

As Introduced

133rd General Assembly

Regular Session

2019-2020

H. B. No. 532

Representatives Brinkman, Kelly

**Cosponsors: Representatives Boggs, Galonski, Liston, Denson, Smith, K.,
Patterson, Crawley, Manning, D., Carfagna, Lang, Hambley, Weinstein, O'Brien,
Seitz, Crossman, Abrams, Dean, Miranda, Becker, Strahorn, Clites**

A BILL

To amend sections 3301.0718 and 3313.60 of the 1
Revised Code and to amend Sections 265.10 and 2
265.80 of H.B. 166 of the 133rd General Assembly 3
to require the State Board of Education to adopt 4
standards for mental health education, to permit 5
school districts to include mental health 6
education in their curriculum, and to make an 7
appropriation. 8

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

Section 1. That sections 3301.0718 and 3313.60 of the 9
Revised Code be amended to read as follows: 10

Sec. 3301.0718. ~~The~~ (A) Except as provided in division (B) 11
of this section, the state board of education shall not adopt or 12
revise any standards or curriculum in the area of health unless, 13
by concurrent resolution, the standards, curriculum, or 14
revisions are approved by both houses of the general assembly. 15
Before the house of representatives or senate votes on a 16
concurrent resolution approving health standards, curriculum, or 17

revisions, its standing committee having jurisdiction over 18
education legislation shall conduct at least one public hearing 19
on the standards, curriculum, or revisions. 20

(B) Not later than one year after the effective date of 21
this amendment, the state board shall adopt standards for mental 22
health education in grades pre-kindergarten through twelve. The 23
standards may address mental well-being, depression, anxiety, 24
drug and alcohol abuse, bullying and harassment, trauma, and 25
suicide. Any school district or school may utilize any or all of 26
the standards adopted under this section. 27

Division (A) of this section does not apply to the 28
standards adopted under this division. 29

Sec. 3313.60. Notwithstanding division (D) of section 30
3311.52 of the Revised Code, divisions (A) to (E) of this 31
section do not apply to any cooperative education school 32
district established pursuant to divisions (A) to (C) of section 33
3311.52 of the Revised Code. 34

(A) The board of education of each city, exempted village, 35
and local school district and the board of each cooperative 36
education school district established, pursuant to section 37
3311.521 of the Revised Code, shall prescribe a curriculum for 38
all schools under its control. Except as provided in division 39
(E) of this section, in any such curriculum there shall be 40
included the study of the following subjects: 41

(1) The language arts, including reading, writing, 42
spelling, oral and written English, and literature; 43

(2) Geography, the history of the United States and of 44
Ohio, and national, state, and local government in the United 45
States, including a balanced presentation of the relevant 46

contributions to society of men and women of African, Mexican,	47
Puerto Rican, and American Indian descent as well as other	48
ethnic and racial groups in Ohio and the United States;	49
(3) Mathematics;	50
(4) Natural science, including instruction in the	51
conservation of natural resources;	52
(5) Health education, which shall include instruction in:	53
(a) The nutritive value of foods, including natural and	54
organically produced foods, the relation of nutrition to health,	55
and the use and effects of food additives;	56
(b) The harmful effects of and legal restrictions against	57
the use of drugs of abuse, alcoholic beverages, and tobacco;	58
(c) Venereal disease education, except that upon written	59
request of the student's parent or guardian, a student shall be	60
excused from taking instruction in venereal disease education;	61
(d) In grades kindergarten through six, instruction in	62
personal safety and assault prevention, except that upon written	63
request of the student's parent or guardian, a student shall be	64
excused from taking instruction in personal safety and assault	65
prevention;	66
(e) In grades seven through twelve, age-appropriate	67
instruction in dating violence prevention education, which shall	68
include instruction in recognizing dating violence warning signs	69
and characteristics of healthy relationships.	70
In order to assist school districts in developing a dating	71
violence prevention education curriculum, the department of	72
education shall provide on its web site links to free curricula	73
addressing dating violence prevention.	74

If the parent or legal guardian of a student less than 75
eighteen years of age submits to the principal of the student's 76
school a written request to examine the dating violence 77
prevention instruction materials used at that school, the 78
principal, within a reasonable period of time after the request 79
is made, shall allow the parent or guardian to examine those 80
materials at that school. 81

