

As Introduced

**131st General Assembly
Regular Session
2015-2016**

H. B. No. 474

Representative Brown

A B I L L

To amend sections 3301.0712, 3319.111, 3333.04, 1
3333.041, 3333.048, 3333.731, 3345.061, 3345.35, 2
3354.01, 3354.09, 3357.01, 3357.09, 3357.19, 3
3358.01, 3358.08, 3365.01, 3365.06, and 3365.07; 4
to enact sections 3333.051, 3333.172, 3333.45, 5
3345.19, and 3365.091; to repeal sections 6
3333.0411 and 3345.692 of the Revised Code; and to 7
amend Section 369.540 of Am. Sub. H.B. 64 of the 8
131st General Assembly and to amend Section 9
369.540 of Am. Sub. H.B. 64 of the 131st General 10
Assembly to codify it as section 3333.94 of the 11
Revised Code with respect to the coordination and 12
administration of higher education programs and 13
the College Credit Plus program. 14

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

Section 101.01. That sections 3301.0712, 3319.111, 3333.04, 15
3333.041, 3333.048, 3333.731, 3345.061, 3345.35, 3354.01, 3354.09, 16
3357.01, 3357.09, 3357.19, 3358.01, 3358.08, 3365.01, 3365.06, and 17
3365.07 be amended and sections 3333.051, 3333.172, 3333.45, 18
3345.19, and 3365.091 of the Revised Code be enacted to read as 19
follows: 20

Sec. 3301.0712. (A) The state board of education, the 21
superintendent of public instruction, and the chancellor of higher 22
education shall develop a system of college and work ready 23
assessments as described in division (B) of this section to assess 24
whether each student upon graduating from high school is ready to 25
enter college or the workforce. Beginning with students who enter 26
the ninth grade for the first time on or after July 1, 2014, the 27
system shall replace the Ohio graduation tests prescribed in 28
division (B)(1) of section 3301.0710 of the Revised Code as a 29
measure of student academic performance and one determinant of 30
eligibility for a high school diploma in the manner prescribed by 31
rule of the state board adopted under division (D) of this 32
section. 33

(B) The college and work ready assessment system shall 34
consist of the following: 35

(1) Nationally standardized assessments that measure college 36
and career readiness and are used for college admission. The 37
assessments shall be selected jointly by the state superintendent 38
and the chancellor, and one of which shall be selected by each 39
school district or school to administer to its students. The 40
assessments prescribed under division (B)(1) of this section shall 41
be administered to all eleventh-grade students in the spring of 42
the school year. 43

(2) Seven end-of-course examinations, one in each of the 44
areas of English language arts I, English language arts II, 45
science, Algebra I, geometry, American history, and American 46
government. The end-of-course examinations shall be selected 47
jointly by the state superintendent and the chancellor in 48
consultation with faculty in the appropriate subject areas at 49
institutions of higher education of the university system of Ohio. 50
Advanced placement examinations and international baccalaureate 51

examinations, as prescribed under section 3313.6013 of the Revised Code, in the areas of science, American history, and American government may be used as end-of-course examinations in accordance with division (B)(4)(a)(i) of this section. Final course grades for courses taken under any other advanced standing program, as prescribed under section 3313.6013 of the Revised Code, in the areas of science, American history, and American government may be used in lieu of end-of-course examinations in accordance with division (B)(4)(a)(ii) of this section.

(3)(a) Not later than July 1, 2013, each school district board of education shall adopt interim end-of-course examinations that comply with the requirements of divisions (B)(3)(b)(i) and (ii) of this section to assess mastery of American history and American government standards adopted under division (A)(1)(b) of section 3301.079 of the Revised Code and the topics required under division (M) of section 3313.603 of the Revised Code. Each high school of the district shall use the interim examinations until the state superintendent and chancellor select end-of-course examinations in American history and American government under division (B)(2) of this section.

(b) Not later than July 1, 2014, the state superintendent and the chancellor shall select the end-of-course examinations in American history and American government.

(i) The end-of-course examinations in American history and American government shall require demonstration of mastery of the American history and American government content for social studies standards adopted under division (A)(1)(b) of section 3301.079 of the Revised Code and the topics required under division (M) of section 3313.603 of the Revised Code.

(ii) At least twenty per cent of the end-of-course examination in American government shall address the topics on American history and American government described in division (M)

of section 3313.603 of the Revised Code. 84

(4)(a) Notwithstanding anything to the contrary in this 85
section, beginning with the 2014-2015 school year, both of the 86
following shall apply: 87

(i) If a student is enrolled in an appropriate advanced 88
placement or international baccalaureate course, that student 89
shall take the advanced placement or international baccalaureate 90
examination in lieu of the science, American history, or American 91
government end-of-course examinations prescribed under division 92
(B)(2) of this section. The state board shall specify the score 93
levels for each advanced placement examination and international 94
baccalaureate examination for purposes of calculating the minimum 95
cumulative performance score that demonstrates the level of 96
academic achievement necessary to earn a high school diploma. 97

(ii) If a student is enrolled in an appropriate course under 98
any other advanced standing program, as described in section 99
3313.6013 of the Revised Code, that student shall not be required 100
to take the science, American history, or American government 101
end-of-course examination, whichever is applicable, prescribed 102
under division (B)(2) of this section. Instead, that student's 103
final course grade shall be used in lieu of the applicable 104
end-of-course examination prescribed under that section. The state 105
superintendent, in consultation with the chancellor, shall adopt 106
guidelines for purposes of calculating the corresponding final 107
course grades that demonstrate the level of academic achievement 108
necessary to earn a high school diploma. 109

Division (B)(4)(a)(ii) of this section shall apply only to 110
courses for which students receive transcribed credit, as defined 111
in division ~~(U)~~(V) of section 3365.01 of the Revised Code. It 112
shall not apply to remedial or developmental courses. 113

(b) No student shall take a substitute examination or 114

examination prescribed under division (B)(4)(a) of this section in 115
place of the end-of-course examinations in English language arts 116
I, English language arts II, Algebra I, or geometry prescribed 117
under division (B)(2) of this section. 118

(c) The state board shall consider additional assessments 119
that may be used, beginning with the 2016-2017 school year, as 120
substitute examinations in lieu of the end-of-course examinations 121
prescribed under division (B)(2) of this section. 122

(5) The state board shall do all of the following: 123

(a) Determine and designate at least five ranges of scores on 124
each of the end-of-course examinations prescribed under division 125
(B)(2) of this section, and substitute examinations prescribed 126
under division (B)(4) of this section. Each range of scores shall 127
be considered to demonstrate a level of achievement so that any 128
student attaining a score within such range has achieved one of 129
the following: 130

(i) An advanced level of skill; 131

(ii) An accelerated level of skill; 132

(iii) A proficient level of skill; 133

(iv) A basic level of skill; 134

(v) A limited level of skill. 135

(b) Determine a method by which to calculate a cumulative 136
performance score based on the results of a student's 137
end-of-course examinations or substitute examinations; 138

(c) Determine the minimum cumulative performance score that 139
demonstrates the level of academic achievement necessary to earn a 140
high school diploma; 141

(d) Develop a table of corresponding score equivalents for 142
the end-of-course examinations and substitute examinations in 143
order to calculate student performance consistently across the 144

different examinations.	145
(6)(a) A student who meets both of the following conditions shall not be required to take an end-of-course examination:	146
(i) The student received high school credit prior to July 1, 2015, for a course for which the end-of-course examination is prescribed.	148
(ii) The examination was not available for administration prior to July 1, 2015.	149
Receipt of credit for the course described in division (B)(6)(a)(i) of this section shall satisfy the requirement to take the end-of-course examination. A student exempted under division (B)(6)(a) of this section may take the applicable end-of-course examination at a later date.	150
(b) For purposes of determining whether a student who is exempt from taking an end-of-course examination under division (B)(6)(a) of this section has attained the cumulative score prescribed by division (B)(5)(c) of this section, such student shall select either of the following:	151
(i) The student is considered to have attained a proficient score on the end-of-course examination from which the student is exempt;	152
(ii) The student's final course grade shall be used in lieu of a score on the end-of-course examination from which the student is exempt.	153
The state superintendent, in consultation with the chancellor, shall adopt guidelines for purposes of calculating the corresponding final course grades and the minimum cumulative performance score that demonstrates the level of academic achievement necessary to earn a high school diploma.	154
(7)(a) Notwithstanding anything to the contrary in this	155

section, the state board may replace the algebra I end-of-course 175
examination prescribed under division (B)(2) of this section with 176
an algebra II end-of-course examination, beginning with the 177
2016-2017 school year for students who enter ninth grade on or 178
after July 1, 2016. 179

(b) If the state board replaces the algebra I end-of-course 180
examination with an algebra II end-of-course examination as 181
authorized under division (B)(7)(a) of this section, both of the 182
following shall apply: 183

(i) A student who is enrolled in an advanced placement or 184
international baccalaureate course in algebra II shall take the 185
advanced placement or international baccalaureate examination in 186
lieu of the algebra II end-of-course examination. 187

(ii) A student who is enrolled in an algebra II course under 188
any other advanced standing program, as described in section 189
3313.6013 of the Revised Code, shall not be required to take the 190
algebra II end-of-course examination. Instead, that student's 191
final course grade shall be used in lieu of the examination. 192

(c) If a school district or school utilizes an integrated 193
approach to mathematics instruction, the district or school may do 194
either or both of the following: 195

(i) Administer an integrated mathematics I end-of-course 196
examination in lieu of the prescribed algebra I end-of-course 197
examination; 198

(ii) Administer an integrated mathematics II end-of-course 199
examination in lieu of the prescribed geometry end-of-course 200
examination. 201

(8)(a) For students entering the ninth grade for the first 202
time on or after July 1, 2014, but prior to July 1, 2015, the 203
assessment in the area of science shall be physical science or 204
biology. For students entering the ninth grade for the first time 205

on or after July 1, 2015, the assessment in the area of science 206
shall be biology. 207

(b) Until July 1, 2019, the department of education shall 208
make available the end-of-course examination in physical science 209
for students who entered the ninth grade for the first time on or 210
after July 1, 2014, but prior to July 1, 2015, and who wish to 211
retake the examination. 212

(c) Not later than July 1, 2016, the state board shall adopt 213
rules prescribing the requirements for the end-of-course 214
examination in science for students who entered the ninth grade 215
for the first time on or after July 1, 2014, but prior to July 1, 216
2015, and who have not met the requirement prescribed by section 217
3313.618 of the Revised Code by July 1, 2019, due to a student's 218
failure to satisfy division (A)(2) of section 3313.618 of the 219
Revised Code. 220

(9) Neither the state board nor the department of education 221
shall develop or administer an end-of-course examination in the 222
area of world history. 223

(C) The state board shall convene a group of national 224
experts, state experts, and local practitioners to provide advice, 225
guidance, and recommendations for the alignment of standards and 226
model curricula to the assessments and in the design of the 227
end-of-course examinations prescribed by this section. 228

(D) Upon completion of the development of the assessment 229
system, the state board shall adopt rules prescribing all of the 230
following: 231

(1) A timeline and plan for implementation of the assessment 232
system, including a phased implementation if the state board 233
determines such a phase-in is warranted; 234

(2) The date after which a person shall meet the requirements 235
of the entire assessment system as a prerequisite for a diploma of 236

adult education under section 3313.611 of the Revised Code;	237
(3) Whether and the extent to which a person may be excused	238
from an American history end-of-course examination and an American	239
government end-of-course examination under division (H) of section	240
3313.61 and division (B)(4) of section 3313.612 of the Revised	241
Code;	242
(4) The date after which a person who has fulfilled the	243
curriculum requirement for a diploma but has not passed one or	244
more of the required assessments at the time the person fulfilled	245
the curriculum requirement shall meet the requirements of the	246
entire assessment system as a prerequisite for a high school	247
diploma under division (B) of section 3313.614 of the Revised	248
Code;	249
(5) The extent to which the assessment system applies to	250
students enrolled in a dropout recovery and prevention program for	251
purposes of division (F) of section 3313.603 and section 3314.36	252
of the Revised Code.	253
(E) Not later than forty-five days prior to the state board's	254
adoption of a resolution directing the department to file the	255
rules prescribed by division (D) of this section in final form	256
under section 119.04 of the Revised Code, the superintendent of	257
public instruction shall present the assessment system developed	258
under this section to the respective committees of the house of	259
representatives and senate that consider education legislation.	260
(F)(1) Any person enrolled in a nonchartered nonpublic school	261
or any person who has been excused from attendance at school for	262
the purpose of home instruction under section 3321.04 of the	263
Revised Code may choose to participate in the system of	264
assessments administered under divisions (B)(1) and (2) of this	265
section. However, no such person shall be required to participate	266
in the system of assessments.	267

