As Introduced

133rd General Assembly Regular Session 2019-2020

S. B. No. 281

Senator Johnson

A BILL

То	amend Sections 265.10 and 265.210 of H.B. 166 of	1
	the 133rd General Assembly, as subsequently	2
	amended, to support the New Richmond Exempted	3
	Village School District and to make an	4
	appropriation.	5

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

	S	ection I	. That Section	s 265.10	and 265.210 of	H.B. 166	OI	6
th	the 133rd General Assembly (as amended by S.B. 120 of the 133rd							
Ge	neral	Assembl	.y) be amended	to read a	as follows:			8
	Sec. 265.10.							
								10
	1	2	3		4		5	
А			EDU I	DEPARTMEN'	r of Education			
В	Gene	ral Reve	nue Fund					
С	GRF	200321	Operating Expenses	\$	15,153,032	\$	16,565,951	

D	GRF	200408	Early Childhood Education	\$	68,116,789	\$ 68,116,789
E	GRF	200420	Information Technology Development and Support	\$	4,004,299	\$ 4,026,960
F	GRF	200422	School Management Assistance	Ş	2,385,580	\$ 2,408,711
G	GRF	200424	Policy Analysis	\$	458,232	\$ 457 , 676
Н	GRF	200426	Ohio Educational Computer Network	\$	15,457,000	\$ 15,457,000
I	GRF	200427	Academic Standards	\$	4,434,215	\$ 4,483,525
J	GRF	200437	Student Assessment	\$	56,906,893	\$ 56,948,365
K	GRF	200439	Accountability/ Report Cards	\$	7,517,406	\$ 7,565,320
L	GRF	200442	Child Care Licensing	\$	2,156,322	\$ 2,227,153
M	GRF	200446	Education Management	\$	8,112,987	\$ 8,174,415

			Information System		
N	GRF	200448	Educator Preparation	\$ 11,785,384	\$ 7,285,384
0	GRF	200455	Community Schools and Choice Programs	\$ 4,867,763	\$ 4,912,546
Р	GRF	200465	Education Technology Resources	\$ 5,179,664	\$ 5,179,664
Q	GRF	200478	Industry- Recognized Credentials High School Students	\$ 25,000,000	\$ 25,000,000
R	GRF	200502	Pupil Transportation	\$ 527,129,809	\$ 527,129,809
S	GRF	200505	School Lunch	\$ 8,963,500	\$ 8,963,500
Т	GRF	200511	Auxiliary Services	\$ 154,939,134	\$ 154,939,134
U	GRF	200532	Nonpublic Administrative Cost Reimbursement	\$ 69,997,735	\$ 69,997,735

V	GRF	200540	Special Education Enhancements	\$ 152,600,000	\$ 152,850,000
W	GRF	200545	Career- Technical Education Enhancements	\$ 9,750,892	\$ 9,750,892
Χ	GRF	200550	Foundation	\$ 6,942,880,845	\$ 6,784,618,845
			Funding	6,944,380,845	6,786,118,845
Y	GRF	200566	Literacy Improvement	\$ 1,452,876	\$ 1,452,172
Z	GRF	200572	Adult Education Programs	\$ 10,207,674	\$ 10,207,674
AA	GRF	200573	EdChoice Expansion	\$ 57,223,340	\$ 121,017,418
AB	GRF	200574	Half-Mill Maintenance Equalization	\$ 18,849,207	\$ 18,128,526
AC	GRF	200576	Adaptive Sports Program	\$ 250,000	\$ 250,000
AD	GRF	200597	Program and Project Support	\$ 1,125,000	\$ 625,000
AE	GRF	657401	Medicaid in Schools	\$ 297,978	\$ 297,978

