

**As Passed by the Senate**

**136th General Assembly**

**Regular Session**

**2025-2026**

**Sub. S. B. No. 1**

**Senator Cirino**

**Cosponsors: Senators Brenner, Chavez, Cutrona, Johnson, Koehler, Lang,  
Manchester, O'Brien, Reineke, Roegner, Romanchuk, Schaffer, Wilkin, Huffman,  
Timken**

---

**A BILL**

To amend sections 3335.02, 3335.09, 3337.01, 1  
3339.01, 3341.02, 3343.02, 3344.01, 3345.45, 2  
3350.10, 3352.01, 3356.01, 3359.01, 3361.01, 3  
3362.01, 3364.01, 4117.14, and 4117.15; to enact 4  
new section 3333.045 and sections 3345.029, 5  
3345.0216, 3345.0217, 3345.0218, 3345.0219, 6  
3345.382, 3345.451, 3345.452, 3345.453, 7  
3345.454, 3345.455, 3345.456, 3345.591, 3345.80, 8  
and 3345.88; and to repeal section 3333.045 of 9  
the Revised Code to enact the Advance Ohio 10  
Higher Education Act regarding the operation of 11  
state institutions of higher education. 12

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

**Section 1.** That sections 3335.02, 3335.09, 3337.01, 13  
3339.01, 3341.02, 3343.02, 3344.01, 3345.45, 3350.10, 3352.01, 14  
3356.01, 3359.01, 3361.01, 3362.01, 3364.01, 4117.14, and 15  
4117.15 be amended and new section 3333.045 and sections 16  
3345.029, 3345.0216, 3345.0217, 3345.0218, 3345.0219, 3345.382, 17

3345.451, 3345.452, 3345.453, 3345.454, 3345.455, 3345.456, 18  
3345.591, 3345.80, and 3345.88 of the Revised Code be enacted to 19  
read as follows: 20

Sec. 3333.045. As used in this section, "state institution 21  
of higher education" has the same meaning as in section 3345.011 22  
of the Revised Code. 23

The chancellor of higher education, in consultation with 24  
state institutions of higher education and members of their 25  
boards of trustees, shall develop and annually deliver 26  
educational programs for members of a board of trustees of each 27  
state institution. The chancellor may deliver the programs 28  
virtually and may offer the programs periodically throughout 29  
each year. New members of a board of trustees shall participate 30  
in the programs at least once in their first two years in 31  
office. Current members of a board of trustees shall participate 32  
in continuing trustee training at levels to be determined by the 33  
chancellor. 34

The educational programs shall be designed to address the 35  
role, duties, and responsibilities of a member of a board of 36  
trustees and may include in-service programs on current issues 37  
in higher education. In developing the educational programs, the 38  
chancellor may consider similar programs offered in other states 39  
or through a recognized trustee group. 40

The educational programs shall include presentations and 41  
content related to all of the following: 42

(A) Each board member's duty to the state of Ohio; 43

(B) The committee structure and function of a board of 44  
trustees; 45

(C) The duties of the executive committee of a board of 46

<u>trustees;</u>	47
<u>(D) Professional accounting and reporting standards;</u>	48
<u>(E) Methods for meeting the statutory, regulatory, and fiduciary obligations of a board of trustees;</u>	49
<u>(F) The requirements of the public records law;</u>	50
<u>(G) Institutional ethics and conflicts of interest;</u>	51
<u>(H) Creating and implementing institution-wide rules and regulations;</u>	52
<u>(I) Business operations, administration, budgeting, financing, financial reporting, and financial reserves, including a segment on endowment management;</u>	53
<u>(J) Fixing student general and instructional fees, and other necessary charges, including a review of student debt trends;</u>	54
<u>(K) Overseeing planning, construction, maintenance, expansion, and renovation projects that impact the state institution's consolidated infrastructure, physical facilities, and natural environment, including its lands, improvements, and capital equipment;</u>	55
<u>(L) Workforce planning, strategy, and investment;</u>	56
<u>(M) Institutional advancement, including philanthropic giving, fundraising initiatives, alumni programming, communications and media, government and public relations, and community affairs;</u>	57
<u>(N) Student welfare issues, including academic studies, curriculum, residence life, student governance and activities, and the general physical and psychological well-being of</u>	58
	59
	60
	61
	62
	63
	64
	65
	66
	67
	68
	69
	70
	71
	72
	73

<u>undergraduate and graduate students;</u>	74
<u>(O) Current national and state issues in higher education;</u>	75
<u>(P) Future national and state issues in higher education;</u>	76
<u>(Q) State and federal anti-discrimination laws and a state</u>	77
<u>institution's obligations under sections 3345.0217, 3345.0218,</u>	78
<u>and 3345.88 of the Revised Code.</u>	79
<b>Sec. 3335.02.</b> (A) The government of the Ohio state	80
university shall be vested in a board of fourteen trustees in	81
2005, and seventeen trustees beginning in 2006, who shall be	82
appointed by the governor, with the advice and consent of the	83
senate. Two of the seventeen trustees shall be students at the	84
Ohio state university, and their selection and terms shall be in	85
accordance with division (B) of this section. <del>Except</del>	86
<u>(1) For trustees appointed prior to July 1, 2025, except</u>	87
<u>as provided in division <del>(D)</del>(C) of this section and except for</u>	88
<u>the terms of student members, terms of office shall be for nine</u>	89
<u>years, commencing on the fourteenth day of May and ending on the</u>	90
<u>thirteenth day of May.</u>	91
<u>(2) For trustees appointed on or after July 1, 2025,</u>	92
<u>except for the terms of student members, terms of office shall</u>	93
<u>be for six years, commencing on the fourteenth day of May and</u>	94
<u>ending on the thirteenth day of May.</u>	95
Each trustee shall hold office from the date of	96
appointment until the end of the term for which the trustee was	97
appointed. Any trustee appointed to fill a vacancy occurring	98
prior to the expiration of the term for which the trustee's	99
predecessor was appointed shall hold office for the remainder of	100
such term. Any trustee shall continue in office subsequent to	101
the expiration date of the trustee's term until the trustee's	102

successor takes office, or until a period of sixty days has 103  
elapsed, whichever occurs first. ~~No person who has served a full~~ 104  
~~nine-year term or more than six years of such a term shall be~~ 105  
~~eligible for reappointment until a period of four years has~~ 106  
~~elapsed since the last day of the term for which the person~~ 107  
~~previously served.~~ The trustees shall not receive compensation 108  
for their services, but shall be paid their reasonable necessary 109  
expenses while engaged in the discharge of their official 110  
duties. 111

(B) The student members of the board of trustees of the 112  
Ohio state university shall be students at the Ohio state 113  
university. ~~Unless student members have been granted voting~~ 114  
~~power under division (C) of this section, they~~ Student members 115  
shall have no voting power on the board, shall not be considered 116  
as members of the board in determining whether a quorum is 117  
present, and shall not be entitled to attend executive sessions 118  
of the board. The student members of the board shall be 119  
appointed by the governor, with the advice and consent of the 120  
senate, from a group of five candidates selected pursuant to a 121  
procedure adopted by the university's student governments and 122  
approved by the university's board of trustees. The initial term 123  
of office of one of the student members shall commence on May 124  
14, 1988, and shall expire on May 13, 1989, and the initial term 125  
of office of the other student member shall commence on May 14, 126  
1988, and expire on May 13, 1990. Thereafter, terms of office of 127  
student members shall be for two years, each term ending on the 128  
same day of the same month of the year as the term it succeeds. 129  
In the event a student member cannot fulfill a two-year term, a 130  
replacement shall be selected to fill the unexpired term in the 131  
same manner used to make the original selection. 132

~~(C) Not later than ninety days after the effective date of~~ 133

~~this amendment, the board of trustees shall adopt a resolution that does one of the following:~~ 134  
135

~~(1) Grants the student members of the board voting power on the board. If so granted, in addition to having voting power, the student members shall be considered as members of the board in determining whether a quorum is present and shall be entitled to attend executive sessions of the board.~~ 136  
137  
138  
139  
140

~~(2) Declares that student members do not have voting power on the board.~~ 141  
142

~~Thereafter, the board may change the voting status of student trustees by adopting a subsequent resolution. Each resolution adopted under this division shall take effect on the fourteenth day of May following the adoption of the resolution. All members with voting power at the time of the adoption of a resolution may vote on the resolution.~~ 143  
144  
145  
146  
147  
148

~~If student members are granted voting power under this division, no student shall be disqualified from membership on the board of trustees because the student receives a scholarship, grant, loan, or any other financial assistance payable out of the state treasury or a university fund, or because the student is employed by the university in a position pursuant to a work-study program or other student employment, including as a graduate teaching assistant, graduate administrative assistant, or graduate research assistant, the compensation for which is payable out of the state treasury or a university fund.~~ 149  
150  
151  
152  
153  
154  
155  
156  
157  
158  
159

~~Acceptance of such financial assistance or employment by a student trustee shall not be considered a violation of Chapter 102. or section 2921.42 or 2921.43 of the Revised Code.~~ 160  
161  
162

~~(D) (1)~~ (C) (1) The initial terms of office for the three 163  
additional trustees appointed in 2005 shall commence on a date 164  
in 2005 that is selected by the governor with one term of office 165  
expiring on May 13, 2009, one term of office expiring on May 13, 166  
2010, and one term of office expiring on May 13, 2011, as 167  
designated by the governor upon appointment. Thereafter terms of 168  
office for trustees appointed prior to July 1, 2025, shall be 169  
for nine years, as provided in division ~~(A)~~ (A) (1) of this 170  
section. Terms of office for trustees appointed on or after July 171  
1, 2025, shall be for six years, as provided in division (A) (2) 172  
of this section. 173

(2) The initial terms of office for the three additional 174  
trustees appointed in 2006 shall commence on May 14, 2006, with 175  
one term of office expiring on May 13, 2012, one term of office 176  
expiring on May 13, 2013, and one term of office expiring on May 177  
13, 2014, as designated by the governor upon appointment. 178  
Thereafter terms of office for trustees appointed prior to July 179  
1, 2025, shall be for nine years, as provided in division ~~(A)~~ 180  
(A) (1) of this section. Terms of office for trustees appointed 181  
on or after July 1, 2025, shall be for six years, as provided in 182  
division (A) (2) of this section. 183

**Sec. 3335.09.** The board of trustees of the Ohio state 184  
university shall elect, fix the compensation of, and remove, the 185  
president and such number of professors, teachers, and other 186  
employees as are necessary. ~~Except as provided under division~~ 187  
~~(C) of section 3335.02 of the Revised Code, no~~ No trustee, or 188  
relative of a trustee by blood or marriage, shall be eligible to 189  
a professorship or position in the university, the compensation 190  
for which is payable out of the state treasury or a university 191  
fund. The board shall fix and regulate the course of instruction 192  
and prescribe the extent and character of experiments to be made 193

at the university. 194

**Sec. 3337.01.** (A) The body politic and corporate by the 195  
name and style of "The President and Trustees of the Ohio 196  
University" now in the university instituted and established in 197  
Athens by the name and style of "The Ohio University" shall 198  
consist of a board of trustees composed of eleven members, who 199  
shall be appointed by the governor, with the advice and consent 200  
of the senate. At least five of the trustees who are not 201  
students shall be graduates of Ohio university. Two of the 202  
trustees shall be students at Ohio university, and their 203  
selection and terms shall be in accordance with division (B) of 204  
this section. A majority of the board constitutes a quorum. 205  
~~Except~~ For trustees appointed prior to July 1, 2025, except for 206  
the terms of student members, terms of office shall be for nine 207  
years, commencing on the fourteenth day of May and ending on the 208  
thirteenth day of May, except that upon expiration of the term 209  
ending on May 14, 1978, the new term which succeeds it shall 210  
commence on May 15, 1978, and end on May 13, 1987. For trustees 211  
appointed on or after July 1, 2025, except for the terms of 212  
student members, terms of office shall be for six years, 213  
commencing on the fourteenth day of May and ending on the 214  
thirteenth day of May. Each member shall hold office from the 215  
date of appointment until the end of the term for which the 216  
member was appointed. Any member appointed to fill a vacancy 217  
occurring prior to the expiration of the term for which the 218  
member's predecessor was appointed shall hold office for the 219  
remainder of such term. Any member shall continue in office 220  
subsequent to the expiration date of the member's term until the 221  
member's successor takes office, or until a period of sixty days 222  
has elapsed, whichever occurs first. ~~No person who has served a~~ 223  
~~full nine-year term or more than six years of such a term shall~~ 224



~~be eligible for reappointment until a period of four years has~~ 225  
~~elapsed since the last day of the term for which the person~~ 226  
~~previously served.~~ Such trustees shall receive no compensation 227  
for their services, but shall be paid their actual and necessary 228  
expenses while engaged in the discharge of their official 229  
duties. 230

(B) The student members of the board of trustees of the 231  
Ohio university have no voting power on the board. Student 232  
members shall not be considered as members of the board in 233  
determining whether a quorum is present. Student members shall 234  
not be entitled to attend executive sessions of the board. The 235  
student members of the board shall be appointed by the governor, 236  
with the advice and consent of the senate, from a group of five 237  
candidates selected pursuant to a procedure adopted by the 238  
university's student governments and approved by the 239  
university's board of trustees. The initial term of office of 240  
one of the student members shall commence on May 14, 1988, and 241  
shall expire on May 13, 1989, and the initial term of office of 242  
the other student member shall commence on May 14, 1988, and 243  
expire on May 13, 1990. Thereafter, terms of office of student 244  
members shall be for two years, each term ending on the same day 245  
of the same month of the year as the term it succeeds. In the 246  
event that a student member cannot fulfill the student member's 247  
two-year term, a replacement shall be selected to fill the 248  
unexpired term in the same manner used to make the original 249  
selection. 250

