

SB 316 - New or Eliminated Responsibilities or Permissions for School Districts and Community Schools

August 27, 2012

	Topic	Responsibility	Code Section	Deadline	Contact
1	Community school governing authorities	No person shall serve on the governing authorities of more than five (rather than two) start-up community schools at the same time.	3313.02 (E) (2)	Upon effective date of the bill, which is September 24, 2012	Joni Hoffman
2	Community school admission procedures	An individual younger than five years old may be admitted to the school in accordance with sections 3321.01 and 3324.10 of the Revised Code and be paid for such students.	3314.06 (A) and 3314.08 (B) (2) (i)	Upon effective date of the bill, which is September 24, 2012	Joni Hoffman
3	Community school admission procedures	The governing authority of a community school may establish a single-gender school for either sex.	3314.05 (D)	Upon effective date of the bill, which is September 24, 2012	Joni Hoffman
4	ESC Agreements	The board of any district with an ADM student enrollment of more than 16,000 may elect to not receive supervisory services or be paid for such services provided that the election is specified in the agreement.	3313.843 (A) (3) and 3317.11 (B)	Beginning in the 2012-13 school year	Eric Bode
5	Funding - Community School Enrollment Verification	Districts must 1) review enrollment for students enrolled in community schools and entitled to attend school in the district and 2) verify the community school in which the student is enrolled and that the student is entitled to attend school in the district.	3314.11 (A)	Monthly starting upon the effective date of the bill, which is September 24, 2012	Eric Bode
6	Funding - Community School Enrollment Verification	Community schools may adopt a policy that prescribes the number of documents (listed in the bill) to verify a student's residency.	3314.11 (B)	May do so upon the effective date of the bill, which is September 24, 2012	Eric Bode
7	Funding - Community School Enrollment Verification	If the district's determination of where the student is entitled to attend differs from the community school's determination, the community school must provide the school district with documentation of the student's residency and make a good faith effort to accurately identify the correct residence of the student.	3314.11 (D)	May do so upon the effective date of the bill, which is September 24, 2012	Eric Bode

	Topic	Responsibility	Code Section	Deadline	Contact
8	Funding - Community School Enrollment Verification	If the step in division (D) has been followed by the community school and there is still a disagreement between the community school and the district on where the student is entitled to attend, then the community school may present the matter to the State Superintendent.	3314.11 (G)	Not more than 60 days after the monthly deadline established by ODE	Eric Bode
9	BMI	The bill makes implementation of the BMI screenings optional, thereby eliminating the need to obtain a state waiver. If the district, community school, STEM school or chartered nonpublic school opts in, data on the screenings should be sent to the Department of Health .	3313.674	Effective with the 2012-2013 school year	Melissa Thompson
10	Curriculum and Assessment - Blended Learning	District schools, JVSDs, community schools, STEM schools, college preparatory boarding schools, and chartered nonpublic schools must notify ODE if going to begin or cease operating a blended learning model. An internet- or computer-based community school, as defined under section 3314.02 of the Revised Code, is not a blended learning school.	3302.41 (A)	July 1 of the school year for which the change is effective	For Community schools, send to Joni Hoffman For all others, send to Dan Badea
11	Curriculum and Assessment - Blended Learning	District schools, JVSDs, community schools, STEM schools, college preparatory boarding schools, and chartered nonpublic schools already operating a blended model on the effective date of the bill (September 24, 2012) may notify ODE of that fact and request that the school be classified as a blended learning model.	3302.41 (A)	90 days after the effective date of the bill or December 24, 2012	For Community schools, send to Joni Hoffman For all others, send to Dan Badea
12	Data Reporting	District boards must report to ODE the number of teachers for whom an evaluation was conducted and the number of teachers assigned each rating, aggregated by the teacher preparation programs from which and the years in which the teachers graduated.	3319.111 (G)	Annually. Additional guidance is forthcoming.	Matt Danzuso
13	Data Reporting	Districts and community schools must report to ODE the total number of students enrolled who are required to have a comprehensive eye exam and the total number of students who received the exam.	3323.19 (D)	Annually starting for the 2012-13 school year.	Matt Danzuso

	Topic	Responsibility	Code Section	Deadline	Contact
14	Kindergarten Enrollment	A district or community school may admit a child to kindergarten for early admittance in accordance with the district's acceleration policy. The pupil personnel services committee and the requirement for standardized testing program for determining entrance are repealed.	3321.01 (A) and (D)	Since the bill will not be effective until after the start of the school year, this provision will begin for the 2013-14 school year	Sue Zake
15	Kindergarten Enrollment	A child who does not meet the age requirement for admittance to kindergarten or first grade must be evaluated for early admittance upon referral by the child's parent or guardian, an educator employed by the district, a preschool educator who knows the child, or a pediatrician or psychologist who knows the child.	3321.01 (A) (2)	Since the bill will not be effective until after the start of the school year, this provision will begin for the 2013-14 school year	Sue Zake
16	Kindergarten transfers	A school district or community school is prohibited from denying a transferring student admission, based on the student's age, if the student had been admitted to kindergarten by another school district or chartered nonpublic school.	3321.01 (A) (4)	Upon effective date of the bill, which is September 24, 2012	Stephanie Siddens
17	Notifications of nonrenewal	The deadline for the notification of nonrenewals for teachers is changed from April 30 to June 1 and for all administrators, except superintendents and treasurers, from March 31 to June 1.	3319.02, 3319.06, and 3319.11	Upon effective date of the bill, which is September 24, 2012	Jessica Spears
18	Nutrition	The bill changes the requirement of at least 50% of the a la carte beverage items available for sale from various sources to be water or other beverages that contain no less than 10 calories per 8 ounces to only be applied to non-milk beverages.	3313.816 (D)	Upon effective date of the bill, which is September 24, 2012	Brigette Hires
19	Report Card	Districts and community schools must provide a student's parent with a copy of the most recent report card during the admissions process.	3313.6411(B)	During admissions process upon the effective date of the bill, which is September 24, 2012	Kathy Shibley