(2) The department shall adopt rules for the administration 268
and scoring of any assessments under division (F)(1) of this 269
section. 270

(G) Not later than December 31, 2014, the state board shall 271
select at least one nationally recognized job skills assessment. 272
Each school district shall administer that assessment to those 273
students who opt to take it. The state shall reimburse a school 274
district for the costs of administering that assessment. The state 275
board shall establish the minimum score a student must attain on 276
the job skills assessment in order to demonstrate a student's 277
workforce readiness and employability. The administration of the 278
job skills assessment to a student under this division shall not 279
exempt a school district from administering the assessments 280
prescribed in division (B) of this section to that student. 281

Sec. 3319.111. Notwithstanding section 3319.09 of the Revised 282
Code, this section applies to any person who is employed under a 283
teacher license issued under this chapter, or under a professional 284
or permanent teacher's certificate issued under former section 285
3319.222 of the Revised Code, and who spends at least fifty per 286
cent of the time employed providing student instruction. However, 287
this section does not apply to any person who is employed as a 288
substitute teacher or as an instructor of adult education. 289

(A) Not later than July 1, 2013, the board of education of 290
each school district, in consultation with teachers employed by 291
the board, shall adopt a standards-based teacher evaluation policy 292
that conforms with the framework for evaluation of teachers 293
developed under section 3319.112 of the Revised Code. The policy 294
shall become operative at the expiration of any collective 295
bargaining agreement covering teachers employed by the board that 296
is in effect on September 29, 2011, and shall be included in any 297
renewal or extension of such an agreement. 298

(B) When using measures of student academic growth as a component of a teacher's evaluation, those measures shall include the value-added progress dimension prescribed by section 3302.021 of the Revised Code or an alternative student academic progress measure if adopted under division (C)(1)(e) of section 3302.03 of the Revised Code. For teachers of grade levels and subjects for which the value-added progress dimension or alternative student academic progress measure is not applicable, the board shall administer assessments on the list developed under division (B)(2) of section 3319.112 of the Revised Code.

(C)(1) The board shall conduct an evaluation of each teacher employed by the board at least once each school year, except as provided in division (C)(2) of this section. The evaluation shall be completed by the first day of May and the teacher shall receive a written report of the results of the evaluation by the tenth day of May.

(2)(a) The board may evaluate each teacher who received a rating of accomplished on the teacher's most recent evaluation conducted under this section once every three school years, so long as the teacher's student academic growth measure, for the most recent school year for which data is available, is average or higher, as determined by the department of education.

(b) The board may evaluate each teacher who received a rating of skilled on the teacher's most recent evaluation conducted under this section once every two years, so long as the teacher's student academic growth measure, for the most recent school year for which data is available, is average or higher, as determined by the department of education.

(c) For each teacher who is evaluated pursuant to division (C)(2) of this section, the evaluation shall be completed by the first day of May of the applicable school year, and the teacher shall receive a written report of the results of the evaluation by

the tenth day of May of that school year. 331

(d) Beginning with the 2014-2015 school year, the board may 332
elect not to conduct an evaluation of a teacher who meets one of 333
the following requirements: 334

(i) The teacher was on leave from the school district for 335
fifty per cent or more of the school year, as calculated by the 336
board. 337

(ii) The teacher has submitted notice of retirement and that 338
notice has been accepted by the board not later than the first day 339
of December of the school year in which the evaluation is 340
otherwise scheduled to be conducted. 341

(3) In any year that a teacher is not formally evaluated 342
pursuant to division (C) of this section as a result of receiving 343
a rating of accomplished or skilled on the teacher's most recent 344
evaluation, an individual qualified to evaluate a teacher under 345
division (D) of this section shall conduct at least one 346
observation of the teacher and hold at least one conference with 347
the teacher. 348

(D) Each evaluation conducted pursuant to this section shall 349
be conducted by one or more of the following persons who hold a 350
credential established by the department of education for being an 351
evaluator: 352

(1) A person who is under contract with the board pursuant to 353
section 3319.01 or 3319.02 of the Revised Code and holds a license 354
designated for being a superintendent, assistant superintendent, 355
or principal issued under section 3319.22 of the Revised Code; 356

(2) A person who is under contract with the board pursuant to 357
section 3319.02 of the Revised Code and holds a license designated 358
for being a vocational director, administrative specialist, or 359
supervisor in any educational area issued under section 3319.22 of 360
the Revised Code; 361

(3) A person designated to conduct evaluations under an agreement entered into by the board, including an agreement providing for peer review entered into by the board and representatives of teachers employed by the board;

(4) A person who is employed by an entity contracted by the board to conduct evaluations and who holds a license designated for being a superintendent, assistant superintendent, principal, vocational director, administrative specialist, or supervisor in any educational area issued under section 3319.22 of the Revised Code or is qualified to conduct evaluations.

(E) Notwithstanding division (A)(3) of section 3319.112 of the Revised Code:

(1) The board shall require at least three formal observations of each teacher who is under consideration for nonrenewal and with whom the board has entered into a limited contract or an extended limited contract under section 3319.11 of the Revised Code.

(2) The board may elect, by adoption of a resolution, to require only one formal observation of a teacher who received a rating of accomplished on the teacher's most recent evaluation conducted under this section, provided the teacher completes a project that has been approved by the board to demonstrate the teacher's continued growth and practice at the accomplished level.

(F) The board shall include in its evaluation policy procedures for using the evaluation results for retention and promotion decisions and for removal of poorly performing teachers. Seniority shall not be the basis for a decision to retain a teacher, except when making a decision between teachers who have comparable evaluations.

(G) For purposes of division (B)(2) of section ~~3333.0411~~ 3333.041 of the Revised Code, the board annually shall report to

the department of education the number of teachers for whom an 393
evaluation was conducted under this section and the number of 394
teachers assigned each rating prescribed under division (B)(1) of 395
section 3319.112 of the Revised Code, aggregated by the teacher 396
preparation programs from which and the years in which the 397
teachers graduated. The department shall establish guidelines for 398
reporting the information required by this division. The 399
guidelines shall not permit or require that the name of, or any 400
other personally identifiable information about, any teacher be 401
reported under this division. 402

(H) Notwithstanding any provision to the contrary in Chapter 403
4117. of the Revised Code, the requirements of this section 404
prevail over any conflicting provisions of a collective bargaining 405
agreement entered into on or after September 24, 2012. 406

Sec. 3333.04. The chancellor of higher education shall: 407

(A) Make studies of state policy in the field of higher 408
education and formulate a master plan for higher education for the 409
state, considering the needs of the people, the needs of the 410
state, and the role of individual public and private institutions 411
within the state in fulfilling these needs; 412

~~(B)(1) Report annually to the governor and the general 413
assembly on the findings from the chancellor's studies and the 414
master plan for higher education for the state; 415~~

~~(2) Report at least semiannually to the general assembly and 416
the governor the enrollment numbers at each state-assisted 417
institution of higher education; 418~~

(C) Approve or disapprove the establishment of new branches 419
or academic centers of state colleges and universities; 420

(D) Approve or disapprove the establishment of state 421
technical colleges or any other state institution of higher 422

education; 423

(E) Recommend the nature of the programs, undergraduate, 424
graduate, professional, state-financed research, and public 425
services which should be offered by the state colleges, 426
universities, and other state-assisted institutions of higher 427
education in order to utilize to the best advantage their 428
facilities and personnel; 429

(F) Recommend to the state colleges, universities, and other 430
state-assisted institutions of higher education graduate or 431
professional programs, including, but not limited to, doctor of 432
philosophy, doctor of education, and juris doctor programs, that 433
could be eliminated because they constitute unnecessary 434
duplication, as shall be determined using the process developed 435
pursuant to this division, or for other good and sufficient cause. 436
Prior to recommending a program for elimination, the chancellor 437
shall request the board of regents to hold at least one public 438
hearing on the matter and advise the chancellor on whether the 439
program should be recommended for elimination. The board shall 440
provide notice of each hearing within a reasonable amount of time 441
prior to its scheduled date. Following the hearing, the board 442
shall issue a recommendation to the chancellor. The chancellor 443
shall consider the board's recommendation but shall not be 444
required to accept it. 445

For purposes of determining the amounts of any state 446
instructional subsidies paid to state colleges, universities, and 447
other state-assisted institutions of higher education, the 448
chancellor may exclude students enrolled in any program that the 449
chancellor has recommended for elimination pursuant to this 450
division except that the chancellor shall not exclude any such 451
student who enrolled in the program prior to the date on which the 452
chancellor initially commences to exclude students under this 453
division. 454

The chancellor and state colleges, universities, and other 455
state-assisted institutions of higher education shall jointly 456
develop a process for determining which existing graduate or 457
professional programs constitute unnecessary duplication. 458

(G) Recommend to the state colleges, universities, and other 459
state-assisted institutions of higher education programs which 460
should be added to their present programs; 461

(H) Conduct studies for the state colleges, universities, and 462
other state-assisted institutions of higher education to assist 463
them in making the best and most efficient use of their existing 464
facilities and personnel; 465

(I) Make recommendations to the governor and general assembly 466
concerning the development of state-financed capital plans for 467
higher education; the establishment of new state colleges, 468
universities, and other state-assisted institutions of higher 469
education; and the establishment of new programs at the existing 470
state colleges, universities, and other institutions of higher 471
education; 472

(J) Review the appropriation requests of the public community 473
colleges and the state colleges and universities and submit to the 474
office of budget and management and to the chairpersons of the 475
finance committees of the house of representatives and of the 476
senate the chancellor's recommendations in regard to the biennial 477
higher education appropriation for the state, including 478
appropriations for the individual state colleges and universities 479
and public community colleges. For the purpose of determining the 480
amounts of instructional subsidies to be paid to state-assisted 481
colleges and universities, the chancellor shall define "full-time 482
equivalent student" by program per academic year. The definition 483
may take into account the establishment of minimum enrollment 484
levels in technical education programs below which support 485
allowances will not be paid. Except as otherwise provided in this 486

section, the chancellor shall make no change in the definition of 487
"full-time equivalent student" in effect on November 15, 1981, 488
which would increase or decrease the number of subsidy-eligible 489
full-time equivalent students, without first submitting a fiscal 490
impact statement to the president of the senate, the speaker of 491
the house of representatives, the legislative service commission, 492
and the director of budget and management. The chancellor shall 493
work in close cooperation with the director of budget and 494
management in this respect and in all other matters concerning the 495
expenditures of appropriated funds by state colleges, 496
universities, and other institutions of higher education. 497

(K) Seek the cooperation and advice of the officers and 498
trustees of both public and private colleges, universities, and 499
other institutions of higher education in the state in performing 500
the chancellor's duties and making the chancellor's plans, 501
studies, and recommendations; 502

(L) Appoint advisory committees consisting of persons 503
associated with public or private secondary schools, members of 504
the state board of education, or personnel of the state department 505
of education; 506

(M) Appoint advisory committees consisting of college and 507
university personnel, or other persons knowledgeable in the field 508
of higher education, or both, in order to obtain their advice and 509
assistance in defining and suggesting solutions for the problems 510
and needs of higher education in this state; 511

(N) Approve or disapprove all new degrees and new degree 512
programs at all state colleges, universities, and other 513
state-assisted institutions of higher education; 514

(O) Adopt such rules as are necessary to carry out the 515
chancellor's duties and responsibilities. The rules shall 516
prescribe procedures for the chancellor to follow when taking 517

actions associated with the chancellor's duties and 518
responsibilities and shall indicate which types of actions are 519
subject to those procedures. The procedures adopted under this 520
division shall be in addition to any other procedures prescribed 521
by law for such actions. However, if any other provision of the 522
Revised Code or rule adopted by the chancellor prescribes 523
different procedures for such an action, the procedures adopted 524
under this division shall not apply to that action to the extent 525
they conflict with the procedures otherwise prescribed by law. The 526
procedures adopted under this division shall include at least the 527
following: 528

(1) Provision for public notice of the proposed action; 529

(2) An opportunity for public comment on the proposed action, 530
which may include a public hearing on the action by the board of 531
regents; 532

