

**As Introduced**

**135th General Assembly  
Regular Session  
2023-2024**

**H. B. No. 339**

**Representative Click**

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**A BILL**

To amend sections 3317.02, 3317.022, and 3317.03 1  
and to enact sections 3310.21, 3310.22, 3310.23, 2  
3310.24, and 3310.25 of the Revised Code to 3  
establish the Nonchartered Educational Savings 4  
Account Program. 5

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

**Section 1.** That sections 3317.02, 3317.022, and 3317.03 be 6  
amended and sections 3310.21, 3310.22, 3310.23, 3310.24, and 7  
3310.25 of the Revised Code be enacted to read as follows: 8

Sec. 3310.21. As used in this section and sections 3310.22 9  
to 3310.25 of the Revised Code: 10

(A) "Chartered nonpublic school" has the same meaning as 11  
in section 3310.01 of the Revised Code. 12

(B) "Community school" means a community school 13  
established under Chapter 3314. of the Revised Code. 14

(C) "Parent" has the same meaning as in section 3313.98 of 15  
the Revised Code. 16

(D) "Participating school" means a nonchartered nonpublic 17  
school that participates in the nonchartered educational savings 18

account program in accordance with section 3310.25 of the 19  
Revised Code. 20

(E) "Resident district" means the school district in which 21  
a student is entitled to attend school under section 3313.64 or 22  
3313.65 of the Revised Code. 23

(F) "Scholarship account" means an educational savings 24  
account established under section 3310.23 of the Revised Code. 25

(G) "School district" means a city, local, or exempted 26  
village school district. 27

(H) "STEM school" means a STEM school established under 28  
Chapter 3326. of the Revised Code. 29

**Sec. 3310.22.** (A) The nonchartered educational savings 30  
account program is established to begin operating for the 2025- 31  
2026 school year. The treasurer of state shall administer the 32  
program with the assistance of the department of education and 33  
workforce. Under the program, the treasurer of state shall 34  
establish an educational savings account for each participating 35  
student to purchase educational goods and services, including 36  
tuition at participating schools. Funding for each educational 37  
savings account shall be transferred by the department of 38  
education and workforce from the nonchartered educational 39  
savings account unit, as defined in section 3317.02 of the 40  
Revised Code, in accordance with section 3317.022 of the Revised 41  
Code. 42

(B) The department shall establish a system under which a 43  
student, parent, participating school, or any other individual 44  
may submit a complaint about an alleged violation of the 45  
program's requirements. The department shall investigate each 46  
complaint that it receives. During the investigation, the 47

department shall provide updates to and respond to questions 48  
from both the subject of the complaint and the party who 49  
submitted the complaint. The department shall complete each 50  
investigation promptly. 51

Upon completion of an investigation, the department shall 52  
submit to the party who submitted a complaint, the subject of 53  
the complaint, and the treasurer of state a report regarding the 54  
investigation's findings, including whether the program's 55  
requirements were violated. If the department's report indicates 56  
the program's requirements were violated, the treasurer of state 57  
shall determine a resolution to the complaint and require 58  
corrective actions to be taken, including remediation plans and 59  
other potential consequences for the subject of the complaint. 60

**Sec. 3310.23.** (A) Not later than March 1, 2025, the 61  
treasurer of state shall develop an application procedure for 62  
the nonchartered educational savings account program. Under the 63  
procedure, the treasurer of state shall open an application 64  
period for a school year on the first day of March immediately 65  
prior to the first day of July of that school year. The parent 66  
of a student enrolled in a participating school may submit an 67  
application to participate in the program during that 68  
application period. The treasurer of state shall accept and 69  
process each application that is submitted. The application 70  
shall require the parent to do all of the following: 71

(1) Provide the student's and parent's names and address; 72

(2) Provide documentation verifying the student's 73  
enrollment and attendance at a participating school; 74

(3) Provide the student's participating school's tuition 75  
and fee schedule; 76

(4) If the parent is reapplying for a scholarship account 77  
in accordance with division (C) of this section, provide the 78  
student's standardized assessment scores for the prior school 79  
year. As a matter of convenience, the student's participating 80  
school may submit the standardized assessment scores on behalf 81  
of the student's parent. 82

(5) Affirm the parent will maintain records and related 83  
documentation regarding educational expenses on which the parent 84  
spends funds from the scholarship account, including any 85  
receipts for tuition, textbooks, and curriculum materials; 86

(6) Affirm the parent will not enroll the student in a 87  
school district, community school, STEM school, or chartered 88  
nonpublic school while the student is participating in the 89  
program; 90

(7) Affirm the parent has not or will not claim a credit 91  
for the taxable year ending in the school year for which a 92  
scholarship account is sought under section 5747.75 of the 93  
Revised Code on the basis of tuition paid for that student; 94

(8) Affirm the parent will not use funds in a scholarship 95  
account for any purpose other than those listed in division (A) 96  
of section 3310.24 of the Revised Code; 97

(9) Provide other information determined necessary by the 98  
treasurer of state. 99

(B) For an educational savings account sought for the 100  
2025-2026 school year, and for each school year thereafter, the 101  
treasurer of state shall approve a completed application 102  
submitted on behalf of a student, and establish an educational 103  
savings account for that student, if both of the following 104  
apply: 105

(1) The student is enrolling in any of grades kindergarten through twelve in a participating school for the school year for which an account is sought. 106  
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(2) The student's parent has not claimed a credit for the taxable year ending in the school year for which a scholarship account is sought under section 5747.75 of the Revised Code on the basis of tuition paid for that student. 109  
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(C) A student for whom an educational savings account is established under this section for a school year shall be required to reapply under this section to have an account established for a subsequent school year. 113  
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The treasurer of state shall notify parents of students for whom a scholarship account is established of the renewal process, the deadline for renewal, and that failure to renew in a timely manner may result in a temporary suspension of access to funds until an account is renewed. The treasurer of state shall provide support to ensure a smooth transition from school year to school year for renewing parents and students. 117  
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(D) To the extent practicable, the treasurer of state shall establish a scholarship account prior to the start of the school year for which it is sought if the parent submits an application prior to the school year's start. 124  
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**Sec. 3310.24.** (A) Funds transferred by the department of education and workforce under section 3317.022 of the Revised Code to a scholarship account established for a student shall be used by the student's parent for any of the following purposes: 128  
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(1) Tuition and fees at a participating school; 132

(2) Tutoring or intervention services by an individual or educational facility, provided that the services are not 133  
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<u>provided by an immediate family member of the student;</u>	135
<u>(3) Educational services including occupational,</u>	136
<u>behavioral, physical, speech-language, and audiology therapies;</u>	137
<u>(4) Curriculum, textbooks, instructional materials, and</u>	138
<u>supplies;</u>	139
<u>(5) Fees for after-school and summer educational programs.</u>	140
<u>(B) Upon request of the parent of a student for whom a</u>	141
<u>scholarship account is established, the treasurer of state shall</u>	142
<u>disburse funds from that account by either of the following</u>	143
<u>methods as selected by the parent:</u>	144
<u>(1) The treasurer of state shall disburse funds directly</u>	145
<u>to a participating school that complies with the requirements</u>	146
<u>prescribed under section 3310.25 of the Revised Code.</u>	147
<u>(2) The treasurer of state shall disburse funds to</u>	148
<u>reimburse the student's parent for any costs incurred by the</u>	149
<u>parent for educational goods or services described in division</u>	150
<u>(A) of this section for that student. Prior to disbursing funds</u>	151
<u>to reimburse a parent, the treasurer of state shall require that</u>	152
<u>the parent provide appropriate documentation, as determined by</u>	153
<u>the treasurer of state, that the costs incurred by the parent</u>	154
<u>are in accordance with division (A) of this section.</u>	155
<u>(C) Any refund or other repayment of funds by a</u>	156
<u>participating school or other educational provider shall be</u>	157
<u>returned to the student's scholarship account. Such a refund or</u>	158
<u>repayment shall not be made directly to the student or the</u>	159
<u>student's parent.</u>	160
<u>(D) If a student for whom a scholarship account has been</u>	161
<u>established for a school year disenrolls from the student's</u>	162

participating school and does not enroll in a different 163  
participating school during that school year, the treasurer of 164  
state shall transfer the balance of any funds in the student's 165  
account, including any prorated refund from a participating 166  
school, to the department of education and workforce. The 167  
department shall distribute those funds as follows: 168

(1) If the student enrolls in a school district, community 169  
school, or STEM school, the department shall distribute the 170  
funds to that district or school. 171

(2) If the student enrolls in a chartered nonpublic school 172  
or a nonchartered nonpublic school that is not a participating 173  
school, or if the student receives home education in accordance 174  
with section 3321.042 of the Revised Code, the department shall 175  
distribute those funds to the student's resident district. 176

(E) If the parent of a student for whom a scholarship 177  
account is established for a school year reapplies to have an 178  
account established for the immediately subsequent school year, 179  
the treasurer of state shall, on the thirtieth day of June of 180  
the school year for which the account is established, transfer 181  
to the student's new account the balance of funds in the 182  
student's old account. 183

(F) If the parent of a student for whom a scholarship 184  
account is established for a school year does not reapply to 185  
have a new account established for the immediately subsequent 186  
school year, the treasurer of state shall, on the thirteenth day 187  
of June of the school year for which the account is established, 188  
transfer the balance of any funds in the student's old account 189  
to the department. The department shall distribute those funds 190  
to the school district, community school, or STEM school in 191  
which the students enrolls in the subsequent school year. If the 192

student has graduated high school or does not enroll in a 193  
district or school, or receive a home education in accordance 194  
with section 3321.042 of the Revised Code, in the subsequent 195  
school year, the department shall distribute those funds to the 196  
student's resident district. 197

(G) Nothing in this section prohibits the parent of a 198  
student for whom a scholarship account is established from 199  
making payments for the costs of educational goods and services 200  
not covered by the funds in that account. However, the parent of 201  
a student shall not deposit funds in the student's scholarship 202  
account. 203

(H) The treasurer of state may conduct random audits to 204  
verify that parents are using funds from a student's scholarship 205  
account in accordance with this section. If the treasurer of 206  
state determines a misuse of funds, the treasurer of state shall 207  
take any action the treasurer of state determines appropriate, 208  
including suspension or termination of a student's participation 209  
in the program. 210

**Sec. 3310.25.** (A) A nonchartered nonpublic school that 211  
elects to participate in the nonchartered educational savings 212  
account program for a school year shall notify the treasurer of 213  
state of that fact by a deadline established by the treasurer of 214  
state. 215

(B) Each nonchartered nonpublic school that participates 216  
in the program shall do all of the following: 217

(1) Administer a standardized assessment to each student 218  
who is enrolled in the school and for whom a scholarship account 219  
has been established. The school shall administer a standardized 220  
assessment selected by the student's parent from a list of 221



<u>standardized assessments approved by the department of education</u>	222
<u>and workforce.</u>	223
<u>(2) Maintain records and related documentation regarding</u>	224
<u>the educational expenses on which the school spends the funds it</u>	225
<u>receives under the program, including receipts for tuition,</u>	226
<u>textbooks, and curricula;</u>	227
<u>(3) Maintain a physical location in the state at which</u>	228
<u>each student has regular and direct contact with teachers;</u>	229
<u>(4) Notify the treasurer of state and the department of</u>	230
<u>any change in the school's name, school director, mailing</u>	231
<u>address, or physical location within fifteen days of the change;</u>	232
<u>(5) Require the parent of a student for whom a scholarship</u>	233
<u>account is established to endorse the use of funds from a</u>	234
<u>scholarship account by the school or approve the transfer of</u>	235
<u>funds from the scholarship account to the school.</u>	236
<u>(C) Each nonchartered nonpublic school that participates</u>	237
<u>in the program shall comply with the requirements prescribed</u>	238
<u>under the program. However, such schools are autonomous and not</u>	239
<u>an agent of the state or federal governments. Therefore, all of</u>	240
<u>the following apply:</u>	241
<u>(1) The treasurer of state shall not regulate the</u>	242
<u>curriculum, instructional methods, or other aspects of a</u>	243
<u>school's educational program.</u>	244
<u>(2) The program does not expand the authority of the</u>	245
<u>treasurer of state to impose on nonchartered nonpublic schools</u>	246
<u>any additional requirements beyond those expressly prescribed</u>	247
<u>under the program.</u>	248
<u>(3) Nonchartered nonpublic schools that participate in the</u>	249

program shall be given maximum freedom to provide for the 250  
educational needs of their students. 251

(D) The treasurer of state may remove a nonchartered 252  
nonpublic school from the list of schools participating in the 253  
program if the treasurer of state determines the school has 254  
failed to comply with the requirements prescribed under this 255  
section. 256

(E) (1) The treasurer of state shall provide the department 257  
with the list of nonchartered nonpublic schools that participate 258  
in the program. 259

(2) Annually, the department shall do all of the following 260  
regarding each nonchartered nonpublic school that participates 261  
in the program: 262

(a) Verify the school has filed with the department, in 263  
accordance with section 3301.0732 of the Revised Code, a copy of 264  
the report prescribed under section 3301.07 of the Revised Code; 265

(b) Request from the board of health of the city or 266  
general health district in which the school's physical location 267  
is located a copy of any report of any inspection conducted by 268  
the board of health of that physical location; 269

(c) Request from the state fire marshal a copy of any 270  
report of any fire inspection of the school's physical location; 271

(d) Prepare and submit to the treasurer of state a report 272  
regarding whether, based on the information collected under 273  
divisions (E) (2) (a) to (c) of this section, the school is 274  
compliant with the minimum education standards and health, fire, 275  
and safety laws. 276

(3) If the department's report under division (E) (2) (d) of 277

this section demonstrates that a school is not compliant, the 278  
treasurer of state shall take any action the treasurer of state 279  
determines appropriate against the school. 280

(F) The treasurer of state may conduct random audits to 281  
verify that nonchartered nonpublic schools that participate in 282  
the program are using funds received under the program in 283  
accordance with this section. If the treasurer of state 284  
determines a misuse of funds, the treasurer of state shall take 285  
any action the treasurer of state determines appropriate, 286  
including suspension or termination of a school's participation 287  
in the program. 288

