

**As Introduced**

**133rd General Assembly  
Regular Session  
2019-2020**

**S. B. No. 330**

**Senator Brenner**

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**A BILL**

To amend section 3314.08 and to enact section 1  
3314.089 of the Revised Code and to amend 2  
Section 265.230 of H.B. 166 of the 133rd General 3  
Assembly to establish a new method of school 4  
financing for internet- and computer-based 5  
community schools in which a majority of the 6  
students are enrolled in a dropout prevention 7  
and recovery program. 8

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

**Section 1.** That section 3314.08 be amended and section 9  
3314.089 of the Revised Code be enacted to read as follows: 10

**Sec. 3314.08.** (A) As used in this section: 11

(1) (a) "Category one career-technical education student" 12  
means a student who is receiving the career-technical education 13  
services described in division (A) of section 3317.014 of the 14  
Revised Code. 15

(b) "Category two career-technical student" means a 16  
student who is receiving the career-technical education services 17  
described in division (B) of section 3317.014 of the Revised 18  
Code. 19

(c) "Category three career-technical student" means a 20  
student who is receiving the career-technical education services 21  
described in division (C) of section 3317.014 of the Revised 22  
Code. 23

(d) "Category four career-technical student" means a 24  
student who is receiving the career-technical education services 25  
described in division (D) of section 3317.014 of the Revised 26  
Code. 27

(e) "Category five career-technical education student" 28  
means a student who is receiving the career-technical education 29  
services described in division (E) of section 3317.014 of the 30  
Revised Code. 31

(2) (a) "Category one English learner" means an English 32  
learner described in division (A) of section 3317.016 of the 33  
Revised Code. 34

(b) "Category two English learner" means an English 35  
learner described in division (B) of section 3317.016 of the 36  
Revised Code. 37

(c) "Category three English learner" means an English 38  
learner described in division (C) of section 3317.016 of the 39  
Revised Code. 40

(3) (a) "Category one special education student" means a 41  
student who is receiving special education services for a 42  
disability specified in division (A) of section 3317.013 of the 43  
Revised Code. 44

(b) "Category two special education student" means a 45  
student who is receiving special education services for a 46  
disability specified in division (B) of section 3317.013 of the 47  
Revised Code. 48

(c) "Category three special education student" means a 49  
student who is receiving special education services for a 50  
disability specified in division (C) of section 3317.013 of the 51  
Revised Code. 52

(d) "Category four special education student" means a 53  
student who is receiving special education services for a 54  
disability specified in division (D) of section 3317.013 of the 55  
Revised Code. 56

(e) "Category five special education student" means a 57  
student who is receiving special education services for a 58  
disability specified in division (E) of section 3317.013 of the 59  
Revised Code. 60

(f) "Category six special education student" means a 61  
student who is receiving special education services for a 62  
disability specified in division (F) of section 3317.013 of the 63  
Revised Code. 64

(4) "Formula amount" has the same meaning as in section 65  
3317.02 of the Revised Code. 66

(5) "IEP" has the same meaning as in section 3323.01 of 67  
the Revised Code. 68

(6) "Resident district" means the school district in which 69  
a student is entitled to attend school under section 3313.64 or 70  
3313.65 of the Revised Code. 71

(7) "State education aid" has the same meaning as in 72  
section 5751.20 of the Revised Code. 73

(B) The state board of education shall adopt rules 74  
requiring both of the following: 75

(1) The board of education of each city, exempted village, 76

and local school district to annually report the number of 77  
students entitled to attend school in the district who are 78  
enrolled in each grade kindergarten through twelve in a 79  
community school established under this chapter, and for each 80  
child, the community school in which the child is enrolled. 81

(2) The governing authority of each community school 82  
established under this chapter to annually report all of the 83  
following: 84

(a) The number of students enrolled in grades one through 85  
twelve and the full-time equivalent number of students enrolled 86  
in kindergarten in the school who are not receiving special 87  
education and related services pursuant to an IEP; 88

