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## Substitute Bill Comparative Synopsis

### Sub. H.B. 327

### 134<sup>th</sup> General Assembly

House State and Local Government

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This table summarizes how the latest substitute version of the latest substitute bill differs from each immediately preceding version.

H.B. 327 (As Introduced)	Sub. H.B. 327 (I_134_1448-4)	Sub. H.B. 327 (I_134_1448-7)	Sub. H.B. 327 (I_134_1448-12)
<b>Protected characteristics and scope of bill</b>			
Addresses actions or treatment on the basis of: (1) nationality, (2) color, (3) ethnicity, (4) race, and (5) sex.	Addresses actions or treatment on the basis of: (1) nationality, (2) race, (3) color, (4) ethnicity, (5) <u>religion</u> , or (6) sex (hereinafter "race, religion, etc.").	Same as -4.	Makes the following changes: (1) Replaces "nationality" with "national origin"; (2) Specifies that the protected characteristics are to be interpreted under the original text of the "Civil Rights Act of 1964";

H.B. 327 (As Introduced)	Sub. H.B. 327 (I_134_1448-4)	Sub. H.B. 327 (I_134_1448-7)	Sub. H.B. 327 (I_134_1448-12)
No provision.	Names the bill "The Promoting Education Not Indoctrination Act" ( <i>Section 3</i> ).	Same as -4, and specifies the bill regards "the promotion of" rather than "the teaching of" divisive concepts.	(3) Defines "sex" as an individual's biological sex. <i>(R.C. 3313.6028.)</i>  Replaces the phrase "divisive concepts" and instead prohibits actors from compelling any individual to affirm, adopt, adhere to, profess, or promote certain specified concepts in violation of Title IV and VI of the Civil Rights Act of 1964 <i>(R.C. 3313.6028(B)).<sup>1</sup></i>
No provision.	No provision.	Defines "promote" or "promotion" as:  (1) Seeking to advance or encourage support of a partisan philosophy or religion by indoctrination, coercion, or furthering divisive concepts by teaching an individual or group of individuals to accept a set of beliefs in a one-sided, biased, and uncritical manner; or  (2) Seeking to advance or encourage support of a partisan	Same as -7 <i>(R.C. 3313.6028(A)(4))</i> .

<sup>1</sup> The As Introduced, -4, and -7 used the phrase "divisive concepts." The -12 removed that phrase and instead established an outright prohibition against promoting certain concepts, some of which are substantially similar in content to previous versions of the bill.

H.B. 327 (As Introduced)	Sub. H.B. 327 (I_134_1448-4)	Sub. H.B. 327 (I_134_1448-7)	Sub. H.B. 327 (I_134_1448-12)
No provision.	No provision.	<p>philosophy or religion by indoctrination, coercion, or furthering divisive concepts by teaching an individual or group of individuals to accept a set of beliefs in a one-sided, biased, and uncritical manner.</p> <p><i>(R.C. 3313.6027(A)(2)). See also R.C. 3313.6027(C)(2) and (3), (D)(1), (E)(2), (F), 3345.0215(B)(1), (3). (4)(a), (D)(2), (3); but see R.C. 3313.6027(B)(1), 3313.0215(B)(3)(a).)</i></p> <p>Affirms a college student’s constitutional right to free speech and provides that the right applies to inquiry without indoctrination toward any preferred philosophy or religion, especially through the coercion of grades, class status, and opportunities <i>(R.C. 3345.0216(A)).</i></p>	Same as -7 <i>(R.C. 3345.0217(A)).</i>

H.B. 327 (As Introduced)	Sub. H.B. 327 (I_134_1448-4)	Sub. H.B. 327 (I_134_1448-7)	Sub. H.B. 327 (I_134_1448-12)
<b>Application – entities subject to bill</b>			
School districts, community schools, and STEM schools ( <i>R.C. 3313.6027(B)(1), 3314.03, and 3326.11</i> ).	Same, but adds school buildings operated by a school district, community school, or STEM school ( <i>R.C. 3313.6027(B)(1), 3314.03, and 3326.11</i> ).	Same as -4 ( <i>R.C. 3313.6027(B)(1), 3314.03, and 3326.11</i> ).	Same as -4, except that it also specifically applies to school administrators, teachers, and other school employees ( <i>R.C. 3313.6028(B), 3314.03, and 3326.11</i> ).
Specifies that “state agency” includes a state institution of higher education and places responsibilities for a state institution’s compliance on the Department of Administrative Services ( <i>R.C. 4113.35(A)(2) and (A)(3)</i> ).	Removes state institution of higher education from the definition of state agency and instead places responsibilities for monitoring compliance by state institutions of higher education on the Department of Higher Education ( <i>R.C. 4113.35(A)(2) and 3345.0215</i> ).	Same as -4, except specifies that “state institution of higher education” has the same meaning as other provisions of continuing law ( <i>R.C. 3345.0215(A)(2); see R.C. 3345.011, not in the bill</i> ). <sup>2</sup>	Same as -7 ( <i>R.C. 3345.0216(A)(2); see R.C. 3345.011, not in the bill</i> ).
No provision.	Adds political subdivisions to the list of entities to which the bill applies ( <i>R.C. 4113.35(A)(3)</i> ).	Same as -4 ( <i>R.C. 4113.35(A)(3)</i> ).	Same as -4 ( <i>R.C. 4113.35(A)(3)</i> ).

