of 530  
further legislation establishing the program statewide under 531  
permanent law. 532

**Sec. 3302.043.** (A) As used in this section, "eligible 533  
district" means a city school district ~~to which both of the~~ 534  
~~following apply:~~ 535

~~(1) The district that~~ has persistently low performance 536  
ratings, as determined by the department of education and 537  
workforce, under section 3302.03 of the Revised Code. 538

~~(2) The district is not subject to an academic distress~~ 539  
~~commission under section 3302.10 of the Revised Code.~~ 540

(B) The department shall establish the career promise 541  
academy summer demonstration pilot program. Under the pilot 542  
program, which shall operate in the 2021-2022 and 2022-2023 543  
school years, the department shall solicit proposals from 544  
eligible districts to establish and operate a career promise 545  
academy during the summer to provide students entering ninth 546  
grade with intensive literacy instruction, internship or 547

mentoring experiences, and instruction regarding academic 548  
preparedness skills, life skills, and financial literacy. The 549  
department shall approve one proposal based on the criteria 550  
prescribed under division (C) of this section. The department 551  
shall award a grant to the eligible district with an approved 552  
proposal. 553

(C) The department shall adopt criteria under which to 554  
approve a proposal for a career promise academy, which shall 555  
include all of the following: 556

(1) A requirement that the career promise academy operate 557  
as follows: 558

(a) For four consecutive weeks in the summer of 2021; 559

(b) For five consecutive weeks in the summer of 2022. 560

(2) A requirement that not more than seventy-five students 561  
participate in the career promise academy in one summer; 562

(3) A requirement for the eligible district to submit to 563  
the department, in a form and manner prescribed by the 564  
department, any data that the department and district jointly 565  
determine is necessary to evaluate the pilot program; 566

(4) A method to determine student eligibility to 567  
participate in the career promise academy. The method shall 568  
identify students entering ninth grade who are at risk of not 569  
qualifying for a high school diploma based on the student's 570  
scores on the English language arts and mathematics assessments 571  
prescribed under division (A) (1) (f) of section 3301.0710 of the 572  
Revised Code and other academic or social-emotional factors. 573

(5) A description of the instruction and internship or 574  
mentoring experiences that participating students will receive; 575

(6) An agreement with the district's business advisory council established under section 3313.82 of the Revised Code and other organizations or businesses to identify or provide internship and mentoring experiences to participating students;	576 577 578 579
(7) An agreement with at least one institution of higher education to identify and engage with prospective teachers to serve as mentors and academic coaches to participating students.	580 581 582
(D) The department shall adopt guidelines and procedures to operate the pilot program established under this section.	583 584
<b>Sec. 3302.12.</b> (A) (1) Except as provided in divisions (C) and (D) of this section, this section applies to a school building that is ranked according to performance index score under section 3302.21 of the Revised Code in the lowest five per cent of public school buildings statewide for three consecutive years and that meets any combination of the following for three consecutive years:	585 586 587 588 589 590 591
(a) The school building has received a grade of "F" for the value-added progress dimension under division (A) (1) (e), (B) (1) (e), or (C) (1) (e) of section 3302.03 of the Revised Code;	592 593 594
(b) The school building has received an overall grade of "F" under section 3302.03 of the Revised Code;	595 596
(c) The school building has received a performance rating of one star for progress under division (D) (3) (c) of section 3302.03 of the Revised Code;	597 598 599
(d) The school building has received an overall performance rating of less than two stars under section 3302.03 of the Revised Code.	600 601 602
(2) In the case of a building to which this section	603

applies, the district board of education in control of that 604  
building shall do one of the following at the conclusion of the 605  
school year in which the building first becomes subject to this 606  
section: 607

(a) Close the school and direct the district 608  
superintendent to reassign the students enrolled in the school 609  
to other school buildings that demonstrate higher academic 610  
achievement; 611

(b) Contract with another school district or a nonprofit 612  
or for-profit entity with a demonstrated record of effectiveness 613  
to operate the school; 614

