

I\_136\_2935-4

136th General Assembly  
Regular Session  
2025-2026

Sub. S. B. No. 19

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To amend sections 3301.079, 3301.0714, 3301.0715, 1  
3302.03, 3302.07, 3310.41, 3313.6028, 3313.90, 2  
3314.03, 3317.25, 3324.10, and 3326.11; to enact 3  
new section 3313.6032 and sections 3301.0733, 4  
3301.0734, 3302.131, 3313.6034, 3319.2214, and 5  
3319.2311; and to repeal section 3313.6032 of 6  
the Revised Code with regard to academic 7  
intervention services at public schools, the 8  
list of approved diagnostic assessments, state 9  
achievement assessments, and career-technical 10  
education for home-educated students. 11

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

**Section 1.** That sections 3301.079, 3301.0714, 3301.0715, 12  
3302.03, 3302.07, 3310.41, 3313.6028, 3313.90, 3314.03, 3317.25, 13  
3324.10, and 3326.11 be amended and new section 3313.6032 and 14  
sections 3301.0733, 3301.0734, 3302.131, 3313.6034, 3319.2214, 15  
and 3319.2311 of the Revised Code be enacted to read as follows: 16

**Sec. 3301.079.** (A) (1) The department of education and 17  
workforce periodically shall adopt statewide academic standards 18  
with emphasis on coherence, focus, and essential knowledge and 19



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that are more challenging and demanding when compared to 20  
international standards for each of grades kindergarten through 21  
twelve in English language arts, mathematics, science, and 22  
social studies. 23

(a) The department shall ensure that the standards do all 24  
of the following: 25

(i) Include the essential academic content and skills that 26  
students are expected to know and be able to do at each grade 27  
level that will allow each student to be prepared for 28  
postsecondary instruction and the workplace for success in the 29  
twenty-first century; 30

(ii) Include the development of skill sets that promote 31  
information, media, and technological literacy; 32

(iii) Include interdisciplinary, project-based, real-world 33  
learning opportunities; 34

(iv) Instill life-long learning by providing essential 35  
knowledge and skills based in the liberal arts tradition, as 36  
well as science, technology, engineering, mathematics, and 37  
career-technical education; 38

(v) Be clearly written, transparent, and understandable by 39  
parents, educators, and the general public. 40

(b) The department shall incorporate into the social 41  
studies standards for grades four to twelve academic content 42  
regarding the original texts of the Declaration of Independence, 43  
the Northwest Ordinance, the Constitution of the United States 44  
and its amendments, with emphasis on the Bill of Rights, and the 45  
Ohio Constitution, and their original context. The department 46  
shall revise the model curricula and achievement assessments 47  
adopted under divisions (B) and (C) of this section as necessary 48

to reflect the additional American history and American 49  
government content. The department shall make available a list 50  
of suggested grade-appropriate supplemental readings that place 51  
the documents prescribed by this division in their historical 52  
context, which teachers may use as a resource to assist students 53  
in reading the documents within that context. 54

(c) When the department adopts or revises academic content 55  
standards in social studies, American history, American 56  
government, or science under division (A) (1) of this section, it 57  
shall develop such standards independently and not as part of a 58  
multistate consortium. 59

(2) (a) After completing the standards required by division 60  
(A) (1) of this section, the department shall adopt standards and 61  
model curricula for instruction in technology, financial 62  
literacy and entrepreneurship, fine arts, and foreign language 63  
for grades kindergarten through twelve. The standards shall meet 64  
the same requirements prescribed in division (A) (1) (a) of this 65  
section. 66

(b) The department shall incorporate into the standards 67  
and model curriculum for financial literacy and entrepreneurship 68  
for grades nine through twelve academic content regarding free 69  
market capitalism. The academic content shall include all of the 70  
following concepts related to free market capitalism: 71

(i) Raw materials, labor, and capital, the three classical 72  
factors of economic production, are privately owned. 73

(ii) Individuals control their own ability to work, earn 74  
wages, and obtain skills to earn and increase wages. 75

(iii) Private ownership of capital may include a sole 76  
proprietorship, a family business, a publicly traded 77

corporation, a group of private investors, or a bank.	78
(iv) Markets aggregate the exchange of goods and services throughout the world. Market prices are the only way to convey so much constantly changing information about the supply of goods and services, and the demand for them, for consumers and producers to make informed economic decisions for themselves.	79 80 81 82 83
(v) Wealth is created by providing goods and services that people value at a profit, and both sellers and buyers seek to profit in some way in a free market transaction. Thus, profit earned through transactions can be consumed, saved, reinvested in the business, or dispersed to shareholders.	84 85 86 87 88
(vi) Wealth creation involves asset value appreciation and depreciation, voluntary exchange of equity ownership, and open and closed markets.	89 90 91
(vii) The free market is driven by, and tends to produce, entrepreneurship and innovation.	92 93
(viii) The free market can include side effects and market failures where at least part of the cost of the transaction, including producing, transporting, selling, or buying, is born by others outside of the transaction.	94 95 96 97
(ix) The political features of the free market, including legally protected property rights, legally enforceable contracts, patent protections, and the mitigation of side effects and market failures;	98 99 100 101
(x) Societies that embrace the free market often embrace political and personal freedom as well.	102 103
(3) The department shall adopt the most recent standards developed by the national association for sport and physical	104 105

education for physical education in grades kindergarten through 106  
twelve or shall adopt its own standards for physical education 107  
in those grades and revise and update them periodically. 108

~~The department shall employ a full-time physical education 109  
coordinator to provide guidance and technical assistance to 110  
districts, community schools, and STEM schools in implementing 111  
the physical education standards adopted under this division. 112  
The director of education and workforce shall determine that the 113  
person employed as coordinator is qualified for the position, as 114  
demonstrated by possessing an adequate combination of education, 115  
license, and experience. 116~~

(4) The department shall update the standards and model 117  
curriculum for instruction in computer science in grades 118  
kindergarten through twelve, which shall include standards for 119  
introductory and advanced computer science courses in grades 120  
nine through twelve. When developing the standards and 121  
curriculum, the department shall consider recommendations from 122  
computer science education stakeholder groups, including 123  
teachers and representatives from higher education, industry, 124  
computer science organizations in Ohio, and national computer 125  
science organizations. 126

Any district or school may utilize the computer science 127  
standards or model curriculum or any part thereof adopted 128  
pursuant to division (A) (4) of this section. However, no 129  
district or school shall be required to utilize all or any part 130  
of the standards or curriculum. 131

(5) When academic standards have been completed for any 132  
subject area required by this section, the department shall 133  
inform all school districts, all community schools established 134  
under Chapter 3314. of the Revised Code, all STEM schools 135

established under Chapter 3326. of the Revised Code, and all 136  
nonpublic schools required to administer the assessments 137  
prescribed by sections 3301.0710 and 3301.0712 of the Revised 138  
Code of the content of those standards. Additionally, upon 139  
completion of any academic standards under this section, the 140  
department shall post those standards on the department's web 141  
site. 142

(B) (1) The department shall adopt a model curriculum for 143  
instruction in each subject area for which updated academic 144  
standards are required by division (A) (1) of this section and 145  
for each of grades kindergarten through twelve that is 146  
sufficient to meet the needs of students in every community. The 147  
model curriculum shall be aligned with the standards, to ensure 148  
that the academic content and skills specified for each grade 149  
level are taught to students, and shall demonstrate vertical 150  
articulation and emphasize coherence, focus, and rigor. When any 151  
model curriculum has been completed, the department shall inform 152  
all school districts, community schools, and STEM schools of the 153  
content of that model curriculum. 154

(2) The department, in consultation with the governor's 155  
office of workforce transformation, shall adopt model curricula 156  
for grades kindergarten through twelve that embed career 157  
connection learning strategies into regular classroom 158  
instruction. 159

(3) All school districts, community schools, and STEM 160  
schools may utilize the state standards and the model curriculum 161  
established by the department, together with other relevant 162  
resources, examples, or models to ensure that students have the 163  
opportunity to attain the academic standards. Upon request, the 164  
department shall provide technical assistance to any district, 165

community school, or STEM school in implementing the model 166  
curriculum. 167

Nothing in this section requires any school district to 168  
utilize all or any part of a model curriculum developed under 169  
this section. 170

(C) The department shall develop achievement assessments 171  
aligned with the academic standards and model curriculum for 172  
each of the subject areas and grade levels required by divisions 173  
(A) (1) and (B) (1) of section 3301.0710 of the Revised Code. 174

When any achievement assessment has been completed, the 175  
department shall inform all school districts, community schools, 176  
STEM schools, and nonpublic schools required to administer the 177  
assessment of its completion, and the department shall make the 178  
achievement assessment available to the districts and schools. 179

(D) (1) ~~Not later than June 30, 2026, the~~ The department 180  
shall ~~do both of the following:~~ 181

~~(a) Adopt a diagnostic assessment aligned with the 182  
academic standards for each of grades kindergarten to three in 183  
reading;~~ 184

~~(b) Approve~~ approve a list of up to ~~five~~ six diagnostic 185  
assessments aligned with the academic standards for each of 186  
grades kindergarten to three for ~~both reading and mathematics.~~ 187  
The approved diagnostic assessments shall be inclusive of all 188  
grades kindergarten to three. The department's list of approved 189  
diagnostic assessments ~~for reading shall~~ may include ~~the three 190  
reading diagnostic assessments that were approved by the 191  
department for use as comparable tools for purposes of division 192  
(B) (1) of section 3313.608 of the Revised Code, as it existed 193  
prior to the effective date of this amendment, and are most 194~~

widely used by public schools in the state are computer-based and 195  
provide results to teachers immediately after test 196  
administration. 197

Diagnostic assessments for reading that are developed by 198  
the same provider and that share a common scale, report 199  
performance based on the same scale, and use norms based on 200  
students who took one or more of the provider's reading 201  
diagnostic assessments for grades kindergarten to three shall be 202  
considered an inclusive assessment system. 203

(2) The department shall approve a list of up to five 204  
diagnostic assessments aligned with the academic standards for 205  
each of grades kindergarten to three for mathematics. The 206  
approved diagnostic assessments shall be inclusive of all grades 207  
kindergarten to three. The department's list of approved 208  
diagnostic assessments may include assessments that are 209  
computer-based and provide results to teachers immediately after 210  
test administration. 211

On the effective date of this amendment, the department 212  
shall add a sixth assessment to the approved list of mathematic 213  
diagnostic assessments. The additional assessment shall be the 214  
assessment that scored the sixth highest in the department's 215  
most recent evaluation of diagnostic assessments. 216

Diagnostic assessments for mathematics that are developed 217  
by the same provider and that share a common scale, report 218  
performance based on the same scale, and use norms based on 219  
students who took one or more of the provider's mathematics 220  
diagnostic assessments for grades kindergarten to three shall be 221  
considered an inclusive assessment system. 222

(3) Each diagnostic assessment ~~adopted or~~ approved under 223

~~division~~ divisions (D) (1) and (2) of this section shall be 224  
designed to measure student comprehension of academic content 225  
and mastery of related skills for the relevant subject area and 226  
grade level. The diagnostic assessment for reading shall be 227  
designed to measure student comprehension of foundational 228  
reading skills aligned to the science of reading. ~~Any diagnostic~~ 229  
~~assessment adopted by the department shall not include~~ 230  
~~components to identify gifted students.~~ Blank copies of 231  
diagnostic assessments shall be public records. 232

~~(3)~~ (4) Beginning with the 2027-2028 school year, the 233  
department shall develop a method to compare the results from 234  
diagnostic assessments approved under divisions (D) (1) and (2) 235  
of this section to determine equivalent scores across the 236  
assessments and their relationship to student results on 237  
relevant state assessments. The department may contract with an 238  
organization with experience in reviewing assessments to conduct 239  
analysis of equivalent scores among assessments. The provider of 240  
each approved assessment shall submit to the department, in a 241  
form and manner determined by the department, any information or 242  
data the department requests for that purpose. 243

(5) School districts shall administer a diagnostic 244  
assessment in reading and mathematics ~~adopted or~~ approved by the 245  
department pursuant to section 3301.0715 of the Revised Code 246  
beginning in the ~~2026-2027~~ 2027-2028 school year. 247

(E) The department shall not adopt a diagnostic or 248  
achievement assessment for any grade level or subject area other 249  
than those specified in this section. 250

(F) Whenever the department consults with persons for the 251  
purpose of drafting or reviewing any standards, diagnostic 252  
assessments, achievement assessments, or model curriculum 253

required under this section, the department shall first consult 254  
with parents of students in kindergarten through twelfth grade 255  
and with active Ohio classroom teachers, other school personnel, 256  
and administrators with expertise in the appropriate subject 257  
area. Whenever practicable, the department shall consult with 258  
teachers recognized as outstanding in their fields. 259

If the department contracts with more than one outside 260  
entity for the development of the achievement assessments 261  
required by this section, the department shall ensure the 262  
interchangeability of those assessments. 263

(G) Whenever the department adopts standards or model 264  
curricula under this section, the department also shall provide 265  
information on the use of blended, online, or digital learning 266  
in the delivery of the standards or curricula to students in 267  
accordance with division (A) (5) of this section. 268

(H) The fairness sensitivity review committee of the 269  
department shall not allow any question on any achievement or 270  
diagnostic assessment developed under this section or any 271  
proficiency test prescribed by former section 3301.0710 of the 272  
Revised Code, as it existed prior to September 11, 2001, to 273  
include, be written to promote, or inquire as to individual 274  
moral or social values or beliefs. The decision of the committee 275  
shall be final. This section does not create a private cause of 276  
action. 277

(I) Not later than sixty days prior to the adoption of 278  
updated academic standards under division (A) (1) of this section 279  
or updated model curricula under division (B) (1) of this 280  
section, the director of education and workforce shall present 281  
the academic standards or model curricula, as applicable, in 282  
person at a public hearing of the respective committees of the 283

house of representatives and senate that consider education	284
legislation.	285
(J) As used in this section:	286
(1) "Blended learning" means the delivery of instruction	287
in a combination of time primarily in a supervised physical	288
location away from home and online delivery whereby the student	289
has some element of control over time, place, path, or pace of	290
learning and includes noncomputer-based learning opportunities.	291
(2) "Online learning" means students work primarily from	292
their residences on assignments delivered via an internet- or	293
other computer-based instructional method.	294
(3) "Coherence" means a reflection of the structure of the	295
discipline being taught.	296
(4) "Digital learning" means learning facilitated by	297
technology that gives students some element of control over	298
time, place, path, or pace of learning.	299
(5) "Focus" means limiting the number of items included in	300
a curriculum to allow for deeper exploration of the subject	301
matter.	302
(6) "Vertical articulation" means key academic concepts	303
and skills associated with mastery in particular content areas	304
should be articulated and reinforced in a developmentally	305
appropriate manner at each grade level so that over time	306
students acquire a depth of knowledge and understanding in the	307
core academic disciplines.	308
<b>Sec. 3301.0714.</b> (A) The department of education and	309
workforce shall adopt rules for a statewide education management	310
information system. The rules shall require the department to	311

establish guidelines for the establishment and maintenance of 312  
the system in accordance with this section and the rules adopted 313  
under this section. The guidelines shall include: 314

(1) Standards identifying and defining the types of data 315  
in the system in accordance with divisions (B) and (C) of this 316  
section; 317

(2) Procedures for annually collecting and reporting the 318  
data to the department in accordance with division (D) of this 319  
section; 320

(3) Procedures for annually compiling the data in 321  
accordance with division (G) of this section; 322

(4) Procedures for annually reporting the data to the 323  
public in accordance with division (H) of this section; 324

(5) Standards to provide strict safeguards to protect the 325  
confidentiality of personally identifiable student data. 326

(B) The guidelines adopted under this section shall 327  
require the data maintained in the education management 328  
information system to include at least the following: 329

(1) Student participation and performance data, for each 330  
grade in each school district as a whole and for each grade in 331  
each school building in each school district, that includes: 332

(a) The numbers of students receiving each category of 333  
instructional service offered by the school district, such as 334  
regular education instruction, vocational education instruction, 335  
specialized instruction programs or enrichment instruction that 336  
is part of the educational curriculum, instruction for gifted 337  
students, instruction for students with disabilities, and 338  
remedial instruction. The guidelines shall require instructional 339

services under this division to be divided into discrete 340  
categories if an instructional service is limited to a specific 341  
subject, a specific type of student, or both, such as regular 342  
instructional services in mathematics, remedial reading 343  
instructional services, instructional services specifically for 344  
students gifted in mathematics or some other subject area, or 345  
instructional services for students with a specific type of 346  
disability. The categories of instructional services required by 347  
the guidelines under this division shall be the same as the 348  
categories of instructional services used in determining cost 349  
units pursuant to division (C) (3) of this section. 350

(b) The numbers of students receiving support or 351  
extracurricular services for each of the support services or 352  
extracurricular programs offered by the school district, such as 353  
counseling services, health services, and extracurricular sports 354  
and fine arts programs. The categories of services required by 355  
the guidelines under this division shall be the same as the 356  
categories of services used in determining cost units pursuant 357  
to division (C) (4) (a) of this section. 358

(c) Average student grades in each subject in grades nine 359  
through twelve; 360

(d) Academic achievement levels as assessed under sections 361  
3301.0710, 3301.0711, and 3301.0712 of the Revised Code; 362

(e) The number of students designated as having a 363  
disabling condition pursuant to division (C) (1) of section 364  
3301.0711 of the Revised Code; 365

(f) The numbers of students reported to the department 366  
pursuant to division (C) (2) of section 3301.0711 of the Revised 367  
Code; 368

(g) Attendance rates and the average daily attendance for the year. For purposes of this division, a student shall be counted as present for any field trip that is approved by the school administration.	369 370 371 372
(h) Expulsion rates;	373
(i) Suspension rates;	374
(j) Dropout rates;	375
(k) Rates of retention in grade;	376
(l) For pupils in grades nine through twelve, the average number of carnegie units, as calculated in accordance with the director's rules;	377 378 379
(m) Graduation rates, to be calculated in a manner specified by the department that reflects the rate at which students who were in the ninth grade three years prior to the current year complete school and that is consistent with nationally accepted reporting requirements;	380 381 382 383 384
(n) Results of diagnostic assessments described in division (A) (1) of section 3301.0715 of the Revised Code;	385 386
(o) The number of students earning each state diploma seal included in the system prescribed under division (A) of section 3313.6114 of the Revised Code;	387 388 389
(p) The number of students demonstrating competency for graduation using each option described in divisions (B) (1) (a) to (d) of section 3313.618 of the Revised Code;	390 391 392
(q) The number of students completing each foundational and supporting option as part of the demonstration of competency for graduation pursuant to division (B) (1) (b) of section	393 394 395

3313.618 of the Revised Code;	396
(r) The number of students enrolled in all-day kindergarten, as defined in section 3321.05 of the Revised Code.	397 398
(2) Personnel and classroom enrollment data for each school district, including:	399 400
(a) The total numbers of licensed employees and nonlicensed employees and the numbers of full-time equivalent licensed employees and nonlicensed employees providing each category of instructional service, instructional support service, and administrative support service used pursuant to division (C)(3) of this section. The guidelines adopted under this section shall require these categories of data to be maintained for the school district as a whole and, wherever applicable, for each grade in the school district as a whole, for each school building as a whole, and for each grade in each school building.	401 402 403 404 405 406 407 408 409 410 411
(b) The total number of employees and the number of full-time equivalent employees providing each category of service used pursuant to divisions (C)(4)(a) and (b) of this section, and the total numbers of licensed employees and nonlicensed employees and the numbers of full-time equivalent licensed employees and nonlicensed employees providing each category used pursuant to division (C)(4)(c) of this section. The guidelines adopted under this section shall require these categories of data to be maintained for the school district as a whole and, wherever applicable, for each grade in the school district as a whole, for each school building as a whole, and for each grade in each school building.	412 413 414 415 416 417 418 419 420 421 422 423
(c) The total number of regular classroom teachers	424

teaching classes of regular education and the average number of 425  
pupils enrolled in each such class, in each of grades 426  
kindergarten through five in the district as a whole and in each 427  
school building in the school district. 428

(d) The number of lead teachers employed by each school 429  
district and each school building. 430

(3) (a) Student demographic data for each school district, 431  
including information regarding the gender ratio of the school 432  
district's pupils, the racial make-up of the school district's 433  
pupils, the number of English learners in the district, and an 434  
appropriate measure of the number of the school district's 435  
pupils who reside in economically disadvantaged households. The 436  
demographic data shall be collected in a manner to allow 437  
correlation with data collected under division (B) (1) of this 438  
section. Categories for data collected pursuant to division (B) 439  
(3) of this section shall conform, where appropriate, to 440  
standard practices of agencies of the federal government. 441

(b) With respect to each student entering kindergarten, 442  
whether the student previously participated in a public 443  
preschool program, a private preschool program, or a head start 444  
program, and the number of years the student participated in 445  
each of these programs. 446

(4) (a) The core curriculum and instructional materials 447  
being used for English language arts in each of grades pre- 448  
kindergarten to five; 449

(b) The reading intervention programs being used in each 450  
of grades pre-kindergarten to twelve. 451

~~(5)~~ (5) (a) The core curriculum and instructional materials 452  
being used for mathematics in each of grades kindergarten to 453

twelve; 454

(b) The mathematics intervention programs being used in 455  
each of grades kindergarten to twelve. 456

