Operating Standards Committee

State Board of Education

Meeting Date: Monday, August 11, 2014

Meeting Time: 1:00 PM

Agenda:

1. **Roll Call and Minutes**
   Facilitated by Ron Rudduck

2. **Final Discussion of OAC 3301-35-07 and -11**
   Facilitated by Ron Rudduck and Sarah Fowler

3. **Final Discussion of OAC 3301-35-10**
   Facilitated by Ron Rudduck and Sarah Fowler

4. **History of OAC 3301-35-08**
   Presentation by Sharon Jennings

5. **Stakeholder Feedback ***
   Facilitated by Ron Rudduck and Sarah Fowler

6. **Discussion of OAC 3301-35-08**
   Facilitated by Ron Rudduck and Sarah Fowler

7. **Discussion of OAC 3301-35-13 and -14**
   Facilitated by Ron Rudduck and Sarah Fowler

8. **Future Planning**
   Facilitated by Ron Rudduck

*The Committee will hear stakeholder feedback for 30 minutes. There is a time limit of five minutes per individual speaker, and the Committee may set limits on the number of speakers per topic.

Committee Members:
Ron Rudduck – Chair
Sarah Fowler– Vice Chair
Mike Collins
Stephanie Dodd
Tess Elshoff
Brad W. Lamb
Kathleen McGervey
Debe Terhar

Staff:
John Richard
Sharon Jennings
Sandy Hay
Kevin Duff
Amber Schneider

3301-35-07	
Actual	**Summary**
(A) To provide a foundation for measuring and improving operational and educational performance, each school district or school shall:	Each school and school district must develop a method to measure educational performance and school operations. Procedure must include identifying key areas, collecting data, analyze information and use data to inform progress with strategic plan.
(B) For key operational and educational areas, school districts and schools should determine their baseline performance levels, evaluate and compare their performance levels with similar school districts and schools, benchmarks and generally accepted best practices. The school district or school shall use the comparative information, performance index score and other data to promote innovation, improve instruction and learning, improve school district and school performance, and set higher goals for future achievement. The analysis of performance data, including disaggregated data, may be used to:	School districts and schools must determine baseline performance levels, evaluate and compare their performance levels with similar school districts and schools. Schools districts and schools must use performance index and other measures to determine need, promote improvement strategies and improved student achievement. Share information annually.
(C) The state's education management information system (EMIS) provides an integrated system of statewide collecting, reporting and compiling of school district and school information in a manner that complies with state and federal laws protecting student privacy.	School Districts and Schools must provide timely and accurate data under the EMIS guidance.
(D) To ensure continuous improvement of its information system, the school district or school shall regularly evaluate the system to ensure that the information it collects is:	School Districts and schools must develop a measurement process that regularly evaluates continuous improvement activities. Share information to stakeholders. Use to monitor continuous improvement plan progress.
(E) The school district or school shall evaluate organizational effectiveness by analyzing key measures of its systems, operations and support services and use the data to drive improvement.	School Districts and schools must develop a measurement process that regularly evaluates systems, operations and support services activities.
(F) The department of education may conduct site evaluations of school districts and schools.	The Ohio Department of Education may conduct evaluations. Advanced notices will be sent to the superintendent prior to onsite evaluation. Written reports will be sent to the superintendent and president of the local school board. The district superintendent must schedule a public meeting within 90 days of receiving the report. The district will provide plans to the department of education in response

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	to the reports. Monitoring reviews will be used to determine district progress.
(G) All school districts and schools shall conduct a comprehensive review of their educational programs and organizational effectiveness to determine whether they are aligned with Ohio law, all applicable federal laws, and the school district's locally defined vision, mission statement, goals, objectives and strategic plan.	All local, state and federal education programs must comply with guidance. Self-reviews will determine effectiveness and alignment to Ohio law, federal laws and district's strategic plans. Self-reviews may be ODE desk audits, electronic tools or other appropriate tools. Districts will use the most current academic and fiscal data to implement and monitor a continuous improvement plan. Adjustments to the improvement plan will be made according to review results.
(H) Failure to comply with applicable rules shall be cause for initiating efforts to revoke the school district's charter in accordance with section 3301.16 of the Revised Code and Chapter 119. of the Revised Code. The department of education may investigate allegations of noncompliance with the rules in this chapter, as it deems necessary.	Concerns of noncompliance may occur if district does not follow through with action. District charter may be revoked.
(I) Exceptions to the provisions of the rules of this chapter excluding rule 3301-35-08 of the Administrative Code, may be granted by the state superintendent in accordance with standards determined by the state board of education upon evidence of good and sufficient reason and recommendation by the superintendent of public instruction.	The state board of education may waive rules upon the recommendation by the state superintendent for specific schools or districts.