(f) Prescription opioid abuse prevention, with an emphasis 82
on the prescription drug epidemic and the connection between 83
prescription opioid abuse and addiction to other drugs, such as 84
heroin; 85

(g) The process of making an anatomical gift under Chapter 86
2108. of the Revised Code, with an emphasis on the life-saving 87
and life-enhancing effects of organ and tissue donation; 88

Health instruction also may include mental health, 89
including mental well-being, depression, anxiety, bullying and 90
harassment, trauma, and suicide. 91

(6) Physical education; 92

(7) The fine arts, including music; 93

(8) First aid, including a training program in 94
cardiopulmonary resuscitation, which shall comply with section 95
3313.6021 of the Revised Code when offered in any of grades nine 96
through twelve, safety, and fire prevention. However, upon 97
written request of the student's parent or guardian, a student 98
shall be excused from taking instruction in cardiopulmonary 99
resuscitation. 100

(B) Except as provided in division (E) of this section, 101
every school or school district shall include in the 102
requirements for promotion from the eighth grade to the ninth 103

grade one year's course of study of American history. A board 104
may waive this requirement for academically accelerated students 105
who, in accordance with procedures adopted by the board, are 106
able to demonstrate mastery of essential concepts and skills of 107
the eighth grade American history course of study. 108

(C) As specified in divisions (B) (6) and (C) (6) of section 109
3313.603 of the Revised Code, except as provided in division (E) 110
of this section, every high school shall include in the 111
requirements for graduation from any curriculum one-half unit 112
each of American history and government. 113

(D) Except as provided in division (E) of this section, 114
basic instruction or demonstrated mastery in geography, United 115
States history, the government of the United States, the 116
government of the state of Ohio, local government in Ohio, the 117
Declaration of Independence, the United States Constitution, and 118
the Constitution of the state of Ohio shall be required before 119
pupils may participate in courses involving the study of social 120
problems, economics, foreign affairs, United Nations, world 121
government, socialism, and communism. 122

(E) For each cooperative education school district 123
established pursuant to section 3311.521 of the Revised Code and 124
each city, exempted village, and local school district that has 125
territory within such a cooperative district, the curriculum 126
adopted pursuant to divisions (A) to (D) of this section shall 127
only include the study of the subjects that apply to the grades 128
operated by each such school district. The ~~curriculums~~curricula 129
for such schools, when combined, shall provide to each student 130
of these districts all of the subjects required under divisions 131
(A) to (D) of this section. 132

(F) The board of education of any cooperative education 133

school district established pursuant to divisions (A) to (C) of 134
section 3311.52 of the Revised Code shall prescribe a curriculum 135
for the subject areas and grade levels offered in any school 136
under its control. 137

(G) Upon the request of any parent or legal guardian of a 138
student, the board of education of any school district shall 139
permit the parent or guardian to promptly examine, with respect 140
to the parent's or guardian's own child: 141

(1) Any survey or questionnaire, prior to its 142
administration to the child; 143

(2) Any textbook, workbook, software, video, or other 144
instructional materials being used by the district in connection 145
with the instruction of the child; 146

(3) Any completed and graded test taken or survey or 147
questionnaire filled out by the child; 148

(4) Copies of the statewide academic standards and each 149
model curriculum developed pursuant to section 3301.079 of the 150
Revised Code, which copies shall be available at all times 151
during school hours in each district school building. 152

Section 2. That existing sections 3301.0718 and 3313.60 of 153
the Revised Code are hereby repealed. 154

Section 3. That Sections 265.10 and 265.80 of H.B. 166 of 155
the 133rd General Assembly be amended to read as follows: 156

Sec. 265.10. 157

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A		EDU DEPARTMENT OF EDUCATION				
B		General Revenue Fund				
C	GRF	200321 Operating Expenses	\$	15,153,032	\$	16,565,951
D	GRF	200408 Early Childhood Education	\$	68,116,789	\$	68,116,789
E	GRF	200420 Information Technology Development and Support	\$	4,004,299	\$	4,026,960
F	GRF	200422 School Management Assistance	\$	2,385,580	\$	2,408,711
G	GRF	200424 Policy Analysis	\$	458,232	\$	457,676
H	GRF	200426 Ohio Educational Computer Network	\$	15,457,000	\$	15,457,000
I	GRF	200427 Academic Standards	\$	4,434,215 <u>4,734,215</u>	\$	4,483,525
J	GRF	200437 Student Assessment	\$	56,906,893	\$	56,948,365
K	GRF	200439 Accountability/	\$	7,517,406	\$	7,565,320