(6) Any data required to be collected pursuant to federal 457  
law. 458

(C) The education management information system shall 459  
include cost accounting data for each district as a whole and 460  
for each school building in each school district. The guidelines 461  
adopted under this section shall require the cost data for each 462  
school district to be maintained in a system of mutually 463  
exclusive cost units and shall require all of the costs of each 464  
school district to be divided among the cost units. The 465  
guidelines shall require the system of mutually exclusive cost 466  
units to include at least the following: 467

(1) Administrative costs for the school district as a 468  
whole. The guidelines shall require the cost units under this 469  
division (C) (1) to be designed so that each of them may be 470  
compiled and reported in terms of average expenditure per pupil 471  
in enrolled ADM in the school district, as determined pursuant 472  
to section 3317.03 of the Revised Code. 473

(2) Administrative costs for each school building in the 474  
school district. The guidelines shall require the cost units 475  
under this division (C) (2) to be designed so that each of them 476  
may be compiled and reported in terms of average expenditure per 477  
full-time equivalent pupil receiving instructional or support 478  
services in each building. 479

(3) Instructional services costs for each category of 480  
instructional service provided directly to students and required 481  
by guidelines adopted pursuant to division (B) (1) (a) of this 482

section. The guidelines shall require the cost units under 483  
division (C) (3) of this section to be designed so that each of 484  
them may be compiled and reported in terms of average 485  
expenditure per pupil receiving the service in the school 486  
district as a whole and average expenditure per pupil receiving 487  
the service in each building in the school district and in terms 488  
of a total cost for each category of service and, as a breakdown 489  
of the total cost, a cost for each of the following components: 490

(a) The cost of each instructional services category 491  
required by guidelines adopted under division (B) (1) (a) of this 492  
section that is provided directly to students by a classroom 493  
teacher; 494

(b) The cost of the instructional support services, such 495  
as services provided by a speech-language pathologist, classroom 496  
aide, multimedia aide, or librarian, provided directly to 497  
students in conjunction with each instructional services 498  
category; 499

(c) The cost of the administrative support services 500  
related to each instructional services category, such as the 501  
cost of personnel that develop the curriculum for the 502  
instructional services category and the cost of personnel 503  
supervising or coordinating the delivery of the instructional 504  
services category. 505

(4) Support or extracurricular services costs for each 506  
category of service directly provided to students and required 507  
by guidelines adopted pursuant to division (B) (1) (b) of this 508  
section. The guidelines shall require the cost units under 509  
division (C) (4) of this section to be designed so that each of 510  
them may be compiled and reported in terms of average 511  
expenditure per pupil receiving the service in the school 512

district as a whole and average expenditure per pupil receiving 513  
the service in each building in the school district and in terms 514  
of a total cost for each category of service and, as a breakdown 515  
of the total cost, a cost for each of the following components: 516

(a) The cost of each support or extracurricular services 517  
category required by guidelines adopted under division (B) (1) (b) 518  
of this section that is provided directly to students by a 519  
licensed employee, such as services provided by a guidance 520  
counselor or any services provided by a licensed employee under 521  
a supplemental contract; 522

(b) The cost of each such services category provided 523  
directly to students by a nonlicensed employee, such as 524  
janitorial services, cafeteria services, or services of a sports 525  
trainer; 526

(c) The cost of the administrative services related to 527  
each services category in division (C) (4) (a) or (b) of this 528  
section, such as the cost of any licensed or nonlicensed 529  
employees that develop, supervise, coordinate, or otherwise are 530  
involved in administering or aiding the delivery of each 531  
services category. 532

(D) (1) The guidelines adopted under this section shall 533  
require school districts to collect information about individual 534  
students, staff members, or both in connection with any data 535  
required by division (B) or (C) of this section or other 536  
reporting requirements established in the Revised Code. The 537  
guidelines may also require school districts to report 538  
information about individual staff members in connection with 539  
any data required by division (B) or (C) of this section or 540  
other reporting requirements established in the Revised Code. 541  
The guidelines shall not authorize school districts to request 542

social security numbers of individual students. The guidelines 543  
shall prohibit the reporting under this section of a student's 544  
name, address, and social security number to the department. The 545  
guidelines shall also prohibit the reporting under this section 546  
of any personally identifiable information about any student, 547  
except for the purpose of assigning the data verification code 548  
required by division (D) (2) of this section, to any other person 549  
unless such person is employed by the school district or the 550  
information technology center operated under section 3301.075 of 551  
the Revised Code and is authorized by the district or technology 552  
center to have access to such information or is employed by an 553  
entity with which the department contracts for the scoring or 554  
the development of state assessments. The guidelines may require 555  
school districts to provide the social security numbers of 556  
individual staff members and the county of residence for a 557  
student. Nothing in this section prohibits the department from 558  
providing a student's county of residence to the department of 559  
taxation to facilitate the distribution of tax revenue. 560

(2) (a) The guidelines shall provide for each school 561  
district or community school to assign a data verification code 562  
that is unique on a statewide basis over time to each student 563  
whose initial Ohio enrollment is in that district or school and 564  
to report all required individual student data for that student 565  
utilizing such code. The guidelines shall also provide for 566  
assigning data verification codes to all students enrolled in 567  
districts or community schools on the effective date of the 568  
guidelines established under this section. The assignment of 569  
data verification codes for other entities, as described in 570  
division (D) (2) (d) of this section, the use of those codes, and 571  
the reporting and use of associated individual student data 572  
shall be coordinated by the department of education and 573

workforce in accordance with state and federal law. 574

School districts shall report individual student data to 575  
the department through the information technology centers 576  
utilizing the code. The entities described in division (D) (2) (d) 577  
of this section shall report individual student data to the 578  
department in the manner prescribed by the department. 579

(b) (i) Except as provided in sections 3301.941, 3310.11, 580  
3310.42, 3310.63, 3313.978, 3317.20, and 5747.057 of the Revised 581  
Code, and in division (D) (2) (b) (ii) of this section, at no time 582  
shall the department have access to information that would 583  
enable any data verification code to be matched to personally 584  
identifiable student data. 585

(ii) For the purpose of making per-pupil payments to 586  
community schools under section 3317.022 of the Revised Code, 587  
the department shall have access to information that would 588  
enable any data verification code to be matched to personally 589  
identifiable student data. 590

(c) Each school district and community school shall ensure 591  
that the data verification code is included in the student's 592  
records reported to any subsequent school district, community 593  
school, or state institution of higher education, as defined in 594  
section 3345.011 of the Revised Code, in which the student 595  
enrolls. Any such subsequent district or school shall utilize 596  
the same identifier in its reporting of data under this section. 597

(d) (i) The director of any state agency that administers a 598  
publicly funded program providing services to children who are 599  
younger than compulsory school age, as defined in section 600  
3321.01 of the Revised Code, including the directors of health, 601  
job and family services, ~~mental health and addiction~~ 602

~~services~~behavioral health, children and youth, and developmental 603  
disabilities, shall request and receive, pursuant to sections 604  
3301.0723 and 5180.33 of the Revised Code, a data verification 605  
code for a child who is receiving those services. 606

(ii) The director of developmental disabilities, director 607  
of health, director of job and family services, director of 608  
children and youth, director of ~~mental health and addiction~~  
~~services~~behavioral health, medicaid director, executive director 609  
of the commission on minority health, executive director of the 610  
opportunities for Ohioans with disabilities agency, or director 611  
of education and workforce, on behalf of a program that receives 612  
public funds and provides services to children who are younger 613  
than compulsory school age, may request and receive, pursuant to 614  
section 3301.0723 of the Revised Code, a data verification code 615  
for a child who is receiving services from the program. 616  
617

(E) The guidelines adopted under this section may require 618  
school districts to collect and report data, information, or 619  
reports other than that described in divisions (A), (B), and (C) 620  
of this section for the purpose of complying with other 621  
reporting requirements established in the Revised Code. The 622  
other data, information, or reports may be maintained in the 623  
education management information system but are not required to 624  
be compiled as part of the profile formats required under 625  
division (G) of this section or the annual statewide report 626  
required under division (H) of this section. 627

(F) The board of education of each school district shall 628  
annually collect and report to the department, in accordance 629  
with the guidelines established by the department, the data 630  
required pursuant to this section. A school district may collect 631  
and report these data notwithstanding section 2151.357 or 632

3319.321 of the Revised Code. 633

(G) The department shall, in accordance with the 634  
procedures it adopts, annually compile the data reported by each 635  
school district pursuant to division (D) of this section. The 636  
department shall design formats for profiling each school 637  
district as a whole and each school building within each 638  
district and shall compile the data in accordance with these 639  
formats. These profile formats shall: 640

(1) Include all of the data gathered under this section in 641  
a manner that facilitates comparison among school districts and 642  
among school buildings within each school district; 643

(2) Present the data on academic achievement levels as 644  
assessed by the testing of student achievement maintained 645  
pursuant to division (B)(1)(d) of this section. 646

(H)(1) The department shall, in accordance with the 647  
procedures it adopts, annually prepare a statewide report for 648  
all school districts and the general public that includes the 649  
profile of each of the school districts developed pursuant to 650  
division (G) of this section. Copies of the report shall be sent 651  
to each school district. 652

(2) The department shall, in accordance with the 653  
procedures it adopts, annually prepare an individual report for 654  
each school district and the general public that includes the 655  
profiles of each of the school buildings in that school district 656  
developed pursuant to division (G) of this section. 657

(I) Any data that is collected or maintained pursuant to 658  
this section and that identifies an individual pupil is not a 659  
public record for the purposes of section 149.43 of the Revised 660  
Code. 661

(J) As used in this section: 662

(1) "School district" means any city, local, exempted 663  
village, or joint vocational school district and, in accordance 664  
with section 3314.17 of the Revised Code, any community school. 665  
As used in division (L) of this section, "school district" also 666  
includes any educational service center or other educational 667  
entity required to submit data using the system established 668  
under this section. 669

(2) "Cost" means any expenditure for operating expenses 670  
made by a school district excluding any expenditures for debt 671  
retirement except for payments made to any commercial lending 672  
institution for any loan approved pursuant to section 3313.483 673  
of the Revised Code. 674

(K) Any person who removes data from the information 675  
system established under this section for the purpose of 676  
releasing it to any person not entitled under law to have access 677  
to such information is subject to section 2913.42 of the Revised 678  
Code prohibiting tampering with data. 679

(L) (1) In accordance with division (L) (2) of this section 680  
and the rules adopted under division (L) (10) of this section, 681  
the department may sanction any school district that reports 682  
incomplete or inaccurate data, reports data that does not 683  
conform to data requirements and descriptions published by the 684  
department, fails to report data in a timely manner, or 685  
otherwise does not make a good faith effort to report data as 686  
required by this section. 687

(2) If the department decides to sanction a school 688  
district under this division, the department shall take the 689  
following sequential actions: 690

(a) Notify the district in writing that the department has determined that data has not been reported as required under this section and require the district to review its data submission and submit corrected data by a deadline established by the department. The department also may require the district to develop a corrective action plan, which shall include provisions for the district to provide mandatory staff training on data reporting procedures.

(b) Withhold up to ten per cent of the total amount of state funds due to the district for the current fiscal year and, if not previously required under division (L) (2) (a) of this section, require the district to develop a corrective action plan in accordance with that division;

(c) Withhold an additional amount of up to twenty per cent of the total amount of state funds due to the district for the current fiscal year;

(d) Direct department staff or an outside entity to investigate the district's data reporting practices and make recommendations for subsequent actions. The recommendations may include one or more of the following actions:

(i) Arrange for an audit of the district's data reporting practices by department staff or an outside entity;

(ii) Conduct a site visit and evaluation of the district;

(iii) Withhold an additional amount of up to thirty per cent of the total amount of state funds due to the district for the current fiscal year;

(iv) Continue monitoring the district's data reporting;

(v) Assign department staff to supervise the district's

data management system; 719

(vi) Conduct an investigation to determine whether to 720  
suspend or revoke the license of any district employee in 721  
accordance with division (N) of this section; 722

(vii) If the district is issued a report card under 723  
section 3302.03 of the Revised Code, indicate on the report card 724  
that the district has been sanctioned for failing to report data 725  
as required by this section; 726

(viii) If the district is issued a report card under 727  
section 3302.03 of the Revised Code and incomplete or inaccurate 728  
data submitted by the district likely caused the district to 729  
receive a higher performance rating than it deserved under that 730  
section, issue a revised report card for the district; 731

(ix) Any other action designed to correct the district's 732  
data reporting problems. 733

(3) Any time the department takes an action against a 734  
school district under division (L)(2) of this section, the 735  
department shall make a report of the circumstances that 736  
prompted the action. The department shall send a copy of the 737  
report to the district superintendent or chief administrator and 738  
maintain a copy of the report in its files. 739

(4) If any action taken under division (L)(2) of this 740  
section resolves a school district's data reporting problems to 741  
the department's satisfaction, the department shall not take any 742  
further actions described by that division. If the department 743  
withheld funds from the district under that division, the 744  
department may release those funds to the district, except that 745  
if the department withheld funding under division (L)(2)(c) of 746  
this section, the department shall not release the funds 747

withheld under division (L) (2) (b) of this section and, if the 748  
department withheld funding under division (L) (2) (d) of this 749  
section, the department shall not release the funds withheld 750  
under division (L) (2) (b) or (c) of this section. 751

(5) Notwithstanding anything in this section to the 752  
contrary, the department may use its own staff or an outside 753  
entity to conduct an audit of a school district's data reporting 754  
practices any time the department has reason to believe the 755  
district has not made a good faith effort to report data as 756  
required by this section. If any audit conducted by an outside 757  
entity under division (L) (2) (d) (i) or (5) of this section 758  
confirms that a district has not made a good faith effort to 759  
report data as required by this section, the district shall 760  
reimburse the department for the full cost of the audit. The 761  
department may withhold state funds due to the district for this 762  
purpose. 763

(6) Prior to issuing a revised report card for a school 764  
district under division (L) (2) (d) (viii) of this section, the 765  
department may hold a hearing to provide the district with an 766  
opportunity to demonstrate that it made a good faith effort to 767  
report data as required by this section. The hearing shall be 768  
conducted by a referee appointed by the department. Based on the 769  
information provided in the hearing, the referee shall recommend 770  
whether the department should issue a revised report card for 771  
the district. If the referee affirms the department's contention 772  
that the district did not make a good faith effort to report 773  
data as required by this section, the district shall bear the 774  
full cost of conducting the hearing and of issuing any revised 775  
report card. 776

(7) If the department determines that any inaccurate data 777

reported under this section caused a school district to receive 778  
excess state funds in any fiscal year, the district shall 779  
reimburse the department an amount equal to the excess funds, in 780  
accordance with a payment schedule determined by the department. 781  
The department may withhold state funds due to the district for 782  
this purpose. 783

(8) Any school district that has funds withheld under 784  
division (L) (2) of this section may appeal the withholding in 785  
accordance with Chapter 119. of the Revised Code. 786

(9) In all cases of a disagreement between the department 787  
and a school district regarding the appropriateness of an action 788  
taken under division (L) (2) of this section, the burden of proof 789  
shall be on the district to demonstrate that it made a good 790  
faith effort to report data as required by this section. 791

(10) The director of education and workforce shall adopt 792  
rules under Chapter 119. of the Revised Code to implement 793  
division (L) of this section. 794

(M) No information technology center or school district 795  
shall acquire, change, or update its student administration 796  
software package to manage and report data required to be 797  
reported to the department unless it converts to a student 798  
software package that is certified by the department. 799

(N) The state board of education, in accordance with 800  
sections 3319.31 and 3319.311 of the Revised Code, may suspend 801  
or revoke a license as defined under division (A) of section 802  
3319.31 of the Revised Code that has been issued to any school 803  
district employee found to have willfully reported erroneous, 804  
inaccurate, or incomplete data to the education management 805  
information system. 806

(O) No person shall release or maintain any information 807  
about any student in violation of this section. Whoever violates 808  
this division is guilty of a misdemeanor of the fourth degree. 809

(P) If the department cannot compile any of the 810  
information required by division (I) of section 3302.03 of the 811  
Revised Code based upon the data collected under this section, 812  
the department shall develop a plan and a reasonable timeline 813  
for the collection of any data necessary to comply with that 814  
division. 815

(Q) Not later than March 1, 2027, the department shall 816  
designate a single software system for use by school districts 817  
to submit data that is required to be reported into the 818  
statewide education management information system established 819  
under this section. Beginning August 1, 2027, each school 820  
district shall use the new software system to report all data 821  
required under this section. 822

**Sec. 3301.0715.** (A) (1) The board of education of each 823  
city, local, and exempted village school district shall 824  
administer a diagnostic assessment in reading and mathematics 825  
adopted or approved in accordance with section 3301.079 of the 826  
Revised Code to the following: 827

(a) Each student enrolled in kindergarten, first, second, 828  
or third grade. 829

(b) Any student who transfers into the district or to a 830  
different school within the district if each applicable 831  
diagnostic assessment was not administered by the district or 832  
school the student previously attended in the current school 833  
year, within thirty days after the date of transfer. If the 834  
district or school into which the student transfers cannot 835

determine whether the student has taken any applicable 836  
diagnostic assessment in the current school year, the district 837  
or school may administer the diagnostic assessment to the 838  
student. However, if a student transfers into the district prior 839  
to the administration of the diagnostic assessments to all 840  
students under division (B) of this section, the district may 841  
administer the diagnostic assessments to that student on the 842  
date or dates determined under that division. 843

(2) The district shall administer the kindergarten 844  
readiness assessment to each kindergarten student not earlier 845  
than the first day of July of the school year in which the 846  
student is enrolled in kindergarten and not later than the 847  
twentieth day of instruction of that school year. In no case 848  
shall the results of the readiness assessment be used to 849  
prohibit a student from enrolling in kindergarten. 850

(3) No school district shall administer diagnostic 851  
assessments from multiple providers in the subject of reading or 852  
mathematics to the same student in grades kindergarten to three, 853  
unless one of the following apply: 854

(a) An additional diagnostic assessment in the applicable 855  
subject area is indicated by the student's individualized 856  
education program developed under Chapter 3323. of the Revised 857  
Code; 858

(b) The results of the student's diagnostic assessment in 859  
reading indicate that additional assessment is necessary 860  
pursuant to section 3323.251 of the Revised Code to determine if 861  
the student is at risk of dyslexia; 862

(c) Any other reason as determined appropriate by the 863  
department. 864

(4) (a) A provider that offers a reading diagnostic assessment approved under division (D) (1) of section 3301.079 of the Revised Code, as it existed prior to the effective date of this amendment, may apply to the department for a waiver to permit school districts to use that reading diagnostic assessment. 865  
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(b) An application for a waiver shall be submitted in a form and manner prescribed by the department. The department shall approve a waiver application for a previously approved reading diagnostic assessment if it meets all criteria for diagnostic assessments under division (D) (1) of section 3301.079 of the Revised Code. 871  
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(B) ~~Each~~ Except as provided under division (A) (4) of this section, each district board shall administer each diagnostic assessment described in division (A) (1) of this section at least once annually by the thirtieth day of September to all students in the appropriate grade level. The board shall administer a diagnostic assessment to a student with a significant cognitive disability in accordance with guidelines adopted by the department of education and workforce. A district board may administer any diagnostic assessment in the fall and spring of a school year to measure the amount of academic growth attributable to the instruction received by students during that school year. 877  
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(C) Each district board shall utilize and score the kindergarten readiness assessment in accordance with rules established by the department of children and youth and shall utilize and score each diagnostic assessment described in division (A) (1) of this section in accordance with rules established by the department of education and workforce. After 889  
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the administration of the kindergarten readiness assessment or a diagnostic assessment described in division (A) (1) of this section, each district shall provide a student's completed assessment, the results of such assessment, and any other accompanying documents used during the administration of the assessment to the parent of that student. The district shall include all such documents and information related to a diagnostic assessment described in division (A) (1) of this section in any plan developed for the student under division (C) of section 3313.608 of the Revised Code. Each district shall submit, in the manner prescribed by each department, the results of the assessments administered under this section as follows:

(1) The results of the kindergarten readiness assessment to the department of children and youth;

(2) The results of all diagnostic assessments described in division (A) (1) of this section to the department of education and workforce pursuant to section 3301.0714 of the Revised Code.

The department of children and youth may report school and district level kindergarten readiness assessment data. The department of education and workforce may report data from any diagnostic assessment described in division (A) (1) of this section and may use that data to calculate the measures prescribed by divisions (B) (1) (g), (C) (1) (g), and (D) (1) (h) of section 3302.03 of the Revised Code.

(D) Each district board shall provide intervention services to students whose diagnostic assessments described in division (A) (1) of this section show that they are failing to make satisfactory progress toward attaining the academic standards for their grade level.