AF TOTAL GRF Ge	eneral Revenue	\$ 8,187,203,556	\$ 8,089,038,142
Fund		8,188,703,556	8,090,538,142
AG Dedicated Pu	rpose Fund Group		
AH 4520 200638	Charges and Reimbursements	\$ 1,000,000	\$ 1,000,000
AI 4550 200608	Commodity Foods	\$ 1,000,000	\$ 1,000,000
AJ 4L20 200681	Teacher Certification and Licensure	\$ 13,795,827	\$ 14,000,000
AK 5980 200659	Auxiliary Services Reimbursement	\$ 1,300,000	\$ 1,300,000
AL 5H30 200687	School District Solvency Assistance	\$ 2,000,000	\$ 2,000,000
AM 5KX0 200691	Ohio School Sponsorship Program	\$ 1,250,000	\$ 1,250,000
AN 5MM0 200677	Child Nutrition Refunds	\$ 550,000	\$ 550,000
AO 5U20 200685	National Education Statistics	\$ 170,675	\$ 175,000

AP 5VS0 200604	Student Wellness and Success	\$	275,000,000	\$ 400,000,000
AQ 5VU0 200663	School Bus Purchase	\$	0	\$ 20,000,000
AR 6200 200615	Educational Improvement Grants	\$	594,443	\$ 600,000
AS TOTAL DPF De	edicated Purpose	\$	296,660,945	\$ 441,875,000
AT Internal Ser	rvice Activity Fu	nd Group		
AU 1380 200606	Information Technology Development and Support	\$	7,939,104	\$ 8,047,645
AV 4R70 200695	Indirect Operational Support	\$	7,856,766	\$ 7,856,766
AW 4V70 200633	Interagency Program Support	\$	5,497,938	\$ 5,500,000
AX TOTAL ISA Ir		\$	21,293,808	\$ 21,404,411
AY State Lotter	ry Fund Group			
AZ 7017 200602	School Climate	\$	2,000,000	\$ 2,000,000

	Grants		
ва 7017 200612	Foundation Funding	\$ 1,081,400,000	\$ 1,249,900,000
BB 7017 200614	Accelerate Great Schools	\$ 1,500,000	\$ 1,500,000
BC 7017 200631	Quality Community Schools Support	\$ 30,000,000	\$ 30,000,000
BD 7017 200636	Enrollment Growth Supplement	\$ 15,500,000	\$ 23,000,000
BE 7017 200684	Community School Facilities	\$ 20,600,000	\$ 20,600,000
BF TOTAL SLF St	tate Lottery Fund	\$ 1,151,000,000	\$ 1,327,000,000
BG Federal Fund	d Group		
вн 3670 200607	School Food Services	\$ 11,469,730	\$ 11,897,473
BI 3700 200624	Education of Exceptional Children	\$ 2,000,000	\$ 2,000,000
BJ 3AF0 657601	Schools Medicaid	\$ 295,500	\$ 295,500

	Administrative Claims				
BK 3ANO 200671	School Improvement Grants	Ş	17,000,000	\$	17,000,000
BL 3C50 200661	Early Childhood Education	\$	12,555,000	\$	12,555,000
BM 3EH0 200620	Migrant Education	\$	2,700,000	\$	2,700,000
BN 3EJ0 200622	Homeless Children Education	Ş	3,295,203	Ş	3,300,000
BO 3FE0 200669	Striving Readers	\$	12,507,905	\$	12,511,000
BP 3GE0 200674	Summer Food Service Program	\$	15,599,467	\$	16,342,299
BQ 3GG0 200676	Fresh Fruit and Vegetable Program	\$	4,911,207	\$	5,145,074
BR 3HF0 200649	Federal Education Grants	\$	7,049,677	\$	7,056,327
BS 3HIO 200634	Student Support and Academic	\$	40,042,720	\$	40,042,720

	Enrichment				
BT 3L60 200617	Federal School Lunch	\$	418,643,500	\$	430,837,000
BU 3L70 200618	Federal School Breakfast	\$	158,726,966	\$	163,350,081
BV 3L80 200619	Child/Adult Food Programs	\$	110,121,168	\$	113,328,580
BW 3L90 200621	Career- Technical Education Basic Grant	\$	45,946,927	\$	46,000,000
BX 3M00 200623	ESEA Title 1A	\$	600,000,000	\$	600,000,000
BY 3M20 200680	Individuals with Disabilities Education Act	Ş	454,770,591	Ş	455,000,000
BZ 3T40 200613	Public Charter Schools	\$	7,000,000	\$	7,000,000
CA 3Y20 200688	21st Century Community Learning Centers	\$	47,500,000	\$	47,500,000
CB 3Y60 200635	Improving Teacher Quality	\$	85,000,000	\$	85,000,000