(c) Replace the principal and all teaching staff of the 615  
school and, upon request from the new principal, exempt the 616  
school from all requested policies and regulations of the board 617  
regarding curriculum and instruction. The board also shall 618  
distribute funding to the school in an amount that is at least 619  
equal to the product of the per pupil amount of state and local 620  
revenues received by the district multiplied by the student 621  
population of the school. 622

(d) Reopen the school as a conversion community school 623  
under Chapter 3314. of the Revised Code. 624

(B) If an action taken by the board under division (A) (2) 625  
of this section causes the district to no longer maintain all 626  
grades kindergarten through twelve, as required by section 627  
3311.29 of the Revised Code, the board shall enter into a 628  
contract with another school district pursuant to section 629  
3327.04 of the Revised Code for enrollment of students in the 630  
schools of that other district to the extent necessary to comply 631  
with the requirement of section 3311.29 of the Revised Code. 632

Notwithstanding any provision of the Revised Code to the 633  
contrary, if the board enters into and maintains a contract 634  
under section 3327.04 of the Revised Code, the district shall 635  
not be considered to have failed to comply with the requirement 636  
of section 3311.29 of the Revised Code. If, however, the 637  
district board fails to or is unable to enter into or maintain 638  
such a contract, the state board of education shall take all 639  
necessary actions to dissolve the district as provided in 640  
division (A) of section 3311.29 of the Revised Code. 641

(C) If a particular school is required to restructure 642  
under this section and a petition with respect to that same 643  
school has been filed and verified under divisions (B) and (C) 644  
of section 3302.042 of the Revised Code, the provisions of that 645  
section and the petition filed and verified under it shall 646  
prevail over the provisions of this section and the school shall 647  
be restructured under that section. However, if division (D)(1), 648  
(2), or (3) of section 3302.042 of the Revised Code also applies 649  
to the school, the school shall be subject to restructuring 650  
under this section and not section 3302.042 of the Revised Code. 651

If the provisions of this section conflict in any way with 652  
the requirements of federal law, federal law shall prevail over 653  
the provisions of this section. 654

(D) If a school is restructured under this section, or 655  
section 3302.042 ~~or 3302.10~~ of the Revised Code, or federal law, 656  
the school shall not be required to restructure again under 657  
state law for three consecutive years after the implementation 658  
of that prior restructuring. 659

**Sec. 3302.17.** (A) Any school building operated by a city, 660  
exempted village, or local school district, or a community 661  
school established under Chapter 3314. of the Revised Code is 662

eligible to initiate the community learning center process as 663  
prescribed by this section. 664

(B) Beginning with the 2015-2016 school year, each 665  
district board of education or community school governing 666  
authority may initiate a community learning center process for 667  
any school building to which this section applies. 668

First, the board or governing authority shall conduct a 669  
public information hearing at each school building to which this 670  
section applies to inform the community of the community 671  
learning center process. The board or governing authority may do 672  
all of the following with regard to the public information 673  
hearing: 674

(1) Announce the meeting not less than forty-five days in 675  
advance at the school and on the school's or district's web 676  
sites and using tools to ensure effective communication with 677  
individuals with disabilities; 678

(2) Schedule the meeting for an evening or weekend time; 679

(3) Provide interpretation services and written materials 680  
in all languages spoken by five per cent or more of the students 681  
enrolled in the school; 682

(4) Provide child care services for parents attending the 683  
meeting; 684

(5) Provide parents, students, teachers, nonteaching 685  
employees, and community members with the opportunity to speak 686  
at the meeting; 687

(6) Comply with section 149.43 of the Revised Code. 688

In preparing for the public information hearing, the board 689  
or governing authority shall ensure that information about the 690



hearing is broadly distributed throughout the community. 691

The board or governing authority may enter into an 692  
agreement with any civic engagement organizations, community 693  
organizations, or employee organizations to support the 694  
implementation of the community learning center process. 695

The board or governing authority shall conduct a follow-up 696  
hearing at least once annually until action is further taken 697  
under the section with respect to the school building or until 698  
the conditions described in division (A) of this section no 699  
longer apply to the school building. 700