(E) Any chartered nonpublic school may elect to administer 924  
the kindergarten readiness assessment to all kindergarten 925  
students enrolled in the school. If the school so elects, the 926  
chief administrator of the school shall notify the director of 927  
children and youth not later than the thirty-first day of March 928  
prior to any school year in which the school will administer the 929  
assessment. The department of children and youth shall furnish 930  
the assessment to the school at no cost to the school. In 931  
administering the assessment, the school shall do all of the 932  
following: 933

(1) Enter into a written agreement with the department of 934  
children and youth specifying that the school will share each 935  
participating student's assessment data with the department and, 936  
that for the purpose of reporting the data to the department, 937  
each participating student will be assigned a data verification 938  
code as described in division (D) (2) of section 3301.0714 of the 939  
Revised Code; 940

(2) Require the assessment to be administered by a teacher 941  
certified under section 3301.071 of the Revised Code who either 942  
has completed training on administering the kindergarten 943  
readiness assessment or has been trained by another person who 944  
has completed such training; 945

(3) Administer the assessment in the same manner as school 946  
districts are required to do under this section and the rules 947  
established under division (C) of this section. 948

(F) A school district in which less than eighty per cent 949  
of its students score at the proficient level or higher on the 950  
third-grade English language arts assessment prescribed under 951  
section 3301.0710 of the Revised Code shall establish a reading 952  
improvement plan supported by reading specialists. Prior to 953

implementation, the plan shall be approved by the school 954  
district board of education. 955

(G) As used in this section, "kindergarten readiness 956  
assessment" means the diagnostic assessment provided by the 957  
department of children and youth under section 5104.52 of the 958  
Revised Code. 959

Sec. 3301.0733. (A) Notwithstanding anything in the 960  
Revised Code to the contrary, not later than December 31, 2026, 961  
the department of education and workforce shall seek a waiver 962  
from the United States secretary of education for testing 963  
requirements under federal law to allow for the use and 964  
implementation of end-of-year nationally norm-referenced 965  
assessments in lieu of standards-based assessments as the 966  
primary assessments of student achievement in this state. If the 967  
department receives a waiver under this section, the department 968  
shall do all of the following: 969

(1) Prescribe a system of end-of-year nationally norm- 970  
referenced assessments in the same grade levels and subject 971  
areas as the diagnostic assessments, statewide achievement 972  
assessments, and end-of-course examinations prescribed under 973  
sections 3301.079, 3301.0710, and 3301.0712 of the Revised Code 974  
based on its selection under division (B) of this section. The 975  
assessments prescribed under this section shall be used in place 976  
of those diagnostic assessments, statewide achievement 977  
assessments, and end-of-course examinations. Wherever in Title 978  
XXXIII of the Revised Code a reference is made to a diagnostic 979  
assessment, statewide achievement assessment, or end-of-course 980  
examination, that reference shall be construed to refer to the 981  
appropriate assessment prescribed under this section, unless the 982  
context specifically indicates a different meaning or intent. 983

<u>(2) Issue a request for proposals for the selection of the</u>	984
<u>norm-referenced assessment, and require that each request for</u>	985
<u>proposals include the following:</u>	986
<u>(a) A nationally norm-referenced assessment that is</u>	987
<u>designed to measure a student's level of skill in the subject</u>	988
<u>area and at the end of the grade or course for which the</u>	989
<u>assessment is prescribed;</u>	990
<u>(b) Instructions for how to read and interpret assessment</u>	991
<u>results that include percentile ranges and percentages;</u>	992
<u>(c) Evidence of the procedure used to ensure objectivity</u>	993
<u>in grading assessments;</u>	994
<u>(d) A method or a description of how to compare results</u>	995
<u>between the new norm-referenced assessment and the diagnostic</u>	996
<u>assessment, statewide achievement assessment, or end-of-course</u>	997
<u>examination that the assessment is replacing.</u>	998
<u>(3) Prepare rules for the implementation of the</u>	999
<u>assessments selected under this section prior to approval of a</u>	1000
<u>waiver and promptly adopt those rules upon waiver approval so</u>	1001
<u>that the assessments are implemented in the first full school</u>	1002
<u>year that begins after the waiver's approval date.</u>	1003
<u>(4) The system of nationally norm-referenced assessments</u>	1004
<u>prescribed under this section shall be administered beginning</u>	1005
<u>with the first day of July that occurs after the approval date</u>	1006
<u>of a waiver submitted under this section.</u>	1007
<u>(B) Not later than December 1, 2026, the department of</u>	1008
<u>education and workforce shall develop a detailed plan for a</u>	1009
<u>next-generation, computer-adaptive state assessment that does</u>	1010
<u>all of the following:</u>	1011

<u>(1) Minimizes the amount of time students spend testing;</u>	1012
<u>(2) Aligns with grade-level, statewide academic standards</u>	1013
<u>prescribed under section 3301.079 of the Revised Code while</u>	1014
<u>measuring performance above and below grade level;</u>	1015
<u>(3) Produces a growth measure that leverages data from the</u>	1016
<u>grade level above and below the grade level being tested to more</u>	1017
<u>accurately reflect a year of learning;</u>	1018
<u>(4) Returns actionable results within one week of</u>	1019
<u>administration of the assessment;</u>	1020
<u>(5) Allows for a testing window that occurs later in the</u>	1021
<u>school year to capture more student learning;</u>	1022
<u>(6) Reports both grade-level status and a student</u>	1023
<u>percentile;</u>	1024
<u>(7) Meets all requirements under the "Elementary and</u>	1025
<u>Secondary Education Act of 1965," 20 U.S.C. 6301 et seq.</u>	1026
<b>Sec. 3301.0734.</b> <u>(A) Not later than April 15, 2027, the</u>	1027
<u>department of education and workforce shall review core</u>	1028
<u>mathematics curricula and establish a list of high-quality core</u>	1029
<u>curriculum and instructional materials in mathematics, and a</u>	1030
<u>list of evidence-based mathematics intervention programs, that</u>	1031
<u>are aligned with state standards and best practices.</u>	1032
<u>(B) The department shall establish a rubric and scoring</u>	1033
<u>system to evaluate core mathematics curricula based upon whether</u>	1034
<u>or the extent to which a curriculum facilitates a student's</u>	1035
<u>skill building and sequential advancement through mastery and</u>	1036
<u>meets standards established by the department. The standards may</u>	1037
<u>include whether a curriculum is supported by research that</u>	1038
<u>qualifies as tier two or higher under the "Elementary and</u>	1039

Secondary Education Act of 1965," 20 U.S.C. 6301 et seq., and 1040  
demonstrates a statistically significant effect on improving 1041  
student outcomes. The standards also may include whether a 1042  
curriculum receives an all green rating from edreports, or its 1043  
successor organization, for the relevant subject matter and 1044  
grade bands. 1045

The department shall post the rubric and scoring system on 1046  
its publicly accessible web site. Upon request, the department 1047  
shall provide the scored rubric to the entity that submitted a 1048  
curriculum to be scored and to any member of the Ohio general 1049  
assembly. 1050

(C) Each school district, community school established 1051  
under Chapter 3314. of the Revised Code, and STEM school 1052  
established under Chapter 3326. of the Revised Code may use the 1053  
core curriculum and instructional materials established by the 1054  
department or may select different high-quality core curriculum 1055  
and instructional materials. 1056

**Sec. 3302.03.** Not later than the thirty-first day of July 1057  
of each year, the department of education and workforce shall 1058  
submit preliminary report card data for overall academic 1059  
performance and for each separate performance measure for each 1060  
school district, and each school building, in accordance with 1061  
this section. 1062

Annually, not later than the fifteenth day of September or 1063  
the preceding Friday when that day falls on a Saturday or 1064  
Sunday, the department shall assign a letter grade or 1065  
performance rating for overall academic performance and for each 1066  
separate performance measure for each school district, and each 1067  
school building in a district, in accordance with this section. 1068  
The department shall adopt rules pursuant to Chapter 119. of the 1069

Revised Code to implement this section. The department's rules shall establish performance criteria for each letter grade or performance rating and prescribe a method by which the department assigns each letter grade or performance rating. For a school building to which any of the performance measures do not apply, due to grade levels served by the building, the department shall designate the performance measures that are applicable to the building and that must be calculated separately and used to calculate the building's overall grade or performance rating. The department shall issue annual report cards reflecting the performance of each school district, each building within each district, and for the state as a whole using the performance measures and letter grade or performance rating system described in this section. The department shall include on the report card for each district and each building within each district the most recent two-year trend data in student achievement for each subject and each grade.

(A) (1) For the 2012-2013 school year, the department shall issue grades as described in division (F) of this section for each of the following performance measures:

(a) Annual measurable objectives;

(b) Performance index score for a school district or building. Grades shall be awarded as a percentage of the total possible points on the performance index system as adopted by the department. In adopting benchmarks for assigning letter grades under division (A) (1) (b) of this section, the department shall designate ninety per cent or higher for an "A," at least seventy per cent but not more than eighty per cent for a "C," and less than fifty per cent for an "F."

(c) The extent to which the school district or building

meets each of the applicable performance indicators established 1100  
by the department under section 3302.02 of the Revised Code and 1101  
the percentage of applicable performance indicators that have 1102  
been achieved. In adopting benchmarks for assigning letter 1103  
grades under division (A) (1) (c) of this section, the department 1104  
shall designate ninety per cent or higher for an "A." 1105

(d) The four- and five-year adjusted cohort graduation 1106  
rates. 1107

In adopting benchmarks for assigning letter grades under 1108  
division (A) (1) (d), (B) (1) (d), or (C) (1) (d) of this section, the 1109  
department shall designate a four-year adjusted cohort 1110  
graduation rate of ninety-three per cent or higher for an "A" 1111  
and a five-year cohort graduation rate of ninety-five per cent 1112  
or higher for an "A." 1113

(e) The overall score under the value-added progress 1114  
dimension of a school district or building, for which the 1115  
department shall use up to three years of value-added data as 1116  
available. The letter grade assigned for this growth measure 1117  
shall be as follows: 1118

(i) A score that is at least one standard error of measure 1119  
above the mean score shall be designated as an "A." 1120

(ii) A score that is less than one standard error of 1121  
measure above but greater than one standard error of measure 1122  
below the mean score shall be designated as a "B." 1123

(iii) A score that is less than or equal to one standard 1124  
error of measure below the mean score but greater than two 1125  
standard errors of measure below the mean score shall be 1126  
designated as a "C." 1127

(iv) A score that is less than or equal to two standard 1128

errors of measure below the mean score but is greater than three 1129  
standard errors of measure below the mean score shall be 1130  
designated as a "D." 1131

(v) A score that is less than or equal to three standard 1132  
errors of measure below the mean score shall be designated as an 1133  
"F." 1134

Whenever the value-added progress dimension is used as a 1135  
graded performance measure in this division and divisions (B) 1136  
and (C) of this section, whether as an overall measure or as a 1137  
measure of separate subgroups, the grades for the measure shall 1138  
be calculated in the same manner as prescribed in division (A) 1139  
(1) (e) of this section. 1140

(f) The value-added progress dimension score for a school 1141  
district or building disaggregated for each of the following 1142  
subgroups: students identified as gifted, students with 1143  
disabilities, and students whose performance places them in the 1144  
lowest quintile for achievement on a statewide basis. Each 1145  
subgroup shall be a separate graded measure. 1146

(2) The department shall adopt a resolution describing the 1147  
performance measures, benchmarks, and grading system for the 1148  
2012-2013 school year and shall adopt rules in accordance with 1149  
Chapter 119. of the Revised Code that prescribe the methods by 1150  
which the performance measures under division (A) (1) of this 1151  
section shall be assessed and assigned a letter grade, including 1152  
performance benchmarks for each letter grade. 1153

At least forty-five days prior to the department's 1154  
adoption of rules to prescribe the methods by which the 1155  
performance measures under division (A) (1) of this section shall 1156  
be assessed and assigned a letter grade, the department shall 1157

conduct a public presentation before the standing committees of 1158  
the house of representatives and the senate that consider 1159  
education legislation describing such methods, including 1160  
performance benchmarks. 1161

(3) There shall not be an overall letter grade for a 1162  
school district or building for the 2012-2013 school year. 1163

(B) (1) For the 2013-2014 school year, the department shall 1164  
issue grades as described in division (F) of this section for 1165  
each of the following performance measures: 1166

(a) Annual measurable objectives; 1167

(b) Performance index score for a school district or 1168  
building. Grades shall be awarded as a percentage of the total 1169  
possible points on the performance index system as created by 1170  
the department. In adopting benchmarks for assigning letter 1171  
grades under division (B) (1) (b) of this section, the department 1172  
shall designate ninety per cent or higher for an "A," at least 1173  
seventy per cent but not more than eighty per cent for a "C," 1174  
and less than fifty per cent for an "F." 1175

(c) The extent to which the school district or building 1176  
meets each of the applicable performance indicators established 1177  
by the department under section 3302.03 of the Revised Code and 1178  
the percentage of applicable performance indicators that have 1179  
been achieved. In adopting benchmarks for assigning letter 1180  
grades under division (B) (1) (c) of this section, the department 1181  
shall designate ninety per cent or higher for an "A." 1182

(d) The four- and five-year adjusted cohort graduation 1183  
rates; 1184

(e) The overall score under the value-added progress 1185  
dimension of a school district or building, for which the 1186

department shall use up to three years of value-added data as 1187  
available. 1188

(f) The value-added progress dimension score for a school 1189  
district or building disaggregated for each of the following 1190  
subgroups: students identified as gifted in superior cognitive 1191  
ability and specific academic ability fields under Chapter 3324. 1192  
of the Revised Code, students with disabilities, and students 1193  
whose performance places them in the lowest quintile for 1194  
achievement on a statewide basis. Each subgroup shall be a 1195  
separate graded measure. 1196

(g) Whether a school district or building is making 1197  
progress in improving literacy in grades kindergarten through 1198  
three, as determined using a method prescribed by the 1199  
department. The department shall adopt rules to prescribe 1200  
benchmarks and standards for assigning grades to districts and 1201  
buildings for purposes of division (B) (1) (g) of this section. In 1202  
adopting benchmarks for assigning letter grades under divisions 1203  
(B) (1) (g) and (C) (1) (g) of this section, the department shall 1204  
determine progress made based on the reduction in the total 1205  
percentage of students scoring below grade level, or below 1206  
proficient, compared from year to year on the reading diagnostic 1207  
assessments administered under section 3301.0715 of the Revised 1208  
Code and the third grade English language arts assessment under 1209  
section 3301.0710 of the Revised Code, as applicable. The 1210  
department shall designate for a "C" grade a value that is not 1211  
lower than the statewide average value for this measure. No 1212  
grade shall be issued under divisions (B) (1) (g) and (C) (1) (g) of 1213  
this section for a district or building in which less than five 1214  
per cent of students have scored below grade level on the 1215  
diagnostic assessment administered to students in kindergarten 1216  
under division (B) (1) of section 3313.608 of the Revised Code. 1217

(h) For a high mobility school district or building, an 1218  
additional value-added progress dimension score. For this 1219  
measure, the department shall use value-added data from the most 1220  
recent school year available and shall use assessment scores for 1221  
only those students to whom the district or building has 1222  
administered the assessments prescribed by section 3301.0710 of 1223  
the Revised Code for each of the two most recent consecutive 1224  
school years. 1225

As used in this division, "high mobility school district 1226  
or building" means a school district or building where at least 1227  
twenty-five per cent of its total enrollment is made up of 1228  
students who have attended that school district or building for 1229  
less than one year. 1230

(2) In addition to the graded measures in division (B) (1) 1231  
of this section, the department shall include on a school 1232  
district's or building's report card all of the following 1233  
without an assigned letter grade: 1234

(a) The percentage of students enrolled in a district or 1235  
building participating in advanced placement classes and the 1236  
percentage of those students who received a score of three or 1237  
better on advanced placement examinations; 1238

(b) The number of a district's or building's students who 1239  
have earned at least three college credits through dual 1240  
enrollment or advanced standing programs, such as the post- 1241  
secondary enrollment options program under Chapter 3365. of the 1242  
Revised Code and state-approved career-technical courses offered 1243  
through dual enrollment or statewide articulation, that appear 1244  
on a student's transcript or other official document, either of 1245  
which is issued by the institution of higher education from 1246  
which the student earned the college credit. The credits earned 1247

that are reported under divisions (B) (2) (b) and (C) (2) (c) of 1248  
this section shall not include any that are remedial or 1249  
developmental and shall include those that count toward the 1250  
curriculum requirements established for completion of a degree. 1251

(c) The percentage of students enrolled in a district or 1252  
building who have taken a national standardized test used for 1253  
college admission determinations and the percentage of those 1254  
students who are determined to be remediation-free in accordance 1255  
with standards adopted under division (F) of section 3345.061 of 1256  
the Revised Code; 1257

(d) The percentage of the district's or the building's 1258  
students who receive industry-recognized credentials as approved 1259  
under section 3313.6113 of the Revised Code. 1260

(e) The percentage of students enrolled in a district or 1261  
building who are participating in an international baccalaureate 1262  
program and the percentage of those students who receive a score 1263  
of four or better on the international baccalaureate 1264  
examinations. 1265

(f) The percentage of the district's or building's 1266  
students who receive an honors diploma under division (B) of 1267  
section 3313.61 of the Revised Code. 1268

(3) The department shall adopt rules in accordance with 1269  
Chapter 119. of the Revised Code that prescribe the methods by 1270  
which the performance measures under divisions (B) (1) (f) and (B) 1271  
(1) (g) of this section will be assessed and assigned a letter 1272  
grade, including performance benchmarks for each grade. 1273

At least forty-five days prior to the department's 1274  
adoption of rules to prescribe the methods by which the 1275  
performance measures under division (B) (1) of this section shall 1276

be assessed and assigned a letter grade, the department shall 1277  
conduct a public presentation before the standing committees of 1278  
the house of representatives and the senate that consider 1279  
education legislation describing such methods, including 1280  
performance benchmarks. 1281

(4) There shall not be an overall letter grade for a 1282  
school district or building for the 2013-2014, 2014-2015, 2015- 1283  
2016, and 2016-2017 school years. 1284

(C) (1) For the 2014-2015, 2015-2016, 2016-2017, 2017-2018, 1285  
2018-2019, 2019-2020, and 2020-2021 school years, the department 1286  
shall issue grades as described in division (F) of this section 1287  
for each of the performance measures prescribed in division (C) 1288  
(1) of this section. The graded measures are as follows: 1289

(a) Annual measurable objectives. For the 2017-2018 school 1290  
year, the department shall not include any subgroup data in the 1291  
annual measurable objectives that includes data from fewer than 1292  
twenty-five students. For the 2018-2019 school year, the 1293  
department shall not include any subgroup data in the annual 1294  
measurable objectives that includes data from fewer than twenty 1295  
students. Beginning with the 2019-2020 school year, the 1296  
department shall not include any subgroup data in the annual 1297  
measurable objectives that includes data from fewer than fifteen 1298  
students. 1299

(b) Performance index score for a school district or 1300  
building. Grades shall be awarded as a percentage of the total 1301  
possible points on the performance index system as created by 1302  
the department. In adopting benchmarks for assigning letter 1303  
grades under division (C) (1) (b) of this section, the department 1304  
shall designate ninety per cent or higher for an "A," at least 1305  
seventy per cent but not more than eighty per cent for a "C," 1306

and less than fifty per cent for an "F." 1307

(c) The extent to which the school district or building 1308  
meets each of the applicable performance indicators established 1309  
by the department under section 3302.03 of the Revised Code and 1310  
the percentage of applicable performance indicators that have 1311  
been achieved. In adopting benchmarks for assigning letter 1312  
grades under division (C) (1) (c) of this section, the department 1313  
shall designate ninety per cent or higher for an "A." 1314

(d) The four- and five-year adjusted cohort graduation 1315  
rates; 1316

(e) The overall score under the value-added progress 1317  
dimension, or another measure of student academic progress if 1318  
adopted by the department, of a school district or building, for 1319  
which the department shall use up to three years of value-added 1320  
data as available. 1321

In adopting benchmarks for assigning letter grades for 1322  
overall score on value-added progress dimension under division 1323  
(C) (1) (e) of this section, the department shall prohibit the 1324  
assigning of a grade of "A" for that measure unless the 1325  
district's or building's grade assigned for value-added progress 1326  
dimension for all subgroups under division (C) (1) (f) of this 1327  
section is a "C" or higher. 1328

For the metric prescribed by division (C) (1) (e) of this 1329  
section, the department may adopt a student academic progress 1330  
measure to be used instead of the value-added progress 1331  
dimension. If the department adopts such a measure, it also 1332  
shall prescribe a method for assigning letter grades for the new 1333  
measure that is comparable to the method prescribed in division 1334  
(A) (1) (e) of this section. 1335

(f) The value-added progress dimension score of a school district or building disaggregated for each of the following subgroups: students identified as gifted in superior cognitive ability and specific academic ability fields under Chapter 3324. of the Revised Code, students with disabilities, and students whose performance places them in the lowest quintile for achievement on a statewide basis, as determined by a method prescribed by the department. Each subgroup shall be a separate graded measure.

The department may adopt student academic progress measures to be used instead of the value-added progress dimension. If the department adopts such measures, it also shall prescribe a method for assigning letter grades for the new measures that is comparable to the method prescribed in division (A) (1) (e) of this section.

(g) Whether a school district or building is making progress in improving literacy in grades kindergarten through three, as determined using a method prescribed by the department. The department shall adopt rules to prescribe benchmarks and standards for assigning grades to a district or building for purposes of division (C) (1) (g) of this section. The department shall designate for a "C" grade a value that is not lower than the statewide average value for this measure. No grade shall be issued under division (C) (1) (g) of this section for a district or building in which less than five per cent of students have scored below grade level on the kindergarten diagnostic assessment under division (B) (1) of section 3313.608 of the Revised Code.

