

**As Introduced**

**136th General Assembly  
Regular Session  
2025-2026**

**H. B. No. 847**

**Representatives Jarrells, Williams  
Cosponsor: Representative Rogers**

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To amend sections 3314.03, 3326.11, and 3328.24 and  
to enact section 3313.675 of the Revised Code to  
enact the Return to Learn Act regarding return-  
to-school support policies after a traumatic  
brain injury.

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

**Section 1.** That sections 3314.03, 3326.11, and 3328.24 be  
amended and section 3313.675 of the Revised Code be enacted to  
read as follows:

**Sec. 3313.675.** The board of education of each city, local,  
exempted village, and joint vocational school district shall  
adopt a policy that supports students returning to school after  
a traumatic brain injury. Each policy shall require the district  
to either develop a coordinated system of support for a student  
returning to school after a traumatic brain injury or to refer  
the student to an organization that can provide the student with  
a coordinated system of support.

If a district chooses to develop a system of support for a  
student returning to school after a traumatic brain injury, it  
may include the following:

(A) A multi-disciplinary team of academic, medical, and family representatives to help coordinate and facilitate a student's return to school; 20  
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(B) A plan to gradually increase the student's academic workload as the student's symptoms improve; 23  
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(C) Formal and informal assessments to monitor the student's symptoms; 25  
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(D) Specific accommodations and supports based on the student's symptom profile that can be implemented by the school to help the student. 27  
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**Sec. 3314.03.** A copy of every contract entered into under this section shall be filed with the director of education and workforce. The department of education and workforce shall make available on its web site a copy of every approved, executed contract filed with the director under this section. 30  
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(A) Each contract entered into between a sponsor and the governing authority of a community school shall specify the following: 35  
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(1) That the school shall be established as either of the following: 38  
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(a) A nonprofit corporation established under Chapter 1702. of the Revised Code, if established prior to April 8, 2003; 40  
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(b) A public benefit corporation established under Chapter 1702. of the Revised Code, if established after April 8, 2003. 43  
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(2) The education program of the school, including the school's mission and educational philosophy, the characteristics of the students the school is expected to attract, the ages and 45  
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grades of students, and the focus of the curriculum;	48
(3) The academic goals to be achieved and the method of measurement that will be used to determine progress toward those goals, which shall include the statewide achievement assessments;	49 50 51 52
(4) Performance standards, including but not limited to all applicable report card measures set forth in section 3302.03 or 3314.017 of the Revised Code, by which the success of the school will be evaluated by the sponsor;	53 54 55 56
(5) The admission standards of section 3314.06 of the Revised Code and, if applicable, section 3314.061 of the Revised Code;	57 58 59
(6) (a) Dismissal procedures;	60
(b) A requirement that the governing authority adopt an attendance policy that includes a procedure for automatically withdrawing a student from the school if the student without a legitimate excuse fails to participate in seventy-two consecutive hours of the learning opportunities offered to the student.	61 62 63 64 65 66
(7) The ways by which the school will achieve racial and ethnic balance reflective of the community it serves;	67 68
(8) Requirements for financial audits by the auditor of state. The contract shall require financial records of the school to be maintained in the same manner as are financial records of school districts, pursuant to rules of the auditor of state. Audits shall be conducted in accordance with section 117.10 of the Revised Code.	69 70 71 72 73 74
(9) An addendum to the contract outlining the facilities	75

to be used that contains at least the following information:	76
(a) A detailed description of each facility used for instructional purposes;	77 78
(b) The annual costs associated with leasing each facility that are paid by or on behalf of the school;	79 80
(c) The annual mortgage principal and interest payments that are paid by the school;	81 82
(d) The name of the lender or landlord, identified as such, and the lender's or landlord's relationship to the operator, if any.	83 84 85
(10) Qualifications of employees, including both of the following:	86 87
(a) A requirement that the school's classroom teachers be licensed in accordance with sections 3319.22 to 3319.31 of the Revised Code, except that a community school may engage noncertificated persons to teach up to twelve hours or forty hours per week pursuant to section 3319.301 of the Revised Code;	88 89 90 91 92
(b) A prohibition against the school employing an individual described in section 3314.104 of the Revised Code in any position.	93 94 95
(11) That the school will comply with the following requirements:	96 97
(a) The school will provide learning opportunities to a minimum of twenty-five students for a minimum of nine hundred twenty hours per school year.	98 99 100
(b) The governing authority will purchase liability insurance, or otherwise provide for the potential liability of	101 102