**Sec. 3317.02.** As used in this chapter: 289

(A) "Alternative school" has the same meaning as in 290  
section 3313.974 of the Revised Code. 291

(B) "Autism scholarship unit" means a unit that consists 292  
of all of the students for whom autism scholarships are awarded 293  
under section 3310.41 of the Revised Code. 294

(C) For fiscal years 2024 and 2025, a district's "base 295  
cost enrolled ADM" for a fiscal year means the greater of the 296  
following: 297

(1) The district's enrolled ADM for the previous fiscal 298  
year; 299

(2) The average of the district's enrolled ADM for the 300  
previous three fiscal years. 301

(D) (1) "Base cost per pupil" means the following for a 302  
city, local, or exempted village school district: 303

(a) For fiscal years 2024 and 2025, the aggregate base 304  
cost calculated for that district for that fiscal year under 305

section 3317.011 of the Revised Code divided by the district's 306  
base cost enrolled ADM for that fiscal year; 307

(b) For fiscal year 2026 and each fiscal year thereafter, 308  
an amount calculated in a manner determined by the general 309  
assembly. 310

(2) "Base cost per pupil" means the following for a joint 311  
vocational school district: 312

(a) For fiscal years 2024 and 2025, the aggregate base 313  
cost calculated for that district for that fiscal year under 314  
section 3317.012 of the Revised Code divided by the district's 315  
base cost enrolled ADM for that fiscal year; 316

(b) For fiscal year 2026 and each fiscal year thereafter, 317  
an amount calculated in a manner determined by the general 318  
assembly. 319

(E) (1) "Category one career-technical education ADM" means 320  
the enrollment of students during the school year on a full-time 321  
equivalency basis in career-technical education programs 322  
described in division (A) (1) of section 3317.014 of the Revised 323  
Code and, in the case of a funding unit that is a city, local, 324  
exempted village, or joint vocational school district, certified 325  
under division (B) (11) or (D) (2) (h) of section 3317.03 of the 326  
Revised Code or, in the case of the community and STEM school 327  
unit, reported by all community and STEM schools statewide under 328  
divisions (B) (4) and (5) of section 3314.08 of the Revised Code 329  
and division (D) of section 3326.32 of the Revised Code. 330

(2) "Category two career-technical education ADM" means 331  
the enrollment of students during the school year on a full-time 332  
equivalency basis in career-technical education programs 333  
described in division (A) (2) of section 3317.014 of the Revised 334

Code and, in the case of a funding unit that is a city, local, 335  
exempted village, or joint vocational school district, certified 336  
under division (B) (12) or (D) (2) (i) of section 3317.03 of the 337  
Revised Code or, in the case of the community and STEM school 338  
unit, reported by all community and STEM schools statewide under 339  
divisions (B) (4) and (5) of section 3314.08 of the Revised Code 340  
and division (D) of section 3326.32 of the Revised Code. 341

(3) "Category three career-technical education ADM" means 342  
the enrollment of students during the school year on a full-time 343  
equivalency basis in career-technical education programs 344  
described in division (A) (3) of section 3317.014 of the Revised 345  
Code and, in the case of a funding unit that is a city, local, 346  
exempted village, or joint vocational school district, certified 347  
under division (B) (13) or (D) (2) (j) of section 3317.03 of the 348  
Revised Code or, in the case of the community and STEM school 349  
unit, reported by all community and STEM schools statewide under 350  
divisions (B) (4) and (5) of section 3314.08 of the Revised Code 351  
and division (D) of section 3326.32 of the Revised Code. 352

(4) "Category four career-technical education ADM" means 353  
the enrollment of students during the school year on a full-time 354  
equivalency basis in career-technical education programs 355  
described in division (A) (4) of section 3317.014 of the Revised 356  
Code and, in the case of a funding unit that is a city, local, 357  
exempted village, or joint vocational school district, certified 358  
under division (B) (14) or (D) (2) (k) of section 3317.03 of the 359  
Revised Code or, in the case of the community and STEM school 360  
unit, reported by all community and STEM schools statewide under 361  
divisions (B) (4) and (5) of section 3314.08 of the Revised Code 362  
and division (D) of section 3326.32 of the Revised Code. 363

(5) "Category five career-technical education ADM" means 364

the enrollment of students during the school year on a full-time 365  
equivalency basis in career-technical education programs 366  
described in division (A) (5) of section 3317.014 of the Revised 367  
Code and, in the case of a funding unit that is a city, local, 368  
exempted village, or joint vocational school district, certified 369  
under division (B) (15) or (D) (2) (1) of section 3317.03 of the 370  
Revised Code or, in the case of the community and STEM school 371  
unit, reported by all community and STEM schools statewide under 372  
divisions (B) (4) and (5) of section 3314.08 of the Revised Code 373  
and division (D) of section 3326.32 of the Revised Code. 374

(F) (1) "Category one English learner ADM" means the full- 375  
time equivalent number of English learners described in division 376  
(A) of section 3317.016 of the Revised Code and, in the case of 377  
a funding unit that is a city, local, exempted village, or joint 378  
vocational school district, certified under division (B) (16) or 379  
(D) (2) (m) of section 3317.03 of the Revised Code or, in the case 380  
of the community and STEM school unit, reported by all community 381  
and STEM schools statewide under division (B) (6) of section 382  
3314.08 of the Revised Code and division (E) of section 3326.32 383  
of the Revised Code. 384

(2) "Category two English learner ADM" means the full-time 385  
equivalent number of English learners described in division (B) 386  
of section 3317.016 of the Revised Code and, in the case of a 387  
funding unit that is a city, local, exempted village, or joint 388  
vocational school district, certified under division (B) (17) or 389  
(D) (2) (n) of section 3317.03 of the Revised Code or, in the case 390  
of the community and STEM school unit, reported by all community 391  
and STEM schools statewide under division (B) (6) of section 392  
3314.08 of the Revised Code and division (E) of section 3326.32 393  
of the Revised Code. 394

(3) "Category three English learner ADM" means the full-time equivalent number of English learners described in division (C) of section 3317.016 of the Revised Code and, in the case of a funding unit that is a city, local, exempted village, or joint vocational school district, certified under division (B)(18) or (D)(2)(o) of section 3317.03 of the Revised Code or, in the case of the community and STEM school unit, reported by all community and STEM schools statewide under division (B)(6) of section 3314.08 of the Revised Code and division (E) of section 3326.32 of the Revised Code.

(G)(1) "Category one special education ADM" means the full-time equivalent number of children with disabilities receiving special education services for the disability specified in division (A) of section 3317.013 of the Revised Code and, in the case of a funding unit that is a city, local, exempted village, or joint vocational school district, certified under division (B)(5) or (D)(2)(b) of section 3317.03 of the Revised Code or, in the case of the community and STEM school unit, reported by all community and STEM schools statewide under division (B)(3) of section 3314.08 of the Revised Code and division (C) of section 3326.32 of the Revised Code.

(2) "Category two special education ADM" means the full-time equivalent number of children with disabilities receiving special education services for those disabilities specified in division (B) of section 3317.013 of the Revised Code and, in the case of a funding unit that is a city, local, exempted village, or joint vocational school district, certified under division (B)(6) or (D)(2)(c) of section 3317.03 of the Revised Code or, in the case of the community and STEM school unit, reported by all community and STEM schools statewide under division (B)(3) of section 3314.08 of the Revised Code and division (C) of

section 3326.32 of the Revised Code. 426

(3) "Category three special education ADM" means the full- 427  
time equivalent number of students receiving special education 428  
services for those disabilities specified in division (C) of 429  
section 3317.013 of the Revised Code, and, in the case of a 430  
funding unit that is a city, local, exempted village, or joint 431  
vocational school district, certified under division (B)(7) or 432  
(D)(2)(d) of section 3317.03 of the Revised Code or, in the case 433  
of the community and STEM school unit, reported by all community 434  
and STEM schools statewide under division (B)(3) of section 435  
3314.08 of the Revised Code and division (C) of section 3326.32 436  
of the Revised Code. 437

(4) "Category four special education ADM" means the full- 438  
time equivalent number of students receiving special education 439  
services for those disabilities specified in division (D) of 440  
section 3317.013 of the Revised Code and, in the case of a 441  
funding unit that is a city, local, exempted village, or joint 442  
vocational school district, certified under division (B)(8) or 443  
(D)(2)(e) of section 3317.03 of the Revised Code or, in the case 444  
of the community and STEM school unit, reported by all community 445  
and STEM schools statewide under division (B)(3) of section 446  
3314.08 of the Revised Code and division (C) of section 3326.32 447  
of the Revised Code. 448

(5) "Category five special education ADM" means the full- 449  
time equivalent number of students receiving special education 450  
services for the disabilities specified in division (E) of 451  
section 3317.013 of the Revised Code and, in the case of a 452  
funding unit that is a city, local, exempted village, or joint 453  
vocational school district, certified under division (B)(9) or 454  
(D)(2)(f) of section 3317.03 of the Revised Code or, in the case 455



of the community and STEM school unit, reported by all community 456  
and STEM schools statewide under division (B) (3) of section 457  
3314.08 of the Revised Code and division (C) of section 3326.32 458  
of the Revised Code. 459

(6) "Category six special education ADM" means the full- 460  
time equivalent number of students receiving special education 461  
services for the disabilities specified in division (F) of 462  
section 3317.013 of the Revised Code and, in the case of a 463  
funding unit that is a city, local, exempted village, or joint 464  
vocational school district certified under division (B) (10) or 465  
(D) (2) (g) of section 3317.03 of the Revised Code or, in the case 466  
of the community and STEM school unit, reported by all community 467  
and STEM schools statewide under division (B) (3) of section 468  
3314.08 of the Revised Code and division (C) of section 3326.32 469  
of the Revised Code. 470

(H) "Community and STEM school unit" means a unit that 471  
consists of all of the students enrolled in community schools 472  
established under Chapter 3314. of the Revised Code and science, 473  
technology, engineering, and mathematics schools established 474  
under Chapter 3326. of the Revised Code. 475

(I) (1) "Economically disadvantaged index for a school 476  
district" means the following: 477

(a) For fiscal years 2024 and 2025, the square of the 478  
quotient of that district's percentage of students in its 479  
enrolled ADM who are identified as economically disadvantaged as 480  
defined by the department of education and workforce, divided by 481  
the percentage of students in the statewide ADM identified as 482  
economically disadvantaged. For purposes of this calculation: 483

(i) For a city, local, or exempted village school 484

district, the "statewide ADM" equals the sum of the following:	485
(I) The enrolled ADM for all city, local, and exempted village school districts combined;	486 487
(II) The statewide enrollment of students in community schools established under Chapter 3314. of the Revised Code;	488 489
(III) The statewide enrollment of students in science, technology, engineering, and mathematics schools established under Chapter 3326. of the Revised Code.	490 491 492
(ii) For a joint vocational school district, the "statewide ADM" equals the sum of the enrolled ADM for all joint vocational school districts combined.	493 494 495
(b) For fiscal year 2026 and each fiscal year thereafter, an index calculated in a manner determined by the general assembly.	496 497 498
(2) "Economically disadvantaged index for a community or STEM school" means the following:	499 500
(a) For fiscal years 2024 and 2025, the square of the quotient of the percentage of students enrolled in the school who are identified as economically disadvantaged as defined by the department, divided by the percentage of students in the statewide ADM identified as economically disadvantaged. For purposes of this calculation, the "statewide ADM" equals the "statewide ADM" for city, local, and exempted village school districts described in division (I) (1) (a) (i) of this section.	501 502 503 504 505 506 507 508
(b) For fiscal year 2026 and each fiscal year thereafter, an index calculated in a manner determined by the general assembly.	509 510 511
(J) "Educational choice scholarship unit" means a unit	512

that consists of all of the students for whom educational choice 513  
scholarships are awarded under sections 3310.03 and 3310.032 of 514  
the Revised Code. 515

(K) "Enrolled ADM" means the following: 516

(1) For a city, local, or exempted village school 517  
district, the enrollment reported under division (A) of section 518  
3317.03 of the Revised Code, as verified by the department and 519  
adjusted if so ordered under division (K) of that section, and 520  
as further adjusted by the department, as follows: 521

(a) Add the students described in division (A) (1) (b) of 522  
section 3317.03 of the Revised Code; 523

(b) Subtract the students counted under divisions (A) (2) 524  
(a), (b), (d), (g), (h), (i), ~~and~~ (j), and (k) of section 525  
3317.03 of the Revised Code; 526

(c) Count only twenty per cent of the number of joint 527  
vocational school district students counted under division (A) 528  
(3) of section 3317.03 of the Revised Code; 529

(d) Add twenty per cent of the number of students who are 530  
entitled to attend school in the district under section 3313.64 531  
or 3313.65 of the Revised Code and are enrolled in another 532  
school district under a career-technical education compact; 533

(e) Add twenty per cent of the number of students 534  
described in division (A) (1) (b) of section 3317.03 of the 535  
Revised Code who enroll in a joint vocational school district or 536  
under a career-technical education compact. 537

(2) For a joint vocational school district, the final 538  
number verified by the department, based on the enrollment 539  
reported and certified under division (D) of section 3317.03 of 540

the Revised Code, as adjusted, if so ordered, under division (K) 541  
of that section, and as further adjusted by the department by 542  
adding the students described in division (D) (1) (b) of section 543  
3317.03 of the Revised Code; 544

(3) For the community and STEM school unit, the sum of the 545  
number of students reported as enrolled in community schools 546  
under divisions (B) (1) and (2) of section 3314.08 of the Revised 547  
Code and the number of students reported as enrolled in STEM 548  
schools under division (A) of section 3326.32 of the Revised 549  
Code; 550

(4) For the educational choice scholarship unit, the 551  
number of students for whom educational choice scholarships are 552  
awarded under sections 3310.03 and 3310.032 of the Revised Code 553  
as reported under division (A) (2) (g) of section 3317.03 of the 554  
Revised Code; 555