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CC 3Y70 200689	English	\$	10,500,000	\$	10,500,000	
	Language					
	Acquisition					
CD 3Y80 200639	Rural and Low	\$	3,600,000	\$	3,600,000	
	Income					
	Technical					
	Assistance					
CE 3Z20 200690	State	\$	12,000,000	\$	12,000,000	
	Assessments					
CF 3Z30 200645	Consolidated	\$	10,701,635	\$	10,900,000	
	Federal Grant	·	., ., ,	·	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	
	Administration					
CG TOTAL FED F	ederal Fund Group	\$	2,093,937,196	\$	2,115,861,054	
CH TOTAL ALL BU	UDGET FUND GROUPS	\$	11,750,095,505	\$	11,995,178,607	
			11,751,595,505		11,996,678,607	
Sec. 265	.210. FOUNDATION	FUNDI	ING			11
Of the fo	oregoing appropri	ation	n item 200550, Fo	unda	tion	12
Funding, up to	\$40,000,000 in e	each :	fiscal year shall	be	used to	13
provide additi	onal state aid to	scho	ool districts, jo	int		14
vocational sch	ool districts, co	mmun	ity schools, and	STEM	schools	15
for special ed	ucation students	unde	r division (C)(3)	of	section	16
3314.08, section	on 3317.0214 and	divis	sion (B) of secti	on 3	317.16	17
in accordance	with the section	of H	.B. 166 of the 13	3rd	General	18
Assembly entit	led "OPERATING FU	NDING	G FOR FISCAL YEAR	.S 20	20 and	19
2021," and sec	tion 3326.34 of t	he Re	evised Code, exce	pt t	hat the	20
Controlling Bo	ard may increase	these	e amounts if pres	ente	d with	21

such a request from the Department of Education at the final	22
meeting of the fiscal year.	23
Of the foregoing appropriation item 200550, Foundation	24
Funding, up to \$3,800,000 in each fiscal year shall be used to	25
fund gifted education at educational service centers. The	26
Department shall distribute the funding through the unit-based	27
funding methodology in place under division (L) of section	28
3317.024, division (E) of section 3317.05, and divisions (A),	29
(B), and (C) of section 3317.053 of the Revised Code as they	30
existed prior to fiscal year 2010.	31
Of the foregoing appropriation item 200550, Foundation	32
Funding, up to \$40,000,000 in each fiscal year shall be reserved	33
to fund the state reimbursement of educational service centers	34
under the section of H.B. 166 of the 133rd General Assembly	35
entitled "EDUCATIONAL SERVICE CENTERS FUNDING."	36
Of the foregoing appropriation item 200550, Foundation	37
Funding, up to \$3,500,000 in each fiscal year shall be	38
distributed to educational service centers for School	39
Improvement Initiatives and for the provision of technical	40
assistance to schools and districts consistent with requirements	41
of section 3312.01 of the Revised Code. The Department may	42
distribute these funds through a competitive grant process.	43
Of the foregoing appropriation item 200550, Foundation	44
Funding, up to \$7,000,000 in each fiscal year shall be reserved	45
for payments under section 3317.029 of the Revised Code, in	46
accordance with the section of H.B. 166 of the 133rd General	47
Assembly entitled "OPERATING FUNDING FOR FISCAL YEARS 2020 and	48
2021." If this amount is not sufficient, the Superintendent of	49
Public Instruction may reallocate excess funds for other	50
purposes supported by this appropriation item in order to fully	51