<sup>2</sup> As such a “state institution of higher education” means the 13 state universities and their regional campuses, the Northeast Ohio Medical University, each community college, state community college, or technical college.

H.B. 327 (As Introduced)	Sub. H.B. 327 (I_134_1448-4)	Sub. H.B. 327 (I_134_1448-7)	Sub. H.B. 327 (I_134_1448-12)
No provision.	Adds any nonpublic school that enrolls students who are participating in a state scholarship program to the list of entities to which all of the provisions of the bill applies (R.C. 3313.6027(B)(1)).	Generally exempts a nonpublic school from the prohibitions in the bill, except that a nonpublic school that participates in a scholarship program is prohibited from <i>using state moneys</i> to promote divisive concepts (R.C. 3313.6027(B)(2)).	Prohibits a nonpublic school from using auxiliary services funds or administrative cost reimbursements (rather than “public monies”) to promote prohibited concepts (R.C. 3313.6028(C)(2)).
<b>Prohibited Concepts</b>			
Members of one nationality, color, ethnicity, race, or sex cannot and should not attempt to treat others without respect to nationality, color, ethnicity, race, or sex (R.C. 3313.6027(A)(1)(e)).	Members of one nationality, race, color, ethnicity, religion, or sex attempt to treat others disrespectfully based upon nationality, race, color, ethnicity, religion, or sex (R.C. 3313.6027(A)(1)(e)).	Same as -4 (R.C. 3313.6027(A)(1)(e)).	Individuals should be adversely or advantageously treated, or should treat others disrespectfully, on the basis of their race, ethnicity, color, sex, religion, or national origin (R.C. 3313.6028(B)(2) and 3345.0216.)
Members of one nationality, color, ethnicity, race, or sex are inherently superior (R.C. 3313.6027).	Same as Intro (R.C. 3313.6027).	Same as Intro (R.C. 3313.6027).	Individuals of any race, ethnicity, color, sex, religion, or national origin are inherently superior or inferior (R.C. 3313.6028(B)(1)).
An individual, by virtue of the individual’s nationality, race, color, ethnicity, religion, or sex is inherently racist, sexist, or oppressive, whether consciously or unconsciously (R.C. 3313.6027).	Same as Intro (R.C. 3313.6027).	Same as Intro (R.C. 3313.6027).	Same as Intro except replaces “nationality” with “national origin” (R.C. 3313.6028(B)(3)).

H.B. 327 (As Introduced)	Sub. H.B. 327 (I_134_1448-4)	Sub. H.B. 327 (I_134_1448-7)	Sub. H.B. 327 (I_134_1448-12)
<p>Meritocracy or traits such as a hard work ethic are racist or sexist or were created by a particular nationality, race, color, ethnicity, religion, or sex to oppress another nationality, race, color, ethnicity, religion, or sex (R.C. 3313.6027).</p>	<p>Same as Intro (R.C. 3313.6027).</p>	<p>Same as Intro (R.C. 3313.6027).</p>	<p>Same as Intro except replaces “nationality” with “national origin” (R.C. 3313.6028(B)(5)).</p>
<p>An individual, by virtue of the individual’s nationality, race, color, ethnicity, religion, or sex, bears responsibility for actions committed in the past by other members of the same nationality, race, color, ethnicity, religion, or sex (R.C. 3313.6027).</p>	<p>Same as Intro (R.C. 3313.6027).</p>	<p>Same as Intro (R.C. 3313.6027).</p>	<p>Same as Intro except that “nationality” is replaced with “national origin” (R.C. 3313.6028(B)(4)).</p>
<p>An individual’s moral standing or worth is necessarily determined by the individual’s nationality, race, color, ethnicity, religion, or sex (R.C. 3313.6027).</p>	<p>Same as Intro (R.C. 3313.6027).</p>	<p>Same as Intro (R.C. 3313.6027).</p>	<p>Same as Intro except that “nationality” is replaced with “national origin” (R.C. 3313.6028(B)(7)).</p>
<p>The United States is fundamentally racist or sexist (R.C. 3313.6027).</p>	<p>Same as Intro (R.C. 3313.6027).</p>	<p>Same as Intro (R.C. 3313.6027).</p>	<p>No provision.</p>

H.B. 327 (As Introduced)	Sub. H.B. 327 (I_134_1448-4)	Sub. H.B. 327 (I_134_1448-7)	Sub. H.B. 327 (I_134_1448-12)
An individual should be discriminated against or receive adverse treatment because of the individual's nationality, race, color, ethnicity, religion, or sex (R.C. 3313.6027).	Same as Intro (R.C. 3313.6027).	Same as Intro (R.C. 3313.6027).	No provision.
No provision.	No provision.	No provision.	An individual cannot succeed or achieve equality because of the individual's race, ethnicity, color, sex, religion, or national origin (R.C. 3313.6028(B)(6)).
No provision.	No provision.	No provision.	Any other concept the promotion of which violates the bill's provisions or Title IV or Title VI of the Civil Rights Act of 1964 (R.C. 3313.6028(B)(8)).
Concepts that are <i>not</i> prohibited			
Discussing the history of an ethnic group as described in textbooks and instructional materials adopted in accordance with continuing law (R.C. 3313.6027(D)(1), and 4113.35(E)(1)).	Same, but also prohibits a school district board of education from selecting any textbook, instructional material, or academic curriculum that promotes any divisive concepts (R.C. 3313.6027(F)(1) and 3313.21(D)).	Same as -4 (R.C. 3313.6027(F)(1) and 3313.21(D)).	Same as -4 (R.C. 3313.6028(G)(1)(a) and 3313.21(D)).