(C) Not sooner than forty-five days after the first public 701  
information hearing, the board or governing authority shall 702  
conduct an election, by paper ballot, to initiate the process to 703  
become a community learning center. Only parents or guardians of 704  
students enrolled in the school and students enrolled in a 705  
different school operated by a joint vocational school district 706  
but are otherwise entitled to attend the school, and teachers 707  
and nonteaching employees who are assigned to the school may 708  
vote in the election. 709

The board or governing authority shall distribute the 710  
ballots by mail and shall make copies available at the school 711  
and on the web site of the school. The board or governing 712  
authority also may distribute the ballots by directly giving 713  
ballots to teachers and nonteaching employees and sending home 714  
ballots with every student enrolled in the school building. 715

(D) The board or governing authority shall initiate the 716  
transition of the building to a community learning center if the 717  
results of the election held under division (C) of this section 718  
are as follows: 719

(1) At least fifty per cent of parents and guardians of 720  
students enrolled in the eligible school building and students 721  
enrolled in a different building operated by a joint vocational 722  
school district but who are entitled to attend the school cast 723  
ballots by a date set by the board or governing authority, and 724  
of those ballots at least sixty-seven per cent are in favor of 725  
initiating the process; and 726

(2) At least fifty per cent of teachers and nonteaching 727  
employees who are assigned to the school cast ballots by a date 728  
set by the board or governing authority, and of those ballots at 729  
least sixty-seven per cent are in favor of initiating the 730  
process. 731

(E) If a community learning center process is initiated 732  
under this section, the board or governing authority shall 733  
create a school action team under section 3302.18 of the Revised 734  
Code. Within four months upon selection, the school action team 735  
shall conduct and complete, in consultation with community 736  
partners, a performance audit of the school and review, with 737  
parental input, the needs of the school with regard to 738  
restructuring under section ~~3302.10, 3302.12, or 3302.042~~ or 739  
3302.12 of the Revised Code, or federal law. 740

The school action team shall provide quarterly updates of 741  
its work in a public hearing that complies with the same 742  
specifications prescribed in division (B) of this section. 743

(F) Upon completion of the audit and review, the school 744  
action team shall present its findings at a public hearing that 745  
complies with the same specifications prescribed in division (B) 746  
of this section. After the school action team presents its 747  
findings at the public hearing, it shall create a community 748  
learning center improvement plan that designates appropriate 749

interventions, which may be based on the recommendations 750  
developed by the department under division (H) (1) (b) of this 751  
section. 752

If there is a federally mandated school improvement 753  
planning process, the team shall coordinate its work with that 754  
plan. 755

The school action team shall approve the plan by a 756  
majority vote. 757

(G) Upon approval of the plan by the school action team, 758  
the team shall submit the community learning center improvement 759  
plan to the same individuals described in division (C) of this 760  
section. Ballots shall be distributed and an election shall be 761  
conducted in the same manner as indicated under that division. 762

The school action team shall submit the plan to the 763  
district board of education or community school governing 764  
authority, if the results of the election under division (G) of 765  
this section are as follows: 766

(1) At least thirty per cent of parents and guardians of 767  
students enrolled in the eligible school building and students 768  
enrolled in a different building operated by a joint vocational 769  
school district but who are entitled to attend the school cast 770  
ballots by a date set by the board or governing authority, and 771  
of those ballots at least fifty per cent are in favor of 772  
initiating the process; and 773

(2) At least thirty per cent of teachers and nonteaching 774  
employees who are assigned to the school cast ballots by a date 775  
set by the board or governing authority, and of those ballots at 776  
least fifty per cent are in favor of initiating the process. 777

The board or governing authority shall evaluate the plan 778

and determine whether to adopt it. The board or governing 779  
authority shall adopt the plan in full or adopt portions of the 780  
plan. If the board or governing authority does not adopt the 781  
plan in full, it shall provide a written explanation of why 782  
portions of the plan were rejected. 783

(H) (1) The department shall do all of the following with 784  
respect to this section: 785

(a) Adopt rules regarding the elections required under 786  
this section; 787

(b) Develop appropriate interventions for a community 788  
learning center improvement plan that may be used by a school 789  
action team under division (F) of this section; 790

