

As Introduced

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

H. B. No. 339

Representative Click

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
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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. 1141
1142
1143
1144
1145
1146

(b) For fiscal year 2026 and each fiscal year thereafter, the sum of the following: 1147
1148

(i) An amount calculated in a manner determined by the general assembly times the funding unit's category one English learner ADM; 1149
1150
1151

(ii) An amount calculated in a manner determined by the general assembly times the funding unit's category two English learner ADM; 1152
1153
1154

(iii) An amount calculated in a manner determined by the general assembly times the funding unit's category three English learner ADM. 1155
1156
1157

(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: 1158
1159
1160

(i) Gifted identification funds calculated according to the following formula: 1161
1162

\$24 X the district's enrolled ADM for grades kindergarten through six X the district's state share percentage 1163
1164

(ii) Gifted referral funds calculated according to the following formula: 1165
1166

\$2.50 X the district's enrolled ADM X the district's state share percentage 1167
1168

(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:	1208
(a) For each student in the funding unit's enrolled ADM, determine the lesser of the following:	1209
(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;	1210
(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	1211
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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 7 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 7 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 7 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 7 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
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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
Section 2. That existing sections 3317.02, 3317.022, and 3317.03 of the Revised Code are hereby repealed.	2210 2211