(b) The number of enrolled students in grades one through 89  
twelve and the full-time equivalent number of enrolled students 90  
in kindergarten, who are receiving special education and related 91  
services pursuant to an IEP; 92

(c) The number of students reported under division (B) (2) 93  
(b) of this section receiving special education and related 94  
services pursuant to an IEP for a disability described in each 95  
of divisions (A) to (F) of section 3317.013 of the Revised Code; 96

(d) The full-time equivalent number of students reported 97  
under divisions (B) (2) (a) and (b) of this section who are 98  
enrolled in career-technical education programs or classes 99  
described in each of divisions (A) to (E) of section 3317.014 of 100  
the Revised Code that are provided by the community school; 101

(e) The number of students reported under divisions (B) (2) 102  
(a) and (b) of this section who are not reported under division 103  
(B) (2) (d) of this section but who are enrolled in career- 104  
technical education programs or classes described in each of 105

divisions (A) to (E) of section 3317.014 of the Revised Code at 106  
a joint vocational school district or another district in the 107  
career-technical planning district to which the school is 108  
assigned; 109

(f) The number of students reported under divisions (B) (2) 110  
(a) and (b) of this section who are category one to three 111  
English learners described in each of divisions (A) to (C) of 112  
section 3317.016 of the Revised Code; 113

(g) The number of students reported under divisions (B) (2) 114  
(a) and (b) of this section who are economically disadvantaged, 115  
as defined by the department. A student shall not be 116  
categorically excluded from the number reported under division 117  
(B) (2) (g) of this section based on anything other than family 118  
income. 119

(h) For each student, the city, exempted village, or local 120  
school district in which the student is entitled to attend 121  
school under section 3313.64 or 3313.65 of the Revised Code. 122

(i) The number of students enrolled in a preschool program 123  
operated by the school that is licensed by the department of 124  
education under sections 3301.52 to 3301.59 of the Revised Code 125  
who are not receiving special education and related services 126  
pursuant to an IEP. 127

A school district board and a community school governing 128  
authority shall include in their respective reports under 129  
division (B) of this section any child admitted in accordance 130  
with division (A) (2) of section 3321.01 of the Revised Code. 131

A governing authority of a community school shall not 132  
include in its report under divisions (B) (2) (a) to (h) of this 133  
section any student for whom tuition is charged under division 134

(F) of this section. 135

(C) (1) Except as provided in division (C) (2) of this 136  
section, and subject to divisions (C) (3), (4), (5), (6), and (7) 137  
of this section, on a full-time equivalency basis, for each 138  
student enrolled in a community school established under this 139  
chapter, the department of education annually shall deduct from 140  
the state education aid of a student's resident district and, if 141  
necessary, from the payment made to the district under sections 142  
321.24 and 323.156 of the Revised Code and pay to the community 143  
school the sum of the following: 144

(a) An opportunity grant in an amount equal to the formula 145  
amount; 146

(b) The per pupil amount of targeted assistance funds 147  
calculated under division (A) of section 3317.0217 of the 148  
Revised Code for the student's resident district, as determined 149  
by the department, X 0.25; 150

(c) Additional state aid for special education and related 151  
services provided under Chapter 3323. of the Revised Code as 152  
follows: 153

(i) If the student is a category one special education 154  
student, the amount specified in division (A) of section 155  
3317.013 of the Revised Code; 156

(ii) If the student is a category two special education 157  
student, the amount specified in division (B) of section 158  
3317.013 of the Revised Code; 159

(iii) If the student is a category three special education 160  
student, the amount specified in division (C) of section 161  
3317.013 of the Revised Code; 162