	Topic	Responsibility	Code Section	Deadline	Contact
20	Scholarship / Voucher Communications	Each time a child's school district completes an evaluation for a child with a disability or undertakes the development, review, or revision of the child's IEP, the district must notify the child's parent, by letter or electronic means, about the autism scholarship program and the Jon Peterson special needs scholarship program. The notice must include the statement outlined in law under 3323.052 (C) of the Revised Code.	3323.052 (C)	Upon effective date of the bill, which is September 24, 2012	Sue Cosmo
21	Special Education IEPs	IEPs must include, starting when the child is 14 (rather than 16), appropriate measurable postsecondary goals based upon age-appropriate transition assessments related to training, education, independent living, and employment in a competitive environment in which workers are integrated regardless of disability.	3323.011 (H)	Upon effective date of the bill, which is September 24, 2012	Tom Lather
22	Sale of Property	When a district board wants to dispose of real property or sell or lease unused school facilities, the right of first refusal must now also be provided to college-preparatory boarding schools established under 3328 of the Revised Code in addition to start-up community schools. The district board must offer the property at a price that is not higher than the appraised fair market value of that property as determined in an appraisal of the property that is not more than one year old.	3313.41 (G) and 3313.411	Upon effective date of the bill, which is September 24, 2012	Jessica Spears
23	Sale of Property	At the same time that a district board makes the offer for the "right of first refusal" the board may also offer that property for sale or lease to the governing authorities of community schools with plans either to relocate their operations to the territory for the district or to add facilities, as authorized by statute, to be located within the territory of the district.	3313.411 (B) (2)	Upon effective date of the bill, which is September 24, 2012	Jessica Spears
24	Sale of Property	Real or personal property that exceeds in value \$10,000 may also be sold to a nonprofit institution of higher education that has a certificate of authorization under Chapter 1713 of the Revised Code or to the governing authority of a chartered nonpublic school.	3313.41 (C)	Upon effective date of the bill, which is September 24, 2012	Jessica Spears

	Topic	Responsibility	Code Section	Deadline	Contact
25	Sick Leave	Substitutes, adult education instructors who are schedule to work the full-time equivalent of less than 120 days per school year, or persons employed on an as-needed, seasonal, or intermittent basis are prohibited from accruing sick leave.	124.28 (C)	Upon effective date of the bill, which is September 24, 2012	Jessica Spears
26	Teacher Evaluation	The annual deadline for the completion of teacher evaluations is moved from April 1 to May 1.	3319.111	Upon effective date of the bill, which is September 24, 2012	Julia Simmerer
27	Teacher Evaluation	All evaluators must hold a credential established by ODE.	3319.111 (D)	Effective upon adoption and implementation of the required teacher evaluation policy per section 3319.111 of the Revised Code.	Julia Simmerer
28	Teacher Evaluation	An evaluator can now be a person who is employed by an entity contracted by the board to conduct evaluations and who holds a license designated for being a superintendent, assistant superintendent, principal, vocational director, administrative specialist, or supervisor in any educational area issued under section 3319.22 of the Revised Code or is qualified to conduct evaluations.	3319.111 (D) (4)	Effective upon adoption and implementation of the required teacher evaluation policy per section 3319.111 of the Revised Code.	Julia Simmerer
29	Teacher Evaluation	The board must require at least three formal observations of each teacher who is under consideration for nonrenewal and with whom the board has entered into a limited contract or an extended limited contract.	3319.111 (E)(1)	Effective upon adoption and implementation of the required teacher evaluation policy per section 3319.111 of the Revised Code.	Julia Simmerer
30	Teacher Evaluation	The board may elect to require only one formal observation of a teacher who received a rating of accomplished on the teacher's most recent evaluation, provided the teacher completes a project that has been approved by the board to demonstrate the teacher's continued growth and practice at the accomplished level.	3319.111 (E)(2)	Effective upon adoption and implementation of the required teacher evaluation policy per section 3319.111 of the Revised Code.	Julia Simmerer

