

**As Passed by the House**

**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**

**Representatives Young, Williams, Barhorst, Bird, Click, Craig, Creech, Dean, Demetriou, Dovilla, Fischer, Fowler Arthur, Gross, Hall, T., Hiner, John, Jones, King, Lear, Lorenz, Mathews, A., Mathews, T., McClain, Miller, M., Newman, Plummer, Ritter, Robb Blasdel, Stewart, Thomas, D., Willis, Workman**

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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

<u>trustees;</u>	45
<u>(C) The duties of the executive committee of a board of</u>	46
<u>trustees;</u>	47
<u>(D) Professional accounting and reporting standards;</u>	48
<u>(E) Methods for meeting the statutory, regulatory, and</u>	49
<u>fiduciary obligations of a board of trustees;</u>	50
<u>(F) The requirements of the public records law;</u>	51
<u>(G) Institutional ethics and conflicts of interest;</u>	52
<u>(H) Creating and implementing institution-wide rules and</u>	53
<u>regulations;</u>	54
<u>(I) Business operations, administration, budgeting,</u>	55
<u>financing, financial reporting, and financial reserves,</u>	56
<u>including a segment on endowment management;</u>	57
<u>(J) Fixing student general and instructional fees, and</u>	58
<u>other necessary charges, including a review of student debt</u>	59
<u>trends;</u>	60
<u>(K) Overseeing planning, construction, maintenance,</u>	61
<u>expansion, and renovation projects that impact the state</u>	62
<u>institution's consolidated infrastructure, physical facilities,</u>	63
<u>and natural environment, including its lands, improvements, and</u>	64
<u>capital equipment;</u>	65
<u>(L) Workforce planning, strategy, and investment;</u>	66
<u>(M) Institutional advancement, including philanthropic</u>	67
<u>giving, fundraising initiatives, alumni programming,</u>	68
<u>communications and media, government and public relations, and</u>	69
<u>community affairs;</u>	70
<u>(N) Student welfare issues, including academic studies,</u>	71

curriculum, residence life, student governance and activities, 72  
and the general physical and psychological well-being of 73  
undergraduate and graduate students; 74

(O) Current national and state issues in higher education; 75

(P) Future national and state issues in higher education; 76

(Q) State and federal anti-discrimination laws and a state 77  
institution's obligations under sections 3345.0217, 3345.0218, 78  
and 3345.88 of the Revised Code. 79

**Sec. 3335.02.** (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. ~~Except~~ 86

(1) For trustees appointed prior to July 1, 2025, except 87  
as provided in division ~~(D)~~(C) of this section and except for 88  
the terms of student members, terms of office shall be for nine 89  
years, commencing on the fourteenth day of May and ending on the 90  
thirteenth day of May. 91

(2) For trustees appointed on or after July 1, 2025, 92  
except for the terms of student members, terms of office shall 93  
be for six years, commencing on the fourteenth day of May and 94  
ending on the thirteenth day of May. 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  
this amendment, the board of trustees shall adopt a resolution  
that does one of the following:~~ 133  
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~~(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  
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~~(2) Declares that student members do not have voting power  
on the board.~~ 141  
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~~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  
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~~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  
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~~Acceptance of such financial assistance or employment by a~~ 160

~~student trustee shall not be considered a violation of Chapter 161  
102. or section 2921.42 or 2921.43 of the Revised Code. 162~~

~~(D)(1)(C)(1)~~ (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 board of eleven trustees, who shall be appointed by the governor, with the advice and consent of the senate. Two of the trustees shall be students at Kent state university, and their selection and terms shall be in accordance with division (D) of this section. A majority of the board constitutes a quorum. ~~Except For trustees appointed prior to July 1, 2025, except for the terms of student members, terms of office shall be for nine years, commencing on the seventeenth day of May and ending on the sixteenth day of May. No person who has served a full nine-year term or more than six years of such a term shall be eligible for reappointment until a period of four years has elapsed since the last day of the term for which the person previously served.~~ For trustees appointed on or after July 1, 2025, except for the terms of student members, terms of office shall be for six years, commencing on the seventeenth day of May and ending on the sixteenth day of May.

(D) The student members of the board of trustees of Kent state university 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. The student members of the board shall be appointed by the governor, with the advice and consent of the senate, from a group of five candidates selected pursuant to a procedure adopted by the university's student governments and approved by the university's board of trustees. The initial term of office of one of the student members shall commence on May 17, 1988, and shall expire on May 16, 1989, and the initial term of office of the other student member shall commence on May 17, 1988, and expire on May 16, 1990. Thereafter, terms of office of student

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

<u>topics will be covered and when during the course they will be</u>	499
<u>covered;</u>	500
<u>(c) A list of any required or recommended readings for the</u>	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

this section shall remain posted on the state institution's web 553  
site for not less than two years after it was first posted. 554

(4) To the extent practicable, each state institution 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, unless the institution submits 626  
a written request for an exception to the chancellor of higher 627  
education because the institution determines the orientation or 628  
training course is exempt from that prohibition because all 629  
aspects of the orientation or course are required to do any of 630  
the following: 631

(I) Comply with state and federal laws or regulations; 632

(II) Comply with state or federal professional licensure 633  
requirements; 634

(III) Obtain or retain accreditation. 635

The exception request shall include an explanation of the 636  
circumstances and the effort made by the institution to comply 637  
with division (B) (1) (a) (i) of this section. 638

<u>(ii) The continuation of existing diversity, equity, and</u>	639
<u>inclusion offices or departments;</u>	640
<u>(iii) Establishing new diversity, equity, and inclusion</u>	641
<u>offices or departments;</u>	642
<u>(iv) Using diversity, equity, and inclusion in job</u>	643
<u>descriptions;</u>	644
<u>(v) Contracting with consultants or third-parties whose</u>	645
<u>role is or would be to promote admissions, hiring, or promotion</u>	646
<u>on the basis of race, ethnicity, religion, sex, sexual</u>	647
<u>orientation, gender identity, or gender expression;</u>	648
<u>(vi) The establishment of any new institutional</u>	649
<u>scholarships that use diversity, equity, and inclusion in any</u>	650
<u>manner. For any institutional scholarships existing on the</u>	651
<u>effective date of this section, a state institution shall, to</u>	652
<u>the extent possible, eliminate diversity, equity, and inclusion</u>	653
<u>requirements. If the state institution is unable to do so</u>	654
<u>because of donor requirements, the institution may continue to</u>	655
<u>offer those institutional scholarships. However, the state</u>	656
<u>institution shall not accept any additional funds for the</u>	657
<u>operation of institutional scholarships that have diversity,</u>	658
<u>equity, and inclusion requirements.</u>	659
<u>(b) A state institution shall not replace any orientation,</u>	660
<u>training, office, or position designated for the purpose of</u>	661
<u>diversity, equity, and inclusion that is prohibited under this</u>	662
<u>division with an orientation, training, office, or position</u>	663
<u>under a different designation that serves the same or similar</u>	664
<u>purposes, or that uses the same or similar means.</u>	665
<u>(c) In the event that the requirements to obtain a</u>	666
<u>research grant conflict with the prohibitions listed under</u>	667

division (B) (1) (a) of this section, a state institution shall 668  
endeavor, to the extent possible, to comply with division (B) (1) 669  
(a) of this section while retaining eligibility for the research 670  
grant, including by consulting with legal counsel. A state 671  
institution that is unable to comply with division (B) (1) (a) of 672  
this section with respect to a research grant shall submit a 673  
written request for an exception to the chancellor. The 674  
exception request shall include an explanation of the 675  
circumstances and the effort made by the state institution to 676  
comply with division (B) (1) (a) of this section while retaining 677  
eligibility for the research grant. 678

(d) Divisions (B) (1) (a) and (c) of this section do not 679  
apply to agreements or contracts regarding any research grants 680  
entered into prior to the effective date of this section. 681  
Divisions (B) (1) (a) and (c) of this section apply to any renewal 682  
of such agreements or contracts occurring on or after the 683  
effective date of this section. 684

(2) Affirm and declare that its primary function is to 685  
practice, or support the practice, discovery, improvement, 686  
transmission, and dissemination of knowledge and citizenship 687  
education by means of research, teaching, discussion, and 688  
debate; 689

(3) Affirm and declare that, to fulfill the function 690  
described in division (B) (2) of this section, the state 691  
institution shall ensure the fullest degree of intellectual 692  
diversity; 693

(4) Affirm and declare that faculty and staff shall allow 694  
and encourage students to reach their own conclusions about all 695  
controversial beliefs or policies and shall not seek to 696  
indoctrinate any social, political, or religious point of view; 697



(5) Demonstrate intellectual diversity for course approval, approval of courses to satisfy general education requirements, student course evaluations, common reading programs, annual reviews, strategic goals for each department, and student learning outcomes. 698  
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Divisions (B) (2) to (5) of this section do not apply to the exercise of professional judgment about how to accomplish intellectual diversity within an academic discipline, unless that exercise is misused to constrict intellectual diversity. 703  
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(6) Declare that it will not endorse or oppose, as an institution, any controversial belief or policy, except on matters that directly impact the institution's funding or mission of discovery, improvement, and dissemination of knowledge. The institution may also endorse the congress of the United States when it establishes a state of armed hostility against a foreign power. 707  
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This division does not include the recognition of national and state holidays, support for the Constitution and laws of the United States or the state of Ohio, or the display of the American or Ohio flag. 714  
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(7) Affirm and declare that the state institution will not encourage, discourage, require, or forbid students, faculty, or administrators to endorse, assent to, or publicly express a given ideology, political stance, or view of a social policy, nor will the institution require students to do any of those things to obtain an undergraduate or post-graduate degree. 718  
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Divisions (B) (6) and (7) of this section do not apply to the exercise of professional judgment about whether to endorse the consensus or foundational beliefs of an academic discipline, 724  
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unless that exercise is misused to take an action prohibited in 727  
division (B) (6) of this section. 728

(8) Prohibit political and ideological litmus tests in all 729  
hiring, promotion, and admissions decisions, including diversity 730  
statements and any other requirement that applicants describe 731  
their commitment to any ideology, principle, concept, or 732  
formulation that requires commitment to any controversial belief 733  
or policy; 734

(9) Affirm and declare that no hiring, promotion, or 735  
admissions process or decision shall encourage, discourage, 736  
require, or forbid students, faculty, or administrators to 737  
endorse, assent to, or publicly express a given ideology or 738  
political stance; 739

