

AN ACT

3314.53 To amend sections 9.833, 3313.26, 3314.08, 5705.194, and 5705.391 and to enact sections 3313.241, 3314.232, and ~~3314.52~~ of the Revised Code and to contingently amend Section 11 of Sub. S.B. 216 of the 132nd General Assembly upon its enactment and becoming effective regarding public moneys returned to the state as a result of a finding for recovery issued pursuant to an audit of the enrollment records of a community school, to clarify the time period within which a school district emergency levy or substitute levy may be renewed or replaced, to clarify the responsibilities of a school district treasurer regarding the signing or executing of certain documents, to require the State Board of Education to adopt standards for learning management software for internet- and computer-based community schools, regarding qualification for state payments by internet- or computer-based community schools, regarding joint health and medical insurance programs by political subdivisions and county boards of developmental disabilities, regarding submission of five-year financial forecasts by public schools, and regarding the moratorium on certain provisions affecting community schools and school districts whose enrollments were affected due to enrolling students of a suspended e-school.

Be it enacted by the General Assembly of the State of Ohio:

3314.53 SECTION 1. That sections 9.833, 3313.26, 3314.08, 5705.194, and 5705.391 be amended and sections 3313.241, 3314.232, and ~~3314.52~~ of the Revised Code be enacted to read as follows:

Sec. 9.833. (A) As used in this section:

"Political subdivision" has the meaning defined in sections 2744.01 and 3905.36 of the Revised Code. For purposes of this section, "political subdivision" includes municipal corporations as defined in section 5705.01 of the Revised Code.

"County board" means a county board of developmental disabilities.

(B) Political subdivisions and county boards that provide health care benefits for their officers or employees may do any of the following:

(1) Establish and maintain an individual self-insurance program with public moneys to provide authorized health care benefits, including but not limited to, health care, prescription drugs, dental care, and vision care, in accordance with division (C) of this section;

(2) Establish and maintain a health savings account program whereby employees or officers may establish and maintain health savings accounts in accordance with section 223 of the Internal Revenue Code. Public moneys may be used to pay for or fund federally qualified high deductible

superintendent of public instruction.

(L) The department shall not subtract from a school district's state aid account and shall not pay to a community school under division (C) of this section any amount for any of the following:

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

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

(3) Any student who was enrolled in the community school during the previous school year when assessments were administered under section 3301.0711 of the Revised Code but did not take one or more of the assessments required by that section and was not excused pursuant to division (C) (1) or (3) of that section, unless the superintendent of public instruction grants the student a waiver from the requirement to take the assessment and a parent is not paying tuition for the student pursuant to section 3314.26 of the Revised Code. The superintendent may grant a waiver only for good cause in accordance with rules adopted by the state board of education.

(4) Any student 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 enrollment in a community school not later than four years after termination of war or their honorable discharge. If, however, any such veteran elects to enroll in special courses organized for veterans for whom tuition is paid under federal law, or otherwise, the department shall not subtract from a school district's state aid account and shall not pay to a community school under division (C) of this section any amount for that veteran.

Sec. 3314.232. The superintendent of public instruction shall establish by rule adopted in accordance with Chapter 119. of the Revised Code standards for learning management software to be used by internet- and computer-based community schools.

3314.53

Sec. 3314.52. If the auditor of state issues a finding for recovery pursuant to an audit of the enrollment records of a community school conducted in accordance with section 117.10 of the Revised Code, the department of education shall ensure that any public moneys returned to the state as a result of that finding for recovery are credited to the state education aid of the school district or districts from which the funding was deducted under section 3314.08 of the Revised Code in an amount equal to the amount that was deducted.

Sec. 5705.194. The board of education of any city, local, exempted village, cooperative education, or joint vocational school district at any time may declare by resolution that the revenue that will be raised by all tax levies which the district is authorized to impose, when combined with state and federal revenues, will be insufficient to provide for the emergency requirements of the school district or to avoid an operating deficit, and that it is therefore necessary to levy an additional tax in excess of the ten-mill limitation. The resolution shall be confined to a single purpose and shall specify that purpose. If the levy is proposed to renew all or a portion of the proceeds derived from one or more existing levies imposed pursuant to this section, it shall be called a renewal levy and shall be so designated on the ballot. If two or more existing levies are to be included in a single renewal levy but are not scheduled to expire in the same year, the resolution shall specify that the existing levies to be renewed shall not be levied after the year preceding the year in which the renewal levy is first imposed. Notwithstanding the original purpose of any one or more existing

The section numbering of law of a general and permanent nature is complete and in conformity with the Revised Code. *

Mark C. Flanders

Director, Legislative Service Commission.

Filed in the office of the Secretary of State at Columbus, Ohio, on the 3
day of August, A. D. 2018.

Joe Hunte

Secretary of State.

File No. 96

Effective Date November 2, 2018

*This certification has required my designation of the following in the left-hand margin as a proper code section number:

3314.53

Mark C. Flanders

Director, Legislative Service Commission

H/16/104 70

(132nd General Assembly)
(Substitute House Bill Number 87)

AN ACT

To amend sections 9.833, 3313.26, 3314.08, 5705.194, and 5705.391 and to enact sections 3313.241, 3314.232, and ~~3314.527~~ of the Revised Code and to contingently amend Section 11 of Sub. S.B. 216 of the 132nd General Assembly upon its enactment and becoming effective regarding public moneys returned to the state as a result of a funding for recovery issued pursuant to an audit of the enrollment records of a community school, to clarify the time period within which a school district emergency levy or substitute levy may be renewed or replaced, to clarify the responsibilities of a school district treasurer regarding the signing or executing of certain documents, to require the State Board of Education to adopt standards for learning management software for internet- and computer-based community schools, regarding qualification for state payments by internet- or computer-based community schools, regarding joint health and medical insurance programs by political subdivisions and county boards of developmental disabilities, regarding submission of five-year financial forecasts by public schools, and regarding the moratorium on certain provisions affecting community schools and school districts whose enrollments were affected due to enrolling students of a suspended e-school.

Introduced by

Representative Roegner

Cosponsors: Representatives Becker, Blessing, Butler, Dean, DeVitis, Dever, Duffey, Fedor, Hambley, Henne, Hill, Keller, Leland, Patterson, Patmon, Rezabek, Riedel, Schaffer, Slaby, Smith, K., Smith, R., Stein, Thompson, Vitale, Young, Faber, Anielski, Antonio, Barnes, Boggs, Boyd, Brown, Carfagna, Celebrezze, Cera, Clyde, Craig, Cupp, Galonski, Ginter, Green, Holmes, Ingram, Johnson, Koehler, Lepore-Hagan, Manning, O'Brien, Perales, Rogers, Ryan, Schuring, Sheehy, Strahorn, Sweeney, Sykes, West
Senators Beagle, Coley, Dolan, Eklund, Gardner, Kunze, Oelslager, Peterson, Terhar

Passed by the House of Representatives,


March 7, 2018

Passed by the Senate,

June 27, 2018

*Filed in the office of the Secretary of State at
Columbus, Ohio, on the*

3 day of August, A. D. 2018


Secretary of State.

*Concurred in
Senate amendments,
June 27, 2018.*