**Sec. 3339.01.** (A) The government of Miami university shall 251  
be vested in eleven trustees, who shall be appointed by the 252  
governor with the advice and consent of the senate. Two of the 253  
trustees shall be students at Miami university, and their 254  
selection and terms shall be in accordance with division (B) of 255

this section. A majority of the board constitutes a quorum. 256

~~Except~~ For trustees appointed prior to July 1, 2025, except for 257

the terms of student members, terms of office shall be for nine 258

years, commencing on the first day of March and ending on the 259

last day of February, except that upon expiration of the trustee 260

term ending on March 1, 1974, the trustee term which succeeds it 261

shall commence on March 2, 1974, and end on February 28, 1983; 262

upon expiration of the trustee term ending on March 1, 1977, the 263

trustee term which succeeds it shall commence on March 2, 1977, 264

and end on February 28, 1986; upon expiration of the trustee 265

term ending on March 1, 1978, the trustee term which succeeds it 266

shall commence on March 2, 1978, and end on February 28, 1987; 267

and upon expiration of the trustee term ending on March 1, 1979, 268

the trustee term which succeeds it shall commence on March 2, 269

1979, and end on February 29, 1988. For trustees appointed on or 270

after July 1, 2025, except for the terms of student members, 271

terms of office shall be for six years, commencing on the first 272

day of March and ending on the last day of February. Each 273

trustee shall hold office from the date of appointment until the 274

end of the term for which the trustee was appointed. Any trustee 275

appointed to fill a vacancy occurring prior to the end of the 276

term for which the trustee's predecessor was appointed shall 277

hold office for the remainder of such term. Any trustee shall 278

continue in office subsequent to the expiration date of the 279

trustee's term until a successor takes office, or until a period 280

of sixty days has elapsed, whichever occurs first. ~~No person who~~ 281

~~has served a full nine-year term or more than six years of such~~ 282

~~a term shall be eligible for reappointment until a period of~~ 283

~~four years has elapsed since the last day of the term for which~~ 284

~~the person previously served.~~ The trustees shall receive no 285

compensation for their services but shall be paid their 286

reasonable necessary expenses while engaged in the discharge of 287

their official duties. 288

(B) The student members of the board of trustees of Miami 289  
university have no voting power on the board. Student members 290  
shall not be considered as members of the board in determining 291  
whether a quorum is present. Student members shall not be 292  
entitled to attend executive sessions of the board. The student 293  
members of the board shall be appointed by the governor, with 294  
the advice and consent of the senate, from a group of five 295  
candidates selected pursuant to a procedure adopted by the 296  
university's student governments and approved by the 297  
university's board of trustees. The initial term of office of 298  
one of the student members shall commence on March 1, 1988, and 299  
shall expire on February 28, 1989, and the initial term of 300  
office of the other student member shall commence on March 1, 301  
1988, and expire on February 28, 1990. Thereafter, terms of 302  
office of student members shall be for two years, each term 303  
ending on the last day of February. In the event that a student 304  
member cannot fulfill the student member's two-year term, a 305  
replacement shall be selected to fill the unexpired term in the 306  
same manner used to make the original selection. 307

**Sec. 3341.02.** (A) The government of Bowling Green state 308  
university is vested in a board of eleven trustees, who shall be 309  
appointed by the governor, with the advice and consent of the 310  
senate. Two of the trustees shall be students at Bowling Green 311  
state university, and their selection and terms shall be in 312  
accordance with division (B) of this section. A majority of the 313  
board constitutes a quorum. ~~Except For trustees appointed prior~~ 314  
~~to July 1, 2025, except for the terms of student members, terms~~ 315  
of office shall be for nine years, commencing on the seventeenth 316  
day of May and ending on the sixteenth day of May. ~~No person who~~ 317  
~~has served a full nine-year term or more than six years of such~~ 318

~~a term shall be eligible for reappointment until a period of~~ 319  
~~four years has elapsed since the last day of the term for which~~ 320  
~~the person previously served.~~ For trustees appointed on or after 321  
July 1, 2025, except for the terms of student members, terms of 322  
office shall be for six years, commencing on the seventeenth day 323  
of May and ending on the sixteenth day of May. 324

(B) The student members of the board of trustees of 325  
Bowling Green state university have no voting power on the 326  
board. Student members shall not be considered as members of the 327  
board in determining whether a quorum is present. Student 328  
members shall not be entitled to attend executive sessions of 329  
the board. The student members of the board shall be appointed 330  
by the governor, with the advice and consent of the senate, from 331  
a group of five candidates selected pursuant to a procedure 332  
adopted by the university's student governments and approved by 333  
the university's board of trustees. The initial term of office 334  
of one of the student members shall commence on March 17, 1988, 335  
and shall expire on March 16, 1989, and the initial term of 336  
office of the other student member shall commence on March 17, 337  
1988, and expire on March 16, 1990. After September 22, 2000, 338  
terms of office shall commence on the seventeenth day of May and 339  
shall end on the sixteenth day of May. Terms of office of 340  
student members shall be for two years, each term ending on the 341  
same day of the same month of the year as the term it succeeds. 342  
In the event that a student member cannot fulfill the student 343  
member's two-year term, a replacement shall be selected in the 344  
manner used for the original selection to fill the unexpired 345  
term. 346

(C) The government of Kent state university is vested in a 347  
board of eleven trustees, who shall be appointed by the 348  
governor, with the advice and consent of the senate. Two of the 349

trustees shall be students at Kent state university, and their 350  
selection and terms shall be in accordance with division (D) of 351  
this section. A majority of the board constitutes a quorum. 352  
~~Except~~ For trustees appointed prior to July 1, 2025, except for 353  
the terms of student members, terms of office shall be for nine 354  
years, commencing on the seventeenth day of May and ending on 355  
the sixteenth day of May. ~~No person who has served a full nine-~~ 356  
~~year term or more than six years of such a term shall be-~~ 357  
~~eligible for reappointment until a period of four years has-~~ 358  
~~elapsed since the last day of the term for which the person-~~ 359  
~~previously served.~~ For trustees appointed on or after July 1, 360  
2025, except for the terms of student members, terms of office 361  
shall be for six years, commencing on the seventeenth day of May 362  
and ending on the sixteenth day of May. 363

(D) The student members of the board of trustees of Kent 364  
state university have no voting power on the board. Student 365  
members shall not be considered as members of the board in 366  
determining whether a quorum is present. Student members shall 367  
not be entitled to attend executive sessions of the board. The 368  
student members of the board shall be appointed by the governor, 369  
with the advice and consent of the senate, from a group of five 370  
candidates selected pursuant to a procedure adopted by the 371  
university's student governments and approved by the 372  
university's board of trustees. The initial term of office of 373  
one of the student members shall commence on May 17, 1988, and 374  
shall expire on May 16, 1989, and the initial term of office of 375  
the other student member shall commence on May 17, 1988, and 376  
expire on May 16, 1990. Thereafter, terms of office of student 377  
members shall be for two years, each term ending on the same day 378  
of the same month of the year as the term it succeeds. In the 379  
event that a student member cannot fulfill the student member's 380

two-year term, a replacement shall be selected to fill the 381  
unexpired term in the same manner used to make the original 382  
selection. 383

(E) The trustees shall receive no compensation for their 384  
services but shall be paid their reasonable necessary expenses 385  
while engaged in the discharge of their official duties. 386

(F) Each trustee shall hold office from the date of 387  
appointment until the end of the term for which the trustee was 388  
appointed. Any trustee appointed to fill a vacancy occurring 389  
prior to the expiration of the term for which the trustee's 390  
predecessor was appointed shall hold office for the remainder of 391  
such term. Any trustee shall continue in office subsequent to 392  
the expiration date of the trustee's term until a successor 393  
takes office, or until a period of sixty days has elapsed, 394  
whichever occurs first. 395

**Sec. 3343.02.** (A) The government of Central state 396  
university shall be vested in a board of trustees to be known as 397  
"the board of trustees of the Central state university." Such 398  
board shall consist of eleven members who shall be appointed by 399  
the governor, with the advice and consent of the senate. Two of 400  
the trustees shall be students at Central state university, and 401  
their selection and terms shall be in accordance with division 402  
(B) of this section. A majority of the board constitutes a 403  
quorum. ~~Except~~ For trustees appointed prior to July 1, 2025, 404  
except for the student members, terms of office shall be for 405  
nine years, commencing on the first day of July and ending on 406  
the thirtieth day of June. For trustees appointed on or after 407  
July 1, 2025, except for the student members, terms of office 408  
shall be for six years, commencing on the first day of July and 409  
ending on the thirtieth day of June. Each member shall hold 410

office from the date of appointment until the end of the term 411  
for which the member was appointed. Any member appointed to fill 412  
a vacancy occurring prior to the expiration of the term for 413  
which the member's predecessor was appointed shall hold office 414  
for the remainder of such term. Any member shall continue in 415  
office subsequent to the expiration date of the member's term 416  
until the member's successor takes office, or until a period of 417  
sixty days has elapsed, whichever occurs first. ~~No person who~~ 418  
~~has served a full nine-year term or more than six years of such~~ 419  
~~a term shall be eligible for reappointment until a period of~~ 420  
~~four years has elapsed since the last day of the term for which~~ 421  
~~the person previously served.~~ 422

(B) The student members of the board of trustees of 423  
Central state university have no voting power on the board. 424  
Student members shall not be considered as members of the board 425  
in determining whether a quorum is present. Student members 426  
shall not be entitled to attend executive sessions of the board. 427  
The student members of the board shall be appointed by the 428  
governor, with the advice and consent of the senate, from a 429  
group of five candidates selected pursuant to a procedure 430  
adopted by the university's student governments and approved by 431  
the university's board of trustees. The initial term of office 432  
of one of the student members shall commence on July 1, 1988, 433  
and shall expire on June 30, 1989, and the initial term of 434  
office of the other student member shall commence on July 1, 435  
1988, and expire on June 30, 1990. Thereafter, terms of office 436  
of student members shall be for two years, each term ending on 437  
the same day of the same month of the year as the term it 438  
succeeds. In the event that a student member cannot fulfill a 439  
two-year term, a replacement shall be selected to fill the 440  
unexpired term in the same manner used to make the original 441

selection. 442

**Sec. 3344.01.** (A) There is hereby created the Cleveland 443  
state university. The government of the Cleveland state 444  
university is vested in a board of eleven trustees, who shall be 445  
appointed by the governor, with the advice and consent of the 446  
senate. Two of the trustees shall be students at the Cleveland 447  
state university, and their selection and terms shall be in 448  
accordance with division (B) of this section. ~~Except For~~ 449  
trustees appointed prior to July 1, 2025, except for the student 450  
members, terms of office shall be for nine years, commencing on 451  
the second day of May and ending on the first day of May. For 452  
trustees appointed on or after July 1, 2025, except for the 453  
student members, terms of office shall be for six years, 454  
commencing on the second day of May and ending on the first day 455  
of May. Each trustee shall hold office from the date of 456  
appointment until the end of the term for which the trustee was 457  
appointed. Any trustee appointed to fill a vacancy occurring 458  
prior to the expiration of the term for which the trustee's 459  
predecessor was appointed shall hold office for the remainder of 460  
such term. Any trustee shall continue in office subsequent to 461  
the expiration date of the trustee's term until the trustee's 462  
successor takes office, or until a period of sixty days has 463  
elapsed, whichever occurs first. ~~No person who has served a full~~ 464  
~~nine-year term or more than six years of such a term shall be~~ 465  
~~eligible for reappointment until a period of four years has~~ 466  
~~elapsed since the last day of the term for which the person~~ 467  
~~previously served.~~ The trustees shall receive no compensation 468  
for their services but shall be paid their reasonable necessary 469  
expenses while engaged in the discharge of their official 470  
duties. A majority of the board constitutes a quorum. 471

(B) The student members of the board of trustees of the 472



Cleveland state university have no voting power on the board. 473  
Student members shall not be considered as members of the board 474  
in determining whether a quorum is present. Student members 475  
shall not be entitled to attend executive sessions of the board. 476  
The student members of the board shall be appointed by the 477  
governor, with the advice and consent of the senate, from a 478  
group of five candidates selected pursuant to a procedure 479  
adopted by the university's student governments and approved by 480  
the university's board of trustees. The initial term of office 481  
of one of the student members shall commence on May 2, 1988, and 482  
shall expire on May 1, 1989, and the initial term of office of 483  
the other student member shall commence on May 2, 1988, and 484  
expire on May 1, 1990. Thereafter, terms of office of student 485  
members shall be for two years, each term ending on the same day 486  
of the same month of the year as the term it succeeds. In the 487  
event that a student member cannot fulfill a two-year term, a 488  
replacement shall be selected to fill the unexpired term in the 489  
same manner used to make the original selection. 490

**Sec. 3345.029.** (A) As used in this section: 491

(1) "Community college" has the same meaning as in section 492  
3333.168 of the Revised Code. 493

(2) "Course syllabus" means a document produced for 494  
students by a course instructor that includes all of the 495  
following: 496

(a) The name of the course instructor; 497

(b) A calendar for the course outlining what materials and 498  
topics will be covered and when during the course they will be 499  
covered; 500

(c) A list of any required or recommended readings for the 501

<u>course;</u>	502
<u>(d) The course instructor's professional qualifications.</u>	503
<u>(3) "General syllabus" means a document produced for</u>	504
<u>students by a community college regarding a course that includes</u>	505
<u>both of the following:</u>	506
<u>(a) A calendar for the course outlining what materials and</u>	507
<u>topics will be covered and when during the course they will be</u>	508
<u>covered;</u>	509
<u>(b) A list of any required or recommended readings for the</u>	510
<u>course.</u>	511
<u>(4) "State institution of higher education" has the same</u>	512
<u>meaning as in section 3345.011 of the Revised Code.</u>	513
<u>(B) Beginning in the 2026-2027 academic year, each state</u>	514
<u>institution of higher education shall make a syllabus for each</u>	515
<u>undergraduate course it offers for college credit publicly</u>	516
<u>available by doing one of the following:</u>	517
<u>(1) Ensuring that each course instructor posts a course</u>	518
<u>syllabus on a publicly accessible web site. Each such web site</u>	519
<u>shall include the following information:</u>	520
<u>(a) The course instructor's professional qualifications;</u>	521
<u>(b) The course instructor's contact information;</u>	522
<u>(c) The course instructor's course schedule;</u>	523
<u>(d) The course syllabus for each course the instructor is</u>	524
<u>currently teaching, which shall be accessible by link or</u>	525
<u>download through the web site.</u>	526
<u>(2) Posting a course syllabus for each course on the</u>	527
<u>institution's publicly accessible web site. Each course syllabus</u>	528