(3) Methods for parties that may be affected by the proposed 533
action to submit comments during the public comment period; 534

(4) Submission of recommendations from the board of regents 535
regarding the proposed action, at the request of the chancellor; 536

(5) Written publication of the final action taken by the 537
chancellor and the chancellor's rationale for the action; 538

(6) A timeline for the process described in divisions (0)(1) 539
to (5) of this section. 540

(P) Make recommendations to the governor and the general 541
assembly regarding the design and funding of the student financial 542
aid programs specified in sections 3333.12, 3333.122, 3333.21 to 543
3333.26, and 5910.02 of the Revised Code; 544

(Q) Participate in education-related state or federal 545
programs on behalf of the state and assume responsibility for the 546
administration of such programs in accordance with applicable 547

state or federal law; 548

(R) Adopt rules for student financial aid programs as 549
required by sections 3333.12, 3333.122, 3333.21 to 3333.26, 550
3333.28, and 5910.02 of the Revised Code, and perform any other 551
administrative functions assigned to the chancellor by those 552
sections; 553

(S) Conduct enrollment audits of state-supported institutions 554
of higher education; 555

(T) Appoint consortia of college and university personnel to 556
advise or participate in the development and operation of 557
statewide collaborative efforts, including the Ohio supercomputer 558
center, the Ohio academic resources network, OhioLink, and the 559
Ohio learning network. For each consortium, the chancellor shall 560
designate a college or university to serve as that consortium's 561
fiscal agent, financial officer, and employer. Any funds 562
appropriated for the consortia shall be distributed to the fiscal 563
agents for the operation of the consortia. A consortium shall 564
follow the rules of the college or university that serves as its 565
fiscal agent. The chancellor may restructure existing consortia, 566
appointed under this division, in accordance with procedures 567
adopted under divisions (O)(1) to (6) of this section. 568

(U) Adopt rules establishing advisory duties and 569
responsibilities of the board of regents not otherwise prescribed 570
by law; 571

(V) Respond to requests for information about higher 572
education from members of the general assembly and direct staff to 573
conduct research or analysis as needed for this purpose. 574

Sec. 3333.041. (A) On or before the last day of December of 575
each year, the chancellor of higher education shall submit to the 576
governor and, in accordance with section 101.68 of the Revised 577

Code, the general assembly a report or reports concerning all of 578
the following: 579

(1) The status of graduates of Ohio school districts at state 580
institutions of higher education during the twelve-month period 581
ending on the thirtieth day of September of the current calendar 582
year. The report shall list, by school district, the number of 583
graduates of each school district who attended a state institution 584
of higher education and the percentage of each district's 585
graduates enrolled in a state institution of higher education 586
during the reporting period who were required during such period 587
by the college or university, as a prerequisite to enrolling in 588
those courses generally required for first-year students, to 589
enroll in a remedial course in English, including composition or 590
reading, mathematics, and any other area designated by the 591
chancellor. The chancellor also shall make the information 592
described in division (A)(1) of this section available to the 593
board of education of each city, exempted village, and local 594
school district. 595

Each state institution of higher education shall, by the 596
first day of November of each year, submit to the chancellor in 597
the form specified by the chancellor the information the 598
chancellor requires to compile the report. 599

(2) The following information with respect to the Ohio 600
tuition trust authority: 601

(a) The name of each investment manager that is a minority 602
business enterprise or a women's business enterprise with which 603
the chancellor contracts; 604

(b) The amount of assets managed by investment managers that 605
are minority business enterprises or women's business enterprises, 606
expressed as a percentage of assets managed by investment managers 607
with which the chancellor has contracted; 608

(c) Efforts by the chancellor to increase utilization of investment managers that are minority business enterprises or women's business enterprises.

(3) The chancellor's strategy in assigning choose Ohio first scholarships, as established under section 3333.61 of the Revised Code, among state universities and colleges and how the actual awards fit that strategy.

(4) The academic and economic impact of the Ohio co-op/internship program established under section 3333.72 of the Revised Code. At a minimum, the report shall include the following:

(a) Progress and performance metrics for each initiative that received an award in the previous fiscal year;

(b) Economic indicators of the impact of each initiative, and all initiatives as a whole, on the regional economies and the statewide economy;

(c) The chancellor's strategy in allocating awards among state institutions of higher education and how the actual awards fit that strategy.

(B)(1) On or before the fifteenth day of February of each year, the ~~director~~ chancellor shall submit to the governor and, in accordance with section 101.68 of the Revised Code, the general assembly a report concerning aggregate academic growth data for students assigned to graduates of teacher preparation programs approved under section 3333.048 of the Revised Code who teach English language arts or mathematics in any of grades four to eight in a public school in Ohio. For this purpose, the ~~director~~ chancellor shall use the value-added progress dimension prescribed by section 3302.021 of the Revised Code or the alternative student academic progress measure if adopted under division (C)(1)(e) of section 3302.03 of the Revised Code. The ~~director~~ chancellor shall

aggregate the data by graduating class for each approved teacher 640
preparation program, except that if a particular class has ten or 641
fewer graduates to which this division applies, the ~~director~~ 642
chancellor shall report the data for a group of classes over a 643
three-year period. In no case shall the report identify any 644
individual graduate. ~~The~~ 645

(2) The report required under division (B)(1) of this section 646
shall include the number and percentage of all graduates of the 647
program who were rated at each of the performance levels 648
prescribed by division (B)(1) of section 3319.112 of the Revised 649
Code on an evaluation conducted in accordance with section 650
3319.111 of the Revised Code in the previous school year. 651

(3) The department of education shall share with the 652
chancellor any data necessary for the report ~~with the director~~ 653
prescribed by division (B) of this section. 654

(C) As used in this section: 655

(1) "Minority business enterprise" has the same meaning as in 656
section 122.71 of the Revised Code. 657

(2) "State institution of higher education" and "state 658
university" have the same meanings as in section 3345.011 of the 659
Revised Code. 660

(3) "State university or college" has the same meaning as in 661
section 3345.12 of the Revised Code. 662

(4) "Women's business enterprise" means a business, or a 663
partnership, corporation, limited liability company, or joint 664
venture of any kind, that is owned and controlled by women who are 665
United States citizens and residents of this state. 666

Sec. 3333.048. (A) Not later than one year after October 16, 667
2009, the chancellor of higher education and the superintendent of 668
public instruction jointly shall do the following: 669

(1) In accordance with Chapter 119. of the Revised Code, 670
establish metrics and educator preparation programs for the 671
preparation of educators and other school personnel and the 672
institutions of higher education that are engaged in their 673
preparation. The metrics and educator preparation programs shall 674
be aligned with the standards and qualifications for educator 675
licenses adopted by the state board of education under section 676
3319.22 of the Revised Code and the requirements of the Ohio 677
teacher residency program established under section 3319.223 of 678
the Revised Code. The metrics and educator preparation programs 679
also shall ensure that educators and other school personnel are 680
adequately prepared to use the value-added progress dimension 681
prescribed by section 3302.021 of the Revised Code or the 682
alternative student academic progress measure if adopted under 683
division (C)(1)(e) of section 3302.03 of the Revised Code. 684

(2) Provide for the inspection of institutions of higher 685
education desiring to prepare educators and other school 686
personnel. 687

(B) Not later than one year after October 16, 2009, the 688
chancellor shall approve institutions of higher education engaged 689
in the preparation of educators and other school personnel that 690
maintain satisfactory training procedures and records of 691
performance, as determined by the chancellor. 692

(C) If the metrics established under division (A)(1) of this 693
section require an institution of higher education that prepares 694
teachers to satisfy the standards of an independent accreditation 695
organization, the chancellor shall permit each institution to 696
satisfy the standards of any applicable national educator 697
preparation accrediting agency recognized by the United States 698
department of education. 699

(D) The metrics and educator preparation programs established 700
under division (A)(1) of this section may require an institution 701

of higher education, as a condition of approval by the chancellor, 702
to make changes in the curricula of its preparation programs for 703
educators and other school personnel. 704

Notwithstanding division (E) of section 119.03 and division 705
(A)(1) of section 119.04 of the Revised Code, any metrics, 706
educator preparation programs, rules, and regulations, or any 707
amendment or rescission of such metrics, educator preparation 708
programs, rules, and regulations, adopted under this section that 709
necessitate institutions offering preparation programs for 710
educators and other school personnel approved by the chancellor to 711
revise the curricula of those programs shall not be effective for 712
at least one year after the first day of January next succeeding 713
the publication of the said change. 714

Each institution shall allocate money from its existing 715
revenue sources to pay the cost of making the curricular changes. 716

(E) The chancellor shall notify the state board of the 717
metrics and educator preparation programs established under 718
division (A)(1) of this section and the institutions of higher 719
education approved under division (B) of this section. ~~The state~~ 720
~~board shall~~ and publish the metrics, educator preparation 721
programs, and approved institutions with the standards and 722
qualifications for each type of educator license. 723

(F) The graduates of educator preparation programs approved 724
by the chancellor shall be licensed by the state board in 725
accordance with the standards and qualifications adopted under 726
section 3319.22 of the Revised Code. 727

Sec. 3333.051. (A) The chancellor of higher education shall 728
establish a program under which a community college established 729
under Chapter 3354., state community college established under 730
Chapter 3358., or technical college established under Chapter 731
3357. of the Revised Code may apply to the chancellor for 732

authorization to offer bachelor's degree programs. The chancellor 733
may approve up to ten such bachelor's degree programs statewide. 734

(B) The chancellor shall establish an application and 735
approval process that includes consideration of at least the 736
following factors: 737

(1) The availability of current bachelor's degree programs 738
similar to that proposed by the applicant in the same geographic 739
area as the applicant; 740

(2) The workforce needs of the geographic area in which an 741
applicant is located; 742

(3) The proposed program's relationship to the provision of 743
the necessary skills and training for high-demand jobs; 744

(4) Any other factors determined by the chancellor. 745

(C) Any community college, state community college, or 746
technical college that offers bachelor's degree programs under 747
this section shall charge the same rate per credit hour and 748
general and instructional fees for bachelor's degree programs as 749
it does for other programs offered by the college. 750

Sec. 3333.172. (A) The chancellor of higher education may 751
endorse the midwest student exchange program of the midwestern 752
higher education compact in order to permit state institutions of 753
higher education, as defined in section 3345.011 of the Revised 754
Code, and nonprofit institutions that have been issued 755
certificates of authorization pursuant to Chapter 1713. of the 756
Revised Code to participate in the program. 757

(B) If the chancellor endorses the program, a state 758
institution of higher education or a nonprofit institution may 759
participate in the program as long as its board of trustees adopts 760
a resolution setting forth both of the following: 761

(1) The amount a participating student will be charged for instructional and general fees, provided that amount is in compliance with the program; 762
763
764

(2) The parameters for each student to participate in the program, including any limitation on the number of students enrolled under the program and admission requirements for participation in the program. 765
766
767
768

(C) A state institution of higher education that participates in the program shall not receive state share of instruction funds for any student enrolled in the institution under the program, and the institution shall report the student to the chancellor as a nonresident student. 769
770
771
772
773

Sec. 3333.45. (A) For purposes of this section, "eligible institution of higher education" means an institution of higher education that is created by the governors of several states. At least one of the governors of these states shall also be a member of the institution's board of trustees. 774
775
776
777
778

(B) The chancellor of higher education may enter into a partnership with an eligible institution of higher education for the purpose of providing competency-based education programs. The terms of the partnership may specify all of the following: 779
780
781
782

(1) The approval process for programs offered by the institution; 783
784

(2) The eligibility of students enrolled in the institution for state student financial aid programs; 785
786

(3) Any articulation and transfer policies of the chancellor that apply to the institution; 787
788

(4) The reporting requirements for the institution; 789

(5) Any other requirements that the chancellor determines to be in the best interests of the state. 790
791

(C) Notwithstanding anything to the contrary in the Revised Code, an eligible institution of higher education that enters into a partnership with the chancellor under this section shall be designated as a state institution of higher education for the purpose of providing competency-based education programs. However, the institution shall not receive any state share of instruction funds appropriated to the department of higher education by the general assembly. 792
793
794
795
796
797
798
799

Sec. 3333.731. (A) The co-op/internship program advisory committee is hereby created. The committee shall consist of the following members: 800
801
802

(1) ~~Five~~ Three members appointed by the governor, ~~two~~ one of whom shall represent academia, ~~two~~ one of whom shall be ~~representatives of~~ represent private industry, and one of whom shall be a member of the public; 803
804
805
806