(10) Affirm and declare that the state institution will 740  
not use a diversity statement or any other assessment of an 741  
applicant's political or ideological views in any hiring, 742  
promotions, or admissions process or decision; 743

(11) Affirm and declare that no process or decision 744  
regulating conditions of work or study, such as committee 745  
assignments, course scheduling, or workload adjustment policies, 746  
shall encourage, discourage, require, or forbid students, 747  
faculty, or administrators to endorse, assent to, or publicly 748  
express a given ideology or political stance; 749

(12) Affirm and declare that the state institution will 750  
seek out invited speakers who have diverse ideological or 751  
political views; 752

(13) Post prominently on its web site a complete list of 753  
all speaker fees, honoraria, and other emoluments in excess of 754  
five hundred dollars for events that are sponsored by the state 755

<u>institution. That information shall be all of the following:</u>	756
<u>(a) Accessible from the main page of the institution's web site by use of not more than three links;</u>	757
<u>(b) Searchable by keywords and phrases;</u>	758
<u>(c) Accessible to the public without requiring user registration of any kind.</u>	759
<u>(C) Each state institution of higher education shall respond to complaints from any student, student group, or faculty member about an alleged violation of the prohibitions and requirements included in the policy adopted under this section using the process established under division (C) of section 3345.0215 of the Revised Code.</u>	760
<u>(D) (1) Nothing in this section prohibits faculty or students from classroom instruction, discussion, or debate, so long as faculty members allow students to express intellectual diversity.</u>	761
<u>(2) Nothing in this section prohibits a state institution of higher education from complying with any state or federal law to provide disability services or to permit student organizations, including fraternities and sororities.</u>	762
<u>(E) The general assembly may withhold or reduce any state operating subsidy payments, state capital improvement funds, or other state appropriation to a state institution of higher education if the general assembly determines the institution has failed to comply with the requirements established under this section.</u>	763
<b><u>Sec. 3345.0218. (A) As used in this section:</u></b>	764
<u>(1) "Intellectual diversity" has the same meaning as in</u>	765

section 3345.0217 of the Revised Code. 784

(2) "State institution of higher education" has the same 785  
meaning as in section 3345.011 of the Revised Code. 786

(B) Each state institution of higher education shall 787  
respond to complaints regarding any administrator, faculty 788  
member, staff, or student who interferes with the intellectual 789  
diversity rights, prescribed under section 3345.0217 of the 790  
Revised Code, of another using the process established under 791  
division (C) of section 3345.0215 of the Revised Code. 792

(C) Each state institution shall inform all of its 793  
students and employees of the protections afforded to them under 794  
section 3345.0217 of the Revised Code and any policies it has 795  
adopted to put them into practice, including by providing the 796  
information to new employees and to each student during any new 797  
student orientation the institution offers. 798

(D) Each state institution shall comply with any reporting 799  
guidelines established by the chancellor under section 3345.0219 800  
of the Revised Code regarding any violations of the intellectual 801  
diversity rights prescribed under section 3345.0217 of the 802  
Revised Code by any individual under the institution's 803  
jurisdiction and any consequent disciplinary sanctions issued 804  
for that violation. 805

**Sec. 3345.0219.** Each state institution of higher 806  
education, as defined in section 3345.011 of the Revised Code, 807  
shall comply with guidelines established by the chancellor of 808  
higher education when the institution adopts policies or issues 809  
reports under sections 3345.029, 3345.0217, 3345.0218, 3345.452, 810  
3345.453, 3345.454, 3345.591, 3345.80, and 3345.88 of the 811  
Revised Code. The guidelines shall address the form and manner 812

by which the state institution shall submit a policy or report 813  
to the chancellor when the institution is required to do so by 814  
one of those sections. The chancellor shall post each such 815  
policy or report that the chancellor receives on the 816  
chancellor's publicly accessible web site. 817

**Sec. 3345.382.** (A) As used in this section, "state 818  
institution of higher education" has the same meaning as in 819  
section 3345.011 of the Revised Code. 820

(B) Each state institution of higher education shall 821  
develop a course with not fewer than three credit hours in the 822  
subject area of American civic literacy. The course shall 823  
include a study of the American economic system and capitalism. 824  
The course shall comply with the criteria, policies, and 825  
procedures established under section 3333.16 of the Revised 826  
Code. The course may be offered under the college credit plus 827  
program established under Chapter 3365. of the Revised Code. The 828  
course shall, at a minimum, require each student to read all the 829  
following: 830

(1) The entire Constitution of the United States; 831

(2) The entire Declaration of Independence; 832

(3) A minimum of five essays in their entirety from the 833  
Federalist Papers. The essays shall be selected by the 834  
department chair. 835

(4) The entire Emancipation Proclamation; 836

(5) The entire Gettysburg Address; 837

(6) The entire Letter from Birmingham Jail written by Dr. 838  
Martin Luther King Jr; 839

(7) The writings of Adam Smith, including a study of the 840

principles written in The Wealth of Nations. 841

Any student who takes the course shall be required to pass 842  
a cumulative final examination at the conclusion of the course 843  
that assesses student proficiency about the documents described 844  
in divisions (B) (1) to (7) of this section. 845

Each state institution of higher education board of 846  
trustees shall adopt a resolution approving a plan to offer the 847  
course developed under this section. Each state institution 848  
shall submit that plan to the chancellor of higher education. 849  
The chancellor shall review and approve each plan. Prior to 850  
approving a plan, the chancellor may require a state institution 851  
to revise the plan and the course. 852

(C) Beginning with students who graduate from a state 853  
institution of higher education in the spring semester, or 854  
equivalent quarter, of the 2029-2030 academic year, no state 855  
institution of higher education shall grant a bachelor's degree 856  
to any student unless the student completes a course described 857  
in division (B) of this section. A state institution may require 858  
students to complete the course as part of the institution's 859  
general education courses of study. 860

(D) The president of a state institution of higher 861  
education, or the president's designee, may exempt a student 862  
from the requirement to complete a course described in division 863  
(B) of this section, if the president or designee determines 864  
that the student has completed at least one of the following: 865

(1) A course offered under the college credit plus program 866  
established under Chapter 3365. of the Revised Code that 867  
satisfies the content requirements described in division (B) of 868  
this section and is approved by the chancellor; 869

(2) An advanced placement course and examination that 870  
satisfy the content requirements described in division (B) of 871  
this section and are approved by the chancellor, and the student 872  
receives a score of three or higher on that examination; 873

(3) At least three credit hours, or the equivalent, in a 874  
course in the subject area of American history or American 875  
government. 876

(E) This section does not apply to associate's degree 877  
programs. 878

**Sec. 3345.45.** (A) ~~On or before January 1, 1994, the~~ The 879  
chancellor of higher education jointly with all state- 880  
~~universities~~ institutions of higher education, as defined in 881  
section 3345.011 of the Revised Code, shall develop standards 882  
for instructional workloads for full-time and part-time faculty 883  
in keeping with the ~~universities'~~ institutions' missions and 884  
with special emphasis on the undergraduate learning experience. 885  
The standards shall contain clear guidelines for institutions to 886  
determine a range of acceptable undergraduate teaching by 887  
faculty. 888

(B) ~~On or before June 30, 1994, the~~ The board of trustees 889  
of each state ~~university~~ institution of higher education shall 890  
take formal action to adopt a faculty workload policy consistent 891  
with the standards developed under this section. ~~Notwithstanding~~ 892  
~~section 4117.08 of the Revised Code, the policies adopted under~~ 893  
~~this section are not appropriate subjects for collective~~ 894  
~~bargaining. Notwithstanding division (A) of section 4117.10 of~~ 895  
~~the Revised Code, any policy adopted under this section by a~~ 896  
~~board of trustees prevails over any conflicting provisions of~~ 897  
~~any collective bargaining agreement between an employees~~ 898  
~~organization and that board of trustees.~~ 899

(C) (1) The board of trustees of each state ~~university~~ 900  
institution of higher education shall review the ~~university's~~ 901  
institution's policy on faculty tenure and update that policy to 902  
promote excellence in instruction, research, service, or 903  
commercialization, or any combination thereof. 904

(2) ~~Beginning on July 1, 2018, as~~ As a condition for a 905  
state ~~university~~ institution of higher education to receive any 906  
state funds for research that are allocated to the department of 907  
higher education under the appropriation line items referred to 908  
as either "research incentive third frontier fund" or "research 909  
incentive third frontier-tax," the chancellor shall require the 910  
~~university~~ institution to include multiple pathways for faculty 911  
tenure, one of which may be a commercialization pathway, in its 912  
policy. 913

(D) (1) At least once every five years, each state 914  
institution of higher education shall update its faculty 915  
workload policy and submit the policy to the chancellor. The 916  
updated policies shall be approved by the state institution's 917  
board of trustees each time it is submitted to the chancellor. 918

(2) Each state institution of higher education's faculty 919  
workload policy shall include all of the following: 920

(a) An objective and numerically defined teaching workload 921  
expectation based on credit hours as defined in 34 C.F.R. 600.2; 922

(b) A definition of all faculty workload elements in terms 923  
of credit hours as defined in 34 CFR 600.2 with a full-time 924  
workload minimum standard established by the board of trustees 925  
and made publicly accessible on the state institution's web 926  
site; 927

(c) A definition of justifiable credit hour equivalents 928



for activities other than teaching, including research, clinical 929  
care, administration, service, and other activities as 930  
determined by the state institution of higher education; 931

(d) Administrative action that a state institution of 932  
higher education may take, including censure, remedial training, 933  
for-cause termination, or other disciplinary action, regardless 934  
of tenure status, if a faculty member fails to comply with the 935  
policy's requirements. Termination under these circumstances 936  
requires the recommendation of the dean, provost, or equivalent 937  
official, concurrence of the state institution of higher 938  
education's president, and approval of the state institution of 939  
higher education's board of trustees. 940

**Sec. 3345.451.** (A) As used in this section, "state 941  
institution of higher education" has the same meaning as in 942  
section 3345.011 of the Revised Code. 943

(B) The chancellor of higher education shall develop a 944  
minimum set of standard questions for use by state institutions 945  
of higher education in student evaluations of faculty members. 946  
The questions shall include the following: 947

"Does the faculty member create a classroom atmosphere 948  
free of political, racial, gender, and religious bias?" 949