pay the amounts required by that section, provided that the	52
aggregate amount appropriated in appropriation item 200550,	53
Foundation Funding, is not exceeded.	54
Of the foregoing appropriation item 200550, Foundation	55
Funding, up to \$26,400,000 in each fiscal year shall be used to	56
	57
support school choice programs.	37
Of the portion of the funds distributed to the Cleveland	58
Municipal School District under this section, up to \$23,501,887	59
in each fiscal year shall be used to operate the school choice	60
program in the Cleveland Municipal School District under	61
sections 3313.974 to 3313.979 of the Revised Code.	62
Notwithstanding divisions (B) and (C) of section 3313.978 and	63
division (C) of section 3313.979 of the Revised Code, up to	64
\$1,000,000 in each fiscal year of this amount shall be used by	65
the Cleveland Municipal School District to provide tutorial	66
assistance as provided in division (H) of section 3313.974 of	67
the Revised Code. The Cleveland Municipal School District shall	68
report the use of these funds in the district's three-year	69
continuous improvement plan as described in section 3302.04 of	70
the Revised Code in a manner approved by the Department.	71
Of the foregoing appropriation item 200550, Foundation	72
Funding, up to \$2,000,000 in each fiscal year may be used for	73
payment of the College Credit Plus Program for students	74
instructed at home pursuant to section 3321.04 of the Revised	75
Code. An amount equal to the unexpended, unencumbered balance of	76
this earmark at the end of fiscal year 2020 is hereby	77
reappropriated for the same purpose for fiscal year 2021.	78
Of the foregoing appropriation item 200550, Foundation	79
Funding, an amount shall be available in each fiscal year to be	80

paid to joint vocational school districts in accordance with the

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section of H.B. 166 of the 133rd General Assembly entitled	82
"FUNDING FOR JOINT VOCATIONAL SCHOOL DISTRICTS."	83
Of the foregoing appropriation item 200550, Foundation	84
Funding, up to \$700,000 in each fiscal year shall be used by the	85
Department for a program to pay for educational services for	86
youth who have been assigned by a juvenile court or other	87
authorized agency to any of the facilities described in division	88
(A) of the section of H.B. 166 of the 133rd General Assembly	89
entitled "PRIVATE TREATMENT FACILITY PROJECT."	90
Of the foregoing appropriation item 200550, Foundation	91
Funding, a portion may be used to pay college-preparatory	92
boarding schools the per pupil boarding amount pursuant to	93
section 3328.34 of the Revised Code.	94
Of the foregoing appropriation item 200550, Foundation	95
Funding, a portion in each fiscal year shall be used to pay	96
community schools and STEM schools the amounts calculated for	97
the graduation and third-grade reading bonuses under sections	98
3314.085 and 3326.41 of the Revised Code, in accordance with the	99
sections of H.B. 166 of the 133rd General Assembly entitled	100
"FUNDING FOR COMMUNITY SCHOOLS" and "FUNDING FOR STEM SCHOOLS."	101
Of the foregoing appropriation item 200550, Foundation	102
Funding, up to \$1,172,000 in fiscal year 2020 and up to	103
\$1,760,000 in fiscal year 2021 may be used by the Department for	104
duties and activities related to the establishment of academic	105
distress commissions under section 3302.10 of the Revised Code,	106
to provide support and assistance to academic distress	107
commissions to further their duties under Chapter 3302. of the	108
Revised Code, and to provide technical assistance and tools to	109
support districts subject to academic distress commissions.	110

Of the foregoing appropriation item 200550, Foundation	111
Funding, up to \$350,000 in fiscal year 2020 shall be used by the	112
Department of Education to conduct return on investment studies	113
for programming funded through student success and wellness	114
funds and to provide technical assistance to school districts on	115
implementing these strategies.	116

Of the foregoing appropriation item 200550, Foundation 117 Funding, up to \$100,000 in each fiscal year shall be used to 118 make payments under section 3314.06 of the Revised Code to each 119 120 community school that operates a program that uses the Montessori method endorsed by the American Montessori society, 121 the Montessori Accreditation Council for Teacher Education, or 122 the Association Montessori Internationale as its primary method 123 of instruction for students younger than four years of age who 124 are enrolled in the school. 125