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Items	**Summary**	**Samples**
(A) To provide a foundation for measuring and improving operational and educational performance, each school district or school shall:	Develop a process to benchmark and measure progress	Adopt policy and procedure
(1) Collect and analyze information about key areas of school operations and educational performance and areas of needed improvement identified in its strategic plan, and if applicable, in its continuous improvement plan;	Use strategic plan to identify measurable data to analyze progress	Attendance rates; Graduation rates; quarterly assessment data; family participation at school events; etc.
(2) Ensure that information collected is accessible, valid and reliable; and	Policy on collection and uniform analysis process; determine who has access	Data Warehouse software; Data Reviews and Process Schedules
(3) Monitor, evaluate, improve, and update the information to meet changing educational needs.	Systemic use of data to ensure practices meet the needs of students and staff	Leadership meetings using data to make decisions; Agenda, minutes
Each School and School District must develop a method to measure educational performance and school operations. Procedure must include identifying key areas, collecting data, analyze information and use data to inform progress with strategic plan.		
(B) For key operational and educational areas, school districts and schools should determine their baseline performance levels, evaluate and compare their performance levels with similar school districts and schools, benchmarks and generally accepted best practices. The school district or school shall use the comparative information, performance index score and other data to promote innovation, improve instruction and learning, improve school district and school performance, and set higher goals for future achievement. The analysis of performance data, including disaggregated data, may be used to:	Identify key areas benchmark data, set goals and compare data to use with decision making on innovations.	District LRC; School LRC; PIS; Standardized Assessment Data
(1) Determine progress, identify areas for improvement, and develop corrective action plans;	Complete a needs assessment and develop improvement plans	Decision Framework; SIDR; Sub-Group Gap analysis; Grade level; School
(2) Measure year-to-year improvement of various student populations; and	Use cohort and sub-group longitudinal data; complete gap analysis	Value Added; Cohort; Sub-Group; Grade level;

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(3) Communicate student performance results to staff, parents, and other stakeholders.	Share information with stakeholders	Presentations; Newsletters; Website
School districts and schools must determine baseline performance levels, evaluate and compare their performance levels with similar school districts and schools. Schools districts and schools must use performance index and other measures to determine need, promote improvement strategies and improved student achievement. Share information annually.		
(C) The state's education management information system (EMIS) provides an integrated system of statewide collecting, reporting and compiling of school district and school information in a manner that complies with state and federal laws protecting student privacy.	Input EMIS data with fidelity	Local Policy and Procedures aligns; Local EMIS data personnel;
(1) The performance measures a school district uses shall reflect the major categories of data collected under EMIS relating to students, staff, and financial status.	Align EMIS categories to data analysis procedures	Local Policy and Procedures aligns; Local EMIS data personnel;
(2) The school district shall work with the department of education to submit timely and accurate data under EMIS, and the school district shall minimize the time it takes to verify the accuracy of its data.	Submit timely and accurate data under EMIS; Verify accuracy promptly	Local Policy and Procedures aligns; Local EMIS data personnel;
School Districts and Schools must provide timely and accurate data under the EMIS guidance.		
(D) To ensure continuous improvement of its information system, the school district or school shall regularly evaluate the system to ensure that the information it collects is:	Regularly review the data collection and aggregation procedures	Schedules; Agenda; Minutes;
(1) Appropriate and collected in a manner that complies with state and federal laws protecting student privacy;	Ensures student privacy	
(2) Shared with parents, staff, students, and other stakeholders in accordance with state and federal laws protecting student privacy; and	Communicates with all stakeholders	Flyers, Presentations
(3) Used to improve the school district's performance.	Use in decision-making	Minutes
School Districts and schools must develop a measurement process that regularly evaluates continuous improvement activities. Share information to stakeholders. Use to monitor continuous improvement plan progress.		
(E) The school district or school shall evaluate organizational effectiveness by analyzing key measures of its systems, operations and support services and use the data to drive improvement.	Determine schools effectiveness by analyzing key measures data to support systems, operations, and support services.	Schedules; Agenda; Minutes
School Districts and schools must develop a measurement process that regularly evaluates systems, operations and support services activities.		