(2) ~~The director~~ A representative of development, or the director's designee governor's office of workforce transformation; 807
808

(3) ~~Five~~ Two members appointed by the president of the senate, ~~three~~ one of whom shall be ~~members~~ a member of the senate, ~~but not more than two from the same political party,~~ and one of whom shall represent academia, ~~and one of whom shall be a member of the public;~~ 809
810
811
812
813

(4) ~~Five~~ Two members appointed by the speaker of the house of representatives, ~~three~~ one of whom shall be ~~members~~ a member of the house of representatives, ~~but not more than two from the same political party,~~ and one of whom shall represent private industry, ~~and one of whom shall be a member of the public.~~ 814
815
816
817
818

(B) Members of the committee who are members of the general assembly shall serve for terms of four years or until their legislative terms end, whichever is sooner. ~~The director of~~ 819
820
821

~~development or the director's designee shall serve as an 822
ex officio, voting member. Otherwise, initial members shall serve 823
the following terms: 824~~

~~(1) Of the initial members appointed by the governor, the 825
member representing the public and one member representing 826
academia shall serve for terms of one year; one member 827
representing private industry shall serve for a term of two years; 828
and one member representing private industry and one member 829
representing academia shall serve for terms of three years. 830~~

~~(2) The member representing academia and the representative 831
of the public initially appointed by the president of the senate 832
shall serve for terms of two years. 833~~

~~(3) The member representing private industry initially 834
appointed by the speaker of the house of representatives shall 835
serve for a term of one year. 836~~

~~(4) The representative of the public initially appointed by 837
the speaker of the house of representatives shall serve for a term 838
of three years. 839~~

~~Thereafter Otherwise, terms shall be for three years, with 840
each term ending on the same day of the same month as did the term 841
that it succeeds. Each member shall serve from the date of 842
appointment until the end of the term for which the member was 843
appointed. Members may be reappointed. Vacancies shall be filled 844
in the same manner as provided for original appointments. Any 845
member appointed to fill a vacancy occurring prior to the 846
expiration date of the term for which the member was appointed 847
shall hold office for the remainder of that term. A member shall 848
continue to serve after the expiration date of the member's term 849
until the member's successor is appointed or until a period of 850
sixty days has elapsed, whichever occurs first. ~~The appointing 851
authority may remove a member from the committee for failure to 852~~~~

~~attend two consecutive meetings without showing good cause for the~~ 853
~~absences.~~ 854

(C) The ~~committee~~ governor annually shall select a 855
chairperson and a vice-chairperson. ~~Only the members who represent~~ 856
~~academia and private industry may serve as chairperson and~~ 857
~~vice chairperson. For this purpose, any committee member appointed~~ 858
~~as a member of the public who is a trustee, officer, employee, or~~ 859
~~student of an institution of higher education shall be included~~ 860
~~among the representatives of academia who may serve as chairperson~~ 861
~~or vice chairperson, and any committee member appointed as a~~ 862
~~member of the public who is a director, officer, or employee of a~~ 863
~~private business shall be included among the representatives of~~ 864
~~private industry who may serve as chairperson or vice chairperson.~~ 865
~~The committee annually shall rotate the selection of the~~ 866
~~chairperson between these two groups and shall select a member of~~ 867
~~the other group to serve as vice chairperson.~~ 868

The committee annually shall select one of its members to 869
serve as secretary to keep a record of the committee's 870
proceedings. 871

(D) ~~A majority vote of the members of the full committee is~~ 872
~~necessary to take action on any matter. The committee may adopt~~ 873
~~bylaws governing its operation, including bylaws that establish~~ 874
~~the frequency of meetings.~~ 875

~~(E)~~ Members of the committee shall serve without 876
compensation. 877

~~(F)~~(E) A member of the committee shall not participate in 878
discussions ~~or votes~~ concerning a proposed initiative or an actual 879
award under the Ohio co-op/internship program that involves an 880
institution of higher education of which the member is a trustee, 881
officer, employee, or student; an organization of which the member 882
is a trustee, director, officer, or employee; or a business of 883

which the member is a director, officer, or employee or a 884
shareholder of more than five per cent of the business' stock. 885

~~(G)(F)~~ The committee shall advise the chancellor of higher 886
education on growing industries well-suited for awards under the 887
Ohio co-op/internship program. The chancellor shall consult with 888
the committee and request the committee's advice ~~at each of the~~ 889
~~following times:~~ 890

~~(1) Prior~~ prior to issuing each request for applications 891
under the program. 892

~~(2) While the chancellor is reviewing applications and before~~ 893
~~deciding on awards to submit for the controlling board's approval;~~ 894

~~(3) After deciding on awards to submit for the controlling~~ 895
~~board's approval and prior to submitting them.~~ 896

The committee shall advise the chancellor on other matters 897
the chancellor considers appropriate and may hold additional 898
meetings at the call of the chancellor. 899

~~(H)(G)~~ The chancellor shall provide meeting space for the 900
committee. The committee shall be assisted in its duties by the 901
chancellor's staff. 902

~~(I) Sections 101.82 to 101.87 of the Revised Code do not~~ 903
~~apply to the committee.~~ 904

Sec. 3345.061. (A) Ohio's two-year institutions of higher 905
education are respected points of entry for students embarking on 906
post-secondary careers and courses completed at those institutions 907
are transferable to state universities in accordance with 908
articulation and transfer agreements developed under sections 909
3333.16, 3333.161, and 3333.162 of the Revised Code. 910

(B) Beginning with undergraduate students who commence 911
undergraduate studies in the 2014-2015 academic year, no state 912
university listed in section 3345.011 of the Revised Code, except 913

Central state university, Shawnee state university, and Youngstown
state university, shall receive any state operating subsidies for
any academic remedial or developmental courses for undergraduate
students, including courses prescribed in division (C) of section
3313.603 of the Revised Code, offered at its main campus, except
as provided in divisions (B)(1) to (4) of this section.

(1) In the 2014-2015 and 2015-2016 academic years, a state
university may receive state operating subsidies for academic
remedial or developmental courses for not more than three per cent
of the total undergraduate credit hours provided by the university
at its main campus.

(2) In the 2016-2017 academic year, a state university may
receive state operating subsidies for academic remedial or
developmental courses for not more than fifteen per cent of the
first-year students who have graduated from high school within the
previous twelve months and who are enrolled in the university at
its main campus, as calculated on a full-time-equivalent basis.

(3) In the 2017-2018 academic year, a state university may
receive state operating subsidies for academic remedial or
developmental courses for not more than ten per cent of the
first-year students who have graduated from high school within the
previous twelve months and who are enrolled in the university at
its main campus, as calculated on a full-time-equivalent basis.

(4) In the 2018-2019 academic year, a state university may
receive state operating subsidies for academic remedial or
developmental courses for not more than five per cent of the
first-year students who have graduated from high school within the
previous twelve months and who are enrolled in the university at
its main campus, as calculated on a full-time-equivalent basis.

Each state university may continue to offer academic remedial
and developmental courses at its main campus beyond the extent for

which state operating subsidies may be paid under this division 945
and may continue to offer such courses beyond the 2018-2019 946
academic year. However, the university shall not receive any state 947
operating subsidies for such courses above the maximum amounts 948
permitted in this division. 949

(C) Except as otherwise provided in division (B) of this 950
section, beginning with students who commence undergraduate 951
studies in the 2014-2015 academic year, state operating subsidies 952
for academic remedial or developmental courses offered by state 953
institutions of higher education may be paid only to Central state 954
university, Shawnee state university, Youngstown state university, 955
any university branch, any community college, any state community 956
college, or any technical college. 957

(D) Each state university shall grant credit for academic 958
remedial or developmental courses successfully completed at an 959
institution described in division (C) of this section pursuant to 960
any applicable articulation and transfer agreements the university 961
has entered into in accordance with policies and procedures 962
adopted under section 3333.16, 3333.161, or 3333.162 of the 963
Revised Code. 964

(E) The chancellor of higher education shall do all of the 965
following: 966

(1) Withhold state operating subsidies for academic remedial 967
or developmental courses provided by a state university as 968
required in order to conform to divisions (B) and (C) of this 969
section; 970

(2) Adopt uniform statewide standards for academic remedial 971
and developmental courses offered by all state institutions of 972
higher education; 973

(3) Encourage and assist in the design and establishment of 974
academic remedial and developmental courses by institutions of 975

higher education;	976
(4) Define "academic year" for purposes of this section and section 3345.06 of the Revised Code;	977 978
(5) Encourage and assist in the development of articulation and transfer agreements between state universities and other institutions of higher education in accordance with policies and procedures adopted under sections 3333.16, 3333.161, and 3333.162 of the Revised Code.	979 980 981 982 983
(F) Not later than December 31, 2012, the presidents, or equivalent position, of all state institutions of higher education, or their designees, jointly shall establish uniform statewide standards in mathematics, science, reading, and writing each student enrolled in a state institution of higher education must meet to be considered in remediation-free status. The presidents also shall establish assessments, if they deem necessary, to determine if a student meets the standards adopted under this division. Each institution is responsible for assessing the needs of its enrolled students in the manner adopted by the presidents. The board of trustees or managing authority of each state institution of higher education shall adopt the remediation-free status standard, and any related assessments, into the institution's policies.	984 985 986 987 988 989 990 991 992 993 994 995 996 997
The chancellor shall assist in coordinating the work of the presidents under this division. The chancellor shall monitor the standards in mathematics, science, reading, and writing established under division (F) of this section to ensure that the standards adequately demonstrate a student's remediation-free status.	998 999 1000 1001 1002 1003
(G) Each year, not later than a date established by the chancellor, each state institution of higher education shall report to the governor, the general assembly, the chancellor, and	1004 1005 1006

the superintendent of public instruction all of the following for 1007
the prior academic year: 1008

(1) The institution's aggregate costs for providing academic 1009
remedial or developmental courses; 1010

(2) The amount of those costs disaggregated according to the 1011
city, local, or exempted village school districts from which the 1012
students taking those courses received their high school diplomas; 1013

(3) Any other information with respect to academic remedial 1014
and developmental courses that the chancellor considers 1015
appropriate. 1016

(H) Not later than December 31, 2011, and the thirty-first 1017
day of each December thereafter, the chancellor and the 1018
superintendent of public instruction shall issue a report 1019
~~recommending policies~~ analyzing the remediation trends for the 1020
five most recent academic years. Beginning with the report issued 1021
for 2016, and every third year thereafter, the report shall 1022
include recommendations and strategies for reducing the need for 1023
academic remediation and developmental courses at state 1024
institutions of higher education. 1025

(I) As used in this section, "state institution of higher 1026
education" has the same meaning as in section 3345.011 of the 1027
Revised Code. 1028

Sec. 3345.19. (A) The chancellor of higher education, in 1029
consultation with the superintendent of public instruction and 1030
other interested parties, shall develop model standards and 1031
resources for the creation of financial literacy education 1032
programming at state institutions of higher education as defined 1033
in section 3345.011 of the Revised Code. 1034

(B) Beginning with the fall term of the 2017-2018 academic 1035
year, each state institution of higher education shall integrate 1036

financial literacy education programming into existing academic 1037
advising, financial aid programming, freshman experience 1038
programming, or career services in order to assist students to 1039
understand financial issues, including student loan debt. 1040

Sec. 3345.35. Not later than ~~January~~ July 1, 2016, and by the 1041
first day of ~~January~~ July of every fifth year thereafter, the 1042
board of trustees of each state institution of higher education, 1043
as defined in section 3345.011 of the Revised Code, shall evaluate 1044
all courses and programs the institution offers based on 1045
enrollment and ~~student performance in each course or program~~ 1046
duplication of its courses and programs with those of other state 1047
institutions of higher education. For courses and programs with 1048
low enrollment, as defined by the chancellor of higher education, 1049
the board of trustees shall provide a summary of recommended 1050
actions, including consideration of collaboration with other state 1051
institutions of higher education. For duplicative programs, as 1052
defined by the chancellor, the board of trustees shall evaluate 1053
the benefits of collaboration with other institutions of higher 1054
education, ~~based on geographic region,~~ to deliver the ~~course~~ 1055
program. 1056

Each board of trustees shall submit its findings under this 1057
section to the chancellor not later than thirty days after the 1058
completion of the evaluations or as part of submitting the annual 1059
efficiency report required pursuant to section 3333.94 of the 1060
Revised Code. 1061

Sec. 3354.01. As used in sections 3354.01 to 3354.18 of the 1062
Revised Code: 1063

(A) "Community college district" means a political 1064
subdivision of the state and a body corporate with all the powers 1065
of a corporation, comprised of the territory of one or more 1066

contiguous counties having together a total population of not less than seventy-five thousand preceding the establishment of such district, and organized for the purpose of establishing, owning, and operating a community college within the territory of such district.