<u>shall be all of the following:</u>	529
<u>(a) Accessible from the main page of the state</u>	530
<u>institution's web site by use of not more than three links;</u>	531
<u>(b) Searchable by keywords and phrases;</u>	532
<u>(c) Accessible to the public without requiring user</u>	533
<u>registration of any kind.</u>	534
<u>(3) If the institution is a community college, posting a</u>	535
<u>general syllabus for a course on the college's publicly</u>	536
<u>accessible web site. Each general syllabus shall be all of the</u>	537
<u>following:</u>	538
<u>(a) Accessible from the main page of the college's web</u>	539
<u>site by use of not more than three links;</u>	540
<u>(b) Searchable by keywords and phrases;</u>	541
<u>(c) Accessible to the public without requiring user</u>	542
<u>registration of any kind.</u>	543
<u>(C) (1) Each state institution shall make a syllabus</u>	544
<u>available in accordance with division (B) of this section not</u>	545
<u>later than the first day of classes for the semester or academic</u>	546
<u>term in which the course is offered.</u>	547
<u>(2) For any syllabus posted under division (B) (1) of this</u>	548
<u>section that is no longer used, the course instructor shall,</u>	549
<u>upon request, make that syllabus available for not less than two</u>	550
<u>years after that syllabus was posted under that division.</u>	551
<u>(3) Any syllabus posted under division (B) (2) or (3) of</u>	552
<u>this section shall remain posted on the state institution's web</u>	553
<u>site for not less than two years after it was first posted.</u>	554
<u>(4) To the extent practicable, each state institution</u>	555

shall ensure that the most recently updated syllabus for each 556  
undergraduate course it offers for college credit is posted in 557  
accordance with division (B) of this section. 558

(D) Divisions (B) and (C) of this section do not apply to 559  
a college course that is offered through the college credit plus 560  
program established under Chapter 3365. of the Revised Code, 561  
delivered in a secondary school, and taught by a high school 562  
teacher. 563

(E) Each state institution shall designate an 564  
administrator to implement the institution's responsibilities 565  
under this section. The administrator may assign duties for that 566  
purpose to one or more administrative employees. 567

(F) Each state institution shall prepare a written report 568  
regarding its compliance with the requirements under this 569  
section for the chancellor of higher education in accordance 570  
with guidelines established under section 3345.0219 of the 571  
Revised Code. 572

The chancellor shall prepare a report that includes each 573  
report received from a state institution under this division. 574

(G) Nothing in this section shall be construed to require 575  
a publicly available syllabus to include the location or time of 576  
day at which a course is being held. 577

**Sec. 3345.0216.** (A) Each state institution of higher 578  
education, as defined in section 3345.011 of the Revised Code, 579  
shall incorporate all of the following statements into a 580  
statement of commitment: 581

(1) The institution declares that it will educate students 582  
by means of free, open, and rigorous intellectual inquiry to 583  
seek the truth. 584

(2) The institution declares that its duty is to equip 585  
students with the opportunity to develop the intellectual skills 586  
they need to reach their own, informed conclusions. 587

(3) The institution declares its commitment to not 588  
requiring, favoring, disfavoring, or prohibiting speech or 589  
lawful assembly. 590

(4) The institution declares it is committed to create a 591  
community dedicated to an ethic of civil and free inquiry, which 592  
respects the autonomy of each member, supports individual 593  
capacities for growth, and tolerates the differences in opinion 594  
that naturally occur in a public higher education community. 595

(5) The institution declares that its duty is to treat all 596  
faculty, staff, and students as individuals, to hold them to 597  
equal standards, and to provide them equality of opportunity, 598  
with regard to those individuals' race, ethnicity, religion, 599  
sex, sexual orientation, gender identity, or gender expression. 600

(B) Each state institution of higher education shall 601  
prominently post the statement of commitment developed under 602  
this section on its publicly accessible web site and alongside 603  
the state institution's mission statement in any place in which 604  
the mission statement appears, including when it is published or 605  
posted. Each institution shall include the statement of 606  
commitment in any solicitations and offers of admission to 607  
students and any offers of employment to faculty. 608

**Sec. 3345.0217.** (A) As used in this section: 609

(1) "Controversial belief or policy" means any belief or 610  
policy that is the subject of political controversy, including 611  
issues such as climate policies, electoral politics, foreign 612  
policy, diversity, equity, and inclusion programs, immigration 613

policy, marriage, or abortion. 614

(2) "Intellectual diversity" means multiple, divergent, 615  
and varied perspectives on an extensive range of public policy 616  
issues. 617

(3) "State institution of higher education" has the same 618  
meaning as in section 3345.011 of the Revised Code. 619

(B) Not later than ninety days after the effective date of 620  
this section, the board of trustees of each state institution of 621  
higher education shall adopt and the institution shall enforce a 622  
policy that requires the institution to do all of the following: 623

(1) (a) Prohibit all of the following: 624

(i) Any orientation or training course regarding 625  
diversity, equity, and inclusion; 626

(ii) The continuation of existing diversity, equity, and 627  
inclusion offices or departments; 628

(iii) Establishing new diversity, equity, and inclusion 629  
offices or departments; 630

(iv) Using diversity, equity, and inclusion in job 631  
descriptions; 632

(v) Contracting with consultants or third-parties whose 633  
role is or would be to promote admissions, hiring, or promotion 634  
on the basis of race, ethnicity, religion, sex, sexual 635  
orientation, gender identity, or gender expression; 636

(vi) The establishment of any new institutional 637  
scholarships that use diversity, equity, and inclusion in any 638  
manner. For any institutional scholarships existing on the 639  
effective date of this section, a state institution shall, to 640

the extent possible, eliminate diversity, equity, and inclusion 641  
requirements. If the state institution is unable to do so 642  
because of donor requirements, the institution may continue to 643  
offer those institutional scholarships. However, the state 644  
institution shall not accept any additional funds for the 645  
operation of institutional scholarships that have diversity, 646  
equity, and inclusion requirements. 647

(b) A state institution shall not replace any orientation, 648  
training, office, or position designated for the purpose of 649  
diversity, equity, and inclusion that is prohibited under this 650  
division with an orientation, training, office, or position 651  
under a different designation that serves the same or similar 652  
purposes, or that uses the same or similar means. 653

(c) In the event that the requirements to obtain a 654  
research grant conflict with the prohibitions listed under 655  
division (B) (1) (a) of this section, a state institution shall 656  
endeavor, to the extent possible, to comply with division (B) (1) 657  
(a) of this section while retaining eligibility for the research 658  
grant, including by consulting with legal counsel. A state 659  
institution that is unable to comply with division (B) (1) (a) of 660  
this section with respect to a research grant shall submit a 661  
written request for an exception to the chancellor of higher 662  
education. The exception request shall include an explanation of 663  
the circumstances and the effort made by the state institution 664  
to comply with division (B) (1) (a) of this section while 665  
retaining eligibility for the research grant. 666

(d) Divisions (B) (1) (a) and (c) of this section do not 667  
apply to agreements or contracts regarding any research grants 668  
entered into prior to the effective date of this section. 669  
Divisions (B) (1) (a) and (c) of this section apply to any renewal 670

of such agreements or contracts occurring on or after the 671  
effective date of this section. 672

(2) Affirm and declare that its primary function is to 673  
practice, or support the practice, discovery, improvement, 674  
transmission, and dissemination of knowledge and citizenship 675  
education by means of research, teaching, discussion, and 676  
debate; 677

(3) Affirm and declare that, to fulfill the function 678  
described in division (B) (2) of this section, the state 679  
institution shall ensure the fullest degree of intellectual 680  
diversity; 681

(4) Affirm and declare that faculty and staff shall allow 682  
and encourage students to reach their own conclusions about all 683  
controversial beliefs or policies and shall not seek to 684  
indoctrinate any social, political, or religious point of view; 685

(5) Demonstrate intellectual diversity for course 686  
approval, approval of courses to satisfy general education 687  
requirements, student course evaluations, common reading 688  
programs, annual reviews, strategic goals for each department, 689  
and student learning outcomes. 690

Divisions (B) (2) to (5) of this section do not apply to 691  
the exercise of professional judgment about how to accomplish 692  
intellectual diversity within an academic discipline, unless 693  
that exercise is misused to constrict intellectual diversity. 694

(6) Declare that it will not endorse or oppose, as an 695  
institution, any controversial belief or policy, except on 696  
matters that directly impact the institution's funding or 697  
mission of discovery, improvement, and dissemination of 698  
knowledge. The institution may also endorse the congress of the 699



United States when it establishes a state of armed hostility 700  
against a foreign power. 701

This division does not include the recognition of national 702  
and state holidays, support for the Constitution and laws of the 703  
United States or the state of Ohio, or the display of the 704  
American or Ohio flag. 705

(7) Affirm and declare that the state institution will not 706  
encourage, discourage, require, or forbid students, faculty, or 707  
administrators to endorse, assent to, or publicly express a 708  
given ideology, political stance, or view of a social policy, 709  
nor will the institution require students to do any of those 710  
things to obtain an undergraduate or post-graduate degree. 711

Divisions (B) (6) and (7) of this section do not apply to 712  
the exercise of professional judgment about whether to endorse 713  
the consensus or foundational beliefs of an academic discipline, 714  
unless that exercise is misused to take an action prohibited in 715  
division (B) (6) of this section. 716

(8) Prohibit political and ideological litmus tests in all 717  
hiring, promotion, and admissions decisions, including diversity 718  
statements and any other requirement that applicants describe 719  
their commitment to any ideology, principle, concept, or 720  
formulation that requires commitment to any controversial belief 721  
or policy; 722

(9) Affirm and declare that no hiring, promotion, or 723  
admissions process or decision shall encourage, discourage, 724  
require, or forbid students, faculty, or administrators to 725  
endorse, assent to, or publicly express a given ideology or 726  
political stance; 727

(10) Affirm and declare that the state institution will 728

not use a diversity statement or any other assessment of an 729  
applicant's political or ideological views in any hiring, 730  
promotions, or admissions process or decision; 731

(11) Affirm and declare that no process or decision 732  
regulating conditions of work or study, such as committee 733  
assignments, course scheduling, or workload adjustment policies, 734  
shall encourage, discourage, require, or forbid students, 735  
faculty, or administrators to endorse, assent to, or publicly 736  
express a given ideology or political stance; 737

(12) Affirm and declare that the state institution will 738  
seek out invited speakers who have diverse ideological or 739  
political views; 740

(13) Post prominently on its web site a complete list of 741  
all speaker fees, honoraria, and other emoluments in excess of 742  
five hundred dollars for events that are sponsored by the state 743  
institution. That information shall be all of the following: 744

(a) Accessible from the main page of the institution's web 745  
site by use of not more than three links; 746

(b) Searchable by keywords and phrases; 747

(c) Accessible to the public without requiring user 748  
registration of any kind. 749

(C) Each state institution of higher education shall 750  
respond to complaints from any student, student group, or 751  
faculty member about an alleged violation of the prohibitions 752  
and requirements included in the policy adopted under this 753  
section using the process established under division (C) of 754  
section 3345.0215 of the Revised Code. 755

(D) Nothing in this section prohibits faculty or students 756

from classroom instruction, discussion, or debate, so long as 757  
faculty members allow students to express intellectual 758  
diversity. 759

(E) The general assembly may withhold or reduce any state 760  
operating subsidy payments, state capital improvement funds, or 761  
other state appropriation to a state institution of higher 762  
education if the general assembly determines the institution has 763  
failed to comply with the requirements established under this 764  
section. 765

**Sec. 3345.0218.** (A) As used in this section: 766

(1) "Intellectual diversity" has the same meaning as in 767  
section 3345.0217 of the Revised Code. 768

(2) "State institution of higher education" has the same 769  
meaning as in section 3345.011 of the Revised Code. 770

(B) Each state institution of higher education shall 771  
respond to complaints regarding any administrator, faculty 772  
member, staff, or student who interferes with the intellectual 773  
diversity rights, prescribed under section 3345.0217 of the 774  
Revised Code, of another using the process established under 775  
division (C) of section 3345.0215 of the Revised Code. 776

(C) Each state institution shall inform all of its 777  
students and employees of the protections afforded to them under 778  
section 3345.0217 of the Revised Code and any policies it has 779  
adopted to put them into practice, including by providing the 780  
information to new employees and to each student during any new 781  
student orientation the institution offers. 782

(D) Each state institution shall comply with any reporting 783  
guidelines established by the chancellor under section 3345.0219 784  
of the Revised Code regarding any violations of the intellectual 785

diversity rights prescribed under section 3345.0217 of the 786  
Revised Code by any individual under the institution's 787  
jurisdiction and any consequent disciplinary sanctions issued 788  
for that violation. 789

**Sec. 3345.0219.** Each state institution of higher 790  
education, as defined in section 3345.011 of the Revised Code, 791  
shall comply with guidelines established by the chancellor of 792  
higher education when the institution adopts policies or issues 793  
reports under sections 3345.029, 3345.0217, 3345.0218, 3345.452, 794  
3345.453, 3345.454, 3345.591, 3345.80, and 3345.88 of the 795  
Revised Code. The guidelines shall address the form and manner 796  
by which the state institution shall submit a policy or report 797  
to the chancellor when the institution is required to do so by 798  
one of those sections. The chancellor shall post each such 799  
policy or report that the chancellor receives on the 800  
chancellor's publicly accessible web site. 801

**Sec. 3345.382.** (A) As used in this section, "state 802  
institution of higher education" has the same meaning as in 803  
section 3345.011 of the Revised Code. 804

(B) Each state institution of higher education shall 805  
develop a course with not fewer than three credit hours in the 806  
subject area of American civic literacy. The course shall 807  
include a study of the American economic system and capitalism. 808  
The course shall comply with the criteria, policies, and 809  
procedures established under section 3333.16 of the Revised 810  
Code. The course may be offered under the college credit plus 811  
program established under Chapter 3365. of the Revised Code. The 812  
course shall, at a minimum, require each student to read all the 813  
following: 814