Report Cards

L	GRF	200442	Child Care Licensing	\$	2,156,322	\$	2,227,153
M	GRF	200446	Education Management Information System	\$	8,112,987	\$	8,174,415
N	GRF	200448	Educator Preparation	\$	11,785,384	\$	7,285,384
O	GRF	200455	Community Schools and Choice Programs	\$	4,867,763	\$	4,912,546
P	GRF	200465	Education Technology Resources	\$	5,179,664	\$	5,179,664
Q	GRF	200478	Industry- Recognized Credentials High School Students	\$	25,000,000	\$	25,000,000
R	GRF	200502	Pupil Transportation	\$	527,129,809	\$	527,129,809
S	GRF	200505	School Lunch Match	\$	8,963,500	\$	8,963,500

T	GRF	200511	Auxiliary Services	\$	154,939,134	\$	154,939,134
U	GRF	200532	Nonpublic Administrative Cost Reimbursement	\$	69,997,735	\$	69,997,735
V	GRF	200540	Special Education Enhancements	\$	152,600,000	\$	152,850,000
W	GRF	200545	Career- Technical Education Enhancements	\$	9,750,892	\$	9,750,892
X	GRF	200550	Foundation Funding	\$	6,942,880,845	\$	6,774,618,845
Y	GRF	200566	Literacy Improvement	\$	1,452,876	\$	1,452,172
Z	GRF	200572	Adult Education Programs	\$	10,207,674	\$	10,207,674
AA	GRF	200573	EdChoice Expansion	\$	57,223,340	\$	121,017,418
AB	GRF	200574	Half-Mill Maintenance Equalization	\$	18,849,207	\$	18,128,526

AC GRF	200576	Adaptive Sports Program	\$	250,000	\$	250,000
AD GRF	200597	Program and Project Support	\$	1,125,000	\$	625,000
AE GRF	657401	Medicaid in Schools	\$	297,978	\$	297,978
AF TOTAL GRF		General Revenue Fund	\$	8,187,203,556 <u>8,187,503,556</u>	\$	8,079,038,142
AG Dedicated Purpose Fund Group						
AH 4520	200638	Charges and Reimbursements	\$	1,000,000	\$	1,000,000
AI 4550	200608	Commodity Foods	\$	1,000,000	\$	1,000,000
AJ 4L20	200681	Teacher Certification and Licensure	\$	13,795,827	\$	14,000,000
AK 5980	200659	Auxiliary Services Reimbursement	\$	1,300,000	\$	1,300,000
AL 5H30	200687	School District Solvency Assistance	\$	2,000,000	\$	2,000,000
AM 5KX0	200691	Ohio School Sponsorship	\$	1,250,000	\$	1,250,000

	Program				
AN 5MM0 200677	Child Nutrition Refunds	\$	550,000	\$	550,000
AO 5U20 200685	National Education Statistics	\$	170,675	\$	175,000
AP 5VS0 200604	Student Wellness and Success	\$	275,000,000	\$	400,000,000
AQ 5VU0 200663	School Bus Purchase	\$	0	\$	20,000,000
AR 6200 200615	Educational Improvement Grants	\$	594,443	\$	600,000
AS TOTAL DPF Fund Group	Dedicated Purpose	\$	296,660,945	\$	441,875,000
AT	Internal Service Activity Fund Group				
AU 1380 200606	Information Technology Development and Support	\$	7,939,104	\$	8,047,645
AV 4R70 200695	Indirect Operational Support	\$	7,856,766	\$	7,856,766

AW 4V70 200633	Interagency Program Support	\$	5,497,938	\$	5,500,000
AX TOTAL ISA	Internal Service Activity Fund Group	\$	21,293,808	\$	21,404,411
AY	State Lottery Fund Group				
AZ 7017 200602	School Climate Grants	\$	2,000,000	\$	2,000,000
BA 7017 200612	Foundation Funding	\$	1,081,400,000	\$	1,249,900,000
BB 7017 200614	Accelerate Great Schools	\$	1,500,000	\$	1,500,000
BC 7017 200631	Quality Community Schools Support	\$	30,000,000	\$	30,000,000
BD 7017 200636	Enrollment Growth Supplement	\$	15,500,000	\$	23,000,000
BE 7017 200684	Community School Facilities	\$	20,600,000	\$	20,600,000
BF TOTAL SLF	State Lottery Fund Group	\$	1,151,000,000	\$	1,327,000,000
BG	Federal Fund Group				

