

As Passed by the Senate

136th General Assembly

Regular Session

2025-2026

Sub. S. B. No. 34

Senator Johnson

**Cosponsors: Senators Huffman, Cirino, Schaffer, Roegner, Cutrona, Romanchuk,
Lang, Brenner, Gavarone, Koehler, O'Brien, Reynolds, Wilson**

To amend sections 3314.03, 3326.11, and 3328.24 and
to enact section 3313.802 of the Revised Code to
enact the Display of Founding Documents of
Historic Significance Act regarding the display
of certain historical documents in public
schools.

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

Section 1. That sections 3314.03, 3326.11, and 3328.24 be
amended and section 3313.802 of the Revised Code be enacted to
read as follows:

Sec. 3313.802. (A) (1) Subject to division (D) of this
section, the board of education of each school district shall
select to display in each classroom in which students in any of
grades four through twelve are provided instruction in history
or social studies, at least four of the following founding
documents:

(a) The Mayflower Compact;

(b) The Declaration of Independence;

(c) The Northwest Ordinance;

<u>(d) In accordance with section 3313.801 of the Revised</u>	19
<u>Code, the mottoes of the United States and Ohio;</u>	20
<u>(e) The Ten Commandments;</u>	21
<u>(f) The Magna Carta;</u>	22
<u>(g) The Bill of Rights;</u>	23
<u>(h) The United States Constitution;</u>	24
<u>(i) The Articles of Confederation.</u>	25
<u>(2) A board of education may select distinct founding</u>	26
<u>documents described in division (A)(1) of this section to be</u>	27
<u>displayed in each school building or classroom.</u>	28
<u>(B) A board of education also may erect a monument or</u>	29
<u>other marker inscribed with one or more of the founding</u>	30
<u>documents described in division (A)(1) of this section on any</u>	31
<u>school ground or premises, as defined in section 3313.753 of the</u>	32
<u>Revised Code.</u>	33
<u>(C) A board of education shall ensure that each founding</u>	34
<u>document displayed under division (A) and each monument erected</u>	35
<u>under division (B) of this section is reasonably visible and</u>	36
<u>accompanied by a description of its historical importance that</u>	37
<u>serves an educational purpose.</u>	38
<u>(D) (1) The board of education of each school district that</u>	39
<u>receives donated funds or displays shall comply with this</u>	40
<u>section not later than July 1, 2026. This section does not apply</u>	41
<u>to a school district that does not receive donated funds or</u>	42
<u>displays.</u>	43
<u>(2) The board shall determine the amount of funds or</u>	44
<u>donations required to comply with division (A) or (B) of this</u>	45

section and may do either of the following to fund the displays 46
free of charge: 47

(a) Accept the total amount of donated funds necessary to 48
purchase the displays; 49

(b) Accept donated displays. 50

(3) A board of education is not required to accept funds 51
or donated displays that contain limitations or conditions on 52
the acceptance or use of those funds or donations. 53

(E) The department of education and workforce shall post 54
on its web site materials and information to assist boards of 55
education in complying with the requirements of this section. 56

Sec. 3314.03. A copy of every contract entered into under 57
this section shall be filed with the director of education and 58
workforce. The department of education and workforce shall make 59
available on its web site a copy of every approved, executed 60
contract filed with the director under this section. 61

(A) Each contract entered into between a sponsor and the 62
governing authority of a community school shall specify the 63
following: 64

(1) That the school shall be established as either of the 65
following: 66

(a) A nonprofit corporation established under Chapter 67
1702. of the Revised Code, if established prior to April 8, 68
2003; 69

(b) A public benefit corporation established under Chapter 70
1702. of the Revised Code, if established after April 8, 2003. 71

(2) The education program of the school, including the 72

school's mission and educational philosophy, the characteristics 73
of the students the school is expected to attract, the ages and 74
grades of students, and the focus of the curriculum; 75

(3) The academic goals to be achieved and the method of 76
measurement that will be used to determine progress toward those 77
goals, which shall include the statewide achievement 78
assessments; 79