the school.	103
(c) The school will be nonsectarian in its programs,	104
admission policies, employment practices, and all other	105
operations, and will not be operated by a sectarian school or	106
religious institution.	107
(d) The school will comply with sections 9.90, 9.91,	108
109.65, 121.22, 149.43, 2151.357, 2151.421, 2313.19, 3301.0710,	109
3301.0711, 3301.0712, 3301.0715, 3301.0729, 3301.24, 3301.948,	110
3302.037, 3313.472, 3313.473, 3313.474, 3313.50, 3313.539,	111
3313.5310, 3313.5318, 3313.5319, 3313.608, 3313.609, 3313.6012,	112
3313.6013, 3313.6014, 3313.6020, 3313.6024, 3313.6026,	113
3313.6028, 3313.6029, 3313.6031, 3313.643, 3313.648, 3313.6411,	114
3313.6413, 3313.66, 3313.661, 3313.662, 3313.666, 3313.667,	115
3313.668, 3313.669, 3313.6610, 3313.67, 3313.671, 3313.672,	116
3313.673, <u>3313.675</u> , 3313.69, 3313.71, 3313.716, 3313.718,	117
3313.719, 3313.7112, 3313.7117, 3313.721, 3313.753, 3313.80,	118
3313.814, 3313.816, 3313.817, 3313.818, 3313.819, 3313.8110,	119
3313.86, 3313.89, 3313.96, 3319.073, 3319.077, 3319.078,	120
3319.0812, 3319.238, 3319.318, 3319.321, 3319.324, 3319.39,	121
3319.391, 3319.393, 3319.41, 3319.46, 3319.90, 3319.614,	122
3320.01, 3320.02, 3320.03, 3320.04, 3321.01, 3321.041, 3321.13,	123
3321.14, 3321.141, 3321.17, 3321.18, 3321.19, 3322.20, 3322.24,	124
3323.251, 3327.10, 4111.17, 4113.52, 5502.262, 5502.703, and	125
5705.391 and Chapters 117., 1347., 2744., 3365., 3742., 4112.,	126
4123., 4141., and 4167. of the Revised Code as if it were a	127
school district and will comply with section 3301.0714 of the	128
Revised Code in the manner specified in section 3314.17 of the	129
Revised Code.	130
(e) The school shall comply with Chapter 102. and section	131
2921.42 of the Revised Code.	132

(f) The school will comply with sections 3313.61, 133  
3313.611, 3313.614, 3313.617, 3313.618, and 3313.6114 of the 134  
Revised Code, except that for students who enter ninth grade for 135  
the first time before July 1, 2010, the requirement in sections 136  
3313.61 and 3313.611 of the Revised Code that a person must 137  
successfully complete the curriculum in any high school prior to 138  
receiving a high school diploma may be met by completing the 139  
curriculum adopted by the governing authority of the community 140  
school rather than the curriculum specified in Title XXXVIII of 141  
the Revised Code or any rules of the department. Beginning with 142  
students who enter ninth grade for the first time on or after 143  
July 1, 2010, the requirement in sections 3313.61 and 3313.611 144  
of the Revised Code that a person must successfully complete the 145  
curriculum of a high school prior to receiving a high school 146  
diploma shall be met by completing the requirements prescribed 147  
in section 3313.6027 and division (C) of section 3313.603 of the 148  
Revised Code, unless the person qualifies under division (D) or 149  
(F) of that section. Each school shall comply with the plan for 150  
awarding high school credit based on demonstration of subject 151  
area competency, and beginning with the 2017-2018 school year, 152  
with the updated plan that permits students enrolled in seventh 153  
and eighth grade to meet curriculum requirements based on 154  
subject area competency adopted by the department under 155  
divisions (J) (1) and (2) of section 3313.603 of the Revised 156  
Code. Beginning with the 2018-2019 school year, the school shall 157  
comply with the framework for granting units of high school 158  
credit to students who demonstrate subject area competency 159  
through work-based learning experiences, internships, or 160  
cooperative education developed by the department under division 161  
(J) (3) of section 3313.603 of the Revised Code. 162