(iv) If the student is a category four special education student, the amount specified in division (D) of section 3317.013 of the Revised Code;	163 164 165
(v) If the student is a category five special education student, the amount specified in division (E) of section 3317.013 of the Revised Code;	166 167 168
(vi) If the student is a category six special education student, the amount specified in division (F) of section 3317.013 of the Revised Code.	169 170 171
(d) If the student is in kindergarten through third grade, an additional amount of \$320;	172 173
(e) If the student is economically disadvantaged, an additional amount equal to the following:	174 175
\$272 X the resident district's economically disadvantaged index	176 177
(f) English learner funds as follows:	178
(i) If the student is a category one English learner, the amount specified in division (A) of section 3317.016 of the Revised Code;	179 180 181
(ii) If the student is a category two English learner, the amount specified in division (B) of section 3317.016 of the Revised Code;	182 183 184
(iii) If the student is a category three English learner, the amount specified in division (C) of section 3317.016 of the Revised Code.	185 186 187
(g) If the student is reported under division (B) (2) (d) of this section, career-technical education funds as follows:	188 189

(i) If the student is a category one career-technical education student, the amount specified in division (A) of section 3317.014 of the Revised Code;

(ii) If the student is a category two career-technical education student, the amount specified in division (B) of section 3317.014 of the Revised Code;

(iii) If the student is a category three career-technical education student, the amount specified in division (C) of section 3317.014 of the Revised Code;

(iv) If the student is a category four career-technical education student, the amount specified in division (D) of section 3317.014 of the Revised Code;

(v) If the student is a category five career-technical education student, the amount specified in division (E) of section 3317.014 of the Revised Code.

Deduction and payment of funds under division (C) (1) (g) of this section is subject to approval by the lead district of a career-technical planning district or the department of education under section 3317.161 of the Revised Code.

(2) ~~When~~ (a) When deducting from the state education aid of a student's resident district for students enrolled in an internet- or computer-based community school in which a majority of the students are enrolled in a dropout prevention and recovery program, the department shall not make any deductions and payments under division (C) (1) of this section. Instead, the department shall make deductions and payments in accordance with section 3314.089 of the Revised Code.

(b) When deducting from the state education aid of a student's resident district for students enrolled in an



internet- or computer-based community school that is not 219  
described in division (C) (2) (a) of this section and making 220  
payments to such school under this section, the department shall 221  
make the deductions and payments described in only divisions (C) 222  
(1) (a), (c), and (g) of this section. 223

No deductions or payments shall be made for a student 224  
enrolled in such school under division (C) (1) (b), (d), (e), or 225  
(f) of this section. 226

(3) (a) If a community school's costs for a fiscal year for 227  
a student receiving special education and related services 228  
pursuant to an IEP for a disability described in divisions (B) 229  
to (F) of section 3317.013 of the Revised Code exceed the 230  
threshold catastrophic cost for serving the student as specified 231  
in division (B) of section 3317.0214 of the Revised Code, the 232  
school may submit to the superintendent of public instruction 233  
documentation, as prescribed by the superintendent, of all its 234  
costs for that student. Upon submission of documentation for a 235  
student of the type and in the manner prescribed, the department 236  
shall pay to the community school an amount equal to the 237  
school's costs for the student in excess of the threshold 238  
catastrophic costs. 239

(b) The community school shall report under division (C) 240  
(3) (a) of this section, and the department shall pay for, only 241  
the costs of educational expenses and the related services 242  
provided to the student in accordance with the student's 243  
individualized education program. Any legal fees, court costs, 244  
or other costs associated with any cause of action relating to 245  
the student may not be included in the amount. 246

(4) In any fiscal year, a community school receiving funds 247  
under division (C) (1) (g) of this section or division (B) (3) of 248

section 3314.089 of the Revised Code shall spend those funds 249  
only for the purposes that the department designates as approved 250  
for career-technical education expenses. Career-technical 251  
education expenses approved by the department shall include only 252  
expenses connected to the delivery of career-technical 253  
programming to career-technical students. The department shall 254  
require the school to report data annually so that the 255  
department may monitor the school's compliance with the 256  
requirements regarding the manner in which funding received 257  
under division (C) (1) (g) of this section or division (B) (3) of 258  
section 3314.089 of the Revised Code may be spent. 259