(C) Each state institution of higher education shall 950  
establish a written system of faculty evaluations completed by 951  
students with a focus on teaching effectiveness and student 952  
learning. Each state institution shall include in its student 953  
evaluations of faculty the minimum set of standard questions 954  
developed by the chancellor in division (B) of this section. 955

(D) Each state institution of higher education shall 956  
establish a written system of peer evaluations for faculty 957

members with emphasis placed on the faculty member's 958  
professional development regarding the faculty member's teaching 959  
responsibilities. 960

**Sec. 3345.452.** (A) As used in this section, "state 961  
institution of higher education" has the same meaning as in 962  
section 3345.011 of the Revised Code. 963

(B) The board of trustees of each state institution of 964  
higher education shall adopt a faculty annual performance 965  
evaluation policy and submit the policy to the chancellor of 966  
higher education. Each policy must contain an appeals process 967  
for faculty to appeal the final evaluation. Each state 968  
institution's board of trustees shall review and update its 969  
policy every five years. 970

(C) Each state institution of higher education shall 971  
conduct an annual evaluation for each full-time faculty member 972  
who it directly compensates. 973

(D) Each faculty annual performance evaluation shall meet 974  
all of the following: 975

(1) The evaluation is comprehensive and includes 976  
standardized, objective, and measurable performance metrics. 977

(2) The evaluation includes an assessment of performance 978  
for each of the following areas that the faculty member has 979  
spent at least five per cent of their annual work time on over 980  
the preceding year: 981

(a) Teaching; 982

(b) Research; 983

(c) Service; 984

<u>(d) Clinical care;</u>	985
<u>(e) Administration;</u>	986
<u>(f) Other categories, as determined by the state</u>	987
<u>institution of higher education.</u>	988
<u>(3) The evaluation includes a summary assessment of the</u>	989
<u>performance areas listed in division (D) (2) of this section</u>	990
<u>including the parameters "exceeds performance expectations,"</u>	991
<u>"meets performance expectations," or "does not meet performance</u>	992
<u>expectations."</u>	993
<u>(4) Student evaluations conducted pursuant to section</u>	994
<u>3345.451 of the Revised Code account for at least twenty-five</u>	995
<u>per cent of the teaching area component of the evaluation.</u>	996
<u>(5) The evaluation establishes a projected work effort</u>	997
<u>distribution for the faculty member for the next year which</u>	998
<u>shall be used during the next year's evaluation. The</u>	999
<u>distribution shall be compliant with the state institution's</u>	1000
<u>established workload policies adopted under section 3345.45 of</u>	1001
<u>the Revised Code and shall receive approval from the dean of</u>	1002
<u>faculty or the equivalent.</u>	1003
<u>(E) Evaluations shall be conducted by the department</u>	1004
<u>chairperson or equivalent administrator, reviewed and approved</u>	1005
<u>or disapproved by the dean, and submitted to the provost for</u>	1006
<u>review. If there is disagreement between the chairperson and</u>	1007
<u>dean, the provost shall have final decision authority.</u>	1008
<u>Sec. 3345.453. This section applies only to state</u>	1009
<u>institutions of higher education that have tenured faculty</u>	1010
<u>members.</u>	1011
<u>(A) As used in this section, "state institution of higher</u>	1012

education" has the same meaning as in section 3345.011 of the 1013  
Revised Code. 1014

(B) The board of trustees of each state institution of 1015  
higher education shall adopt a post-tenure review policy and 1016  
submit the policy to the chancellor of higher education. Each 1017  
policy must contain an appeals process for tenured faculty whose 1018  
post-tenure review process results in a recommendation for 1019  
administrative action pursuant to division (G) of this section. 1020  
Each state institution's board of trustees shall update the 1021  
post-tenure review policy every five years. 1022

(C) A state institution of higher education shall conduct 1023  
a post-tenure review if a tenured faculty member receives a 1024  
"does not meet performance expectations" evaluation within the 1025  
same evaluative category for a minimum of two of the past three 1026  
consecutive years on the faculty member's annual performance 1027  
evaluation conducted pursuant to section 3345.452 of the Revised 1028  
Code. 1029

(D) A state institution of higher education shall subject 1030  
any faculty member who maintains tenure after a post-tenure 1031  
review and receives an additional "does not meet performance 1032  
expectations" assessment on any area of the faculty member's 1033  
annual performance evaluation in the subsequent two years to an 1034  
additional post-tenure review. 1035

(E) The department chairperson, dean of faculty, or 1036  
provost of a state institution of higher education may require 1037  
an immediate and for cause post-tenure review at any time for a 1038  
faculty member who has a documented and sustained record of 1039  
significant underperformance outside of the faculty member's 1040  
annual performance evaluation. For this purpose, for cause shall 1041  
not be based on a faculty member's allowable expression of 1042

academic freedom as defined by the state institution of higher 1043  
education or Ohio law. 1044

(F) The state institution of higher education's post- 1045  
tenure review due process period, from beginning to end, shall 1046  
not exceed six months, except that a one-time two-month 1047  
extension may be granted by the state institution's president. 1048

(G) The state institution of higher education's provost 1049  
shall submit a recommended outcome of the post-tenure review 1050  
process to the institution's entity that is responsible for the 1051  
final decision of post-tenure review pursuant to the 1052  
institution's policy. The administrative action that a state 1053  
institution of higher education may take includes censure, 1054  
remedial training, or for-cause termination, regardless of 1055  
tenure status, and any other action permitted by the 1056  
institution's post-tenure review policy. 1057

**Sec. 3345.454.** This section applies only to state 1058  
institutions of higher education that have tenured faculty 1059  
members. 1060

(A) As used in this section: 1061

(1) "State institution of higher education" has the same 1062  
meaning as in section 3345.011 of the Revised Code. 1063

(2) "Retrenchment" means a process by which a state 1064  
institution of higher education reduces programs or services, 1065  
thus resulting in a temporary suspension or permanent separation 1066  
of one or more institution faculty, to account for a reduction 1067  
in student population or overall funding, a change to 1068  
institutional missions or programs, or other fiscal pressures or 1069  
emergencies facing the institution. 1070

(B) In addition to the policies described in sections 1071

3345.45 to 3345.453 of the Revised Code, each state institution 1072  
of higher education board of trustees shall develop policies on 1073  
tenure and retrenchment. Each state institution shall submit 1074  
those policies to the chancellor of higher education. Each state 1075  
institution's board of trustees shall update those policies 1076  
every five years. 1077

(C) A state institution of higher education shall 1078  
eliminate any undergraduate degree program it offers if the 1079  
institution confers an average of fewer than five degrees in 1080  
that program annually over any three-year period. A state 1081  
institution shall not consider any academic year prior to the 1082  
first academic year in which an undergraduate degree is 1083  
conferred in determining whether this division applies to the 1084  
program offering that degree. 1085

The chancellor may grant a waiver to a state institution 1086  
for a program to which this division applies. State institutions 1087  
shall appeal for a waiver in a form and manner determined by the 1088  
chancellor. If the chancellor grants a waiver to a state 1089  
institution, the chancellor shall establish terms under which 1090  
the state institution may conditionally continue the program, 1091  
including whether the program is eligible to be supported by 1092  
state share of instruction funds. 1093

**Sec. 3345.455.** With respect to a collective bargaining 1094  
agreement entered into on or after the effective date of this 1095  
section, both of the following apply to the standards, policies, 1096  
and systems adopted under sections 3345.45 to 3345.454 of the 1097  
Revised Code: 1098

(A) Notwithstanding section 4117.08 of the Revised Code, 1099  
the standards, policies, and systems are not appropriate 1100  
subjects for collective bargaining. 1101

(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. 1102  
1103  
1104

**Sec. 3345.456.** (A) As used in this section: 1105

(1) "State institution of higher education" has the same meaning as in section 3345.011 of the Revised Code. 1106  
1107

(2) "Retrenchment" has the same meaning as in section 3345.454 of the Revised Code. 1108  
1109

(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. 1110  
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(C) Nothing in this section prohibits a faculty member from accepting any separation incentive that may otherwise be offered by a state institution of higher education, regardless of whether the incentive is contained in a collective bargaining agreement. 1121  
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**Sec. 3345.591.** (A) As used in this section: 1126

(1) "People's Republic of China" means the government of China, the Chinese Communist Party, the People's Liberation Army, or any other extension of, or entity affiliated with, the government of China. 1127  
1128  
1129  
1130

(2) "State institution of higher education" has the same 1131  
meaning as in section 3345.011 of the Revised Code. 1132

(B) No state institution of higher education shall accept 1133  
gifts, donations, or contributions from the People's Republic of 1134  
China or any organization the institution reasonably suspects is 1135  
acting on behalf of the People's Republic of China. 1136

Nothing in this section prohibits a state institution of 1137  
higher education from accepting payments from Chinese citizens 1138  
related to instructional fees, general fees, special fees, cost 1139  
of instruction, or educational expenses or donations from the 1140  
institution's alumni. 1141

Nothing in this section prohibits a state institution of 1142  
higher education from receiving philanthropic or unrestricted 1143  
grants so long as it maintains the structural safeguard 1144  
requirements provided for in division (E) of this section. 1145

(C) Each state institution shall submit to the chancellor 1146  
of higher education a copy of the report it submits to the 1147  
United States department of education pursuant to 20 U.S.C. 1148  
1011(f). 1149

(D) Upon request, the chancellor shall make any 1150  
information reported under division (C) of this section 1151  
available to any member of the general assembly. 1152

(E) A state institution shall notify the chancellor of any 1153  
new or renewed academic partnership with an academic or research 1154  
institution located in China. A state institution shall only 1155  
enter into a new or renewed academic partnership with an 1156  
academic or research institution located in China if the state 1157  
institution maintains sufficient structural safeguards to 1158  
protect the state institution's intellectual property, the 1159



security of the state of Ohio, and the national security 1160  
interests of the United States. The safeguards shall include, at 1161  
a minimum, all of the following: 1162

(1) Compliance with all federal requirements, including 1163  
the requirements of federal research sponsors and federal export 1164  
control agencies, including regulations regarding international 1165  
traffic in arms and export administration regulations, and 1166  
economic and trade sanctions administered by the federal office 1167  
of foreign assets control; 1168

(2) Annual formal institution-level programs for faculty 1169  
on conflicts of interest and conflicts of commitment; 1170