(5) For the pilot project scholarship unit, the number of 556  
students for whom pilot project scholarships are awarded under 557  
sections 3313.974 to 3313.979 of the Revised Code as reported 558  
under division (A) (2) (b) of section 3317.03 of the Revised Code; 559

(6) For the autism scholarship unit, the number of 560  
students for whom autism scholarships are awarded under section 561  
3310.41 of the Revised Code as reported under division (A) (2) (h) 562  
of section 3317.03 of the Revised Code; 563

(7) For the Jon Peterson special needs scholarship unit, 564  
the number of students for whom Jon Peterson special needs 565  
scholarships are awarded under sections 3310.51 to 3310.64 of 566  
the Revised Code as reported under division (A) (2) (h) of section 567  
3317.03 of the Revised Code; 568

(8) For the nonchartered educational savings account unit, 569

the number of students for whom educational savings accounts are 570  
established under sections 3310.21 to 3310.25 of the Revised 571  
Code as reported under division (A) (2) (k) of section 3317.03 of 572  
the Revised Code. 573

(L) (1) "Formula ADM" means, for a city, local, or exempted 574  
village school district, the enrollment reported under division 575  
(A) of section 3317.03 of the Revised Code, as verified by the 576  
department and adjusted if so ordered under division (K) of that 577  
section, and as further adjusted by the department, as follows: 578

(a) Count only twenty per cent of the number of joint 579  
vocational school district students counted under division (A) 580  
(3) of section 3317.03 of the Revised Code; 581

(b) Add twenty per cent of the number of students who are 582  
entitled to attend school in the district under section 3313.64 583  
or 3313.65 of the Revised Code and are enrolled in another 584  
school district under a career-technical education compact. 585

(2) "Formula ADM" means, for a joint vocational school 586  
district, the final number verified by the department, based on 587  
the enrollment reported and certified under division (D) of 588  
section 3317.03 of the Revised Code, as adjusted, if so ordered, 589  
under division (K) of that section. 590

(M) "FTE basis" means a count of students based on full- 591  
time equivalency, in accordance with rules adopted by the 592  
department pursuant to section 3317.03 of the Revised Code. In 593  
adopting its rules under this division, the department shall 594  
provide for counting any student in category one, two, three, 595  
four, five, or six special education ADM or in category one, 596  
two, three, four, or five career-technical education ADM in the 597  
same proportion the student is counted in enrolled ADM and 598

formula ADM. 599

(N) For fiscal years 2024 and 2025, "funding base" means, 600  
for a city, local, or exempted village school district, the sum 601  
of the following as calculated by the department: 602

(1) The district's "general funding base," which equals 603  
the amount calculated as follows: 604

(a) Compute the sum of the following: 605

(i) The amount calculated for the district for fiscal year 606  
2020 under division (A) (1) of Section 265.220 of H.B. 166 of the 607  
133rd general assembly after any adjustments required under 608  
Section 265.227 of H.B. 166 of the 133rd general assembly and 609  
prior to any funding reductions authorized by Executive Order 610  
2020-19D, "Implementing Additional Spending Controls to Balance 611  
the State Budget" issued on May 7, 2020; 612

(ii) For fiscal years 2024 and 2025, the district's 613  
payments for fiscal year 2020 under divisions (C) (1), (3), and 614  
(4) of section 3313.981 of the Revised Code as those divisions 615  
existed prior to September 30, 2021. 616

(b) Subtract from the amount calculated in division (N) (1) 617  
(a) of this section the sum of the following: 618

(i) The following difference: 619

(The amount paid to the district under division (A) (5) of 620  
section 3317.022 of the Revised Code, as that division existed 621  
prior to September 30, 2021, for fiscal year 2019) - (the 622  
amounts deducted from the district and paid to a community 623  
school under division (C) (1) (e) of section 3314.08 of the 624  
Revised Code or a science, technology, engineering, and 625  
mathematics school under division (E) of section 3326.33 of the 626

Revised Code as those divisions existed prior to September 30, 627  
2021, for fiscal year 2020 in accordance with division (A) of 628  
Section 265.235 of H.B. 166 of the 133rd general assembly) 629

(ii) The payments deducted from the district and paid to a 630  
community school for fiscal year 2020 under divisions (C)(1)(a), 631  
(b), (c), (d), (e), (f), and (g) of section 3314.08 of the 632  
Revised Code as those divisions existed prior to September 30, 633  
2021, in accordance with division (A) of Section 265.230 of H.B. 634  
166 of the 133rd general assembly; 635

(iii) The payments deducted from the district and paid to 636  
a science, technology, engineering, and mathematics school for 637  
fiscal year 2020 under divisions (A), (B), (C), (D), (E), (F), 638  
and (G) of section 3326.33 of the Revised Code as those 639  
divisions existed prior to September 30, 2021, in accordance 640  
with division (A) of Section 265.235 of H.B. 166 of the 133rd 641  
general assembly; 642

(iv) The payments deducted from the district under 643  
division (C) of section 3310.08 of the Revised Code as that 644  
division existed prior to September 30, 2021, division (C)(2) of 645  
section 3310.41 of the Revised Code as that division existed 646  
prior to September 30, 2021, and former section 3310.55 of the 647  
Revised Code for fiscal year 2020 and, in the case of a pilot 648  
project school district as defined in section 3313.975 of the 649  
Revised Code, the funds deducted from the district under Section 650  
265.210 of H.B. 166 of the 133rd general assembly to operate the 651  
pilot project scholarship program for fiscal year 2020 under 652  
sections 3313.974 to 3313.979 of the Revised Code; 653

(v) For fiscal years 2024 and 2025, the payments 654  
subtracted from the district for fiscal year 2020 under 655  
divisions (B)(1) and (3) of section 3313.981 of the Revised Code 656

as those divisions existed prior to September 30, 2021. 657

(2) The district's "disadvantaged pupil impact aid funding 658  
base," which equals the following difference: 659

(The amount paid to the district under division (A) (5) of 660  
section 3317.022 of the Revised Code, as that division existed 661  
prior to September 30, 2021, for fiscal year 2019) - (the 662  
amounts deducted from the district and paid to a community 663  
school under division (C) (1) (e) of section 3314.08 of the 664  
Revised Code or a science, technology, engineering, and 665  
mathematics school under division (E) of section 3326.33 of the 666  
Revised Code as those divisions existed prior to September 30, 667  
2021, for fiscal year 2020 in accordance with division (A) of 668  
Section 265.235 of H.B. 166 of the 133rd general assembly) 669

(O) For fiscal years 2024 and 2025, "funding base" means, 670  
for a joint vocational school district, the sum of the following 671  
as calculated by the department: 672

(1) The district's "general funding base," which equals 673  
the amount calculated as follows: 674

(a) Compute the sum of the following: 675

(i) The district's payments for fiscal year 2020 under 676  
Section 265.225 of H.B. 166 of the 133rd general assembly after 677  
any adjustments required under Section 265.227 of H.B. 166 of 678  
the 133rd general assembly; 679

(ii) For fiscal years 2024 and 2025, the district's 680  
payments for fiscal year 2020 under divisions (D) (1) and (2) of 681  
section 3313.981 of the Revised Code as those divisions existed 682  
prior to September 30, 2021. 683

(b) Subtract from the amount paid to the district under 684



division (A) (3) of section 3317.16 of the Revised Code, as that 685  
division existed prior to September 30, 2021, for fiscal year 686  
2019. 687

(2) The district's "disadvantaged pupil impact aid funding 688  
base," which equals the amount paid to the district under 689  
division (A) (3) of section 3317.16 of the Revised Code, as that 690  
division existed prior to September 30, 2021, for fiscal year 691  
2019. 692

(P) For fiscal years 2024 and 2025, "funding base" for a 693  
community school means the following: 694

(1) For a community school that was in operation for the 695  
entirety of fiscal year 2020, the amount paid to the school for 696  
that fiscal year under division (C) (1) of section 3314.08 of the 697  
Revised Code as that division existed prior to September 30, 698  
2021, in accordance with division (A) of Section 265.230 of H.B. 699  
166 of the 133rd general assembly and the amount, if any, paid 700  
to the school for that fiscal year under section 3314.085 of the 701  
Revised Code in accordance with division (B) of Section 265.230 702  
of H.B. 166 of the 133rd general assembly; 703

(2) For a community school that was in operation for part 704  
of fiscal year 2020, the amount that would have been paid to the 705  
school for that fiscal year under division (C) (1) of section 706  
3314.08 of the Revised Code as that division existed prior to 707  
September 30, 2021, in accordance with division (A) of Section 708  
265.230 of H.B. 166 of the 133rd general assembly if the school 709  
had been in operation for the entirety of that fiscal year, as 710  
calculated by the department, and the amount that would have 711  
been paid to the school for that fiscal year under section 712  
3314.085 of the Revised Code in accordance with division (B) of 713  
Section 265.230 of H.B. 166 of the 133rd general assembly, if 714

any, if the school had been in operation for the entirety of 715  
that fiscal year, as calculated by the department; 716

(3) For a community school that was not in operation for 717  
fiscal year 2020, the amount that would have been paid to the 718  
school if it was in operation for that school year under 719  
division (C) (1) of section 3314.08 of the Revised Code as that 720  
division existed prior to September 30, 2021, in accordance with 721  
division (A) of Section 265.230 of H.B. 166 of the 133rd general 722  
assembly if the school had been in operation for the entirety of 723  
that fiscal year, as calculated by the department, and the 724  
amount that would have been paid to the school for that fiscal 725  
year under section 3314.085 of the Revised Code in accordance 726  
with division (B) of Section 265.230 of H.B. 166 of the 133rd 727  
general assembly, if any, if the school had been in operation 728  
for the entirety of that fiscal year, as calculated by the 729  
department. 730

(Q) For fiscal years 2024 and 2025, "funding base" for a 731  
STEM school means the following: 732

(1) For a science, technology, engineering, and 733  
mathematics school that was in operation for the entirety of 734  
fiscal year 2020, the amount paid to the school for that fiscal 735  
year under section 3326.33 of the Revised Code as that section 736  
existed prior to September 30, 2021, in accordance with division 737  
(A) of Section 265.235 of H.B. 166 of the 133rd general assembly 738  
and the amount, if any, paid to the school for that fiscal year 739  
under section 3326.41 of the Revised Code in accordance with 740  
division (B) of Section 265.235 of H.B. 166 of the 133rd general 741  
assembly; 742

(2) For a science, technology, engineering, and 743  
mathematics school that was in operation for part of fiscal year 744

2020, the amount that would have been paid to the school for 745  
that fiscal year under section 3326.33 of the Revised Code as 746  
that section existed prior to September 30, 2021, in accordance 747  
with division (A) of Section 265.235 of H.B. 166 of the 133rd 748  
general assembly if the school had been in operation for the 749  
entirety of that fiscal year, as calculated by the department, 750  
and the amount that would have been paid to the school for that 751  
fiscal year under section 3326.41 of the Revised Code in 752  
accordance with division (B) of Section 265.235 of H.B. 166 of 753  
the 133rd general assembly, if any, if the school had been in 754  
operation for the entirety of that fiscal year, as calculated by 755  
the department; 756

(3) For a science, technology, engineering, and 757  
mathematics school that was not in operation for fiscal year 758  
2020, the amount that would have been paid to the school if it 759  
was in operation for that school year under section 3326.33 of 760  
the Revised Code as that section existed prior to September 30, 761  
2021, in accordance with division (A) of Section 265.235 of H.B. 762  
166 of the 133rd general assembly if the school had been in 763  
operation for the entirety of that fiscal year, as calculated by 764  
the department, and the amount that would have been paid to the 765  
school for that fiscal year under section 3326.41 of the Revised 766  
Code in accordance with division (B) of Section 265.235 of H.B. 767  
166 of the 133rd general assembly, if any, if the school had 768  
been in operation for the entirety of that fiscal year, as 769  
calculated by the department. 770

(R) "Funding unit" means any of the following: 771

(1) A city, local, exempted village, or joint vocational 772  
school district; 773

(2) The community and STEM school unit; 774

(3) The educational choice scholarship unit;	775
(4) The pilot project scholarship unit;	776
(5) The autism scholarship unit;	777
(6) The Jon Peterson special needs scholarship unit;	778
<u>(7) The nonchartered educational savings account unit.</u>	779
(S) "Jon Peterson special needs scholarship unit" means a	780
unit that consists of all of the students for whom Jon Peterson	781
scholarships are awarded under sections 3310.51 to 3310.64 of	782
the Revised Code.	783
(T) "Internet- or computer-based community school" has the	784
same meaning as in section 3314.02 of the Revised Code.	785
(U) "LRE student with a disability" means a child with a	786
disability who has an individualized education program providing	787
for the student to spend more than half of each school day in a	788
regular school setting with nondisabled students. For purposes	789
of this division, "individualized education program" and "child	790
with a disability" have the same meanings as in section 3323.01	791
of the Revised Code, and "LRE" is an abbreviation for "least	792
restrictive environment."	793
(V) "Medically fragile child" means a child to whom all of	794
the following apply:	795
(1) The child requires the services of a doctor of	796
medicine or osteopathic medicine at least once a week due to the	797
instability of the child's medical condition.	798
(2) The child requires the services of a registered nurse	799
on a daily basis.	800
(3) The child is at risk of institutionalization in a	801

hospital, skilled nursing facility, or intermediate care 802  
facility for individuals with intellectual disabilities. 803

(W) (1) A child may be identified as having an "other 804  
health impairment-major" if the child's condition meets the 805  
definition of "other health impaired" established in rules 806  
previously adopted by the department and if either of the 807  
following apply: 808

(a) The child is identified as having a medical condition 809  
that is among those listed by the department as conditions where 810  
a substantial majority of cases fall within the definition of 811  
"medically fragile child." 812

(b) The child is determined by the department to be a 813  
medically fragile child. A school district superintendent may 814  
petition the department for a determination that a child is a 815  
medically fragile child. 816