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(F) The department of education may conduct site evaluations of school districts and schools.	Ohio Department of Education evaluations	
(1) When the department of education conducts a site evaluation of a school district or school, the superintendent shall be informed in advance of the site evaluation dates and procedures.	Advanced notice for dates of site evaluations are sent to the superintendent.	Notices are mailed or emailed to superintendent.
(2) A written report of the results of the school district site evaluation shall be sent to the superintendent and the president of the board of education. The state superintendent shall also be informed of the results. The site evaluation report may include recommendations for revision of the school district's continuous improvement plan and implementation process. The school district shall schedule a public meeting to be held within ninety days of the report's receipt to discuss the report's recommendations with the public. The superintendent shall notify parents and other stakeholders of the meeting's place, date and time.	Written reports will be sent to superintendent and president of the local school board. Reports will also be provided to the state superintendent. District superintendent must schedule a public meeting within 90 days of receiving the report.	Written reports may be mailed, emailed or formally presented. All reports are public documents. Public meetings may be presentations and forums with the local school board and other stakeholders. Notifications to stakeholders may be mailed, emailed or flyers sent through students.
(3) The school district shall prepare a written plan for responding to the report's recommendations and submit it to the department of education.	Written plans will be provided to the department of education in response to reports	Must use appropriate forms relating to the evaluation.
(4) The department of education may conduct additional on-site verification to review progress.	Monitoring reviews will be used to determine progress.	ODE offices use various tools to monitor progress.
The Ohio Department of Education may conduct evaluations. Advanced notices will be sent to the superintendent prior to onsite evaluation. Written reports will be mailed to the superintendent and president of the local school board. The district superintendent must schedule a public meeting within 90 days of receiving the report. The district will provide plans to the department of education in response to the reports. Monitoring reviews will be used to determine district progress.		
(G) All school districts and schools shall conduct a comprehensive review of their educational programs and organizational effectiveness to determine whether they are aligned with Ohio law, all applicable federal laws, and the school district's locally defined vision, mission statement, goals, objectives and strategic plan.	All local, state and federal education programs must comply with guidance. Self-reviews will determine effectiveness and alignment to Ohio law, federal laws and district's strategic plans	Curriculum Gap analysis; Title 1; IDEA; Fiscal Five Year Forecast; etc.,
(1) Educational program reviews shall be conducted periodically and scheduled to generate timely data. The department of	Self-reviews may be ODE desk audits, electronic tools or other appropriate	School or district self-reporting practices

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education may help school districts conduct the review.	tools. ODE will support process	
(2) School districts that have developed and implemented a continuous improvement plan shall use that plan as a framework for conducting the review. School districts shall also be guided by: (a) The most recent school district local report card; (b) The five-year projection of revenue and expenditures; and (c) Other pertinent information as determined by the district.	Districts will use the most current academic and fiscal data to implement a continuous improvement plan; Must use: (a) LRC (b) 5-year fiscal projection (c) Other related information	Agendas; Minutes; Presentations; Other pertinent information could be but is not limited to quarterly assessments, standardized assessments, short cycle assessments, attendance and curriculum gap analysis.
(3) School districts shall incorporate the results of the educational program review within their educational goals, and where applicable, modify their strategic plans or continuous improvement plans accordingly.	Information from the self-review will be used to make decisions for the strategic plans and continuous improvement plans.	Documents, data and plans that demonstrate practices
All local, state and federal education programs must comply with guidance. Self-reviews will determine effectiveness and alignment to Ohio law, federal laws and district's strategic plans. Self-reviews may be ODE desk audits, electronic tools or other appropriate tools. Districts will use the most current academic and fiscal data to implement and monitor a continuous improvement plan. Adjustments to the improvement plan will be made according to review results.		
(H) Failure to comply with applicable rules shall be cause for initiating efforts to revoke the school district's charter in accordance with section 3301.16 of the Revised Code and Chapter 119. of the Revised Code. The department of education may investigate allegations of noncompliance with the rules in this chapter, as it deems necessary.	Concerns of noncompliance may occur if district does not follow through with action. District charter could be revoked.	State process; Chapter 119
Concerns of noncompliance may occur if district does not follow through with action. District charter may be revoked.		
(I) Exceptions to the provisions of the rules of this chapter excluding rule 3301-35-08 of the Administrative Code, may be granted by the state superintendent in accordance with standards determined by the state board of education upon evidence of good and sufficient reason and recommendation by the superintendent of public instruction.	State superintendent may waive rules.	
The state board of education may waive rules upon the recommendation by the state superintendent.		