(B) "Contiguous counties" means counties so located that each such county shares at least one boundary in common with at least one other such county in the group of counties referred to as being "contiguous."

(C) "Community college" means a public institution of education beyond the high school organized for the principal purpose of providing for the people of the community college district wherein such college is situated the instructional programs defined in this section as "arts and sciences" and "technical," or either, and may include the "adult-education" program as defined in this section. Except for bachelor's programs ~~offered~~ approved by the chancellor of higher education under section ~~3354.071~~ 3333.051 of the Revised Code, instructional programs shall not exceed two years in duration.

A university maintained and operated by a municipality located in a county having a total population equal to the requirement for a community college district as set forth in division (A) of section 3354.01 of the Revised Code and is found by the chancellor of higher education to offer instructional programs which are needed in the community and which are equivalent to those required of community colleges shall be, for the purposes of receiving state or federal financial aid only, considered a community college and shall receive the same state financial assistance granted to community colleges but only in respect to students enrolled in their first and second year of post high school education in the kinds of instructional programs offered by the municipal university.

(D) "Arts and sciences program" means both of the following: 1099

(1) A curricular program of two years or less duration, 1100
provided within a community college, planned and intended to 1101
enable students to gain academic credit for courses generally 1102
comparable to courses offered in the first two years in accredited 1103
colleges and universities in the state, and designed either to 1104
enable students to transfer to such colleges and universities for 1105
the purpose of earning baccalaureate degrees or to enable students 1106
to terminate academic study after two years with a proportionate 1107
recognition of academic achievement. 1108

(2) A bachelor's degree program approved and offered under 1109
section ~~3354.071~~ 3333.051 of the Revised Code. 1110

(E) "Adult-education program" means the dissemination of post 1111
high school educational service and knowledge, by a community 1112
college, for the occupational, cultural, or general educational 1113
benefit of adult persons, such educational service and knowledge 1114
not being offered for the primary purpose of enabling such persons 1115
to obtain academic credit or other formal academic recognition. 1116

(F) "Charter amendment" means a change in the official plan 1117
of a community college for the purpose of acquiring additional 1118
lands or structures, disposing of or transferring lands or 1119
structures, erection of structures, or creating or abolishing of 1120
one or more academic departments corresponding to generally 1121
recognized fields of academic study. 1122

(G) "Technical program" means a post high school curricular 1123
program of two years or less duration, provided within a community 1124
college, planned and intended to enable students to gain academic 1125
credit for courses designed to prepare such students to meet the 1126
occupational requirements of the community. 1127

(H) "Operating costs" means all expenses for all purposes of 1128
the community college district except expenditures for permanent 1129

improvements having an estimated life of usefulness of five years 1130
or more as certified by the fiscal officer of the community 1131
college district. 1132

Sec. 3354.09. The board of trustees of a community college 1133
district may: 1134

(A) Own and operate a community college, pursuant to an 1135
official plan prepared and approved in accordance with section 1136
3354.07 of the Revised Code, or enter into a contract with a 1137
generally accredited public university or college for operation of 1138
such community college by such university or college pursuant to 1139
an official plan prepared and approved in accordance with section 1140
3354.07 of the Revised Code; 1141

(B) Hold, encumber, control, acquire by donation, purchase, 1142
or condemnation, construct, own, lease, use, and sell real and 1143
personal property as is necessary for the conduct of the program 1144
of the community college on whatever terms and for whatever 1145
consideration may be appropriate for the purpose of the college; 1146

(C) Accept gifts, grants, bequests, and devises absolutely or 1147
in trust for support of the college during the existence of the 1148
college; 1149

(D) Appoint the administrative officers, faculty, and staff, 1150
necessary and proper for such community college, and fix their 1151
compensation except in instances in which the board of trustees 1152
has delegated such powers to a college or university operating 1153
such community college pursuant to a contract entered into by the 1154
board of trustees of the district; 1155

(E) Provide for a community college necessary lands, 1156
buildings or other structures, equipment, means, and appliances; 1157

(F) Develop and adopt, pursuant to the official plan, the 1158
curricular programs identified in section 3354.01 of the Revised 1159

Code as arts and sciences programs and technical programs, or 1160
either. Such programs may include adult-education programs. 1161

(G) Except as provided in sections 3333.17 and 3333.32 of the 1162
Revised Code, establish schedules of fees and tuition for students 1163
who are residents of the district, residents of Ohio but not of 1164
the district, and students who are nonresidents of Ohio. The 1165
establishment of rules governing the determination of residence 1166
shall be subject to approval of the ~~Ohio board of regents~~ 1167
chancellor of higher education. Students who are nonresidents of 1168
Ohio shall be required to pay higher rates of fees and tuition 1169
than the rates required of students who are residents of Ohio but 1170
not of the district, and students who are residents of the 1171
district shall pay a smaller tuition and fee rate than the rate 1172
for either category of nonresident students. 1173

(H) Authorize, approve, ratify, or confirm any agreement 1174
relating to any such community college with the United States 1175
government, acting through any agency of such government 1176
designated or created to aid in the financing of such projects, or 1177
with any person or agency offering grants in aid in financing such 1178
educational facilities or the operation of such facilities except 1179
as prohibited in division (K) of this section. 1180

Such agreement may include a provision for repayment of 1181
advances, grants, or loans made to any community college district 1182
from funds which may become available to it. 1183

When the United States government or its agent makes a grant 1184
of money to any community college district to aid in paying the 1185
cost of any projects of such district, or enters into an agreement 1186
with the community college district for the making of any such 1187
grant of money, the amount thereof is deemed appropriated for such 1188
purpose by the community college district and is deemed in process 1189
of collection within the meaning of section 5705.41 of the Revised 1190
Code. 1191

(I) Grant appropriate certificates of achievement or degrees 1192
to students successfully completing the community college 1193
programs; 1194

(J) Prescribe rules for the effective operation of a 1195
community college and exercise such other powers as are necessary 1196
for the efficient management of such college; 1197

(K) Receive and expend gifts or grants from the state for the 1198
payment of operating costs, for the acquisition, construction, or 1199
improvement of buildings or other structures, or for the 1200
acquisition or use of land. In no event shall state gifts or 1201
grants be expended for the support of adult-education programs. 1202
Gifts or grants from the state for operating costs shall not in 1203
any biennium exceed the amount recommended by the Ohio board of 1204
regents to the governor as provided in Chapter 3333. of the 1205
Revised Code. Such gifts or grants shall be distributed to such 1206
districts in equal quarter-annual payments, unless otherwise 1207
provided or authorized in any act appropriating moneys for such 1208
purposes, on or before the last day of February, May, August, and 1209
November in each year. 1210

(L) Retain consultants in the fields of education, planning, 1211
architecture, law, engineering, or other fields of professional 1212
skill; 1213

(M) Purchase: 1214

(1) A policy or policies of insurance insuring the district 1215
against loss of or damage to property, whether real, personal, or 1216
mixed, which is owned by the district or leased by it as lessee or 1217
which is in the process of construction by or for the district; 1218

(2) A policy or policies of fidelity insurance in such 1219
amounts and covering such trustees, officers, and employees of the 1220
district as it considers necessary or desirable; 1221

(3) A policy or policies of liability insurance from an 1222

insurer or insurers licensed to do business in this state insuring 1223
its members, officers, and employees against all civil liability 1224
arising from an act or omission by the member, officer, or 1225
employee when the member, officer, or employee is not acting 1226
manifestly outside the scope of employment or official 1227
responsibilities with the institution, with malicious purpose or 1228
bad faith, or in a wanton or reckless manner, or may otherwise 1229
provide for the indemnification of such persons against such 1230
liability. All or any portion of the cost, premium, or charge for 1231
such a policy or policies or indemnification payment may be paid 1232
from any funds under the institution's control. The policy or 1233
policies of liability insurance or the indemnification policy of 1234
the institution may cover any risks including, but not limited to, 1235
damages resulting from injury to property or person, professional 1236
liability, and other special risks, including legal fees and 1237
expenses incurred in the defense or settlement of claims for such 1238
damages. 1239

(4) A policy or policies of insurance insuring the district 1240
against any liabilities to which it may be subject on account of 1241
damage or injury to persons or property, including liability for 1242
wrongful death. 1243

(N) Designate one or more employees of the institution as 1244
state university law enforcement officers, to serve and have 1245
duties as prescribed in section 3345.04 of the Revised Code. 1246

Any instrument by which real property is acquired pursuant to 1247
this section shall identify the agency of the state that has the 1248
use and benefit of the real property as specified in section 1249
5301.012 of the Revised Code. 1250

Sec. 3357.01. As used in this chapter: 1251

(A) "Technical college" means an institution of education 1252
beyond the high school, including an institution of higher 1253

education, organized for the principal purpose of providing for 1254
the residents of the technical college district, wherein such 1255
college is situated, any one or more of the instructional programs 1256
defined in this section as "technical college," or 1257
"adult-education technical programs," normally not exceeding two 1258
years' duration and not leading to a baccalaureate degree, except 1259
as provided in section 3333.051 of the Revised Code. 1260

(B) "Technical college district" means a political 1261
subdivision of the state and a body corporate with all the powers 1262
of a corporation, comprised of the territory of a city school 1263
district or a county, or two or more contiguous school districts 1264
or counties, which meets the standards prescribed by the ~~Ohio~~ 1265
~~board of regents~~ chancellor of higher education pursuant to 1266
section 3357.02 of the Revised Code, and which is organized for 1267
the purpose of establishing, owning, and operating one or more 1268
technical colleges within the territory of such district. 1269

(C) "Contiguous school districts or counties" means school 1270
districts or counties so located that each such school district or 1271
county shares at least one boundary or a portion thereof in common 1272
with at least one other such school district or county in the 1273
group of school districts or counties referred to as being 1274
"contiguous." 1275

(D) "Technical college program" means a post high school 1276
curricular program provided within a technical college, planned 1277
and intended to qualify students, after satisfactory completion of 1278
such a program normally two years in duration, to pursue careers 1279
in which they provide immediate technical assistance to 1280
professional or managerial persons generally required to hold 1281
baccalaureate or higher academic degrees in technical or 1282
professional fields. The technical and professional fields 1283
referred to in this section include, but are not limited to, 1284
engineering and physical, medical, or other sciences. 1285

(E) "Adult-education technical program" means the dissemination of post high school technical education service and knowledge, for the occupational, or general educational benefit of adult persons.

(F) "Charter amendment" means a change in the official plan of a technical college for the purpose of acquiring additional lands or structures, disposing of or transferring lands or structures, erecting structures, creating or abolishing technical college or adult education technical curricular programs.

(G) "Baccalaureate-oriented associate degree program" means a curricular program of not more than two years' duration that is planned and intended to enable students to gain academic credit for courses comparable to first- and second-year courses offered by accredited colleges and universities. The purpose of baccalaureate-oriented associate degree coursework in technical colleges is to enable students to transfer to colleges and universities and earn baccalaureate degrees or to enable students to terminate academic study after two years with a proportionate recognition of academic achievement through receipt of an associate degree.