(5) Notwithstanding anything to the contrary in section 260  
3313.90 of the Revised Code, except as provided in division (C) 261  
(9) of this section, all funds received under division (C) (1) (g) 262  
of this section and division (B) (3) of section 3314.089 of the 263  
Revised Code shall be spent in the following manner: 264

(a) At least seventy-five per cent of the funds shall be 265  
spent on curriculum development, purchase, and implementation; 266  
instructional resources and supplies; industry-based program 267  
certification; student assessment, credentialing, and placement; 268  
curriculum specific equipment purchases and leases; career- 269  
technical student organization fees and expenses; home and 270  
agency linkages; work-based learning experiences; professional 271  
development; and other costs directly associated with career- 272  
technical education programs including development of new 273  
programs. 274

(b) Not more than twenty-five per cent of the funds shall 275  
be used for personnel expenditures. 276

(6) A community school shall spend the funds it receives 277  
under division (C) (1) (e) of this section in accordance with 278

section 3317.25 of the Revised Code. 279

(7) If the sum of the payments computed under divisions 280  
(C) (1) and (8) (a) of this section for the students entitled to 281  
attend school in a particular school district under sections 282  
3313.64 and 3313.65 of the Revised Code exceeds the sum of that 283  
district's state education aid and its payment under sections 284  
321.24 and 323.156 of the Revised Code, the department shall 285  
calculate and apply a proration factor to the payments to all 286  
community schools under that division for the students entitled 287  
to attend school in that district. 288

(8) (a) Subject to division (C) (7) of this section, the 289  
department annually shall pay to each community school, 290  
including each internet- or computer-based community school, an 291  
amount equal to the following: 292

(The number of students reported by the community school 293  
under division (B) (2) (e) of this section X the formula amount 294  
X .20) 295

(b) For each payment made to a community school under 296  
division (C) (8) (a) of this section, the department shall deduct 297  
from the state education aid of each city, local, and exempted 298  
village school district and, if necessary, from the payment made 299  
to the district under sections 321.24 and 323.156 of the Revised 300  
Code an amount equal to the following: 301

(The number of the district's students reported by the 302  
community school under division (B) (2) (e) of this section X the 303  
formula amount X .20) 304

(9) The department may waive the requirement in division 305  
(C) (5) of this section for any community school that exclusively 306  
provides one or more career-technical workforce development 307

programs in arts and communications that are not equipment- 308  
intensive, as determined by the department. 309

(D) A board of education sponsoring a community school may 310  
utilize local funds to make enhancement grants to the school or 311  
may agree, either as part of the contract or separately, to 312  
provide any specific services to the community school at no cost 313  
to the school. 314

(E) A community school may not levy taxes or issue bonds 315  
secured by tax revenues. 316

(F) No community school shall charge tuition for the 317  
enrollment of any student who is a resident of this state. A 318  
community school may charge tuition for the enrollment of any 319  
student who is not a resident of this state. 320

(G) (1) (a) A community school may borrow money to pay any 321  
necessary and actual expenses of the school in anticipation of 322  
the receipt of any portion of the payments to be received by the 323  
school pursuant to division (C) of this section. The school may 324  
issue notes to evidence such borrowing. The proceeds of the 325  
notes shall be used only for the purposes for which the 326  
anticipated receipts may be lawfully expended by the school. 327

(b) A school may also borrow money for a term not to 328  
exceed fifteen years for the purpose of acquiring facilities. 329

(2) Except for any amount guaranteed under section 3318.50 330  
of the Revised Code, the state is not liable for debt incurred 331  
by the governing authority of a community school. 332

