

As Introduced

131st General Assembly

Regular Session

2015-2016

H. B. No. 399

Representative Koehler

**Cosponsors: Representatives Becker, Young, Maag, Rezabek, Roegner, Conditt,
Thompson, Zeltwanger**

A BILL

To amend Section 263.220 of Am. Sub. H.B. 64 of the 1
131st General Assembly to increase the earmarked 2
funding for the College Credit Plus Program for 3
home instructed students. 4

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

Section 1. That Section 263.220 of Am. Sub. H.B. 64 of the 5
131st General Assembly be amended to read as follows: 6

Sec. 263.220. FOUNDATION FUNDING 7

Of the foregoing appropriation item 200550, Foundation 8
Funding, up to \$40,000,000 in each fiscal year shall be used to 9
provide additional state aid to school districts, joint 10
vocational school districts, community schools, and STEM schools 11
for special education students under division (C) (3) of section 12
3314.08, section 3317.0214, division (B) of section 3317.16, and 13
section 3326.34 of the Revised Code, except that the Controlling 14
Board may increase these amounts if presented with such a 15
request from the Department of Education at the final meeting of 16
the fiscal year. 17

Of the foregoing appropriation item 200550, Foundation 18
Funding, up to \$3,800,000 in each fiscal year shall be used to 19
fund gifted education at educational service centers. The 20
Department shall distribute the funding through the unit-based 21
funding methodology in place under division (L) of section 22
3317.024, division (E) of section 3317.05, and divisions (A), 23
(B), and (C) of section 3317.053 of the Revised Code as they 24
existed prior to fiscal year 2010. 25

Of the foregoing appropriation item 200550, Foundation 26
Funding, up to \$37,950,000 in fiscal year 2016 and up to 27
\$41,400,000 in fiscal year 2017 shall be reserved to fund the 28
state reimbursement of educational service centers under the 29
section of this act entitled "EDUCATIONAL SERVICE CENTERS 30
FUNDING"; and up to \$3,500,000 in each fiscal year shall be 31
distributed to educational service centers for School 32
Improvement Initiatives and for the provision of technical 33
assistance as required by the Elementary and Secondary Education 34
Act Flexibility waivers approved for Ohio by the United States 35
Department of Education. Educational service centers shall be 36
required to support districts in the development and 37
implementation of their continuous improvement plans as required 38
in section 3302.04 of the Revised Code and to provide technical 39
assistance and support in accordance with Title I of the "No 40
Child Left Behind Act of 2001," 115 Stat. 1425, 20 U.S.C. 6317, 41
as administered pursuant to the Elementary and Secondary 42
Education Act Flexibility waivers approved for Ohio by the 43
United States Department of Education. 44

Of the foregoing appropriation item 200550, Foundation 45
Funding, up to \$20,000,000 in each fiscal year shall be reserved 46
for payments under sections 3317.026, 3317.027, and 3317.028 of 47
the Revised Code. If this amount is not sufficient, the 48

Department of Education shall prorate the payment amounts so 49
that the aggregate amount allocated in this paragraph is not 50
exceeded. 51

Of the foregoing appropriation item 200550, Foundation 52
Funding, up to \$1,000,000 in each fiscal year shall be used to 53
pay career-technical planning districts for the amounts 54
reimbursed to students, as prescribed in this paragraph. Each 55
career-technical planning district shall reimburse individuals 56
taking the online General Educational Development (GED) test for 57
the first time for application/test fees in excess of \$40. Each 58
career-technical planning district shall designate a site or 59
sites where individuals may register and take the exam. For each 60
individual that registers for the exam, the career-technical 61
planning district shall make available and offer career 62
counseling services, including information on adult education 63
programs that are available. Any remaining funds in each fiscal 64
year shall be reimbursed to the Department of Youth Services and 65
the Department of Rehabilitation and Correction for individuals 66
in these facilities who have taken the GED for the first time. 67
The amounts reimbursed shall not exceed the per-individual 68
amounts reimbursed to other individuals under this section for 69
each section of the GED. 70

Of the foregoing appropriation item 200550, Foundation 71
Funding, up to \$29,900,000 in fiscal year 2016 and up to 72
\$38,000,000 in fiscal year 2017 shall be used to support school 73
choice programs. 74

Of the portion of the funds distributed to the Cleveland 75
Municipal School District under this section, up to \$11,901,887 76
in each fiscal year shall be used to operate the school choice 77
program in the Cleveland Municipal School District under 78

sections 3313.974 to 3313.979 of the Revised Code. 79
Notwithstanding divisions (B) and (C) of section 3313.978 and 80
division (C) of section 3313.979 of the Revised Code, up to 81
\$1,000,000 in each fiscal year of this amount shall be used by 82
the Cleveland Municipal School District to provide tutorial 83
assistance as provided in division (H) of section 3313.974 of 84
the Revised Code. The Cleveland Municipal School District shall 85
report the use of these funds in the district's three-year 86
continuous improvement plan as described in section 3302.04 of 87
the Revised Code in a manner approved by the Department of 88
Education. 89

Of the foregoing appropriation item 200550, Foundation 90
Funding, up to ~~\$500,000~~ \$1,500,000 in each fiscal year may be 91
used for payment of the College Credit Plus Program for students 92
instructed at home pursuant to section 3321.04 of the Revised 93
Code. 94