(c) Publish a menu of programs and services that may be 791  
offered by community learning centers. The information shall be 792  
posted on the department's web site. To compile this information 793  
the department shall solicit input from resource coordinators of 794  
existing community learning centers. 795

(d) Provide information regarding implementation of 796  
comprehensive community-based programs and supportive services 797  
including the community learning center model to school 798  
buildings meeting any of the following conditions: 799

(i) The building is in improvement status as defined by 800  
the "No Child Left Behind Act of 2001" or under an agreement 801  
between the Ohio department of education and workforce and the 802  
United States secretary of education. 803

(ii) The building is a secondary school that is among the 804  
lowest achieving fifteen per cent of secondary schools 805  
statewide, as determined by the department. 806

(iii) The building is a secondary school with a graduation rate of sixty per cent or lower for three or more consecutive years. 807  
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809

(iv) The building is a school that the department determines is persistently low-performing. 810  
811

(2) The department may do the following with respect to this section: 812  
813

(a) Provide assistance, facilitation, and training to school action teams in the conducting of the audit required under this section; 814  
815  
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(b) Provide opportunities for members of school action teams from different schools to share school improvement strategies with parents, teachers, and other relevant stakeholders in higher performing schools; 817  
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(c) Provide financial support in a school action team's planning process and create a grant program to assist in the implementation of a qualified community learning center plan. 821  
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(I) Notwithstanding any provision to the contrary in Chapter 4117. of the Revised Code, the requirements of this section prevail over any conflicting provisions of a collective bargaining agreement entered into on or after October 15, 2015. However, the board or governing authority and the teachers' labor organization may negotiate additional factors to be considered in the adoption of a community learning center plan. 824  
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**Sec. 3310.03.** For the 2021-2022 school year and each school year thereafter, subject to division (G) of this section, a student is an "eligible student" for purposes of the educational choice scholarship pilot program if the student's resident district is not a school district in which the pilot 831  
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project scholarship program is operating under sections 3313.974 836  
to 3313.979 of the Revised Code, the student satisfies one of 837  
the conditions in division (A) or (B) ~~or~~ (C) of this section, 838  
and the student maintains eligibility to receive a scholarship 839  
under division (D) of this section. 840

However, any student who received a scholarship for the 841  
2020-2021 school year under this section, as it existed prior to 842  
March 2, 2021, shall continue to receive that scholarship until 843  
the student completes grade twelve, as long as the student 844  
maintains eligibility to receive a scholarship under division 845  
(D) of this section. 846

(A) (1) A student is eligible for a scholarship if the 847  
student is enrolled in a school building operated by the 848  
student's resident district and to which both of the following 849  
apply: 850

(a) The building was ranked in the lowest twenty per cent 851  
of all buildings operated by city, local, and exempted village 852  
school districts according to performance index score as 853  
determined by the department of education and workforce, as 854  
follows: 855

(i) For a scholarship sought for the 2021-2022 or 2022- 856  
2023 school year, the building was ranked in the lowest twenty 857  
per cent of buildings for each of the 2017-2018 and 2018-2019 858  
school years. 859

(ii) For a scholarship sought for the 2023-2024 school 860  
year, the building was ranked in the lowest twenty per cent of 861  
buildings for each of the 2018-2019 and 2021-2022 school years. 862

(iii) For a scholarship sought for the 2024-2025 school 863  
year, the building was ranked in the lowest twenty per cent of 864

buildings for each of the 2021-2022 and 2022-2023 school years. 865

(iv) For a scholarship sought for the 2025-2026 school 866  
year or any school year thereafter, the building was ranked in 867  
the lowest twenty per cent of buildings for at least two of the 868  
three most recent consecutive rankings issued prior to the first 869  
day of July of the school year for which a scholarship is 870  
sought. 871

(b) The building is operated by a school district in 872  
which, for the three consecutive school years prior to the 873  
school year for which a scholarship is sought, an average of 874  
twenty per cent or more of the students entitled to attend 875  
school in the district, under section 3313.64 or 3313.65 of the 876  
Revised Code, were qualified to be included in the formula to 877  
distribute funds under Title I of the "Elementary and Secondary 878  
Education Act of 1965," 20 U.S.C. 6301 et seq. 879