Of the foregoing appropriation item 200550, Foundation 126 Funding, up to \$10,000,000 in fiscal year 2021 shall be used to 127 pay scholarships awarded as follows. Notwithstanding anything in 128 the Revised Code to the contrary, for applications for the 2020-129 2021 school year, the Department of Education shall accept, 130 process, and award performance-based Educational Choice 131 scholarships under section 3310.03 of the Revised Code as 132 follows. An application period for students who are eligible for 133 the first time for the 2020-2021 school year shall open April 1, 134 2020, and run not less than sixty days or to the extent funds 135 appropriated by the General Assembly under Section 265.10 of 136 H.B. 166 of the 133rd General Assembly and this section remain 137 available. The Department shall award scholarships in the order 138 that it receives applications and shall continue to award 139 scholarships to the extent the funds appropriated by the General 140 Assembly under Section 265.10 of H.B. 166 of the 133rd General 141

Assembly and this section remain available. An application	142
period for students who were eligible for scholarships for the	143
2019-2020 school year, regardless of whether the students	144
received scholarships for that school year, and remain eligible	145
for the 2020-2021 school year shall open April 1, 2020, and run	146
not less than sixty days. These scholarships shall be funded and	147
paid in accordance with section 3310.08 of the Revised Code.	148
Of the foregoing appropriation item 200550, Foundation	149
Funding, \$1,500,000 in each fiscal year shall be distributed to	150
the New Richmond Exempted Village School District to offset the	151
effects of power plant devaluations on foundation funding.	152
The remainder of the foregoing appropriation item 200550,	153
Foundation Funding, shall be used to fund the payments included	154
in the state funding allocation under division (A)(1) of the	155
section of H.B. 166 of the 133rd General Assembly entitled	156
"FUNDING FOR CITY, LOCAL, AND EXEMPTED VILLAGE SCHOOL	157
DISTRICTS."	158
Appropriation items 200502, Pupil Transportation, 200540,	159
Special Education Enhancements, and 200550, Foundation Funding,	160
other than specific set-asides, are collectively used in each	161
fiscal year to pay state formula aid obligations for school	162
districts, community schools, STEM schools, college preparatory	163
boarding schools, and joint vocational school districts under	164
this act. The first priority of these appropriation items, with	165
the exception of specific set-asides, is to fund state formula	166
aid obligations. It may be necessary to reallocate funds among	167
these appropriation items or use excess funds from other general	168
revenue fund appropriation items in the Department of	169
Education's budget, including appropriation item 200903,	170
Property Tax Reimbursement - Education, in each fiscal year in	171

order to meet state formula aid obligations. If it is determined	172
that it is necessary to transfer funds among these appropriation	173
items or to transfer funds from other General Revenue Fund	174
appropriations in the Department's budget to meet state formula	175
aid obligations, the Superintendent of Public Instruction shall	176
seek approval from the Director of Budget and Management to	177
transfer funds as needed.	178
The Superintendent of Public Instruction shall make	179
payments, transfers, and deductions, as authorized by Title	180
XXXIII of the Revised Code in amounts substantially equal to	181
those made in the prior year, or otherwise, at the discretion of	182
the Superintendent, until at least the effective date of the	183
amendments and enactments made to Title XXXIII by H.B. 166 of	184
the 133rd General Assembly. Any funds paid to districts or	185
schools under this section shall be credited toward the annual	186
funds calculated for the district or school after the changes	187
made to Title XXXIII in H.B. 166 of the 133rd General Assembly	188
are effective. Upon the effective date of changes made to Title	189
XXXIII in H.B. 166 of the 133rd General Assembly, funds shall be	190
calculated as an annual amount.	191
Section 2. That existing Sections 265.10 and 265.210 of	192
H.B. 166 of the 133rd General Assembly (as amended by S.B. 120	193

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of the 133rd General Assembly) are hereby repealed.