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136th General Assembly
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Sub. H. B. No. 715

To amend sections 3310.15 and 3310.16 and to enact
section 3301.165 of the Revised Code regarding
chartered nonpublic schools EdChoice scholarship
reporting.

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

Section 1. That sections 3310.15 and 3310.16 be amended
and section 3301.165 of the Revised Code be enacted to read as
follows:

Sec. 3301.165. (A) As used in this section:

(1) "Adjusted gross income" has the same meaning as in
section 5747.01 of the Revised Code.

(2) "Federal poverty guidelines" has the same meaning as
in section 5101.46 of the Revised Code.

(3) "Community school" means a community school
established under Chapter 3314. of the Revised Code.

(4) "Scholarship student" means a student who is
participating in a state scholarship program.

(5) "State scholarship programs" has the same meaning as



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in section 3301.0711 of the Revised Code. 18

(6) "STEM school" means a STEM school established under 19
Chapter 3326. of the Revised Code. 20

(B) The department of education and workforce shall 21
establish a system by which an individual may compare the 22
performance data of scholarship students enrolled in a chartered 23
nonpublic school with the performance data of similar students 24
enrolled in the school district in which the school is located 25
or a community school, STEM school, or other chartered nonpublic 26
school in that district. The department shall make the system 27
available on its publicly accessible web site. 28

In calculating the performance of similar students under 29
this section, the department shall consider age, grade, race and 30
ethnicity, gender, and socioeconomic status. 31

(C) (1) Annually, the department shall post on its publicly 32
accessible web site the number of students who receive an 33
educational choice scholarship under section 3310.032 of the 34
Revised Code and, as the data is available, students who receive 35
educational choice scholarships under section 3310.03 of the 36
Revised Code and the pilot project scholarship program 37
established under sections 3313.974 to 3313.979 of the Revised 38
Code disaggregated according to the following categories: 39

(a) Students with a family adjusted gross income at or 40
below four hundred fifty per cent of the federal poverty 41
guidelines; 42

(b) Students with a family adjusted gross income above 43
four hundred fifty per cent of the federal poverty guidelines, 44
but at or below five hundred per cent of the federal poverty 45
guidelines; 46

(c) Students with a family adjusted gross income above 47
five hundred per cent of the federal poverty guidelines, but at 48
or below five hundred fifty per cent of the federal poverty 49
guidelines; 50

(d) Students with a family adjusted gross income above 51
five hundred fifty per cent of the federal poverty guidelines, 52
but at or below six hundred per cent of the federal poverty 53
guidelines; 54

(e) Students with a family adjusted gross income above six 55
hundred per cent of the federal poverty guidelines, but at or 56
below six hundred fifty per cent of the federal poverty 57
guidelines; 58

(f) Students with a family adjusted gross income above six 59
hundred fifty per cent of the federal poverty guidelines, but at 60
or below seven hundred per cent of the federal poverty 61
guidelines; 62

(g) Students with a family adjusted gross income above 63
seven hundred per cent of the federal poverty guidelines, but at 64
or below seven hundred fifty per cent of the federal poverty 65
guidelines; 66

(h) Students with a family adjusted gross income above 67
seven hundred fifty per cent of the federal poverty guidelines. 68

(2) The department of education and workforce shall 69
request from the department of taxation any student family 70
income data necessary for the department of education and 71
workforce to compute and post data as required under division 72
(C) (1) of this section. 73

(D) Annually, the department of education and workforce 74
shall post on its publicly accessible web site all of the 75

<u>following for each chartered nonpublic school:</u>	76
<u>(1) The school's total enrollment;</u>	77
<u>(2) The number of scholarship students enrolled in the</u>	78
<u>school, disaggregated by whether, in the prior school year, the</u>	79
<u>students were enrolled in one of the following:</u>	80
<u>(a) That school;</u>	81
<u>(b) A different chartered nonpublic school;</u>	82
<u>(c) A nonchartered nonpublic school;</u>	83
<u>(d) A city, local, or exempted village school district;</u>	84
<u>(e) A community school;</u>	85
<u>(f) A STEM school;</u>	86
<u>(g) If the student was not enrolled in a district or</u>	87
<u>school in the prior school year, whether either of the following</u>	88
<u>apply to the student:</u>	89
<u>(i) The student, in the prior school year, was exempted</u>	90
<u>from attendance at school for the purpose of home education</u>	91
<u>under section 3321.042 of the Revised Code.</u>	92
<u>(ii) The student, in the current school year, is enrolling</u>	93
<u>in school in this state for the first time.</u>	94
<u>(3) The total amount of state support received by the</u>	95
<u>school through all of the following:</u>	96
<u>(a) State scholarship programs;</u>	97
<u>(b) Auxiliary services payments as described under</u>	98
<u>division (E) of section 3317.024 of the Revised Code;</u>	99
<u>(c) Administrative and clerical services cost</u>	100