(g) The school governing authority will submit within four 163

months after the end of each school year a report of its 164  
activities and progress in meeting the goals and standards of 165  
divisions (A) (3) and (4) of this section and its financial 166  
status to the sponsor and the parents of all students enrolled 167  
in the school. 168

(h) The school, unless it is an internet- or computer- 169  
based community school, will comply with section 3313.801 of the 170  
Revised Code as if it were a school district. 171

(i) If the school is the recipient of moneys from a grant 172  
awarded under the federal race to the top program, Division (A), 173  
Title XIV, Sections 14005 and 14006 of the "American Recovery 174  
and Reinvestment Act of 2009," Pub. L. No. 111-5, 123 Stat. 115, 175  
the school will pay teachers based upon performance in 176  
accordance with section 3317.141 and will comply with section 177  
3319.111 of the Revised Code as if it were a school district. 178

(j) If the school operates a preschool program that is 179  
licensed by the department under sections 3301.52 to 3301.59 of 180  
the Revised Code, the school shall comply with sections 3301.50 181  
to 3301.59 of the Revised Code and the minimum standards for 182  
preschool programs prescribed in rules adopted by the department 183  
of children and youth under section 3301.53 of the Revised Code. 184

(k) The school will comply with sections 3313.6021 and 185  
3313.6023 of the Revised Code as if it were a school district 186  
unless it is either of the following: 187

(i) An internet- or computer-based community school; 188

(ii) A community school in which a majority of the 189  
enrolled students are children with disabilities as described in 190  
division (B) (2) of section 3314.35 of the Revised Code. 191

(l) The school will comply with section 3321.191 of the 192

Revised Code, unless it is an internet- or computer-based	193
community school that is subject to section 3314.261 of the	194
Revised Code.	195
(m) The school will comply with section 3313.7118 of the	196
Revised Code if it serves elementary school students.	197
(12) Arrangements for providing health and other benefits	198
to employees;	199
(13) The length of the contract, which shall begin at the	200
beginning of an academic year. No contract shall exceed five	201
years unless such contract has been renewed pursuant to division	202
(D) of this section.	203
(14) The governing authority of the school, which shall be	204
responsible for carrying out the provisions of the contract;	205
(15) A financial plan detailing an estimated school budget	206
for each year of the period of the contract and specifying the	207
total estimated per pupil expenditure amount for each such year.	208
(16) Requirements and procedures regarding the disposition	209
of employees of the school in the event the contract is	210
terminated or not renewed pursuant to section 3314.07 of the	211
Revised Code;	212
(17) Whether the school is to be created by converting all	213
or part of an existing public school or educational service	214
center building or is to be a new start-up school, and if it is	215
a converted public school or service center building, both of	216
the following:	217
(a) Specification of any duties or responsibilities of an	218
employer that the board of education or service center governing	219
board that operated the school or building before conversion is	220