H.B. 327 (As Introduced)	Sub. H.B. 327 (I_134_1448-4)	Sub. H.B. 327 (I_134_1448-7)	Sub. H.B. 327 (I_134_1448-12)
<p>The impartial discussion of controversial aspects of history and the impartial instruction on the historical oppression of a particular group of people based on a protected characteristic (R.C. 3313.6027(F)(1)(b) and (c) and 4113.35(E)(2) and (3)).</p>	<p>Same as As Introduced (R.C. 3313.6027(F)(1)(b) and (c), 3345.0215(F)(1)(b), and 4113.35(F)(2) and (3)).</p>	<p>Replaces “impartial” with “nonpartisan” (R.C. 3313.6027(F)(1)(b) and (c), 3345.0215(F)(1)(b), and 4113.35(F)(2) and (3)).</p>	<p>Same as -7 (R.C. 3313.6028(G)(1)(b)).</p>
<p>No provision.</p>	<p>In a course on public speaking, formal debate, or substantially similar subject matter in a public school or a state institution of higher education, the assignment of research or other work, the assignment of a grade or score, unbiased and impartial questions posed by a teacher (provided the teacher does not participate or comment on any divisive content), respectful student to student debate, and student research and questions, all provided the teacher remains neutral and does not engage in promotion of divisive concepts (R.C. 3313.6027(F)(2) and 3345.0215(F)(2)).</p>	<p>Modifies the provision as follows:</p> <p>(1) Replacing “unbiased and impartial” in the provision(s) on teacher questions with “nonpartisan” (R.C. 3313.6027(F)(1)(c) and (2)(c) and 3345.0215(F)(1)(a) and (c));</p> <p>(2) Specifying that a teacher is prohibited from promoting adherence to, rather than leading or participating, or commenting upon, a divisive concept (R.C. 3313.6027(F)(2)(a) and (c) and 3345.0215(F)(2)(a) and (c));</p> <p>(3) Replacing the provision prohibiting a teacher from penalizing or rewarding a student based upon the content of that work with a prohibition against negatively affecting a</p>	<p>Same as -7 (R.C. 3313.6028(G)(4)).</p>



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		<p>student's grade on the basis of a divisive concept (<i>R.C. 3313.6027(F)(2)(b) and 3345.0215(F)(2)(b)</i>);</p> <p>(4) Adds to the list of permissible concepts advocacy of a student's own perspective or volunteering (<i>R.C. 3313.6027(F)(2)(d) and 3345.0215(F)(2)(d)</i>).</p>	
No provision.	No provision.	For K-12 schools only, the promotion of American Nationalism ( <i>R.C. 3313.6027(F)(2)(f)</i> ).	Same, and extends to institutions of higher education ( <i>R.C. 3313.6028(G) and 3345.0216(F)(3)</i> ).
No provision.	No provision.	No provision.	The objective teaching of the American Civil Rights movement ( <i>R.C. 3313.6028(G) and 3345.0216(F)</i> ).
No provision.	No provision.	No provision.	Discussion of any of the concepts by any employee of a state agency, school district, or public elementary or secondary school, provided the employee is acting in the employee's individual capacity and not within the scope of employment ( <i>R.C. 3313.6028(B)(2) and 3345.0216(F)</i> ).

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No provision.	No provision.	No provision.	Except otherwise prohibited in the bill, voluntary engagement in or observation of a politically nonpartisan discussion of public policy issues or other issues by a student, school administrator, teacher, or other school employee, even if others may find the topic of discussion unwelcome, disagreeable, or offensive (R.C. 3313.6028(B)(3) and 3345.0216(F)).
Prohibitions			
Prohibits teaching, instructing, or training any divisive concepts in public schools (R.C. 3313.6027(B)(1)).	Same, except also prohibits the teaching, instruction, or training, or promotion of professional development (which mirrors the provisions of the As Introduced version for state agencies) and includes a separate set of identical provisions for state institutions of higher education (R.C. 3313.6027(B)(1), 3345.0215(B)(1), and 4113.35(B)(1)).	With respect to state institutions only, removes the prohibition (omitted from R.C. 3345.0215(B)(1)).	Same as -7 (R.C. 3313.6028(B)(2) and 4113.35(B)(1)). (Applies the prohibition to K-12 public schools and state agencies.)