When ranking school buildings under division (A) (1) of 880  
this section, the department shall not include buildings 881  
operated by a school district in which the pilot project 882  
scholarship program is operating in accordance with sections 883  
3313.974 to 3313.979 of the Revised Code. 884

(2) A student is eligible for a scholarship if the student 885  
will be enrolling in any of grades kindergarten through twelve 886  
in this state for the first time in the school year for which a 887  
scholarship is sought, will be at least five years of age, as 888  
defined in section 3321.01 of the Revised Code, by the first day 889  
of January of the school year for which a scholarship is sought, 890  
and otherwise would be assigned under section 3319.01 of the 891  
Revised Code in the school year for which a scholarship is 892  
sought, to a school building described in division (A) (1) of 893  
this section. 894

(3) A student is eligible for a scholarship if the student 895  
is enrolled in a community school established under Chapter 896  
3314. of the Revised Code but otherwise would be assigned under 897  
section 3319.01 of the Revised Code to a building described in 898  
division (A) (1) of this section. 899

(4) A student is eligible for a scholarship if the student 900  
is enrolled in a school building operated by the student's 901  
resident district or in a community school established under 902  
Chapter 3314. of the Revised Code and otherwise would be 903  
assigned under section 3319.01 of the Revised Code to a school 904  
building described in division (A) (1) of this section in the 905  
school year for which the scholarship is sought. 906

(5) A student is eligible for a scholarship if the student 907  
was enrolled in a public or nonpublic school or was homeschooled 908  
in the prior school year and completed any of grades eight 909  
through eleven in that school year and otherwise would be 910  
assigned under section 3319.01 of the Revised Code to a school 911  
building described in division (A) (1) of this section in the 912  
school year for which the scholarship is sought. 913

(B) A student is eligible for a scholarship if the student 914  
is enrolled in a nonpublic school at the time the school is 915  
granted a charter by the director of education and workforce 916  
under section 3301.16 of the Revised Code and the student meets 917  
the standards of division (B) of section 3310.031 of the Revised 918  
Code. 919

(C) A student is eligible for a scholarship if the 920  
student's resident district is ~~is~~ was subject to former section 921  
3302.10 of the Revised Code ~~and the student either:~~ 922

~~(1) Is enrolled in a school building operated by the~~ 923



~~resident district or in a community school established under Chapter 3314. of the Revised Code;~~ 924  
925

~~(2) Will be both enrolling in any of grades kindergarten through twelve in this state for the first time and at least five years of age by the first day of January of the school year for which a scholarship is sought as it existed prior to the effective date of this amendment, and the student remains an eligible student pursuant to division (D) of this section. The department shall cease awarding first-time scholarships pursuant to division (C) of this section on the effective date of this amendment.~~ 926  
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(D) A student who receives a scholarship under the educational choice scholarship pilot program remains an eligible student and may continue to receive scholarships in subsequent school years until the student completes grade twelve, so long as all of the following apply: 935  
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(1) The student's resident district remains the same, or the student transfers to a new resident district and otherwise would be assigned in the new resident district to a school building described in division (A) (1) or (C) of this section. 940  
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(2) The student takes each assessment prescribed for the student's grade level under section 3301.0710, 3301.0712, or 3313.619 of the Revised Code while enrolled in a chartered nonpublic school, unless one of the following applies to the student: 944  
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(a) The student is excused from taking that assessment under federal law, the student's individualized education program, or division (C) (1) (c) (i) of section 3301.0711 of the Revised Code. 949  
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(b) The student is enrolled in a chartered nonpublic 953  
school that meets the conditions specified in division (K) (2) or 954  
(L) (4) of section 3301.0711 of the Revised Code. 955

(c) The student is enrolled in any of grades three to 956  
eight and takes an alternative standardized assessment under 957  
division (K) (1) of section 3301.0711 of the Revised Code. 958

(d) The student is excused from taking the assessment 959  
prescribed under division (B) (1) of section 3301.0712 of the 960  
Revised Code pursuant to division (C) (1) (c) (ii) of section 961  
3301.0711 of the Revised Code. 962