Sec. 3357.09. The board of trustees of a technical college district may:

(A) Own and operate a technical college, pursuant to an official plan prepared and approved in accordance with section 3357.07 of the Revised Code;

(B) Hold, encumber, control, acquire by donation, purchase, or condemnation, construct, own, lease, use, and sell, real and personal property as necessary for the conduct of the program of the technical college on whatever terms and for whatever consideration may be appropriate for the purposes of the institution;

- (C) Accept gifts, grants, bequests, and devises absolutely or
in trust for support of the technical college;
- (D) Appoint the president, faculty, and such other employees
as necessary and proper for such technical college, and fix their
compensation;
- (E) Provide for a technical college necessary lands,
buildings or other structures, equipment, means, and appliances;
- (F) Develop and adopt, pursuant to the official plan, any one
or more of the curricular programs identified in section 3357.01
of the Revised Code as technical-college programs, or
adult-education technical programs, and bachelor's degree programs
under section 3333.051 of the Revised Code;
- (G) Except as provided in sections 3333.17 and 3333.32 of the
Revised Code, establish schedules of fees and tuition for:
students who are residents of the district; students who are
residents of Ohio but not of the district; students who are
nonresidents of Ohio. The establishment of rules governing the
determination of residence shall be subject to approval of the
~~Ohio board of regents~~ chancellor of higher education. Students who
are nonresidents of Ohio shall be required to pay higher rates of
fees and tuition than the rates required of students who are
residents of Ohio but not of the district, and students who are
residents of the district shall pay smaller tuition and fee rates
than the rates for either of the above categories of nonresident
students, except that students who are residents of Ohio but not
of the district shall be required to pay higher fees and tuition
than students who are residents of the district only when a
district tax levy has been adopted and is in effect under the
authority of section 3357.11, 5705.19, or 5705.191 of the Revised
Code.
- (H) Authorize, approve, ratify, or confirm, with approval of

the ~~Ohio board of regents~~ chancellor, any agreement with the 1348
United States government, acting through any agency designated to 1349
aid in the financing of technical college projects, or with any 1350
person, organization, or agency offering grants-in-aid for 1351
technical college facilities or operation; 1352

(I) Receive assistance for the cost of equipment and for the 1353
operation of such technical colleges from moneys appropriated for 1354
technical education or for matching of Title VIII of the "National 1355
Defense Education Act," 72 Stat. 1597 (1958), 20 U.S.C.A. 15a-15e. 1356
Moneys shall be distributed by the ~~Ohio board of regents~~ 1357
chancellor in accordance with rules which the board shall 1358
establish governing its allocations to technical colleges 1359
chartered under section 3357.07 of the Revised Code. 1360

(J) Grant appropriate associate degrees to students 1361
successfully completing the technical college programs, 1362
appropriate bachelor's degrees to students successfully completing 1363
bachelor's degree programs, and certificates of achievement to 1364
those students who complete other programs; 1365

(K) Prescribe rules for the effective operation of a 1366
technical college, and exercise such other powers as are necessary 1367
for the efficient management of such college; 1368

(L) Enter into contracts and conduct technical college 1369
programs or technical courses outside the technical college 1370
district; 1371

(M) Enter into contracts with the board of education of any 1372
local, exempted village, or city school district or the governing 1373
board of any educational service center to permit the school 1374
district or service center to use the facilities of the technical 1375
college district; 1376

(N) Designate one or more employees of the institution as 1377
state university law enforcement officers, to serve and have 1378

duties as prescribed in section 3345.04 of the Revised Code; 1379

(O) Subject to the approval of the ~~Ohio board of regents~~ 1380
chancellor, offer technical college programs or technical courses 1381
for credit at locations outside the technical college district. 1382
For purposes of computing state aid, students enrolled in such 1383
courses shall be deemed to be students enrolled in programs and 1384
courses at off-campus locations in the district. 1385

(P) Purchase a policy or policies of liability insurance from 1386
an insurer or insurers licensed to do business in this state 1387
insuring its members, officers, and employees against all civil 1388
liability arising from an act or omission by the member, officer, 1389
or employee, when the member, officer, or employee is not acting 1390
manifestly outside the scope of the member's, officer's, or 1391
employee's employment or official responsibilities with the 1392
institution, with malicious purpose or bad faith, or in a wanton 1393
or reckless manner, or may otherwise provide for the 1394
indemnification of such persons against such liability. All or any 1395
portion of the cost, premium, or charge for such a policy or 1396
policies or indemnification payment may be paid from any funds 1397
under the institution's control. The policy or policies of 1398
liability insurance or the indemnification policy of the 1399
institution may cover any risks including, but not limited to, 1400
damages resulting from injury to property or person, professional 1401
liability, and other special risks, including legal fees and 1402
expenses incurred in the defense or settlement of claims for such 1403
damages. 1404

Any instrument by which real property is acquired pursuant to 1405
this section shall identify the agency of the state that has the 1406
use and benefit of the real property as specified in section 1407
5301.012 of the Revised Code. 1408

Sec. 3357.19. The ~~Ohio board of regents~~ chancellor of higher 1409

education shall: 1410

(A) Promulgate rules, regulations, and standards in 1411
conformity with Chapter 119. of the Revised Code relative to the 1412
qualifications of teaching personnel in technical colleges, and 1413
require conformity to all such rules, regulations, and standards 1414
as a condition upon the issuance of a charter to any technical 1415
college and upon the continued operation of such colleges; 1416

(B) Promulgate rules, regulations, and standards relative to 1417
the quality and content of instructional courses in technical 1418
colleges, and relative to the awarding of certificates of 1419
achievement or ~~associate~~ degrees to students in such colleges, and 1420
require conformity to all such rules, regulations, and standards 1421
as a condition upon the issuance of a charter to any technical 1422
college and upon the continued operation of such college; 1423

(C) Conduct studies and examinations of the operation and 1424
facilities of technical colleges, and require reports from such 1425
colleges, from time to time as the ~~board~~ chancellor deems 1426
necessary, and revoke or suspend pursuant to Chapter 119. of the 1427
Revised Code, the charter of any technical college found to be in 1428
substantial violation of law, of rules, regulations, or standards 1429
of the ~~board~~ chancellor, or of the approved official plan of such 1430
college; 1431

(D) Employ such professional, administrative, clerical, or 1432
secretarial personnel as may be found necessary to assist the 1433
~~board~~ chancellor in the performance of ~~its~~ the chancellor's 1434
duties; 1435

(E) Perform biennial examinations of the budget requirements 1436
of the technical colleges in the state, and present 1437
recommendations to the governor with respect to such budget 1438
requirements; 1439

(F) Perform research studies relative to technical college 1440

education. 1441

Sec. 3358.01. As used in sections 3358.01 to 3358.10 of the 1442
Revised Code: 1443

(A) "State community college district" means a political 1444
subdivision composed of the territory of a county, or of two or 1445
more contiguous counties, in either case having a total population 1446
of at least one hundred fifty thousand, and organized for the 1447
purpose of establishing, owning, and operating a state community 1448
college within the district or a political subdivision created 1449
pursuant to division (A) of section 3358.02 of the Revised Code. 1450

(B) "State community college" means a two-year institution, 1451
offering a baccalaureate-oriented program, technical education 1452
program, or an adult continuing education program. The extent to 1453
which the college offers baccalaureate-oriented and technical 1454
programs shall be determined in its charter. However, a state 1455
community college may offer bachelor's degree programs pursuant to 1456
section 3333.051 of the Revised Code. 1457

(C) "Baccalaureate-oriented program" means a curricular 1458
program of not more than two years' duration that is planned and 1459
intended to enable students to gain academic credit for courses 1460
comparable to first- and second-year courses offered by accredited 1461
colleges and universities. The purpose of baccalaureate-oriented 1462
coursework in state community colleges is to enable students to 1463
transfer to colleges and universities and earn baccalaureate 1464
degrees or to enable students to terminate academic study after 1465
two years with a proportionate recognition of academic achievement 1466
through receipt of an associate degree. 1467

(D) "Technical education program" means a post high school 1468
program of not more than two years' duration that is planned and 1469
intended to prepare students to pursue employment or improve 1470
technical knowledge in careers generally but not exclusively at 1471

the semiprofessional level. Technical education programs include, 1472
but are not limited to, programs in the technologies of business, 1473
engineering, health, natural science, and public service and are 1474
programs which, after two years of academic study, result in 1475
proportionate recognition of academic achievement through receipt 1476
of an associate degree. 1477

(E) "Adult continuing education program" means the offering 1478
of short courses, seminars, workshops, exhibits, performances, and 1479
other educational activities for the general educational or 1480
occupational benefit of adults. 1481

Sec. 3358.08. The board of trustees of a state community 1482
college district may: 1483

(A) Own and operate a state community college; 1484

(B) Hold, encumber, control, acquire by donation, purchase or 1485
condemn, construct, own, lease, use, and sell, real and personal 1486
property as necessary for the conduct of the program of the state 1487
community college on whatever terms and for whatever consideration 1488
may be appropriate for the purpose of the institution; 1489

(C) Accept gifts, grants, bequests, and devises absolute or 1490
in trust for support of the state community college; 1491

(D) Employ a president, and appoint or approve the 1492
appointment of other necessary administrative officers, full-time 1493
faculty members, and operating staff. The board may delegate the 1494
appointment of operating staff and part-time faculty members to 1495
the college president. The board shall fix the rate of 1496
compensation of the president and all officers and full-time 1497
employees as are necessary and proper for state community 1498
colleges. 1499

(E) Provide for the state community college necessary lands, 1500
buildings, or other structures, equipment, means, and appliances; 1501

(F) Establish within the maximum amounts permitted by law,	1502
schedules of fees and tuition for students who are Ohio residents	1503
and students who are not;	1504
(G) Grant appropriate associate degrees to students	1505
successfully completing the state community college's programs,	1506
and certificates of achievement to students who complete other	1507
programs;	1508
(H) Prescribe policies for the effective operation of the	1509
state community college and exercise such other powers as are	1510
necessary for the efficient management of the college;	1511
(I) Enter into contracts with neighboring colleges and	1512
universities for the conduct of state community college programs	1513
or technical courses outside the state community college district;	1514
(J) Purchase:	1515
(1) A policy or policies of insurance insuring the district	1516
against loss or damage to property, whether real, personal, or	1517
mixed, which is owned by the district or leased by it as lessee or	1518
which is in the process of construction by or for the district;	1519
(2) A policy or policies of fidelity insurance in such	1520
amounts and covering such trustees, officers, and employees of the	1521
district as the board may consider necessary or desirable;	1522
(3) A policy or policies of liability insurance from an	1523
insurer or insurers licensed to do business in this state insuring	1524
its members, officers, and employees against all civil liability	1525
arising from an act or omission by the member, officer, or	1526
employee, when the member, officer, or employee is not acting	1527
manifestly outside the scope of employment or official	1528
responsibilities with the institution, with malicious purpose or	1529
bad faith, or in a wanton or reckless manner, or may otherwise	1530
provide for the indemnification of such persons against such	1531
liability. All or any portion of the cost, premium, or charge for	1532

such a policy or policies or indemnification payment may be paid 1533
from any funds under the institution's control. The policy or 1534
policies of liability insurance or the indemnification policy of 1535
the institution may cover any risks including, but not limited to, 1536
damages resulting from injury to property or person, professional 1537
liability, and other special risks, including legal fees and 1538
expenses incurred in the defense or settlement claims of such 1539
damages. 1540

(4) A policy or policies of insurance insuring the district 1541
against any liabilities to which it may be subject on account of 1542
damage or injury to persons or property, including liability for 1543
wrongful death. 1544

Any instrument by which real property is acquired pursuant to 1545
this section shall identify the agency of the state that has the 1546
use and benefit of the real property as specified in section 1547
5301.012 of the Revised Code. 1548

Sec. 3365.01. As used in this chapter: 1549

(A) "Articulated credit" means post-secondary credit that is 1550
reflected on the official record of a student at an institution of 1551
higher education only upon enrollment at that institution after 1552
graduation from a secondary school. 1553

(B) "Default ceiling amount" means one of the following 1554
amounts, whichever is applicable: 1555

(1) For a participant enrolled in a college operating on a 1556
semester schedule, the amount calculated according to the 1557
following formula: 1558

1559

$$((0.83 \times \text{formula amount}) / 30) \quad 1560$$
$$\times \text{number of enrolled credit hours} \quad 1561$$