(1) The entire Constitution of the United States; 815

<u>(2) The entire Declaration of Independence;</u>	816
<u>(3) A minimum of five essays in their entirety from the</u>	817
<u>Federalist Papers. The essays shall be selected by the</u>	818
<u>department chair.</u>	819
<u>(4) The entire Emancipation Proclamation;</u>	820
<u>(5) The entire Gettysburg Address;</u>	821
<u>(6) The entire Letter from Birmingham Jail written by Dr.</u>	822
<u>Martin Luther King Jr;</u>	823
<u>(7) The writings of Adam Smith, including a study of the</u>	824
<u>principles written in The Wealth of Nations.</u>	825
<u>Any student who takes the course shall be required to pass</u>	826
<u>a cumulative final examination at the conclusion of the course</u>	827
<u>that assesses student proficiency about the documents described</u>	828
<u>in divisions (B) (1) to (7) of this section.</u>	829
<u>Each state institution of higher education board of</u>	830
<u>trustees shall adopt a resolution approving a plan to offer the</u>	831
<u>course developed under this section. Each state institution</u>	832
<u>shall submit that plan to the chancellor of higher education.</u>	833
<u>The chancellor shall review and approve each plan. Prior to</u>	834
<u>approving a plan, the chancellor may require a state institution</u>	835
<u>to revise the plan and the course.</u>	836
<u>(C) Beginning with students who graduate from a state</u>	837
<u>institution of higher education in the spring semester, or</u>	838
<u>equivalent quarter, of the 2029-2030 academic year, no state</u>	839
<u>institution of higher education shall grant a bachelor's degree</u>	840
<u>to any student unless the student completes a course described</u>	841
<u>in division (B) of this section. A state institution may require</u>	842
<u>students to complete the course as part of the institution's</u>	843

general education courses of study. 844

(D) The president of a state institution of higher 845  
education, or the president's designee, may exempt a student 846  
from the requirement to complete a course described in division 847  
(B) of this section, if the president or designee determines 848  
that the student has completed either of the following: 849

(1) A course offered under the college credit plus program 850  
established under Chapter 3365. of the Revised Code that 851  
satisfies the content requirements described in division (B) of 852  
this section and is approved by the chancellor; 853

(2) An advanced placement course and examination that 854  
satisfy the content requirements described in division (B) of 855  
this section and are approved by the chancellor, and the student 856  
receives a score of three or higher on that examination. 857

(E) This section does not apply to associate's degree 858  
programs. 859

**Sec. 3345.45.** ~~(A) On or before January 1, 1994, the~~ The 860  
chancellor of higher education jointly with all state- 861  
~~universities~~ institutions of higher education, as defined in 862  
section 3345.011 of the Revised Code, shall develop standards 863  
for instructional workloads for full-time and part-time faculty 864  
in keeping with the ~~universities'~~ institutions' missions and 865  
with special emphasis on the undergraduate learning experience. 866  
The standards shall contain clear guidelines for institutions to 867  
determine a range of acceptable undergraduate teaching by 868  
faculty. 869

~~(B) On or before June 30, 1994, the~~ The board of trustees 870  
of each state ~~university~~ institution of higher education shall 871  
take formal action to adopt a faculty workload policy consistent 872

with the standards developed under this section. ~~Notwithstanding~~ 873  
~~section 4117.08 of the Revised Code, the policies adopted under~~ 874  
~~this section are not appropriate subjects for collective~~ 875  
~~bargaining. Notwithstanding division (A) of section 4117.10 of~~ 876  
~~the Revised Code, any policy adopted under this section by a~~ 877  
~~board of trustees prevails over any conflicting provisions of~~ 878  
~~any collective bargaining agreement between an employees~~ 879  
~~organization and that board of trustees.~~ 880

(C) (1) The board of trustees of each state ~~university~~ 881  
~~institution of higher education~~ shall review the ~~university's~~ 882  
~~institution's~~ policy on faculty tenure and update that policy to 883  
promote excellence in instruction, research, service, or 884  
commercialization, or any combination thereof. 885

(2) ~~Beginning on July 1, 2018, as~~ As a condition for a 886  
state ~~university~~ institution of higher education to receive any 887  
state funds for research that are allocated to the department of 888  
higher education under the appropriation line items referred to 889  
as either "research incentive third frontier fund" or "research 890  
incentive third frontier-tax," the chancellor shall require the 891  
~~university~~ institution to include multiple pathways for faculty 892  
tenure, one of which may be a commercialization pathway, in its 893  
policy. 894

(D) (1) At least once every five years, each state 895  
institution of higher education shall update its faculty 896  
workload policy and submit the policy to the chancellor. The 897  
updated policies shall be approved by the state institution's 898  
board of trustees each time it is submitted to the chancellor. 899

(2) Each state institution of higher education's faculty 900  
workload policy shall include all of the following: 901

(a) An objective and numerically defined teaching workload expectation based on credit hours as defined in 34 C.F.R. 600.2; 902  
903

(b) A definition of all faculty workload elements in terms of credit hours as defined in 34 CFR 600.2 with a full-time workload minimum standard established by the board of trustees and made publicly accessible on the state institution's web site; 904  
905  
906  
907  
908

(c) A definition of justifiable credit hour equivalents for activities other than teaching, including research, clinical care, administration, service, and other activities as determined by the state institution of higher education; 909  
910  
911  
912

(d) Administrative action that a state institution of higher education may take, including censure, remedial training, for-cause termination, or other disciplinary action, regardless of tenure status, if a faculty member fails to comply with the policy's requirements. Termination under these circumstances requires the recommendation of the dean, provost, or equivalent official, concurrence of the state institution of higher education's president, and approval of the state institution of higher education's board of trustees. 913  
914  
915  
916  
917  
918  
919  
920  
921

**Sec. 3345.451.** (A) As used in this section, "state institution of higher education" has the same meaning as in section 3345.011 of the Revised Code. 922  
923  
924

(B) The chancellor of higher education shall develop a minimum set of standard questions for use by state institutions of higher education in student evaluations of faculty members. The questions shall include the following: 925  
926  
927  
928

"Does the faculty member create a classroom atmosphere free of political, racial, gender, and religious bias?" 929  
930



(C) Each state institution of higher education shall 931  
establish a written system of faculty evaluations completed by 932  
students with a focus on teaching effectiveness and student 933  
learning. Each state institution shall include in its student 934  
evaluations of faculty the minimum set of standard questions 935  
developed by the chancellor in division (B) of this section. 936

(D) Each state institution of higher education shall 937  
establish a written system of peer evaluations for faculty 938  
members with emphasis placed on the faculty member's 939  
professional development regarding the faculty member's teaching 940  
responsibilities. 941

**Sec. 3345.452.** (A) As used in this section, "state 942  
institution of higher education" has the same meaning as in 943  
section 3345.011 of the Revised Code. 944

(B) The board of trustees of each state institution of 945  
higher education shall adopt a faculty annual performance 946  
evaluation policy and submit the policy to the chancellor of 947  
higher education. Each policy must contain an appeals process 948  
for faculty to appeal the final evaluation. Each state 949  
institution's board of trustees shall review and update its 950  
policy every five years. 951

(C) Each state institution of higher education shall 952  
conduct an annual evaluation for each full-time faculty member 953  
who it directly compensates. 954

(D) Each faculty annual performance evaluation shall meet 955  
all of the following: 956

(1) The evaluation is comprehensive and includes 957  
standardized, objective, and measurable performance metrics. 958

(2) The evaluation includes an assessment of performance 959

for each of the following areas that the faculty member has 960  
spent at least five per cent of their annual work time on over 961  
the preceding year: 962

(a) Teaching; 963

(b) Research; 964

(c) Service; 965

(d) Clinical care; 966

(e) Administration; 967

(f) Other categories, as determined by the state 968  
institution of higher education. 969

(3) The evaluation includes a summary assessment of the 970  
performance areas listed in division (D) (2) of this section 971  
including the parameters "exceeds performance expectations," 972  
"meets performance expectations," or "does not meet performance 973  
expectations." 974

(4) Student evaluations conducted pursuant to section 975  
3345.451 of the Revised Code account for at least twenty-five 976  
per cent of the teaching area component of the evaluation. 977

(5) The evaluation establishes a projected work effort 978  
distribution for the faculty member for the next year which 979  
shall be used during the next year's evaluation. The 980  
distribution shall be compliant with the state institution's 981  
established workload policies adopted under section 3345.45 of 982  
the Revised Code and shall receive approval from the dean of 983  
faculty or the equivalent. 984

(E) Evaluations shall be conducted by the department 985  
chairperson or equivalent administrator, reviewed and approved 986

or disapproved by the dean, and submitted to the provost for 987  
review. If there is disagreement between the chairperson and 988  
dean, the provost shall have final decision authority. 989

**Sec. 3345.453.** This section applies only to state 990  
institutions of higher education that have tenured faculty 991  
members. 992

(A) As used in this section, "state institution of higher 993  
education" has the same meaning as in section 3345.011 of the 994  
Revised Code. 995

(B) The board of trustees of each state institution of 996  
higher education shall adopt a post-tenure review policy and 997  
submit the policy to the chancellor of higher education. Each 998  
policy must contain an appeals process for tenured faculty whose 999  
post-tenure review process results in a recommendation for 1000  
administrative action pursuant to division (G) of this section. 1001  
Each state institution's board of trustees shall update the 1002  
post-tenure review policy every five years. 1003

(C) A state institution of higher education shall conduct 1004  
a post-tenure review if a tenured faculty member receives a 1005  
"does not meet performance expectations" evaluation within the 1006  
same evaluative category for a minimum of two of the past three 1007  
consecutive years on the faculty member's annual performance 1008  
evaluation conducted pursuant to section 3345.452 of the Revised 1009  
Code. 1010

(D) A state institution of higher education shall subject 1011  
any faculty member who maintains tenure after a post-tenure 1012  
review and receives an additional "does not meet performance 1013  
expectations" assessment on any area of the faculty member's 1014  
annual performance evaluation in the subsequent two years to an 1015

additional post-tenure review. 1016

(E) The department chairperson, dean of faculty, or 1017  
provost of a state institution of higher education may require 1018  
an immediate and for cause post-tenure review at any time for a 1019  
faculty member who has a documented and sustained record of 1020  
significant underperformance outside of the faculty member's 1021  
annual performance evaluation. For this purpose, for cause shall 1022  
not be based on a faculty member's allowable expression of 1023  
academic freedom as defined by the state institution of higher 1024  
education or Ohio law. 1025

(F) The state institution of higher education's post- 1026  
tenure review due process period, from beginning to end, shall 1027  
not exceed six months, except that a one-time two-month 1028  
extension may be granted by the state institution's president. 1029

(G) The state institution of higher education's provost 1030  
shall submit a recommended outcome of the post-tenure review 1031  
process to the institution's entity that is responsible for the 1032  
final decision of post-tenure review pursuant to the 1033  
institution's policy. The administrative action that a state 1034  
institution of higher education may take includes censure, 1035  
remedial training, or for-cause termination, regardless of 1036  
tenure status, and any other action permitted by the 1037  
institution's post-tenure review policy. 1038

**Sec. 3345.454.** This section applies only to state 1039  
institutions of higher education that have tenured faculty 1040  
members. 1041

(A) As used in this section: 1042

(1) "State institution of higher education" has the same 1043  
meaning as in section 3345.011 of the Revised Code. 1044

(2) "Retrenchment" means a process by which a state 1045  
institution of higher education reduces programs or services, 1046  
thus resulting in a temporary suspension or permanent separation 1047  
of one or more institution faculty, to account for a reduction 1048  
in student population or overall funding, a change to 1049  
institutional missions or programs, or other fiscal pressures or 1050  
emergencies facing the institution. 1051

(B) In addition to the policies described in sections 1052  
3345.45 to 3345.453 of the Revised Code, each state institution 1053  
of higher education board of trustees shall develop policies on 1054  
tenure and retrenchment. Each state institution shall submit 1055  
those policies to the chancellor of higher education. Each state 1056  
institution's board of trustees shall update those policies 1057  
every five years. 1058

(C) A state institution of higher education shall 1059  
eliminate any undergraduate degree program it offers if the 1060  
institution confers an average of fewer than five degrees in 1061  
that program annually over any three-year period. A state 1062  
institution shall not consider any academic year prior to the 1063  
first academic year in which an undergraduate degree is 1064  
conferred in determining whether this division applies to the 1065  
program offering that degree. 1066

The chancellor may grant a waiver to a state institution 1067  
for a program to which this division applies. State institutions 1068  
shall appeal for a waiver in a form and manner determined by the 1069  
chancellor. If the chancellor grants a waiver to a state 1070  
institution, the chancellor shall establish terms under which 1071  
the state institution may conditionally continue the program, 1072  
including whether the program is eligible to be supported by 1073  
state share of instruction funds. 1074

Sec. 3345.455. With respect to a collective bargaining agreement entered into on or after the effective date of this section, both of the following apply to the standards, policies, and systems adopted under sections 3345.45 to 3345.454 of the Revised Code: 1075  
1076  
1077  
1078  
1079

(A) Notwithstanding section 4117.08 of the Revised Code, the standards, policies, and systems are not appropriate subjects for collective bargaining. 1080  
1081  
1082

(B) Notwithstanding division (A) of section 4117.10 of the Revised Code, the standards, policies, and systems prevail over any conflicting provision of a collective bargaining agreement. 1083  
1084  
1085

Sec. 3345.456. (A) As used in this section: 1086

(1) "State institution of higher education" has the same meaning as in section 3345.011 of the Revised Code. 1087  
1088

(2) "Retrenchment" has the same meaning as in section 3345.454 of the Revised Code. 1089  
1090

(B) Notwithstanding anything to the contrary in section 3345.454 or 3345.455 of the Revised Code, a state institution of higher education that is a party to a collective bargaining agreement in effect on the effective date of this section containing a provision regarding retrenchment shall only continue to bargain over retrenchment policies for a new or renewed collective bargaining agreement with respect to institution faculty that have at least thirty years, but not more than thirty-five years, of service in one of the state retirement systems at the time of any retrenchment determination. 1091  
1092  
1093  
1094  
1095  
1096  
1097  
1098  
1099  
1100  
1101

(C) Nothing in this section prohibits a faculty member from accepting any separation incentive that may otherwise be 1102  
1103

offered by a state institution of higher education, regardless 1104  
of whether the incentive is contained in a collective bargaining 1105  
agreement. 1106

**Sec. 3345.591.** (A) As used in this section: 1107

(1) "People's Republic of China" means the government of 1108  
China, the Chinese Communist Party, the People's Liberation 1109  
Army, or any other extension of, or entity affiliated with, the 1110  
government of China. 1111

(2) "State institution of higher education" has the same 1112  
meaning as in section 3345.011 of the Revised Code. 1113

(B) No state institution of higher education shall accept 1114  
gifts, donations, or contributions from the People's Republic of 1115  
China or any organization the institution reasonably suspects is 1116  
acting on behalf of the People's Republic of China. 1117