H.B. 327 (As Introduced)	Sub. H.B. 327 (I_134_1448-4)	Sub. H.B. 327 (I_134_1448-7)	Sub. H.B. 327 (I_134_1448-12)
(Prohibits requiring a student to advocate for or against a specific topic or point of view to receive credit for any coursework (R.C. 3313.6027(B)(1)).	Same, and specifies that the provision applies to all subject areas and includes a prohibition against receipt of graduation credit (R.C. 3313.6027(B)(1)).	Removes provision and instead prohibits a student's grade from being negatively affected by the student's refusal to express belief in or support for a divisive concept (R.C. 3313.6027(B)(1)).	Same as -7 (3313.6028(G)(4)).
No provision.	Prohibits a school from including any course that promotes divisive concepts as a requirement for graduation (R.C. 3313.6027(D)(1)).	No provision.	No provision.
Prohibits accepting private funding to develop curriculum, purchase or select course materials, or provide training for a course promoting divisive concepts (R.C. 3313.6027(B)(2), 3345.0215(B)(2), and 4113.35(B)(3)).	Same, but adds selecting a curriculum to the list of prohibited activities in the case of schools (R.C. 3313.6027(B)(2), 3345.0215(B)(2), and 4113.35(B)(3)).	With respect to state institutions of higher education only, removes the prohibition (omitted from R.C. 3345.0215(B)(2)).	Same as -7.
No provision.	Prohibits applying for any federal grants to develop or select a curriculum, purchasing course materials, or provide teacher training for a course promoting divisive concepts (R.C. 3313.6027(B)(2), 3345.0215(B)(2), and 4113.35(B)(3)).	With respect to state institutions of higher education only, removes the prohibition (omitted from R.C. 3345.0215(B)(3)).	Same as -7.

H.B. 327 (As Introduced)	Sub. H.B. 327 (I_134_1448-4)	Sub. H.B. 327 (I_134_1448-7)	Sub. H.B. 327 (I_134_1448-12)
No provision.	Specifies that “no moneys shall be expended in support of teaching divisive concepts” <i>(R.C. 3313.6027(B)(2), 3345.0215(B)(2), and 4113.35(B)(3)).</i>	Makes the following changes:  (1) Replaces “in support of teaching” with “promoting”;  (2) With respect to nonpublic schools and state institutions only, clarifies that no “state” moneys shall be expended.  <i>(R.C. 3313.6027(C), 3345.0215(B)(2) and (3), and 4113.35(B)(3).)</i>	Same as -7.
No provision.	Prohibits a school or state institution of higher education from (1) penalizing or discriminating against a teacher, administrator, or other school employee on account of the teacher’s, administrator’s, or other school employee’s refusal to support, believe, or otherwise assent to divisive concepts or (2) requiring the same to complete a curriculum including divisive concepts as a condition or prerequisite of employment. <i>(R.C. 3313.6027(B)(3) and 3345.0215(B)(3)).</i>	Same as -4 <i>(R.C. 3313.6027(B)(4) and 3345.0215(B)(2)).</i>	Same as -7.

H.B. 327 (As Introduced)	Sub. H.B. 327 (I_134_1448-4)	Sub. H.B. 327 (I_134_1448-7)	Sub. H.B. 327 (I_134_1448-12)
No provision.	Prohibits a state institution of higher education from including as part of new student or freshman orientation teaching, instruction, or training on divisive concepts (R.C. 3345.0215(B)(4)).	Same as -4, but relocated (R.C. 3345.0215(B)(3)).	Same as -7 (R.C. 3345.0216(B)(3)).
No provision.	No provision.	Prohibits a state institution of higher education from requiring a student to complete a course containing divisive concepts as a condition of selecting a major in any undergraduate program (R.C. 3345.0215(B)(3)(b)).	Same as -7 (R.C. 3345.0216(B)(3)(b)).
No provision.	No provision.	No provision.	Prohibits a state agency, school district, community school, STEM school, or school administrator from compelling or requiring a teacher who is employed by the board of education of a school district or governing authority of a school to discuss current events or widely debated and currently controversial issues of public policy or social affairs (R.C. 3313.6028(C)(5)(a)).
No provision.	No provision.	No provision.	Prohibits requiring or compelling teachers to affirm a belief in the systemic nature of racism, or like ideas, or in the multiplicity or fluidity of gender identities, or like

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No provision.	No provision.	No provision.	ideas, against the teacher’s sincerely held religious or philosophical convictions ( <i>R.C. 3313.6028(C)(5)(c)</i> ).  Prohibits a teacher or school administrator from approving for use, make use of, or carry out standards, curricula, lesson plans, textbooks, instructional materials, or instructional practices that serve to inculcate or promote the prohibited concepts ( <i>R.C. 3313.21(E)</i> ) .

#### Responsibilities – Chancellor of Higher Education

No provision.	If the Chancellor determines through a confirmed report that a state institution of higher education violates the bill’s provisions, the Department of Higher Education must withhold state share of instruction funds until such time as the institution complies in the following amounts: (1) for a first offense 25%, (2) for a second offense 50%, and (3) for a third offense 100% ( <i>R.C. 3345.0215(C)(1)</i> ).	Replaces the -4 provision with a complaint and appeals process for alleged violations of Academic Freedom (see “ <b>Student Academic Freedom – complaint, appeal, penalties</b> ” below).	No provision.
No provision.	Develop a policy that complies with the bill’s	Same as -4	Same as -4 ( <i>R.C. 3345.0216(E)(1)</i> ).