(3) A formalized foreign visitor process and uniform 1171  
visiting scholar agreement. 1172

(F) The auditor of state shall audit the safeguards 1173  
implemented by state institutions of higher education under 1174  
division (E) of this section in the course of a normal audit 1175  
conducted under section 117.46 of the Revised Code. 1176

**Sec. 3345.80.** (A) As used in this section, "state 1177  
institution of higher education" and "state university" have the 1178  
same meanings as in section 3345.011 of the Revised Code. 1179

(B) For each biennial main operating appropriations bill 1180  
and capital appropriations bill, each state institution of 1181  
higher education shall prepare, in accordance with guidelines 1182  
established under section 3345.0219 of the Revised Code, a 1183  
rolling five-year summary of its institutional costs to be 1184  
considered by the general assembly when evaluating operating and 1185  
capital project funding. The chancellor shall submit a report 1186  
including each state institution's five-year institutional cost 1187  
summaries to the general assembly under section 101.68 of the 1188

<u>Revised Code.</u>	1189
<u>(C) Each state institution of higher education's five-year institutional cost summary shall consist of the following categories:</u>	1190
	1191
	1192
<u>(1) All costs related to student instruction, including instructor salaries, benefits, and related operating costs;</u>	1193
	1194
<u>(2) All general staff costs related to maintenance, grounds, utilities, food service, and other areas as determined by the institution;</u>	1195
	1196
	1197
<u>(3) All other costs for staff, including academic administrators, counseling, financial aid assistance, healthcare services, and housing management.</u>	1198
	1199
	1200
<u>(D) Each of the categories presented in the five-year institutional cost summary shall include all of the following:</u>	1201
	1202
<u>(1) A detailed breakdown of annual costs and employee headcounts;</u>	1203
	1204
<u>(2) A complete accounting of all spending on diversity, equity, and inclusion, or related subjects;</u>	1205
	1206
<u>(3) An annual count of all faculty, administration, and employees.</u>	1207
	1208
<u>(E) The chancellor shall consult with state institutions of higher education to develop a standardized reporting format for the institutional cost summaries and a uniform approach to completing the categories required in division (C) of this section.</u>	1209
	1210
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	1213
<u>(F) During the general assembly's consideration of the main operating appropriations and capital appropriations bills,</u>	1214
	1215

if requested by the chairperson of the senate or house committee 1216  
that considers higher education legislation, the president of 1217  
each state university and the chancellor of higher education 1218  
shall present in the appropriate hearings conducted by that 1219  
committee to provide commentary on trends, potential 1220  
justifications, or other explanations regarding the university's 1221  
five-year summary of institutional costs. 1222

(G) Prior to the enactment of the main operating 1223  
appropriations and capital appropriations bills, the chancellor 1224  
shall create and present to the general assembly an aggregation 1225  
report summarizing the total institutional costs for state 1226  
universities and community colleges separately. 1227

**Sec. 3345.88.** (A) As used in this section: 1228

(1) "Position, policy, program, and activity" includes all 1229  
of the following: 1230

(a) All forms of employment, including staff positions, 1231  
internships, and work studies; 1232

(b) All policies, including mission statements, hiring 1233  
policies, promotion policies, and tenure policies; 1234

(c) All programs and positions, including deanships, 1235  
provostships, offices, programs, programs presented by residence 1236  
halls, and committees; 1237

(d) All activities, including those conducted by the 1238  
administrative units of orientation, first-year experience, 1239  
student life, and residential life. 1240

(2) "State institution of higher education" has the same 1241  
meaning as in section 3345.011 of the Revised Code. 1242

(B) With respect to every position, policy, program, and 1243

activity, each state institution of higher education shall do 1244  
both of the following: 1245

(1) Treat all faculty, staff, and students as individuals, 1246  
hold every individual to equal standards, and provide those 1247  
individuals with equality of opportunity, with regard to those 1248  
individuals' race, ethnicity, religion, sex, sexual orientation, 1249  
gender identity, or gender expression; 1250

(2) Provide no advantage or disadvantage to faculty, 1251  
staff, or students on the basis of race, ethnicity, religion, 1252  
sex, sexual orientation, gender identity, or gender expression 1253  
in admissions, hiring, promotion, tenuring, or workplace 1254  
conditions. 1255

(C) No state institution of higher education shall provide 1256  
or require training for any administrator, teacher, staff 1257  
member, or employee that advocates or promotes any of the 1258  
following concepts: 1259

(1) One race or sex is inherently superior to another race 1260  
or sex. 1261

(2) An individual, by virtue of his or her race or sex, is 1262  
inherently racist, sexist, or oppressive, whether consciously or 1263  
unconsciously. 1264

(3) An individual should be discriminated against or 1265  
receive adverse treatment solely or partly because of the 1266  
individual's race. 1267

(4) Members of one race cannot nor should not attempt to 1268  
treat others without respect to race. 1269

(5) An individual's moral standing or worth is necessarily 1270  
determined by the individual's race or sex. 1271

(6) An individual, by virtue of the individual's race or sex, bears responsibility for actions committed in the past by other members of the same race or sex. 1272  
1273  
1274

(7) An individual should feel discomfort, guilt, anguish, or any other form of psychological distress on account of his or her race or sex. 1275  
1276  
1277

(8) Meritocracy or traits such as hard work ethic are racist or sexist, or were created by members of a particular race to oppress members of another race. 1278  
1279  
1280

(9) Fault, blame, or bias should be assigned to a race or sex, or to members of a race or sex because of their race or sex. 1281  
1282  
1283

Division (C) of this section shall not be construed to preclude a state institution of higher education from providing or facilitating continuing education that complies with this division's requirements to public safety officers. 1284  
1285  
1286  
1287

(D) Each state institution of higher education shall implement a range of disciplinary sanctions for any administrator, teacher, staff member, or employee who authorizes or engages in a training prohibited in division (C) of this section. 1288  
1289  
1290  
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1292

(E) Each state institution of higher education shall issue a report in accordance with guidelines established under section 3345.0219 of the Revised Code regarding each of the following: 1293  
1294  
1295

(1) All violations of division (D) of this section committed by anyone under the institution's jurisdiction and of all consequent disciplinary sanctions; 1296  
1297  
1298

(2) Statistics on the academic qualifications of accepted 1299

and matriculating students, disaggregated by race and sex. The 1300  
statistics shall include information correlating students' 1301  
academic qualifications and retention rates, disaggregated by 1302  
race and sex. 1303

(F) Each state institution of higher education shall 1304  
prohibit all policies designed explicitly to segregate faculty, 1305  
staff, or students based on those individuals' race, ethnicity, 1306  
religion, sex, sexual orientation, gender identity, or gender 1307  
expression in credit-earning classroom settings, formal 1308  
orientation ceremonies, and formal graduation ceremonies. 1309

(G) Each state institution of higher education shall 1310  
respond to complaints from any student, student group, or 1311  
faculty member about an alleged violation of the prohibitions 1312  
and requirements under this section by an employee of the state 1313  
institution of higher education using the process established 1314  
under division (C) of section 3345.0215 of the Revised Code. 1315

**Sec. 3350.10.** (A) There is hereby created the northeast 1316  
Ohio medical university. ~~The principal goal of the medical-~~ 1317  
~~university shall be to collaborate with the university of Akron,~~ 1318  
~~Cleveland state university, Kent state university, and-~~ 1319  
~~Youngstown state university to graduate physicians oriented to-~~ 1320  
~~the practice of medicine at the community level, especially-~~ 1321  
~~family physicians. To accomplish this goal, the medical-~~ 1322  
~~university may incorporate in the clinical experience provided-~~ 1323  
~~its students the several community hospitals in the cities and-~~ 1324  
~~areas served by the medical university; utilize practicing-~~ 1325  
~~physicians as teachers; and to the fullest extent possible-~~ 1326  
~~utilize the basic science capabilities of the university of-~~ 1327  
~~Akron, Cleveland state university, Kent state university, and-~~ 1328  
~~Youngstown state university~~The government of northeast Ohio 1329

medical university is vested in a board of eleven trustees, who 1330  
shall be appointed by the governor with the advice and consent 1331  
of the senate pursuant to division (A) (2) of this section. 1332

(1) Until December 22, 2008, the government of the 1333  
northeast Ohio medical university is vested in a nine-member 1334  
board of trustees consisting of the presidents of the university 1335  
of Akron, Kent state university, and Youngstown state 1336  
university; one member each of the boards of trustees of the 1337  
university of Akron, Kent state university, and Youngstown state 1338  
university, to be appointed by their respective boards of 1339  
trustees for a term of six years ending on the first day of May 1340  
or until the trustee's term on the respective university board 1341  
of trustees expires, whichever occurs first; and one person each 1342  
to be appointed by the boards of trustees of the university of 1343  
Akron, Kent state university, and Youngstown state university, 1344  
for a term of nine years ending on the first day of May; except 1345  
that the term of those first appointed by the several boards of 1346  
trustees shall expire on the first day of May next following 1347  
their appointment. Vacancies shall be filled for the unexpired 1348  
term in the manner provided for original appointment. The 1349  
trustees shall receive no compensation for their services but 1350  
shall be paid their reasonable necessary expenses while engaged 1351  
in the discharge of their official duties. A majority of the 1352  
board constitutes a quorum. 1353

(2) Beginning December 22, 2008, the government of the 1354  
northeast Ohio medical university is vested in a board of eleven 1355  
trustees, who shall be appointed by the governor, with the 1356  
advice and consent of the senate. Two of the trustees shall be 1357  
current students of the medical university, and their selection 1358  
and terms shall be in accordance with division (B) of this 1359  
section. ~~Except~~ For trustees appointed prior to July 1, 2025, 1360

except as provided in division (A) (3) of this section and except 1361  
for the student members, terms of office shall be for nine 1362  
years. For trustees appointed on or after July 1, 2025, except 1363  
for the student members, terms of office shall be for six years. 1364  
Each trustee shall hold office from the date of appointment 1365  
until the end of the term for which the trustee was appointed. 1366  
Any trustee appointed to fill a vacancy occurring prior to the 1367  
expiration of the term for which the trustee's predecessor was 1368  
appointed shall hold office for the remainder of such term. Any 1369  
trustee shall continue in office subsequent to the expiration 1370  
date of the trustee's term until the trustee's successor takes 1371  
office, or until a period of sixty days has elapsed, whichever 1372  
occurs first. ~~No person who has served a full nine-year term or~~ 1373  
~~more than six years of such a term shall be eligible for~~ 1374  
~~reappointment until a period of four years has elapsed since the~~ 1375  
~~last day of the term for which the person previously served. The~~ 1376  
trustees shall receive no compensation for their services but 1377  
shall be paid their reasonable necessary expenses while engaged 1378  
in the discharge of their official duties. A majority of the 1379  
board constitutes a quorum. 1380

(3) Not later than December 22, 2008, the governor, with 1381  
the advice and consent of the senate, shall appoint the two 1382  
student trustees and successors for the trustees serving under 1383  
division (A) (1) of this section. Except for the student 1384  
trustees, who shall serve terms pursuant to division (B) of this 1385  
section, the initial terms of office for trustees appointed 1386  
under division (A) (2) of this section shall be as follows: one 1387  
term ending September 23, 2009; one term ending September 23, 1388  
2010; one term ending September 23, 2011; one term ending 1389  
September 23, 2012; one term ending September 23, 2013; one term 1390  
ending September 23, 2014; one term ending September 23, 2015; 1391



one term ending September 23, 2016; one term ending September 23, 2017. Thereafter, for trustees appointed prior to July 1, 2025, terms of office shall be for nine years, as provided in division (A) (2) of this section. For trustees appointed on or after July 1, 2025, terms of office shall be for six years, as provided in division (A) (2) of this section.