reimbursements as described in section 3317.063 of the Revised Code. 101
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(E) In posting student data under this section, the department shall not include any data that is statistically unreliable or that could result in the identification of individual students. For that purpose, the department shall not post any student data for a chartered nonpublic school as otherwise required under this section if the data to be posted is for fewer than ten students. 103
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Sec. 3310.15. (A) The department of education and workforce annually shall compile the scores attained by scholarship students to whom an assessment is administered under section 3310.14 of the Revised Code. The scores shall be aggregated as follows: 110
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(1) By state, which shall include all students awarded a scholarship under the educational choice scholarship pilot program and who were required to take an assessment under section 3310.14 of the Revised Code; 115
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(2) By school district, which shall include all scholarship students who were required to take an assessment under section 3310.14 of the Revised Code and for whom the district is the student's resident district; 119
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(3) By chartered nonpublic school, which shall include all scholarship students enrolled in that school who were required to take an assessment under section 3310.14 of the Revised Code. 123
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(B) The department shall disaggregate the student performance data described in division (A) of this section according to the following categories: 126
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(1) Grade level; 129

(2) Race and ethnicity;	130
(3) Gender;	131
(4) Students who have participated in the scholarship program for three or more years;	132 133
(5) Students who have participated in the scholarship program for more than one year and less than three years;	134 135
(6) Students who have participated in the scholarship program for one year or less;	136 137
(7) Economically disadvantaged students.	138
(C) The department shall post the student performance data required under divisions (A) and (B) of this section on its web site and, by the first-fifteenth day of February-September or <u>the preceding Friday when that day falls on a Saturday or Sunday</u> each year, shall distribute that data to the parent of each eligible student. In reporting student performance data under this division, the department shall not include any data that is statistically unreliable or that could result in the identification of individual students. For this purpose, the department shall not report performance data for any group that contains less than ten students.	139 140 141 142 143 144 145 146 147 148 149
Not later than July 1, 2025, the department shall develop a measure of student growth for scholarship students enrolled in chartered nonpublic schools. The measure of student growth shall be used to report data annually on student growth for students in grades four through eight during the school year in which data is reported. No data shall be reported for schools with fewer than ten scholarship students. The department shall make the growth reports available on its publicly accessible web site.	150 151 152 153 154 155 156 157 158

(D) The department shall provide the parent of each 159
scholarship student with information comparing the student's 160
performance on the assessments administered under section 161
3310.14 of the Revised Code with the average performance of 162
similar students enrolled in the building operated by the 163
student's resident district that the scholarship student would 164
otherwise attend. In calculating the performance of similar 165
students, the department shall consider age, grade, race and 166
ethnicity, gender, and socioeconomic status. 167

Sec. 3310.16. (A) For the 2020-2021 school year and each 168
school year thereafter, the department of education and 169
workforce shall accept, process, and award scholarships each 170
year for the educational choice scholarship pilot program under 171
sections 3310.03 and 3310.032 of the Revised Code, as follows: 172

(1) The application period shall open on the first day of 173
February prior to the first day of July of the school year for 174
which a scholarship is sought. Not later than forty-five days 175
after an applicant submits to the department of education and 176
workforce a completed application, the department shall 177
determine whether that applicant is eligible for a scholarship 178
and notify the applicant whether or not the applicant is 179
eligible. The department shall award a scholarship to each 180
student with an approved application. However, for any 181
application submitted on or after the fifteenth day of October 182
of the school year for which a scholarship is sought, the 183
department shall prorate the amount of the awarded scholarship 184
based on how much of the school year remains after the date of 185
the student's enrollment in the chartered nonpublic school. 186

(2) In each school year, the department shall accept 187
applications for conditional approval of a scholarship sought 188

for that year or the next school year. Not later than five days 189
after receiving an application under this division, the 190
department shall grant conditional approval to an applicant who 191
is eligible for a scholarship and notify the applicant whether 192
or not conditional approval is granted. 193

(B) If the department determines an application submitted 194
under this section contains an error or deficiency, the 195
department shall notify the applicant who submitted that 196
application not later than fourteen days after the application 197
is submitted. 198

(C) The departments of education and workforce, job and 199
family services, and taxation shall enter into a data sharing 200
agreement so that, in administering this section, the department 201
of education and workforce shall be able to determine, based on 202
the address provided in a student's application, whether that 203
student is eligible for an educational choice scholarship under 204
section 3310.03 of the Revised Code and whether the student 205
meets the residency requirements for an educational choice 206
scholarship under section 3310.032 of the Revised Code. 207

(D) No city, local, or exempted village school district 208
shall have access to an application submitted under this 209
section. 210

(E) The department shall require each applicant to include 211
the school and, if applicable the school district, in which the 212
applicant is enrolled, or that the student is receiving home 213
education, for the school year prior to the one for which an 214
applicant submits an application under this section. 215

Section 2. That existing sections 3310.15 and 3310.16 of 216
the Revised Code are hereby repealed. 217