(H) The department of education shall adjust the amounts 333  
subtracted and paid under division (C) of this section to 334  
reflect any enrollment of students in community schools for less 335  
than the equivalent of a full school year. The state board of 336

education within ninety days after April 8, 2003, shall adopt in 337  
accordance with Chapter 119. of the Revised Code rules governing 338  
the payments to community schools under this section including 339  
initial payments in a school year and adjustments and reductions 340  
made in subsequent periodic payments to community schools and 341  
corresponding deductions from school district accounts as 342  
provided under division (C) of this section. For purposes of 343  
this section: 344

(1) A student shall be considered enrolled in the 345  
community school for any portion of the school year the student 346  
is participating at a college under Chapter 3365. of the Revised 347  
Code. 348

(2) A student shall be considered to be enrolled in a 349  
community school for the period of time beginning on the later 350  
of the date on which the school both has received documentation 351  
of the student's enrollment from a parent and the student has 352  
commenced participation in learning opportunities as defined in 353  
the contract with the sponsor, or thirty days prior to the date 354  
on which the student is entered into the education management 355  
information system established under section 3301.0714 of the 356  
Revised Code. For purposes of applying this division and 357  
divisions (H) (3) and (4) of this section to a community school 358  
student, "learning opportunities" shall be defined in the 359  
contract, which shall describe both classroom-based and non- 360  
classroom-based learning opportunities and shall be in 361  
compliance with criteria and documentation requirements for 362  
student participation which shall be established by the 363  
department. Any student's instruction time in non-classroom- 364  
based learning opportunities shall be certified by an employee 365  
of the community school. A student's enrollment shall be 366  
considered to cease on the date on which any of the following 367

occur: 368

(a) The community school receives documentation from a 369  
parent terminating enrollment of the student. 370

(b) The community school is provided documentation of a 371  
student's enrollment in another public or private school. 372

(c) The community school ceases to offer learning 373  
opportunities to the student pursuant to the terms of the 374  
contract with the sponsor or the operation of any provision of 375  
this chapter. 376

Except as otherwise specified in this paragraph, beginning 377  
in the 2011-2012 school year, any student who completed the 378  
prior school year in an internet- or computer-based community 379  
school shall be considered to be enrolled in the same school in 380  
the subsequent school year until the student's enrollment has 381  
ceased as specified in division (H) (2) of this section. The 382  
department shall continue subtracting and paying amounts for the 383  
student under division (C) of this section without interruption 384  
at the start of the subsequent school year. However, if the 385  
student without a legitimate excuse fails to participate in the 386  
first seventy-two consecutive hours of learning opportunities 387  
offered to the student in that subsequent school year, the 388  
student shall be considered not to have re-enrolled in the 389  
school for that school year and the department shall recalculate 390  
the payments to the school for that school year to account for 391  
the fact that the student is not enrolled. 392

(3) The department shall determine each community school 393  
student's percentage of full-time equivalency based on the 394  
percentage of learning opportunities offered by the community 395  
school to that student, reported either as number of hours or 396

number of days, is of the total learning opportunities offered 397  
by the community school to a student who attends for the 398  
school's entire school year. However, no internet- or computer- 399  
based community school shall be credited for any time a student 400  
spends participating in learning opportunities beyond ten hours 401  
within any period of twenty-four consecutive hours. Whether it 402  
reports hours or days of learning opportunities, each community 403  
school shall offer not less than nine hundred twenty hours of 404  
learning opportunities during the school year. 405

(4) With respect to the calculation of full-time 406  
equivalency under division (H) (3) of this section, the 407  
department shall waive the number of hours or days of learning 408  
opportunities not offered to a student because the community 409  
school was closed during the school year due to disease 410  
epidemic, hazardous weather conditions, law enforcement 411  
emergencies, inoperability of school buses or other equipment 412  
necessary to the school's operation, damage to a school 413  
building, or other temporary circumstances due to utility 414  
failure rendering the school building unfit for school use, so 415  
long as the school was actually open for instruction with 416  
students in attendance during that school year for not less than 417  
the minimum number of hours required by this chapter. The 418  
department shall treat the school as if it were open for 419  
instruction with students in attendance during the hours or days 420  
waived under this division. 421

