

New provisions in HB 1 affecting school districts and their timing

Category	Requirement	Timing	Ohio Revised Code Reference
<b>All-day Kindergarten</b>	Starting in FY11 school districts must offer all-day kindergarten unless they apply and are approved for a waiver.	Starts with the 2010-2011 school year	3321.05
<b>Assessments</b>	All state assessments are now required of students receiving scholarships under the Cleveland Scholarship Program.	Will begin for assessments administered in the spring of 2010	3313.976 (A) (11)
<b>Assessments</b>	A new high school assessment system must be developed to replace the OGT that consists of (1) a nationally standardized assessment in science, mathematics, and English/language arts, (2) a series of end-of-course examinations in science, mathematics, English/language arts, and social studies, and (3) a senior capstone project.	The timing of the new high school assessment system will be determined through administrative rules after adoption of the new standards and model curricula in the core subject areas are completed. Therefore, the new assessment system will not begin to be phased in during this biennium.	3301.0712 (E)
<b>Calamity Days</b>	There will be two fewer calamity days in the 2010-2011 school year.	2010-2011 school year	3317.01 (B)
<b>Community Schools</b>	JVSD boards of education are now permitted to convert a building operated by the JVSD into a community school in the same manner as a building operated by a school district board of education or ESC governing board.	Begins July 17, 2009	3314.02 (B)
<b>Community Schools</b>	Computers and software are now included as instructional items for which e-schools can spend their per pupil amount for base classroom teachers.	Begins July 17, 2009	3314.085 (A)
<b>Community Schools</b>	The current performance criteria that trigger automatic closure of a community school is revised, as follows: 1) For schools that do not offer a grade higher than 3, requires closure if the school has been in academic emergency for three of the four most recent years, instead of four consecutive years; 2) For schools that offer any of grades 4 to 8 but no grade higher than 9, requires closure if the school has been in academic emergency for two of the three most recent years, instead of three consecutive years, and has shown less than one year of academic growth in reading or math for at least two of the three most recent years; and 3) For schools that offer any of grades 10 to 12, requires closure if the school has been in academic emergency for three of the four most recent years, instead of three consecutive years with two years not showing academic growth in reading or math.	Begins July 17, 2009	3314.35
<b>Community Schools</b>	The exception to the cap on new start-up community schools is revised to prohibit contracts with operators that manage schools in Ohio, unless at least one of those schools has a report card rating higher than academic watch.	Begins October 16, 2009	3314.016 (A)
<b>Community Schools</b>	The chief administrative officer of a community school that closes must transmit all educational records to the student's resident school district within seven business days or risk being found guilty of a misdemeanor in the third degree.	Begins October 16, 2009	3314.44
<b>Community Service</b>	If a school or district includes community service in their educational program, it must establish a community service advisory committee, develop and implement a community service plan, and submit a copy of its plan to the state department of education (as required prior to HB 1). Language includes community schools and STEM schools.	Begins with the 2009-2010 school year.	3313.605
<b>Corporal Punishment</b>	Corporal punishment is prohibited in school districts, ESCs, community schools, and STEM schools, but still allowed in chartered nonpublic schools. ODE will no longer collect data on the percentage of students receiving corporal punishment.	Begins October 16, 2009	3319.41
<b>Excused Absences</b>	School districts, community schools, and STEM schools are required to count as excused absences, up to four days per school year, time that a student is absent from school for the sole purpose of traveling out of state to participate in an enrichment activity approved by the district or school governing body or in an extracurricular activity. The student is required to make up all missed classroom assignments. It is specified that, if the student will be out of state for four or more consecutive school days for a school-approved enrichment activity, a classroom teacher employed by the district or school must accompany the student to provide instructional assistance.	Begins with the 2009-2010 school year	3321.041