Of the foregoing appropriation item 200550, Foundation 95
Funding, an amount shall be available in each fiscal year to be 96
paid to joint vocational school districts in accordance with 97
division (A) of section 3317.16 of the Revised Code, and the 98
section of this act entitled "TEMPORARY TRANSITIONAL AID FOR 99
JOINT VOCATIONAL SCHOOL DISTRICTS." 100

Of the foregoing appropriation item 200550, Foundation 101
Funding, up to \$700,000 in each fiscal year shall be used by the 102
Department of Education for a program to pay for educational 103
services for youth who have been assigned by a juvenile court or 104
other authorized agency to any of the facilities described in 105
division (A) of the section of this act entitled "PRIVATE 106
TREATMENT FACILITY PROJECT." 107

Of the foregoing appropriation item 200550, Foundation 108

Funding, a portion may be used to pay college-preparatory 109
boarding schools the per pupil boarding amount pursuant to 110
section 3328.34 of the Revised Code. 111

Of the foregoing appropriation item 200550, Foundation 112
Funding, up to \$2,000,000 in each fiscal year shall be used for 113
the Bright New Leaders for Ohio Schools Program created and 114
implemented by the nonprofit corporation incorporated pursuant 115
to Section 733.40 of Am. Sub. H.B. 59 of the 130th General 116
Assembly, to provide an alternative path for individuals to 117
receive training and development in the administration of 118
primary and secondary education and leadership, enable those 119
individuals to earn degrees and obtain licenses in public school 120
administration, and promote the placement of those individuals 121
in public schools that have a poverty percentage greater than 122
fifty per cent. 123

Of the foregoing appropriation item 200550, Foundation 124
Funding, \$750,000 in fiscal year 2016 shall be used as matching 125
funds to support efforts by the Accelerate Great Schools public- 126
private partnership to increase the number of high-performing 127
schools in Cincinnati; to attract and develop excellent school 128
leaders and teachers; and to engage families and communities in 129
fostering educational improvement. 130

Of the foregoing appropriation item 200550, Foundation 131
Funding, \$200,000 in each fiscal year shall be used to support 132
Bellefaire JCB's Social Advocates for Youth Program. 133

Of the foregoing appropriation item 200550, Foundation 134
Funding, \$150,000 in each fiscal year shall be used to support 135
programming at the Cleveland Museum of Natural History. 136

Of the foregoing appropriation item 200550, Foundation 137

Funding, a portion in each fiscal year shall be used to pay 138
community schools the amounts calculated for the graduation and 139
third-grade reading bonuses under section 3314.085 and to pay 140
STEM schools the amounts calculated for the graduation bonus 141
under section 3326.41 of the Revised Code. 142

Of the foregoing appropriation item 200550, Foundation 143
Funding, up to \$930,000 in fiscal year 2016 and up to \$2,000,000 144
in fiscal year 2017 may be used by the Department of Education 145
for duties and activities related to the establishment of 146
academic distress commissions under section 3302.10 of the 147
Revised Code. A portion of the funds may be used as matching 148
funds for any monetary contributions made by a school district 149
for which an academic distress commission is established or by 150
the district's local community to support innovative education 151
programs or a high-quality school accelerator as provided for in 152
section 3302.10 of the Revised Code. 153

The remainder of appropriation item 200550, Foundation 154
Funding, shall be used to distribute the amounts calculated for 155
formula aid under ~~sections~~section 3317.022 of the Revised Code 156
and the section of this act entitled "TEMPORARY TRANSITIONAL AID 157
FOR CITY, LOCAL, AND EXEMPTED VILLAGE SCHOOL DISTRICTS." 158

Appropriation items 200502, Pupil Transportation, 200540, 159
Special Education Enhancements, and 200550, Foundation Funding, 160
other than specific set-asides, are collectively used in each 161
fiscal year to pay state formula aid obligations for school 162
districts, community schools, STEM schools, college preparatory 163
boarding schools, and joint vocational school districts under 164
this act. The first priority of these appropriation items, with 165
the exception of specific set-asides, is to fund state formula 166
aid obligations. It may be necessary to reallocate funds among 167

these appropriation items or use excess funds from other general 168
revenue fund appropriation items in the Department of 169
Education's budget in each fiscal year in order to meet state 170
formula aid obligations. If it is determined that it is 171
necessary to transfer funds among these appropriation items or 172
to transfer funds from other General Revenue Fund appropriations 173
in the Department of Education's budget to meet state formula 174
aid obligations, the Superintendent of Public Instruction shall 175
seek approval from the Director of Budget and Management to 176
transfer funds as needed. 177

The Superintendent of Public Instruction shall make 178
payments, transfers, and deductions, as authorized by Title 179
XXXVIII of the Revised Code in amounts substantially equal to 180
those made in the prior year, or otherwise, at the discretion of 181
the Superintendent, until at least the effective date of the 182
amendments and enactments made to Title XXXVIII by this act. Any 183
funds paid to districts or schools under this section shall be 184
credited toward the annual funds calculated for the district or 185
school after the changes made to Title XXXVIII in this act are 186
effective. Upon the effective date of changes made to Title 187
XXXVIII in this act, funds shall be calculated as an annual 188
amount. 189

Section 2. That existing Section 263.220 of Am. Sub. H.B. 190
64 of the 131st General Assembly is hereby repealed. 191