(I) The department of education shall reduce the amounts 422  
paid under this section to reflect payments made to colleges 423  
under section 3365.07 of the Revised Code. 424

(J) (1) No student shall be considered enrolled in any 425  
internet- or computer-based community school or, if applicable 426

to the student, in any community school that is required to 427  
provide the student with a computer pursuant to division (C) of 428  
section 3314.22 of the Revised Code, unless both of the 429  
following conditions are satisfied: 430

(a) The student possesses or has been provided with all 431  
required hardware and software materials and all such materials 432  
are operational so that the student is capable of fully 433  
participating in the learning opportunities specified in the 434  
contract between the school and the school's sponsor as required 435  
by division (A) (23) of section 3314.03 of the Revised Code; 436

(b) The school is in compliance with division (A) of 437  
section 3314.22 of the Revised Code, relative to such student. 438

(2) In accordance with policies adopted by the 439  
superintendent of public instruction, in consultation with the 440  
auditor of state, the department shall reduce the amounts 441  
otherwise payable under division (C) of this section to any 442  
community school that includes in its program the provision of 443  
computer hardware and software materials to any student, if such 444  
hardware and software materials have not been delivered, 445  
installed, and activated for each such student in a timely 446  
manner or other educational materials or services have not been 447  
provided according to the contract between the individual 448  
community school and its sponsor. 449

The superintendent of public instruction and the auditor 450  
of state shall jointly establish a method for auditing any 451  
community school to which this division pertains to ensure 452  
compliance with this section. 453

The superintendent, auditor of state, and the governor 454  
shall jointly make recommendations to the general assembly for 455



legislative changes that may be required to assure fiscal and 456  
academic accountability for such schools. 457

(K) (1) If the department determines that a review of a 458  
community school's enrollment is necessary, such review shall be 459  
completed and written notice of the findings shall be provided 460  
to the governing authority of the community school and its 461  
sponsor within ninety days of the end of the community school's 462  
fiscal year, unless extended for a period not to exceed thirty 463  
additional days for one of the following reasons: 464

(a) The department and the community school mutually agree 465  
to the extension. 466

(b) Delays in data submission caused by either a community 467  
school or its sponsor. 468

(2) If the review results in a finding that additional 469  
funding is owed to the school, such payment shall be made within 470  
thirty days of the written notice. If the review results in a 471  
finding that the community school owes moneys to the state, the 472  
following procedure shall apply: 473

(a) Within ten business days of the receipt of the notice 474  
of findings, the community school may appeal the department's 475  
determination to the state board of education or its designee. 476

(b) The board or its designee shall conduct an informal 477  
hearing on the matter within thirty days of receipt of such an 478  
appeal and shall issue a decision within fifteen days of the 479  
conclusion of the hearing. 480

(c) If the board has enlisted a designee to conduct the 481  
hearing, the designee shall certify its decision to the board. 482  
The board may accept the decision of the designee or may reject 483  
the decision of the designee and issue its own decision on the 484

matter. 485

(d) Any decision made by the board under this division is 486  
final. 487

(3) If it is decided that the community school owes moneys 488  
to the state, the department shall deduct such amount from the 489  
school's future payments in accordance with guidelines issued by 490  
the superintendent of public instruction. 491

(L) The department shall not subtract from a school 492  
district's state aid account and shall not pay to a community 493  
school under division (C) of this section any amount for any of 494  
the following: 495

(1) Any student who has graduated from the twelfth grade 496  
of a public or nonpublic high school; 497