(B) The student members of the board of trustees of the northeast Ohio medical university 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. The student members of the board shall be appointed by the governor, with the advice and consent of the senate, from a group of five candidates selected pursuant to a procedure adopted by the university's student governments and approved by the university's board of trustees. The initial term of office of one of the student members shall commence December 22, 2008, and shall expire on June 30, 2009, and the initial term of office of the other student member shall commence December 22, 2008, and shall expire on June 30, 2010. Thereafter, terms of office of student members shall be for two years, each term ending on the same day of the same month of the year as the term it succeeds. In the event that a student member cannot fulfill a two-year term, a replacement shall be selected to fill the unexpired term in the same manner used to make the original selection.

**Sec. 3352.01.** (A) There is hereby created a state university to be known as "Wright state university." The government of Wright state university is vested in a board of eleven trustees, who shall be appointed by the governor, with the advice and consent of the senate. Two of the trustees shall

be students at Wright state university, and their selection and 1423  
terms shall be in accordance with division (B) of this section. 1424  
~~Except~~ For trustees appointed prior to July 1, 2025, except for 1425  
the terms of student members, terms of office shall be for nine 1426  
years, commencing on the first day of July and ending on the 1427  
thirtieth day of June. For trustees appointed on or after July 1428  
1, 2025, except for the terms of student members, terms of 1429  
office shall be for six years, commencing on the first day of 1430  
July and ending on the thirtieth day of June. Each trustee shall 1431  
hold office from the date of appointment until the end of the 1432  
term for which the trustee was appointed. Any trustee appointed 1433  
to fill a vacancy occurring prior to the expiration of the term 1434  
for which the trustee's predecessor was appointed shall hold 1435  
office for the remainder of such term. Any trustee shall 1436  
continue in office subsequent to the expiration date of the 1437  
trustee's term until the trustee's successor takes office, or 1438  
until a period of sixty days has elapsed, whichever occurs 1439  
first. ~~No person who has served a full nine-year term or more~~ 1440  
~~than six years of such a term shall be eligible for~~ 1441  
~~reappointment until a period of four years has elapsed since the~~ 1442  
~~last day of the term for which the person previously served. The~~ 1443  
trustees shall receive no compensation for their services but 1444  
shall be paid their reasonable necessary expenses while engaged 1445  
in the discharge of their official duties. A majority of the 1446  
board constitutes a quorum. 1447

(B) The student members of the board of trustees of Wright 1448  
state university have no voting power on the board. Student 1449  
members shall not be considered as members of the board in 1450  
determining whether a quorum is present. Student members shall 1451  
not be entitled to attend executive sessions of the board. The 1452  
student members of the board shall be appointed by the governor, 1453

with the advice and consent of the senate, from a group of five 1454  
candidates selected pursuant to a procedure adopted by the 1455  
university's student governments and approved by the 1456  
university's board of trustees. The initial term of office of 1457  
one of the student members shall commence on July 1, 1988, and 1458  
shall expire on June 30, 1989, and the initial term of office of 1459  
the other student member shall commence on July 1, 1988, and 1460  
shall expire on June 30, 1990. Thereafter, terms of office of 1461  
student members shall be for two years, each term ending on the 1462  
same day of the same month of the year as the term it succeeds. 1463  
In the event that a student member cannot fulfill a two-year 1464  
term, a replacement shall be selected to fill the unexpired term 1465  
in the same manner used to make the original selection. 1466

**Sec. 3356.01.** (A) There is hereby created Youngstown state 1467  
university. The government of Youngstown state university is 1468  
vested in a board of eleven trustees, who shall be appointed by 1469  
the governor, with the advice and consent of the senate. Two of 1470  
the trustees shall be students at Youngstown state university, 1471  
and their selection and terms shall be in accordance with 1472  
division (B) of this section. ~~Except For trustees appointed~~ 1473  
prior to July 1, 2025, except for the terms of student members, 1474  
terms of office shall be for nine years, commencing on the 1475  
second day of May and ending on the first day of May. For 1476  
trustees appointed on or after July 1, 2025, except for the 1477  
terms of student members, terms of office shall be for six 1478  
years, commencing on the second day of May and ending on the 1479  
first day of May. Each trustee shall hold office from the date 1480  
of appointment until the end of the term for which the trustee 1481  
was appointed. Any trustee appointed to fill a vacancy occurring 1482  
prior to the expiration of the term for which the trustee's 1483  
predecessor was appointed shall hold office for the remainder of 1484

such term. Any trustee shall continue in office subsequent to 1485  
the expiration date of the trustee's term until the trustee's 1486  
successor takes office, or until a period of sixty days has 1487  
elapsed, whichever occurs first. ~~No person who has served a full~~ 1488  
~~nine-year term or more than six years of such a term shall be~~ 1489  
~~eligible to reappointment until a period of four years has~~ 1490  
~~elapsed since the last day of the term for which the person~~ 1491  
~~previously served.~~ The trustees shall receive no compensation 1492  
for their services but shall be paid their reasonable necessary 1493  
expenses while engaged in the discharge of their duties. A 1494  
majority of the board constitutes a quorum. 1495

(B) The student members of the board of trustees of 1496  
Youngstown state university have no voting power on the board. 1497  
Student members shall not be considered as members of the board 1498  
in determining whether a quorum is present. Student members 1499  
shall not be entitled to attend executive sessions of the board. 1500  
The student members of the board shall be appointed by the 1501  
governor, with the advice and consent of the senate, from a 1502  
group of five candidates selected pursuant to a procedure 1503  
adopted by the university's student governments and approved by 1504  
the university's board of trustees. The initial term of office 1505  
of one of the student members shall commence on May 2, 1988, and 1506  
shall expire on May 1, 1989, and the initial term of office of 1507  
the other student member shall commence on May 2, 1988, and 1508  
expire on May 1, 1990. Thereafter, terms of office of student 1509  
members shall be for two years, each term ending on the same day 1510  
of the same month of the year as the term it succeeds. In the 1511  
event that a student member cannot fulfill a two-year term, a 1512  
replacement shall be selected to fill the unexpired term in the 1513  
same manner used to make the original selection. 1514

**Sec. 3359.01.** (A) There is hereby created a state 1515

university to be known as "The University of Akron." The 1516  
government of the university of Akron is vested in a board of 1517  
eleven trustees who shall be appointed by the governor, with the 1518  
advice and consent of the senate. Two of the trustees shall be 1519  
students at the university of Akron, and their selection and 1520  
terms shall be in accordance with division (B) of this section. 1521  
~~Except~~ For trustees appointed prior to July 1, 2025, except for 1522  
the terms of student members, terms of office shall be for nine 1523  
years, commencing on the second day of July and ending on the 1524  
first day of July. For trustees appointed on or after July 1, 1525  
2025, except for the terms of student members, terms of office 1526  
shall be for six years. Each trustee shall hold office from the 1527  
date of appointment until the end of the term for which the 1528  
trustee was appointed. Any trustee appointed to fill a vacancy 1529  
occurring prior to the expiration of the term for which the 1530  
trustee's predecessor was appointed shall hold office for the 1531  
remainder of such term. Any trustee shall continue in office 1532  
subsequent to the expiration date of the trustee's term until 1533  
the trustee's successor takes office, or until a period of sixty 1534  
days has elapsed, whichever occurs first. ~~No person who has~~ 1535  
~~served a full nine-year term or more than six years of such a~~ 1536  
~~term shall be eligible for reappointment until a period of four~~ 1537  
~~years has elapsed since the last day of the term for which the~~ 1538  
~~person previously served.~~ The trustees shall receive no 1539  
compensation for their services but shall be paid their 1540  
reasonable necessary expenses while engaged in the discharge of 1541  
their official duties. A majority of the board constitutes a 1542  
quorum. 1543

(B) The student members of the board of trustees of the 1544  
university of Akron have no voting power on the board. Student 1545  
members shall not be considered as members of the board in 1546

determining whether a quorum is present. Student members shall 1547  
not be entitled to attend executive sessions of the board. The 1548  
student members of the board shall be appointed by the governor, 1549  
with the advice and consent of the senate, from a group of five 1550  
candidates selected pursuant to a procedure adopted by the 1551  
university's student governments and approved by the 1552  
university's board of trustees. The initial term of office of 1553  
one of the student members shall commence on July 2, 1988, and 1554  
shall expire on July 1, 1989, and the initial term of office of 1555  
the other student member shall commence on July 2, 1988, and 1556  
expire on July 1, 1990. Thereafter, terms of office of student 1557  
members shall be for two years, each term ending on the same day 1558  
of the same month of the year as the term it succeeds. In the 1559  
event that a student member cannot fulfill a two-year term, a 1560  
replacement shall be selected to fill the unexpired term in the 1561  
same manner used to make the original selection. 1562