	Topic	Responsibility	Code Section	Deadline	Contact
31	Teacher Testing	The board of each traditional district and JVSD must require each classroom teacher who is teaching in a core subject area and received a rating of ineffective on the evaluations for two of the three most recent school years to register for and take all written examinations of content knowledge selected by ODE. (All community school and STEM school teachers teaching in core subject areas are subject to retesting if their school is in the lowest 10% of all public school buildings beginning with the 2015-2016 school year.)	3319.58 (B)	Beginning in the 2015-2016 school year	Jennifer Kangas
32	Teacher Testing	Traditional districts and JVSDs must require teachers (who were required to be retested and shows proof of passage) to complete professional development, at the teacher's expense, that is targeted to the deficiencies identified in the teacher's evaluations. The receipt by the teacher of a rating of ineffective on the teacher's next evaluation after completion of the professional development, or the failure of the teacher to complete the professional development, shall be grounds for termination of the teacher under section 3319.16 of the Revised Code.	3319.58 (D)	Beginning in the 2015-2016 school year	Julia Simmerer
33	Third Grade Reading Guarantee	Districts and community schools must submit to ODE the results of diagnostic assessments and include such information related to the reading assessment in the student's reading improvement and monitoring plan. In other words, the on track or not on track results of all required diagnostic assessments must be tracked and reported to ODE.	3301.0715 (C)	Beginning in the 2012-13 school year	Sasheen Phillips
34	Third Grade Reading Guarantee	Districts and community schools must retain students who do not attain a cut score established by the State Board of Education on the English language arts assessment at the end of third grade unless certain criteria are met.	3313.608 (A)(2)	For the 2012-13 school year, the new cut score applies to the retention rules as they existed prior to SB 316. The new criteria for retention applies to students who enter third grade in the 2013-14 school year.	Sasheen Phillips

	Topic	Responsibility	Code Section	Deadline	Contact
35	Third Grade Reading Guarantee	Districts and community schools must adopt policies and procedures with which they shall assess the reading skills of each student in grades K-3 and identify students who are reading below their grade level. The policies and procedures must require the students' classroom teachers to be involved in the assessment and the identification of students reading below grade level.	3313.608 (B)(1)	By September 30 each school year, beginning in the 2012-2013 school year	Sasheen Phillips
36	Third Grade Reading Guarantee	For each student <u>reading below grade level</u> , districts and community schools must provide notice to the student's parent or guardian that the student has a deficiency in reading, a description of the current services being provided, the future services to be provided, and a notice that the student will be retained if they do not attain the designated score on the third grade English language arts assessment.	3313.608 (B)(2)(a)	Beginning in the 2012-13 school year after identification of the student having reading skills below grade level	Sasheen Phillips
37	Third Grade Reading Guarantee	For each student <u>reading below grade level</u> , districts and community schools must provide intensive reading instruction.	3313.608 (B)(2)(b)	Beginning in the 2012-13 school year, immediately following identification of a reading deficiency	Sasheen Phillips
38	Third Grade Reading Guarantee	For each student <u>retained</u> , districts and community schools must provide intense remediation services (that must include not less than 90 minutes of reading daily and may include a number of additional strategies), establish a policy of mid-year promotion, and provide the retained students with a high-performing teacher (as determined by the teacher's student's performance data and performance reviews).	3313.608 (B)(3)	Beginning in the 2012-13 school year	Sasheen Phillips
39	Third Grade Reading Guarantee	For each student <u>retained</u> , districts and community schools must offer the option for students to receive applicable services from one or more providers other than the district. (Providers must be screened and approved by the district or ODE.)	3313.608 (B)(3)	Beginning in the 2012-13 school year	Sasheen Phillips

	Topic	Responsibility	Code Section	Deadline	Contact
40	Third Grade Reading Guarantee	For each student <u>retained</u> who has demonstrated proficiency in a specific academic ability field, districts and community schools must provide instruction commensurate with student achievement levels in that specific ability field.	3313.608 (B)(4)	Beginning in the 2012-13 school year	Sasheen Phillips
41	Third Grade Reading Guarantee	Districts and community schools must develop a reading improvement and monitoring plan with the student's parents and classroom teacher. The plan must include certain provisions outlined in section 3313.608 (C) of the Revised Code.	3313.608 (C)	Beginning in 2012-13, 60 days after receiving the student's results on the diagnostic	Sasheen Phillips
42	Third Grade Reading Guarantee	Districts and community schools must report any information requested by ODE on the reading improvement and monitoring plan in a manner required by ODE.	3313.608 (C)	Annually if requested	Sasheen Phillips
43	Third Grade Reading Guarantee	If requested, districts and community schools must report to ODE on the implementation and compliance with the requirements of the third grade reading guarantee.	3313.608 (D)	Annually if requested	Sasheen Phillips
44	Third Grade Reading Guarantee	Each student receiving a reading improvement and monitoring plan must be assigned to a teacher who has either received a passing score on a rigorous test of principles of scientifically based reading instruction or has a reading endorsement on the teacher's license.	3313.608 (C)(6)	Beginning in 2013-14 school year	Sasheen Phillips
45	Third Grade Reading Guarantee	Districts must amend promotion and retention policy to comply with third grade reading guarantee. Community schools must also now comply with this section.	3313.609 (B)	In 2012-13 school year	Sasheen Phillips