(2) Any student who is not a resident of the state; 498

(3) Any student who was enrolled in the community school 499  
during the previous school year when assessments were 500  
administered under section 3301.0711 of the Revised Code but did 501  
not take one or more of the assessments required by that section 502  
and was not excused pursuant to division (C) (1) or (3) of that 503  
section, unless the superintendent of public instruction grants 504  
the student a waiver from the requirement to take the assessment 505  
and a parent is not paying tuition for the student pursuant to 506  
section 3314.26 of the Revised Code. The superintendent may 507  
grant a waiver only for good cause in accordance with rules 508  
adopted by the state board of education. 509

(4) Any student who has attained the age of twenty-two 510  
years, except for veterans of the armed services whose 511  
attendance was interrupted before completing the recognized 512  
twelve-year course of the public schools by reason of induction 513

or enlistment in the armed forces and who apply for enrollment 514  
in a community school not later than four years after 515  
termination of war or their honorable discharge. If, however, 516  
any such veteran elects to enroll in special courses organized 517  
for veterans for whom tuition is paid under federal law, or 518  
otherwise, the department shall not subtract from a school 519  
district's state aid account and shall not pay to a community 520  
school under division (C) of this section any amount for that 521  
veteran. 522

Sec. 3314.089. (A) For purposes of this section, "category 523  
one career-technical education student," "category two career- 524  
technical education student," "category three career-technical 525  
education student," "category four career-technical education 526  
student," "category five career-technical education student," 527  
"category one special education student," "category two special 528  
education student," "category three special education student," 529  
"category four special education student," "category five 530  
special education student," "category six special education 531  
student," "formula amount," "resident district," and "state 532  
education aid" have the same meanings as in section 3314.08 of 533  
the Revised Code. 534

(B) Subject to divisions (C) (3), (4), (5), and (7) of 535  
section 3314.08 of the Revised Code, for each student enrolled 536  
in an internet- or computer-based community school in which a 537  
majority of the students are enrolled in a dropout prevention 538  
and recovery program, the department of education annually shall 539  
deduct from the state education aid of a student's resident 540  
district and, if necessary, from the payment made to the 541  
district under sections 321.24 and 323.156 of the Revised Code 542  
and pay to the community school the sum of the following: 543

(1) An opportunity grant equal to the lesser of the 544  
formula amount and the sum of the following: 545

(a) A one-time payment of \$1,750 for the student's initial 546  
enrollment in the school during that school year; 547

(b) The formula amount X (1/920) X the lesser of the 548  
number of hours the student participates in learning 549  
opportunities in that fiscal year and 920; 550

(c) The lesser of (\$500 X either the number of courses 551  
completed by the student in that fiscal year, in the case of a 552  
student enrolled in kindergarten through eighth grade, or the 553  
number of credits earned by the student in that fiscal year, in 554  
the case of a student enrolled in grades nine through twelve) 555  
and \$2,500. 556

(2) Additional state funding for special education and 557  
related services provided under Chapter 3323. of the Revised 558  
Code as follows: 559

(a) If the student is a category one special education 560  
student, the amount specified in division (A) of section 561  
3317.013 of the Revised Code X (1/920) X (the lesser of the 562  
number of hours the student participates in learning 563  
opportunities in that fiscal year and 920); 564

(b) If the student is a category two special education 565  
student, the amount specified in division (B) of section 566  
3317.013 of the Revised Code X (1/920) X (the lesser of the 567  
number of hours the student participates in learning 568  
opportunities in that fiscal year and 920); 569

(c) If the student is a category three special education 570  
student, the amount specified in division (C) of section 571  
3317.013 of the Revised Code X (1/920) X (the lesser of the 572

number of hours the student participates in learning 573  
opportunities in that fiscal year and 920); 574

(d) If the student is a category four special education 575  
student, the amount specified in division (D) of section 576  
3317.013 of the Revised Code X (1/920) X (the lesser of the 577  
number of hours the student participates in learning 578  
opportunities in that fiscal year and 920); 579

(e) If the student is a category five special education 580  
student, the amount specified in division (E) of section 581  
3317.013 of the Revised Code X (1/920) X (the lesser of the 582  
number of hours the student participates in learning 583  
opportunities in that fiscal year and 920); 584