Nothing in this section prohibits a state institution of 1118  
higher education from accepting payments from Chinese citizens 1119  
related to instructional fees, general fees, special fees, cost 1120  
of instruction, or educational expenses or donations from the 1121  
institution's alumni. 1122

Nothing in this section prohibits a state institution of 1123  
higher education from receiving philanthropic or unrestricted 1124  
grants so long as it maintains the structural safeguard 1125  
requirements provided for in division (E) of this section. 1126

(C) Each state institution shall submit to the chancellor 1127  
of higher education a copy of the report it submits to the 1128  
United States department of education pursuant to 20 U.S.C. 1129  
1011(f). 1130

(D) Upon request, the chancellor shall make any 1131

information reported under division (C) of this section 1132  
available to any member of the general assembly. 1133

(E) A state institution shall notify the chancellor of any 1134  
new or renewed academic partnership with an academic or research 1135  
institution located in China. A state institution shall only 1136  
enter into a new or renewed academic partnership with an 1137  
academic or research institution located in China if the state 1138  
institution maintains sufficient structural safeguards to 1139  
protect the state institution's intellectual property, the 1140  
security of the state of Ohio, and the national security 1141  
interests of the United States. The safeguards shall include, at 1142  
a minimum, all of the following: 1143

(1) Compliance with all federal requirements, including 1144  
the requirements of federal research sponsors and federal export 1145  
control agencies, including regulations regarding international 1146  
traffic in arms and export administration regulations, and 1147  
economic and trade sanctions administered by the federal office 1148  
of foreign assets control; 1149

(2) Annual formal institution-level programs for faculty 1150  
on conflicts of interest and conflicts of commitment; 1151

(3) A formalized foreign visitor process and uniform 1152  
visiting scholar agreement. 1153

(F) The auditor of state shall audit the safeguards 1154  
implemented by state institutions of higher education under 1155  
division (E) of this section in the course of a normal audit 1156  
conducted under section 117.46 of the Revised Code. 1157

**Sec. 3345.80.** (A) As used in this section, "state 1158  
institution of higher education" and "state university" have the 1159  
same meanings as in section 3345.011 of the Revised Code. 1160



(B) For each biennial main operating appropriations bill 1161  
and capital appropriations bill, each state institution of 1162  
higher education shall prepare, in accordance with guidelines 1163  
established under section 3345.0219 of the Revised Code, a 1164  
rolling five-year summary of its institutional costs to be 1165  
considered by the general assembly when evaluating operating and 1166  
capital project funding. The chancellor shall submit a report 1167  
including each state institution's five-year institutional cost 1168  
summaries to the general assembly under section 101.68 of the 1169  
Revised Code. 1170

(C) Each state institution of higher education's five-year 1171  
institutional cost summary shall consist of the following 1172  
categories: 1173

(1) All costs related to student instruction, including 1174  
instructor salaries, benefits, and related operating costs; 1175

(2) All general staff costs related to maintenance, 1176  
grounds, utilities, food service, and other areas as determined 1177  
by the institution; 1178

(3) All other costs for staff, including academic 1179  
administrators, counseling, financial aid assistance, healthcare 1180  
services, and housing management. 1181

(D) Each of the categories presented in the five-year 1182  
institutional cost summary shall include all of the following: 1183

(1) A detailed breakdown of annual costs and employee 1184  
headcounts; 1185

(2) A complete accounting of all spending on diversity, 1186  
equity, and inclusion, or related subjects; 1187

(3) An annual count of all faculty, administration, and 1188

employees. 1189

(E) The chancellor shall consult with state institutions 1190  
of higher education to develop a standardized reporting format 1191  
for the institutional cost summaries and a uniform approach to 1192  
completing the categories required in division (C) of this 1193  
section. 1194

(F) During the general assembly's consideration of the 1195  
main operating appropriations and capital appropriations bills, 1196  
if requested by the chairperson of the senate or house committee 1197  
that considers higher education legislation, the president of 1198  
each state university and the chancellor of higher education 1199  
shall present in the appropriate hearings conducted by that 1200  
committee to provide commentary on trends, potential 1201  
justifications, or other explanations regarding the university's 1202  
five-year summary of institutional costs. 1203

(G) Prior to the enactment of the main operating 1204  
appropriations and capital appropriations bills, the chancellor 1205  
shall create and present to the general assembly an aggregation 1206  
report summarizing the total institutional costs for state 1207  
universities and community colleges separately. 1208

**Sec. 3345.88.** (A) As used in this section: 1209

(1) "Position, policy, program, and activity" includes all 1210  
of the following: 1211

(a) All forms of employment, including staff positions, 1212  
internships, and work studies; 1213

(b) All policies, including mission statements, hiring 1214  
policies, promotion policies, and tenure policies; 1215

(c) All programs and positions, including deanships, 1216

<u>provostships, offices, programs, programs presented by residence</u>	1217
<u>halls, and committees;</u>	1218
<u>(d) All activities, including those conducted by the</u>	1219
<u>administrative units of orientation, first-year experience,</u>	1220
<u>student life, and residential life.</u>	1221
<u>(2) "State institution of higher education" has the same</u>	1222
<u>meaning as in section 3345.011 of the Revised Code.</u>	1223
<u>(B) With respect to every position, policy, program, and</u>	1224
<u>activity, each state institution of higher education shall do</u>	1225
<u>both of the following:</u>	1226
<u>(1) Treat all faculty, staff, and students as individuals,</u>	1227
<u>hold every individual to equal standards, and provide those</u>	1228
<u>individuals with equality of opportunity, with regard to those</u>	1229
<u>individuals' race, ethnicity, religion, sex, sexual orientation,</u>	1230
<u>gender identity, or gender expression;</u>	1231
<u>(2) Provide no advantage or disadvantage to faculty,</u>	1232
<u>staff, or students on the basis of race, ethnicity, religion,</u>	1233
<u>sex, sexual orientation, gender identity, or gender expression</u>	1234
<u>in admissions, hiring, promotion, tenuring, or workplace</u>	1235
<u>conditions.</u>	1236
<u>(C) No state institution of higher education shall provide</u>	1237
<u>or require training for any administrator, teacher, staff</u>	1238
<u>member, or employee that advocates or promotes any of the</u>	1239
<u>following concepts:</u>	1240
<u>(1) One race or sex is inherently superior to another race</u>	1241
<u>or sex.</u>	1242
<u>(2) An individual, by virtue of his or her race or sex, is</u>	1243
<u>inherently racist, sexist, or oppressive, whether consciously or</u>	1244

unconsciously. 1245

(3) An individual should be discriminated against or 1246  
receive adverse treatment solely or partly because of the 1247  
individual's race. 1248

(4) Members of one race cannot nor should not attempt to 1249  
treat others without respect to race. 1250

(5) An individual's moral standing or worth is necessarily 1251  
determined by the individual's race or sex. 1252

(6) An individual, by virtue of the individual's race or 1253  
sex, bears responsibility for actions committed in the past by 1254  
other members of the same race or sex. 1255

(7) An individual should feel discomfort, guilt, anguish, 1256  
or any other form of psychological distress on account of his or 1257  
her race or sex. 1258

(8) Meritocracy or traits such as hard work ethic are 1259  
racist or sexist, or were created by members of a particular 1260  
race to oppress members of another race. 1261

(9) Fault, blame, or bias should be assigned to a race or 1262  
sex, or to members of a race or sex because of their race or 1263  
sex. 1264

Division (C) of this section shall not be construed to 1265  
preclude a state institution of higher education from providing 1266  
or facilitating continuing education that complies with this 1267  
division's requirements to public safety officers. 1268

(D) Each state institution of higher education shall 1269  
implement a range of disciplinary sanctions for any 1270  
administrator, teacher, staff member, or employee who authorizes 1271  
or engages in a training prohibited in division (C) of this 1272

<u>section.</u>	1273
<u>(E) Each state institution of higher education shall issue</u>	1274
<u>a report in accordance with guidelines established under section</u>	1275
<u>3345.0219 of the Revised Code regarding each of the following:</u>	1276
<u>(1) All violations of division (D) of this section</u>	1277
<u>committed by anyone under the institution's jurisdiction and of</u>	1278
<u>all consequent disciplinary sanctions;</u>	1279
<u>(2) Statistics on the academic qualifications of accepted</u>	1280
<u>and matriculating students, disaggregated by race and sex. The</u>	1281
<u>statistics shall include information correlating students'</u>	1282
<u>academic qualifications and retention rates, disaggregated by</u>	1283
<u>race and sex.</u>	1284
<u>(F) Each state institution of higher education shall</u>	1285
<u>prohibit all policies designed explicitly to segregate faculty,</u>	1286
<u>staff, or students based on those individuals' race, ethnicity,</u>	1287
<u>religion, sex, sexual orientation, gender identity, or gender</u>	1288
<u>expression in credit-earning classroom settings, formal</u>	1289
<u>orientation ceremonies, and formal graduation ceremonies.</u>	1290
<u>(G) Each state institution of higher education shall</u>	1291
<u>respond to complaints from any student, student group, or</u>	1292
<u>faculty member about an alleged violation of the prohibitions</u>	1293
<u>and requirements under this section by an employee of the state</u>	1294
<u>institution of higher education using the process established</u>	1295
<u>under division (C) of section 3345.0215 of the Revised Code.</u>	1296
<b>Sec. 3350.10.</b> (A) There is hereby created the northeast	1297
Ohio medical university. <del>The principal goal of the medical-</del>	1298
<del>university shall be to collaborate with the university of Akron,</del>	1299
<del>Cleveland state university, Kent state university, and</del>	1300
<del>Youngstown state university to graduate physicians oriented to</del>	1301

~~the practice of medicine at the community level, especially~~ 1302  
~~family physicians. To accomplish this goal, the medical~~ 1303  
~~university may incorporate in the clinical experience provided~~ 1304  
~~its students the several community hospitals in the cities and~~ 1305  
~~areas served by the medical university; utilize practicing~~ 1306  
~~physicians as teachers; and to the fullest extent possible~~ 1307  
~~utilize the basic science capabilities of the university of~~ 1308  
~~Akron, Cleveland state university, Kent state university, and~~ 1309  
~~Youngstown state university~~ 1310  
The government of northeast Ohio 1311  
medical university is vested in a board of eleven trustees, who 1311  
shall be appointed by the governor with the advice and consent 1312  
of the senate pursuant to division (A) (2) of this section. 1313

(1) Until December 22, 2008, the government of the 1314  
northeast Ohio medical university is vested in a nine-member 1315  
board of trustees consisting of the presidents of the university 1316  
of Akron, Kent state university, and Youngstown state 1317  
university; one member each of the boards of trustees of the 1318  
university of Akron, Kent state university, and Youngstown state 1319  
university, to be appointed by their respective boards of 1320  
trustees for a term of six years ending on the first day of May 1321  
or until the trustee's term on the respective university board 1322  
of trustees expires, whichever occurs first; and one person each 1323  
to be appointed by the boards of trustees of the university of 1324  
Akron, Kent state university, and Youngstown state university, 1325  
for a term of nine years ending on the first day of May; except 1326  
that the term of those first appointed by the several boards of 1327  
trustees shall expire on the first day of May next following 1328  
their appointment. Vacancies shall be filled for the unexpired 1329  
term in the manner provided for original appointment. The 1330  
trustees shall receive no compensation for their services but 1331  
shall be paid their reasonable necessary expenses while engaged 1332

in the discharge of their official duties. A majority of the 1333  
board constitutes a quorum. 1334

(2) Beginning December 22, 2008, the government of the 1335  
northeast Ohio medical university is vested in a board of eleven 1336  
trustees, who shall be appointed by the governor, with the 1337  
advice and consent of the senate. Two of the trustees shall be 1338  
current students of the medical university, and their selection 1339  
and terms shall be in accordance with division (B) of this 1340  
section. ~~Except~~ For trustees appointed prior to July 1, 2025, 1341  
except as provided in division (A) (3) of this section and except 1342  
for the student members, terms of office shall be for nine 1343  
years. For trustees appointed on or after July 1, 2025, except 1344  
for the student members, terms of office shall be for six years. 1345  
Each trustee shall hold office from the date of appointment 1346  
until the end of the term for which the trustee was appointed. 1347  
Any trustee appointed to fill a vacancy occurring prior to the 1348  
expiration of the term for which the trustee's predecessor was 1349  
appointed shall hold office for the remainder of such term. Any 1350  
trustee shall continue in office subsequent to the expiration 1351  
date of the trustee's term until the trustee's successor takes 1352  
office, or until a period of sixty days has elapsed, whichever 1353  
occurs first. ~~No person who has served a full nine-year term or~~ 1354  
~~more than six years of such a term shall be eligible for~~ 1355  
~~reappointment until a period of four years has elapsed since the~~ 1356  
~~last day of the term for which the person previously served. The~~ 1357  
trustees shall receive no compensation for their services but 1358  
shall be paid their reasonable necessary expenses while engaged 1359  
in the discharge of their official duties. A majority of the 1360  
board constitutes a quorum. 1361

(3) Not later than December 22, 2008, the governor, with 1362  
the advice and consent of the senate, shall appoint the two 1363

student trustees and successors for the trustees serving under 1364  
division (A) (1) of this section. Except for the student 1365  
trustees, who shall serve terms pursuant to division (B) of this 1366  
section, the initial terms of office for trustees appointed 1367  
under division (A) (2) of this section shall be as follows: one 1368  
term ending September 23, 2009; one term ending September 23, 1369  
2010; one term ending September 23, 2011; one term ending 1370  
September 23, 2012; one term ending September 23, 2013; one term 1371  
ending September 23, 2014; one term ending September 23, 2015; 1372  
one term ending September 23, 2016; one term ending September 1373  
23, 2017. Thereafter, for trustees appointed prior to July 1, 1374  
2025, terms of office shall be for nine years, as provided in 1375  
division (A) (2) of this section. For trustees appointed on or 1376  
after July 1, 2025, terms of office shall be for six years, as 1377  
provided in division (A) (2) of this section. 1378