H.B. 327 (As Introduced)	Sub. H.B. 327 (I_134_1448-4)	Sub. H.B. 327 (I_134_1448-7)	Sub. H.B. 327 (I_134_1448-12)
No provision.	provisions and to the extent appropriate, make it substantially similar to the policy developed by the Department of Administrative Services <i>(R.C. 3345.0215(E)(1))</i> .		
No provision.	Establish rules for the implementation and enforcement of the policy <i>(R.C. 3345.0215(E)(2))</i> .	Same as -4	Same as -4 <i>(R.C. 3345.0216(E)(2))</i> .
No provision.	Prepare a biennial report that provides detailed information on any confirmed report of a violation and submit it to the General Assembly by November 30 of each even-numbered year, beginning in 2022 <i>(R.C. 3345.0215(E)(3))</i> .	Same as -4	Extends the first filing deadline to June 30 of 2024 <i>(R.C. 3345.0216(E)(3))</i> .

#### Responsibilities – Board of Trustees of each state institution of higher education

No provision.	Update policy on faculty tenure to reflect the bill's principles <i>(R.C. 3345.0215(C)(2))</i> .	Same as -4 <i>(R.C. 3345.0215(C))</i> .	Same as -4 <i>(R.C. 3345.0216(C))</i> .
	Consider as a negative factor in employment and tenure	No provision.	No provision.

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	<p>decisions any confirmed reports that a faculty member or other employee knowingly or recklessly violates the bill's provisions (R.C. 3345.0215(C)(2)).</p>		
No provision.	<p>Review grant programs and identify any that may require certification that a recipient will not use funds to promote divisive concepts (R.C. 3345.0215(D)(1)).</p>	<p>Same as -4 (R.C. 3345.0215(D)(1)).</p>	<p>Same as -4 (R.C. 3345.0216(D)).</p>
No provision.	<p>Review employee training programs relating to diversity or inclusion <i>that teaches, advocates, or promotes divisive concepts</i> to ensure compliance with the bill's provisions (R.C. 3345.0215(D)(2)).</p>	<p>Applies to equity training in addition to diversity or inclusion training and removes "teaches" from the prohibition (R.C. 3345.0215(D)(2)).</p>	<p>Same as -7 (R.C. 3345.0216(D)).</p>
No provision.	<p>Ensure compliance with the bill's provisions by political subdivision and employees during work hours, and contractors (R.C. 3345.0215(D)(3)).</p>	<p>Same as -4 (R.C. 3345.0215(D)(3)).</p>	<p>Same as -4 (R.C. 3345.0216(D)(3)).</p>
No provision.	<p>Encourage employees not to judge each other based on their color, race, ethnicity,</p>	<p>Same as -4 (R.C. 3345.0215(D)(4)).</p>	<p>Same as -4 (R.C. 3345.0216(D)(4)).</p>



H.B. 327 (As Introduced)	Sub. H.B. 327 (I_134_1448-4)	Sub. H.B. 327 (I_134_1448-7)	Sub. H.B. 327 (I_134_1448-12)
No provision.	sex, or any other characteristic protected by federal or state law ( <i>R.C. 3345.0215(D)(4)</i> ).  If a contracted entity promotes divisive concepts and violates a public contract, evaluate whether to pursue debarment of contractor ( <i>R.C. 4113.35(D)(2)</i> ).	Same as -4 ( <i>R.C. 3345.0215(D)(2)</i> ).	Same as -4 ( <i>R.C. 3345.0216(D)(2)</i> ).
No provision.	Issue to all employees the policy developed by the Chancellor, annually review and assess compliance, and submit a report to the Department of Higher Education regarding that compliance ( <i>R.C. 4113.35(D)(4)</i> ).	Same as -4 ( <i>R.C. 3345.0215(D)(5)</i> ).	Same as -4 ( <i>R.C. 3345.0216(D)(5)</i> ).

### Responsibilities – Superintendent of Public Instruction

In the event that a district or school knowingly violates the bill's provisions, withhold state funding from the district or school until the Department of Education determines the district or school is compliant ( <i>R.C. 3313.6027(C)</i> ).	Similar, but: (1) requires a confirmed report from a student, parent, teacher, or community member, (2) reduces standard from knowing to reckless, (3) reduces funding by 25% for a first offense, 50% for a	Same as -4, except specifies that withholding of funds is effective immediately ( <i>R.C. 3313.6027(C)(2)</i> ).	No provision.
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No provision.	<p>second offense, and 100% for a third offense, and (4) makes the state Superintendent also responsible for determining when a district or school is compliant (R.C. 3313.6027(C)(1)).</p> <p>No provision.</p>	<p>Restores withheld funds according to the following schedule:</p> <p>(1) A school that corrects a violation within ten days – 100% refund;</p> <p>(2) A school that corrects a violation in 11-30 days – 50% refund;</p> <p>(3) A school that does not correct within 30 days – no refund.</p> <p>(R.C. 3313.6027(C)(2)).</p>	No provision.