(3) In each school year that the student is enrolled in a 963  
chartered nonpublic school, the student is absent from school 964  
for not more than twenty days that the school is open for 965  
instruction, not including excused absences. 966

~~(E) (1)~~ (E) The department shall cease awarding first-time 967  
scholarships pursuant to divisions (A) (1) to (5) of this section 968  
with respect to a school building that, in the most recent 969  
ratings of school buildings under section 3302.03 of the Revised 970  
Code prior to the first day of July of the school year, ceases 971  
to meet the criteria in division (A) (1) of this section. 972

~~(2) The department shall cease awarding first-time 973  
scholarships pursuant to division (C) of this section with 974  
respect to a school district subject to section 3302.10 of the 975  
Revised Code when the academic distress commission established 976  
for the district ceases to exist. 977~~

~~(3)~~ However, students who have received scholarships in 978  
the prior school year remain eligible students pursuant to 979  
division (D) of this section. 980

(F) The department shall adopt rules defining excused 981

absences for purposes of division (D) (3) of this section.	982
(G) Notwithstanding anything to the contrary in this	983
section or section 3310.031 of the Revised Code, a student shall	984
not be required to be enrolled or enrolling in a school building	985
operated by the student's resident district or a community	986
school in order to be eligible for a scholarship, as follows:	987
(1) For a scholarship sought for the 2021-2022 school	988
year, a student entering any of grades kindergarten through two;	989
(2) For a scholarship sought for the 2022-2023 school	990
year, a student entering any of grades kindergarten through	991
four;	992
(3) For a scholarship sought for the 2023-2024 school	993
year, a student entering any of grades kindergarten through six;	994
(4) For a scholarship sought for the 2024-2025 school	995
year, a student entering any of grades kindergarten through	996
eight;	997
(5) For a scholarship sought for the 2025-2026 school	998
year, and each school year thereafter, a student entering any of	999
grades kindergarten through twelve.	1000
(H) Except as provided for in section 3310.13 of the	1001
Revised Code and in division (C) (2) of section 3365.07 of the	1002
Revised Code, the department shall not require the parent of a	1003
student who applies for or receives a scholarship under this	1004
section or section 3310.033, 3310.034, or 3310.035 of the	1005
Revised Code to complete any kind of income verification	1006
regarding the student's family income.	1007
<b>Sec. 3311.29.</b> (A) Except as provided under division (B),	1008
(C), or (D) of this section, no school district shall be created	1009

and no school district shall exist which does not maintain 1010  
within such district public schools consisting of grades 1011  
kindergarten through twelve and any such existing school 1012  
district not maintaining such schools shall be dissolved and its 1013  
territory joined with another school district or districts by 1014  
order of the state board of education if no agreement is made 1015  
among the surrounding districts voluntarily, which order shall 1016  
provide an equitable division of the funds, property, and 1017  
indebtedness of the dissolved school district among the 1018  
districts receiving its territory. The state board of education 1019  
may authorize exceptions to school districts where topography, 1020  
sparsity of population, and other factors make compliance 1021  
impracticable. 1022

The director of education and workforce is without 1023  
authority to distribute funds under Chapter 3317. of the Revised 1024  
Code to any school district that does not maintain schools with 1025  
grades kindergarten through twelve and to which no exception has 1026  
been granted by the state board of education. 1027

(B) Division (A) of this section does not apply to any 1028  
joint vocational school district or any cooperative education 1029  
school district established pursuant to divisions (A) to (C) of 1030  
section 3311.52 of the Revised Code. 1031

(C) (1) (a) Except as provided in division (C) (3) of this 1032  
section, division (A) of this section does not apply to any 1033  
cooperative education school district established pursuant to 1034  
section 3311.521 of the Revised Code nor to the city, exempted 1035  
village, or local school districts that have territory within 1036  
such a cooperative education district. 1037

(b) The cooperative district and each city, exempted 1038  
village, or local district with territory within the cooperative 1039

district shall maintain the grades that the resolution adopted 1040  
or amended pursuant to section 3311.521 of the Revised Code 1041  
specifies. 1042