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<b>Family and Civic Engagement Teams</b>	School districts are required to appoint a family and civic engagement team. District that are required to have a business advisory council under current law may appoint one committee to function as both. Community schools and STEM schools are permitted to appoint a family and civic engagement team.	Begins with the 2009-2010 school year.	3313.821 and 3313.822
<b>Gifted Funding</b>	Districts and ESCs that received gifted unit funding in FY09 must continue to spend at least that level of funding for services to identified gifted students. If a district received gifted services from an ESC who received gifted unit funding in FY09, the district must either 1) continue receiving a comparable level of gifted services from the ESC or 2) spend the level of funds expended by the ESC in FY09 for service to the district's identified gifted students.	Begins for the 2009-2010 school year.	3306.09 (E) to (H)
<b>Instructional Fees</b>	All school districts (and JVSDs) are prohibited from charging instructional or materials fees to students eligible for free lunch.	Begins July 17, 2009	3313.642
<b>ITCs</b>	New language voids rules that require a reserve account or minimum cash balance for ITCs	Begins October 16, 2009	3301.076
<b>Jarod's Law</b>	Repeals Jarod's Law. School districts, JVSDs, community schools, STEM schools, and chartered nonpublic schools are required to periodically review their policies and procedures to ensure (1) the safety of persons using a school from known hazards that pose an immediate risk to health or safety, and (2) compliance with federal health and safety laws and regulations applicable to schools.	Begins October 16, 2009	3313.86.
<b>Linkage Coordinators</b>	Districts with a 3-year average graduation rate of 80% or less must use its family and community liaison funding through the EBM to hire linkage coordinators.	Not required for FY10 but the Department is still researching whether this will be required for FY11.	3306.31
<b>Operating Standards</b>	New minimum operating standards must be developed that address (1) standards for the effective and efficient organization, administration, and supervision of districts, (2) standards for the establishment of business advisory councils and family and civic engagement teams, (3) standards for incorporating the classifications of the components of the adequacy amount into core academic strategy components and academic improvement components, and (4) standards for school district organizational units.	This provision is subject to the administrative rule process. The earliest these rules will begin is July 1, 2010.	3301.07 (D) (3)
<b>Parent Notification</b>	School districts, community schools, STEM schools, and chartered nonpublic schools are required to inform, prior to opening day each school year, each enrolled student and the student's parent of the parental notification procedures in the school's protocol for responding to threats and emergency events, which are established under existing law.	Not required until the 2010-2011 school year.	3313.536
<b>Pledge of Allegiance</b>	School districts are prohibited from preventing a teacher from having students recite the Pledge of Allegiance in the teacher's classroom. School districts are also prohibited from altering the Pledge of Allegiance from the wording set forth in the United State Code.	Begins October 16, 2009	3313.602 (A)
<b>School Health Issues</b>	School districts, JVSDs, community schools, STEM schools, and chartered nonpublic schools are required to establish policies with respect to protecting students with peanut or other food allergies, in consultation with parents, school nurses, other school employees, school volunteers, students, and community members.	Begins October 16, 2009	3313.719
<b>School Health Issues</b>	Beginning July 1, 2011, only school district employees who are licensed health professionals, or who have completed a drug administration training program conducted by a licensed health professional and considered appropriate by the district, are allowed to administer prescription drugs to students.	Begins July 1, 2011	3313.713 (B)
<b>Spending and Reporting Standards</b>	There will be expenditure and reporting standards for the new EBM funding formula. Range of flexibility will be determined by a district's report card rating. Administrative rules will be developed to outline these new requirements.	Reporting standards to begin no sooner than FY11 and expenditure standards to begin no sooner than July 1, 2011. More information is forthcoming.	3306.25

