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OHIO LEGISLATIVE SERVICE COMMISSION

Office of Research
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Synopsis of Senate Floor Amendments

(See the [LSC Committee Amendment Synopsis](#) for amendments adopted by the Senate Primary and Secondary Education Committee.)

H.B. 151 of the 134th General Assembly

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Department of Education and Workforce

G_134_1240

Renames the Department of Education as the Department of Education and Workforce (DEW).

Creates the position of the Director of Education and Workforce, who is appointed by the Governor, with the advice and consent of the Senate, and is the head of DEW.

Establishes within DEW the Division of Primary and Secondary Education and the Division of Career-Technical Education, each of which is headed by a Deputy Director.

Transfers most of the powers and duties of the State Board of Education and the Superintendent of Public Instruction to DEW.

Retains the State Board's and state Superintendent's powers and duties regarding educator licensure, licensee disciplinary actions, school district territory transfers, and certain other areas.

Requires DEW to develop and make available informational materials for seventh and eighth graders about available career opportunities.

Requires DEW to participate in the process established under continuing law to identify in-demand jobs.

Requires the Governor to appoint the Deputy Directors of Primary and Secondary Education and Career-Technical Education to the Governor's Executive Workforce Board.

Requires the Director, DEW, the State Board, and the state Superintendent to complete any action necessary to implement the bill by June 30, 2022.

G_134_1330

In accordance with powers the General Assembly has under law, permits the General Assembly, by adopting a concurrent resolution, to invalidate or rescind any rules adopted by the Director of Education and Workforce.

AM_134_4332

Requires the Deputy Directors of Primary and Secondary Education and Career-Technical Education to be appointed by the Director of Education and Workforce with the advice and consent of the Senate.

Prohibits any individual from holding the office of, or serving on an interim basis for more than 45 days as, the Director of Education and Workforce or as one of the Deputy Directors without being appointed with the advice and consent of the Senate.

AM_134_4333-1

Requires, at least once each General Assembly, the Director of Education and Workforce, the Deputy Directors of the Department of Education and Workforce, and the Superintendent of Public Instruction to conduct a public presentation before the House of Representatives and Senate Primary and Secondary Education Committees regarding the activities and accomplishments of the Department, its divisions, and the State Board of Education.

Requires the Director, Deputy Directors, and state Superintendent to conduct a public presentation before either the House or Senate Primary and Secondary Education Committee upon request of the committee chair.

Nonchartered nonpublic school standards**G_134_1329**

Requires nonchartered nonpublic schools to annually certify in a report to the parents of its pupils and to the Department of Education and Workforce that the school meets the minimum education standards described in the bill for those schools.

Requires nonchartered nonpublic schools each school year to be open for instruction with pupils in attendance for a minimum of 455 hours for pupils in kindergarten, 910 hours for pupils in all-day kindergarten and grades one through six, and 1,001 hours for pupils in grades seven through twelve.

Requires the parents of a pupil enrolled in a nonchartered nonpublic school, or the school acting on behalf of the parents, to annually file a report on the pupil's school attendance with the treasurer of the pupil's resident school district.

Requires teachers and administrators at nonchartered nonpublic schools to hold at least a bachelor's degree, or the equivalent, from a recognized college or university.

Prescribes the minimum curriculum, promotion, and safety requirements for nonchartered nonpublic schools.

States that pupils enrolled in nonchartered nonpublic schools are not eligible for pupil transportation or auxiliary services and such schools are not entitled to administrative cost reimbursement.

Home education and mandatory school attendance exemption

G_134_1328

Removes the requirement that, prior to excusing a child from attending school, the school district superintendent receive a satisfactory showing that the child is being instructed at home by a person qualified to teach.

Instead, exempts a child from compulsory school attendance when receiving instruction in core subject areas from the child's parent.

In the event of cessation of proper home instruction, removes the power of the school district superintendent to recall the excused absences that were granted and removes the ability to proceed against the child or the child's parents for truancy.

Prohibits the Director and Department of Education and Workforce from prescribing or adopting any new rules regarding home education or nonchartered nonpublic schools.

Prohibition against vaccine discrimination in schools

G_134_1326

Prohibits public schools (school districts, community schools, STEM schools, and college-preparatory boarding schools) and chartered nonpublic schools from discriminating against individuals based on whether the individual has received vaccinations against COVID-19 or whether or not the individual uses a COVID-19 immunity passport.

Defines "COVID-19 immunity passport" as a document, digital record, or software application that indicates vaccination against or recovery from COVID-19.

Dispute about student athlete's sex

AM_134_4394

Removes the requirement that, if a participant's sex is disputed, a school, interscholastic conference, or organization that regulates interscholastic conference must require the participant to present a copy of the participant's birth record to determine the participant's sex at birth.