delegating to the governing authority of the community school	221
with respect to all or any specified group of employees provided	222
the delegation is not prohibited by a collective bargaining	223
agreement applicable to such employees;	224
(b) Alternative arrangements for current public school	225
students who choose not to attend the converted school and for	226
teachers who choose not to teach in the school or building after	227
conversion.	228
(18) Provisions establishing procedures for resolving	229
disputes or differences of opinion between the sponsor and the	230
governing authority of the community school;	231
(19) A provision requiring the governing authority to	232
adopt a policy regarding the admission of students who reside	233
outside the district in which the school is located. That policy	234
shall comply with the admissions procedures specified in	235
sections 3314.06 and 3314.061 of the Revised Code and, at the	236
sole discretion of the authority, shall do one of the following:	237
(a) Prohibit the enrollment of students who reside outside	238
the district in which the school is located;	239
(b) Permit the enrollment of students who reside in	240
districts adjacent to the district in which the school is	241
located;	242
(c) Permit the enrollment of students who reside in any	243
other district in the state.	244
(20) A provision recognizing the authority of the	245
department to take over the sponsorship of the school in	246
accordance with the provisions of division (C) of section	247
3314.015 of the Revised Code;	248

(21) A provision recognizing the sponsor's authority to	249
assume the operation of a school under the conditions specified	250
in division (B) of section 3314.073 of the Revised Code;	251
(22) A provision recognizing both of the following:	252
(a) The authority of public health and safety officials to	253
inspect the facilities of the school and to order the facilities	254
closed if those officials find that the facilities are not in	255
compliance with health and safety laws and regulations;	256
(b) The authority of the department as the community	257
school oversight body to suspend the operation of the school	258
under section 3314.072 of the Revised Code if the department has	259
evidence of conditions or violations of law at the school that	260
pose an imminent danger to the health and safety of the school's	261
students and employees and the sponsor refuses to take such	262
action.	263
(23) A description of the learning opportunities that will	264
be offered to students including both classroom-based and non-	265
classroom-based learning opportunities that is in compliance	266
with criteria for student participation established by the	267
department under division (H) (2) of section 3314.08 of the	268
Revised Code;	269
(24) The school will comply with sections 3302.04 and	270
3302.041 of the Revised Code, except that any action required to	271
be taken by a school district pursuant to those sections shall	272
be taken by the sponsor of the school.	273
(25) Beginning in the 2006-2007 school year, the school	274
will open for operation not later than the thirtieth day of	275
September each school year, unless the mission of the school as	276
specified under division (A) (2) of this section is solely to	277

serve dropouts. In its initial year of operation, if the school 278  
fails to open by the thirtieth day of September, or within one 279  
year after the adoption of the contract pursuant to division (D) 280  
of section 3314.02 of the Revised Code if the mission of the 281  
school is solely to serve dropouts, the contract shall be void. 282

(26) Whether the school's governing authority is planning 283  
to seek designation for the school as a STEM school equivalent 284  
under section 3326.032 of the Revised Code; 285

(27) That the school's attendance and participation 286  
policies will be available for public inspection; 287

(28) That the school's attendance and participation 288  
records shall be made available to the department, auditor of 289  
state, and school's sponsor to the extent permitted under and in 290  
accordance with the "Family Educational Rights and Privacy Act 291  
of 1974," 88 Stat. 571, 20 U.S.C. 1232g, as amended, and any 292  
regulations promulgated under that act, and section 3319.321 of 293  
the Revised Code; 294

(29) If a school operates using the blended learning 295  
model, as defined in section 3301.079 of the Revised Code, all 296  
of the following information: 297

(a) An indication of what blended learning model or models 298  
will be used; 299

(b) A description of how student instructional needs will 300  
be determined and documented; 301

(c) The method to be used for determining competency, 302  
granting credit, and promoting students to a higher grade level; 303

(d) The school's attendance requirements, including how 304  
the school will document participation in learning 305

opportunities;	306
(e) A statement describing how student progress will be monitored;	307 308
(f) A statement describing how private student data will be protected;	309 310
(g) A description of the professional development activities that will be offered to teachers.	311 312
(30) A provision requiring that all moneys the school's operator loans to the school, including facilities loans or cash flow assistance, must be accounted for, documented, and bear interest at a fair market rate;	313 314 315 316
(31) A provision requiring that, if the governing authority contracts with an attorney, accountant, or entity specializing in audits, the attorney, accountant, or entity shall be independent from the operator with which the school has contracted.	317 318 319 320 321
(32) A provision requiring the governing authority to adopt an enrollment and attendance policy that requires a student's parent to notify the community school in which the student is enrolled when there is a change in the location of the parent's or student's primary residence.	322 323 324 325 326
(33) A provision requiring the governing authority to adopt a student residence and address verification policy for students enrolling in or attending the school.	327 328 329
(34) A provision establishing the process by which the governing authority of the school will be selected in the future.	330 331 332
(35) A description of the management and administration of	333

