

As Introduced

133rd General Assembly

Regular Session

2019-2020

H. B. No. 626

Representatives Sobecki, Miller, J.

A BILL

To amend sections 3314.09 and 3327.01 and to enact
section 3301.165 of the Revised Code to specify
that a school district is not required to plan
its transportation schedule based on the start
and end times of those nonpublic schools to
which it transports students, to require
community schools and chartered nonpublic
schools to provide certain information related
to student transportation to school districts
annually, and to declare an emergency. 10

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

Section 1. That sections 3314.09 and 3327.01 be amended
and section 3301.165 of the Revised Code be enacted to read as
follows: 13

Sec. 3301.165. Not later than the first day of July of
each year, each chartered nonpublic school shall provide all of
the following information to each school district that will be
providing transportation for students enrolled in the chartered
nonpublic school: 18

(A) The school's start and end times; 19

<u>(B) The school's calendar for the upcoming school year;</u>	20
<u>(C) The address of each student who will receive</u>	21
<u>transportation from the school district.</u>	22
Sec. 3314.09. (A) As used in this section and section	23
3314.091 of the Revised Code, "native student" means a student	24
entitled to attend school in the school district under section	25
3313.64 or 3313.65 of the Revised Code.	26
(B) Except as provided in section 3314.091 of the Revised	27
Code, the board of education of each city, local, and exempted	28
village school district shall provide transportation to and from	29
school for its district's native students in accordance with	30
section 3327.01 of the Revised Code.	31
<u>(C) Not later than the first day of July of each year,</u>	32
<u>each community school shall provide all of the following</u>	33
<u>information to each school district that will be providing</u>	34
<u>transportation for students enrolled in the community school:</u>	35
<u>(1) The school's start and end times;</u>	36
<u>(2) The school's calendar for the upcoming school year;</u>	37
<u>(3) The address of each student who will receive</u>	38
<u>transportation from the school district.</u>	39
Sec. 3327.01. Notwithstanding division (D) of section	40
3311.19 and division (D) of section 3311.52 of the Revised Code,	41
this section and sections 3327.011, 3327.012, and 3327.02 of the	42
Revised Code do not apply to any joint vocational or cooperative	43
education school district.	44
In all city, local, and exempted village school districts	45
where resident school pupils in grades kindergarten through	46
eight live more than two miles from the school for which the	47

state board of education prescribes minimum standards pursuant 48
to division (D) of section 3301.07 of the Revised Code and to 49
which they are assigned by the board of education of the 50
district of residence or to and from the nonpublic or community 51
school which they attend, the board of education shall provide 52
transportation for such pupils to and from that school except as 53
provided in section 3327.02 of the Revised Code. 54

In all city, local, and exempted village school districts 55
where pupil transportation is required under a career-technical 56
plan approved by the state board of education under section 57
3313.90 of the Revised Code, for any student attending a career- 58
technical program operated by another school district, including 59
a joint vocational school district, as prescribed under that 60
section, the board of education of the student's district of 61
residence shall provide transportation from the public high 62
school operated by that district to which the student is 63
assigned to the career-technical program. 64

In all city, local, and exempted village school districts, 65
the board may provide transportation for resident school pupils 66
in grades nine through twelve to and from the high school to 67
which they are assigned by the board of education of the 68
district of residence or to and from the nonpublic or community 69
high school which they attend for which the state board of 70
education prescribes minimum standards pursuant to division (D) 71
of section 3301.07 of the Revised Code. 72

A board of education shall not be required to transport 73
elementary or high school pupils to and from a nonpublic or 74
community school where such transportation would require more 75
than thirty minutes of direct travel time as measured by school 76
bus from the public school building to which the pupils would be 77

assigned if attending the public school designated by the 78
district of residence. 79

Where it is impractical to transport a pupil by school 80
conveyance, a board of education may offer payment, in lieu of 81
providing such transportation in accordance with section 3327.02 82
of the Revised Code. 83

A board of education shall not be required to transport 84
elementary or high school pupils to and from a nonpublic or 85
community school on Saturday or Sunday, unless a board of 86
education and a nonpublic or community school have an agreement 87
in place to do so before the first day of July of the school 88
year in which the agreement takes effect. 89

Subject to division (F) of section 3313.48 of the Revised 90
Code, a board of education shall not be required to plan its 91
transportation schedule based on the start and end times of 92
those nonpublic schools to which it is required to transport 93
elementary or high school pupils. 94

In all city, local, and exempted village school districts, 95
the board shall provide transportation for all children who are 96
so disabled that they are unable to walk to and from the school 97
for which the state board of education prescribes minimum 98
standards pursuant to division (D) of section 3301.07 of the 99
Revised Code and which they attend. In case of dispute whether 100
the child is able to walk to and from the school, the health 101
commissioner shall be the judge of such ability. In all city, 102
exempted village, and local school districts, the board shall 103
provide transportation to and from school or special education 104
classes for mentally disabled children in accordance with 105
standards adopted by the state board of education. 106

When transportation of pupils is provided the conveyance 107
shall be run on a time schedule that shall be adopted and put in 108
force by the board not later than ten days after the beginning 109
of the school term. 110

The cost of any transportation service authorized by this 111
section shall be paid first out of federal funds, if any, 112
available for the purpose of pupil transportation, and secondly 113
out of state appropriations, in accordance with regulations 114
adopted by the state board of education. 115

No transportation of any pupils shall be provided by any 116
board of education to or from any school which in the selection 117
of pupils, faculty members, or employees, practices 118
discrimination against any person on the grounds of race, color, 119
religion, or national origin. 120

Section 2. That existing sections 3314.09 and 3327.01 of 121
the Revised Code are hereby repealed. 122

Section 3. This act is hereby declared to be an emergency 123
measure necessary for the immediate preservation of the public 124
peace, health, and safety. The reason for such necessity is to 125
allow school districts to make adjustments to their student 126
transportation schedules in a timely manner. Therefore, this act 127
shall go into immediate effect. 128