**Sec. 3361.01.** (A) There is hereby created a state 1563  
university to be known as the "university of Cincinnati." The 1564  
government of the university of Cincinnati is vested in a board 1565  
of eleven trustees who shall be appointed by the governor with 1566  
the advice and consent of the senate. Two of the trustees shall 1567  
be students at the university of Cincinnati, and their selection 1568  
and terms shall be in accordance with division (B) of this 1569  
section. The terms of the first nine members of the board of 1570  
trustees shall commence upon the effective date of the transfer 1571  
of assets of the state-affiliated university of Cincinnati to 1572  
the university of Cincinnati hereby created. One of such 1573  
trustees shall be appointed for a term ending on the first day 1574  
of January occurring at least twelve months after such date of 1575  
transfer, and each of the other trustees shall be appointed for 1576  
respective terms ending on each succeeding first day of January, 1577

so that one term will expire on each first day of January after 1578  
expiration of the shortest term. ~~Except~~ For trustees appointed 1579  
prior to July 1, 2025, except for the two student trustees, each 1580  
successor trustee shall be appointed for a term ending on the 1581  
first day of January, nine years from the expiration date of the 1582  
term the trustee succeeds, except that any person appointed to 1583  
fill a vacancy shall be appointed to serve only for the 1584  
unexpired term. For trustees appointed on or after July 1, 2025, 1585  
except for the two student trustees, each trustee shall be 1586  
appointed for a term ending on the first day of January, six 1587  
years from the expiration date of the term the trustee succeeds, 1588  
except that any person appointed to fill a vacancy shall be 1589  
appointed to serve only for the unexpired term. 1590

Any trustee shall continue in office subsequent to the 1591  
expiration date of the trustee's term until the trustee's 1592  
successor takes office, or until a period of sixty days has 1593  
elapsed, whichever occurs first. 1594

~~No person who has served a full nine-year term or longer~~ 1595  
~~or more than six years of such a term shall be eligible to~~ 1596  
~~reappointment until a period of four years has elapsed since the~~ 1597  
~~last day of the term for which the person previously served.~~ 1598

The trustees shall receive no compensation for their 1599  
services but shall be paid their reasonable necessary expenses 1600  
while engaged in the discharge of their official duties. A 1601  
majority of the board constitutes a quorum. 1602

(B) The student members of the board of trustees of the 1603  
university of Cincinnati have no voting power on the board. 1604  
Student members shall not be considered as members of the board 1605  
in determining whether a quorum is present. Student members 1606  
shall not be entitled to attend executive sessions of the board. 1607

The student members of the board shall be appointed by the 1608  
governor, with the advice and consent of the senate, from a 1609  
group of five candidates selected pursuant to a procedure 1610  
adopted by the university's student governments and approved by 1611  
the university's board of trustees. The initial term of office 1612  
of one of the student members shall commence on May 14, 1988, 1613  
and shall expire on May 13, 1989, and the initial term of office 1614  
of the other student member shall commence on May 14, 1988, and 1615  
expire on May 13, 1990. Thereafter, terms of office of student 1616  
members shall be for two years, each term ending on the same day 1617  
of the same month of the year as the term it succeeds. In the 1618  
event that a student cannot fulfill a two-year term, a 1619  
replacement shall be selected to fill the unexpired term in the 1620  
same manner used to make the original selection. 1621

**Sec. 3362.01.** (A) There is hereby created a state 1622  
university to be known as "Shawnee state university." The 1623  
government of Shawnee state university is vested in a board of 1624  
eleven trustees who shall be appointed by the governor with the 1625  
advice and consent of the senate. Two of the trustees shall be 1626  
students at Shawnee state university, and their selection and 1627  
terms shall be in accordance with division (B) of this section. 1628  
The remaining trustees shall be appointed as follows: one for a 1629  
term of one year, one for a term of two years, one for a term of 1630  
three years, one for a term of four years, one for a term of 1631  
five years, one for a term of six years, one for a term of seven 1632  
years, one for a term of eight years, and one for a term of nine 1633  
years. Thereafter, for trustees appointed prior to July 1, 2025, 1634  
terms shall be for nine years. For trustees appointed on or 1635  
after July 1, 2025, terms shall be for six years. All terms of 1636  
office shall commence on the first day of July and end on the 1637  
thirtieth day of June. 1638



Each trustee shall hold office from the date of 1639  
appointment until the end of the term for which the trustee was 1640  
appointed. Any trustee appointed to fill a vacancy occurring 1641  
prior to the expiration of the term for which the trustee's 1642  
predecessor was appointed shall hold office for the remainder of 1643  
such term. Any trustee shall continue in office subsequent to 1644  
the expiration date of the trustee's term until the trustee's 1645  
successor takes office, or until a period of sixty days has 1646  
elapsed, whichever occurs first. ~~No person who has served a full 1647  
nine-year term or more than six years of such a term shall be 1648  
eligible for reappointment until a period of four years has 1649  
elapsed since the last day of the term for which the person 1650  
previously served.~~ 1651

The trustees shall receive no compensation for their 1652  
services but shall be paid their reasonable and necessary 1653  
expenses while engaged in the discharge of their official 1654  
duties. 1655

A majority of the board constitutes a quorum. 1656

(B) The student members of the board of trustees of 1657  
Shawnee state university have no voting power on the board. 1658  
Student members shall not be considered as members of the board 1659  
in determining whether a quorum is present. Student members 1660  
shall not be entitled to attend executive sessions of the board. 1661  
The student members of the board shall be appointed by the 1662  
governor, with the advice and consent of the senate, from a 1663  
group of five candidates selected pursuant to a procedure 1664  
adopted by the university's student governments and approved by 1665  
the university's board of trustees. The initial term of office 1666  
of one of the student members shall commence on July 1, 1988, 1667  
and shall expire on June 30, 1989, and the initial term of 1668

office of the other student member shall commence on July 1, 1669  
1988, and expire on June 30, 1990. Thereafter, terms of office 1670  
of student members shall be for two years, each term ending on 1671  
the same day of the same month of the year as the term it 1672  
succeeds. In the event a student member cannot fulfill a two- 1673  
year term, a replacement shall be selected to fill the unexpired 1674  
term in the same manner used to make the original selection. 1675

**Sec. 3364.01.** (A) The university of Toledo, as authorized 1676  
under former Chapter 3360. of the Revised Code, and the medical 1677  
university of Ohio at Toledo, as authorized under former 1678  
sections 3350.01 to 3350.05 of the Revised Code, shall be 1679  
combined as one state university to be known as the "university 1680  
of Toledo." 1681

(B) (1) The government of the combined university of Toledo 1682  
is vested in a board of trustees which, except as prescribed in 1683  
division (B) (2) of this section, shall be appointed by the 1684  
governor with the advice and consent of the senate. The initial 1685  
board of trustees of the combined university shall be as 1686  
prescribed in division (B) (2) of this section. After the 1687  
abolishment of offices as prescribed in division (B) (2) (a) of 1688  
this section, the board of trustees of the combined university 1689  
shall consist of nine voting members, who, if appointed prior to 1690  
July 1, 2025, shall serve for terms of nine years, or, if 1691  
appointed on or after July 1, 2025, shall serve for terms of six 1692  
years, and two nonvoting members, who shall be students of the 1693  
combined university and who shall serve for terms of two years. 1694  
Terms of office of trustees shall begin on the second day of 1695  
July and end on the first day of July. 1696

(2) The initial board of trustees of the combined 1697  
university shall consist of seventeen voting members who are the 1698

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

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

The terms of office of the sixteen other voting members of the initial board of trustees shall expire on July 1 of the year they otherwise would expire under former section 3350.01 or 3360.01 of the Revised Code.

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

The office of one voting member whose term expires on July

1, 2008, shall be abolished on that date. The governor, with the 1729  
advice and consent of the senate, shall appoint a successor to 1730  
the office of the other voting member whose term expires on that 1731  
date to a nine-year term beginning on July 2, 2008. 1732

The office of one voting member whose term expires on July 1733  
1, 2009, shall be abolished on that date. The governor, with the 1734  
advice and consent of the senate, shall appoint a successor to 1735  
the office of the other voting member whose term expires on that 1736  
date to a nine-year term beginning on July 2, 2009. 1737

The office of one voting member whose term expires on July 1738  
1, 2010, shall be abolished on that date. The governor, with the 1739  
advice and consent of the senate, shall appoint a successor to 1740  
the office of the other voting member whose term expires on that 1741  
date to a nine-year term beginning on July 2, 2010. 1742

The office of one voting member whose term expires on July 1743  
1, 2011, shall be abolished on that date. The governor, with the 1744  
advice and consent of the senate, shall appoint a successor to 1745  
the office of the other voting member whose term expires on that 1746  
date to a nine-year term beginning on July 2, 2011. 1747

The office of one voting member whose term expires on July 1748  
1, 2012, shall be abolished on that date. The governor, with the 1749  
advice and consent of the senate, shall appoint a successor to 1750  
the office of the other voting member whose term expires on that 1751  
date to a nine-year term beginning on July 2, 2012. 1752

The office of one voting member whose term expires on July 1753  
1, 2013, shall be abolished on that date. The governor, with the 1754  
advice and consent of the senate, shall appoint a successor to 1755  
the office of the other voting member whose term expires on that 1756  
date to a nine-year term beginning on July 2, 2013. 1757

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

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

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

(b) One of the student members of the initial board of trustees shall be the student member of the former university of Toledo board of trustees, appointed under former section 3360.01 of the Revised Code, whose term would expire under that section on July 1, 2007. The term of that student member shall expire on July 1, 2007. The other student member shall be a new appointee, representing the portion of the combined university that made up the former medical university of Ohio at Toledo, appointed to a two-year term beginning on July 2, 2006, and ending on July 1, 2008. That student trustee shall be appointed by the governor, with the advice and consent of the senate, from a group of three candidates selected pursuant to a procedure adopted by the university's student governments and approved by the university's board of trustees. Thereafter appointment and terms

of office of student members of the board of trustees shall be 1788  
as prescribed by division (B) (3) of this section. 1789

(3) The student members of the board of trustees of the 1790  
combined university shall be appointed by the governor, with the 1791  
advice and consent of the senate, from a group of six candidates 1792  
selected pursuant to a procedure adopted by the university's 1793  
student governments and approved by the university's board of 1794  
trustees. Terms of office of student members shall be for two 1795  
years, each term ending on the same day of the same month of the 1796  
year as the term it succeeds. In the event that a student member 1797  
cannot fulfill a two-year term, a replacement shall be selected 1798  
to fill the unexpired term in the same manner used to make the 1799  
original selection. 1800