(2) A child may be identified as having an "other health 817  
impairment-minor" if the child's condition meets the definition 818  
of "other health impaired" established in rules previously 819  
adopted by the department but the child's condition does not 820  
meet either of the conditions specified in division (W) (1) (a) or 821  
(b) of this section. 822

(X) (1) For fiscal years 2024 and 2025, a city, local, 823  
exempted village, or joint vocational school district's, 824  
community school's, or STEM school's "general phase-in 825  
percentage" is equal to the percentage for that fiscal year that 826  
is determined by the general assembly. 827

(2) For fiscal years 2024 and 2025, a city, local, 828  
exempted village, or joint vocational school district's "phase- 829  
in percentage for disadvantaged pupil impact aid" is equal to 830

the percentage for that fiscal year that is determined by the 831  
general assembly. 832

(Y) "Pilot project scholarship unit" means a unit that 833  
consists of all of the students for whom pilot project 834  
scholarships are awarded under sections 3313.974 to 3313.979 of 835  
the Revised Code. 836

(Z) "Preschool child with a disability" means a child with 837  
a disability, as defined in section 3323.01 of the Revised Code, 838  
who is at least age three but is not of compulsory school age, 839  
as defined in section 3321.01 of the Revised Code, and who is 840  
not currently enrolled in kindergarten. 841

(AA) "Related services" includes: 842

(1) Child study, special education supervisors and 843  
coordinators, speech and hearing services, adaptive physical 844  
development services, occupational or physical therapy, teacher 845  
assistants for children with disabilities whose disabilities are 846  
described in division (B) of section 3317.013 or division (G) (3) 847  
of this section, behavioral intervention, interpreter services, 848  
work study, nursing services, and specialized integrative 849  
services as those terms are defined by the department; 850

(2) Speech and language services provided to any student 851  
with a disability, including any student whose primary or only 852  
disability is a speech and language disability; 853

(3) Any related service not specifically covered by other 854  
state funds but specified in federal law, including but not 855  
limited to, audiology and school psychological services; 856

(4) Any service included in units funded under former 857  
division (O) (1) of section 3317.024 of the Revised Code; 858

(5) Any other related service needed by children with disabilities in accordance with their individualized education programs. 859  
860  
861

(BB) "School district," unless otherwise specified, means city, local, and exempted village school districts. 862  
863

(CC) "Separately educated student with a disability" has the same meaning as in section 3313.974 of the Revised Code. 864  
865

(DD) "State education aid" has the same meaning as in section 5751.20 of the Revised Code. 866  
867

(EE) (1) "State share percentage" means the following for a city, local, or exempted village school district: 868  
869

(a) For fiscal years 2024 and 2025, the state share percentage calculated under section 3317.017 of the Revised Code; 870  
871  
872

(b) For fiscal year 2026 and each fiscal year thereafter, a percentage calculated in a manner determined by the general assembly. 873  
874  
875

(2) "State share percentage" means the following for a joint vocational school district: 876  
877

(a) For fiscal years 2024 and 2025, the percentage calculated in accordance with the following formula: 878  
879

The amount computed for the district under division (A) (1) of section 3317.16 of the Revised Code for that fiscal year / the aggregate base cost calculated for the district for that fiscal year under section 3317.012 of the Revised Code 880  
881  
882  
883

(b) For fiscal year 2026 and each fiscal year thereafter, a percentage calculated in a manner determined by the general 884  
885

assembly.	886
(FF) "Statewide average base cost per pupil" means the	887
following:	888
(1) For fiscal years 2024 and 2025, the statewide average	889
base cost per pupil calculated under division (A) of section	890
3317.018 of the Revised Code;	891
(2) For fiscal year 2026 and each fiscal year thereafter,	892
an amount calculated in a manner determined by the general	893
assembly.	894
(GG) "Statewide average career-technical base cost per	895
pupil" means the following:	896
(1) For fiscal years 2024 and 2025, the statewide average	897
career-technical base cost per pupil calculated under division	898
(B) of section 3317.018 of the Revised Code;	899
(2) For fiscal year 2026 and each fiscal year thereafter,	900
an amount calculated in a manner determined by the general	901
assembly.	902
(HH) "STEM school" means a science, technology,	903
engineering, and mathematics school established under Chapter	904
3326. of the Revised Code.	905
(II) "Taxes charged and payable" means the taxes charged	906
and payable against real and public utility property after	907
making the reduction required by section 319.301 of the Revised	908
Code, plus the taxes levied against tangible personal property.	909
(JJ) For purposes of sections 3317.017 and 3317.16 of the	910
Revised Code, "three-year average valuation" for a fiscal year	911
means the average of total taxable value for the three most	912
recent tax years for which data is available, as certified under	913



section 3317.021 of the Revised Code. 914

(KK) "Total ADM" means, for a city, local, or exempted 915  
village school district, the enrollment reported under division 916  
(A) of section 3317.03 of the Revised Code minus the enrollment 917  
reported under divisions (A) (2) (a), (b), (g), (h), ~~and (i)~~, and 918  
(k) of that section, as verified by the department and adjusted 919  
if so ordered under division (K) of that section. 920

(LL) "Total special education ADM" means the sum of 921  
categories one through six special education ADM. 922

(MM) "Total taxable value" means the sum of the amounts 923  
certified for a city, local, exempted village, or joint 924  
vocational school district under divisions (A) (1) and (2) of 925  
section 3317.021 of the Revised Code. 926

(NN) "Tuition discount" means any deduction from the base 927  
tuition amount per student charged by a chartered nonpublic 928  
school, to which the student's family is entitled due to one or 929  
more of the following conditions: 930

(1) The student's family has multiple children enrolled in 931  
the same school. 932

(2) The student's family is a member of or affiliated with 933  
a religious or secular organization that provides oversight of 934  
the school or from which the school has agreed to enroll 935  
students. 936

(3) The student's parent is an employee of the school. 937

(4) Some other qualification not based on the income of 938  
the student's family or the student's athletic or academic 939  
ability and for which all students in the school may qualify. 940

(OO) "Nonchartered educational savings account unit" means 941

a unit that consists of all the students for whom educational 942  
savings accounts are established under sections 3310.21 to 943  
3310.25 of the Revised Code. 944

**Sec. 3317.022.** The department of education and workforce 945  
shall compute and distribute state core foundation funding to 946  
each eligible funding unit that is a city, local, or exempted 947  
village school district, the community and STEM school unit, the 948  
educational choice scholarship unit, the pilot project 949  
scholarship unit, the autism scholarship unit, ~~and~~ the Jon 950  
Peterson special needs scholarship unit, and the nonchartered 951  
educational savings account unit for the fiscal year, using the 952  
information obtained under section 3317.021 of the Revised Code 953  
in the calendar year in which the fiscal year begins in 954  
accordance with the following: 955

For fiscal years 2024 and 2025, for a funding unit that is 956  
a city, local, or exempted village school district: 957

The district's funding base + [(the district's state core 958  
foundation funding components for that fiscal year calculated 959  
under divisions (A) (1), (2), (3), (5), (6), (7), and (8) of this 960  
section - the district's general funding base calculated in 961  
accordance with division (N) (1) of section 3317.02 of the 962  
Revised Code) X the district's general phase-in percentage for 963  
that fiscal year] + [(the district's disadvantaged pupil impact 964  
aid for that fiscal year calculated under division (A) (4) of 965  
this section - the district's disadvantaged pupil impact aid 966  
funding base calculated in accordance with division (N) (2) of 967  
section 3317.02 of the Revised Code) X the district's phase-in 968  
percentage for disadvantaged pupil impact aid for that fiscal 969  
year] + the district's supplemental targeted assistance funds 970  
calculated under section 3317.0218 of the Revised Code 971

For fiscal year 2026 and each fiscal year thereafter, for 972  
a funding unit that is a city, local, or exempted village school 973  
district, the sum of the district's state core foundation 974  
funding components for that fiscal year calculated under 975  
divisions (A) (1), (2), (3), (4), (5), (6), (7), and (8) of this 976  
section and the district's supplemental targeted assistance 977  
funds calculated under section 3317.0218 of the Revised Code, if 978  
the general assembly authorizes such payments to these funding 979  
units. 980

For fiscal years 2024 and 2025, for the community and STEM 981  
school unit, an amount calculated in accordance with section 982  
3317.026 of the Revised Code. 983

For fiscal ~~years~~year 2026 and each fiscal year 984  
thereafter, for the community and STEM school unit, an amount 985  
calculated in accordance with divisions (A) (1), (3), (4), (5), 986  
(7), (8), and (9) of this section, if the general assembly 987  
authorizes such payments to these funding units. 988

For the educational choice scholarship unit, the amount 989  
calculated under division (A) (10) of this section. 990

For the pilot project scholarship unit, the amount 991  
calculated under division (A) (11) of this section. 992

For the autism scholarship unit, the amount calculated 993  
under division (A) (12) of this section. 994

For the Jon Peterson special needs scholarship unit, the 995  
amount calculated under division (A) (13) of this section. 996

For fiscal year 2026 and each fiscal year thereafter, for 997  
the nonchartered educational savings account unit, the amount 998  
calculated under division (A) (14) of this section. 999

(A) A funding unit's state core foundation funding	1000
components shall be the following:	1001
(1) (a) If the funding unit is a city, local, or exempted	1002
village school district, the district's state share, which is	1003
equal to the following:	1004
(i) For fiscal years 2024 and 2025, the amount calculated	1005
under division (B) of section 3317.017 of the Revised Code;	1006
(ii) For fiscal year 2026 and each fiscal year thereafter,	1007
an amount calculated in a manner determined by the general	1008
assembly.	1009
(b) If the funding unit is the community and STEM school	1010
unit, the aggregate base cost for all schools in that unit,	1011
which is equal to the following:	1012
(i) For fiscal years 2024 and 2025, the amount calculated	1013
under section 3317.0110 of the Revised Code;	1014
(ii) For fiscal year 2026 and each fiscal year thereafter,	1015
an amount calculated in a manner determined by the general	1016
assembly.	1017
(2) If the funding unit is a city, local, or exempted	1018
village school district, targeted assistance funds equal to the	1019
following:	1020
(a) For fiscal years 2024 and 2025, an amount calculated	1021
under section 3317.0217 of the Revised Code;	1022
(b) For fiscal year 2026 and each fiscal year thereafter,	1023
an amount calculated in a manner determined by the general	1024
assembly.	1025
(3) If the funding unit is a city, local, or exempted	1026

village school district or the community and STEM school unit, 1027  
additional state aid for special education and related services 1028  
provided under Chapter 3323. of the Revised Code calculated as 1029  
follows: 1030

(a) For fiscal years 2024 and 2025, the sum of the 1031  
following: 1032

(i) The funding unit's category one special education ADM 1033  
X the multiple specified in division (A) of section 3317.013 of 1034  
the Revised Code X the statewide average base cost per pupil for 1035  
that fiscal year X if the funding unit is a city, local, or 1036  
exempted village school district, the district's state share 1037  
percentage; 1038

(ii) The funding unit's category two special education ADM 1039  
X the multiple specified in division (B) of section 3317.013 of 1040  
the Revised Code X the statewide average base cost per pupil for 1041  
that fiscal year X if the funding unit is a city, local, or 1042  
exempted village school district, the district's state share 1043  
percentage; 1044

(iii) The funding unit's category three special education 1045  
ADM X the multiple specified in division (C) of section 3317.013 1046  
of the Revised Code X the statewide average base cost per pupil 1047  
for that fiscal year X if the funding unit is a city, local, or 1048  
exempted village school district, the district's state share 1049  
percentage; 1050

(iv) The funding unit's category four special education 1051  
ADM X the multiple specified in division (D) of section 3317.013 1052  
of the Revised Code X the statewide average base cost per pupil 1053  
for that fiscal year X if the funding unit is a city, local, or 1054  
exempted village school district, the district's state share 1055

percentage;	1056
(v) The funding unit's category five special education ADM	1057
X the multiple specified in division (E) of section 3317.013 of	1058
the Revised Code X the statewide average base cost per pupil for	1059
that fiscal year X if the funding unit is a city, local, or	1060
exempted village school district, the district's state share	1061
percentage;	1062
(vi) The funding unit's category six special education ADM	1063
X the multiple specified in division (F) of section 3317.013 of	1064
the Revised Code X the statewide average base cost per pupil for	1065
that fiscal year X if the funding unit is a city, local, or	1066
exempted village school district, the district's state share	1067
percentage.	1068
(b) For fiscal year 2026 and each fiscal year thereafter,	1069
the sum of the following:	1070
(i) An amount calculated in a manner determined by the	1071
general assembly times the funding unit's category one special	1072
education ADM;	1073
(ii) An amount calculated in a manner determined by the	1074
general assembly times the funding unit's category two special	1075
education ADM;	1076
(iii) An amount calculated in a manner determined by the	1077
general assembly times the funding unit's category three special	1078
education ADM;	1079
(iv) An amount calculated in a manner determined by the	1080
general assembly times the funding unit's category four special	1081
education ADM;	1082
(v) An amount calculated in a manner determined by the	1083

general assembly times the funding unit's category five special education ADM; 1084  
1085

(vi) An amount calculated in a manner determined by the general assembly times the funding unit's category six special education ADM. 1086  
1087  
1088

(4) If the funding unit is a city, local, or exempted village school district or the community and STEM school unit, disadvantaged pupil impact aid calculated according to the following formula: 1089  
1090  
1091  
1092

(a) If the funding unit is a city, local, or exempted village school district, an amount equal to the following: 1093  
1094

(i) For fiscal years 2024 and 2025, the following product: 1095

\$422 X (the district's economically disadvantaged index) X the number of students who are economically disadvantaged as certified under division (B) (21) of section 3317.03 of the Revised Code 1096  
1097  
1098  
1099

(ii) For fiscal year 2026 and each fiscal year thereafter, an amount calculated in a manner determined by the general assembly. 1100  
1101  
1102

(b) If the funding unit is the community and STEM school unit, an amount equal to the following: 1103  
1104

(i) For fiscal years 2024 and 2025, an amount calculated as follows: 1105  
1106

(I) For each student in the funding unit's enrolled ADM who is economically disadvantaged and is not enrolled in an internet- or computer-based community school, multiply \$422 by the economically disadvantaged index of the school in which the student is enrolled; 1107  
1108  
1109  
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1111

(II) Compute the funding unit's disadvantaged pupil impact 1112  
aid by calculating the sum of the amounts determined under 1113  
division (A) (4) (b) (i) (I) of this section. 1114

(ii) For fiscal year 2026 and each fiscal year thereafter, 1115  
an amount calculated as follows: 1116

(I) For each student in the funding unit's enrolled ADM 1117  
who is economically disadvantaged and is not enrolled in an 1118  
internet- or computer-based community school, calculate an 1119  
amount in the manner determined by the general assembly; 1120

(II) Compute the funding unit's disadvantaged pupil impact 1121  
aid by calculating the sum of the amounts determined under 1122  
division (A) (4) (b) (ii) (I) of this section. 1123

(5) If the funding unit is a city, local, or exempted 1124  
village school district or the community and STEM school unit, 1125  
English learner funds calculated as follows: 1126

(a) For fiscal years 2024 and 2025, the sum of the 1127  
following: 1128

(i) The funding unit's category one English learner ADM X 1129  
the multiple specified in division (A) of section 3317.016 of 1130  
the Revised Code X the statewide average base cost per pupil for 1131  
that fiscal year X if the funding unit is a city, local, or 1132  
exempted village school district, the district's state share 1133  
percentage; 1134

(ii) The funding unit's category two English learner ADM X 1135  
the multiple specified in division (B) of section 3317.016 of 1136  
the Revised Code X the statewide average base cost per pupil for 1137  
that fiscal year X if the funding unit is a city, local, or 1138  
exempted village school district, the district's state share 1139  
percentage; 1140



(iii) The funding unit's category three English learner ADM X the multiple specified in division (C) of section 3317.016 of the Revised Code X the statewide average base cost per pupil for that fiscal year X if the funding unit is a city, local, or exempted village school district, the district's state share percentage.