**Responsibilities – State Board of Education**

No provision.	<p>In the event the State Board determines through a confirmed report that a teacher, principal, or school district superintendent knowingly or recklessly violates the bill’s provisions:</p>	<p>Same as -4 (R.C.3313.6027(C)(3)).</p>	<p>Modifies the disciplinary procedure as follows:</p> <p>(1) The State Board must investigate each report (rather than “confirmed report”) alleging that a teacher, school administrator, or district superintendent</p>
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H.B. 327 (As Introduced)	Sub. H.B. 327 (I_134_1448-4)	Sub. H.B. 327 (I_134_1448-7)	Sub. H.B. 327 (I_134_1448-12)
No provision.	(1) for a first offense issue an official licensure admonishment, (2) for a second offense suspend licensure for a period of time determined by the State Board based on severity and circumstances, or (3) for a third offense, revoke licensure for a period of time determined by the State Board based on severity and circumstances <i>(R.C. 3313.6027(C)(2))</i> .  No provision.	Provides the following: (1) A confirmed report regarding a single classroom shall be considered one offense of knowing and reckless promotion of divisive concepts (regardless of the number of reports submitted regarding that classroom); and (2) If confirmed reports have been submitted in multiple classes or multiple buildings for the same teacher, each is considered a separate offense.	knowingly or recklessly violates the bill's provisions; (2) The State Board must offer an administrative hearing. (3) If the State Board finds that the accused violated the bill's provisions, the State Board must issue an adjudication order in accordance with the Administrative Procedure Act taking the licensure actions provided for in the -4, except that for a third offense the revocation must be for at least one year. <i>(R.C. 3313.6028(D))</i> . See also <i>R.C. 119.01 to 119.13 and 119.06, none in the bill</i> .  Substantively same as -7 ( <i>R.C. 3313.6028(D)(4)</i> ).

H.B. 327 (As Introduced)	Sub. H.B. 327 (I_134_1448-4)	Sub. H.B. 327 (I_134_1448-7)	Sub. H.B. 327 (I_134_1448-12)
Permits the State Board to adopt rules regarding implementation of and monitoring compliance with the bill's provisions (R.C. 3313.6027(E)).	Makes mandatory the adoption of rules (R.C. 3313.6027(E)(1)).	(R.C.3313.6027(C)(3), last paragraph).  Same as -4 (R.C. 3313.6027(E)(1)).	Same as -4 (R.C. 3313.6027(E)(1)).
No provision.	No provision.	No provision.	Specifies that if a teacher is teaching multiple sections or different sections, each section or class is considered a separate offense (R.C. 3313.6028(C)(3)).
No provision.	Prohibits the State Board from adopting any model curriculum, standards, professional development resources, etc., regarding concepts that are divisive (R.C. 3313.6027(E)(2)).	Same as -4 (R.C. 3313.6027(E)(2)).	Same as -4 (R.C. 3313.6028(F)).
No provision.	Requires the State Board to prepare an annual report with detailed information on confirmed reports and a copy of each complaint filed and (2) Submit the report to the General Assembly by June 30 of each year, beginning in 2022 (R.C. 3313.6027(E)(3)).	Substantially similar; however, replaces "complaint" with "civil action" and specifies the confirmed report should be described rather than submitted. (R.C. 3313.6027(E)(3)).	Extends the first filing deadline to June 30 of 2023 (R.C. 3313.6028(F)(3)).

H.B. 327 (As Introduced)	Sub. H.B. 327 (I_134_1448-4)	Sub. H.B. 327 (I_134_1448-7)	Sub. H.B. 327 (I_134_1448-12)
No provision.	No provision.	Waives immunity from liability in damages in a civil action ( <i>R.C. 3313.6028(D)(2)</i> ).	No provision.
<b>Responsibilities – District Boards of Education and School Governing Authorities (partisan and nonpartisan activities for students)</b>			
No provision.	No provision.	No provision.	<p>Requires each school district board or other public school governing authority to annually adopt a policy approving a list of balanced partisan and nonpartisan activities that are consistent with the bill's code of conduct provisions and do not promote one opportunity over the other (<i>R.C. 3313.6028(C)(6)(a)</i>).<sup>3</sup></p> <p>Permits a school district, school, or teacher to require a student to participate in a political campaign, lobbying effort, or practicum involving social or public policy provided the student selects from the approved list of opportunities (<i>R.C. 3313.6028(C)(6)(b)</i>).</p>

<sup>3</sup> R.C. 3313.6028 applies to community schools and STEM schools through references in R.C. 3314.03(A)(11)(d) and 3326.11.

H.B. 327 (As Introduced)	Sub. H.B. 327 (I_134_1448-4)	Sub. H.B. 327 (I_134_1448-7)	Sub. H.B. 327 (I_134_1448-12)
<b>Responsibilities – the legislative authority of each political subdivision</b>			
No provision.	Review grant programs and identify any that may require certification that a recipient will not use funds to promote divisive concepts <i>(R.C. 4113.35(D)(1))</i> .	Same as -4 <i>(R.C. 4113.35(D)(1))</i> .	Same as -4.
No provision.	Review employee training programs relating to diversity or inclusion <i>that teaches, advocates, or promotes divisive concepts</i> to ensure compliance with the bill’s provisions <i>(R.C. 4113.35(D)(2))</i> .	Applies to equity training in addition to diversity or inclusion training and removes “teaches” from the prohibition. <i>(R.C. 4113.35(C)(2) and (D)(2)).<sup>4</sup></i>	Same as -4.
No provision.	Ensure compliance with the bill’s provisions by political subdivision and employees during work hours, and contractors <i>(R.C. 4113.35(D)(3))</i> .	Same as -4 <i>(R.C. 4113.35(D)(3))</i> .	Same as -4.