(2) Any cooperative education school district described 1043  
under division (C)(1) of this section that fails to maintain the 1044  
grades it is specified to operate shall be dissolved by order of 1045  
the state board of education unless prior to such an order the 1046  
cooperative district is dissolved pursuant to section 3311.54 of 1047  
the Revised Code. Any such order shall provide for the equitable 1048  
adjustment, division, and disposition of the assets, property, 1049  
debts, and obligations of the district among each city, local, 1050  
and exempted village school district whose territory is in the 1051  
cooperative district and shall provide that the tax duplicate of 1052  
each city, local, and exempted village school district whose 1053  
territory is in the cooperative district shall be bound for and 1054  
assume its share of the outstanding indebtedness of the 1055  
cooperative district. 1056

(3) If any city, exempted village, or local school 1057  
district described under division (C)(1) of this section fails 1058  
to maintain the grades it is specified to operate the 1059  
cooperative district within which it has territory shall be 1060  
dissolved in accordance with division (C)(2) of this section and 1061  
upon that dissolution any city, exempted village, or local 1062  
district failing to maintain grades kindergarten through twelve 1063  
shall be subject to the provisions for dissolution in division 1064  
(A) of this section. 1065

(D) Division (A) of this section does not apply to any 1066  
school district that ~~is or~~ has ever been subject to former 1067  
section 3302.10 of the Revised Code, as it ~~exists~~ existed on and 1068  
after October 15, 2015, and has had a majority of its schools 1069

reconstituted or closed under that section. 1070

**Sec. 3314.102.** (A) As used in this section: 1071

~~(1) "Chief executive officer" means a chief executive officer appointed by an academic distress commission pursuant to section 3302.10 of the Revised Code.~~ 1072  
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~~(2) "Municipal, "municipal school district" and "mayor" have the same meanings as in section 3311.71 of the Revised Code.~~ 1075  
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(B) Notwithstanding section 3314.10 and sections 4117.03 to 4117.18 of the Revised Code and Section 4 of Amended Substitute Senate Bill No. 133 of the 115th general assembly, the employees of a conversion community school that is sponsored by the board of education of a municipal school district ~~or a school district for which an academic distress commission has been established under section 3302.10 of the Revised Code~~ shall cease to be subject to any future collective bargaining agreement, if the mayor ~~or chief executive officer~~ submits to the board of education sponsoring the school and to the state employment relations board a statement requesting that all employees of the community school be removed from a collective bargaining unit. The employees of the community school who are covered by a collective bargaining agreement in effect on the date the mayor ~~or chief executive officer~~ submits the statement shall remain subject to that collective bargaining agreement until the collective bargaining agreement expires on its terms. Upon expiration of that collective bargaining agreement, the employees of that school are not subject to Chapter 4117. of the Revised Code and may not organize or collectively bargain pursuant to that chapter. 1078  
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**Section 2.** That existing sections 133.06, 3302.036, 1099  
3302.042, 3302.043, 3302.12, 3302.17, 3310.03, 3311.29, and 1100  
3314.102 of the Revised Code are hereby repealed. 1101

**Section 3.** That sections 3302.10, 3302.103, 3302.11, and 1102  
3302.111 of the Revised Code are hereby repealed. 1103

**Section 4.** Any academic distress commission organized for 1104  
a school district under former section 3302.10 of the Revised 1105  
Code as it existed prior to the effective date of this section, 1106  
and any related academic improvement plan under section 3302.103 1107  
of the Revised Code, is hereby dissolved. The board of education 1108  
of each district in which an academic distress commission 1109  
previously was established shall reassume all the powers granted 1110  
to it under the Revised Code, and the employees of that district 1111  
shall reassume all the rights granted to them under the Revised 1112  
Code. 1113

**Section 5.** This act is hereby declared to be an emergency 1114  
measure necessary for the immediate preservation of the public 1115  
peace, health, and safety. The reason for such necessity is so 1116  
that all academic distress commissions be dissolved immediately 1117  
and new commissions cannot be formed. Therefore, this act shall 1118  
go into immediate effect. 1119