(B) The student members of the board of trustees of the 1379  
northeast Ohio medical university have no voting power on the 1380  
board. Student members shall not be considered as members of the 1381  
board in determining whether a quorum is present. Student 1382  
members shall not be entitled to attend executive sessions of 1383  
the board. The student members of the board shall be appointed 1384  
by the governor, with the advice and consent of the senate, from 1385  
a group of five candidates selected pursuant to a procedure 1386  
adopted by the university's student governments and approved by 1387  
the university's board of trustees. The initial term of office 1388  
of one of the student members shall commence December 22, 2008, 1389  
and shall expire on June 30, 2009, and the initial term of 1390  
office of the other student member shall commence December 22, 1391  
2008, and shall expire on June 30, 2010. Thereafter, terms of 1392  
office of student members shall be for two years, each term 1393  
ending on the same day of the same month of the year as the term 1394



it succeeds. In the event that a student member cannot fulfill a 1395  
two-year term, a replacement shall be selected to fill the 1396  
unexpired term in the same manner used to make the original 1397  
selection. 1398

**Sec. 3352.01.** (A) There is hereby created a state 1399  
university to be known as "Wright state university." The 1400  
government of Wright state university is vested in a board of 1401  
eleven trustees, who shall be appointed by the governor, with 1402  
the advice and consent of the senate. Two of the trustees shall 1403  
be students at Wright state university, and their selection and 1404  
terms shall be in accordance with division (B) of this section. 1405  
~~Except~~ For trustees appointed prior to July 1, 2025, except for 1406  
the terms of student members, terms of office shall be for nine 1407  
years, commencing on the first day of July and ending on the 1408  
thirtieth day of June. For trustees appointed on or after July 1409  
1, 2025, except for the terms of student members, terms of 1410  
office shall be for six years, commencing on the first day of 1411  
July and ending on the thirtieth day of June. Each trustee shall 1412  
hold office from the date of appointment until the end of the 1413  
term for which the trustee was appointed. Any trustee appointed 1414  
to fill a vacancy occurring prior to the expiration of the term 1415  
for which the trustee's predecessor was appointed shall hold 1416  
office for the remainder of such term. Any trustee shall 1417  
continue in office subsequent to the expiration date of the 1418  
trustee's term until the trustee's successor takes office, or 1419  
until a period of sixty days has elapsed, whichever occurs 1420  
first. ~~No person who has served a full nine-year term or more~~ 1421  
~~than six years of such a term shall be eligible for~~ 1422  
~~reappointment until a period of four years has elapsed since the~~ 1423  
~~last day of the term for which the person previously served.~~ The 1424  
trustees shall receive no compensation for their services but 1425

shall be paid their reasonable necessary expenses while engaged 1426  
in the discharge of their official duties. A majority of the 1427  
board constitutes a quorum. 1428

(B) The student members of the board of trustees of Wright 1429  
state university have no voting power on the board. Student 1430  
members shall not be considered as members of the board in 1431  
determining whether a quorum is present. Student members shall 1432  
not be entitled to attend executive sessions of the board. The 1433  
student members of the board shall be appointed by the governor, 1434  
with the advice and consent of the senate, from a group of five 1435  
candidates selected pursuant to a procedure adopted by the 1436  
university's student governments and approved by the 1437  
university's board of trustees. The initial term of office of 1438  
one of the student members shall commence on July 1, 1988, and 1439  
shall expire on June 30, 1989, and the initial term of office of 1440  
the other student member shall commence on July 1, 1988, and 1441  
shall expire on June 30, 1990. Thereafter, terms of office of 1442  
student members shall be for two years, each term ending on the 1443  
same day of the same month of the year as the term it succeeds. 1444  
In the event that a student member cannot fulfill a two-year 1445  
term, a replacement shall be selected to fill the unexpired term 1446  
in the same manner used to make the original selection. 1447

**Sec. 3356.01.** (A) There is hereby created Youngstown state 1448  
university. The government of Youngstown state university is 1449  
vested in a board of eleven trustees, who shall be appointed by 1450  
the governor, with the advice and consent of the senate. Two of 1451  
the trustees shall be students at Youngstown state university, 1452  
and their selection and terms shall be in accordance with 1453  
division (B) of this section. ~~Except~~ For trustees appointed 1454  
prior to July 1, 2025, except for the terms of student members, 1455  
terms of office shall be for nine years, commencing on the 1456

second day of May and ending on the first day of May. For 1457  
trustees appointed on or after July 1, 2025, except for the 1458  
terms of student members, terms of office shall be for six 1459  
years, commencing on the second day of May and ending on the 1460  
first day of May. Each trustee shall hold office from the date 1461  
of appointment until the end of the term for which the trustee 1462  
was appointed. Any trustee appointed to fill a vacancy occurring 1463  
prior to the expiration of the term for which the trustee's 1464  
predecessor was appointed shall hold office for the remainder of 1465  
such term. Any trustee shall continue in office subsequent to 1466  
the expiration date of the trustee's term until the trustee's 1467  
successor takes office, or until a period of sixty days has 1468  
elapsed, whichever occurs first. ~~No person who has served a full~~ 1469  
~~nine-year term or more than six years of such a term shall be~~ 1470  
~~eligible to reappointment until a period of four years has~~ 1471  
~~elapsed since the last day of the term for which the person~~ 1472  
~~previously served.~~ The trustees shall receive no compensation 1473  
for their services but shall be paid their reasonable necessary 1474  
expenses while engaged in the discharge of their duties. A 1475  
majority of the board constitutes a quorum. 1476

(B) The student members of the board of trustees of 1477  
Youngstown state university have no voting power on the board. 1478  
Student members shall not be considered as members of the board 1479  
in determining whether a quorum is present. Student members 1480  
shall not be entitled to attend executive sessions of the board. 1481  
The student members of the board shall be appointed by the 1482  
governor, with the advice and consent of the senate, from a 1483  
group of five candidates selected pursuant to a procedure 1484  
adopted by the university's student governments and approved by 1485  
the university's board of trustees. The initial term of office 1486  
of one of the student members shall commence on May 2, 1988, and 1487

shall expire on May 1, 1989, and the initial term of office of 1488  
the other student member shall commence on May 2, 1988, and 1489  
expire on May 1, 1990. Thereafter, terms of office of student 1490  
members shall be for two years, each term ending on the same day 1491  
of the same month of the year as the term it succeeds. In the 1492  
event that a student member cannot fulfill a two-year term, a 1493  
replacement shall be selected to fill the unexpired term in the 1494  
same manner used to make the original selection. 1495

**Sec. 3359.01.** (A) There is hereby created a state 1496  
university to be known as "The University of Akron." The 1497  
government of the university of Akron is vested in a board of 1498  
eleven trustees who shall be appointed by the governor, with the 1499  
advice and consent of the senate. Two of the trustees shall be 1500  
students at the university of Akron, and their selection and 1501  
terms shall be in accordance with division (B) of this section. 1502  
~~Except for trustees appointed prior to July 1, 2025, except for~~ 1503  
the terms of student members, terms of office shall be for nine 1504  
years, commencing on the second day of July and ending on the 1505  
first day of July. For trustees appointed on or after July 1, 1506  
2025, except for the terms of student members, terms of office 1507  
shall be for six years. Each trustee shall hold office from the 1508  
date of appointment until the end of the term for which the 1509  
trustee was appointed. Any trustee appointed to fill a vacancy 1510  
occurring prior to the expiration of the term for which the 1511  
trustee's predecessor was appointed shall hold office for the 1512  
remainder of such term. Any trustee shall continue in office 1513  
subsequent to the expiration date of the trustee's term until 1514  
the trustee's successor takes office, or until a period of sixty 1515  
days has elapsed, whichever occurs first. ~~No person who has~~ 1516  
~~served a full nine-year term or more than six years of such a~~ 1517  
~~term shall be eligible for reappointment until a period of four~~ 1518

~~years has elapsed since the last day of the term for which the~~ 1519  
~~person previously served.~~ The trustees shall receive no 1520  
compensation for their services but shall be paid their 1521  
reasonable necessary expenses while engaged in the discharge of 1522  
their official duties. A majority of the board constitutes a 1523  
quorum. 1524

(B) The student members of the board of trustees of the 1525  
university of Akron have no voting power on the board. Student 1526  
members shall not be considered as members of the board in 1527  
determining whether a quorum is present. Student members shall 1528  
not be entitled to attend executive sessions of the board. The 1529  
student members of the board shall be appointed by the governor, 1530  
with the advice and consent of the senate, from a group of five 1531  
candidates selected pursuant to a procedure adopted by the 1532  
university's student governments and approved by the 1533  
university's board of trustees. The initial term of office of 1534  
one of the student members shall commence on July 2, 1988, and 1535  
shall expire on July 1, 1989, and the initial term of office of 1536  
the other student member shall commence on July 2, 1988, and 1537  
expire on July 1, 1990. Thereafter, terms of office of student 1538  
members shall be for two years, each term ending on the same day 1539  
of the same month of the year as the term it succeeds. In the 1540  
event that a student member cannot fulfill a two-year term, a 1541  
replacement shall be selected to fill the unexpired term in the 1542  
same manner used to make the original selection. 1543

**Sec. 3361.01.** (A) There is hereby created a state 1544  
university to be known as the "university of Cincinnati." The 1545  
government of the university of Cincinnati is vested in a board 1546  
of eleven trustees who shall be appointed by the governor with 1547  
the advice and consent of the senate. Two of the trustees shall 1548  
be students at the university of Cincinnati, and their selection 1549

and terms shall be in accordance with division (B) of this 1550  
section. The terms of the first nine members of the board of 1551  
trustees shall commence upon the effective date of the transfer 1552  
of assets of the state-affiliated university of Cincinnati to 1553  
the university of Cincinnati hereby created. One of such 1554  
trustees shall be appointed for a term ending on the first day 1555  
of January occurring at least twelve months after such date of 1556  
transfer, and each of the other trustees shall be appointed for 1557  
respective terms ending on each succeeding first day of January, 1558  
so that one term will expire on each first day of January after 1559  
expiration of the shortest term. ~~Except~~ For trustees appointed 1560  
prior to July 1, 2025, except for the two student trustees, each 1561  
successor trustee shall be appointed for a term ending on the 1562  
first day of January, nine years from the expiration date of the 1563  
term the trustee succeeds, except that any person appointed to 1564  
fill a vacancy shall be appointed to serve only for the 1565  
unexpired term. For trustees appointed on or after July 1, 2025, 1566  
except for the two student trustees, each trustee shall be 1567  
appointed for a term ending on the first day of January, six 1568  
years from the expiration date of the term the trustee succeeds, 1569  
except that any person appointed to fill a vacancy shall be 1570  
appointed to serve only for the unexpired term. 1571

Any trustee shall continue in office subsequent to the 1572  
expiration date of the trustee's term until the trustee's 1573  
successor takes office, or until a period of sixty days has 1574  
elapsed, whichever occurs first. 1575

~~No person who has served a full nine-year term or longer~~ 1576  
~~or more than six years of such a term shall be eligible to~~ 1577  
~~reappointment until a period of four years has elapsed since the~~ 1578  
~~last day of the term for which the person previously served.~~ 1579

The trustees shall receive no compensation for their 1580  
services but shall be paid their reasonable necessary expenses 1581  
while engaged in the discharge of their official duties. A 1582  
majority of the board constitutes a quorum. 1583

(B) The student members of the board of trustees of the 1584  
university of Cincinnati have no voting power on the board. 1585  
Student members shall not be considered as members of the board 1586  
in determining whether a quorum is present. Student members 1587  
shall not be entitled to attend executive sessions of the board. 1588  
The student members of the board shall be appointed by the 1589  
governor, with the advice and consent of the senate, from a 1590  
group of five candidates selected pursuant to a procedure 1591  
adopted by the university's student governments and approved by 1592  
the university's board of trustees. The initial term of office 1593  
of one of the student members shall commence on May 14, 1988, 1594  
and shall expire on May 13, 1989, and the initial term of office 1595  
of the other student member shall commence on May 14, 1988, 1596  
and expire on May 13, 1990. Thereafter, terms of office of student 1597  
members shall be for two years, each term ending on the same day 1598  
of the same month of the year as the term it succeeds. In the 1599  
event that a student cannot fulfill a two-year term, a 1600  
replacement shall be selected to fill the unexpired term in the 1601  
same manner used to make the original selection. 1602

**Sec. 3362.01.** (A) There is hereby created a state 1603  
university to be known as "Shawnee state university." The 1604  
government of Shawnee state university is vested in a board of 1605  
eleven trustees who shall be appointed by the governor with the 1606  
advice and consent of the senate. Two of the trustees shall be 1607  
students at Shawnee state university, and their selection and 1608  
terms shall be in accordance with division (B) of this section. 1609  
The remaining trustees shall be appointed as follows: one for a 1610

term of one year, one for a term of two years, one for a term of 1611  
three years, one for a term of four years, one for a term of 1612  
five years, one for a term of six years, one for a term of seven 1613  
years, one for a term of eight years, and one for a term of nine 1614  
years. Thereafter, for trustees appointed prior to July 1, 2025, 1615  
terms shall be for nine years. For trustees appointed on or 1616  
after July 1, 2025, terms shall be for six years. All terms of 1617  
office shall commence on the first day of July and end on the 1618  
thirtieth day of June. 1619

Each trustee shall hold office from the date of 1620  
appointment until the end of the term for which the trustee was 1621  
appointed. Any trustee appointed to fill a vacancy occurring 1622  
prior to the expiration of the term for which the trustee's 1623  
predecessor was appointed shall hold office for the remainder of 1624  
such term. Any trustee shall continue in office subsequent to 1625  
the expiration date of the trustee's term until the trustee's 1626  
successor takes office, or until a period of sixty days has 1627  
elapsed, whichever occurs first. ~~No person who has served a full~~ 1628  
~~nine-year term or more than six years of such a term shall be~~ 1629  
~~eligible for reappointment until a period of four years has~~ 1630  
~~elapsed since the last day of the term for which the person~~ 1631  
~~previously served.~~ 1632

The trustees shall receive no compensation for their 1633  
services but shall be paid their reasonable and necessary 1634  
expenses while engaged in the discharge of their official 1635  
duties. 1636