(b) For fiscal year 2026 and each fiscal year thereafter, the sum of the following:

(i) An amount calculated in a manner determined by the general assembly times the funding unit's category one English learner ADM;

(ii) An amount calculated in a manner determined by the general assembly times the funding unit's category two English learner ADM;

(iii) An amount calculated in a manner determined by the general assembly times the funding unit's category three English learner ADM.

(6) (a) For fiscal years 2024 and 2025, if the funding unit is a city, local, or exempted village school district, all of the following:

(i) Gifted identification funds calculated according to the following formula:

$\$24 \times$  the district's enrolled ADM for grades kindergarten through six  $\times$  the district's state share percentage

(ii) Gifted referral funds calculated according to the following formula:

$\$2.50 \times$  the district's enrolled ADM  $\times$  the district's state share percentage

(iii) Gifted professional development funds calculated	1169
according to the following formula:	1170
(The greater of the number of gifted students enrolled in the	1171
district as certified under division (B) (22) of section 3317.03	1172
of the Revised Code and ten per cent of the district's enrolled	1173
ADM) X the district's state share percentage X \$21, for fiscal	1174
year 2024, or \$28, for fiscal year 2025	1175
(iv) Gifted unit funding calculated under section 3317.051	1176
of the Revised Code.	1177
(b) For fiscal year 2026 and each fiscal year thereafter,	1178
all of the following:	1179
(i) Gifted identification funds calculated in a manner	1180
determined by the general assembly;	1181
(ii) Gifted referral funds calculated in a manner	1182
determined by the general assembly, if the general assembly	1183
authorizes such a payment;	1184
(iii) Gifted professional development funds calculated in	1185
a manner determined by the general assembly, if the general	1186
assembly authorizes such a payment;	1187
(iv) Gifted unit funding calculated in an amount	1188
determined by the general assembly.	1189
(7) If the funding unit is a city, local, or exempted	1190
village school district or the community and STEM school unit,	1191
career-technical education funds calculated under division (C)	1192
of section 3317.014 of the Revised Code.	1193
(8) If the funding unit is a city, local, or exempted	1194
village school district or the community and STEM school unit,	1195
career-technical education associated services funds calculated	1196

under division (D) of section 3317.014 of the Revised Code.	1197
(9) If the funding unit is the community and STEM school unit, an amount calculated as follows:	1198
(a) For fiscal years 2024 and 2025, an amount equal to the following:	1199
[The number of students in the funding unit's enrolled ADM who are reported under division (B) (5) of section 3314.08 of the Revised Code X (the aggregate base cost calculated for all schools in the funding unit for that fiscal year under section 3317.0110 of the Revised Code / the funding unit's enrolled ADM) X.20]	1200
(b) For fiscal year 2026 and each fiscal year thereafter, an amount calculated in a manner determined by the general assembly.	1201
(10) If the funding unit is the educational choice scholarship unit, an amount calculated as follows:	1202
(a) For each student in the funding unit's enrolled ADM, determine the lesser of the following:	1203
(i) The base tuition of the chartered nonpublic school in which the student is enrolled minus the total amount of any applicable tuition discounts for which the student qualifies;	1204
(ii) (I) If the student receives a scholarship under section 3310.03 of the Revised Code, or received a scholarship for the first time under section 3310.032 of the Revised Code prior to the effective date of this amendment and the student's parent does not elect to receive a scholarship amount under division (A) (10) (a) (ii) (II) of this section, \$5,500, if the student is in grades kindergarten through eight, or \$7,500, if	1205
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the student is in grades nine through twelve. 1225

(II) If the student receives a scholarship for the first 1226  
time under section 3310.032 of the Revised Code on and after the 1227  
effective date of this amendment, or if a student who received a 1228  
scholarship for the first time under that section prior to that 1229  
date and the student's parent elects to receive a scholarship 1230  
amount under division (A) (10) (a) (ii) (II) of this section, an 1231  
amount calculated in accordance with section 3310.08 of the 1232  
Revised Code. The department shall provide an opportunity each 1233  
fiscal year for a parent to elect to receive a scholarship 1234  
amount under division (A) (10) (a) (ii) (II) of this section. 1235

The amounts specified in division (A) (10) (a) (ii) (I) of 1236  
this section shall increase in future fiscal years by the same 1237  
percentage that the statewide average base cost per pupil 1238  
increases in future fiscal years. 1239

(b) Compute the sum of the amounts calculated under 1240  
division (A) (10) (a) of this section. 1241

(11) If the funding unit is the pilot project scholarship 1242  
unit, an amount calculated as follows: 1243

(a) For each student in the funding unit's enrolled ADM, 1244  
determine the lesser of the following: 1245

(i) The net tuition charges of the student's alternative 1246  
school; 1247

(ii) \$5,500, if the student is in grades kindergarten 1248  
through eight, or \$7,500, if the student is in grades nine 1249  
through twelve. 1250

The amounts specified in division (A) (11) (a) (ii) of this 1251  
section shall increase in future fiscal years by the same 1252

percentage that the statewide average base cost per pupil 1253  
increases in future fiscal years. 1254

For purposes of division (A) (11) (a) of this section, the 1255  
net tuition and fees charged to a student shall be the tuition 1256  
amount specified by the alternative school minus all other 1257  
financial aid, discounts, and adjustments received for the 1258  
student. In cases where discounts are offered for multiple 1259  
students from the same family, and not all students in the same 1260  
family are scholarship recipients, the net tuition amount 1261  
attributable to the scholarship recipient shall be the lowest 1262  
net tuition to which the family is entitled. 1263

The department shall provide for an increase in the amount 1264  
determined for any student who is an LRE student with a 1265  
disability and shall further increase such amount in the case of 1266  
any separately educated student with a disability, as that term 1267  
is defined in section 3313.974 of the Revised Code. Such 1268  
increases shall take into account the instruction, related 1269  
services, and transportation costs of educating such students. 1270

(b) Compute the sum of the amounts calculated under 1271  
division (A) (17) (a) of this section. 1272

(12) If the funding unit is the autism scholarship unit, 1273  
an amount calculated as follows: 1274

(a) For each student in the funding unit's enrolled ADM, 1275  
determine the lesser of the following: 1276

(i) The tuition charged for the student's special 1277  
education program, as that term is defined in section 3310.41 of 1278  
the Revised Code; 1279

(ii) \$32,445. 1280

(b) Compute the sum of the amounts calculated under	1281
division (A) (12) (a) of this section.	1282
(13) If the funding unit is the Jon Peterson special needs	1283
scholarship unit, an amount calculated as follows:	1284
(a) For each student in the funding unit's enrolled ADM,	1285
determine the least of the following:	1286
(i) The amount of fees charged for that school year by the	1287
student's alternative public provider or registered private	1288
provider, as those terms are defined in section 3310.51 of the	1289
Revised Code;	1290
(ii) \$7,190 plus an amount determined as follows:	1291
(I) If the student is receiving special education services	1292
for a disability specified in division (A) of section 3317.013	1293
of the Revised Code, \$1,751 <del>7</del> for fiscal year 2024, and \$2,395	1294
for fiscal year 2025;	1295
(II) If the student is receiving special education	1296
services for a disability specified in division (B) of section	1297
3317.013 of the Revised Code, \$4,442 <del>7</del> for fiscal year 2024, and	1298
\$5,280 for fiscal year 2025;	1299
(III) If the student is receiving special education	1300
services for a disability specified in division (C) of section	1301
3317.013 of the Revised Code, \$10,673 <del>7</del> for fiscal year 2024, and	1302
\$11,960 for fiscal year 2025;	1303
(IV) If the student is receiving special education	1304
services for a disability specified in division (D) of section	1305
3317.013 of the Revised Code, \$14,243 <del>7</del> for fiscal year 2024, and	1306
\$15,787 for fiscal year 2025;	1307
(V) If the student is receiving special education services	1308

for a disability specified in division (E) of section 3317.013 1309  
of the Revised Code, \$19,290~~7~~ for fiscal year 2024, and \$21,197 1310  
for fiscal year 2025; 1311

(VI) If the student is receiving special education 1312  
services for a disability specified in division (F) of section 1313  
3317.013 of the Revised Code, \$28,438~~7~~ for fiscal year 2024, and 1314  
\$30,469 for fiscal year 2025. 1315

(iii) \$30,000~~7~~ for fiscal year 2024, and \$32,445 for 1316  
fiscal year 2025. 1317

The amount specified in division (A) (13) (a) (ii) of this 1318  
section shall increase in future fiscal years by the same 1319  
percentage that the statewide average base cost per pupil 1320  
increases in future fiscal years. 1321

The amounts specified in divisions (A) (13) (a) (ii) (I) to 1322  
(VI) of this section shall increase in future fiscal years by 1323  
the same percentage that the amounts calculated by the general 1324  
assembly for those categories of special education services 1325  
under division (A) (3) of this section increase in future fiscal 1326  
years. 1327

(b) Compute the sum of the amounts calculated under 1328  
division (A) (13) (a) of this section. 1329

(14) If the funding unit is the nonchartered educational 1330  
savings account unit, an amount calculated as follows: 1331

(a) For each student in the funding unit's enrolled ADM, 1332  
an amount calculated by multiplying the statewide average base 1333  
cost per pupil for the fiscal year by 0.90; 1334

(b) Compute the sum of the amounts calculated under 1335  
division (A) (14) (a) of this section. 1336

(B) In any fiscal year, a funding unit that is a city, 1337  
local, or exempted village school district shall spend for 1338  
purposes that the department designates as approved for special 1339  
education and related services expenses at least the amount 1340  
calculated as follows: 1341

(The base cost per pupil calculated for the district for that 1342  
fiscal year X the total special education ADM) + (the district's 1343  
category one special education ADM X the multiple specified in 1344  
division (A) of section 3317.013 of the Revised Code X the 1345  
statewide average base cost per pupil) + (the district's 1346  
category two special education ADM X the multiple specified in 1347  
division (B) of section 3317.013 of the Revised Code X the 1348  
statewide average base cost per pupil) + (the district's 1349  
category three special education ADM X the multiple specified in 1350  
division (C) of section 3317.013 of the Revised Code X the 1351  
statewide average base cost per pupil) + (the district's 1352  
category four special education ADM X the multiple specified in 1353  
division (D) of section 3317.013 of the Revised Code X the 1354  
statewide average base cost per pupil) + (the district's 1355  
category five special education ADM X the multiple specified in 1356  
division (E) of section 3317.013 of the Revised Code X the 1357  
statewide average base cost per pupil) + (the district's 1358  
category six special education ADM X the multiple specified in 1359  
division (F) of section 3317.013 of the Revised Code X the 1360  
statewide average base cost per pupil) 1361

The purposes approved by the department for special 1362  
education expenses shall include, but shall not be limited to, 1363  
identification of children with disabilities, compliance with 1364  
state rules governing the education of children with 1365  
disabilities and prescribing the continuum of program options 1366  
for children with disabilities, provision of speech language 1367



pathology services, and the portion of the school district's 1368  
overall administrative and overhead costs that are attributable 1369  
to the district's special education student population. 1370

(C) A funding unit that is a city, local, or exempted 1371  
village school district shall spend the funds it receives under 1372  
division (A) (4) of this section in accordance with section 1373  
3317.25 of the Revised Code. 1374

(D) (1) Except as provided in division (B) of section 1375  
3317.026 of the Revised Code, the department shall distribute to 1376  
each community school established under Chapter 3314. of the 1377  
Revised Code and to each STEM school established under Chapter 1378  
3326. of the Revised Code, from the funds paid to the community 1379  
and STEM school unit under this section, an amount for each 1380  
student enrolled in the school equal to the sum of the 1381  
following: 1382

(a) The school's base cost per pupil for that fiscal year, 1383  
calculated as follows: 1384

(i) For fiscal years 2024 and 2025: 1385

The aggregate base cost calculated for the school for that 1386  
fiscal year under section 3317.0110 of the Revised Code / the 1387  
number of students enrolled in the school for that fiscal year 1388

(ii) For fiscal year 2026 and each fiscal year thereafter, 1389  
an amount determined by the general assembly under division (A) 1390  
(1) (b) (ii) of this section divided by the number of students 1391  
enrolled in the school for that fiscal year. 1392