(4) Performance standards, including but not limited to 80
all applicable report card measures set forth in section 3302.03 81
or 3314.017 of the Revised Code, by which the success of the 82
school will be evaluated by the sponsor; 83

(5) The admission standards of section 3314.06 of the 84
Revised Code and, if applicable, section 3314.061 of the Revised 85
Code; 86

(6) (a) Dismissal procedures; 87

(b) A requirement that the governing authority adopt an 88
attendance policy that includes a procedure for automatically 89
withdrawing a student from the school if the student without a 90
legitimate excuse fails to participate in seventy-two 91
consecutive hours of the learning opportunities offered to the 92
student. 93

(7) The ways by which the school will achieve racial and 94
ethnic balance reflective of the community it serves; 95

(8) Requirements for financial audits by the auditor of 96
state. The contract shall require financial records of the 97
school to be maintained in the same manner as are financial 98
records of school districts, pursuant to rules of the auditor of 99
state. Audits shall be conducted in accordance with section 100
117.10 of the Revised Code. 101

(9) An addendum to the contract outlining the facilities	102
to be used that contains at least the following information:	103
(a) A detailed description of each facility used for	104
instructional purposes;	105
(b) The annual costs associated with leasing each facility	106
that are paid by or on behalf of the school;	107
(c) The annual mortgage principal and interest payments	108
that are paid by the school;	109
(d) The name of the lender or landlord, identified as	110
such, and the lender's or landlord's relationship to the	111
operator, if any.	112
(10) Qualifications of employees, including both of the	113
following:	114
(a) A requirement that the school's classroom teachers be	115
licensed in accordance with sections 3319.22 to 3319.31 of the	116
Revised Code, except that a community school may engage	117
noncertificated persons to teach up to twelve hours or forty	118
hours per week pursuant to section 3319.301 of the Revised Code;	119
(b) A prohibition against the school employing an	120
individual described in section 3314.104 of the Revised Code in	121
any position.	122
(11) That the school will comply with the following	123
requirements:	124
(a) The school will provide learning opportunities to a	125
minimum of twenty-five students for a minimum of nine hundred	126
twenty hours per school year.	127
(b) The governing authority will purchase liability	128

insurance, or otherwise provide for the potential liability of 129
the school. 130

(c) The school will be nonsectarian in its programs, 131
admission policies, employment practices, and all other 132
operations, and will not be operated by a sectarian school or 133
religious institution. 134

(d) The school will comply with sections 9.90, 9.91, 135
109.65, 121.22, 149.43, 2151.357, 2151.421, 2313.19, 3301.0710, 136
3301.0711, 3301.0712, 3301.0715, 3301.0729, 3301.24, 3301.948, 137
3302.037, 3313.472, 3313.473, 3313.474, 3313.50, 3313.539, 138
3313.5310, 3313.5318, 3313.5319, 3313.608, 3313.609, 3313.6012, 139
3313.6013, 3313.6014, 3313.6020, 3313.6024, 3313.6026, 140
3313.6028, 3313.6029, 3313.6031, 3313.643, 3313.648, 3313.6411, 141
3313.6413, 3313.66, 3313.661, 3313.662, 3313.666, 3313.667, 142
3313.668, 3313.669, 3313.6610, 3313.67, 3313.671, 3313.672, 143
3313.673, 3313.69, 3313.71, 3313.716, 3313.718, 3313.719, 144
3313.7112, 3313.7117, 3313.721, 3313.753, 3313.80, 3313.814, 145
3313.816, 3313.817, 3313.818, 3313.819, 3313.86, 3313.89, 146
3313.96, 3319.073, 3319.077, 3319.078, 3319.0812, 3319.238, 147
3319.318, 3319.321, 3319.324, 3319.39, 3319.391, 3319.393, 148
3319.41, 3319.46, 3319.90, 3319.614, 3320.01, 3320.02, 3320.03, 149
3320.04, 3321.01, 3321.041, 3321.13, 3321.14, 3321.141, 3321.17, 150
3321.18, 3321.19, 3322.20, 3322.24, 3323.251, 3327.10, 4111.17, 151
4113.52, 5502.262, 5502.703, and 5705.391 and Chapters 117., 152
1347., 2744., 3365., 3742., 4112., 4123., 4141., and 4167. of 153
the Revised Code as if it were a school district and will comply 154
with section 3301.0714 of the Revised Code in the manner 155
specified in section 3314.17 of the Revised Code. 156