A majority of the board constitutes a quorum. 1637

(B) The student members of the board of trustees of 1638  
Shawnee state university have no voting power on the board. 1639  
Student members shall not be considered as members of the board 1640



in determining whether a quorum is present. Student members 1641  
shall not be entitled to attend executive sessions of the board. 1642  
The student members of the board shall be appointed by the 1643  
governor, with the advice and consent of the senate, from a 1644  
group of five candidates selected pursuant to a procedure 1645  
adopted by the university's student governments and approved by 1646  
the university's board of trustees. The initial term of office 1647  
of one of the student members shall commence on July 1, 1988, 1648  
and shall expire on June 30, 1989, and the initial term of 1649  
office of the other student member shall commence on July 1, 1650  
1988, and expire on June 30, 1990. Thereafter, terms of office 1651  
of student members shall be for two years, each term ending on 1652  
the same day of the same month of the year as the term it 1653  
succeeds. In the event a student member cannot fulfill a two- 1654  
year term, a replacement shall be selected to fill the unexpired 1655  
term in the same manner used to make the original selection. 1656

**Sec. 3364.01.** (A) The university of Toledo, as authorized 1657  
under former Chapter 3360. of the Revised Code, and the medical 1658  
university of Ohio at Toledo, as authorized under former 1659  
sections 3350.01 to 3350.05 of the Revised Code, shall be 1660  
combined as one state university to be known as the "university 1661  
of Toledo." 1662

(B) (1) The government of the combined university of Toledo 1663  
is vested in a board of trustees which, except as prescribed in 1664  
division (B) (2) of this section, shall be appointed by the 1665  
governor with the advice and consent of the senate. The initial 1666  
board of trustees of the combined university shall be as 1667  
prescribed in division (B) (2) of this section. After the 1668  
abolishment of offices as prescribed in division (B) (2) (a) of 1669  
this section, the board of trustees of the combined university 1670  
shall consist of nine voting members, who, if appointed prior to 1671

July 1, 2025, shall serve for terms of nine years, or, if 1672  
appointed on or after July 1, 2025, shall serve for terms of six 1673  
years, and two nonvoting members, who shall be students of the 1674  
combined university and who shall serve for terms of two years. 1675  
Terms of office of trustees shall begin on the second day of 1676  
July and end on the first day of July. 1677

(2) The initial board of trustees of the combined 1678  
university shall consist of seventeen voting members who are the 1679  
eight members who made up the board of trustees of the medical 1680  
university of Ohio at Toledo prior to May 1, 2006, under former 1681  
section 3350.01 of the Revised Code, and whose terms would 1682  
expire under that section after May 1, 2006; the eight voting 1683  
members who made up the board of trustees of the university of 1684  
Toledo, under former section 3360.01 of the Revised Code, and 1685  
whose terms would expire under that section after July 1, 2006; 1686  
and one additional member appointed by the governor with the 1687  
advice and consent of the senate. The terms of office, 1688  
abolishment of office, and succession of the voting members of 1689  
the initial board shall be as prescribed in division (B) (2) (a) 1690  
of this section. The initial board also shall consist of two 1691  
nonvoting members who are students of the combined university, 1692  
as prescribed in division (B) (2) (b) of this section. 1693

(a) The term of office of the voting member of the initial 1694  
board of trustees of the combined university who was not 1695  
formerly a member of either the board of trustees of the medical 1696  
university of Ohio at Toledo or the board of trustees of the 1697  
university of Toledo shall be for nine years, beginning on July 1698  
2, 2006, and ending on July 1, 2015. 1699

The terms of office of the sixteen other voting members of 1700  
the initial board of trustees shall expire on July 1 of the year 1701

they otherwise would expire under former section 3350.01 or 1702  
3360.01 of the Revised Code. 1703

The office of one voting member whose term expires on July 1704  
1, 2007, shall be abolished on that date. The governor, with the 1705  
advice and consent of the senate, shall appoint a successor to 1706  
the office of the other voting member whose term expires on that 1707  
date to a nine-year term beginning on July 2, 2007. 1708

The office of one voting member whose term expires on July 1709  
1, 2008, shall be abolished on that date. The governor, with the 1710  
advice and consent of the senate, shall appoint a successor to 1711  
the office of the other voting member whose term expires on that 1712  
date to a nine-year term beginning on July 2, 2008. 1713

The office of one voting member whose term expires on July 1714  
1, 2009, shall be abolished on that date. The governor, with the 1715  
advice and consent of the senate, shall appoint a successor to 1716  
the office of the other voting member whose term expires on that 1717  
date to a nine-year term beginning on July 2, 2009. 1718

The office of one voting member whose term expires on July 1719  
1, 2010, shall be abolished on that date. The governor, with the 1720  
advice and consent of the senate, shall appoint a successor to 1721  
the office of the other voting member whose term expires on that 1722  
date to a nine-year term beginning on July 2, 2010. 1723

The office of one voting member whose term expires on July 1724  
1, 2011, shall be abolished on that date. The governor, with the 1725  
advice and consent of the senate, shall appoint a successor to 1726  
the office of the other voting member whose term expires on that 1727  
date to a nine-year term beginning on July 2, 2011. 1728

The office of one voting member whose term expires on July 1729  
1, 2012, shall be abolished on that date. The governor, with the 1730

advice and consent of the senate, shall appoint a successor to 1731  
the office of the other voting member whose term expires on that 1732  
date to a nine-year term beginning on July 2, 2012. 1733

The office of one voting member whose term expires on July 1734  
1, 2013, shall be abolished on that date. The governor, with the 1735  
advice and consent of the senate, shall appoint a successor to 1736  
the office of the other voting member whose term expires on that 1737  
date to a nine-year term beginning on July 2, 2013. 1738

The office of one voting member whose term expires on July 1739  
1, 2014, shall be abolished on that date. The governor, with the 1740  
advice and consent of the senate, shall appoint a successor to 1741  
the office of the other voting member whose term expires on that 1742  
date to a nine-year term beginning on July 2, 2014. 1743

The governor, with the advice and consent of the senate, 1744  
shall appoint a successor to the office of the voting member 1745  
whose term expires on July 1, 2015, to a nine-year term 1746  
beginning on July 2, 2015. 1747

Thereafter the terms of office of all subsequent voting 1748  
members of the board of trustees who are appointed prior to July 1749  
1, 2025, shall be for nine years beginning on the second day of 1750  
July and ending on the first day of July. The terms of office 1751  
for voting members of the board of trustees who are appointed on 1752  
or after July 1, 2025, shall be for six years beginning on the 1753  
second day of July and ending on the first day of July. 1754

(b) One of the student members of the initial board of 1755  
trustees shall be the student member of the former university of 1756  
Toledo board of trustees, appointed under former section 3360.01 1757  
of the Revised Code, whose term would expire under that section 1758  
on July 1, 2007. The term of that student member shall expire on 1759

July 1, 2007. The other student member shall be a new appointee, 1760  
representing the portion of the combined university that made up 1761  
the former medical university of Ohio at Toledo, appointed to a 1762  
two-year term beginning on July 2, 2006, and ending on July 1, 1763  
2008. That student trustee shall be appointed by the governor, 1764  
with the advice and consent of the senate, from a group of three 1765  
candidates selected pursuant to a procedure adopted by the 1766  
university's student governments and approved by the 1767  
university's board of trustees. Thereafter appointment and terms 1768  
of office of student members of the board of trustees shall be 1769  
as prescribed by division (B) (3) of this section. 1770

(3) The student members of the board of trustees of the 1771  
combined university shall be appointed by the governor, with the 1772  
advice and consent of the senate, from a group of six candidates 1773  
selected pursuant to a procedure adopted by the university's 1774  
student governments and approved by the university's board of 1775  
trustees. Terms of office of student members shall be for two 1776  
years, each term ending on the same day of the same month of the 1777  
year as the term it succeeds. In the event that a student member 1778  
cannot fulfill a two-year term, a replacement shall be selected 1779  
to fill the unexpired term in the same manner used to make the 1780  
original selection. 1781

(4) Each trustee shall hold office from the date of 1782  
appointment until the end of the term for which the trustee was 1783  
appointed. Any trustee appointed to fill a vacancy occurring 1784  
prior to the expiration of the term for which the trustee's 1785  
predecessor was appointed shall hold office for the remainder of 1786  
such term. Any trustee shall continue in office subsequent to 1787  
the expiration date of the trustee's term until the trustee's 1788  
successor takes office, or until a period of sixty days has 1789  
elapsed, whichever occurs first. 1790

~~(5) No person who has served as a voting member of the board of trustees for a full nine-year term or more than six years of such a term and no person who is a voting member of the initial board of trustees as prescribed in division (B) (2) (a) of this section is eligible for reappointment to the board until a period of four years has elapsed since the last day of the term for which the person previously served.~~

~~No person who served as a voting member of the board of trustees of the former university of Toledo, as authorized under former Chapter 3360. of the Revised Code, for a full nine-year term or more than six years of such a term, and no person who served on the board of trustees of the former medical university of Ohio at Toledo, as authorized under former sections 3350.01 to 3350.05 of the Revised Code, for a full nine-year term or more than six years of such a term is eligible for appointment to the board of trustees of the combined university until a period of four years has elapsed since the last day of the term for which the person previously served.~~

(C) The trustees shall receive no compensation for their services but shall be paid their reasonable necessary expenses while engaged in the discharge of their official duties. A majority of the board constitutes a quorum. The student members of the board have no voting power on the board. Student members shall not be considered as members of the board in determining whether a quorum is present. Student members shall not be entitled to attend executive sessions of the board.

**Sec. 4117.14.** (A) The procedures contained in this section govern the settlement of disputes between an exclusive representative and a public employer concerning the termination or modification of an existing collective bargaining agreement

or negotiation of a successor agreement, or the negotiation of 1821  
an initial collective bargaining agreement. 1822

(B) (1) In those cases where there exists a collective 1823  
bargaining agreement, any public employer or exclusive 1824  
representative desiring to terminate, modify, or negotiate a 1825  
successor collective bargaining agreement shall: 1826

(a) Serve written notice upon the other party of the 1827  
proposed termination, modification, or successor agreement. The 1828  
party must serve the notice not less than sixty days prior to 1829  
the expiration date of the existing agreement or, in the event 1830  
the existing collective bargaining agreement does not contain an 1831  
expiration date, not less than sixty days prior to the time it 1832  
is proposed to make the termination or modifications or to make 1833  
effective a successor agreement. 1834

(b) Offer to bargain collectively with the other party for 1835  
the purpose of modifying or terminating any existing agreement 1836  
or negotiating a successor agreement; 1837

(c) Notify the state employment relations board of the 1838  
offer by serving upon the board a copy of the written notice to 1839  
the other party and a copy of the existing collective bargaining 1840  
agreement. 1841

(2) In the case of initial negotiations between a public 1842  
employer and an exclusive representative, where a collective 1843  
bargaining agreement has not been in effect between the parties, 1844  
any party may serve notice upon the board and the other party 1845  
setting forth the names and addresses of the parties and 1846  
offering to meet, for a period of ninety days, with the other 1847  
party for the purpose of negotiating a collective bargaining 1848  
agreement. 1849

If the settlement procedures specified in divisions (B), 1850  
(C), and (D) of this section govern the parties, where those 1851  
procedures refer to the expiration of a collective bargaining 1852  
agreement, it means the expiration of the sixty-day period to 1853  
negotiate a collective bargaining agreement referred to in this 1854  
subdivision, or in the case of initial negotiations, it means 1855  
the ninety-day period referred to in this subdivision. 1856

(3) The parties shall continue in full force and effect 1857  
all the terms and conditions of any existing collective 1858  
bargaining agreement, without resort to strike or lock-out, for 1859  
a period of sixty days after the party gives notice or until the 1860  
expiration date of the collective bargaining agreement, 1861  
whichever occurs later, or for a period of ninety days where 1862  
applicable. 1863

(4) Upon receipt of the notice, the parties shall enter 1864  
into collective bargaining. 1865

(C) In the event the parties are unable to reach an 1866  
agreement, they may submit, at any time prior to forty-five days 1867  
before the expiration date of the collective bargaining 1868  
agreement, the issues in dispute to any mutually agreed upon 1869  
dispute settlement procedure which supersedes the procedures 1870  
contained in this section. 1871

(1) The procedures may include: 1872

(a) Conventional arbitration of all unsettled issues; 1873

(b) Arbitration confined to a choice between the last 1874  
offer of each party to the agreement as a single package; 1875

(c) Arbitration confined to a choice of the last offer of 1876  
each party to the agreement on each issue submitted; 1877



(d) The procedures described in division (C) (1) (a), (b), 1878  
or (c) of this section and including among the choices for the 1879  
arbitrator, the recommendations of the fact finder, if there are 1880  
recommendations, either as a single package or on each issue 1881  
submitted; 1882

(e) Settlement by a citizens' conciliation council 1883  
composed of three residents within the jurisdiction of the 1884  
public employer. The public employer shall select one member and 1885  
the exclusive representative shall select one member. The two 1886  
members selected shall select the third member who shall chair 1887  
the council. If the two members cannot agree upon a third member 1888  
within five days after their appointments, the board shall 1889  
appoint the third member. Once appointed, the council shall make 1890  
a final settlement of the issues submitted to it pursuant to 1891  
division (G) of this section. 1892

(f) Any other dispute settlement procedure mutually agreed 1893  
to by the parties. 1894

(2) If, fifty days before the expiration date of the 1895  
collective bargaining agreement, the parties are unable to reach 1896  
an agreement, any party may request the state employment 1897  
relations board to intervene. The request shall set forth the 1898  
names and addresses of the parties, the issues involved, and, if 1899  
applicable, the expiration date of any agreement. 1900

The board shall intervene and investigate the dispute to 1901  
determine whether the parties have engaged in collective 1902  
bargaining. 1903

If an impasse exists or forty-five days before the 1904  
expiration date of the collective bargaining agreement if one 1905  
exists, the board shall appoint a mediator to assist the parties 1906

in the collective bargaining process. 1907

(3) Any time after the appointment of a mediator, either 1908  
party may request the appointment of a fact-finding panel. 1909  
Within fifteen days after receipt of a request for a fact- 1910  
finding panel, the board shall appoint a fact-finding panel of 1911  
not more than three members who have been selected by the 1912  
parties in accordance with rules established by the board, from 1913  
a list of qualified persons maintained by the board. 1914

(a) The fact-finding panel shall, in accordance with rules 1915  
and procedures established by the board that include the 1916  
regulation of costs and expenses of fact-finding, gather facts 1917  
and make recommendations for the resolution of the matter. The 1918  
board shall by its rules require each party to specify in 1919  
writing the unresolved issues and its position on each issue to 1920  
the fact-finding panel. The fact-finding panel shall make final 1921  
recommendations as to all the unresolved issues. 1922

(b) The board may continue mediation, order the parties to 1923  
engage in collective bargaining until the expiration date of the 1924  
agreement, or both. 1925

(4) The following guidelines apply to fact-finding: 1926

(a) The fact-finding panel may establish times and place 1927  
of hearings which shall be, where feasible, in the jurisdiction 1928  
of the state. 1929

(b) The fact-finding panel shall conduct the hearing 1930  
pursuant to rules established by the board. 1931

(c) Upon request of the fact-finding panel, the board 1932  
shall issue subpoenas for hearings conducted by the panel. 1933

(d) The fact-finding panel may administer oaths. 1934

(e) The board shall prescribe guidelines for the fact-finding panel to follow in making findings. In making its recommendations, the fact-finding panel shall take into consideration the factors listed in divisions (G) (7) (a) to (f) of this section.