(f) If the student is a category six special education 585  
student, the amount specified in division (F) of section 586  
3317.013 of the Revised Code X (1/920) X (the lesser of the 587  
number of hours the student participates in learning 588  
opportunities in that fiscal year and 920). 589

(3) If the student is reported under division (B) (2) (d) of 590  
section 3314.08 of the Revised Code, career-technical education 591  
funds as follows: 592

(a) If the student is a category one career-technical 593  
education student, the amount specified in division (A) of 594  
section 3317.014 of the Revised Code X (1/920) X the number of 595  
hours the student participates in learning opportunities in that 596  
fiscal year; 597

(b) If the student is a category two career-technical 598  
education student, the amount specified in division (B) of 599  
section 3317.014 of the Revised Code X (1/920) X the number of 600  
hours the student participates in learning opportunities in that 601

fiscal year; 602

(c) If the student is a category three career-technical 603  
education student, the amount specified in division (C) of 604  
section 3317.014 of the Revised Code X (1/920) X the number of 605  
hours the student participates in learning opportunities in that 606  
fiscal year; 607

(d) If the student is a category four career-technical 608  
education student, the amount specified in division (D) of 609  
section 3317.014 of the Revised Code X (1/920) X the number of 610  
hours the student participates in learning opportunities in that 611  
fiscal year; 612

(e) If the student is a category five career-technical 613  
education student, the amount specified in division (E) of 614  
section 3317.014 of the Revised Code X (1/920) X the number of 615  
hours the student participates in learning opportunities in that 616  
fiscal year. 617

**Section 2.** That existing section 3314.08 of the Revised 618  
Code is hereby repealed. 619

**Section 3.** That Section 265.230 of H.B. 166 of the 133rd 620  
General Assembly be amended to read as follows: 621

**Sec. 265.230.** FUNDING FOR COMMUNITY SCHOOLS 622

(A) For each of fiscal years 2020 and 2021, the Department 623  
of Education shall make the deductions and payments for each 624  
student enrolled in a community school, established under 625  
Chapter 3314. of the Revised Code, in the manner prescribed by 626  
division (C) of section 3314.08, section 3314.089, and division 627  
(D) of section 3314.091 of the Revised Code, except that, for 628  
each of those fiscal years: 629

(1) The "formula amount" shall equal the amount specified 630  
in division (F) (1) of the section of ~~this act~~ H.B. 166 of the 631  
133rd General Assembly entitled "OPERATING FUNDING FOR FISCAL 632  
YEARS 2020 and 2021." 633

(2) "State education aid" for a school district from which 634  
a deduction is made shall mean the amount paid to the district 635  
for that fiscal year under the section of ~~this act~~ H.B. 166 of 636  
the 133rd General Assembly entitled "FUNDING FOR CITY, LOCAL, 637  
AND EXEMPTED VILLAGE SCHOOL DISTRICTS." 638

(3) The per pupil amount deducted from a district and paid 639  
to a community school under divisions (C) (1) (b) and (e) of 640  
section 3314.08 and division (D) of section 3314.091 of the 641  
Revised Code shall be the same respective per pupil amounts 642  
deducted and paid under those divisions for fiscal year 2019. 643

(B) For each of fiscal years 2020 and 2021, the Department 644  
shall pay each community school graduation and third grade 645  
reading bonuses in accordance with section 3314.085 of the 646  
Revised Code, except that, for each of those fiscal years, the 647  
"formula amount" shall equal the amount specified in division 648  
(F) (1) of the section of ~~this act~~ H.B. 166 of the 133rd General 649  
Assembly entitled "OPERATING FUNDING FOR FISCAL YEARS 2020 AND 650  
2021." 651

**Section 4.** That existing Section 265.230 of H.B. 166 of 652  
the 133rd General Assembly is hereby repealed. 653