(e) The school shall comply with Chapter 102. and section 157
2921.42 of the Revised Code. 158

(f) The school will comply with sections 3313.61, 159
3313.611, 3313.614, 3313.617, 3313.618, and 3313.6114 of the 160
Revised Code, except that for students who enter ninth grade for 161
the first time before July 1, 2010, the requirement in sections 162
3313.61 and 3313.611 of the Revised Code that a person must 163
successfully complete the curriculum in any high school prior to 164
receiving a high school diploma may be met by completing the 165
curriculum adopted by the governing authority of the community 166
school rather than the curriculum specified in Title XXXIII of 167
the Revised Code or any rules of the department. Beginning with 168
students who enter ninth grade for the first time on or after 169
July 1, 2010, the requirement in sections 3313.61 and 3313.611 170
of the Revised Code that a person must successfully complete the 171
curriculum of a high school prior to receiving a high school 172
diploma shall be met by completing the requirements prescribed 173
in section 3313.6027 and division (C) of section 3313.603 of the 174
Revised Code, unless the person qualifies under division (D) or 175
(F) of that section. Each school shall comply with the plan for 176
awarding high school credit based on demonstration of subject 177
area competency, and beginning with the 2017-2018 school year, 178
with the updated plan that permits students enrolled in seventh 179
and eighth grade to meet curriculum requirements based on 180
subject area competency adopted by the department under 181
divisions (J) (1) and (2) of section 3313.603 of the Revised 182
Code. Beginning with the 2018-2019 school year, the school shall 183
comply with the framework for granting units of high school 184
credit to students who demonstrate subject area competency 185
through work-based learning experiences, internships, or 186
cooperative education developed by the department under division 187
(J) (3) of section 3313.603 of the Revised Code. 188

(g) The school governing authority will submit within four 189

months after the end of each school year a report of its 190
activities and progress in meeting the goals and standards of 191
divisions (A) (3) and (4) of this section and its financial 192
status to the sponsor and the parents of all students enrolled 193
in the school. 194

(h) The school, unless it is an internet- or computer- 195
based community school, will comply with ~~section~~ sections 196
3313.801 and 3313.802 of the Revised Code as if it were a school 197
district. 198

(i) If the school is the recipient of moneys from a grant 199
awarded under the federal race to the top program, Division (A), 200
Title XIV, Sections 14005 and 14006 of the "American Recovery 201
and Reinvestment Act of 2009," Pub. L. No. 111-5, 123 Stat. 115, 202
the school will pay teachers based upon performance in 203
accordance with section 3317.141 and will comply with section 204
3319.111 of the Revised Code as if it were a school district. 205

(j) If the school operates a preschool program that is 206
licensed by the department under sections 3301.52 to 3301.59 of 207
the Revised Code, the school shall comply with sections 3301.50 208
to 3301.59 of the Revised Code and the minimum standards for 209
preschool programs prescribed in rules adopted by the department 210
of children and youth under section 3301.53 of the Revised Code. 211

(k) The school will comply with sections 3313.6021 and 212
3313.6023 of the Revised Code as if it were a school district 213
unless it is either of the following: 214

(i) An internet- or computer-based community school; 215

(ii) A community school in which a majority of the 216
enrolled students are children with disabilities as described in 217
division (B) (2) of section 3314.35 of the Revised Code. 218

(l) The school will comply with section 3321.191 of the Revised Code, unless it is an internet- or computer-based community school that is subject to section 3314.261 of the Revised Code.

(m) The school will comply with section 3313.7118 of the Revised Code if it serves elementary school students.