(2) For a participant enrolled in a college operating on a 1562

quarter schedule, the amount calculated according to the following	1563
formula:	1564
	1565
((0.83 X formula amount) / 45)	1566
X number of enrolled credit hours	1567
(C) "Default floor amount" means twenty-five per cent of the	1568
default ceiling amount.	1569
(D) "Eligible out-of-state college" means any institution of	1570
higher education that is located outside of Ohio and is approved	1571
by the chancellor of the Ohio board of regents to participate in	1572
the college credit plus program.	1573
(E) "Fee" means any course-related fee and any other fee	1574
imposed by the college, but not included in tuition, for	1575
participation in the program established by this chapter.	1576
(F) "Formula amount" has the same meaning as in section	1577
3317.02 of the Revised Code.	1578
(G) "Governing entity" means a board of education of a school	1579
district, a governing authority of a community school established	1580
under Chapter 3314., a governing body of a STEM school established	1581
under Chapter 3326., or a board of trustees of a	1582
college-preparatory boarding school established under Chapter	1583
3328. of the Revised Code.	1584
(H) "Home-instructed participant" means a student who has	1585
been excused from the compulsory attendance law for the purpose of	1586
home instruction under section 3321.04 of the Revised Code, and is	1587
participating in the program established by this chapter.	1588
(I) "Maximum per participant charge amount" means one of the	1589
following amounts, whichever is applicable:	1590
(1) For a participant enrolled in a college operating on a	1591
semester schedule, the amount calculated according to the	1592

following formula:	1593
((formula amount / 30)	1594
X number of enrolled credit hours)	1595
(2) For a participant enrolled in a college operating on a	1596
quarter schedule, the amount calculated according to the following	1597
formula:	1598
((formula amount / 45)	1599
X number of enrolled credit hours)	1600
(J) "Nonpublic secondary school" means a chartered school for	1601
which minimum standards are prescribed by the state board of	1602
education pursuant to division (D) of section 3301.07 of the	1603
Revised Code.	1604
(K) "Number of enrolled credit hours" means the number of	1605
credit hours for a course in which a participant is enrolled	1606
during the previous term after the date on which a withdrawal from	1607
a course would have negatively affected the participant's	1608
transcripted grade, as prescribed by the college's established	1609
withdrawal policy.	1610
(L) "Parent" has the same meaning as in section 3313.64 of	1611
the Revised Code.	1612
(M) "Participant" means any student enrolled in a college	1613
under the program established by this chapter.	1614
(N) "Partnering college" means a college with which a public	1615
or nonpublic secondary school has entered into an agreement in	1616
order to offer the program established by this chapter.	1617
(O) "Partnering secondary school" means a public or nonpublic	1618
secondary school with which a college has entered into an	1619
agreement in order to offer the program established by this	1620
chapter.	1621
(P) "Private college" means any of the following:	1622

(1) A nonprofit institution holding a certificate of authorization pursuant to Chapter 1713. of the Revised Code;	1623 1624
(2) An institution holding a certificate of registration from the state board of career colleges and schools and program authorization for an associate or bachelor's degree program issued under section 3332.05 of the Revised Code;	1625 1626 1627 1628
(3) A private institution exempt from regulation under Chapter 3332. of the Revised Code as prescribed in section 3333.046 of the Revised Code.	1629 1630 1631
(Q) "Public college" means a "state institution of higher education" in section 3345.011 of the Revised Code, excluding the northeast Ohio medical university.	1632 1633 1634
(R) "Public secondary school" means a school serving grades nine through twelve in a city, local, or exempted village school district, a joint vocational school district, a community school established under Chapter 3314., a STEM school established under Chapter 3326., or a college-preparatory boarding school established under Chapter 3328. of the Revised Code.	1635 1636 1637 1638 1639 1640
(S) "School year" has the same meaning as in section 3313.62 of the Revised Code.	1641 1642
(T) "Secondary grade" means any of grades nine through twelve.	1643 1644
(U) <u>"Standard rate" means the amount per credit hour assessed by the college for an in-state student who is enrolled in an undergraduate course at that college, but who is not participating in the college credit plus program, as prescribed by the college's established tuition policy.</u>	1645 1646 1647 1648 1649
(V) "Transcripted credit" means post-secondary credit that is conferred by an institution of higher education and is reflected on a student's official record at that institution upon completion	1650 1651 1652

of a course. 1653

Sec. 3365.06. The rules adopted under section 3365.02 of the 1654
Revised Code shall provide for participants to enroll in courses 1655
under either of the ~~following~~ options: prescribed by division 1656
(A)(1), (2), or (B) of this section. 1657

(A) The participant may elect at the time of enrollment to be 1658
responsible for payment of all tuition and the cost of all 1659
textbooks, materials, and fees associated with the course. The 1660
college shall notify the participant about payment of tuition and 1661
fees in the customary manner followed by the college. A 1662
participant electing this option also shall elect, at the time of 1663
enrollment, whether to receive only college credit or high school 1664
credit and college credit for the course. 1665

(1) The participant may elect to receive only college credit 1666
for the course. Except as provided in section 3365.032 of the 1667
Revised Code, if the participant successfully completes the 1668
course, the college shall award the participant full credit for 1669
the course, but the governing entity of a public secondary school 1670
or the governing body of a participating nonpublic secondary 1671
school shall not award the high school credit. 1672

(2) The participant may elect to receive both high school 1673
credit and college credit for the course. Except as provided in 1674
section 3365.032 of the Revised Code, if the participant 1675
successfully completes the course, the college shall award the 1676
participant full credit for the course and the governing entity of 1677
a public school or the governing body of a participating nonpublic 1678
school shall award the participant high school credit. 1679

(B) The If a course is eligible for funding under rules 1680
adopted pursuant to division (C) of this section, the participant 1681
may elect at the time of enrollment for ~~each~~ the course to have 1682
the college reimbursed under section 3365.07 of the Revised Code. 1683

Except as provided in section 3365.032 of the Revised Code, if the participant successfully completes the course, the college shall award the participant full credit for the course and the governing entity of a public school or the governing body of a participating nonpublic school shall award the participant high school credit. If the participant elects to have the college reimbursed under this division, the department shall reimburse the college for the number of enrolled credit hours in accordance with section 3365.07 of the Revised Code.

(C) The chancellor of higher education, in consultation with the superintendent of public instruction, shall adopt rules specifying which courses are eligible for funding under section 3365.07 of the Revised Code. The rules shall specify the school year for which implementation of the rules adopted pursuant to this division shall first apply.

In developing the rules, the chancellor, in consultation with the state superintendent, shall establish a process to receive input from public and nonpublic secondary schools, public and private colleges, and other interested parties.

(D) When determining a school district's enrollment under section 3317.03 of the Revised Code, the time a participant is attending courses under division (A) of this section shall be considered as time the participant is not attending or enrolled in school anywhere, and the time a participant is attending courses under division (B) of this section shall be considered as time the participant is attending or enrolled in the district's schools.

Sec. 3365.07. The department of education shall calculate and pay state funds to colleges for participants in the college credit plus program under division (B) of section 3365.06 of the Revised Code pursuant to this section. For a nonpublic secondary school participant, a nonchartered nonpublic secondary school

participant, or a home-instructed participant, the department 1715
shall pay state funds pursuant to this section only if that 1716
participant is awarded funding according to rules adopted by the 1717
chancellor of higher education, in consultation with the 1718
superintendent of public instruction, pursuant to section 3365.071 1719
of the Revised Code. The program shall be the sole mechanism by 1720
which state funds are paid to colleges for students to earn 1721
transcripted credit for college courses while enrolled in both a 1722
secondary school and a college, with the exception of state funds 1723
paid to colleges according to an agreement described in division 1724
(A)(1) of section 3365.02 of the Revised Code. 1725

(A) For each public or nonpublic secondary school participant 1726
enrolled in a public college: 1727

(1) If no agreement has been entered into under division 1728
(A)(2) of this section, both of the following shall apply: 1729

(a) The department shall pay to the college the applicable 1730
amount as follows: 1731

(i) For a participant enrolled in a college course delivered 1732
on the college campus, at another location operated by the 1733
college, or online, the lesser of the default ceiling amount or 1734
the college's standard rate; 1735

(ii) For a participant enrolled in a college course delivered 1736
at the participant's secondary school but taught by college 1737
faculty, the lesser of fifty per cent of the default ceiling 1738
amount or the college's standard rate; 1739

(iii) For a participant enrolled in a college course 1740
delivered at the participant's secondary school and taught by a 1741
high school teacher who has met the credential requirements 1742
established for purposes of the program in rules adopted by the 1743
chancellor, the default floor amount. 1744

(b) The participant's secondary school shall pay for 1745
textbooks, and the college shall waive payment of all other fees 1746
related to participation in the program. 1747

(2) The governing entity of a participant's secondary school 1748
and the college may enter into an agreement to establish an 1749
alternative payment structure for tuition, textbooks, and fees. 1750
Under such an agreement, payments for each participant made by the 1751
department shall be not less than the default floor amount, ~~unless~~ 1752
~~approved by the chancellor,~~ and not more than either the default 1753
ceiling amount or the college's standard rate, whichever is less. 1754
~~The chancellor shall approve an agreement that includes a payment~~ 1755
~~below the default floor amount, as long as the provisions of the~~ 1756
~~agreement comply with all other requirements of this chapter to~~ 1757
~~ensure program quality.~~ If no agreement is entered into under 1758
division (A)(2) of this section, both of the following shall 1759
apply: 1760

(a) The department shall pay to the college the applicable 1761
default amounts prescribed by division (A)(1)(a) of this section, 1762
depending upon the method of delivery and instruction. 1763

(b) In accordance with division (A)(1)(b) of this section, 1764
the participant's secondary school shall pay for textbooks, and 1765
the college shall waive payment of all other fees related to 1766
participation in the program. 1767

(3) No participant that is enrolled in a public college shall 1768
be charged for any tuition, textbooks, or other fees related to 1769
participation in the program. 1770

(B) For each public secondary school participant enrolled in 1771
a private college: 1772

(1) If no agreement has been entered into under division 1773
(B)(2) of this section, the department shall pay to the college 1774
the applicable amount calculated in the same manner as in division 1775

(A)(1)(a) of this section. 1776

(2) The governing entity of a participant's secondary school 1777
and the college may enter into an agreement to establish an 1778
alternative payment structure for tuition, textbooks, and fees. 1779
Under such an agreement, payments shall be not less than the 1780
default floor amount, ~~unless approved by the chancellor,~~ and not 1781
more than either the default ceiling amount or the college's 1782
standard rate, whichever is less. 1783

If an agreement is entered into under division (B)(2) of this 1784
section, both of the following shall apply: 1785

(a) The department shall make a payment to the college for 1786
each participant that is equal to the default floor amount, ~~unless~~ 1787
~~approved by the chancellor to pay an amount below the default~~ 1788
~~floor amount. The chancellor shall approve an agreement that~~ 1789
~~includes a payment below the default floor amount, as long as the~~ 1790
~~provisions of the agreement comply with all other requirements of~~ 1791
~~this chapter to ensure program quality.~~ 1792

(b) Payment for costs for the participant that exceed the 1793
amount paid by the department pursuant to division (B)(2)(a) of 1794
this section shall be negotiated by the school and the college. 1795
The agreement may include a stipulation permitting the charging of 1796
a participant. 1797

However, under no circumstances shall: 1798

(i) Payments for a participant made by the department under 1799
division (B)(2) of this section exceed the lesser of the default 1800
ceiling amount or the college's standard rate; 1801

(ii) The amount charged to a participant under division 1802
(B)(2) of this section exceed the difference between the maximum 1803
per participant charge amount and the default floor amount; 1804

(iii) The sum of the payments made by the department for a 1805

participant and the amount charged to that participant under 1806
division (B)(2) of this section exceed the following amounts, as 1807
applicable: 1808

(I) For a participant enrolled in a college course delivered 1809
on the college campus, at another location operated by the 1810
college, or online, the maximum per participant charge amount; 1811

(II) For a participant enrolled in a college course delivered 1812
at the participant's secondary school but taught by college 1813
faculty, one hundred twenty-five dollars; 1814

(III) For a participant enrolled in a college course 1815
delivered at the participant's secondary school and taught by a 1816
high school teacher who has met the credential requirements 1817
established for purposes of the program in rules adopted by the 1818
chancellor, one hundred dollars. 1819

(iv) A participant that is identified as economically 1820
disadvantaged according to rules adopted by the department be 1821
charged under division (B)(2) of this section for any tuition, 1822
textbooks, or other fees related to participation in the program. 1823

(C) For each nonpublic secondary school participant enrolled 1824
in a private or eligible out-of-state college, the department 1825
shall pay to the college the applicable amount calculated in the 1826
same manner as in division (A)(1)(a) of this section. Payment for 1827
costs for the participant that exceed the amount paid by the 1828
department shall be negotiated by the governing body of the 1829
nonpublic secondary school and the college. 1830

However, under no circumstances shall: 1831

(1) The payments for a participant made by the department 1832
under this division exceed the lesser of the default ceiling 1833
amount or the college's standard rate. 1834

(2) Any nonpublic secondary school participant, who is 1835

enrolled in that secondary school with a scholarship awarded under 1836
either the educational choice scholarship pilot program, as 1837
prescribed by sections 3310.01 to 3310.17, or the pilot project 1838
scholarship program, as prescribed by sections 3313.974 to 1839
3313.979 of the Revised Code, and who qualifies as a low-income 1840
student under either of those programs, be charged for any 1841
tuition, textbooks, or other fees related to participation in the 1842
college credit plus program. 1843