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OAC/ORC	Title
3301.0714	Guidelines for statewide education management information system
3301.16	State board to classify and charter school districts and individual schools within each district
3301-14-01	Operation of the education management information system
3301-35-01 to 3301-35-7	Operating Standards for Ohio's Schools and Districts
3301-35-12 to 3301-35-15	Operating Standards for Ohio's Schools and Districts
3301-56-01	School district and building improvement planning, parent notification, and intervention
3301-92-04	Reporting data
3302.03	Board members to be qualified electors - oath, salary, expenses
3302.04	Meetings
3302.041	Audio and video recordings of board of education meetings
3314.20	Community schools; enrollment limits
Chapter 119	Administrative procedure

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Ohio Administrative Code Chapter 3301-35
Standards for School Districts and Schools
Kindergarten through Twelfth Grade

~~Red Line~~ Green Line

3301-35-07 ~~Using data to improve performance results and Procedures for evaluation and intervention;~~ Data-driven improvement;

(A) To provide a foundation for measuring and improving operational and educational performance, each school district or school shall:

(1) Collect and analyze information about key areas of school operations and educational performance and areas of needed improvement identified in its strategic plan, and if applicable, in its continuous improvement plan ~~pursuant to rule 3301-56-01 of the Administrative Code;~~

(2) Ensure that information collected is accessible, valid and reliable; and

(3) Monitor, evaluate, improve, and update the information to meet changing educational needs.

(B) For key operational and educational areas, school districts and schools should determine their baseline performance levels, evaluate and compare their performance levels with similar school districts and schools, benchmarks and generally accepted best practices. The school district or school shall use the comparative information, performance index score and other data to promote innovation, improve instruction and learning, improve school district and school performance, and set higher goals for future achievement. The analysis of performance data, including disaggregated data, may be used to:

(1) Determine progress, identify areas for improvement, and develop corrective action plans ~~under rule 3301-56-01 of the Administrative Code;~~

(2) Measure year-to-year improvement of various student populations ~~including the value-added progress dimension~~; and

(3) Communicate student performance results to staff, parents, and other stakeholders.

(C) The state's education management information system (EMIS) ~~under section 3301.0714 of the Revised Code and rule 3301-14-01 of the Administrative Code~~ provides an integrated system of statewide collecting, reporting and compiling of school district and school information in a manner that complies with state and federal laws protecting student privacy.

(1) The performance measures a school district uses shall reflect the major categories of data collected under EMIS relating to students, staff, and financial status.

(2) The school district shall work with the department of education to submit timely and accurate data under EMIS, and the school district shall minimize the time it takes to verify the accuracy of its data.

(D) To ensure continuous improvement of its information system, the school district or school shall regularly evaluate the system to ensure that the information it collects is:

(1) Appropriate and collected in a manner that complies with state and federal laws protecting student privacy;

(2) Shared with parents, staff, students, and other stakeholders in accordance with state and federal laws protecting student privacy; and

(3) Used to improve the school district's performance.

(E) The school district or school shall evaluate organizational effectiveness by analyzing key measures of its systems, operations and support services and use the data to drive improvement.

~~3301-35-11 Procedures for evaluation and intervention.~~

~~(A)~~ (F) The department of education may conduct site evaluations of school districts and schools ~~A school district or school shall be evaluated in accordance with section 3302.04 and 3302.041 of the Revised Code and rule 3301-56-01 of the Administrative Code~~.

(1) When the department of education conducts a site evaluation of a school district or school, the superintendent shall be informed in advance of the site evaluation dates and procedures.

(2) A written report of the results of the school district site evaluation shall be ~~mailed~~ sent to the superintendent and the president of the board of education. The state superintendent shall also be informed of the results. The site evaluation report may include recommendations for revision of the school district's continuous improvement plan and implementation process. The school district shall schedule a public meeting to be held within ninety days of the report's receipt to discuss the report's recommendations with the public. The superintendent shall notify parents and other stakeholders of the meeting's place, date and time.

(3) The school district shall prepare a written plan for responding to the report's recommendations and submit it to the department of education.

(4) The department of education may conduct additional on-site verification to review progress.

~~(B)~~ (G) All school districts and schools shall conduct a comprehensive review of their educational programs and organizational effectiveness to determine whether they are aligned with Ohio law, all applicable federal laws, and the school district's locally defined vision, mission statement, goals, objectives and strategic plan.

(1) Educational program reviews shall be conducted periodically and scheduled to generate timely data. The department of education may help school districts conduct the review.