(b) If the student is a special education student: 1393

(i) For fiscal years 2024 and 2025, the multiple specified 1394  
for the student's special education category under section 1395

3317.013 of the Revised Code times the statewide average base	1396
cost per pupil;	1397
(ii) For fiscal year 2026 and each fiscal year thereafter,	1398
the amount calculated for the student's special education	1399
category in a manner determined by the general assembly under	1400
division (A) (3) (b) of this section.	1401
(c) If the school is not an internet- or computer-based	1402
community school and the student is economically disadvantaged:	1403
(i) For fiscal years 2024 and 2025, the amount calculated	1404
for the student under division (A) (4) (b) (i) (I) of this section;	1405
(ii) For fiscal year 2026 and each fiscal year thereafter,	1406
an amount calculated for the student in the manner determined by	1407
the general assembly under division (A) (4) (b) (ii) (I) of this	1408
section.	1409
(d) If the student is an English learner:	1410
(i) For fiscal years 2024 and 2025, the multiple specified	1411
for the student's English learner category under section	1412
3317.016 of the Revised Code times the statewide average base	1413
cost per pupil;	1414
(ii) For fiscal year 2026 and each fiscal year thereafter,	1415
the amount calculated for the student's special education	1416
category in a manner determined by the general assembly under	1417
division (A) (5) (b) of this section.	1418
(e) If the student is a career-technical education	1419
student:	1420
(i) For fiscal years 2024 and 2025, the multiple specified	1421
for the student's career-technical education category under	1422
section 3317.014 of the Revised Code times the statewide average	1423

career-technical base cost per pupil; 1424

(ii) For fiscal year 2026 and each fiscal year thereafter, 1425  
the amount calculated for the student's career-technical 1426  
education category in a manner determined by the general 1427  
assembly under section 3317.014 of the Revised Code. 1428

(f) If the student is a career-technical education 1429  
student: 1430

(i) For fiscal years 2024 and 2025, the multiple for 1431  
career-technical associated services specified under section 1432  
3317.014 of the Revised Code times the statewide average career- 1433  
technical base cost per pupil; 1434

(ii) For fiscal year 2026 and each fiscal year thereafter, 1435  
the amount calculated for career-technical associated services 1436  
in a manner determined by the general assembly under section 1437  
3317.014 of the Revised Code. 1438

(2) The department shall distribute to each community 1439  
school established under Chapter 3314. of the Revised Code and 1440  
to each STEM school established under Chapter 3326. of the 1441  
Revised Code, from the funds paid to the community and STEM 1442  
school unit under this section, an amount equal to the amount 1443  
calculated for the school under division (A) (9) of this section. 1444

(E) The department shall distribute to the parent of each 1445  
student for whom an educational choice scholarship is awarded 1446  
under section 3310.03 or 3310.032 of the Revised Code, or to the 1447  
student if at least eighteen years of age, from the funds paid 1448  
to the educational choice scholarship unit under this section, a 1449  
scholarship equal to the amount calculated for the student under 1450  
division (A) (10) (a) of this section. The scholarship shall be 1451  
distributed in monthly partial payments, and the department 1452

shall proportionately reduce or terminate the payments for any 1453  
student who withdraws from a chartered nonpublic school prior to 1454  
the end of the school year. 1455

For purposes of divisions (E) and (F) of this section, in 1456  
the case of a student who is not living with the student's 1457  
parent, the department shall distribute the scholarship payments 1458  
to the student's guardian, legal custodian, kinship caregiver, 1459  
foster caregiver, or caretaker. For the purposes of this 1460  
division, "caretaker" has the same meaning as in section 1461  
3310.033 of the Revised Code, "kinship caregiver" has the same 1462  
meaning as in section 5101.85 of the Revised Code, and "foster 1463  
caregiver" has the same meaning as in section 5103.02 of the 1464  
Revised Code. 1465

(F) If a student is awarded a pilot project scholarship 1466  
under sections 3313.974 to 3313.979 of the Revised Code, the 1467  
department shall distribute to the parent of the student, if the 1468  
student is attending a registered private school as defined in 1469  
section 3313.974 of the Revised Code, or the student's school 1470  
district of attendance, if the scholarship is to be used for 1471  
payments to a public school in a school district adjacent to the 1472  
pilot project school district pursuant to section 3327.06 of the 1473  
Revised Code, a scholarship from the funds paid to the pilot 1474  
project scholarship unit under this section that is equal to the 1475  
amount calculated for the student under division (A) (11) (a) of 1476  
this section. 1477

In the case of a scholarship distributed to a student's 1478  
parent, the scholarship shall be distributed in monthly partial 1479  
payments. The scholarship amount shall be proportionately 1480  
reduced in the case of any such student who is not enrolled in a 1481  
registered private school, as that term is defined in section 1482

3313.974 of the Revised Code, for the entire school year. 1483

In the case of a scholarship distributed to a student's 1484  
school district of attendance, the department shall, on behalf 1485  
of the student's parents, use the scholarship to make the 1486  
tuition payments required by section 3327.06 of the Revised Code 1487  
to the student's school district of attendance, except that, 1488  
notwithstanding sections 3323.13, 3323.14, and 3327.06 of the 1489  
Revised Code, the total payments in any school year shall not 1490  
exceed the scholarship amount calculated for the student under 1491  
division (A) (11) (a) of this section. 1492

(G) The department shall distribute to the parent of each 1493  
student for whom an autism scholarship is awarded under section 1494  
3310.41 of the Revised Code, from the funds paid to the autism 1495  
scholarship unit under this section, a scholarship equal to the 1496  
amount calculated for the student under division (A) (12) (a) of 1497  
this section. The scholarship shall be distributed from time to 1498  
time in partial payments. The scholarship amount shall be 1499  
proportionately reduced in the case of any student who is not 1500  
enrolled in the special education program for which a 1501  
scholarship was awarded under section 3310.41 of the Revised 1502  
Code for the entire school year. The department shall make no 1503  
payments to the parent of a student while any administrative or 1504  
judicial mediation or proceedings with respect to the content of 1505  
the student's individualized education program are pending. 1506

(H) The department shall distribute to the parent of each 1507  
student for whom a Jon Peterson special needs scholarship is 1508  
awarded under sections 3310.51 to 3310.64 of the Revised Code, 1509  
from the funds paid to the Jon Peterson special needs 1510  
scholarship unit under this section, a scholarship equal to the 1511  
amount calculated for the student under division (A) (13) (a) of 1512

this section. The scholarship shall be distributed in periodic 1513  
payments, and the department shall proportionately reduce or 1514  
terminate the payments for any student who is not enrolled in 1515  
the special education program of an alternative public provider 1516  
or a registered private provider, as those terms are defined in 1517  
section 3310.51 of the Revised Code, for the entire school year. 1518

(I) For fiscal years 2024 and 2025, a school district 1519  
shall spend the funds it receives under division (A) (5) of this 1520  
section only for services for English learners. 1521

(J) For fiscal year 2024 and each fiscal year thereafter, 1522  
a school district shall spend the funds it receives under 1523  
division (A) (6) of this section only for the identification of 1524  
gifted students, gifted coordinator services, gifted 1525  
intervention specialist services, and gifted professional 1526  
development. For fiscal year 2024 and each fiscal year 1527  
thereafter, if the department determines that a district is not 1528  
in compliance with this division, it shall reduce the district's 1529  
payments for that fiscal year under this chapter by an amount 1530  
equal to the amount paid to the district for that fiscal year 1531  
under division (A) (6) of this section that was not spent in 1532  
accordance with this division. The department shall reduce the 1533  
payment within ninety days of data finalization. 1534

(K) The department shall transfer to each educational 1535  
savings account established for a student by the treasurer of 1536  
state under sections 3310.21 to 3310.25 of the Revised Code, 1537  
from the funds paid to the nonchartered educational savings 1538  
account unit under this section, an amount of funds equal to the 1539  
amount calculated for the student under division (A) (14) (a) of 1540  
this section. The department shall distribute those funds in one 1541  
annual payment. To the extent practicable, the department shall 1542

make that payment for which an account is established prior to 1543  
the school year for which it is sought before the first day of 1544  
that school year. 1545

**Sec. 3317.03.** (A) The superintendent of each city, local, 1546  
and exempted village school district shall report to the 1547  
department of education and workforce as of the last day of 1548  
October, March, and June of each year the enrollment of students 1549  
receiving services from schools under the superintendent's 1550  
supervision, and the numbers of other students entitled to 1551  
attend school in the district under section 3313.64 or 3313.65 1552  
of the Revised Code the superintendent is required to report 1553  
under this section, so that the department can calculate the 1554  
district's enrolled ADM, formula ADM, total ADM, category one 1555  
through five career-technical education ADM, category one 1556  
through three English learner ADM, category one through six 1557  
special education ADM, transportation ADM, and, for purposes of 1558  
provisions of law outside of Chapter 3317. of the Revised Code, 1559  
average daily membership. 1560

(1) The enrollment reported by the superintendent during 1561  
the reporting period shall consist of the number of students in 1562  
grades kindergarten through twelve receiving any educational 1563  
services from the district, except that the following categories 1564  
of students shall not be included in the determination: 1565

(a) Students enrolled in adult education classes; 1566

(b) Adjacent or other district students enrolled in the 1567  
district under an open enrollment policy pursuant to section 1568  
3313.98 of the Revised Code; 1569

(c) Students receiving services in the district pursuant 1570  
to a compact, cooperative education agreement, or a contract, 1571

but who are entitled to attend school in another district 1572  
pursuant to section 3313.64 or 3313.65 of the Revised Code; 1573

(d) Students for whom tuition is payable pursuant to 1574  
sections 3317.081 and 3323.141 of the Revised Code; 1575

(e) Students receiving services in the district through a 1576  
scholarship awarded under either section 3310.41 or sections 1577  
3310.51 to 3310.64 of the Revised Code. 1578

When reporting students under division (A)(1) of this 1579  
section, the superintendent also shall report the district where 1580  
each student is entitled to attend school pursuant to sections 1581  
3313.64 and 3313.65 of the Revised Code. 1582

(2) The department shall compile a list of all students 1583  
reported to be enrolled in a district under division (A)(1) of 1584  
this section and of the students entitled to attend school in 1585  
the district pursuant to section 3313.64 or 3313.65 of the 1586  
Revised Code on an FTE basis but receiving educational services 1587  
in grades kindergarten through twelve from one or more of the 1588  
following entities: 1589

(a) A community school pursuant to Chapter 3314. of the 1590  
Revised Code, including any participation in a college pursuant 1591  
to Chapter 3365. of the Revised Code while enrolled in such 1592  
community school; 1593

(b) An alternative school pursuant to sections 3313.974 to 1594  
3313.979 of the Revised Code; 1595

(c) A college pursuant to Chapter 3365. of the Revised 1596  
Code, except when the student is enrolled in the college while 1597  
also enrolled in a community school pursuant to Chapter 3314., a 1598  
science, technology, engineering, and mathematics school 1599  
established under Chapter 3326., or a college-preparatory 1600



boarding school established under Chapter 3328. of the Revised Code; 1601  
1602

(d) An adjacent or other school district under an open enrollment policy adopted pursuant to section 3313.98 of the Revised Code; 1603  
1604  
1605

(e) An educational service center or cooperative education district; 1606  
1607

(f) Another school district under a cooperative education agreement, compact, or contract; 1608  
1609

(g) A chartered nonpublic school with a scholarship paid under section 3317.022 of the Revised Code, if the students qualified for the scholarship under section 3310.03 or 3310.032 of the Revised Code; 1610  
1611  
1612  
1613

(h) An alternative public provider or a registered private provider with a scholarship awarded under either section 3310.41 or sections 3310.51 to 3310.64 of the Revised Code. 1614  
1615  
1616

As used in this section, "alternative public provider" and "registered private provider" have the same meanings as in section 3310.41 or 3310.51 of the Revised Code, as applicable. 1617  
1618  
1619

(i) A science, technology, engineering, and mathematics school established under Chapter 3326. of the Revised Code, including any participation in a college pursuant to Chapter 3365. of the Revised Code while enrolled in the school; 1620  
1621  
1622  
1623

(j) A college-preparatory boarding school established under Chapter 3328. of the Revised Code, including any participation in a college pursuant to Chapter 3365. of the Revised Code while enrolled in the school; 1624  
1625  
1626  
1627

(k) A nonchartered nonpublic school if the students have 1628

educational savings accounts established under sections 3310.21 1629  
to 3310.25 of the Revised Code. 1630

(3) The department also shall compile a list of the 1631  
students entitled to attend school in the district under section 1632  
3313.64 or 3313.65 of the Revised Code who are enrolled in a 1633  
joint vocational school district or under a career-technical 1634  
education compact, excluding any students so entitled to attend 1635  
school in the district who are enrolled in another school 1636  
district through an open enrollment policy as reported under 1637  
division (A) (2) (d) of this section and then enroll in a joint 1638  
vocational school district or under a career-technical education 1639  
compact. 1640

The department shall provide each city, local, and 1641  
exempted village school district with an opportunity to review 1642  
the list of students compiled under divisions (A) (2) and (3) of 1643  
this section to ensure that the students reported accurately 1644  
reflect the enrollment of students in the district. 1645

(B) To enable the department to obtain the data needed to 1646  
complete the calculation of payments pursuant to this chapter, 1647  
each superintendent shall certify from the reports provided by 1648  
the department under division (A) of this section all of the 1649  
following: 1650

(1) The total student enrollment in regular learning day 1651  
classes included in the report under division (A) (1) or (2), 1652  
including any student described in division (A) (1) (b) of this 1653  
section and excluding any student reported under divisions (A) 1654  
(2) (a), (b), (d), (g), (h), (i), ~~and (j)~~, and (k) of this 1655  
section, of this section for each of the individual grades 1656  
kindergarten through twelve in schools under the 1657  
superintendent's supervision; 1658