(12) Arrangements for providing health and other benefits to employees;

(13) The length of the contract, which shall begin at the beginning of an academic year. No contract shall exceed five years unless such contract has been renewed pursuant to division (D) of this section.

(14) The governing authority of the school, which shall be responsible for carrying out the provisions of the contract;

(15) A financial plan detailing an estimated school budget for each year of the period of the contract and specifying the total estimated per pupil expenditure amount for each such year.

(16) Requirements and procedures regarding the disposition of employees of the school in the event the contract is terminated or not renewed pursuant to section 3314.07 of the Revised Code;

(17) Whether the school is to be created by converting all or part of an existing public school or educational service center building or is to be a new start-up school, and if it is a converted public school or service center building, both of the following:

(a) Specification of any duties or responsibilities of an employer that the board of education or service center governing

board that operated the school or building before conversion is 247
delegating to the governing authority of the community school 248
with respect to all or any specified group of employees provided 249
the delegation is not prohibited by a collective bargaining 250
agreement applicable to such employees; 251

(b) Alternative arrangements for current public school 252
students who choose not to attend the converted school and for 253
teachers who choose not to teach in the school or building after 254
conversion. 255

(18) Provisions establishing procedures for resolving 256
disputes or differences of opinion between the sponsor and the 257
governing authority of the community school; 258

(19) A provision requiring the governing authority to 259
adopt a policy regarding the admission of students who reside 260
outside the district in which the school is located. That policy 261
shall comply with the admissions procedures specified in 262
sections 3314.06 and 3314.061 of the Revised Code and, at the 263
sole discretion of the authority, shall do one of the following: 264

(a) Prohibit the enrollment of students who reside outside 265
the district in which the school is located; 266

(b) Permit the enrollment of students who reside in 267
districts adjacent to the district in which the school is 268
located; 269

(c) Permit the enrollment of students who reside in any 270
other district in the state. 271

(20) A provision recognizing the authority of the 272
department to take over the sponsorship of the school in 273
accordance with the provisions of division (C) of section 274
3314.015 of the Revised Code; 275

(21) A provision recognizing the sponsor's authority to 276
assume the operation of a school under the conditions specified 277
in division (B) of section 3314.073 of the Revised Code; 278

(22) A provision recognizing both of the following: 279

(a) The authority of public health and safety officials to 280
inspect the facilities of the school and to order the facilities 281
closed if those officials find that the facilities are not in 282
compliance with health and safety laws and regulations; 283

(b) The authority of the department as the community 284
school oversight body to suspend the operation of the school 285
under section 3314.072 of the Revised Code if the department has 286
evidence of conditions or violations of law at the school that 287
pose an imminent danger to the health and safety of the school's 288
students and employees and the sponsor refuses to take such 289
action. 290

(23) A description of the learning opportunities that will 291
be offered to students including both classroom-based and non- 292
classroom-based learning opportunities that is in compliance 293
with criteria for student participation established by the 294
department under division (H) (2) of section 3314.08 of the 295
Revised Code; 296

(24) The school will comply with sections 3302.04 and 297
3302.041 of the Revised Code, except that any action required to 298
be taken by a school district pursuant to those sections shall 299
be taken by the sponsor of the school. 300

(25) Beginning in the 2006-2007 school year, the school 301
will open for operation not later than the thirtieth day of 302
September each school year, unless the mission of the school as 303
specified under division (A) (2) of this section is solely to 304

serve dropouts. In its initial year of operation, if the school 305
fails to open by the thirtieth day of September, or within one 306
year after the adoption of the contract pursuant to division (D) 307
of section 3314.02 of the Revised Code if the mission of the 308
school is solely to serve dropouts, the contract shall be void. 309

(26) Whether the school's governing authority is planning 310
to seek designation for the school as a STEM school equivalent 311
under section 3326.032 of the Revised Code; 312

(27) That the school's attendance and participation 313
policies will be available for public inspection; 314

(28) That the school's attendance and participation 315
records shall be made available to the department, auditor of 316
state, and school's sponsor to the extent permitted under and in 317
accordance with the "Family Educational Rights and Privacy Act 318
of 1974," 88 Stat. 571, 20 U.S.C. 1232g, as amended, and any 319
regulations promulgated under that act, and section 3319.321 of 320
the Revised Code; 321