(h) For a high mobility school district or building, an additional value-added progress dimension score. For this

measure, the department shall use value-added data from the most recent school year available and shall use assessment scores for only those students to whom the district or building has administered the assessments prescribed by section 3301.0710 of the Revised Code for each of the two most recent consecutive school years.

As used in this division, "high mobility school district or building" means a school district or building where at least twenty-five per cent of its total enrollment is made up of students who have attended that school district or building for less than one year.

(2) In addition to the graded measures in division (C) (1) of this section, the department shall include on a school district's or building's report card all of the following without an assigned letter grade:

(a) The percentage of students enrolled in a district or building who have taken a national standardized test used for college admission determinations and the percentage of those students who are determined to be remediation-free in accordance with the standards adopted under division (F) of section 3345.061 of the Revised Code;

(b) The percentage of students enrolled in a district or building participating in advanced placement classes and the percentage of those students who received a score of three or better on advanced placement examinations;

(c) The percentage of a district's or building's students who have earned at least three college credits through advanced standing programs, such as the college credit plus program under Chapter 3365. of the Revised Code and state-approved career-

technical courses offered through dual enrollment or statewide 1395  
articulation, that appear on a student's college transcript 1396  
issued by the institution of higher education from which the 1397  
student earned the college credit. The credits earned that are 1398  
reported under divisions (B)(2)(b) and (C)(2)(c) of this section 1399  
shall not include any that are remedial or developmental and 1400  
shall include those that count toward the curriculum 1401  
requirements established for completion of a degree. 1402

(d) The percentage of the district's or building's 1403  
students who receive an honor's diploma under division (B) of 1404  
section 3313.61 of the Revised Code; 1405

(e) The percentage of the district's or building's 1406  
students who receive industry-recognized credentials as approved 1407  
under section 3313.6113 of the Revised Code; 1408

(f) The percentage of students enrolled in a district or 1409  
building who are participating in an international baccalaureate 1410  
program and the percentage of those students who receive a score 1411  
of four or better on the international baccalaureate 1412  
examinations; 1413

(g) The results of the college and career-ready 1414  
assessments administered under division (B)(1) of section 1415  
3301.0712 of the Revised Code; 1416

(h) Whether the school district or building has 1417  
implemented a positive behavior intervention and supports 1418  
framework in compliance with the requirements of section 3319.46 1419  
of the Revised Code, notated as a "yes" or "no" answer. 1420

(3) The department shall adopt rules pursuant to Chapter 1421  
119. of the Revised Code that establish a method to assign an 1422  
overall grade for a school district or school building for the 1423

2017-2018 school year and each school year thereafter. The rules 1424  
shall group the performance measures in divisions (C)(1) and (2) 1425  
of this section into the following components: 1426

(a) Gap closing, which shall include the performance 1427  
measure in division (C)(1)(a) of this section; 1428

(b) Achievement, which shall include the performance 1429  
measures in divisions (C)(1)(b) and (c) of this section; 1430

(c) Progress, which shall include the performance measures 1431  
in divisions (C)(1)(e) and (f) of this section; 1432

(d) Graduation, which shall include the performance 1433  
measure in division (C)(1)(d) of this section; 1434

(e) Kindergarten through third-grade literacy, which shall 1435  
include the performance measure in division (C)(1)(g) of this 1436  
section; 1437

(f) Prepared for success, which shall include the 1438  
performance measures in divisions (C)(2)(a), (b), (c), (d), (e), 1439  
and (f) of this section. The department shall develop a method 1440  
to determine a grade for the component in division (C)(3)(f) of 1441  
this section using the performance measures in divisions (C)(2) 1442  
(a), (b), (c), (d), (e), and (f) of this section. When 1443  
available, the department may incorporate the performance 1444  
measure under division (C)(2)(g) of this section into the 1445  
component under division (C)(3)(f) of this section. When 1446  
determining the overall grade for the prepared for success 1447  
component prescribed by division (C)(3)(f) of this section, no 1448  
individual student shall be counted in more than one performance 1449  
measure. However, if a student qualifies for more than one 1450  
performance measure in the component, the department may, in its 1451  
method to determine a grade for the component, specify an 1452

additional weight for such a student that is not greater than or 1453  
equal to 1.0. In determining the overall score under division 1454  
(C) (3) (f) of this section, the department shall ensure that the 1455  
pool of students included in the performance measures aggregated 1456  
under that division are all of the students included in the 1457  
four- and five-year adjusted graduation cohort. 1458

In the rules adopted under division (C) (3) of this 1459  
section, the department shall adopt a method for determining a 1460  
grade for each component in divisions (C) (3) (a) to (f) of this 1461  
section. The department also shall establish a method to assign 1462  
an overall grade of "A," "B," "C," "D," or "F" using the grades 1463  
assigned for each component. The method the department adopts 1464  
for assigning an overall grade shall give equal weight to the 1465  
components in divisions (C) (3) (b) and (c) of this section. 1466

At least forty-five days prior to the department's 1467  
adoption of rules to prescribe the methods for calculating the 1468  
overall grade for the report card, as required by this division, 1469  
the department shall conduct a public presentation before the 1470  
standing committees of the house of representatives and the 1471  
senate that consider education legislation describing the format 1472  
for the report card, weights that will be assigned to the 1473  
components of the overall grade, and the method for calculating 1474  
the overall grade. 1475

(D) For the 2021-2022 school year and each school year 1476  
thereafter, all of the following apply: 1477

(1) The department shall include on a school district's or 1478  
building's report card all of the following performance measures 1479  
without an assigned performance rating: 1480

(a) Whether the district or building meets the gifted 1481

performance indicator under division (A) (2) of section 3302.02 1482  
of the Revised Code and the extent to which the district or 1483  
building meets gifted indicator performance benchmarks; 1484

(b) The extent to which the district or building meets the 1485  
chronic absenteeism indicator under division (A) (3) of section 1486  
3302.02 of the Revised Code; 1487

(c) Performance index score percentage for a district or 1488  
building, which shall be calculated by dividing the district's 1489  
or building's performance index score according to the 1490  
performance index system created by the department by the 1491  
maximum performance index score for a district or building. The 1492  
maximum performance index score shall be as follows: 1493

(i) For a building, the average of the highest two per 1494  
cent of performance index scores achieved by a building for the 1495  
school year for which a report card is issued; 1496

(ii) For a district, the average of the highest two per 1497  
cent of performance index scores achieved by a district for the 1498  
school year for which a report card is issued. 1499

(d) The overall score under the value-added progress 1500  
dimension of a district or building, for which the department 1501  
shall use three consecutive years of value-added data. In using 1502  
three years of value-added data to calculate the measure 1503  
prescribed under division (D) (1) (d) of this section, the 1504  
department shall assign a weight of fifty per cent to the most 1505  
recent year's data and a weight of twenty-five per cent to the 1506  
data of each of the other years. However, if three consecutive 1507  
years of value-added data is not available, the department shall 1508  
use prior years of value-added data to calculate the measure, as 1509  
follows: 1510

(i) If two consecutive years of value-added data is not 1511  
available, the department shall use one year of value-added data 1512  
to calculate the measure. 1513

(ii) If two consecutive years of value-added data is 1514  
available, the department shall use two consecutive years of 1515  
value-added data to calculate the measure. In using two years of 1516  
value-added data to calculate the measure, the department shall 1517  
assign a weight of sixty-seven per cent to the most recent 1518  
year's data and a weight of thirty-three per cent to the data of 1519  
the other year. 1520

(e) The four-year adjusted cohort graduation rate. 1521

(f) The five-year adjusted cohort graduation rate. 1522

(g) The percentage of students in the district or building 1523  
who score proficient or higher on the reading segment of the 1524  
third grade English language arts assessment under section 1525  
3301.0710 of the Revised Code. 1526

To the extent possible, the department shall include the 1527  
results of the summer administration of the third grade reading 1528  
assessment under section 3301.0710 of the Revised Code in the 1529  
performance measures prescribed under divisions (D) (1) (g) and 1530  
(h) of this section. 1531

(h) Whether a district or building is making progress in 1532  
improving literacy in grades kindergarten through three, as 1533  
determined using a method prescribed by the department. The 1534  
method shall determine progress made based on the reduction in 1535  
the total percentage of students scoring below grade level, or 1536  
below proficient, compared from year to year on the reading 1537  
segments of the diagnostic assessments administered under 1538  
division (A) (1) of section 3301.0715 of the Revised Code and the 1539

third grade English language arts assessment under section 1540  
3301.0710 of the Revised Code, as applicable. The method shall 1541  
not include a deduction for students who did not pass the third 1542  
grade English language arts assessment under section 3301.0710 1543  
of the Revised Code and were not on a reading improvement and 1544  
monitoring plan. 1545

The performance measure prescribed under division (D) (1) 1546  
(h) of this section shall not be included on the report card of 1547  
a district or building in which less than ten per cent of 1548  
students have scored below grade level on the diagnostic 1549  
assessment administered to students in kindergarten under 1550  
division (B) (1) of section 3313.608 of the Revised Code. 1551

(i) The percentage of students in a district or building 1552  
who are promoted to the fourth grade based on the student's 1553  
score on the third grade English language arts assessment under 1554  
division (A) (3) of section 3301.0710 of the Revised Code or 1555  
demonstrate competency on an alternative assessment under 1556  
division (A) (2) (c) of section 3313.608 of the Revised Code; 1557

(j) A post-secondary readiness measure. This measure shall 1558  
be calculated by dividing the number of students included in the 1559  
four-year adjusted graduation rate cohort who demonstrate post- 1560  
secondary readiness by the total number of students included in 1561  
the denominator of the four-year adjusted graduation rate 1562  
cohort. Demonstration of post-secondary readiness shall include 1563  
a student doing any of the following: 1564

(i) Attaining a remediation-free score, in accordance with 1565  
standards adopted under division (F) of section 3345.061 of the 1566  
Revised Code, on a nationally standardized assessment prescribed 1567  
under division (B) (1) of section 3301.0712 of the Revised Code; 1568

(ii) Attaining required scores on three or more advanced placement, college-level examination program, or international baccalaureate examinations. The required score for an advanced placement examination shall be a three or better. The required score for a college-level examination program examination shall be a passing score, as determined by the department. The required score for an international baccalaureate examination shall be a four or better. A student may satisfy this condition with any combination of advanced placement, college-level examination program, or international baccalaureate examinations.

(iii) Earning at least twelve college credits through advanced standing programs, such as the college credit plus program under Chapter 3365. of the Revised Code, an early college high school program under section 3313.6013 of the Revised Code, and state-approved career-technical courses offered through dual enrollment or statewide articulation, that appear on a student's college transcript issued by the institution of higher education from which the student earned the college credit. Earned credits reported under division (D) (1)(j)(iii) of this section shall include credits that count toward the curriculum requirements established for completion of a degree, but shall not include any remedial or developmental credits.

(iv) Meeting the additional criteria for an honors diploma under division (B) of section 3313.61 of the Revised Code;

(v) Earning an industry-recognized credential or license issued by a state agency or board for practice in a vocation that requires an examination for issuance of that license approved under section 3313.6113 of the Revised Code;

(vi) Satisfying any of the following conditions:	1599
(I) Completing a pre-apprenticeship aligned with options established under section 3313.904 of the Revised Code in the student's chosen career field;	1600 1601 1602
(II) Completing an apprenticeship registered with the apprenticeship council established under section 4139.02 of the Revised Code in the student's chosen career field;	1603 1604 1605
(III) Providing evidence of acceptance into an apprenticeship program after high school that is restricted to participants eighteen years of age or older.	1606 1607 1608
(vii) Earning a cumulative score of proficient or higher on three or more state technical assessments aligned with section 3313.903 of the Revised Code in a single career pathway;	1609 1610 1611
(viii) Earning an OhioMeansJobs-readiness seal established under section 3313.6112 of the Revised Code and completing two hundred fifty hours of an internship or other work-based learning experience that is either:	1612 1613 1614 1615
(I) Approved by the business advisory council established under section 3313.82 of the Revised Code that represents the student's district; or	1616 1617 1618
(II) Aligned to the career-technical education pathway approved by the department in which the student is enrolled.	1619 1620
(ix) Providing evidence that the student has enlisted in a branch of the armed services of the United States as defined in section 5910.01 of the Revised Code.	1621 1622 1623
A student who satisfies more than one of the conditions prescribed under this division shall be counted as one student for the purposes of calculating the measure prescribed under	1624 1625 1626

division (D) (1) (j) of this section. 1627

(2) In addition to the performance measures under division 1628  
(D) (1) of this section, the department shall report on a 1629  
district's or building's report card all of the following data 1630  
without an assigned performance rating: 1631

(a) The applicable performance indicators established by 1632  
the department under division (A) (1) of section 3302.02 of the 1633  
Revised Code; 1634

(b) The overall score under the value-added progress 1635  
dimension of a district or building for the most recent school 1636  
year; 1637

(c) A composite of the overall scores under the value- 1638  
added progress dimension of a district or building for the 1639  
previous three school years or, if only two years of value-added 1640  
data are available, for the previous two years; 1641

(d) The percentage of students included in the four- and 1642  
five-year adjusted cohort graduation rates of a district or 1643  
building who did not receive a high school diploma under section 1644  
3313.61 or 3325.08 of the Revised Code. To the extent possible, 1645  
the department shall disaggregate that data according to the 1646  
following categories: 1647

(i) Students who are still enrolled in the district or 1648  
building and receiving general education services; 1649

(ii) Students with an individualized education program, as 1650  
defined in section 3323.01 of the Revised Code, who satisfied 1651  
the conditions for a high school diploma under section 3313.61 1652  
or 3325.08 of the Revised Code, but opted not to receive a 1653  
diploma and are still receiving education services; 1654

(iii) Students with an individualized education program 1655  
who have not yet satisfied conditions for a high school diploma 1656  
under section 3313.61 or 3325.08 of the Revised Code and who are 1657  
still receiving education services; 1658

(iv) Students who are no longer enrolled in any district 1659  
or building; 1660

(v) Students who, upon enrollment in the district or 1661  
building for the first time, had completed fewer units of high 1662  
school instruction required under section 3313.603 of the 1663  
Revised Code than other students in the four- or five-year 1664  
adjusted cohort graduation rate. 1665

The department may disaggregate the data prescribed under 1666  
division (D) (2) (d) of this section according to other categories 1667  
that the department determines are appropriate. 1668

(e) Post-graduate outcomes for students who were enrolled 1669  
in a district or building and received a high school diploma 1670  
under section 3313.61 or 3325.08 of the Revised Code in the 1671  
school year prior to the school year for which the report card 1672  
is issued, including the percentage of students who: 1673

(i) Enrolled in a post-secondary educational institution. 1674  
To the extent possible, the department shall disaggregate that 1675  
data according to whether the student enrolled in a four-year 1676  
institution of higher education, a two-year institution of 1677  
higher education, an Ohio technical center that provides adult 1678  
technical education services and is recognized by the chancellor 1679  
of higher education, or another type of post-secondary 1680  
educational institution. 1681

(ii) Entered an apprenticeship program registered with the 1682  
apprenticeship council established under Chapter 4139. of the 1683

Revised Code. The department may include other job training programs with similar rigor and outcomes. 1684  
1685

(iii) Attained gainful employment, as determined by the department; 1686  
1687

(iv) Enlisted in a branch of the armed forces of the United States, as defined in section 5910.01 of the Revised Code. 1688  
1689  
1690

(f) Whether the school district or building has implemented a positive behavior intervention and supports framework in compliance with the requirements of section 3319.46 of the Revised Code, notated with a "yes" or "no"; 1691  
1692  
1693  
1694

(g) The number and percentage of high school seniors in each school year who completed the free application for federal student aid; 1695  
1696  
1697

(h) Beginning with the report card issued under this section for the 2022-2023 school year, a student opportunity profile measure that reports data regarding the opportunities provided to students by a district or building. To the extent possible, and when appropriate, the data shall be disaggregated by grade level and subgroup. The measure also shall include data regarding the statewide average, the average for similar school districts, and, for a building, the average for the district in which the building is located. The measure shall include all of the following data for the district or building: 1698  
1699  
1700  
1701  
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1707

(i) The average ratio of teachers of record to students in each grade level in a district or building; 1708  
1709

(ii) The average ratio of school counselors to students in a district or building; 1710  
1711

(iii) The average ratio of nurses to students in a district or building;	1712 1713
(iv) The average ratio of licensed librarians and library media specialists to students in a district or building;	1714 1715
(v) The average ratio of social workers to students in a district or building;	1716 1717
(vi) The average ratio of mental health professionals to students in a district or building;	1718 1719
(vii) The average ratio of paraprofessionals to students in a district or building;	1720 1721
(viii) The percentage of teachers with fewer than three years of experience teaching in any school;	1722 1723
(ix) The percentage of principals with fewer than three years of experience as a principal in any school;	1724 1725
(x) The percentage of teachers who are not teaching in the subject or field for which they are certified or licensed;	1726 1727
(xi) The percentage of kindergarten students who are enrolled in all-day kindergarten, as defined in section 3321.05 of the Revised Code;	1728 1729 1730
(xii) The percentage of students enrolled in a performing or visual arts course;	1731 1732
(xiii) The percentage of students enrolled in a physical education or wellness course;	1733 1734
(xiv) The percentage of students enrolled in a world language course;	1735 1736
(xv) The percentage of students in grades seven through twelve who are enrolled in a career-technical education course;	1737 1738

(xvi) The percentage of students participating in one or more cocurricular activities;	1739 1740
(xvii) The percentage of students participating in advance placement courses, international baccalaureate courses, honors courses, or courses offered through the college credit plus program established under Chapter 3365. of the Revised Code;	1741 1742 1743 1744
(xviii) The percentage of students identified as gifted in superior cognitive ability and specific academic ability fields under Chapter 3324. of the Revised Code and receiving gifted services pursuant to that chapter;	1745 1746 1747 1748
(xix) The percentage of students participating in enrichment or support programs offered by the district or building outside of the normal school day;	1749 1750 1751
(xx) The percentage of eligible students participating each school day in school breakfast programs offered by the district or building in accordance with section 3313.813 or 3313.818 of the Revised Code;	1752 1753 1754 1755
(xxi) The percentage of students who are transported by a school bus each school day;	1756 1757
(xxii) The ratio of portable technology devices that students may take home to the number of students.	1758 1759
The department shall include only opportunity measures at the building level for which data for buildings is available, as determined by a school district.	1760 1761 1762
(i) (i) The percentage of students included in the four- and five-year adjusted cohort graduation rates of the district or building who completed all of grades nine through twelve while enrolled in the district or building;	1763 1764 1765 1766

(ii) The four-year adjusted cohort graduation rate for 1767  
only those students who were continuously enrolled in the same 1768  
district or building for grades nine through twelve. 1769

(j) Whether the district or building provides information 1770  
about and promotes the college credit plus program established 1771  
under Chapter 3365. of the Revised Code to students in 1772  
accordance with section 3365.04 of the Revised Code, notated 1773  
with a "yes" or "no"; 1774

(k) The percentage of students in the district or building 1775  
to whom both of the following apply: 1776

(i) The students are promoted to fourth grade and not 1777  
subject to retention under division (A) (2) of section 3313.608 1778  
of the Revised Code. 1779

(ii) The students completed all of the grade levels 1780  
offered prior to the fourth grade in the district or building. 1781

(l) The reading and mathematics curricula used in each 1782  
school building and whether the curriculum is designated as 1783  
high-quality by the department under section 3301.0734 or 1784  
3313.6028 of the Revised Code. The department shall report the 1785  
information required under this division in a form and manner 1786  
determined by the department. 1787

(3) Except as provided in division (D) (3) (f) of this 1788  
section, the department shall use the method prescribed under 1789  
rules adopted under division (D) (4) of this section to assign 1790  
performance ratings of "one star," "two stars," "three stars," 1791  
"four stars," or "five stars," as described in division (F) of 1792  
this section, for a district or building for the individual 1793  
components prescribed under division (D) (3) of this section. The 1794  
department also shall assign an overall performance rating for a 1795

district or building in accordance with division (D) (3) (g) of 1796  
this section. The method shall use the performance measures 1797  
prescribed under division (D) (1) of this section to calculate 1798  
performance ratings for components. The method may report data 1799  
under division (D) (2) of this section with corresponding 1800  
components, but shall not use the data to calculate performance 1801  
ratings for that component. The performance measures and 1802  
reported data shall be grouped together into components as 1803  
follows: 1804

(a) Gap closing. In addition to other criteria determined 1805  
appropriate by the department, performance ratings for the gap 1806  
closing component shall reflect whether each of the following 1807  
performance measures are met or not met: 1808

(i) The gifted performance indicator as described in 1809  
division (D) (1) (a) of this section; 1810

(ii) The chronic absenteeism indicator as described in 1811  
division (D) (1) (b) of this section; 1812

(iii) For English learners, an English language 1813  
proficiency improvement indicator established by the department; 1814

(iv) The subgroup graduation targets; 1815

(v) The subgroup achievement targets in both mathematics 1816  
and English language arts; 1817

(vi) The subgroup progress targets in both mathematics and 1818  
English language arts. 1819

Achievement and progress targets under division (D) (3) (a) 1820  
of this section shall be calculated individually, and districts 1821  
and buildings shall receive a status of met or not met on each 1822  
measure. The department shall not require a subgroup of a 1823

district or building to meet both the achievement and progress 1824  
targets at the same time to receive a status of met. 1825