(2) The unduplicated count of the number of preschool 1659  
children with disabilities enrolled in the district for whom the 1660  
district is eligible to receive funding under section 3317.0213 1661  
of the Revised Code adjusted for the portion of the year each 1662  
child is so enrolled, in accordance with the disability 1663  
categories prescribed in section 3317.013 of the Revised Code; 1664

(3) The number of children entitled to attend school in 1665  
the district pursuant to section 3313.64 or 3313.65 of the 1666  
Revised Code who are: 1667

(a) Enrolled in a college under Chapter 3365. of the 1668  
Revised Code, except when the student is enrolled in the college 1669  
while also enrolled in a community school pursuant to Chapter 1670  
3314. of the Revised Code, a science, technology, engineering, 1671  
and mathematics school established under Chapter 3326., or a 1672  
college-preparatory boarding school established under Chapter 1673  
3328. of the Revised Code; 1674

(b) Participating in a program operated by a county board 1675  
of developmental disabilities or a state institution. 1676

(4) The total enrollment of pupils in joint vocational 1677  
schools; 1678

(5) The combined enrollment of children with disabilities 1679  
reported under division (A) (1) or (2) of this section, including 1680  
any student described in division (A) (1) (b) of this section and 1681  
excluding any student reported under divisions (A) (2) (a), (b), 1682  
(d), (g), (h), (i), ~~and~~ (j), and (k) of this section, receiving 1683  
special education services for the category one disability 1684  
described in division (A) of section 3317.013 of the Revised 1685  
Code, including children attending a special education program 1686  
operated by an alternative public provider or a registered 1687

private provider with a scholarship awarded under sections 1688  
3310.51 to 3310.64 of the Revised Code; 1689

(6) The combined enrollment of children with disabilities 1690  
reported under division (A)(1) or (2) of this section, including 1691  
any student described in division (A)(1)(b) of this section and 1692  
excluding any student reported under divisions (A)(2)(a), (b), 1693  
(d), (g), (h), (i), ~~and (j)~~, and (k) of this section, receiving 1694  
special education services for category two disabilities 1695  
described in division (B) of section 3317.013 of the Revised 1696  
Code, including children attending a special education program 1697  
operated by an alternative public provider or a registered 1698  
private provider with a scholarship awarded under sections 1699  
3310.51 to 3310.64 of the Revised Code; 1700

(7) The combined enrollment of children with disabilities 1701  
reported under division (A)(1) or (2) of this section, including 1702  
any student described in division (A)(1)(b) of this section and 1703  
excluding any student reported under divisions (A)(2)(a), (b), 1704  
(d), (g), (h), (i), ~~and (j)~~, and (k) of this section, receiving 1705  
special education services for category three disabilities 1706  
described in division (C) of section 3317.013 of the Revised 1707  
Code, including children attending a special education program 1708  
operated by an alternative public provider or a registered 1709  
private provider with a scholarship awarded under sections 1710  
3310.51 to 3310.64 of the Revised Code; 1711

(8) The combined enrollment of children with disabilities 1712  
reported under division (A)(1) or (2) of this section, including 1713  
any student described in division (A)(1)(b) of this section and 1714  
excluding any student reported under divisions (A)(2)(a), (b), 1715  
(d), (g), (h), (i), ~~and (j)~~, and (k) of this section, receiving 1716  
special education services for category four disabilities 1717

described in division (D) of section 3317.013 of the Revised Code, including children attending a special education program operated by an alternative public provider or a registered private provider with a scholarship awarded under sections 3310.51 to 3310.64 of the Revised Code;

(9) The combined enrollment of children with disabilities reported under division (A) (1) or (2) of this section, including any student described in division (A) (1) (b) of this section and excluding any student reported under divisions (A) (2) (a), (b), (d), (g), (h), (i), ~~and (j)~~, and (k) of this section, receiving special education services for the category five disabilities described in division (E) of section 3317.013 of the Revised Code, including children attending a special education program operated by an alternative public provider or a registered private provider with a scholarship awarded under sections 3310.51 to 3310.64 of the Revised Code;

(10) The combined enrollment of children with disabilities reported under division (A) (1) or (2) of this section, including any student described in division (A) (1) (b) of this section and excluding any student reported under divisions (A) (2) (a), (b), (d), (g), (h), (i), ~~and (j)~~, and (k) of this section, receiving special education services for category six disabilities described in division (F) of section 3317.013 of the Revised Code, including children attending a special education program operated by an alternative public provider or a registered private provider with a scholarship awarded under either section 3310.41 or sections 3310.51 to 3310.64 of the Revised Code;

(11) The enrollment of pupils reported under division (A) (1) or (2) of this section on a full-time equivalency basis, including any student described in division (A) (1) (b) of this

section and excluding any student reported under divisions (A) 1748  
(2) (a), (b), (d), (g), (h), (i), ~~and (j)~~, and (k) of this 1749  
section, in category one career-technical education programs or 1750  
classes, described in division (A) (1) of section 3317.014 of the 1751  
Revised Code, operated by the school district or by another 1752  
district that is a member of the district's career-technical 1753  
planning district, other than a joint vocational school 1754  
district, or by an educational service center, notwithstanding 1755  
division (M) of section 3317.02 of the Revised Code and division 1756  
(C) (3) of this section; 1757

(12) The enrollment of pupils reported under division (A) 1758  
(1) or (2) of this section on a full-time equivalency basis, 1759  
including any student described in division (A) (1) (b) of this 1760  
section and excluding any student reported under divisions (A) 1761  
(2) (a), (b), (d), (g), (h), (i), ~~and (j)~~, and (k) of this 1762  
section, in category two career-technical education programs or 1763  
services, described in division (A) (2) of section 3317.014 of 1764  
the Revised Code, operated by the school district or another 1765  
school district that is a member of the district's career- 1766  
technical planning district, other than a joint vocational 1767  
school district, or by an educational service center, 1768  
notwithstanding division (M) of section 3317.02 of the Revised 1769  
Code and division (C) (3) of this section; 1770

(13) The enrollment of pupils reported under division (A) 1771  
(1) or (2) of this section on a full-time equivalency basis, 1772  
including any student described in division (A) (1) (b) of this 1773  
section and excluding any student reported under divisions (A) 1774  
(2) (a), (b), (d), (g), (h), (i), ~~and (j)~~, and (k) of this 1775  
section, in category three career-technical education programs 1776  
or services, described in division (A) (3) of section 3317.014 of 1777  
the Revised Code, operated by the school district or another 1778

school district that is a member of the district's career- 1779  
technical planning district, other than a joint vocational 1780  
school district, or by an educational service center, 1781  
notwithstanding division (M) of section 3317.02 of the Revised 1782  
Code and division (C)(3) of this section; 1783

(14) The enrollment of pupils reported under division (A) 1784  
(1) or (2) of this section on a full-time equivalency basis, 1785  
including any student described in division (A)(1)(b) of this 1786  
section and excluding any student reported under divisions (A) 1787  
(2)(a), (b), (d), (g), (h), (i), ~~and (j)~~, and (k) of this 1788  
section, in category four career-technical education programs or 1789  
services, described in division (A)(4) of section 3317.014 of 1790  
the Revised Code, operated by the school district or another 1791  
school district that is a member of the district's career- 1792  
technical planning district, other than a joint vocational 1793  
school district, or by an educational service center, 1794  
notwithstanding division (M) of section 3317.02 of the Revised 1795  
Code and division (C)(3) of this section; 1796

(15) The enrollment of pupils reported under division (A) 1797  
(1) or (2) of this section on a full-time equivalency basis, 1798  
including any student described in division (A)(1)(b) of this 1799  
section and excluding any student reported under divisions (A) 1800  
(2)(a), (b), (d), (g), (h), (i), ~~and (j)~~, and (k) of this 1801  
section, in category five career-technical education programs or 1802  
services, described in division (A)(5) of section 3317.014 of 1803  
the Revised Code, operated by the school district or another 1804  
school district that is a member of the district's career- 1805  
technical planning district, other than a joint vocational 1806  
school district, or by an educational service center, 1807  
notwithstanding division (M) of section 3317.02 of the Revised 1808  
Code and division (C)(3) of this section; 1809

(16) The enrollment of pupils reported under division (A) 1810  
(1) or (2) of this section who are English learners described in 1811  
division (A) of section 3317.016 of the Revised Code, including 1812  
any student described in division (A) (1) (b) of this section and 1813  
excluding any student reported under divisions (A) (2) (a), (b), 1814  
(d), (g), (h), (i), ~~and~~ (j), and (k) of this section; 1815

(17) The enrollment of pupils reported under division (A) 1816  
(1) or (2) of this section who are English learners described in 1817  
division (B) of section 3317.016 of the Revised Code, including 1818  
any student described in division (A) (1) (b) of this section and 1819  
excluding any student reported under divisions (A) (2) (a), (b), 1820  
(d), (g), (h), (i), ~~and~~ (j), and (k) of this section; 1821

(18) The enrollment of pupils reported under division (A) 1822  
(1) or (2) of this section who are English learners described in 1823  
division (C) of section 3317.016 of the Revised Code, including 1824  
any student described in division (A) (1) (b) of this section and 1825  
excluding any student reported under divisions (A) (2) (a), (b), 1826  
(d), (g), (h), (i), and (j) of this section; 1827

(19) The average number of children transported during the 1828  
reporting period by the school district on board-owned or 1829  
contractor-owned and -operated buses, reported in accordance 1830  
with rules adopted by the department; 1831

(20) (a) The number of children, other than preschool 1832  
children with disabilities, the district placed with a county 1833  
board of developmental disabilities in fiscal year 1998. 1834  
Division (B) (20) (a) of this section does not apply after fiscal 1835  
year 2013. 1836

(b) The number of children with disabilities, other than 1837  
preschool children with disabilities, placed with a county board 1838



of developmental disabilities in the current fiscal year to 1839  
receive special education services for the category one 1840  
disability described in division (A) of section 3317.013 of the 1841  
Revised Code; 1842

(c) The number of children with disabilities, other than 1843  
preschool children with disabilities, placed with a county board 1844  
of developmental disabilities in the current fiscal year to 1845  
receive special education services for category two disabilities 1846  
described in division (B) of section 3317.013 of the Revised 1847  
Code; 1848

(d) The number of children with disabilities, other than 1849  
preschool children with disabilities, placed with a county board 1850  
of developmental disabilities in the current fiscal year to 1851  
receive special education services for category three 1852  
disabilities described in division (C) of section 3317.013 of 1853  
the Revised Code; 1854

(e) The number of children with disabilities, other than 1855  
preschool children with disabilities, placed with a county board 1856  
of developmental disabilities in the current fiscal year to 1857  
receive special education services for category four 1858  
disabilities described in division (D) of section 3317.013 of 1859  
the Revised Code; 1860

(f) The number of children with disabilities, other than 1861  
preschool children with disabilities, placed with a county board 1862  
of developmental disabilities in the current fiscal year to 1863  
receive special education services for the category five 1864  
disabilities described in division (E) of section 3317.013 of 1865  
the Revised Code; 1866

(g) The number of children with disabilities, other than 1867

preschool children with disabilities, placed with a county board 1868  
of developmental disabilities in the current fiscal year to 1869  
receive special education services for category six disabilities 1870  
described in division (F) of section 3317.013 of the Revised 1871  
Code. 1872

(21) The enrollment of students who are economically 1873  
disadvantaged, as defined by the department, including any 1874  
student described in divisions (A) (1) (b) of this section and 1875  
excluding any student reported under divisions (A) (2) (a), (b), 1876  
(d), (g), (h), (i), ~~and~~ (j), and (k) of this section. A student 1877  
shall not be categorically excluded from the number reported 1878  
under division (B) (21) of this section based on anything other 1879  
than family income. 1880

(22) The enrollment of students identified as gifted under 1881  
division (A), (B), (C), or (D) of section 3324.03 of the Revised 1882  
Code. 1883

(C) (1) The department shall adopt rules necessary for 1884  
implementing divisions (A), (B), and (D) of this section. 1885

(2) A student enrolled in a community school established 1886  
under Chapter 3314., a science, technology, engineering, and 1887  
mathematics school established under Chapter 3326., or a 1888  
college-preparatory boarding school established under Chapter 1889  
3328. of the Revised Code shall be counted in the formula ADM of 1890  
the school district in which the student is entitled to attend 1891  
school under section 3313.64 or 3313.65 of the Revised Code for 1892  
the same proportion of the school year that the student is 1893  
counted in the enrollment of the community school, the science, 1894  
technology, engineering, and mathematics school, or the college- 1895  
preparatory boarding school for purposes of section 3317.022 or 1896  
3328.24 of the Revised Code. Notwithstanding the enrollment of 1897

students reported pursuant to division (A) (2) (a), (i), or (j) of 1898  
this section, the department may adjust the formula ADM of a 1899  
school district to account for students entitled to attend 1900  
school in the district under section 3313.64 or 3313.65 of the 1901  
Revised Code who are enrolled in a community school, a science, 1902  
technology, engineering, and mathematics school, or a college- 1903  
preparatory boarding school for only a portion of the school 1904  
year. 1905

(3) No child shall be counted as more than a total of one 1906  
child in the sum of the enrollment of students of a school 1907  
district under division (A), divisions (B) (1) to (22), or 1908  
division (D) of this section, except as follows: 1909

(a) (i) A child with a disability described in section 1910  
3317.013 of the Revised Code may be counted both in formula ADM 1911  
and in category one, two, three, four, five, or six special 1912  
education ADM and, if applicable, in category one, two, three, 1913  
four, or five career-technical education ADM. As provided in 1914  
division (M) of section 3317.02 of the Revised Code, such a 1915  
child shall be counted in category one, two, three, four, five, 1916  
or six special education ADM in the same proportion that the 1917  
child is counted in formula ADM. 1918

(ii) A child with a disability described in section 1919  
3317.013 of the Revised Code may be counted both in enrolled ADM 1920  
and in category one, two, three, four, five, or six special 1921  
education ADM and, if applicable, in category one, two, three, 1922  
four, or five career-technical education ADM. As provided in 1923  
division (M) of section 3317.02 of the Revised Code, such a 1924  
child shall be counted in category one, two, three, four, five, 1925  
or six special education ADM in the same proportion that the 1926  
child is counted in enrolled ADM. 1927