(D) For each nonchartered nonpublic secondary school 1844
participant and each home-instructed participant enrolled in a 1845
public, private, or eligible out-of-state college, the department 1846
shall pay to the college the lesser of the default ceiling amount 1847
or the college's standard rate, if that participant is enrolled in 1848
a college course delivered on the college campus, at another 1849
location operated by the college, or online. 1850

(E) Not later than thirty days after the end of each term, 1851
each college expecting to receive payment for the costs of a 1852
participant under this section shall notify the department of the 1853
number of enrolled credit hours for each participant. 1854

(F) Each January and July, or as soon as possible thereafter, 1855
the department shall make the applicable payments under this 1856
section to each college, which provided proper notification to the 1857
department under division (E) of this section, for the number of 1858
enrolled credit hours for participants enrolled in the college 1859
under division (B) of section 3365.06 of the Revised Code. The 1860
department shall not make any payments to a college under this 1861
section if a participant withdrew from a course prior to the date 1862
on which a withdrawal from the course would have negatively 1863
affected the participant's transcribed grade, as prescribed by 1864
the college's established withdrawal policy. 1865

(1) Payments made for public secondary school participants 1866
under this section shall be deducted from the school foundation 1867

payments made to the participant's school district or, if the 1868
participant is enrolled in a community school, a STEM school, or a 1869
college-preparatory boarding school, from the payments made to 1870
that school under section 3314.08, 3326.33, or 3328.34 of the 1871
Revised Code. If the participant is enrolled in a joint vocational 1872
school district, a portion of the amount shall be deducted from 1873
the payments to the joint vocational school district and a portion 1874
shall be deducted from the payments to the participant's city, 1875
local, or exempted village school district in accordance with the 1876
full-time equivalency of the student's enrollment in each 1877
district. Amounts deducted under division (F)(1) of this section 1878
shall be calculated in accordance with rules adopted by the 1879
chancellor, in consultation with the state superintendent, 1880
pursuant to division (B) of section 3365.071 of the Revised Code. 1881

(2) Payments made for nonpublic secondary school 1882
participants, nonchartered nonpublic secondary school 1883
participants, and home-instructed participants under this section 1884
shall be deducted from moneys appropriated by the general assembly 1885
for such purpose. Payments shall be allocated and distributed in 1886
accordance with rules adopted by the chancellor, in consultation 1887
with the state superintendent, pursuant to division (A) of section 1888
3365.071 of the Revised Code. 1889

(G) Any public college that enrolls a student under division 1890
(B) of section 3365.06 of the Revised Code may include that 1891
student in the calculation used to determine its state share of 1892
instruction funds appropriated to the department of higher 1893
education by the general assembly. 1894

Sec. 3365.091. (A) The chancellor of higher education, in 1895
consultation with the superintendent of public instruction, shall 1896
adopt rules specifying the conditions under which a participant 1897
who meets either of the following criteria may continue to 1898

participate in the college credit plus program: 1899

(1) The participant withdrew from a course under the program. 1900

(2) The participant received a final grade of a "D" or lower 1901
in a course in which the participant enrolled under this chapter. 1902

The rules shall specify the school year for which 1903
implementation of the rules adopted pursuant to this division 1904
shall first apply. 1905

(B) In developing the rules pursuant to division (A) of this 1906
section, the chancellor, in consultation with the state 1907
superintendent, shall establish a process to receive input from 1908
public and nonpublic secondary schools, public and private 1909
colleges, and other interested parties. 1910

Section 101.02. That existing sections 3301.0712, 3319.111, 1911
3333.04, 3333.041, 3333.048, 3333.731, 3345.061, 3345.35, 3354.01, 1912
3354.09, 3357.01, 3357.09, 3357.19, 3358.01, 3358.08, 3365.01, 1913
3365.06, and 3365.07 and sections 3333.0411 and 3345.692 of the 1914
Revised Code are hereby repealed. 1915

Section 610.20. That Section 369.540 of Am. Sub. H.B. 64 of 1916
the 131st General Assembly be amended and that Section 369.540 of 1917
Am. Sub. H.B. 64 of the 131st General Assembly be amended to 1918
codify it as section 3333.94 of the Revised Code to read as 1919
follows: 1920

Sec. ~~369.540~~ 3333.94. ~~EFFICIENCY ADVISORY COMMITTEE~~ 1921

The ~~Chancellor~~ chancellor of ~~Higher Education~~ higher 1922
education shall maintain an efficiency advisory committee for the 1923
purpose of generating ~~optimal~~ institutional efficiency ~~plans~~ 1924
reports for campuses, identifying shared services opportunities, 1925
streamlining administrative operations, and sharing best practices 1926

in efficiencies among public institutions of higher education. The 1927
committee shall meet at the call of the ~~Chancellor~~ chancellor or 1928
the ~~Chancellor's~~ chancellor's designee. Each state institution of 1929
higher education shall designate an employee to serve as its 1930
efficiency officer responsible for the evaluation and improvement 1931
of operational efficiencies on campus. Each efficiency officer 1932
shall serve on the efficiency advisory committee. 1933

By the thirty-first day of December ~~31~~ of each year, the 1934
~~Chancellor~~ chancellor of ~~Higher Education~~ higher education shall 1935
provide a report to the ~~Office~~ office of ~~Budget~~ budget and 1936
~~Management~~ management, the ~~Governor~~ governor, and the ~~General~~ 1937
~~Assembly~~ president of the senate, and the speaker of the house of 1938
representatives compiling efficiency reports from all public 1939
institutions of higher education ~~and benchmarking efficiency gains~~ 1940
~~realized over the preceding year. The reports from each~~ 1941
~~institution shall identify efficiencies at each public institution~~ 1942
~~of higher education, and quantify revenue enhancements,~~ 1943
~~reallocation of resources, expense reductions, and cost avoidance~~ 1944
~~where possible in the areas of general operational functions,~~ 1945
~~academic program delivery, energy usage, and information~~ 1946
~~technology and procurement reforms. The reports shall particularly~~ 1947
~~emphasize areas where these reforms are demonstrating savings or~~ 1948
~~cost avoidance to students. The report shall also be made~~ 1949
available to the public on the ~~Department~~ department of ~~Higher~~ 1950
~~Education's~~ higher education's web site. 1951

Section 610.21. That existing Section 369.540 of Am. Sub. 1952
H.B. 64 of the 131st General Assembly is hereby repealed. 1953

Section 733.10. (A) Notwithstanding anything to the contrary 1954
in Chapter 3365. of the Revised Code, there is hereby created the 1955
College Credit Plus Corequisite Remediation Pilot Program, which 1956
shall be administered by the Chancellor of Higher Education, in 1957

consultation with the Superintendent of Public Instruction. 1958

Under the program, beginning with the 2017-2018 school year, 1959
approved partnerships may offer to high school seniors, as part of 1960
the College Credit Plus program, the opportunity to either: 1961

(1) Simultaneously enroll in a remedial or developmental 1962
course and an introductory college course in the same subject 1963
area. If the student successfully completes both courses, the 1964
student shall receive transcribed college credit for the 1965
introductory course. 1966

(2) Enroll in an introductory college course that 1967
incorporates remedial or developmental curriculum in the same 1968
subject area into the course. If the student successfully 1969
completes the course, the student shall receive transcribed 1970
college credit for the course. 1971

Only courses in the subject areas of mathematics and English 1972
shall be offered under the program. 1973

(B) The Chancellor, in consultation with the state 1974
Superintendent, shall approve not more than three partnerships for 1975
participation for the 2017-2018 school year. In order to be 1976
eligible for participation, a partnership shall meet both of the 1977
following criteria: 1978

(1) The partnership shall consist of one school district and 1979
one public or participating private college, as defined in section 1980
3365.01 of the Revised Code. 1981

(2) The college shall demonstrate established and successful 1982
corequisite remediation strategies in the subject areas of 1983
mathematics or English or both. 1984

The Chancellor also may give priority to a partnership that 1985
includes either a school district that serves a high number of 1986
economically disadvantaged students or a school district and a 1987

college that already have an established partnership agreement 1988
under the College Credit Plus program. 1989

(C) Each approved partnership shall collect, report, and 1990
track the data required under section 3365.15 of the Revised Code, 1991
as well as any data required under the rules and guidelines 1992
adopted pursuant to division (D) of this section. Additionally, 1993
not later than the date specified by those rules and guidelines, 1994
each approved partnership shall submit to the Chancellor and 1995
College Credit Plus Advisory Committee an evaluation of the 1996
effectiveness of the pilot program. 1997

(D) Beginning on the effective date of this section, the 1998
Chancellor, in consultation with the state Superintendent, shall 1999
take the necessary steps to adopt rules, guidelines, and 2000
procedures and to create any necessary forms and documents so that 2001
the College Credit Plus Corequisite Remediation Pilot Program is 2002
fully operational for the 2017-2018 school year. 2003

Section 733.20. The Chancellor of Higher Education, in 2004
consultation with institutions of higher education and other 2005
parties as determined appropriate by the Chancellor, shall conduct 2006
an analysis of income share agreements used to pay for student 2007
tuition and higher education-related expenses. Not later than 2008
September 30, 2016, the Chancellor shall submit the findings of 2009
the analysis to the Governor and the General Assembly in 2010
accordance with section 101.68 of the Revised Code. 2011

Section 733.30. Not later than June 30, 2017, the Chancellor 2012
of Higher Education, in consultation with representatives from the 2013
Inter-University Council of Ohio and the Ohio Association of 2014
Community Colleges, shall develop a model for "3+1" baccalaureate 2015
degree programs for state universities and state community 2016
colleges, community colleges, and technical colleges. The model 2017

shall outline how a student may complete the equivalent of three 2018
academic years, or ninety semester credit hours, at a state 2019
community college, community college, or technical college and 2020
then transfer to a state university to complete the final academic 2021
year, or thirty semester credit hours, or the remainder of the 2022
student's baccalaureate degree program. 2023

In developing the model, the Chancellor shall seek input from 2024
administrators of state institutions of higher education currently 2025
participating in such a program, as well as faculty leaders in the 2026
academic fields or disciplines under consideration for the 2027
program. 2028

Further, the Chancellor shall evaluate existing "3+1" 2029
baccalaureate degree programs for their cost effectiveness for 2030
students. 2031

As used in this section, "state institution of higher 2032
education" and "state university" have the same meanings as in 2033
section 3345.011 of the Revised Code. 2034

Section 733.40. Each efficiency report submitted to the 2035
Chancellor of Higher Education by a public institution of higher 2036
education under section 3333.94 of the Revised Code shall include 2037
the following recommendations from the report of the Ohio Task 2038
Force on Affordability and Efficiency in Higher Education, as 2039
established by the Governor's executive order, provided that the 2040
implementation of the recommendations is approved by the board of 2041
trustees of the institution: 2042

(A) A plan for how the institution will migrate primary or 2043
disaster recovery data centers to the State of Ohio Computer 2044
Center; 2045

(B) An outline of how the institution will increase the 2046
standardization of materials for large enrollment courses, such as 2047

general education courses or introductory courses in a major, 2048
provided that such standardization demonstrates a value to the 2049
students enrolled in the courses; 2050

(C) A plan for how the institution will increase the 2051
efficient use of facilities year-round to benefit students. 2052

Section 733.50. The board of trustees of each institution of 2053
higher education, as defined by section 3345.12 of the Revised 2054
Code, shall include, in the first update of the completion plan 2055
required under section 3345.81 of the Revised Code issued 2056
subsequent to the effective date of this section, an outline of 2057
how the institution will advise each undergraduate student on 2058
timely and efficient graduation pathways. The outline shall be a 2059
part of the measurable student completion goals section of the 2060
completion plan, and shall include consideration of the individual 2061
needs and career plans of both full-time and part-time students. 2062

Notwithstanding anything to the contrary in section 3345.81 2063
of the Revised Code, each institution shall update its completion 2064
plan to include the information required by this section not later 2065
than six months after the effective date of this section. 2066

Section 803.10. The members of the Co-op/Internship Program 2067
Advisory Committee on the effective date of this section are 2068
entitled to continue to hold those memberships until their terms 2069
expire. As terms expire or vacancies occur, members shall be 2070
appointed or reappointed to the Committee as specified in the 2071
amendments of this act to section 3333.731 of the Revised Code. 2072