The department shall not include any subgroup data in this 1826  
measure that includes data from fewer than fifteen students. Any 1827  
penalty for failing to meet the required assessment 1828  
participation rate must be partially in proportion to how close 1829  
the district or building was to meeting the rate requirement. 1830

(b) Achievement, which shall include the performance 1831  
measure in division (D) (1) (c) of this section and the reported 1832  
data in division (D) (2) (a) of this section. Performance ratings 1833  
for the achievement component shall be awarded as a percentage 1834  
of the maximum performance index score described in division (D) 1835  
(1) (c) of this section. 1836

(c) Progress, which shall include the performance measure 1837  
in division (D) (1) (d) of this section and the reported data in 1838  
divisions (D) (2) (b) and (c) of this section; 1839

(d) Graduation, which shall include the performance 1840  
measures in divisions (D) (1) (e) and (f) of this section and the 1841  
reported data in divisions (D) (2) (d) and (j) of this section. 1842  
The four-year adjusted cohort graduation rate shall be assigned 1843  
a weight of sixty per cent and the five-year adjusted cohort 1844  
graduation rate shall be assigned a weight of forty per cent. 1845

(e) Early literacy, which shall include the performance 1846  
measures in divisions (D) (1) (g), (h), and (i) of this section 1847  
and the reported data in division (D) (2) (k) of this section. 1848

If the measure prescribed under division (D) (1) (h) of this 1849  
section is included in a report card, performance ratings for 1850  
the early literacy component shall give a weight of forty per 1851  
cent to the measure prescribed under division (D) (1) (g) of this 1852

section, a weight of thirty-five per cent to the measure 1853  
prescribed under division (D) (1) (i) of this section, and a 1854  
weight of twenty-five per cent to the measure prescribed under 1855  
division (D) (1) (h) of this section. 1856

If the measure prescribed under division (D) (1) (h) of this 1857  
section is not included in a report card of a district or 1858  
building, performance ratings for the early literacy component 1859  
shall give a weight of sixty per cent to the measure prescribed 1860  
under division (D) (1) (g) of this section and a weight of forty 1861  
per cent to the measure prescribed under division (D) (1) (i) of 1862  
this section. 1863

(f) College, career, workforce, and military readiness, 1864  
which shall include the performance measure in division (D) (1) 1865  
(j) of this section and the reported data in division (D) (2) (e) 1866  
of this section. 1867

For the 2021-2022, 2022-2023, and 2023-2024 school years, 1868  
the department only shall report the data for, and not assign a 1869  
performance rating to, the college, career, workforce, and 1870  
military readiness component. The reported data shall include 1871  
the percentage of students who demonstrate post-secondary 1872  
readiness using any of the options described in division (D) (1) 1873  
(j) of this section. 1874

The department shall analyze the data included in the 1875  
performance measure prescribed in division (D) (1) (j) of this 1876  
section for the 2021-2022, 2022-2023, and 2023-2024 school 1877  
years. Using that data, the department shall develop and propose 1878  
rules for a method to assign a performance rating to the 1879  
college, career, workforce, and military readiness component 1880  
based on that measure. The method to assign a performance rating 1881  
shall not include a tiered structure or per student bonuses. The 1882

rules shall specify that a district or building shall not 1883  
receive lower than a performance rating of three stars for the 1884  
component if the district's or building's performance on the 1885  
component meets or exceeds a level of improvement set by the 1886  
department. Notwithstanding division (D) (4) (b) of this section, 1887  
more than half of the total districts and buildings may earn a 1888  
performance rating of three stars on this component to account 1889  
for the districts and buildings that earned a performance rating 1890  
of three stars because they met or exceeded the level of 1891  
improvement set by the department. 1892

The department shall submit the rules to the joint 1893  
committee on agency rule review. The committee shall conduct at 1894  
least one public hearing on the proposed rules and approve or 1895  
disapprove the rules. If the committee approves the rules, the 1896  
department shall adopt the rules in accordance with Chapter 119. 1897  
of the Revised Code. If the rules are adopted, the department 1898  
shall assign a performance rating to the college, career, 1899  
workforce, and military readiness component under the rules 1900  
beginning with the 2024-2025 school year, and for each school 1901  
year thereafter. If the committee disapproves the rules, the 1902  
component shall be included in the report card only as reported 1903  
data for the 2024-2025 school year, and each school year 1904  
thereafter. 1905

(g) (i) Except as provided for in division (D) (3) (g) (ii) of 1906  
this section, beginning with the 2022-2023 school year, under 1907  
the method prescribed under rules adopted in division (D) (4) of 1908  
this section, the department shall use the performance ratings 1909  
assigned for the components prescribed in divisions (D) (3) (a) to 1910  
(e) of this section to determine and assign an overall 1911  
performance rating of "one star," "one and one-half stars," "two 1912  
stars," "two and one-half stars," "three stars," "three and one- 1913

half stars," "four stars," "four and one-half stars," or "five stars" for a district or building. The method shall give equal weight to the components in divisions (D) (3) (b) and (c) of this section. The method shall give equal weight to the components in divisions (D) (3) (a), (d), and (e) of this section. The individual weights of each of the components prescribed in divisions (D) (3) (a), (d), and (e) of this section shall be equal to one-half of the weight given to the component prescribed in division (D) (3) (b) of this section.

(ii) If the joint committee on agency rule review approves the department's rules regarding the college, career, workforce, and military readiness component as described in division (D) (3) (f) of this section, for the 2024-2025 school year, and each school year thereafter, the department's method shall use the components in divisions (D) (3) (a), (b), (c), (d), (e), and (f) of this section to calculate the overall performance rating. The method shall give equal weight to the components in divisions (D) (3) (b) and (c) of this section. The method shall give equal weight to the components prescribed in divisions (D) (3) (a), (d), (e), and (f) of this section. The individual weights of each of the components prescribed in divisions (D) (3) (a), (d), (e), and (f) of this section shall be equal to one-half the weight given to the component prescribed in division (D) (3) (b) of this section.

If the joint committee on agency rule review disapproves the department's rules regarding the college, career, workforce, and military readiness component as described in division (D) (3) (f) of this section, division (D) (3) (g) (ii) of this section does not apply.

(4) (a) The department shall adopt rules in accordance with

Chapter 119. of the Revised Code to establish the performance 1944  
criteria, benchmarks, and rating system necessary to implement 1945  
divisions (D) and (F) of this section, including the method for 1946  
the department to assign performance ratings under division (D) 1947  
(3) of this section. 1948

(b) In establishing the performance criteria, benchmarks, 1949  
and rating system, the department shall consult with stakeholder 1950  
groups and advocates that represent parents, community members, 1951  
students, business leaders, and educators from different school 1952  
typology regions. The department shall use data from prior 1953  
school years and simulations to ensure that there is meaningful 1954  
differentiation among districts and buildings across all 1955  
performance ratings and that, except as permitted in division 1956  
(D) (3) (f) of this section, more than half of all districts or 1957  
buildings do not earn the same performance rating in any 1958  
component or overall performance rating. 1959

(c) The department shall adopt the rules prescribed by 1960  
division (D) (4) of this section not later than March 31, 2022. 1961  
However, the department shall notify districts and buildings of 1962  
the changes to the report card prescribed in law not later than 1963  
one week after September 30, 2021. 1964

(d) Prior to adopting or updating rules under division (D) 1965  
(4) of this section, the director of education and workforce and 1966  
the department shall conduct a public presentation before the 1967  
standing committees of the house of representatives and the 1968  
senate that consider primary and secondary education legislation 1969  
describing the format for the report card and the performance 1970  
criteria, benchmarks, and rating system, including the method to 1971  
assign performance ratings under division (D) (3) of this 1972  
section. 1973

(E) The department may develop a measure of student academic progress for high school students using only data from assessments in English language arts and mathematics. If the department develops this measure, each school district and applicable school building shall be assigned a separate letter grade for it not sooner than the 2017-2018 school year. The district's or building's grade for that measure shall not be included in determining the district's or building's overall letter grade.

(F) (1) The letter grades assigned to a school district or building under this section shall be as follows:

(a) "A" for a district or school making excellent progress;

(b) "B" for a district or school making above average progress;

(c) "C" for a district or school making average progress;

(d) "D" for a district or school making below average progress;

(e) "F" for a district or school failing to meet minimum progress.

(2) For the overall performance rating under division (D) (3) of this section, the department shall include a descriptor for each performance rating as follows:

(a) "Significantly exceeds state standards" for a performance rating of five stars;

(b) "Exceeds state standards" for a performance rating of four stars or four and one-half stars;

(c) "Meets state standards" for a performance rating of three stars or three and one-half stars;	2001 2002
(d) "Needs support to meet state standards" for a performance rating of two stars or two and one-half stars;	2003 2004
(e) "Needs significant support to meet state standards" for a performance rating of one star or one and one-half stars.	2005 2006
(3) For performance ratings for each component under divisions (D) (3) (a) to (f) of this section, the department shall include a description of each component and performance rating. The description shall include component-specific context to each performance rating earned, estimated comparisons to other school districts and buildings if appropriate, and any other information determined by the department. The descriptions shall be not longer than twenty-five words in length when possible. In addition to such descriptions, the department shall include the descriptors in division (F) (2) of this section for component performance ratings.	2007 2008 2009 2010 2011 2012 2013 2014 2015 2016 2017
(4) Each report card issued under this section shall include all of the following:	2018 2019
(a) A graphic that depicts the performance ratings of a district or school on a color scale. The color associated with a performance rating of three stars shall be green and the color associated with a performance rating of one star shall be red.	2020 2021 2022 2023
(b) An arrow graphic that shows data trends for performance ratings for school districts or buildings. The department shall determine the data to be used for this graphic, which shall include at least the three most recent years of data.	2024 2025 2026 2027 2028
(c) A description regarding the weights that are assigned	2029

to each component and used to determine an overall performance rating, as prescribed under division (D) (3) (g) of this section, which shall be included in the presentation of the overall performance rating on each report card.

(G) When reporting data on student achievement and progress, the department shall disaggregate that data according to the following categories:

(1) Performance of students by grade-level;

(2) Performance of students by race and ethnic group;

(3) Performance of students by gender;

(4) Performance of students grouped by those who have been enrolled in a district or school for three or more years;

(5) Performance of students grouped by those who have been enrolled in a district or school for more than one year and less than three years;

(6) Performance of students grouped by those who have been enrolled in a district or school for one year or less;

(7) Performance of students grouped by those who are economically disadvantaged;

(8) Performance of students grouped by those who are enrolled in a conversion community school established under Chapter 3314. of the Revised Code;

(9) Performance of students grouped by those who are classified as English learners;

(10) Performance of students grouped by those who have disabilities;

(11) Performance of students grouped by those who are

classified as migrants; 2057

(12) Performance of students grouped by those who are 2058  
identified as gifted in superior cognitive ability and the 2059  
specific academic ability fields of reading and math pursuant to 2060  
Chapter 3324. of the Revised Code. In disaggregating specific 2061  
academic ability fields for gifted students, the department 2062  
shall use data for those students with specific academic ability 2063  
in math and reading. If any other academic field is assessed, 2064  
the department shall also include data for students with 2065  
specific academic ability in that field as well. 2066

(13) Performance of students grouped by those who perform 2067  
in the lowest quintile for achievement on a statewide basis, as 2068  
determined by a method prescribed by the department. 2069

The department may disaggregate data on student 2070  
performance according to other categories that the department 2071  
determines are appropriate. To the extent possible, the 2072  
department shall disaggregate data on student performance 2073  
according to any combinations of two or more of the categories 2074  
listed in divisions (G) (1) to (13) of this section that it deems 2075  
relevant. 2076

In reporting data pursuant to division (G) of this 2077  
section, the department shall not include in the report cards 2078  
any data statistical in nature that is statistically unreliable 2079  
or that could result in the identification of individual 2080  
students. For this purpose, the department shall not report 2081  
student performance data for any group identified in division 2082  
(G) of this section that contains less than ten students. If the 2083  
department does not report student performance data for a group 2084  
because it contains less than ten students, the department shall 2085  
indicate on the report card that is why data was not reported. 2086

(H) The department may include with the report cards any 2087  
additional education and fiscal performance data it deems 2088  
valuable. 2089

(I) The department shall include on each report card a 2090  
list of additional information collected by the department that 2091  
is available regarding the district or building for which the 2092  
report card is issued. When available, such additional 2093  
information shall include student mobility data disaggregated by 2094  
race and socioeconomic status, college enrollment data, and the 2095  
reports prepared under section 3302.031 of the Revised Code. 2096

The department shall maintain a site on the world wide 2097  
web. The report card shall include the address of the site and 2098  
shall specify that such additional information is available to 2099  
the public at that site. The department shall also provide a 2100  
copy of each item on the list to the superintendent of each 2101  
school district. The district superintendent shall provide a 2102  
copy of any item on the list to anyone who requests it. 2103

(J) (1) (a) Except as provided in division (J) (1) (b) of this 2104  
section, for any district that sponsors a conversion community 2105  
school under Chapter 3314. of the Revised Code, the department 2106  
shall combine data regarding the academic performance of 2107  
students enrolled in the community school with comparable data 2108  
from the schools of the district for the purpose of determining 2109  
the performance of the district as a whole on the report card 2110  
issued for the district under this section or section 3302.033 2111  
of the Revised Code. 2112

(b) The department shall not combine data from any 2113  
conversion community school that a district sponsors if the 2114  
conversion community school is a dropout prevention and recovery 2115  
community school, as defined in section 3314.02 of the Revised 2116

Code. The department shall include as an addendum to the 2117  
district's report card the ratings and performance measures that 2118  
are required under section 3314.017 of the Revised Code for any 2119  
community school to which division (J) (1) (b) of this section 2120  
applies. This addendum shall include, at a minimum, the data 2121  
specified in divisions (C) (1) (a), (C) (2), and (C) (3) of section 2122  
3314.017 of the Revised Code. 2123

(2) Any district that leases a building to a community 2124  
school located in the district or that enters into an agreement 2125  
with a community school located in the district whereby the 2126  
district and the school endorse each other's programs may elect 2127  
to have data regarding the academic performance of students 2128  
enrolled in the community school combined with comparable data 2129  
from the schools of the district for the purpose of determining 2130  
the performance of the district as a whole on the district 2131  
report card. Any district that so elects shall annually file a 2132  
copy of the lease or agreement with the department. 2133

(3) Any municipal school district, as defined in section 2134  
3311.71 of the Revised Code, that sponsors a community school 2135  
located within the district's territory, or that enters into an 2136  
agreement with a community school located within the district's 2137  
territory whereby the district and the community school endorse 2138  
each other's programs, may exercise either or both of the 2139  
following elections: 2140

(a) To have data regarding the academic performance of 2141  
students enrolled in that community school combined with 2142  
comparable data from the schools of the district for the purpose 2143  
of determining the performance of the district as a whole on the 2144  
district's report card; 2145

(b) To have the number of students attending that 2146

community school noted separately on the district's report card. 2147

The election authorized under division (J) (3) (a) of this 2148  
section is subject to approval by the governing authority of the 2149  
community school. 2150

Any municipal school district that exercises an election 2151  
to combine or include data under division (J) (3) of this 2152  
section, by the first day of October of each year, shall file 2153  
with the department documentation indicating eligibility for 2154  
that election, as required by the department. 2155

(K) The department shall include on each report card the 2156  
percentage of teachers in the district or building who are 2157  
properly certified or licensed teachers, as defined in section 2158  
3319.074 of the Revised Code, and a comparison of that 2159  
percentage with the percentages of such teachers in similar 2160  
districts and buildings. 2161

(L) (1) In calculating English language arts, mathematics, 2162  
science, American history, or American government assessment 2163  
passage rates used to determine school district or building 2164  
performance under this section, the department shall include all 2165  
students taking an assessment with accommodation or to whom an 2166  
alternate assessment is administered pursuant to division (C) (1) 2167  
or (3) of section 3301.0711 of the Revised Code and all students 2168  
who take substitute examinations approved under division (B) (4) 2169  
of section 3301.0712 of the Revised Code in the subject areas of 2170  
science, American history and American government. 2171

(2) In calculating performance index scores, rates of 2172  
achievement on the performance indicators established by the 2173  
department under section 3302.02 of the Revised Code, and annual 2174  
measurable objectives for determining adequate yearly progress 2175

for school districts and buildings under this section, the 2176  
department shall do all of the following: 2177

(a) Include for each district or building only those 2178  
students who are included in the ADM certified for the first 2179  
full school week of October and are continuously enrolled in the 2180  
district or building through the time of the spring 2181  
administration of any assessment prescribed by division (A) (1) 2182  
or (B) (1) of section 3301.0710 or division (B) of section 2183  
3301.0712 of the Revised Code that is administered to the 2184  
student's grade level; 2185

(b) Include cumulative totals from both the fall and 2186  
spring administrations of the third grade English language arts 2187  
achievement assessment and, to the extent possible, the summer 2188  
administration of that assessment; 2189

(c) Include for each district or building any English 2190  
learner in accordance with the department's plan, as approved by 2191  
the United States secretary of education, to comply with the 2192  
"Elementary and Secondary Education Act of 1965," 20 U.S.C. 6311 2193  
to 6339. 2194

As used in this section, "English learner" has the same 2195  
meaning as in section 3301.0731 of the Revised Code. 2196

(M) Beginning with the 2015-2016 school year and at least 2197  
once every three years thereafter, the department shall review 2198  
and may adjust the benchmarks for assigning letter grades or 2199  
performance ratings to the performance measures and components 2200  
prescribed under divisions (C) (3), (D), and (E) of this section. 2201

**Sec. 3302.07.** (A) The board of education of any school 2202  
district, the governing board of any educational service center, 2203  
the governing authority of any community school established 2204

under Chapter 3314. of the Revised Code, the governing authority 2205  
of any STEM school established under Chapter 3326. of the 2206  
Revised Code, or the administrative authority of any chartered 2207  
nonpublic school may submit to the department of education and 2208  
workforce an application proposing an innovative education pilot 2209  
program the implementation of which requires exemptions from 2210  
specific statutory provisions or rules. If a district or service 2211  
center board employs teachers under a collective bargaining 2212  
agreement adopted pursuant to Chapter 4117. of the Revised Code, 2213  
any application submitted under this division shall include the 2214  
written consent of the teachers' employee representative 2215  
designated under division (B) of section 4117.04 of the Revised 2216  
Code. The exemptions requested in the application shall be 2217  
limited to any requirement of Title XXXIII of the Revised Code 2218  
or of any rule of the department adopted pursuant to that title 2219  
except that the application may not propose an exemption from 2220  
any requirement of or rule adopted pursuant to Chapter 3307. or 2221  
3309., section 3302.41 or 3302.42, sections 3319.07 to 3319.21, 2222  
section 3313.6028, or Chapter 3323. of the Revised Code. 2223  
Furthermore, an exemption from any operating standard adopted 2224  
under division (B) (2) or (D) of section 3301.07 of the Revised 2225  
Code shall be granted only pursuant to a waiver granted by the 2226  
director of education and workforce under division (O) of that 2227  
section. 2228

(B) The department shall accept any application submitted 2229  
in accordance with division (A) of this section. The director 2230  
shall approve or disapprove the application in accordance with 2231  
standards for approval, which shall be adopted by the 2232  
department. 2233

(C) The director shall exempt each district ~~or,~~ service 2234  
center, community school, or STEM school board or chartered 2235

nonpublic school administrative authority with an application 2236  
approved under division (B) of this section for a specified 2237  
period from the statutory provisions or rules specified in the 2238  
approved application. The period of exemption shall not exceed 2239  
the period during which the pilot program proposed in the 2240  
application is being implemented and a reasonable period to 2241  
allow for evaluation of the effectiveness of the program. 2242

(D) The department shall promote innovative educational 2243  
programs designed to increase student achievement and 2244  
engagement, improve student wellness, and prepare students for 2245  
the workforce and post-secondary education. The department shall 2246  
do all of the following: 2247

(1) Provide technical assistance and support to districts 2248  
and schools in designing and implementing innovative ideas for 2249  
education; 2250

(2) Publicize model projects of educational innovation, 2251  
including projects that use artificial intelligence in 2252  
instruction; 2253

(3) Promote the availability of waivers from education 2254  
laws and rules under this section to implement innovative 2255  
educational programs. 2256

**Sec. 3302.131.** (A) Beginning with the 2026-2027 school 2257  
year and each school year thereafter, each school district or 2258  
community school in which fifty-one per cent or less of the 2259  
district's or school's students who took the third grade 2260  
mathematics assessment prescribed under section 3301.0710 of the 2261  
Revised Code for that school year attained at least a proficient 2262  
score on that assessment shall establish and submit to the 2263  
department of education and workforce a mathematics achievement 2264

improvement plan. Each district or school required to establish 2265  
an achievement improvement plan under this division shall use 2266  
curriculum from the list established by the department under 2267  
section 3301.0734 of the Revised Code. 2268

(B) The department shall adopt rules prescribing the 2269  
content of, deadlines for, and implementation of mathematics 2270  
achievement improvement plans required under division (A) of 2271  
this section. The rules shall prescribe that each plan include, 2272  
at a minimum, an analysis of relevant student performance data, 2273  
measurable student performance goals, strategies to meet 2274  
specific student needs, a staffing and professional development 2275  
plan, and instructional strategies for improving student 2276  
performance. 2277