(b) (i) A child enrolled in career-technical education 1928  
programs or classes described in section 3317.014 of the Revised 1929  
Code may be counted both in formula ADM and category one, two, 1930  
three, four, or five career-technical education ADM and, if 1931  
applicable, in category one, two, three, four, five, or six 1932  
special education ADM. Such a child shall be counted in category 1933  
one, two, three, four, or five career-technical education ADM in 1934  
the same proportion as the percentage of time that the child 1935  
spends in the career-technical education programs or classes. 1936

(ii) A child enrolled in career-technical education 1937  
programs or classes described in section 3317.014 of the Revised 1938  
Code may be counted both in enrolled ADM and category one, two, 1939  
three, four, or five career-technical education ADM and, if 1940  
applicable, in category one, two, three, four, five, or six 1941  
special education ADM. Such a child shall be counted in category 1942  
one, two, three, four, or five career-technical education ADM in 1943  
the same proportion as the percentage of time that the child 1944  
spends in the career-technical education programs or classes. 1945

(4) Based on the information reported under this section, 1946  
the department shall determine the total student count, as 1947  
defined in section 3301.011 of the Revised Code, for each school 1948  
district. 1949

(D) (1) The superintendent of each joint vocational school 1950  
district shall report and certify to the department as of the 1951  
last day of October, March, and June of each year the enrollment 1952  
of students receiving services from schools under the 1953  
superintendent's supervision so that the department can 1954  
calculate the district's enrolled ADM, formula ADM, total ADM, 1955  
category one through five career-technical education ADM, 1956  
category one through three English learner ADM, category one 1957

through six special education ADM, and for purposes of 1958  
provisions of law outside of Chapter 3317. of the Revised Code, 1959  
average daily membership. 1960

The enrollment reported and certified by the 1961  
superintendent, except as otherwise provided in this division, 1962  
shall consist of the number of students in grades six through 1963  
twelve receiving any educational services from the district, 1964  
except that the following categories of students shall not be 1965  
included in the determination: 1966

(a) Students enrolled in adult education classes; 1967

(b) Adjacent or other district joint vocational students 1968  
enrolled in the district under an open enrollment policy 1969  
pursuant to section 3313.98 of the Revised Code; 1970

(c) Students receiving services in the district pursuant 1971  
to a compact, cooperative education agreement, or a contract, 1972  
but who are entitled to attend school in a city, local, or 1973  
exempted village school district whose territory is not part of 1974  
the territory of the joint vocational district; 1975

(d) Students for whom tuition is payable pursuant to 1976  
sections 3317.081 and 3323.141 of the Revised Code. 1977

(2) To enable the department to obtain the data needed to 1978  
complete the calculation of payments pursuant to this chapter, 1979  
each superintendent shall certify from the report provided under 1980  
division (D) (1) of this section the enrollment for each of the 1981  
following categories of students: 1982

(a) Students enrolled in each individual grade included in 1983  
the joint vocational district schools, including any student 1984  
described in division (D) (1) (b) of this section; 1985

(b) Children with disabilities receiving special education services for the category one disability described in division (A) of section 3317.013 of the Revised Code, including any student described in division (D) (1) (b) of this section;	1986 1987 1988 1989
(c) Children with disabilities receiving special education services for the category two disabilities described in division (B) of section 3317.013 of the Revised Code, including any student described in division (D) (1) (b) of this section;	1990 1991 1992 1993
(d) Children with disabilities receiving special education services for category three disabilities described in division (C) of section 3317.013 of the Revised Code, including any student described in division (D) (1) (b) of this section;	1994 1995 1996 1997
(e) Children with disabilities receiving special education services for category four disabilities described in division (D) of section 3317.013 of the Revised Code, including any student described in division (D) (1) (b) of this section;	1998 1999 2000 2001
(f) Children with disabilities receiving special education services for the category five disabilities described in division (E) of section 3317.013 of the Revised Code, including any student described in division (D) (1) (b) of this section;	2002 2003 2004 2005
(g) Children with disabilities receiving special education services for category six disabilities described in division (F) of section 3317.013 of the Revised Code, including any student described in division (D) (1) (b) of this section;	2006 2007 2008 2009
(h) Students receiving category one career-technical education services, described in division (A) (1) of section 3317.014 of the Revised Code, including any student described in division (D) (1) (b) of this section;	2010 2011 2012 2013
(i) Students receiving category two career-technical	2014

education services, described in division (A) (2) of section	2015
3317.014 of the Revised Code, including any student described in	2016
division (D) (1) (b) of this section;	2017
(j) Students receiving category three career-technical	2018
education services, described in division (A) (3) of section	2019
3317.014 of the Revised Code, including any student described in	2020
division (D) (1) (b) of this section;	2021
(k) Students receiving category four career-technical	2022
education services, described in division (A) (4) of section	2023
3317.014 of the Revised Code, including any student described in	2024
division (D) (1) (b) of this section;	2025
(l) Students receiving category five career-technical	2026
education services, described in division (A) (5) of section	2027
3317.014 of the Revised Code, including any student described in	2028
division (D) (1) (b) of this section;	2029
(m) English learners described in division (A) of section	2030
3317.016 of the Revised Code, including any student described in	2031
division (D) (1) (b) of this section;	2032
(n) English learners described in division (B) of section	2033
3317.016 of the Revised Code, including any student described in	2034
division (D) (1) (b) of this section;	2035
(o) English learners described in division (C) of section	2036
3317.016 of the Revised Code, including any student described in	2037
division (D) (1) (b) of this section;	2038
(p) Students who are economically disadvantaged, as	2039
defined by the department, including any student described in	2040
division (D) (1) (b) of this section. A student shall not be	2041
categorically excluded from the number reported under division	2042
(D) (2) (p) of this section based on anything other than family	2043

income. 2044

The superintendent of each joint vocational school 2045  
district shall also indicate the city, local, or exempted 2046  
village school district in which each joint vocational district 2047  
pupil is entitled to attend school pursuant to section 3313.64 2048  
or 3313.65 of the Revised Code. 2049

(E) In each school of each city, local, exempted village, 2050  
joint vocational, and cooperative education school district 2051  
there shall be maintained a record of school enrollment, which 2052  
record shall accurately show, for each day the school is in 2053  
session, the actual enrollment in regular day classes. For the 2054  
purpose of determining the enrollment of students, the 2055  
enrollment figure of any school shall not include any pupils 2056  
except those pupils described by division (A) or (D) of this 2057  
section. The record of enrollment for each school shall be 2058  
maintained in such manner that no pupil shall be counted as 2059  
enrolled prior to the actual date of entry in the school and 2060  
also in such manner that where for any cause a pupil permanently 2061  
withdraws from the school that pupil shall not be counted as 2062  
enrolled from and after the date of such withdrawal. There shall 2063  
not be included in the enrollment of any school any of the 2064  
following: 2065

(1) Any pupil who has graduated from the twelfth grade of 2066  
a public or nonpublic high school; 2067

(2) Any pupil who is not a resident of the state; 2068

(3) Any pupil who was enrolled in the schools of the 2069  
district during the previous school year when assessments were 2070  
administered under section 3301.0711 of the Revised Code but did 2071  
not take one or more of the assessments required by that section 2072



and was not excused pursuant to division (C) (1) or (3) of that section; 2073  
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(4) Any pupil who has attained the age of twenty-two years, except for veterans of the armed services whose attendance was interrupted before completing the recognized twelve-year course of the public schools by reason of induction or enlistment in the armed forces and who apply for reenrollment in the public school system of their residence not later than four years after termination of war or their honorable discharge; 2075  
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(5) Any pupil who has a certificate of high school equivalence as defined in section 5107.40 of the Revised Code. 2083  
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If, however, any veteran described by division (E) (4) of this section elects to enroll in special courses organized for veterans for whom tuition is paid under the provisions of federal laws, or otherwise, that veteran shall not be included in the enrollment of students determined under this section. 2085  
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Notwithstanding division (E) (3) of this section, the enrollment of any school may include a pupil who did not take an assessment required by section 3301.0711 of the Revised Code if the department of education and workforce grants a waiver from the requirement to take the assessment to the specific pupil and a parent is not paying tuition for the pupil pursuant to section 3313.6410 of the Revised Code. The department may grant such a waiver only for good cause in accordance with rules adopted by the department. 2090  
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The enrolled ADM, formula ADM, total ADM, category one through five career-technical education ADM, category one through three English learner ADM, category one through six 2099  
2100  
2101

special education ADM, transportation ADM, and, for purposes of 2102  
provisions of law outside of Chapter 3317. of the Revised Code, 2103  
average daily membership of any school district shall be 2104  
determined in accordance with rules adopted by the department. 2105

(F) (1) If a student attending a community school under 2106  
Chapter 3314., a science, technology, engineering, and 2107  
mathematics school established under Chapter 3326., or a 2108  
college-preparatory boarding school established under Chapter 2109  
3328. of the Revised Code is not included in the formula ADM 2110  
calculated for the school district in which the student is 2111  
entitled to attend school under section 3313.64 or 3313.65 of 2112  
the Revised Code, the department shall adjust the formula ADM of 2113  
that school district to include the student in accordance with 2114  
division (C) (2) of this section. 2115

(2) If a student awarded an educational choice scholarship 2116  
is not included in the formula ADM of the school district in 2117  
which the student resides, the department shall adjust the 2118  
formula ADM of that school district to include the student. 2119

(3) If a student awarded a scholarship under the Jon 2120  
Peterson special needs scholarship program is not included in 2121  
the formula ADM of the school district in which the student 2122  
resides, the department shall adjust the formula ADM of that 2123  
school district to include the student. 2124

(G) (1) (a) The superintendent of an institution operating a 2125  
special education program pursuant to section 3323.091 of the 2126  
Revised Code shall, for the programs under such superintendent's 2127  
supervision, certify to the department, in the manner prescribed 2128  
by the director of education and workforce, both of the 2129  
following: 2130

(i) The unduplicated count of the number of all children 2131  
with disabilities other than preschool children with 2132  
disabilities receiving services at the institution for each 2133  
category of disability described in divisions (A) to (F) of 2134  
section 3317.013 of the Revised Code adjusted for the portion of 2135  
the year each child is so enrolled; 2136

(ii) The unduplicated count of the number of all preschool 2137  
children with disabilities in classes or programs for whom the 2138  
district is eligible to receive funding under section 3317.0213 2139  
of the Revised Code adjusted for the portion of the year each 2140  
child is so enrolled, reported according to the categories 2141  
prescribed in section 3317.013 of the Revised Code. 2142

(b) The superintendent of an institution with career- 2143  
technical education units approved under section 3317.05 of the 2144  
Revised Code shall, for the units under the superintendent's 2145  
supervision, certify to the department the enrollment in those 2146  
units, in the manner prescribed by the director of education and 2147  
workforce. 2148

(2) The superintendent of each county board of 2149  
developmental disabilities that maintains special education 2150  
classes under section 3317.20 of the Revised Code or provides 2151  
services to preschool children with disabilities pursuant to an 2152  
agreement between the county board and the appropriate school 2153  
district shall do both of the following: 2154

(a) Certify to the department, in the manner prescribed by 2155  
the department, the enrollment in classes under section 3317.20 2156  
of the Revised Code for each school district that has placed 2157  
children in the classes; 2158

(b) Certify to the department, in the manner prescribed by 2159

the department, the unduplicated count of the number of all 2160  
preschool children with disabilities enrolled in classes for 2161  
which the board is eligible to receive funding under section 2162  
3317.0213 of the Revised Code adjusted for the portion of the 2163  
year each child is so enrolled, reported according to the 2164  
categories prescribed in section 3317.013 of the Revised Code, 2165  
and the number of those classes. 2166

(H) Except as provided in division (I) of this section, 2167  
when any city, local, or exempted village school district 2168  
provides instruction for a nonresident pupil whose attendance is 2169  
unauthorized attendance as defined in section 3327.06 of the 2170  
Revised Code, that pupil's enrollment shall not be included in 2171  
that district's enrollment figure used in calculating the 2172  
district's payments under this chapter. The reporting official 2173  
shall report separately the enrollment of all pupils whose 2174  
attendance in the district is unauthorized attendance, and the 2175  
enrollment of each such pupil shall be credited to the school 2176  
district in which the pupil is entitled to attend school under 2177  
division (B) of section 3313.64 or section 3313.65 of the 2178  
Revised Code as determined by the department. 2179

(I) This division shall not apply on or after September 2180  
30, 2021. 2181

(1) A city, local, exempted village, or joint vocational 2182  
school district admitting a scholarship student of a pilot 2183  
project district pursuant to division (C) of section 3313.976 of 2184  
the Revised Code may count such student in its enrollment. 2185

(2) In any year for which funds are appropriated for pilot 2186  
project scholarship programs, a school district implementing a 2187  
state-sponsored pilot project scholarship program that year 2188  
pursuant to sections 3313.974 to 3313.979 of the Revised Code 2189

may count in its enrollment:	2190
(a) All children residing in the district and utilizing a scholarship to attend kindergarten in any alternative school, as defined in section 3313.974 of the Revised Code;	2191 2192 2193
(b) All children who were enrolled in the district in the preceding year who are utilizing a scholarship to attend an alternative school.	2194 2195 2196
(J) The superintendent of each cooperative education school district shall certify to the director of education and workforce, in a manner prescribed by the department, the applicable enrollments for all students in the cooperative education district, also indicating the city, local, or exempted village district where each pupil is entitled to attend school under section 3313.64 or 3313.65 of the Revised Code.	2197 2198 2199 2200 2201 2202 2203
(K) If the director of education and workforce determines that a component of the enrollment certified or reported by a district superintendent, or other reporting entity, is not correct, the director of education and workforce may order that the district's enrolled ADM, formula ADM, or both be adjusted in the amount of the error.	2204 2205 2206 2207 2208 2209
<b>Section 2.</b> That existing sections 3317.02, 3317.022, and 3317.03 of the Revised Code are hereby repealed.	2210 2211