the school. 334

(36) A provision requiring the governing authority to 335  
adopt policies and procedures to establish internal financial 336  
controls for the school. 337

(B) A contract entered into under section 3314.02 of the 338  
Revised Code between a sponsor and the governing authority of a 339  
community school may provide for the community school governing 340  
authority to make payments to the sponsor, which is hereby 341  
authorized to receive such payments as set forth in the contract 342  
between the governing authority and the sponsor. The total 343  
amount of such payments for monitoring, oversight, and technical 344  
assistance of the school shall not exceed three per cent of the 345  
total amount of payments for operating expenses that the school 346  
receives from the state. 347

(C) The contract shall specify the duties of the sponsor 348  
which shall be in accordance with the written agreement entered 349  
into with the department under division (B) of section 3314.015 350  
of the Revised Code and shall include the following: 351

(1) Monitor the community school's compliance with all 352  
laws applicable to the school and with the terms of the 353  
contract; 354

(2) Monitor and evaluate the academic and fiscal 355  
performance and the organization and operation of the community 356  
school on at least an annual basis; 357

(3) Provide technical assistance to the community school 358  
in complying with laws applicable to the school and terms of the 359  
contract; 360

(4) Take steps to intervene in the school's operation to 361  
correct problems in the school's overall performance, declare 362

the school to be on probationary status pursuant to section 363  
3314.073 of the Revised Code, suspend the operation of the 364  
school pursuant to section 3314.072 of the Revised Code, or 365  
terminate the contract of the school pursuant to section 3314.07 366  
of the Revised Code as determined necessary by the sponsor; 367

(5) Have in place a plan of action to be undertaken in the 368  
event the community school experiences financial difficulties or 369  
closes prior to the end of a school year. 370

(D) Upon the expiration of a contract entered into under 371  
this section, the sponsor of a community school may, with the 372  
approval of the governing authority of the school, renew that 373  
contract for a period of time determined by the sponsor, but not 374  
ending earlier than the end of any school year, if the sponsor 375  
finds that the school's compliance with applicable laws and 376  
terms of the contract and the school's progress in meeting the 377  
academic goals prescribed in the contract have been 378  
satisfactory. Any contract that is renewed under this division 379  
remains subject to the provisions of sections 3314.07, 3314.072, 380  
and 3314.073 of the Revised Code. 381

(E) If a community school fails to open for operation 382  
within one year after the contract entered into under this 383  
section is adopted pursuant to division (D) of section 3314.02 384  
of the Revised Code or permanently closes prior to the 385  
expiration of the contract, the contract shall be void and the 386  
school shall not enter into a contract with any other sponsor. A 387  
school shall not be considered permanently closed because the 388  
operations of the school have been suspended pursuant to section 389  
3314.072 of the Revised Code. 390

**Sec. 3326.11.** Each science, technology, engineering, and 391  
mathematics school established under this chapter and its 392