(C) Beginning with the 2026-2027 school year and each 2278  
school year thereafter, any school district or community school 2279  
to which this section applies is no longer required to submit an 2280  
improvement plan pursuant to division (A) of this section when 2281  
not less than fifty-one per cent of the district's students who 2282  
took the third grade mathematics assessment prescribed under 2283  
section 3301.0710 of the Revised Code for that school year 2284  
attained at least a proficient score on that assessment. 2285

(D) The department shall post in a prominent location on 2286  
its web site all plans submitted and all rules adopted pursuant 2287  
to this section. 2288

(E) The department shall develop a student academic 2289  
intervention template specific to mathematics and post it on its 2290  
publicly accessible web site. Each district or school to which 2291  
this section applies shall include the intervention template in 2292  
its mathematics achievement improvement plan. 2293

<b>Sec. 3310.41.</b> (A) As used in this section:	2294
(1) "Alternative public provider" means either of the following providers that agrees to enroll a child in the provider's special education program to implement the child's individualized education program or an education plan developed by the school district under division (L) of this section and to which the child's parent owes fees for the services provided to the child:	2295 2296 2297 2298 2299 2300 2301
(a) A school district that is not the school district in which the child is entitled to attend school;	2302 2303
(b) A public entity other than a school district.	2304
(2) "Eligible applicant" means any of the following:	2305
(a) Either of the natural or adoptive parents of a qualified special education child, except as otherwise specified in this division.	2306 2307 2308
When the marriage of the natural or adoptive parents of the child has been terminated by a divorce, dissolution of marriage, or annulment, or when the natural or adoptive parents of the child are living separate and apart under a legal separation decree, and a court has issued an order allocating the parental rights and responsibilities with respect to the child, "eligible applicant" means the residential parent as designated by the court. If the court issues a shared parenting decree, "eligible applicant" means either parent. "Eligible applicant" does not mean a parent whose custodial rights have been terminated.	2309 2310 2311 2312 2313 2314 2315 2316 2317 2318 2319
(b) The custodian of a qualified special education child, when a court has granted temporary, legal, or permanent custody of the child to an individual other than either of the natural	2320 2321 2322

or adoptive parents of the child or to a government agency;	2323
(c) The guardian of a qualified special education child,	2324
when a court has appointed a guardian for the child;	2325
(d) The grandparent of a qualified special education	2326
child, when the grandparent is the child's attorney in fact	2327
under a power of attorney executed under sections 3109.51 to	2328
3109.62 of the Revised Code or when the grandparent has executed	2329
a caretaker authorization affidavit under sections 3109.65 to	2330
3109.73 of the Revised Code;	2331
(e) The surrogate parent appointed for a qualified special	2332
education child pursuant to division (B) of section 3323.05 and	2333
section 3323.051 of the Revised Code;	2334
(f) A qualified special education child, if the child does	2335
not have a custodian or guardian and the child is at least	2336
eighteen years of age and less than twenty-two years of age.	2337
(3) "Entitled to attend school" means entitled to attend	2338
school in a school district under section 3313.64 or 3313.65 of	2339
the Revised Code.	2340
(4) "Formula ADM" has the same meaning as in section	2341
3317.02 of the Revised Code.	2342
(5) "Preschool child with a disability" and	2343
"individualized education program" have the same meanings as in	2344
section 3323.01 of the Revised Code.	2345
(6) "Qualified special education child" is a child who is	2346
at least three years of age and less than twenty-two years of	2347
age and who either was enrolled in the school district in which	2348
the child is entitled to attend school in any grade from	2349
preschool through twelve in the school year prior to the year in	2350

which a scholarship under this section is sought for the child 2351  
or is eligible to enter school in any grade preschool through 2352  
twelve or is less than twenty-two years of age in the school 2353  
district in which the child is entitled to attend school in the 2354  
school year in which a scholarship under this section is sought 2355  
for the child and for whom any of the following conditions 2356  
apply: 2357

(a) The school district in which the child is entitled to 2358  
attend school has identified the child as autistic. A child who 2359  
has been identified as having a "pervasive developmental 2360  
disorder - not otherwise specified (PPD-NOS)" shall be 2361  
considered to be an autistic child for purposes of this section. 2362

(b) The school district in which the child is entitled to 2363  
attend school has developed an individualized education program 2364  
under Chapter 3323. of the Revised Code for the child that 2365  
includes services related to autism. 2366

(c) The child has been diagnosed as autistic by a 2367  
physician or psychologist. 2368

(d) All of the following apply: 2369

(i) The child is enrolled in a chartered or nonchartered 2370  
nonpublic school, is home educated in accordance with section 2371  
3321.042 of the Revised Code, or is a student older than 2372  
compulsory school age and less than twenty-two years of age and 2373  
received a home education in accordance with section 3321.042 of 2374  
the Revised Code and has not received a diploma under section 2375  
3313.6110 of the Revised Code. 2376

(ii) The child has an individualized education program 2377  
developed under Chapter 3323. of the Revised Code that includes 2378  
services related to autism or is a child described in division 2379

(A) (6) (c) of this section and has an education plan developed 2380  
under division (L) of this section. 2381

(iii) The child is still eligible to receive transition 2382  
services under the child's individualized education program or 2383  
education plan developed under division (L) of this section. 2384

(7) "Registered private provider" means a nonpublic school 2385  
or other nonpublic entity that has been approved by the 2386  
department of education and workforce to participate in the 2387  
program established under this section. 2388

(8) "Special education program" means a school or facility 2389  
that provides special education and related services to children 2390  
with disabilities. 2391

(B) There is hereby established the autism scholarship 2392  
program. Under the program, the department shall pay a 2393  
scholarship under section 3317.022 of the Revised Code to an 2394  
eligible applicant upon application of that eligible applicant 2395  
pursuant to procedures and deadlines established by rule of the 2396  
department. Each scholarship shall be used only to pay tuition 2397  
for the child on whose behalf the scholarship is awarded to 2398  
attend a special education program or programs that implements 2399  
the child's individualized education program or education plan 2400  
and that is operated by an alternative public provider or by a 2401  
registered private provider, and to pay for other services 2402  
agreed to by the provider and the eligible applicant that are 2403  
not included in the individualized education program or 2404  
education plan but are associated with educating the child. Upon 2405  
agreement with the eligible applicant, the alternative public 2406  
provider or the registered private provider may modify the 2407  
services provided to the child. The purpose of the scholarship 2408  
is to permit the eligible applicant the choice to send the child 2409

to a special education program or programs, instead of the one 2410  
operated by or for the school district in which the child is 2411  
entitled to attend school, to receive the services prescribed in 2412  
the child's individualized education program or education plan 2413  
once the individualized education program or education plan is 2414  
finalized and any other services agreed to by the provider and 2415  
the eligible applicant. The services provided under the 2416  
scholarship shall include an educational component or services 2417  
designed to assist the child to benefit from the child's 2418  
education. 2419

At the discretion of the eligible applicant, multiple 2420  
alternative public providers or registered private providers may 2421  
be contracted to provide services to implement an individualized 2422  
education program or education plan as the eligible applicant 2423  
and providers determine are necessary and associated with 2424  
educating the qualified special education child. A qualified 2425  
special education child shall not be limited to receiving 2426  
services from a single provider for any services as identified 2427  
in the individualized education program or education plan, 2428  
including a single type of service. 2429

(C) Services, including intervention services, educational 2430  
services, academic services, tutoring services, aide services, 2431  
and other related special education services, provided through 2432  
the program established under this section may be provided 2433  
virtually by any of the following: 2434

(1) An educational aide or assistant who holds a valid 2435  
permit issued under section 3319.088 of the Revised Code; 2436

(2) An instructional assistant who holds a valid permit 2437  
issued under section 3310.43 of the Revised Code; 2438

(3) A qualified, credentialed provider in accordance with 2439  
standards established by the department; 2440

(4) A teacher or substitute teacher licensed by the state 2441  
board of education. 2442

(D) A scholarship under this section shall not be awarded 2443  
to an eligible applicant while the child's individualized 2444  
education program is being developed by the school district in 2445  
which the child is entitled to attend school, or while any 2446  
administrative or judicial mediation or proceedings with respect 2447  
to the content of the child's individualized education program 2448  
are pending. A scholarship under this section shall not be used 2449  
for a child to attend a public special education program that 2450  
operates under a contract, compact, or other bilateral agreement 2451  
between the school district in which the child is entitled to 2452  
attend school and another school district or other public 2453  
provider, or for a child to attend a community school 2454  
established under Chapter 3314. of the Revised Code. However, 2455  
nothing in this section or in any rule adopted by the department 2456  
shall prohibit an eligible applicant whose child attends a 2457  
public special education program under a contract, compact, or 2458  
other bilateral agreement, or an eligible applicant whose child 2459  
attends a community school, from applying for and accepting a 2460  
scholarship under this section so that the eligible applicant 2461  
may withdraw the child from that program or community school and 2462  
use the scholarship for the child to attend a special education 2463  
program for which the eligible applicant is required to pay for 2464  
services for the child. 2465

(E) Except for development of the child's individualized 2466  
education program or education plan, the school district in 2467  
which a qualified special education child is entitled to attend 2468

school and the child's school district of residence, as defined 2469  
in section 3323.01 of the Revised Code, if different, are not 2470  
obligated to provide the child with a free appropriate public 2471  
education under Chapter 3323. of the Revised Code for as long as 2472  
the child continues to attend the special education program 2473  
operated by either an alternative public provider or a 2474  
registered private provider for which a scholarship is awarded 2475  
under the autism scholarship program. If at any time, the 2476  
eligible applicant for the child decides no longer to accept 2477  
scholarship payments and enrolls the child in the special 2478  
education program of the school district in which the child is 2479  
entitled to attend school, that district shall provide the child 2480  
with a free appropriate public education under Chapter 3323. of 2481  
the Revised Code. 2482

(F) A child attending a special education program with a 2483  
scholarship under this section shall continue to be entitled to 2484  
transportation to and from that program in the manner prescribed 2485  
by law. 2486

(G) As prescribed in division (A) (2) (h) of section 3317.03 2487  
of the Revised Code, a child who is not a preschool child with a 2488  
disability for whom a scholarship is awarded under this section 2489  
shall be counted in the formula ADM of the district in which the 2490  
child is entitled to attend school and not in the formula ADM of 2491  
any other school district. 2492

(H) A scholarship shall not be paid under section 3317.022 2493  
of the Revised Code to an eligible applicant for payment of 2494  
tuition owed to a nonpublic entity unless that entity is a 2495  
registered private provider. The department shall approve 2496  
entities that meet the standards established by rule of the 2497  
department for the program established under this section. 2498

(I) The department shall adopt rules under Chapter 119. of 2499  
the Revised Code prescribing procedures necessary to implement 2500  
this section, including, but not limited to, procedures and 2501  
deadlines for eligible applicants to apply for scholarships, 2502  
standards for registered private providers, and procedures for 2503  
approval of entities as registered private providers. 2504

The rules also shall specify that intervention services, 2505  
including virtual services, under the autism scholarship program 2506  
may be provided by a qualified, credentialed provider, including 2507  
an educator or substitute teacher licensed by the state board of 2508  
education, and shall additionally include, but not be limited 2509  
to, all of the following: 2510

(1) A behavior analyst certified by a nationally 2511  
recognized organization that certifies behavior analysts; 2512

(2) A psychologist licensed to practice in this state 2513  
under Chapter 4732. of the Revised Code; 2514

(3) An independent school psychologist or school 2515  
psychologist licensed to practice in this state under Chapter 2516  
4732. of the Revised Code; 2517

(4) Any person employed by a licensed psychologist, 2518  
licensed independent school psychologist, or licensed school 2519  
psychologist, while carrying out specific tasks, under the 2520  
licensee's supervision, as an extension of the licensee's legal 2521  
and ethical authority as specified under Chapter 4732. of the 2522  
Revised Code who is ascribed as "psychology trainee," 2523  
"psychology assistant," "psychology intern," or other 2524  
appropriate term that clearly implies their supervised or 2525  
training status; 2526

(5) Unlicensed persons holding a doctoral degree in 2527

psychology or special education from a program approved by the department;	2528 2529
(6) A "registered behavior technician" as described under rule 5123-9-41 of the Administrative Code working under the supervision and following the intervention plan of a certified Ohio behavior analyst or a behavior analyst certified by a nationally recognized organization that certifies behavior analysts;	2530 2531 2532 2533 2534 2535
(7) A "certified Ohio behavior analyst" under Chapter 4783. of the Revised Code;	2536 2537
(8) An occupational therapist or physical therapist licensed to practice in this state under Chapter 4755. of the Revised Code;	2538 2539 2540
(9) A speech-language pathologist licensed to practice in this state under Chapter 4753. of the Revised Code;	2541 2542
(10) An intervention specialist who holds a valid license issued by the state board;	2543 2544
(11) A literacy intervention specialist certified through pathways recognized by the Ohio dyslexia committee established by section 3323.25 of the Revised Code. To the extent that certification for any of the following positions is approved by the Ohio dyslexia committee under section 3323.25 of the Revised Code, literary intervention specialists may include:	2545 2546 2547 2548 2549 2550
(a) A structured literacy dyslexia interventionist;	2551
(b) A structured literacy dyslexia specialist;	2552
(c) A certified academic language practitioner;	2553
(d) A certified academic language therapist.	2554

(12) An educational aide or assistant with a valid permit issued under section 3319.088 of the Revised Code;	2555 2556
(13) An instructional assistant with a valid permit issued in accordance with section 3310.43 of the Revised Code;	2557 2558
(14) Any other qualified individual as determined by the department.	2559 2560
Supervision of a qualified, credentialed provider may be conducted virtually.	2561 2562
(J) For billing purposes under the autism scholarship program, services provided by a teacher or substitute teacher licensed by the state board of education shall be classified as academic services and shall not be classified as aide services. The department shall use this differentiation to simplify monthly audit procedures.	2563 2564 2565 2566 2567 2568
(K) The department shall provide reasonable notice to all eligible applicants receiving a scholarship under the autism scholarship program, alternative public providers, and registered private providers of any amendment to a rule governing, or change in the administration of, the autism scholarship program.	2569 2570 2571 2572 2573 2574
(L) If a child qualifies for the autism scholarship program pursuant to a diagnosis under division (A) (6) (c) of this section and does not have an individualized education program that includes services related to autism, the school district in which the child is entitled to attend school shall develop an education plan for the child.	2575 2576 2577 2578 2579 2580
(M) Not later than the thirtieth day of June each year, each alternative public provider and registered private provider enrolling students receiving autism scholarships shall submit to	2581 2582 2583

the department, in a form and manner prescribed by the 2584  
department, the tuition rates charged by the provider for the 2585  
following school year. 2586

(N) The department shall not require an eligible applicant 2587  
who applies for or receives a scholarship under this section to 2588  
complete any kind of income verification regarding the student's 2589  
family income. 2590

(O) The department shall maintain a list of each 2591  
registered private provider and the location of that provider on 2592  
its publicly accessible web site. 2593

**Sec. 3313.6028.** (A) (1) As used in Title XXXIII of the 2594  
Revised Code, "science of reading" means an interdisciplinary 2595  
body of scientific evidence that: 2596

(a) Informs how students learn to read and write 2597  
proficiently; 2598

(b) Explains why some students have difficulty with 2599  
reading and writing; 2600

(c) Indicates that all students benefit from explicit and 2601  
systematic instruction in phonemic awareness, phonics, 2602  
vocabulary, fluency, comprehension, and writing to become 2603  
effective readers; 2604

(d) Does not rely on any model of teaching students to 2605  
read based on meaning, structure and syntax, and visual cues, 2606  
including a three-cueing approach. 2607

(2) As used in this section, "three-cueing approach" means 2608  
any model of teaching students to read based on meaning, 2609  
structure and syntax, and visual cues. 2610

(B) The department of education and workforce shall 2611

establish a list of high-quality core curriculum and 2612  
instructional materials in English language arts, and a list of 2613  
evidence-based reading intervention programs, that are aligned 2614  
with the science of reading and strategies for effective 2615  
literacy instruction. 2616

The department shall establish a rubric and scoring system 2617  
to evaluate whether or the extent to which core curricula in 2618  
English language arts facilitates a student's skill building and 2619  
sequential advancement through mastery. The department shall 2620  
post the rubric and scoring system on its publicly accessible 2621  
web site. Upon request, the department shall provide a scored 2622  
rubric to the entity that submitted a curriculum to be scored 2623  
and to any member of the Ohio general assembly. 2624

(C) Beginning not later than the 2024-2025 school year, 2625  
each school district, community school established under Chapter 2626  
3314. of the Revised Code, and STEM school established under 2627  
Chapter 3326. of the Revised Code, shall use core curriculum and 2628  
instructional materials in English language arts in each of 2629  
grades pre-kindergarten to five and evidence-based reading 2630  
intervention programs in each of grades pre-kindergarten to 2631  
twelve only from the lists established under division (B) of 2632  
this section. Except as provided in division (D) of this 2633  
section, no district or school shall use any core curriculum, 2634  
instructional materials, or intervention program in grades pre- 2635  
kindergarten to five that use the three-cueing approach to teach 2636  
students to read. 2637

(D) A district or school may apply to the department for a 2638  
waiver on an individual student basis to use curriculum, 2639  
instructional materials, or an intervention program in grades 2640  
pre-kindergarten through five that uses the three-cueing 2641

approach to teach students to read, except as follows: 2642

(1) No student for whom a reading improvement and 2643  
monitoring plan has been developed under division (C) of section 2644  
3313.608 of the Revised Code shall be eligible for a waiver. 2645

(2) If a student has an individualized education program 2646  
that explicitly indicates the three-cueing approach is 2647  
appropriate for the student's learning needs, the student shall 2648  
not be required to have a waiver. 2649

In determining whether to approve a waiver requested under 2650  
this section, the department shall consider the performance of 2651  
the student's district or school on the state report card issued 2652  
under section 3302.03 of the Revised Code, including on the 2653  
early literacy component prescribed under division (D) (3) (e) of 2654  
that section. 2655

(E) (1) The department shall identify vendors that provide 2656  
professional development to educators, including pre-service 2657  
teachers and faculty employed by educator preparation programs, 2658  
on the use of high-quality core curriculum and instructional 2659  
materials and reading intervention programs on the lists 2660  
established under division (B) of this section. 2661

(2) A professional development committee established under 2662  
section 3319.22 of the Revised Code shall qualify any completed 2663  
professional development coursework provided by a vendor 2664  
described in division (E) (1) of this section to count towards 2665  
professional development coursework requirements for teacher 2666  
licensure renewal. 2667

(3) A professional development committee shall permit a 2668  
teacher to apply any hours earned over the minimum amount of 2669  
hours required for professional development coursework for 2670

teacher licensure renewal under division (E) (2) of this section 2671  
to the next renewal period for that license. 2672

(F) Not later than the thirtieth day of June of each year, 2673  
the department shall prepare and issue a report regarding the 2674  
implementation of this section, including by districts and 2675  
schools. The department shall provide the report to the 2676  
governor, and, in accordance with section 101.68 of the Revised 2677  
Code, to the general assembly. 2678

Sec. 3313.6032. (A) As used in this section, "qualifying 2679  
student" means a student to whom either of the following 2680  
applies: 2681

(1) The student achieves an advanced level of skill on a 2682  
mathematics achievement assessment prescribed under section 2683  
3301.0710 of the Revised Code. 2684

(2) The student achieves an accomplished level of skill on 2685  
a mathematics achievement assessment prescribed under section 2686  
3301.0710 of the Revised Code and both the school principal and 2687  
the student's classroom teacher, in consultation with the 2688  
student's parent or guardian, agree the student would benefit 2689  
from enrollment in advanced courses or learning opportunities. 2690

(B) Beginning July 1, 2027, each school district shall do 2691  
all of the following: 2692

(1) Enroll each qualifying student in grade six in both of 2693  
the following: 2694

(a) A mathematics course in seventh grade that combines in 2695  
one school year seventh- and eighth-grade state mathematics 2696  
standards under section 3301.079 of the Revised Code; 2697

(b) Algebra I in eighth grade. Each such student shall 2698

take the corresponding required end-of-course examination for 2699  
Algebra I as prescribed under division (E) of this section. A 2700  
district shall not enroll a student in Algebra I in the eighth 2701  
grade who does not achieve at least a proficient level of skill 2702  
on any corresponding required achievement assessment for the 2703  
course prescribed under division (A) (1) (a) of this section. 2704

(2) Enroll each qualifying student in grades three through 2705  
five in advanced learning opportunities in mathematics. Advanced 2706  
learning opportunities in mathematics means a course that 2707  
exceeds the standard mathematics curriculum for the student's 2708  
grade level, or services or curricula modifications in 2709  
mathematics, provided either in person or through electronic 2710  
means, which provide additional rigor or challenge, and may 2711  
include the following: 2712

(a) Differentiated instruction in which the depth, 2713  
breadth, complexity, pacing, and acceleration is tailored to the 2714  
student's particular needs and readiness; 2715

(b) Interdisciplinary work. 2716

(3) Adopt a comprehensive mathematics placement policy 2717  
that includes a curriculum plan beginning in grade three that 2718  
does both of the following: 2719

(a) Creates a timeline and explanation of how students 2720  
will be prepared and placed in Algebra I; 2721