<sup>4</sup> Note, this change is also reflected in the agency head responsibilities (not included in this comparison because the provisions do not differ across versions).

H.B. 327 (As Introduced)	Sub. H.B. 327 (I_134_1448-4)	Sub. H.B. 327 (I_134_1448-7)	Sub. H.B. 327 (I_134_1448-12)
No provision.	Encourage employees not to judge each other based on their color, race, ethnicity, sex, or any other characteristic protected by federal or state law (R.C. 4113.35(D)(4)).	Same as -4 (R.C. 4113.35(D)(4)).	Same as -4.
No provision.	If a contracted entity promotes divisive concepts and violates a public contract, evaluate whether to pursue debarment of contractor (R.C. 4113.35(D)(2)).	Same as -4 (R.C. 4113.35(D)(2)).	Same as -4.
No provision.	Issue to all employees the policy developed by the Department of Administrative Services, annually review and assess compliance, and submit a report to the Department of Administrative Services regarding that compliance (R.C. 4113.35(D)(4)).	Same as -4 (R.C. 4113.35(D)(5)).	Same as -4.
<b>Responsibilities – Department of Administrative Services</b>			
No specific provision.	Include political subdivision employees in its policy (R.C. 4113.35(E)(1)).	Same as -4 (R.C. 4113.35(E)(1)).	Same as -4

H.B. 327 (As Introduced)	Sub. H.B. 327 (I_134_1448-4)	Sub. H.B. 327 (I_134_1448-7)	Sub. H.B. 327 (I_134_1448-12)
No provision.	Prepare a biennial report regarding compliance by state and political subdivision employees and submit it to the General Assembly by November 30 of each even-numbered year, beginning in 2022 (R.C. 4113.35(E)(3)).	Same as -4 (R.C. 4113.35(E)(5)).	Extends the first filing deadline to June 30 of 2024 (R.C. 4113.35(E)(3)).
No provision.	No provision.	Submit proposed policy to JCARR (R.C. 4113.35(E)(2)).	Same as -7 (R.C. 4113.35(E)(2)).
No provision.	No provision.	Once approved by JCARR make policy available to political subdivisions for voluntary use (R.C. 4113.35(E)(3)). (See below.)	Same as -7 (R.C. 4113.35(E)(3)).

#### Responsibilities – Joint Committee on Agency Rule Review (JCARR)

No provision.	No provision.	When the Department of Administrative Services submits its proposed policy, JCARR must do both of the following:  (1) Hold at least one public hearing at which testimony may be presented;  (2) Vote to determine whether to approve the policy.  (R.C. 4113.35(E)).	Same as -7 (R.C. 4113.35(E)).
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H.B. 327 (As Introduced)	Sub. H.B. 327 (I_134_1448-4)	Sub. H.B. 327 (I_134_1448-7)	Sub. H.B. 327 (I_134_1448-12)
<b>Private cause of action against k-12 public schools</b>			
No provision.	Permits the parent, guardian, or custodian of any student who, by way of a violation of this section, is subjected to indoctrination of divisive concepts in order to receive a class grade or graduation credit to bring a civil action against the school, district, or school employee responsible for the violation (R.C. 3313.6027(D)(2) and (3)).	Same as -4 (R.C. 3313.6027(D)(1) and (2)).	Similar to the -4, except that it permits the parent to file for injunctive relief, rather than a civil action and includes being compelled to adhere to the concepts in addition to indoctrination (R.C. 3313.6028(E)).
<b>Student Academic Freedom at institutions of higher education – complaint and appeal process</b>			
No provision.	No provision.	Permits a student who has been negatively affected by refusal to express belief in or support of a divisive concept to use the institution’s standard grievance process, provided the student is given a due process hearing where the student and accused have the opportunity to be heard and present testimony (R.C. 3345.0216(B)).	Same as -7 (R.C. 3345.0217(B)).
No provision.	No provision.	Requires the state institution to (1) determine whether a	Same as -7 (R.C. 3345.0217(B) and (D)).

H.B. 327 (As Introduced)	Sub. H.B. 327 (I_134_1448-4)	Sub. H.B. 327 (I_134_1448-7)	Sub. H.B. 327 (I_134_1448-12)
No provision.	No provision.	violation of the bill's provisions has occurred within 14 days of receipt of the complaint and (2) redact any grade, modify the transcript, and refund and credit the tuition of any student whose grievance prevails and who so requests it (R.C. 3345.0216(B) and (E)).	
No provision.	No provision.	Permits a student whose complaint is denied to appeal to the Chancellor of Higher Education (R.C. 3345.0216(C)).	Same as -7 (R.C. 3345.0217(C)).
No provision.	No provision.	Requires the Chancellor to affirm or overrule the institution's decision within 14 days based upon the bill's provisions (R.C. 3345.0216(B)).	Same as -7 (R.C. 3345.0217(B)).
No provision.	No provision.	Requires the Chancellor to withhold the institution's state share of instruction in proportion to the total number of students in the affected class if the Chancellor overrules a determination made by the state institution (R.C. 3345.0216(C)(1)).	No provision.
No provision.	No provision.	If the institution receives monthly payments the funds	No provision.