governing body shall comply with sections 9.90, 9.91, 109.65, 393  
121.22, 149.43, 2151.357, 2151.421, 2313.19, 2921.42, 2921.43, 394  
3301.0714, 3301.0715, 3301.0729, 3301.24, 3301.948, 3302.037, 395  
3313.14, 3313.15, 3313.16, 3313.18, 3313.201, 3313.26, 3313.472, 396  
3313.473, 3313.474, 3313.48, 3313.481, 3313.482, 3313.50, 397  
3313.539, 3313.5310, 3313.5318, 3313.5319, 3313.608, 3313.6012, 398  
3313.6013, 3313.6014, 3313.6020, 3313.6021, 3313.6023, 399  
3313.6024, 3313.6026, 3313.6028, 3313.6029, 3313.6031, 3313.61, 400  
3313.611, 3313.614, 3313.615, 3313.617, 3313.618, 3313.6114, 401  
3313.643, 3313.648, 3313.6411, 3313.6413, 3313.66, 3313.661, 402  
3313.662, 3313.666, 3313.667, 3313.668, 3313.669, 3313.6610, 403  
3313.67, 3313.671, 3313.672, 3313.673, 3313.675, 3313.69, 404  
3313.71, 3313.716, 3313.717, 3313.718, 3313.719, 3313.7112, 405  
3313.7117, 3313.7118, 3313.721, 3313.753, 3313.80, 3313.801, 406  
3313.814, 3313.816, 3313.817, 3313.818, 3313.819, 3313.8110, 407  
3313.86, 3313.89, 3313.96, 3319.073, 3319.077, 3319.078, 408  
3319.0812, 3319.21, 3319.238, 3319.318, 3319.32, 3319.321, 409  
3319.324, 3319.35, 3319.39, 3319.391, 3319.393, 3319.41, 410  
3319.45, 3319.46, 3319.614, 3319.90, 3320.01, 3320.02, 3320.03, 411  
3320.04, 3321.01, 3321.041, 3321.05, 3321.13, 3321.14, 3321.141, 412  
3321.17, 3321.18, 3321.19, 3321.191, 3322.20, 3322.24, 3323.251, 413  
3327.10, 4111.17, 4113.52, 5502.262, 5502.703, and 5705.391 and 414  
Chapters 102., 117., 1347., 2744., 3307., 3309., 3365., 3742., 415  
4112., 4123., 4141., and 4167. of the Revised Code as if it were 416  
a school district. 417

**Sec. 3328.24.** A college-preparatory boarding school 418  
established under this chapter and its board of trustees shall 419  
comply with sections 102.02, 3301.0710, 3301.0711, 3301.0712, 420  
3301.0714, 3301.0729, 3301.948, 3302.037, 3313.474, 3313.5318, 421  
3313.5319, 3313.6013, 3313.6021, 3313.6023, 3313.6024, 422  
3313.6026, 3313.6029, 3313.6031, 3313.617, 3313.618, 3313.6114, 423

3313.6411, 3313.6413, 3313.668, 3313.669, 3313.6610, 3313.675, 424  
3313.717, 3313.7112, 3313.7117, 3313.721, 3313.753, 3313.8110, 425  
3313.89, 3319.073, 3319.077, 3319.078, 3319.318, 3319.324, 426  
3319.39, 3319.391, 3319.393, 3319.46, 3320.01, 3320.02, 3320.03, 427  
3320.04, 3323.251, and 5502.262, and Chapter 3365. of the 428  
Revised Code as if the school were a school district and the 429  
school's board of trustees were a district board of education. 430

**Section 2.** That existing sections 3314.03, 3326.11, and 431  
3328.24 of the Revised Code are hereby repealed. 432

**Section 3.** This act shall be known as the Return to Learn 433  
Act. 434

**Section 4.** The General Assembly, applying the principle 435  
stated in division (B) of section 1.52 of the Revised Code that 436  
amendments are to be harmonized if reasonably capable of 437  
simultaneous operation, finds that the following sections, 438  
presented in this act as composites of the sections as amended 439  
by the acts indicated, are the resulting versions of the 440  
sections in effect prior to the effective date of the sections 441  
as presented in this act: 442

Section 3314.03 of the Revised Code as amended by both 443  
H.B. 10 and H.B. 96 of the 136th General Assembly. 444

Section 3326.11 of the Revised Code as amended by both 445  
H.B. 10 and H.B. 96 of the 136th General Assembly. 446

Section 3328.24 of the Revised Code as amended by both 447  
H.B. 10 and H.B. 96 of the 136th General Assembly. 448