(b) Describes how the school district will provide 2722  
advanced learning opportunities in mathematics and accommodate 2723  
each student in grade seven that qualifies under division (B) (1) 2724  
of this section. 2725

(C) Each school district shall notify the parent or 2726  
guardian of a student who qualifies for enrollment under 2727

division (B) (1) of this section of that determination. The 2728  
parent or guardian of any such student may submit a written 2729  
request for that student to not be enrolled under that division, 2730  
in which case the district shall not enroll the student under 2731  
that division. 2732

(D) The department of education and workforce shall adopt 2733  
rules regarding the placement of students under division (B) (1) 2734  
of this section, based on the student's performance on a 2735  
mathematics achievement assessment prescribed under section 2736  
3301.0710 of the Revised Code. 2737

(E) Each student shall take any corresponding required 2738  
achievement assessment or end-of-course examination for any 2739  
mathematics course the student takes as a result of enrollment 2740  
in an advanced mathematics course under this section. 2741

(F) Each school district may provide additional students 2742  
advanced learning opportunities in mathematics, including 2743  
enrollment in advanced courses such as Algebra I, if a student 2744  
meets district requirements for such a course or would benefit 2745  
from those opportunities. 2746

**Sec. 3313.6034.** (A) As used in this section: 2747

(1) "Qualifying student" means a student who, on both a 2748  
diagnostic assessment prescribed under section 3301.079 of the 2749  
Revised Code and a state assessment, demonstrates a limited or 2750  
basic level of skill in the subject area of mathematics, English 2751  
language arts, or both. "Qualifying student" does not include 2752  
either of the following: 2753

(a) A student that has an individualized education program 2754  
developed under Chapter 3323. of the Revised Code that includes 2755  
services related to a traumatic brain injury or a significant 2756

cognitive disability, unless the student's parent or guardian 2757  
and district or school have determined the services would be 2758  
appropriate for the student; 2759

(b) A student that attends a dropout prevention and 2760  
recovery community school, as defined in section 3314.02 of the 2761  
Revised Code. 2762

(2) "State assessment" means either an achievement 2763  
assessment prescribed under section 3301.0710 or an end-of- 2764  
course examination prescribed under section 3301.0712 of the 2765  
Revised Code. 2766

(3) "Tutoring supports" means high-dosage tutoring 2767  
opportunities aligned with the student's classroom instruction 2768  
through a state-approved vendor on the list of high-quality 2769  
tutoring vendors under section 3301.136 of the Revised Code or a 2770  
locally approved opportunity that aligns with high-dosage 2771  
tutoring best practices. High-dosage tutoring opportunities 2772  
shall include instruction time delivered at least three days per 2773  
week, or at least fifty hours over thirty-six weeks. High-dosage 2774  
tutoring may be incorporated into a student's regular classroom 2775  
instruction. 2776

To the extent practicable, districts and schools shall 2777  
endeavor to provide each of a student's tutoring supports with 2778  
the same tutor. 2779

(4) "Integrated student supports" means an evidence-based 2780  
approach whereby schools intentionally and systematically 2781  
leverage and coordinate resources and relationships available in 2782  
the school and the surrounding community to address 2783  
comprehensive student strengths, interests, and needs. 2784

(B) Each school district, community school established 2785

pursuant to Chapter 3314., and STEM school established pursuant 2786  
to Chapter 3326. of the Revised Code shall provide evidence- 2787  
based academic intervention services, free of cost, to each 2788  
qualifying student. The district or school shall provide those 2789  
services directly, through a contracted vendor, or as a 2790  
combination of both options. The district or school shall 2791  
provide services that align with a qualifying student's assessed 2792  
level of skill and provide accelerated learning and skill 2793  
mastery where possible to help the student demonstrate a level 2794  
of skill appropriate to the student's grade level. A district or 2795  
school annually shall notify the department of education and 2796  
workforce, through the education management information system 2797  
established under section 3301.0714 of the Revised Code, of all 2798  
of the following: 2799

(1) The number of qualifying students enrolled in the 2800  
district or school; 2801

(2) The number of qualifying students receiving academic 2802  
intervention services in mathematics, English language arts, or 2803  
both; 2804

(3) The number of qualifying students receiving academic 2805  
intervention services from the district or school directly, 2806  
through a vendor, or a combination of both options. 2807

(C) (1) Academic intervention services provided to a 2808  
student under this section may encompass a variety of evidence- 2809  
based supports, including tutoring supports, additional 2810  
instruction time, an extended school calendar, participation in 2811  
a learning support program, or any other academically centered 2812  
support service that the district or school determines will 2813  
improve the student's academic performance. Intervention 2814  
services may also be offered in combination with integrated 2815

student supports. 2816

(2) All academic intervention services provided to a 2817  
qualifying student under this section shall align with the 2818  
academic instruction the student receives. Intervention services 2819  
provided under division (B) of this section shall be in addition 2820  
to and not a replacement for existing academic instruction and 2821  
other services provided to students. All academic intervention 2822  
services in English language arts shall align with the science 2823  
of reading as defined in section 3313.6028 of the Revised Code. 2824

(D) A district or school shall ensure that academic 2825  
intervention services provided to a qualifying student under 2826  
division (C) of this section do not supplant the student's core 2827  
academic instructional time, except that in grades kindergarten 2828  
through three, instruction aligned with science and social 2829  
studies standards may be integrated into core mathematics and 2830  
reading instruction rather than being taught in separate 2831  
instructional periods. 2832

(E) (1) A district or school shall notify the parent or 2833  
guardian of a qualifying student that the student will receive 2834  
academic intervention services prior to providing services to 2835  
the student. Notification shall include a description of which 2836  
intervention or interventions the qualifying student will 2837  
receive and who will provide services to the student. 2838

(2) The district or school periodically shall update the 2839  
parent or guardian on the academic intervention services 2840  
provided to the qualifying student and shall provide resources 2841  
and recommendations for ways the parent or guardian may assist 2842  
the qualifying student. 2843

(F) (1) Beginning with the 2027-2028 school year, and each 2844

school year thereafter, the department randomly shall identify 2845  
and select individual schools operated by a school district, 2846  
community schools, and STEM schools for a review of their 2847  
academic intervention services for qualifying students under 2848  
this section. The department shall not select more than five per 2849  
cent of all schools to review each year. No school shall be 2850  
selected for review more than once every three years. The review 2851  
shall include, at a minimum, a document review, interviews with 2852  
applicable school staff, and observations of interventions. 2853

The review shall assess all of the following: 2854

(a) Whether qualifying students receive academic 2855  
intervention services in accordance with division (B) of this 2856  
section; 2857

(b) The types and methods of academic intervention 2858  
services that qualifying students receive; 2859

(c) The quality of the academic intervention services 2860  
provided by the school or the contracted vendor. To determine 2861  
quality, the department may consider the length and duration of 2862  
the intervention, specific programs and curriculum being used, 2863  
the credentials and training of intervention providers, and data 2864  
regarding qualifying student progress. 2865

(2) The department shall provide a report to the school 2866  
containing its review of the school's academic intervention 2867  
services not later than seventy-five days after the department 2868  
completes the review. Each report shall include an assessment of 2869  
the efficacy of the academic intervention services provided to 2870  
qualifying students, along with any recommendations the 2871  
department considers necessary. The school shall post a copy of 2872  
the report on its web site and shall make the report available 2873

upon request to any person. The department shall include a 2874  
review completed under this division as part of the student 2875  
opportunity profile on the state report card under section 2876  
3302.03 of the Revised Code. 2877

(3) The department may contract with an organization that 2878  
has documented expertise in supporting school improvement and 2879  
academic intervention services to help with conducting its 2880  
review under division (F) of this section. 2881

(G) (1) A student who receives academic intervention 2882  
services in mathematics or English language arts under this 2883  
section is no longer eligible for services under this section in 2884  
that subject area when the student demonstrates a proficient 2885  
level of skill in it on either a diagnostic assessment or a 2886  
state assessment. 2887

(2) If a qualifying student receiving academic 2888  
intervention services in both mathematics and English language 2889  
arts demonstrates a level of skill that is proficient or higher 2890  
under this section in one, but not both, subject areas, the 2891  
student shall continue to receive academic intervention services 2892  
for the subject area in which the student has not demonstrated a 2893  
proficient level of skill. 2894

(3) Any student in any of grades nine through twelve who 2895  
fails to demonstrate a level of skill that is proficient or 2896  
higher on a diagnostic assessment or an end-of-course 2897  
examination in mathematics or English language arts, or both, 2898  
and is not required to retake the examination, continues to 2899  
qualify for intervention services under this section. For such a 2900  
student, the district or school shall align intervention 2901  
services with the student's selected graduation pathway 2902  
prescribed under section 3313.618 of the Revised Code. 2903

(H) Nothing in this section prohibits a district or school from providing academic intervention services to a student who does not meet the definition of a qualifying student under this section. 2904  
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**Sec. 3313.90.** As used in this section, "~~formula~~enrolled ADM" has the same meaning as in section 3317.02 of the Revised Code. Notwithstanding division (D) of section 3311.19 and division (D) of section 3311.52 of the Revised Code, the provisions of this section that apply to a city school district do not apply to any joint vocational or cooperative education school district. 2908  
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(A) Except as provided in division (B) of this section, each city, local, and exempted village school district shall, by one of the following means, provide to students enrolled in grades seven through twelve career-technical education adequate to prepare a student enrolled therein for an occupation: 2915  
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(1) Establishing and maintaining a career-technical education program that meets standards adopted by the department of education and workforce; 2920  
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(2) Being a member of a joint vocational school district that meets standards adopted by the department; 2923  
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(3) Contracting for career-technical education with a joint vocational school district or another school district that meets the standards adopted by the department. 2925  
2926  
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The standards of the department shall include criteria for the participation by nonpublic students and by students who are receiving home education in accordance with section 3321.042 of the Revised Code in career-technical education programs without financial assessment, charge, or tuition to such student except 2928  
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such assessments, charges, or tuition paid by resident public 2933  
school students in such programs. Such nonpublic school students 2934  
and students receiving home education shall be included in the 2935  
~~formula~~ enrolled ADM of the school district maintaining the 2936  
career-technical education program as part-time students in 2937  
proportion to the time spent in the career-technical education 2938  
program. 2939

By the thirtieth day of October of each year, the director 2940  
of education and workforce shall determine and certify to the 2941  
superintendent of each school district subject to this section 2942  
either that the district is in compliance with the requirements 2943  
of this section for the current school year or that the district 2944  
is not in compliance. If the director certifies that the 2945  
district is not in compliance, the director shall notify the 2946  
board of education of the district of the actions necessary to 2947  
bring the district into compliance with this section. 2948

In meeting standards established by the department, school 2949  
districts, where practicable, shall provide career-technical 2950  
education programs in high schools. A minimum enrollment of two 2951  
thousand two hundred fifty students in grades seven through 2952  
twelve is the base for comprehensive career-technical education 2953  
course offerings. A school district may meet this requirement 2954  
alone, through a cooperative arrangement pursuant to section 2955  
3313.92 of the Revised Code, through school district 2956  
consolidation, by membership in a joint vocational school 2957  
district, by contract with a school district, by contract with a 2958  
school licensed by any state agency established by the Revised 2959  
Code which school operates its courses offered for contracting 2960  
with public schools under standards as to staffing and 2961  
facilities comparable to those prescribed by the department for 2962  
public schools provided no instructor in such courses shall be 2963

required to be certificated by the department, or in a 2964  
combination of such ways. Exceptions to the minimum enrollment 2965  
prescribed by this section may be made by the department based 2966  
on sparsity of population or other factors indicating that 2967  
comprehensive educational and career-technical education 2968  
programs as required by this section can be provided through an 2969  
alternate plan. 2970

(B) Until July 1, 2026, the department shall waive the 2971  
requirement for a city, local, or exempted village school 2972  
district to provide career-technical education to students 2973  
enrolled in grades seven and eight for that particular school 2974  
year, if the board of education of that district adopts a 2975  
resolution that specifies the district's intent not to provide 2976  
career-technical education to students enrolled in grades seven 2977  
and eight for a particular school year and submits that 2978  
resolution to the department by the thirtieth day of September 2979  
of that school year. 2980

**Sec. 3314.03.** A copy of every contract entered into under 2981  
this section shall be filed with the director of education and 2982  
workforce. The department of education and workforce shall make 2983  
available on its web site a copy of every approved, executed 2984  
contract filed with the director under this section. 2985

(A) Each contract entered into between a sponsor and the 2986  
governing authority of a community school shall specify the 2987  
following: 2988

(1) That the school shall be established as either of the 2989  
following: 2990

(a) A nonprofit corporation established under Chapter 2991  
1702. of the Revised Code, if established prior to April 8, 2992

2003;	2993
(b) A public benefit corporation established under Chapter 1702. of the Revised Code, if established after April 8, 2003.	2994 2995
(2) The education program of the school, including the school's mission and educational philosophy, the characteristics of the students the school is expected to attract, the ages and grades of students, and the focus of the curriculum;	2996 2997 2998 2999
(3) The academic goals to be achieved and the method of measurement that will be used to determine progress toward those goals, which shall include the statewide achievement assessments;	3000 3001 3002 3003
(4) Performance standards, including but not limited to all applicable report card measures set forth in section 3302.03 or 3314.017 of the Revised Code, by which the success of the school will be evaluated by the sponsor;	3004 3005 3006 3007
(5) The admission standards of section 3314.06 of the Revised Code and, if applicable, section 3314.061 of the Revised Code;	3008 3009 3010
(6) (a) Dismissal procedures;	3011
(b) A requirement that the governing authority adopt an attendance policy that includes a procedure for automatically withdrawing a student from the school if the student without a legitimate excuse fails to participate in seventy-two consecutive hours of the learning opportunities offered to the student.	3012 3013 3014 3015 3016 3017
(7) The ways by which the school will achieve racial and ethnic balance reflective of the community it serves;	3018 3019
(8) Requirements for financial audits by the auditor of	3020

state. The contract shall require financial records of the 3021  
school to be maintained in the same manner as are financial 3022  
records of school districts, pursuant to rules of the auditor of 3023  
state. Audits shall be conducted in accordance with section 3024  
117.10 of the Revised Code. 3025

(9) An addendum to the contract outlining the facilities 3026  
to be used that contains at least the following information: 3027

(a) A detailed description of each facility used for 3028  
instructional purposes; 3029

(b) The annual costs associated with leasing each facility 3030  
that are paid by or on behalf of the school; 3031

(c) The annual mortgage principal and interest payments 3032  
that are paid by the school; 3033

(d) The name of the lender or landlord, identified as 3034  
such, and the lender's or landlord's relationship to the 3035  
operator, if any. 3036

(10) Qualifications of employees, including both of the 3037  
following: 3038

(a) A requirement that the school's classroom teachers be 3039  
licensed in accordance with sections 3319.22 to 3319.31 of the 3040  
Revised Code, except that a community school may engage 3041  
noncertificated persons to teach up to twelve hours or forty 3042  
hours per week pursuant to section 3319.301 of the Revised Code; 3043

(b) A prohibition against the school employing an 3044  
individual described in section 3314.104 of the Revised Code in 3045  
any position. 3046

(11) That the school will comply with the following 3047  
requirements: 3048

(a) The school will provide learning opportunities to a 3049  
minimum of twenty-five students for a minimum of nine hundred 3050  
twenty hours per school year. 3051

(b) The governing authority will purchase liability 3052  
insurance, or otherwise provide for the potential liability of 3053  
the school. 3054

(c) The school will be nonsectarian in its programs, 3055  
admission policies, employment practices, and all other 3056  
operations, and will not be operated by a sectarian school or 3057  
religious institution. 3058

(d) The school will comply with sections 9.90, 9.91, 3059  
109.65, 121.22, 149.43, 2151.357, 2151.421, 2313.19, 3301.0710, 3060  
3301.0711, 3301.0712, 3301.0715, 3301.0729, 3301.24, 3301.948, 3061  
3302.037, 3302.131, 3313.472, 3313.473, 3313.474, 3313.50, 3062  
3313.539, 3313.5310, 3313.5318, 3313.5319, 3313.608, 3313.609, 3063  
3313.6012, 3313.6013, 3313.6014, 3313.6020, 3313.6024, 3064  
3313.6026, 3313.6028, 3313.6029, 3313.6031, 3313.6032, 3065  
3313.6034, 3313.643, 3313.648, 3313.6411, 3313.6413, 3313.66, 3066  
3313.661, 3313.662, 3313.666, 3313.667, 3313.668, 3313.669, 3067  
3313.6610, 3313.67, 3313.671, 3313.672, 3313.673, 3313.69, 3068  
3313.71, 3313.716, 3313.718, 3313.719, 3313.7112, 3313.7117, 3069  
3313.721, 3313.753, 3313.80, 3313.814, 3313.816, 3313.817, 3070  
3313.818, 3313.819, 3313.8110, 3313.86, 3313.89, 3313.96, 3071  
3319.073, 3319.077, 3319.078, 3319.0812, 3319.2214, 3319.238, 3072  
3319.318, 3319.321, 3319.324, 3319.39, 3319.391, 3319.393, 3073  
3319.41, 3319.46, 3319.90, 3319.614, 3320.01, 3320.02, 3320.03, 3074  
3320.04, 3321.01, 3321.041, 3321.13, 3321.14, 3321.141, 3321.17, 3075  
3321.18, 3321.19, 3322.20, 3322.24, 3323.251, 3327.10, 4111.17, 3076  
4113.52, 5502.262, 5502.703, and 5705.391 and Chapters 117., 3077  
1347., 2744., 3365., 3742., 4112., 4123., 4141., and 4167. of 3078

the Revised Code as if it were a school district and will comply 3079  
with section 3301.0714 of the Revised Code in the manner 3080  
specified in section 3314.17 of the Revised Code. 3081

(e) The school shall comply with Chapter 102. and section 3082  
2921.42 of the Revised Code. 3083

(f) The school will comply with sections 3313.61, 3084  
3313.611, 3313.614, 3313.617, 3313.618, and 3313.6114 of the 3085  
Revised Code, except that for students who enter ninth grade for 3086  
the first time before July 1, 2010, the requirement in sections 3087  
3313.61 and 3313.611 of the Revised Code that a person must 3088  
successfully complete the curriculum in any high school prior to 3089  
receiving a high school diploma may be met by completing the 3090  
curriculum adopted by the governing authority of the community 3091  
school rather than the curriculum specified in Title XXXVIII of 3092  
the Revised Code or any rules of the department. Beginning with 3093  
students who enter ninth grade for the first time on or after 3094  
July 1, 2010, the requirement in sections 3313.61 and 3313.611 3095  
of the Revised Code that a person must successfully complete the 3096  
curriculum of a high school prior to receiving a high school 3097  
diploma shall be met by completing the requirements prescribed 3098  
in section 3313.6027 and division (C) of section 3313.603 of the 3099  
Revised Code, unless the person qualifies under division (D) or 3100  
(F) of that section. Each school shall comply with the plan for 3101  
awarding high school credit based on demonstration of subject 3102  
area competency, and beginning with the 2017-2018 school year, 3103  
with the updated plan that permits students enrolled in seventh 3104  
and eighth grade to meet curriculum requirements based on 3105  
subject area competency adopted by the department under 3106  
divisions (J) (1) and (2) of section 3313.603 of the Revised 3107  
Code. Beginning with the 2018-2019 school year, the school shall 3108  
comply with the framework for granting units of high school 3109

credit to students who demonstrate subject area competency 3110  
through work-based learning experiences, internships, or 3111  
cooperative education developed by the department under division 3112  
(J) (3) of section 3313.603 of the Revised Code. 3113

(g) The school governing authority will submit within four 3114  
months after the end of each school year a report of its 3115  
activities and progress in meeting the goals and standards of 3116  
divisions (A) (3) and (4) of this section and its financial 3117  
status to the sponsor and the parents of all students enrolled 3118  
in the school. 3119

(h) The school, unless it is an internet- or computer- 3120  
based community school, will comply with section 3313.801 of the 3121  
Revised Code as if it were a school district. 3122

(i) If the school is the recipient of moneys from a grant 3123  
awarded under the federal race to the top program, Division (A), 3124  
Title XIV, Sections 14005 and 14006 of the "American Recovery 3125  
and Reinvestment Act of 2009," Pub. L. No. 111-5, 123 Stat. 115, 3126  
the school will pay teachers based upon performance in 3127  
accordance with section 3317.141 and will comply with section 3128  
3319.111 of the Revised Code as if it were a school district. 3129

(j) If the school operates a preschool program that is 3130  
licensed by the department under sections 3301.52 to 3301.59 of 3131  
the Revised Code, the school shall comply with sections 3301.50 3132  
to 3301.59 of the Revised Code and the minimum standards for 3133  
preschool programs prescribed in rules adopted by the department 3134  
of children and youth under section 3301.53 of the Revised Code. 3135

(k) The school will comply with sections 3313.6021 and 3136  
3313.6023 of the Revised Code as if it were a school district 3137  
unless it is either of the following: 3138

- (i) An internet- or computer-based community school; 3139
- (ii) A community school in which a majority of the 3140  
enrolled students are children with disabilities as described in 3141  
division (B) (2) of section 3314.35 of the Revised Code. 3142
- (l) The school will comply with section 3321.191 of the 3143  
Revised Code, unless it is an internet- or computer-based 3144  
community school that is subject to section 3314.261 of the 3145  
Revised Code. 3146
- (m) The school will comply with section 3313.7118 of the 3147  
Revised Code if it serves elementary school students. 3148
- (12) Arrangements for providing health and other benefits 3149  
to employees; 3150
- (13) The length of the contract, which shall begin at the 3151  
beginning of an academic year. No contract shall exceed five 3152  
years unless such contract has been renewed pursuant to division 3153  
(D) of this section. 3154
- (14) The governing authority of the school, which shall be 3155  
responsible for carrying out the provisions of the contract; 3156
- (15) A financial plan detailing an estimated school budget 3157  
for each year of the period of the contract and specifying the 3158  
total estimated per pupil expenditure amount for each such year. 3159
- (16) Requirements and procedures regarding the disposition 3160  
of employees of the school in the event the contract is 3161  
terminated or not renewed pursuant to section 3314.07 of the 3162  
Revised Code; 3163
- (17) Whether the school is to be created by converting all 3164  
or part of an existing public school or educational service 3165  
center building or is to be a new start-up school, and if it is 3166

a converted public school or service center building, both of 3167  
the following: 3168

(a) Specification of any duties or responsibilities of an 3169  
employer that the board of education or service center governing 3170  
board that operated the school or building before conversion is 3171  
delegating to the governing authority of the community school 3172  
with respect to all or any specified group of employees provided 3173  
the delegation is not prohibited by a collective bargaining 3174  
agreement applicable to such employees; 3175

(b) Alternative arrangements for current public school 3176  
students who choose not to attend the converted school and for 3177  
teachers who choose not to teach in the school or building after 3178  
conversion. 3179

(18) Provisions establishing procedures for resolving 3180  
disputes or differences of opinion between the sponsor and the 3181  
governing authority of the community school; 3182

(19) A provision requiring the governing authority to 3183  
adopt a policy regarding the admission of students who reside 3184  
outside the district in which the school is located. That policy 3185  
shall comply with the admissions procedures specified in 3186  
sections 3314.06 and 3314.061 of the Revised Code and, at the 3187  
sole discretion of the authority, shall do one of the following: 3188

(a) Prohibit the enrollment of students who reside outside 3189  
the district in which the school is located; 3190

(b) Permit the enrollment of students who reside in 3191  
districts adjacent to the district in which the school is 3192  
located; 3193

(c) Permit the enrollment of students who reside in any 3194  
other district in the state. 3195

(20) A provision recognizing the authority of the department to take over the sponsorship of the school in accordance with the provisions of division (C) of section 3314.015 of the Revised Code;

(21) A provision recognizing the sponsor's authority to assume the operation of a school under the conditions specified in division (B) of section 3314.073 of the Revised Code;

(22) A provision recognizing both of the following:

(a) The authority of public health and safety officials to inspect the facilities of the school and to order the facilities closed if those officials find that the facilities are not in compliance with health and safety laws and regulations;

(b) The authority of the department as the community school oversight body to suspend the operation of the school under section 3314.072 of the Revised Code if the department has evidence of conditions or violations of law at the school that pose an imminent danger to the health and safety of the school's students and employees and the sponsor refuses to take such action.