H.B. 327 (As Introduced)	Sub. H.B. 327 (I_134_1448-4)	Sub. H.B. 327 (I_134_1448-7)	Sub. H.B. 327 (I_134_1448-12)
No provision.	No provision.	<p>must be held over the semester following the violation but if the institution receives annual payments a lump sum must be held annually for any semesters with a violation <i>(R.C. 3345.0216(C)(3)).</i></p> <p>Restore 100% of funds withheld to any institution that complies within 30 days; however, an institution that does not comply within that time frame forfeits those moneys and the Chancellor must credit them to the GRF <i>(R.C. 3345.0216(C)(2)).</i></p>	No provision.
No provision.	No provision.	<p>Requires a state institution found to have violated the bill's provisions to redact any grade associated with the violation, modify the student's transcript accordingly, and refund and credit the associated tuition to the individual or entity who paid it <i>(R.C. 3345.0216(D)).</i></p>	Same as -7 <i>(R.C. 3345.0217(D)).</i>
<b>Licensure Code of Conduct</b>			
No provision.	No provision.	No provision.	Requires the State Board of Education to amend the licensure code of professional conduct for educators, or any other equivalent standards of conduct for

H.B. 327 (As Introduced)	Sub. H.B. 327 (I_134_1448-4)	Sub. H.B. 327 (I_134_1448-7)	Sub. H.B. 327 (I_134_1448-12)
No provision.	No provision.	No provision.	professional licensure, to include the following as conduct unbecoming actions: (1) Promoting a teacher’s personal political or ideological belief or position; (2) Failing to fairly present both sides of a political or ideological belief or position; (3) Unfairly evaluating a student’s work because it does not reflect the teacher’s political or ideological belief or position ( <i>R.C. 3319.614</i> ).  Permits the State Board to maintain standards already adopted or adopting new standards not in conflict with the bill’s provisions ( <i>R.C. 3319.614</i> )).
<b>Intent statements</b>			
No provision.	No provision.	No provision.	The First Amendment of the United States Constitution and Section 11 of Article I, Ohio Constitution protect freedom of speech by prohibiting laws abridging, curtailing, or restraining free speech ( <i>Section 4</i> ).
No provision.	No provision.	No provision.	The Fourteenth Amendment of the United States Constitution and Section 2 of Article I, Ohio Constitution provide that no person shall be denied the equal protection of the laws ( <i>Section 4</i> ).

H.B. 327 (As Introduced)	Sub. H.B. 327 (I_134_1448-4)	Sub. H.B. 327 (I_134_1448-7)	Sub. H.B. 327 (I_134_1448-12)
No provision.	No provision.	No provision.	Democratic societies built on the ideals of individual freedom and the self-driven pursuit of prosperity with a dedication to equal opportunity for all will thrive in perpetuity, while societies built on the false promises of equity and equal outcomes for all have consistently ended in failed states ( <i>Section 4</i> ).
No provision.	No provision.	No provision.	That the State Board of Education, the Department of Education, local boards of education, and administrators, teachers, and other personnel of the public elementary and secondary schools of this state maintain policies in accordance with Title IV and Title VI of the Civil Rights Act of 1964 ( <i>Section 4</i> ).
No provision.	No provision.	No provision.	It is the General Assembly's intent to promote and protect the intellectual freedom of students, faculty, and other personnel at postsecondary educational institutions of this state which receive in any manner funds from this state ( <i>Section 4</i> ).

H.B. 327 (As Introduced)	Sub. H.B. 327 (I_134_1448-4)	Sub. H.B. 327 (I_134_1448-7)	Sub. H.B. 327 (I_134_1448-12)
No provision.	No provision.	No provision.	No provision in the United States Constitution or the Ohio Constitution enables either the United States government or the government of this state to compel individuals to affirm, adopt, adhere to, profess, or promote specific beliefs ( <i>Section 4</i> ).
No provision.	No provision.	No provision.	Slavery, racial discrimination under the law, and racism in general are so inconsistent with the founding principles of the United States that Americans fought a civil war to eliminate the first, waged long-standing political campaigns to eradicate the second, and rendered the third unacceptable in the court of public opinion, all of which dispels the idea that the United States and its institutions are systemically racist and confutes the notion that slavery, racial discrimination under the law, and racism should be at the center or public elementary, secondary, and postsecondary educational institutions ( <i>Section 4</i> ).
No provision.	No provision.	No provision.	It is the policy of this state that teachers who discuss current events or widely debated and currently controversial issues of public policy or social affairs do so in a nonpartisan manner ( <i>R.C. 3313.6028(C)(5)(b)</i> ).

H.B. 327 (As Introduced)	Sub. H.B. 327 (I_134_1448-4)	Sub. H.B. 327 (I_134_1448-7)	Sub. H.B. 327 (I_134_1448-12)
<b>Severability</b>			
No provision.	No provision.	No provision.	States that if one provision is held invalid, the invalidity does not affect other provisions or applications ( <i>R.C. 3313.6028(H)</i> ).