(4) Each trustee shall hold office from the date of 1801  
appointment until the end of the term for which the trustee was 1802  
appointed. Any trustee appointed to fill a vacancy occurring 1803  
prior to the expiration of the term for which the trustee's 1804  
predecessor was appointed shall hold office for the remainder of 1805  
such term. Any trustee shall continue in office subsequent to 1806  
the expiration date of the trustee's term until the trustee's 1807  
successor takes office, or until a period of sixty days has 1808  
elapsed, whichever occurs first. 1809

~~(5) No person who has served as a voting member of the 1810  
board of trustees for a full nine-year term or more than six 1811  
years of such a term and no person who is a voting member of the 1812  
initial board of trustees as prescribed in division (B) (2) (a) of 1813  
this section is eligible for reappointment to the board until a 1814  
period of four years has elapsed since the last day of the term 1815  
for which the person previously served. 1816~~

~~No person who served as a voting member of the board of 1817~~

~~trustees of the former university of Toledo, as authorized under 1818  
former Chapter 3360. of the Revised Code, for a full nine-year 1819  
term or more than six years of such a term, and no person who 1820  
served on the board of trustees of the former medical university 1821  
of Ohio at Toledo, as authorized under former sections 3350.01- 1822  
to 3350.05 of the Revised Code, for a full nine-year term or 1823  
more than six years of such a term is eligible for appointment 1824  
to the board of trustees of the combined university until a 1825  
period of four years has elapsed since the last day of the term- 1826  
for which the person previously served. 1827~~

(C) The trustees shall receive no compensation for their 1828  
services but shall be paid their reasonable necessary expenses 1829  
while engaged in the discharge of their official duties. A 1830  
majority of the board constitutes a quorum. The student members 1831  
of the board have no voting power on the board. Student members 1832  
shall not be considered as members of the board in determining 1833  
whether a quorum is present. Student members shall not be 1834  
entitled to attend executive sessions of the board. 1835

**Sec. 4117.14.** (A) The procedures contained in this section 1836  
govern the settlement of disputes between an exclusive 1837  
representative and a public employer concerning the termination 1838  
or modification of an existing collective bargaining agreement 1839  
or negotiation of a successor agreement, or the negotiation of 1840  
an initial collective bargaining agreement. 1841

(B) (1) In those cases where there exists a collective 1842  
bargaining agreement, any public employer or exclusive 1843  
representative desiring to terminate, modify, or negotiate a 1844  
successor collective bargaining agreement shall: 1845

(a) Serve written notice upon the other party of the 1846  
proposed termination, modification, or successor agreement. The 1847

party must serve the notice not less than sixty days prior to 1848  
the expiration date of the existing agreement or, in the event 1849  
the existing collective bargaining agreement does not contain an 1850  
expiration date, not less than sixty days prior to the time it 1851  
is proposed to make the termination or modifications or to make 1852  
effective a successor agreement. 1853

(b) Offer to bargain collectively with the other party for 1854  
the purpose of modifying or terminating any existing agreement 1855  
or negotiating a successor agreement; 1856

(c) Notify the state employment relations board of the 1857  
offer by serving upon the board a copy of the written notice to 1858  
the other party and a copy of the existing collective bargaining 1859  
agreement. 1860

(2) In the case of initial negotiations between a public 1861  
employer and an exclusive representative, where a collective 1862  
bargaining agreement has not been in effect between the parties, 1863  
any party may serve notice upon the board and the other party 1864  
setting forth the names and addresses of the parties and 1865  
offering to meet, for a period of ninety days, with the other 1866  
party for the purpose of negotiating a collective bargaining 1867  
agreement. 1868

If the settlement procedures specified in divisions (B), 1869  
(C), and (D) of this section govern the parties, where those 1870  
procedures refer to the expiration of a collective bargaining 1871  
agreement, it means the expiration of the sixty-day period to 1872  
negotiate a collective bargaining agreement referred to in this 1873  
subdivision, or in the case of initial negotiations, it means 1874  
the ninety-day period referred to in this subdivision. 1875

(3) The parties shall continue in full force and effect 1876



all the terms and conditions of any existing collective 1877  
bargaining agreement, without resort to strike or lock-out, for 1878  
a period of sixty days after the party gives notice or until the 1879  
expiration date of the collective bargaining agreement, 1880  
whichever occurs later, or for a period of ninety days where 1881  
applicable. 1882

(4) Upon receipt of the notice, the parties shall enter 1883  
into collective bargaining. 1884

(C) In the event the parties are unable to reach an 1885  
agreement, they may submit, at any time prior to forty-five days 1886  
before the expiration date of the collective bargaining 1887  
agreement, the issues in dispute to any mutually agreed upon 1888  
dispute settlement procedure which supersedes the procedures 1889  
contained in this section. 1890

(1) The procedures may include: 1891

(a) Conventional arbitration of all unsettled issues; 1892

(b) Arbitration confined to a choice between the last 1893  
offer of each party to the agreement as a single package; 1894

(c) Arbitration confined to a choice of the last offer of 1895  
each party to the agreement on each issue submitted; 1896

(d) The procedures described in division (C) (1) (a), (b), 1897  
or (c) of this section and including among the choices for the 1898  
arbitrator, the recommendations of the fact finder, if there are 1899  
recommendations, either as a single package or on each issue 1900  
submitted; 1901

(e) Settlement by a citizens' conciliation council 1902  
composed of three residents within the jurisdiction of the 1903  
public employer. The public employer shall select one member and 1904

the exclusive representative shall select one member. The two 1905  
members selected shall select the third member who shall chair 1906  
the council. If the two members cannot agree upon a third member 1907  
within five days after their appointments, the board shall 1908  
appoint the third member. Once appointed, the council shall make 1909  
a final settlement of the issues submitted to it pursuant to 1910  
division (G) of this section. 1911

(f) Any other dispute settlement procedure mutually agreed 1912  
to by the parties. 1913

(2) If, fifty days before the expiration date of the 1914  
collective bargaining agreement, the parties are unable to reach 1915  
an agreement, any party may request the state employment 1916  
relations board to intervene. The request shall set forth the 1917  
names and addresses of the parties, the issues involved, and, if 1918  
applicable, the expiration date of any agreement. 1919

The board shall intervene and investigate the dispute to 1920  
determine whether the parties have engaged in collective 1921  
bargaining. 1922

If an impasse exists or forty-five days before the 1923  
expiration date of the collective bargaining agreement if one 1924  
exists, the board shall appoint a mediator to assist the parties 1925  
in the collective bargaining process. 1926

(3) Any time after the appointment of a mediator, either 1927  
party may request the appointment of a fact-finding panel. 1928  
Within fifteen days after receipt of a request for a fact- 1929  
finding panel, the board shall appoint a fact-finding panel of 1930  
not more than three members who have been selected by the 1931  
parties in accordance with rules established by the board, from 1932  
a list of qualified persons maintained by the board. 1933

(a) The fact-finding panel shall, in accordance with rules 1934  
and procedures established by the board that include the 1935  
regulation of costs and expenses of fact-finding, gather facts 1936  
and make recommendations for the resolution of the matter. The 1937  
board shall by its rules require each party to specify in 1938  
writing the unresolved issues and its position on each issue to 1939  
the fact-finding panel. The fact-finding panel shall make final 1940  
recommendations as to all the unresolved issues. 1941

(b) The board may continue mediation, order the parties to 1942  
engage in collective bargaining until the expiration date of the 1943  
agreement, or both. 1944

(4) The following guidelines apply to fact-finding: 1945

(a) The fact-finding panel may establish times and place 1946  
of hearings which shall be, where feasible, in the jurisdiction 1947  
of the state. 1948

(b) The fact-finding panel shall conduct the hearing 1949  
pursuant to rules established by the board. 1950

(c) Upon request of the fact-finding panel, the board 1951  
shall issue subpoenas for hearings conducted by the panel. 1952

(d) The fact-finding panel may administer oaths. 1953

(e) The board shall prescribe guidelines for the fact- 1954  
finding panel to follow in making findings. In making its 1955  
recommendations, the fact-finding panel shall take into 1956  
consideration the factors listed in divisions (G) (7) (a) to (f) 1957  
of this section. 1958

(f) The fact-finding panel may attempt mediation at any 1959  
time during the fact-finding process. From the time of 1960  
appointment until the fact-finding panel makes a final 1961

recommendation, it shall not discuss the recommendations for 1962  
settlement of the dispute with parties other than the direct 1963  
parties to the dispute. 1964

(5) The fact-finding panel, acting by a majority of its 1965  
members, shall transmit its findings of fact and recommendations 1966  
on the unresolved issues to the public employer and employee 1967  
organization involved and to the board no later than fourteen 1968  
days after the appointment of the fact-finding panel, unless the 1969  
parties mutually agree to an extension. The parties shall share 1970  
the cost of the fact-finding panel in a manner agreed to by the 1971  
parties. 1972

(6) (a) Not later than seven days after the findings and 1973  
recommendations are sent, the legislative body, by a three- 1974  
fifths vote of its total membership, and in the case of the 1975  
public employee organization, the membership, by a three-fifths 1976  
vote of the total membership, may reject the recommendations; if 1977  
neither rejects the recommendations, the recommendations shall 1978  
be deemed agreed upon as the final resolution of the issues 1979  
submitted and a collective bargaining agreement shall be 1980  
executed between the parties, including the fact-finding panel's 1981  
recommendations, except as otherwise modified by the parties by 1982  
mutual agreement. If either the legislative body or the public 1983  
employee organization rejects the recommendations, the board 1984  
shall publicize the findings of fact and recommendations of the 1985  
fact-finding panel. The board shall adopt rules governing the 1986  
procedures and methods for public employees to vote on the 1987  
recommendations of the fact-finding panel. 1988