(23) A description of the learning opportunities that will be offered to students including both classroom-based and non-classroom-based learning opportunities that is in compliance with criteria for student participation established by the department under division (H) (2) of section 3314.08 of the Revised Code;

(24) The school will comply with sections 3302.04 and 3302.041 of the Revised Code, except that any action required to be taken by a school district pursuant to those sections shall be taken by the sponsor of the school.

(25) Beginning in the 2006-2007 school year, the school 3225  
will open for operation not later than the thirtieth day of 3226  
September each school year, unless the mission of the school as 3227  
specified under division (A)(2) of this section is solely to 3228  
serve dropouts. In its initial year of operation, if the school 3229  
fails to open by the thirtieth day of September, or within one 3230  
year after the adoption of the contract pursuant to division (D) 3231  
of section 3314.02 of the Revised Code if the mission of the 3232  
school is solely to serve dropouts, the contract shall be void. 3233

(26) Whether the school's governing authority is planning 3234  
to seek designation for the school as a STEM school equivalent 3235  
under section 3326.032 of the Revised Code; 3236

(27) That the school's attendance and participation 3237  
policies will be available for public inspection; 3238

(28) That the school's attendance and participation 3239  
records shall be made available to the department, auditor of 3240  
state, and school's sponsor to the extent permitted under and in 3241  
accordance with the "Family Educational Rights and Privacy Act 3242  
of 1974," 88 Stat. 571, 20 U.S.C. 1232g, as amended, and any 3243  
regulations promulgated under that act, and section 3319.321 of 3244  
the Revised Code; 3245

(29) If a school operates using the blended learning 3246  
model, as defined in section 3301.079 of the Revised Code, all 3247  
of the following information: 3248

(a) An indication of what blended learning model or models 3249  
will be used; 3250

(b) A description of how student instructional needs will 3251  
be determined and documented; 3252

(c) The method to be used for determining competency, 3253

granting credit, and promoting students to a higher grade level;	3254
(d) The school's attendance requirements, including how	3255
the school will document participation in learning	3256
opportunities;	3257
(e) A statement describing how student progress will be	3258
monitored;	3259
(f) A statement describing how private student data will	3260
be protected;	3261
(g) A description of the professional development	3262
activities that will be offered to teachers.	3263
(30) A provision requiring that all moneys the school's	3264
operator loans to the school, including facilities loans or cash	3265
flow assistance, must be accounted for, documented, and bear	3266
interest at a fair market rate;	3267
(31) A provision requiring that, if the governing	3268
authority contracts with an attorney, accountant, or entity	3269
specializing in audits, the attorney, accountant, or entity	3270
shall be independent from the operator with which the school has	3271
contracted.	3272
(32) A provision requiring the governing authority to	3273
adopt an enrollment and attendance policy that requires a	3274
student's parent to notify the community school in which the	3275
student is enrolled when there is a change in the location of	3276
the parent's or student's primary residence.	3277
(33) A provision requiring the governing authority to	3278
adopt a student residence and address verification policy for	3279
students enrolling in or attending the school.	3280
(34) A provision establishing the process by which the	3281

governing authority of the school will be selected in the 3282  
future. 3283

(35) A description of the management and administration of 3284  
the school. 3285

(36) A provision requiring the governing authority to 3286  
adopt policies and procedures to establish internal financial 3287  
controls for the school. 3288

(B) A contract entered into under section 3314.02 of the 3289  
Revised Code between a sponsor and the governing authority of a 3290  
community school may provide for the community school governing 3291  
authority to make payments to the sponsor, which is hereby 3292  
authorized to receive such payments as set forth in the contract 3293  
between the governing authority and the sponsor. The total 3294  
amount of such payments for monitoring, oversight, and technical 3295  
assistance of the school shall not exceed three per cent of the 3296  
total amount of payments for operating expenses that the school 3297  
receives from the state. 3298

(C) The contract shall specify the duties of the sponsor 3299  
which shall be in accordance with the written agreement entered 3300  
into with the department under division (B) of section 3314.015 3301  
of the Revised Code and shall include the following: 3302

(1) Monitor the community school's compliance with all 3303  
laws applicable to the school and with the terms of the 3304  
contract; 3305

(2) Monitor and evaluate the academic and fiscal 3306  
performance and the organization and operation of the community 3307  
school on at least an annual basis; 3308

(3) Provide technical assistance to the community school 3309  
in complying with laws applicable to the school and terms of the 3310

contract; 3311

(4) Take steps to intervene in the school's operation to 3312  
correct problems in the school's overall performance, declare 3313  
the school to be on probationary status pursuant to section 3314  
3314.073 of the Revised Code, suspend the operation of the 3315  
school pursuant to section 3314.072 of the Revised Code, or 3316  
terminate the contract of the school pursuant to section 3314.07 3317  
of the Revised Code as determined necessary by the sponsor; 3318

(5) Have in place a plan of action to be undertaken in the 3319  
event the community school experiences financial difficulties or 3320  
closes prior to the end of a school year. 3321

(D) Upon the expiration of a contract entered into under 3322  
this section, the sponsor of a community school may, with the 3323  
approval of the governing authority of the school, renew that 3324  
contract for a period of time determined by the sponsor, but not 3325  
ending earlier than the end of any school year, if the sponsor 3326  
finds that the school's compliance with applicable laws and 3327  
terms of the contract and the school's progress in meeting the 3328  
academic goals prescribed in the contract have been 3329  
satisfactory. Any contract that is renewed under this division 3330  
remains subject to the provisions of sections 3314.07, 3314.072, 3331  
and 3314.073 of the Revised Code. 3332

(E) If a community school fails to open for operation 3333  
within one year after the contract entered into under this 3334  
section is adopted pursuant to division (D) of section 3314.02 3335  
of the Revised Code or permanently closes prior to the 3336  
expiration of the contract, the contract shall be void and the 3337  
school shall not enter into a contract with any other sponsor. A 3338  
school shall not be considered permanently closed because the 3339  
operations of the school have been suspended pursuant to section 3340

3314.072 of the Revised Code.	3341
<b>Sec. 3317.25.</b> (A) As used in this section, "disadvantaged pupil impact aid" means the following:	3342
	3343
(1) For a city, local, or exempted village school district, the funds received under division (A)(4)(a) of section 3317.022 of the Revised Code;	3344
	3345
	3346
(2) For a joint vocational school district, the funds received under division (A)(3) of section 3317.16 of the Revised Code;	3347
	3348
	3349
(3) For a community school established under Chapter 3314. of the Revised Code, the funds received under division (A)(4)(b) of section 3317.022 of the Revised Code;	3350
	3351
	3352
(4) For a STEM school established under Chapter 3326. of the Revised Code, the funds received under division (A)(4)(b) of section 3317.022 of the Revised Code.	3353
	3354
	3355
(B)(1) For fiscal years 2026 and 2027, a city, local, exempted village, or joint vocational school district, community school, or STEM school shall spend the disadvantaged pupil impact aid it receives for any of the following initiatives or a combination of any of the following initiatives:	3356
	3357
	3358
	3359
	3360
(a) Extended school day and school year;	3361
(b) Reading improvement and intervention that is aligned with the science of reading and evidence-based strategies for effective literacy instruction;	3362
	3363
	3364
(c) Instructional technology or blended learning;	3365
(d) Professional development in the science of reading and evidence-based strategies for effective literacy instruction for	3366
	3367

teachers of students in kindergarten through third grade;	3368
(e) Dropout prevention;	3369
(f) School safety and security measures;	3370
(g) Community learning centers that address barriers to learning;	3371 3372
(h) Academic interventions for students in any of grades six through twelve;	3373 3374
(i) Employment of an individual who has successfully completed the bright new leaders for Ohio schools program as a principal or an assistant principal under section 3319.272 of the Revised Code;	3375 3376 3377 3378
(j) Mental health services, including telehealth services, community-based behavioral health services, and recovery supports;	3379 3380 3381
(k) Culturally appropriate, evidence-based or evidence-informed prevention services, including youth-led programming and curricula to promote mental health and prevent substance use and suicide, and trauma-informed services;	3382 3383 3384 3385
(l) Services for homeless youth;	3386
(m) Services for child welfare involved youth;	3387
(n) Community liaisons or programs that connect students to community resources, including behavioral wellness coordinators and city connects, communities in schools, and other similar programs;	3388 3389 3390 3391
(o) Physical health care services, including telehealth services and community-based health services;	3392 3393
(p) Family engagement and support services;	3394

(q) Student services provided prior to or after the 3395  
regularly scheduled school day or any time school is not in 3396  
session, including mentoring programs; 3397

(r) Professional development on evidence-based strategies 3398  
for effective mathematics instruction; 3399

(s) Implementation of high-quality core curriculum in math 3400  
identified by the department of education and workforce under 3401  
section 3301.0734 of the Revised Code. 3402

(2) For fiscal year 2028 and each fiscal year thereafter, 3403  
each city, local, exempted village, and joint vocational school 3404  
district, community school, and STEM school shall spend the 3405  
disadvantaged pupil impact aid it receives for one or more 3406  
initiatives specified by the general assembly. 3407

(C) (1) For fiscal years 2026 and 2027, each city, local, 3408  
exempted village, and joint vocational school district, 3409  
community school, and STEM school that is subject to the 3410  
requirements of this section shall develop a plan for utilizing 3411  
the disadvantaged pupil impact aid it receives in coordination 3412  
with at least one of the following community partners: 3413

(a) A board of alcohol, drug addiction, and mental health 3414  
services established under Chapter 340. of the Revised Code; 3415

(b) An educational service center; 3416

(c) A county board of developmental disabilities; 3417

(d) A community mental health prevention or treatment 3418  
provider; 3419

(e) A board of health of a city or general health 3420  
district; 3421

(f) A county department of job and family services;	3422
(g) A nonprofit organization with experience serving children;	3423 3424
(h) A public hospital agency.	3425
(2) For fiscal year 2028 and each fiscal year thereafter,	3426
each city, local, exempted village, and joint vocational school	3427
district, community school, and STEM school that is subject to	3428
the requirements of this section shall develop a plan for	3429
utilizing the disadvantaged pupil impact aid it receives in the	3430
manner specified by the general assembly, if the general	3431
assembly requires city, local, exempted village, and joint	3432
vocational school districts, community schools, and STEM schools	3433
to develop such a plan.	3434
(D) After the end of each fiscal year, each city, local,	3435
exempted village, or joint vocational school district, community	3436
school, and STEM school shall submit a report to the department	3437
of education and workforce describing the initiative or	3438
initiatives on which the district's or school's disadvantaged	3439
pupil impact aid were spent during that fiscal year. For fiscal	3440
years 2026 and 2027, this report shall be submitted in a manner	3441
prescribed by the department and shall also describe the amount	3442
of money that was spent on each initiative.	3443
(E) Starting in 2015, the department shall submit a report	3444
of the information it receives under division (C) of this	3445
section to the general assembly not later than the first day of	3446
December of each odd-numbered year in accordance with section	3447
101.68 of the Revised Code.	3448
<u>Sec. 3319.2214. This section applies to each individual</u>	3449
<u>who applies for a new valid educator license under section</u>	3450

3319.22 of the Revised Code with a grade band specification of 3451  
grades pre-kindergarten through eight and who may be assigned to 3452  
teach mathematics. 3453

The state board of education shall assess whether each 3454  
individual to whom this section applies is proficient in 3455  
mathematics at the time that individual applies for a license. 3456  
The chancellor of higher education, in consultation with the 3457  
department of education and workforce, shall define the level of 3458  
proficiency at which individuals are prepared to provide high- 3459  
quality math instruction. The chancellor and the department 3460  
shall collaborate with the state board to set appropriate 3461  
benchmarks. Whether that individual is proficient in mathematics 3462  
does not affect the state board's duty to issue that applicant a 3463  
license. 3464

However, the state board shall certify to each school 3465  
district or other school that employs that individual whether 3466  
the individual is proficient in mathematics based on the state 3467  
board's assessment. If the individual has not demonstrated 3468  
proficiency in mathematics, the district or school shall not 3469  
assign that individual to teach mathematics. Nevertheless, the 3470  
district or school may permit that individual to teach in other 3471  
subject areas. 3472

An individual who has not demonstrated proficiency in 3473  
mathematics according to the state board's assessment may retake 3474  
the assessment. If the individual demonstrates proficiency in 3475  
mathematics in the subsequent assessment, the state board shall 3476  
certify to each school district or other school that employs the 3477  
individual that the individual is proficient in mathematics. In 3478  
that case, the district or school may assign the individual to 3479  
teach mathematics. 3480

The state board shall adopt rules to implement this 3481  
section. 3482

**Sec. 3319.2311.** The department of education and workforce 3483  
shall do both of the following: 3484

(A) Develop a professional development course that focuses 3485  
on foundational knowledge in mathematics and integrates life 3486  
skills; 3487

(B) Not later than December 31, 2026, develop a pilot 3488  
series of professional development programs for school and 3489  
regional educational leaders on evidence-based mathematics 3490  
instruction. 3491

**Sec. 3324.10.** (A) The department of education and 3492  
workforce shall adopt a model student acceleration policy 3493  
addressing recommendations in the former department of 3494  
education's 2005 study conducted under the gifted research and 3495  
demonstration grant program. The policy shall address, but not 3496  
be limited to, whole grade acceleration, subject area 3497  
acceleration, and early high school graduation. The policy also 3498  
shall include providing advanced learning opportunities in 3499  
mathematics under section 3313.6032 of the Revised Code. 3500

(B) The board of education of each city, local, and 3501  
exempted village school district shall implement a student 3502  
acceleration policy to take effect beginning in the 2006-2007 3503  
school year. The policy shall either be the model adopted by the 3504  
department under division (A) of this section or a policy 3505  
covering similar issues that is adopted by the district board. 3506  
If the district board does not adopt the department's model, it 3507  
shall submit its policy to the department for review and 3508  
approval. The department, upon request, shall provide technical 3509

assistance to the district board in developing the policy. 3510

**Sec. 3326.11.** Each science, technology, engineering, and 3511  
mathematics school established under this chapter and its 3512  
governing body shall comply with sections 9.90, 9.91, 109.65, 3513  
121.22, 149.43, 2151.357, 2151.421, 2313.19, 2921.42, 2921.43, 3514  
3301.0714, 3301.0715, 3301.0729, 3301.24, 3301.948, 3302.037, 3515  
3302.131, 3313.14, 3313.15, 3313.16, 3313.18, 3313.201, 3313.26, 3516  
3313.472, 3313.473, 3313.474, 3313.48, 3313.481, 3313.482, 3517  
3313.50, 3313.539, 3313.5310, 3313.5318, 3313.5319, 3313.608, 3518  
3313.6012, 3313.6013, 3313.6014, 3313.6020, 3313.6021, 3519  
3313.6023, 3313.6024, 3313.6026, 3313.6028, 3313.6029, 3520  
3313.6031, 3313.6032, 3313.6034, 3313.61, 3313.611, 3313.614, 3521  
3313.615, 3313.617, 3313.618, 3313.6114, 3313.643, 3313.648, 3522  
3313.6411, 3313.6413, 3313.66, 3313.661, 3313.662, 3313.666, 3523  
3313.667, 3313.668, 3313.669, 3313.6610, 3313.67, 3313.671, 3524  
3313.672, 3313.673, 3313.69, 3313.71, 3313.716, 3313.717, 3525  
3313.718, 3313.719, 3313.7112, 3313.7117, 3313.7118, 3313.721, 3526  
3313.753, 3313.80, 3313.801, 3313.814, 3313.816, 3313.817, 3527  
3313.818, 3313.819, 3313.8110, 3313.86, 3313.89, 3313.96, 3528  
3319.073, 3319.077, 3319.078, 3319.0812, 3319.21, 3319.2214, 3529  
3319.238, 3319.318, 3319.32, 3319.321, 3319.324, 3319.35, 3530  
3319.39, 3319.391, 3319.393, 3319.41, 3319.45, 3319.46, 3531  
3319.614, 3319.90, 3320.01, 3320.02, 3320.03, 3320.04, 3321.01, 3532  
3321.041, 3321.05, 3321.13, 3321.14, 3321.141, 3321.17, 3321.18, 3533  
3321.19, 3321.191, 3322.20, 3322.24, 3323.251, 3327.10, 4111.17, 3534  
4113.52, 5502.262, 5502.703, and 5705.391 and Chapters 102., 3535  
117., 1347., 2744., 3307., 3309., 3365., 3742., 4112., 4123., 3536  
4141., and 4167. of the Revised Code as if it were a school 3537  
district. 3538

**Section 2.** That existing sections 3301.079, 3301.0714, 3539  
3301.0715, 3302.03, 3302.07, 3310.41, 3313.6028, 3313.90, 3540

3314.03, 3317.25, 3324.10, and 3326.11 of the Revised Code are 3541  
hereby repealed. 3542

**Section 3.** That section 3313.6032 of the Revised Code is 3543  
hereby repealed. 3544

**Section 4.** Not later than thirty days after the effective 3545  
date of this section, the Department of Education and Workforce 3546  
shall open an application period to update its list of high- 3547  
quality tutoring programs under section 3301.136 of the Revised 3548  
Code and update the list accordingly. 3549

**Section 5.** (A) As used in this section, "classical school" 3550  
has the same meaning as in section 3301.0711 of the Revised 3551  
Code. 3552

(B) Notwithstanding any provision of the Revised Code to 3553  
the contrary, any requirement regarding the science of reading 3554  
for English language arts curriculum, instructional materials, 3555  
or reading intervention programs does not apply to a classical 3556  
school for the 2025-2026 or 2026-2027 school year. 3557

**Section 6.** The General Assembly, applying the principle 3558  
stated in division (B) of section 1.52 of the Revised Code that 3559  
amendments are to be harmonized if reasonably capable of 3560  
simultaneous operation, finds that the following sections, 3561  
presented in this act as composites of the sections as amended 3562  
by the acts indicated, are the resulting versions of the 3563  
sections in effect prior to the effective date of the sections 3564  
as presented in this act: 3565

Section 3314.03 of the Revised Code as amended by both 3566  
H.B. 10 and H.B. 96 of the 136th General Assembly. 3567

Section 3326.11 of the Revised Code as amended by both 3568  
H.B. 10 and H.B. 96 of the 136th General Assembly. 3569