(29) If a school operates using the blended learning 322
model, as defined in section 3301.079 of the Revised Code, all 323
of the following information: 324

(a) An indication of what blended learning model or models 325
will be used; 326

(b) A description of how student instructional needs will 327
be determined and documented; 328

(c) The method to be used for determining competency, 329
granting credit, and promoting students to a higher grade level; 330

(d) The school's attendance requirements, including how 331
the school will document participation in learning 332

opportunities;	333
(e) A statement describing how student progress will be	334
monitored;	335
(f) A statement describing how private student data will	336
be protected;	337
(g) A description of the professional development	338
activities that will be offered to teachers.	339
(30) A provision requiring that all moneys the school's	340
operator loans to the school, including facilities loans or cash	341
flow assistance, must be accounted for, documented, and bear	342
interest at a fair market rate;	343
(31) A provision requiring that, if the governing	344
authority contracts with an attorney, accountant, or entity	345
specializing in audits, the attorney, accountant, or entity	346
shall be independent from the operator with which the school has	347
contracted.	348
(32) A provision requiring the governing authority to	349
adopt an enrollment and attendance policy that requires a	350
student's parent to notify the community school in which the	351
student is enrolled when there is a change in the location of	352
the parent's or student's primary residence.	353
(33) A provision requiring the governing authority to	354
adopt a student residence and address verification policy for	355
students enrolling in or attending the school.	356
(34) A provision establishing the process by which the	357
governing authority of the school will be selected in the	358
future.	359
(35) A description of the management and administration of	360

the school. 361

(36) A provision requiring the governing authority to 362
adopt policies and procedures to establish internal financial 363
controls for the school. 364

(B) A contract entered into under section 3314.02 of the 365
Revised Code between a sponsor and the governing authority of a 366
community school may provide for the community school governing 367
authority to make payments to the sponsor, which is hereby 368
authorized to receive such payments as set forth in the contract 369
between the governing authority and the sponsor. The total 370
amount of such payments for monitoring, oversight, and technical 371
assistance of the school shall not exceed three per cent of the 372
total amount of payments for operating expenses that the school 373
receives from the state. 374

(C) The contract shall specify the duties of the sponsor 375
which shall be in accordance with the written agreement entered 376
into with the department under division (B) of section 3314.015 377
of the Revised Code and shall include the following: 378

(1) Monitor the community school's compliance with all 379
laws applicable to the school and with the terms of the 380
contract; 381

(2) Monitor and evaluate the academic and fiscal 382
performance and the organization and operation of the community 383
school on at least an annual basis; 384

(3) Provide technical assistance to the community school 385
in complying with laws applicable to the school and terms of the 386
contract; 387

(4) Take steps to intervene in the school's operation to 388
correct problems in the school's overall performance, declare 389

the school to be on probationary status pursuant to section 390
3314.073 of the Revised Code, suspend the operation of the 391
school pursuant to section 3314.072 of the Revised Code, or 392
terminate the contract of the school pursuant to section 3314.07 393
of the Revised Code as determined necessary by the sponsor; 394

(5) Have in place a plan of action to be undertaken in the 395
event the community school experiences financial difficulties or 396
closes prior to the end of a school year. 397

(D) Upon the expiration of a contract entered into under 398
this section, the sponsor of a community school may, with the 399
approval of the governing authority of the school, renew that 400
contract for a period of time determined by the sponsor, but not 401
ending earlier than the end of any school year, if the sponsor 402
finds that the school's compliance with applicable laws and 403
terms of the contract and the school's progress in meeting the 404
academic goals prescribed in the contract have been 405
satisfactory. Any contract that is renewed under this division 406
remains subject to the provisions of sections 3314.07, 3314.072, 407
and 3314.073 of the Revised Code. 408