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Spending and Reporting Standards	All districts will have to submit a spending plan that identifies how the EBM funding components will be deployed.	Requirement begins no sooner than July 1, 2011.	3306.30
Spending and Reporting Standards	Districts that fail to comply with the expenditure and reporting requirements or that fail to submit a spending plan will eventually be subject to new sanctions.	No sooner than July 1, 2011	3306.33
Standards and Curricula	Each district or school must submit to ODE a resolution describing how it will address career readiness and financial literacy in its curriculum for at least grades 7 and 8.	Begins with the 2009-2010 school year but the bill does not specify a due date for submission. ODE will provide at a later time.	3313.6015
Standards and Curricula	Permits local boards of education to waive the requirement to take an American History course for promotion from eighth grade to ninth grade for academically accelerated students who show a mastery of the subject. (Current law is retained that requires one unit of American history and government in high school for a diploma.)	Begins with the 2009-2010 school year	3313.60 (B)
Standards and Curricula	A local school board that permits students below the ninth grade to take advanced work must award high school credit for successful completion of that work.	Begins with the 2009-2010 school year	3313.603 (G)
Standards and Curricula	The academic content standards and model curricula in mathematics, science, social studies and English/language arts must be revised by ODE.	Standards must be finalized by 6/30/2010 and model curricula by 3/31/2011.	3301.079 (A) and (B)
Teacher Licensure/ Background Checks/ Termination	"Gross inefficiency or immorality" and "willful and persistent violations of reasonable regulations of the board of education" are eliminated as statutory grounds for termination of a school district teacher employment contract. "Good and just cause" is retained as statutory grounds for termination of a school district teacher employment contract. These grounds for termination prevail over any conflicting collective bargaining agreement entered into after the changes' effective date.	Begins October 16, 2009	3319.16.
Teacher Licensure/ Background Checks/ Termination	Referees who hear termination cases of licensed educators can hear more than two cases per school year.	Begins October 16, 2009	3319.161.
Teacher Licensure/ Background Checks/ Termination	Repeals a provision allowing a school district that is not covered by the State Civil Service law to terminate some or all of its pupil transportation staff and to instead engage an independent contractor to provide pupil transportation.	Begins October 16, 2009	3319.0810 repealed
Teacher Licensure/ Background Checks/ Termination	Repeals provision that allowed an applicant for an alternative educator license in the area of intervention specialist to delay passage of the applicable Praxis II subject content assessment until after completing the additional college coursework required as a condition of holding the license. This option is also eliminated for intervention specialists who apply for the renamed alternative resident educator license under the bill.	Begins October 16, 2009	Repeal of sections 3319.302 and 3319.304
Teacher Licensure/ Background Checks/ Termination	Regular classroom teachers who become licensed for the first time on or after January 1, 2011, will be eligible for a continuing contract (tenure) after seven years of holding an educator license.	Begins January 2011	3319.08 (D)
Teacher Licensure/Background Checks/Termination	The requirement for criminal records checks of persons applying for issuance of an educator license for employment with a public or chartered nonpublic school or ESC to include only an FBI check, if the person (a) has previously had a records check by the Bureau of Criminal Identification and Investigation (BCII) for licensure or employment purposes and (b) the person provides proof of continuous Ohio residency for the previous five-year period; This change also applies to background check requirements for bus drivers and other non-licensed personnel.	Begins January 1, 2010	3319.291, 3319.391, and 3327.10
Teacher Licensure/Background Checks/Termination	New rules establishing standards and requirements for obtaining a school nurse or school nurse wellness coordinator license will be developed.	Not sooner than March 31, 2010	3319.221

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<b>Teacher Licensure/Background Checks/Termination</b>	ODE is required to develop a statewide career ladder with four licensure levels: Resident Educator, Professional Educator, Senior Professional Educator, and Lead Professional Educator. The new licenses will not be issued until January 2011. In the interim period a Resident Educator Transition Program is being established to allow those teachers who hold a two-year provisional license to advance to a five-year professional license.	Begins January 2011	3319.22
<b>Teacher Training</b>	The requirement to complete four hours of in-service training in the prevention of child abuse, violence, and substance abuse, and the promotion of positive youth development is extended to nurses, teachers, counselors, school psychologists, and administrators at the middle and high school levels. Previously, this training was only required of elementary staff in public schools and educational service centers. Districts and schools are directed to incorporate training in school safety and violence prevention into their professional development program.	The training for middle and high school employees must occur by October 16, 2011.	3319.073