(f) The fact-finding panel may attempt mediation at any time during the fact-finding process. From the time of appointment until the fact-finding panel makes a final recommendation, it shall not discuss the recommendations for settlement of the dispute with parties other than the direct parties to the dispute.

(5) The fact-finding panel, acting by a majority of its members, shall transmit its findings of fact and recommendations on the unresolved issues to the public employer and employee organization involved and to the board no later than fourteen days after the appointment of the fact-finding panel, unless the parties mutually agree to an extension. The parties shall share the cost of the fact-finding panel in a manner agreed to by the parties.

(6) (a) Not later than seven days after the findings and recommendations are sent, the legislative body, by a three-fifths vote of its total membership, and in the case of the public employee organization, the membership, by a three-fifths vote of the total membership, may reject the recommendations; if neither rejects the recommendations, the recommendations shall be deemed agreed upon as the final resolution of the issues submitted and a collective bargaining agreement shall be executed between the parties, including the fact-finding panel's recommendations, except as otherwise modified by the parties by mutual agreement. If either the legislative body or the public

employee organization rejects the recommendations, the board 1965  
shall publicize the findings of fact and recommendations of the 1966  
fact-finding panel. The board shall adopt rules governing the 1967  
procedures and methods for public employees to vote on the 1968  
recommendations of the fact-finding panel. 1969

(b) As used in division (C) (6) (a) of this section, 1970  
"legislative body" means the controlling board when the state or 1971  
any of its agencies, authorities, commissions, boards, or other 1972  
branch of public employment is party to the fact-finding 1973  
process. 1974

(D) If the parties are unable to reach agreement within 1975  
seven days after the publication of findings and recommendations 1976  
from the fact-finding panel or the collective bargaining 1977  
agreement, if one exists, has expired, then the: 1978

(1) ~~Public employees, who are members of a police or fire 1979  
department, members of the state highway patrol, deputy 1980  
sheriffs, dispatchers employed by a police, fire, or sheriff's 1981  
department or the state highway patrol or civilian dispatchers 1982  
employed by a public employer other than a police, fire, or 1983  
sheriff's department to dispatch police, fire, sheriff's 1984  
department, or emergency medical or rescue personnel and units, 1985  
an exclusive nurse's unit, employees of Ohio deaf and blind 1986  
education services, employees of any public employee retirement 1987  
system, corrections officers, guards at penal or mental 1988  
institutions, special police officers appointed in accordance 1989  
with sections 5119.08 and 5123.13 of the Revised Code, 1990  
psychiatric attendants employed at mental health forensic 1991  
facilities, youth leaders employed at juvenile correctional 1992  
facilities, or members of a law enforcement security force that 1993  
is established and maintained exclusively by a board of county 1994~~

~~commissioners and whose members are employed by that~~ 1995  
~~board,~~ prohibited from striking under this division shall submit 1996  
the matter to a final offer settlement procedure pursuant to a 1997  
board order issued forthwith to the parties to settle by a 1998  
conciliator selected by the parties. The parties shall request 1999  
from the board a list of five qualified conciliators and the 2000  
parties shall select a single conciliator from the list by 2001  
alternate striking of names. If the parties cannot agree upon a 2002  
conciliator within five days after the board order, the board 2003  
shall on the sixth day after its order appoint a conciliator 2004  
from a list of qualified persons maintained by the board or 2005  
shall request a list of qualified conciliators from the American 2006  
arbitration association and appoint therefrom. 2007

The following public employees shall not strike: 2008

(a) Members of a police or fire department; 2009

(b) Members of the state highway patrol; 2010

(c) Deputy sheriffs; 2011

(d) Dispatchers employed by a police, fire, or sheriff's 2012  
department or the state highway patrol or civilian dispatchers 2013  
employed by a public employer other than a police, fire, or 2014  
sheriff's department to dispatch police, fire, sheriff's 2015  
department, or emergency medical or rescue personnel and units; 2016

(e) Members of an exclusive nurse's unit; 2017

(f) Employees of Ohio deaf and blind education services; 2018

(g) Employees of any public employee retirement system; 2019

(h) Corrections officers; 2020

(i) Guards at penal or mental institutions; 2021

<u>(j) Special police officers appointed in accordance with sections 5119.08 and 5123.13 of the Revised Code;</u>	2022
	2023
<u>(k) Psychiatric attendants employed at mental health forensic facilities;</u>	2024
	2025
<u>(l) Youth leaders employed at juvenile correctional facilities;</u>	2026
	2027
<u>(m) Members of a law enforcement security force that is established and maintained exclusively by a board of county commissioners and whose members are employed by that board;</u>	2028
	2029
	2030
<u>(n) Full-time faculty members of any state institution of higher education.</u>	2031
	2032
(2) Public employees other than those listed in division (D) (1) of this section have the right to strike under Chapter 4117. of the Revised Code provided that the employee organization representing the employees has given a ten-day prior written notice of an intent to strike to the public employer and to the board, and further provided that the strike is for full, consecutive work days and the beginning date of the strike is at least ten work days after the ending date of the most recent prior strike involving the same bargaining unit; however, the board, at its discretion, may attempt mediation at any time.	2033
	2034
	2035
	2036
	2037
	2038
	2039
	2040
	2041
	2042
	2043
(E) Nothing in this section shall be construed to prohibit the parties, at any time, from voluntarily agreeing to submit any or all of the issues in dispute to any other alternative dispute settlement procedure. An agreement or statutory requirement to arbitrate or to settle a dispute pursuant to a final offer settlement procedure and the award issued in accordance with the agreement or statutory requirement is	2044
	2045
	2046
	2047
	2048
	2049
	2050

enforceable in the same manner as specified in division (B) of 2051  
section 4117.09 of the Revised Code. 2052

(F) Nothing in this section shall be construed to prohibit 2053  
a party from seeking enforcement of a collective bargaining 2054  
agreement or a conciliator's award as specified in division (B) 2055  
of section 4117.09 of the Revised Code. 2056

(G) The following guidelines apply to final offer 2057  
settlement proceedings under division (D)(1) of this section: 2058

(1) The parties shall submit to final offer settlement 2059  
those issues that are subject to collective bargaining as 2060  
provided by section 4117.08 of the Revised Code and upon which 2061  
the parties have not reached agreement and other matters 2062  
mutually agreed to by the public employer and the exclusive 2063  
representative; except that the conciliator may attempt 2064  
mediation at any time. 2065

(2) The conciliator shall hold a hearing within thirty 2066  
days of the board's order to submit to a final offer settlement 2067  
procedure, or as soon thereafter as is practicable. 2068

(3) The conciliator shall conduct the hearing pursuant to 2069  
rules developed by the board. The conciliator shall establish 2070  
the hearing time and place, but it shall be, where feasible, 2071  
within the jurisdiction of the state. Not later than five 2072  
calendar days before the hearing, each of the parties shall 2073  
submit to the conciliator, to the opposing party, and to the 2074  
board, a written report summarizing the unresolved issues, the 2075  
party's final offer as to the issues, and the rationale for that 2076  
position. 2077

(4) Upon the request by the conciliator, the board shall 2078  
issue subpoenas for the hearing. 2079

- (5) The conciliator may administer oaths. 2080
- (6) The conciliator shall hear testimony from the parties 2081  
and provide for a written record to be made of all statements at 2082  
the hearing. The board shall submit for inclusion in the record 2083  
and for consideration by the conciliator the written report and 2084  
recommendation of the fact-finders. 2085
- (7) After hearing, the conciliator shall resolve the 2086  
dispute between the parties by selecting, on an issue-by-issue 2087  
basis, from between each of the party's final settlement offers, 2088  
taking into consideration the following: 2089
- (a) Past collectively bargained agreements, if any, 2090  
between the parties; 2091
- (b) Comparison of the issues submitted to final offer 2092  
settlement relative to the employees in the bargaining unit 2093  
involved with those issues related to other public and private 2094  
employees doing comparable work, giving consideration to factors 2095  
peculiar to the area and classification involved; 2096
- (c) The interests and welfare of the public, the ability 2097  
of the public employer to finance and administer the issues 2098  
proposed, and the effect of the adjustments on the normal 2099  
standard of public service; 2100
- (d) The lawful authority of the public employer; 2101
- (e) The stipulations of the parties; 2102
- (f) Such other factors, not confined to those listed in 2103  
this section, which are normally or traditionally taken into 2104  
consideration in the determination of the issues submitted to 2105  
final offer settlement through voluntary collective bargaining, 2106  
mediation, fact-finding, or other impasse resolution procedures 2107



in the public service or in private employment. 2108

(8) Final offer settlement awards made under Chapter 4117. 2109  
of the Revised Code are subject to Chapter 2711. of the Revised 2110  
Code. 2111

(9) If more than one conciliator is used, the 2112  
determination must be by majority vote. 2113

(10) The conciliator shall make written findings of fact 2114  
and promulgate a written opinion and order upon the issues 2115  
presented to the conciliator, and upon the record made before 2116  
the conciliator and shall mail or otherwise deliver a true copy 2117  
thereof to the parties and the board. 2118

(11) Increases in rates of compensation and other matters 2119  
with cost implications awarded by the conciliator may be 2120  
effective only at the start of the fiscal year next commencing 2121  
after the date of the final offer settlement award; provided 2122  
that if a new fiscal year has commenced since the issuance of 2123  
the board order to submit to a final offer settlement procedure, 2124  
the awarded increases may be retroactive to the commencement of 2125  
the new fiscal year. The parties may, at any time, amend or 2126  
modify a conciliator's award or order by mutual agreement. 2127

(12) The parties shall bear equally the cost of the final 2128  
offer settlement procedure. 2129

(13) Conciliators appointed pursuant to this section shall 2130  
be residents of the state. 2131

(H) All final offer settlement awards and orders of the 2132  
conciliator made pursuant to Chapter 4117. of the Revised Code 2133  
are subject to review by the court of common pleas having 2134  
jurisdiction over the public employer as provided in Chapter 2135  
2711. of the Revised Code. If the public employer is located in 2136

more than one court of common pleas district, the court of 2137  
common pleas in which the principal office of the chief 2138  
executive is located has jurisdiction. 2139

(I) The issuance of a final offer settlement award 2140  
constitutes a binding mandate to the public employer and the 2141  
exclusive representative to take whatever actions are necessary 2142  
to implement the award. 2143

**Sec. 4117.15.** (A) Whenever a strike by ~~members of a police~~ 2144  
~~or fire department, members of the state highway patrol, deputy~~ 2145  
~~sheriffs, dispatchers employed by a police, fire, or sheriff's~~ 2146  
~~department or the state highway patrol or civilian dispatchers~~ 2147  
~~employed by a public employer other than a police, fire, or~~ 2148  
~~sheriff's department to dispatch police, fire, sheriff's~~ 2149  
~~department, or emergency medical or rescue personnel and units,~~ 2150  
~~an exclusive nurse's unit, employees of Ohio deaf and blind~~ 2151  
~~education services, employees of any public employee retirement~~ 2152  
~~system, correction officers, guards at penal or mental~~ 2153  
~~institutions, or special police officers appointed in accordance~~ 2154  
~~with sections 5119.08 and 5123.13 of the Revised Code,~~ 2155  
~~psychiatric attendants employed at mental health forensic~~ 2156  
~~facilities, youth leaders employed at juvenile correctional~~ 2157  
~~facilities, or members of a law enforcement security force that~~ 2158  
~~is established and maintained exclusively by a board of county~~ 2159  
~~commissioners and whose members are employed by that board~~ 2160  
employees who are prohibited from striking under division (D) (1) 2161  
of section 4117.14 of the Revised Code, a strike by other public 2162  
employees during the pendency of the settlement procedures set 2163  
forth in section 4117.14 of the Revised Code, or a strike during 2164  
the term or extended term of a collective bargaining agreement 2165  
occurs, the public employer may seek an injunction against the 2166  
strike in the court of common pleas of the county in which the 2167

strike is located. 2168

(B) An unfair labor practice by a public employer is not a 2169  
defense to the injunction proceeding noted in division (A) of 2170  
this section. Allegations of unfair labor practices during the 2171  
settlement procedures set forth in section 4117.14 of the 2172  
Revised Code shall receive priority by the state employment 2173  
relations board. 2174

(C) No public employee is entitled to pay or compensation 2175  
from the public employer for the period engaged in any strike. 2176

**Section 2.** That existing sections 3335.02, 3335.09, 2177  
3337.01, 3339.01, 3341.02, 3343.02, 3344.01, 3345.45, 3350.10, 2178  
3352.01, 3356.01, 3359.01, 3361.01, 3362.01, 3364.01, 4117.14, 2179  
and 4117.15 of the Revised Code are hereby repealed. 2180

**Section 3.** That section 3333.045 of the Revised Code is 2181  
hereby repealed. 2182

**Section 4.** The Department of Higher Education shall 2183  
conduct a feasibility study about implementing bachelor's degree 2184  
programs that require three years to complete in this state. The 2185  
study shall investigate a variety of fields of study and 2186  
determine the feasibility of reducing specific course 2187  
requirements, quantity of electives, and total credit hours 2188  
required for graduation. However, the study shall not include 2189  
the use of College Credit Plus or any other current programs 2190  
used to accelerate degree programs. Finally, the study shall 2191  
present and evaluate potential issues related to accreditation. 2192

Not later than one year after the effective date of this 2193  
section, the Department shall submit to the General Assembly, in 2194  
accordance with section 101.68 of the Revised Code, a report 2195  
about the study's findings. 2196

**Section 5.** This act shall be known as The Advance Ohio  
Higher Education Act. 2197  
2198