(E) If a community school fails to open for operation 409
within one year after the contract entered into under this 410
section is adopted pursuant to division (D) of section 3314.02 411
of the Revised Code or permanently closes prior to the 412
expiration of the contract, the contract shall be void and the 413
school shall not enter into a contract with any other sponsor. A 414
school shall not be considered permanently closed because the 415
operations of the school have been suspended pursuant to section 416
3314.072 of the Revised Code. 417

Sec. 3326.11. Each science, technology, engineering, and 418
mathematics school established under this chapter and its 419

governing body shall comply with sections 9.90, 9.91, 109.65, 420
121.22, 149.43, 2151.357, 2151.421, 2313.19, 2921.42, 2921.43, 421
3301.0714, 3301.0715, 3301.0729, 3301.24, 3301.948, 3302.037, 422
3313.14, 3313.15, 3313.16, 3313.18, 3313.201, 3313.26, 3313.472, 423
3313.473, 3313.474, 3313.48, 3313.481, 3313.482, 3313.50, 424
3313.539, 3313.5310, 3313.5318, 3313.5319, 3313.608, 3313.6012, 425
3313.6013, 3313.6014, 3313.6020, 3313.6021, 3313.6023, 426
3313.6024, 3313.6026, 3313.6028, 3313.6029, 3313.6031, 3313.61, 427
3313.611, 3313.614, 3313.615, 3313.617, 3313.618, 3313.6114, 428
3313.643, 3313.648, 3313.6411, 3313.6413, 3313.66, 3313.661, 429
3313.662, 3313.666, 3313.667, 3313.668, 3313.669, 3313.6610, 430
3313.67, 3313.671, 3313.672, 3313.673, 3313.69, 3313.71, 431
3313.716, 3313.717, 3313.718, 3313.719, 3313.7112, 3313.7117, 432
3313.7118, 3313.721, 3313.753, 3313.80, 3313.801, 3313.802, 433
3313.814, 3313.816, 3313.817, 3313.818, 3313.819, 3313.86, 434
3313.89, 3313.96, 3319.073, 3319.077, 3319.078, 3319.0812, 435
3319.21, 3319.238, 3319.318, 3319.32, 3319.321, 3319.324, 436
3319.35, 3319.39, 3319.391, 3319.393, 3319.41, 3319.45, 3319.46, 437
3319.90, 3319.614, 3320.01, 3320.02, 3320.03, 3320.04, 3321.01, 438
3321.041, 3321.05, 3321.13, 3321.14, 3321.141, 3321.17, 3321.18, 439
3321.19, 3321.191, 3322.20, 3322.24, 3323.251, 3327.10, 4111.17, 440
4113.52, 5502.262, 5502.703, and 5705.391 and Chapters 102., 441
117., 1347., 2744., 3307., 3309., 3365., 3742., 4112., 4123., 442
4141., and 4167. of the Revised Code as if it were a school 443
district. 444

Sec. 3328.24. A college-preparatory boarding school 445
established under this chapter and its board of trustees shall 446
comply with sections 102.02, 3301.0710, 3301.0711, 3301.0712, 447
3301.0714, 3301.0729, 3301.948, 3302.037, 3313.474, 3313.5318, 448
3313.5319, 3313.6013, 3313.6021, 3313.6023, 3313.6024, 449
3313.6026, 3313.6029, 3313.6031, 3313.617, 3313.618, 3313.6114, 450

3313.6411, 3313.6413, 3313.668, 3313.669, 3313.6610, 3313.717, 451
3313.7112, 3313.7117, 3313.721, 3313.753, 3313.802, 3313.89, 452
3319.073, 3319.077, 3319.078, 3319.318, 3319.324, 3319.39, 453
3319.391, 3319.393, 3319.46, 3320.01, 3320.02, 3320.03, 3320.04, 454
3323.251, and 5502.262, and Chapter 3365. of the Revised Code as 455
if the school were a school district and the school's board of 456
trustees were a district board of education. 457

Section 2. That existing sections 3314.03, 3326.11, and 458
3328.24 of the Revised Code are hereby repealed. 459

Section 3. This act shall be known as the Display of 460
Founding Documents of Historic Significance Act. 461