BH 3670	200607	School Food Services	\$	11,469,730	\$	11,897,473
BI 3700	200624	Education of Exceptional Children	\$	2,000,000	\$	2,000,000
BJ 3AF0	657601	Schools Medicaid Administrative Claims	\$	295,500	\$	295,500
BK 3AN0	200671	School Improvement Grants	\$	17,000,000	\$	17,000,000
BL 3C50	200661	Early Childhood Education	\$	12,555,000	\$	12,555,000
BM 3EH0	200620	Migrant Education	\$	2,700,000	\$	2,700,000
BN 3EJ0	200622	Homeless Children Education	\$	3,295,203	\$	3,300,000
BO 3FE0	200669	Striving Readers	\$	12,507,905	\$	12,511,000
BP 3GE0	200674	Summer Food Service Program	\$	15,599,467	\$	16,342,299
BQ 3GG0	200676	Fresh Fruit and	\$	4,911,207	\$	5,145,074

		Vegetable Program				
BR 3HF0	200649	Federal Education Grants	\$	7,049,677	\$	7,056,327
BS 3HI0	200634	Student Support and Academic Enrichment	\$	40,042,720	\$	40,042,720
BT 3L60	200617	Federal School Lunch	\$	418,643,500	\$	430,837,000
BU 3L70	200618	Federal School Breakfast	\$	158,726,966	\$	163,350,081
BV 3L80	200619	Child/Adult Food Programs	\$	110,121,168	\$	113,328,580
BW 3L90	200621	Career- Technical Education Basic Grant	\$	45,946,927	\$	46,000,000
BX 3M00	200623	ESEA Title 1A	\$	600,000,000	\$	600,000,000
BY 3M20	200680	Individuals with Disabilities Education Act	\$	454,770,591	\$	455,000,000
BZ 3T40	200613	Public Charter	\$	7,000,000	\$	7,000,000

	Schools				
CA 3Y20 200688	21st Century Community Learning Centers	\$	47,500,000	\$	47,500,000
CB 3Y60 200635	Improving Teacher Quality	\$	85,000,000	\$	85,000,000
CC 3Y70 200689	English Language Acquisition	\$	10,500,000	\$	10,500,000
CD 3Y80 200639	Rural and Low Income Technical Assistance	\$	3,600,000	\$	3,600,000
CE 3Z20 200690	State Assessments	\$	12,000,000	\$	12,000,000
CF 3Z30 200645	Consolidated Federal Grant Administration	\$	10,701,635	\$	10,900,000
CG TOTAL FED	Federal Fund Group	\$	2,093,937,196	\$	2,115,861,054
CH TOTAL ALL BUDGET FUND GROUPS		\$	11,750,095,505	\$	11,985,178,607
			<u>11,750,395,505</u>		

Of the foregoing appropriation item 200427, Academic Standards, up to \$150,000 in fiscal year 2020 shall be used by the Department of Education to develop the mental health education standards required under division (B) of section 3301.0718 of the Revised Code. 161
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Of the foregoing appropriation item 200427, Academic Standards, up to \$150,000 in fiscal year 2020 shall be used to provide noncompetitive grants to city, local, and exempted village school districts to assist the districts in implementing mental health education into their curriculum pursuant to section 3313.60 of the Revised Code and providing professional development pertaining to that curriculum. The Superintendent of Public Instruction shall prescribe an application form and establish procedures and criteria for consideration and approval of grant applications. The Superintendent shall award the grants in the order in which the applications are received, provided the application meets the criteria established by the Superintendent. 166
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The remainder of the foregoing appropriation item 200427, Academic Standards, shall be used by the Department of Education to develop and communicate to school districts academic content standards and curriculum models and to develop professional development programs and other tools on the new content standards and model curriculum. The Department shall use a portion of these funds in partnership with educational service centers, consistent with requirements of section 3312.01 of the Revised Code, in the development and delivery of professional development programs supported under this section. 179
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Section 4. That existing Sections 265.10 and 265.80 of H.B. 166 of the 133rd General Assembly are hereby repealed. 189
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