(b) As used in division (C) (6) (a) of this section, 1989  
"legislative body" means the controlling board when the state or 1990  
any of its agencies, authorities, commissions, boards, or other 1991

branch of public employment is party to the fact-finding process. 1992  
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(D) If the parties are unable to reach agreement within seven days after the publication of findings and recommendations from the fact-finding panel or the collective bargaining agreement, if one exists, has expired, then the: 1994  
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(1) Public employees, who are members of a police or fire department, members of the state highway patrol, deputy sheriffs, dispatchers employed by a police, fire, or sheriff's department or the state highway patrol or civilian dispatchers employed by a public employer other than a police, fire, or sheriff's department to dispatch police, fire, sheriff's department, or emergency medical or rescue personnel and units, an exclusive nurse's unit, employees of Ohio deaf and blind education services, employees of any public employee retirement system, corrections officers, guards at penal or mental institutions, special police officers appointed in accordance with sections 5119.08 and 5123.13 of the Revised Code, psychiatric attendants employed at mental health forensic facilities, youth leaders employed at juvenile correctional facilities, or 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, prohibited from striking under this division shall submit the matter to a final offer settlement procedure pursuant to a board order issued forthwith to the parties to settle by a conciliator selected by the parties. The parties shall request from the board a list of five qualified conciliators and the parties shall select a single conciliator from the list by alternate striking of names. If the parties cannot agree upon a conciliator within five days after the board order, the board 1998  
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shall on the sixth day after its order appoint a conciliator 2023  
from a list of qualified persons maintained by the board or 2024  
shall request a list of qualified conciliators from the American 2025  
arbitration association and appoint therefrom. 2026

The following public employees shall not strike: 2027

(a) Members of a police or fire department; 2028

(b) Members of the state highway patrol; 2029

(c) Deputy sheriffs; 2030

(d) Dispatchers employed by a police, fire, or sheriff's 2031  
department or the state highway patrol or civilian dispatchers 2032  
employed by a public employer other than a police, fire, or 2033  
sheriff's department to dispatch police, fire, sheriff's 2034  
department, or emergency medical or rescue personnel and units; 2035

(e) Members of an exclusive nurse's unit; 2036

(f) Employees of Ohio deaf and blind education services; 2037

(g) Employees of any public employee retirement system; 2038

(h) Corrections officers; 2039

(i) Guards at penal or mental institutions; 2040

(j) Special police officers appointed in accordance with 2041  
sections 5119.08 and 5123.13 of the Revised Code; 2042

(k) Psychiatric attendants employed at mental health 2043  
forensic facilities; 2044

(l) Youth leaders employed at juvenile correctional 2045  
facilities; 2046

(m) Members of a law enforcement security force that is 2047  
established and maintained exclusively by a board of county 2048

commissioners and whose members are employed by that board; 2049

(n) Full-time faculty members of any state institution of 2050  
higher education. 2051

(2) Public employees other than those listed in division 2052  
(D) (1) of this section have the right to strike under Chapter 2053  
4117. of the Revised Code provided that the employee 2054  
organization representing the employees has given a ten-day 2055  
prior written notice of an intent to strike to the public 2056  
employer and to the board, and further provided that the strike 2057  
is for full, consecutive work days and the beginning date of the 2058  
strike is at least ten work days after the ending date of the 2059  
most recent prior strike involving the same bargaining unit; 2060  
however, the board, at its discretion, may attempt mediation at 2061  
any time. 2062

(E) Nothing in this section shall be construed to prohibit 2063  
the parties, at any time, from voluntarily agreeing to submit 2064  
any or all of the issues in dispute to any other alternative 2065  
dispute settlement procedure. An agreement or statutory 2066  
requirement to arbitrate or to settle a dispute pursuant to a 2067  
final offer settlement procedure and the award issued in 2068  
accordance with the agreement or statutory requirement is 2069  
enforceable in the same manner as specified in division (B) of 2070  
section 4117.09 of the Revised Code. 2071

(F) Nothing in this section shall be construed to prohibit 2072  
a party from seeking enforcement of a collective bargaining 2073  
agreement or a conciliator's award as specified in division (B) 2074  
of section 4117.09 of the Revised Code. 2075

(G) The following guidelines apply to final offer 2076  
settlement proceedings under division (D) (1) of this section: 2077

(1) The parties shall submit to final offer settlement 2078  
those issues that are subject to collective bargaining as 2079  
provided by section 4117.08 of the Revised Code and upon which 2080  
the parties have not reached agreement and other matters 2081  
mutually agreed to by the public employer and the exclusive 2082  
representative; except that the conciliator may attempt 2083  
mediation at any time. 2084

(2) The conciliator shall hold a hearing within thirty 2085  
days of the board's order to submit to a final offer settlement 2086  
procedure, or as soon thereafter as is practicable. 2087

(3) The conciliator shall conduct the hearing pursuant to 2088  
rules developed by the board. The conciliator shall establish 2089  
the hearing time and place, but it shall be, where feasible, 2090  
within the jurisdiction of the state. Not later than five 2091  
calendar days before the hearing, each of the parties shall 2092  
submit to the conciliator, to the opposing party, and to the 2093  
board, a written report summarizing the unresolved issues, the 2094  
party's final offer as to the issues, and the rationale for that 2095  
position. 2096

(4) Upon the request by the conciliator, the board shall 2097  
issue subpoenas for the hearing. 2098

(5) The conciliator may administer oaths. 2099

(6) The conciliator shall hear testimony from the parties 2100  
and provide for a written record to be made of all statements at 2101  
the hearing. The board shall submit for inclusion in the record 2102  
and for consideration by the conciliator the written report and 2103  
recommendation of the fact-finders. 2104

(7) After hearing, the conciliator shall resolve the 2105  
dispute between the parties by selecting, on an issue-by-issue 2106



basis, from between each of the party's final settlement offers, 2107  
taking into consideration the following: 2108

(a) Past collectively bargained agreements, if any, 2109  
between the parties; 2110

(b) Comparison of the issues submitted to final offer 2111  
settlement relative to the employees in the bargaining unit 2112  
involved with those issues related to other public and private 2113  
employees doing comparable work, giving consideration to factors 2114  
peculiar to the area and classification involved; 2115

(c) The interests and welfare of the public, the ability 2116  
of the public employer to finance and administer the issues 2117  
proposed, and the effect of the adjustments on the normal 2118  
standard of public service; 2119

(d) The lawful authority of the public employer; 2120

(e) The stipulations of the parties; 2121

(f) Such other factors, not confined to those listed in 2122  
this section, which are normally or traditionally taken into 2123  
consideration in the determination of the issues submitted to 2124  
final offer settlement through voluntary collective bargaining, 2125  
mediation, fact-finding, or other impasse resolution procedures 2126  
in the public service or in private employment. 2127

(8) Final offer settlement awards made under Chapter 4117. 2128  
of the Revised Code are subject to Chapter 2711. of the Revised 2129  
Code. 2130

(9) If more than one conciliator is used, the 2131  
determination must be by majority vote. 2132

(10) The conciliator shall make written findings of fact 2133  
and promulgate a written opinion and order upon the issues 2134

presented to the conciliator, and upon the record made before 2135  
the conciliator and shall mail or otherwise deliver a true copy 2136  
thereof to the parties and the board. 2137

(11) Increases in rates of compensation and other matters 2138  
with cost implications awarded by the conciliator may be 2139  
effective only at the start of the fiscal year next commencing 2140  
after the date of the final offer settlement award; provided 2141  
that if a new fiscal year has commenced since the issuance of 2142  
the board order to submit to a final offer settlement procedure, 2143  
the awarded increases may be retroactive to the commencement of 2144  
the new fiscal year. The parties may, at any time, amend or 2145  
modify a conciliator's award or order by mutual agreement. 2146

(12) The parties shall bear equally the cost of the final 2147  
offer settlement procedure. 2148

(13) Conciliators appointed pursuant to this section shall 2149  
be residents of the state. 2150

(H) All final offer settlement awards and orders of the 2151  
conciliator made pursuant to Chapter 4117. of the Revised Code 2152  
are subject to review by the court of common pleas having 2153  
jurisdiction over the public employer as provided in Chapter 2154  
2711. of the Revised Code. If the public employer is located in 2155  
more than one court of common pleas district, the court of 2156  
common pleas in which the principal office of the chief 2157  
executive is located has jurisdiction. 2158

(I) The issuance of a final offer settlement award 2159  
constitutes a binding mandate to the public employer and the 2160  
exclusive representative to take whatever actions are necessary 2161  
to implement the award. 2162

**Sec. 4117.15.** (A) Whenever a strike by ~~members of a police~~ 2163

~~or fire department, members of the state highway patrol, deputy sheriffs, dispatchers employed by a police, fire, or sheriff's department or the state highway patrol or civilian dispatchers employed by a public employer other than a police, fire, or sheriff's department to dispatch police, fire, sheriff's department, or emergency medical or rescue personnel and units, an exclusive nurse's unit, employees of Ohio deaf and blind education services, employees of any public employee retirement system, correction officers, guards at penal or mental institutions, or special police officers appointed in accordance with sections 5119.08 and 5123.13 of the Revised Code, psychiatric attendants employed at mental health forensic facilities, youth leaders employed at juvenile correctional facilities, or 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~~public employees who are prohibited from striking under division (D) (1) of section 4117.14 of the Revised Code, a strike by other public employees during the pendency of the settlement procedures set forth in section 4117.14 of the Revised Code, or a strike during the term or extended term of a collective bargaining agreement occurs, the public employer may seek an injunction against the strike in the court of common pleas of the county in which the strike is located.

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

(C) No public employee is entitled to pay or compensation

from the public employer for the period engaged in any strike.	2195
<b>Section 2.</b> That existing sections 3335.02, 3335.09,	2196
3337.01, 3339.01, 3341.02, 3343.02, 3344.01, 3345.45, 3350.10,	2197
3352.01, 3356.01, 3359.01, 3361.01, 3362.01, 3364.01, 4117.14,	2198
and 4117.15 of the Revised Code are hereby repealed.	2199
<b>Section 3.</b> That section 3333.045 of the Revised Code is	2200
hereby repealed.	2201
<b>Section 4.</b> The Department of Higher Education shall	2202
conduct a feasibility study about implementing bachelor's degree	2203
programs that require three years to complete in this state. The	2204
study shall investigate a variety of fields of study and	2205
determine the feasibility of reducing specific course	2206
requirements, quantity of electives, and total credit hours	2207
required for graduation. However, the study shall not include	2208
the use of College Credit Plus or any other current programs	2209
used to accelerate degree programs. Finally, the study shall	2210
present and evaluate potential issues related to accreditation.	2211
Not later than one year after the effective date of this	2212
section, the Department shall submit to the General Assembly, in	2213
accordance with section 101.68 of the Revised Code, a report	2214
about the study's findings.	2215
<b>Section 5.</b> This act shall be known as The Advance Ohio	2216
Higher Education Act.	2217