(2) School districts that have developed and implemented a continuous improvement plan shall use that plan as a framework for conducting the review. School districts shall also be guided by:

(a) The most recent school district local report card ~~and performance index score generated in accordance with section 3302.03 of the Revised Code~~;

(b) The five-year projection of revenue and expenditures~~, generated in accordance with rule 3301-92-04 of the Administrative Code~~; and

(c) Other pertinent information as determined by the district.

(3) School districts shall incorporate the results of the educational program review within their educational goals, and where applicable, modify their strategic plans or continuous improvement plans accordingly.

~~(C)~~ (H) Failure to comply with applicable rules ~~in this chapter and rule 3301-56-01 of the Administrative Code~~ shall be cause for initiating efforts to revoke the school district's charter in accordance with section 3301.16 of the Revised Code and Chapter 119 of the Revised Code. The department of education may investigate allegations of noncompliance with the rules in this chapter, as it deems necessary.

~~(D)~~ (I) Exceptions to the provisions of the rules of this chapter, excluding rule 3301-35-08 of the Administrative Code, ~~3301-35-01 to 3301-35-07 and 3301-35-12 to 3301-35-14 of the Administrative Code~~ may be granted by the state board of education upon evidence of good and sufficient reason and recommendation by the superintendent of public instruction.

3301-35-07 Data-driven improvement;

(A) To provide a foundation for measuring and improving operational and educational performance, each school district or school shall:

(1) Collect and analyze information about key areas of school operations and educational performance and areas of needed improvement identified in its strategic plan, and if applicable, in its continuous improvement plan;

(2) Ensure that information collected is accessible, valid and reliable; and

(3) Monitor, evaluate, improve, and update the information to meet changing educational needs.

(B) For key operational and educational areas, school districts and schools should determine their baseline performance levels, evaluate and compare their performance levels with similar school districts and schools, benchmarks and generally accepted best practices. The school district or school shall use the comparative information, performance index score and other data to promote innovation, improve instruction and learning, improve school district and school performance, and set higher goals for future achievement. The analysis of performance data, including disaggregated data, may be used to:

(1) Determine progress, identify areas for improvement, and develop corrective action plans;

(2) Measure year-to-year improvement of various student populations; and

(3) Communicate student performance results to staff, parents, and other stakeholders.

(C) The state's education management information system (EMIS) provides an integrated system of statewide collecting, reporting and compiling of school district and school information in a manner that complies with state and federal laws protecting student privacy.

(1) The performance measures a school district uses shall reflect the major categories of data collected under EMIS relating to students, staff, and financial status.

(2) The school district shall work with the department of education to submit timely and accurate data under EMIS, and the school district shall minimize the time it takes to verify the accuracy of its data.

(D) To ensure continuous improvement of its information system, the school district or school shall regularly evaluate the system to ensure that the information it collects is:

(1) Appropriate and collected in a manner that complies with state and federal laws protecting student privacy;

(2) Shared with parents, staff, students, and other stakeholders in accordance with state and federal laws protecting student privacy; and

(3) Used to improve the school district's performance.

(E) The school district or school shall evaluate organizational effectiveness by analyzing key measures of its systems, operations and support services and use the data to drive improvement.

(F) The department of education may conduct site evaluations of school districts and schools.

(1) When the department of education conducts a site evaluation of a school district or school, the superintendent shall be informed in advance of the site evaluation dates and procedures.

(2) A written report of the results of the school district site evaluation shall be sent to the superintendent and the president of the board of education. The state superintendent shall also be informed of the results. The site evaluation report may include recommendations for revision of the school district's continuous improvement plan and implementation process. The school district shall schedule a public meeting to be held within ninety days of the report's receipt to discuss the report's recommendations with the public. The superintendent shall notify parents and other stakeholders of the meeting's place, date and time.

(3) The school district shall prepare a written plan for responding to the report's recommendations and submit it to the department of education.

(4) The department of education may conduct additional on-site verification to review progress.

(G) All school districts and schools shall conduct a comprehensive review of their educational programs and organizational effectiveness to determine whether they are aligned with Ohio law, all applicable federal laws, and the school district's locally defined vision, mission statement, goals, objectives and strategic plan.

(1) Educational program reviews shall be conducted periodically and scheduled to generate timely data. The department of education may help school districts conduct the review.

(2) School districts that have developed and implemented a continuous improvement plan shall use that plan as a framework for conducting the review. School districts shall also be guided by:

(a) The most recent school district local report card;

(b) The five-year projection of revenue and expenditures; and

(c) Other pertinent information as determined by the district.

(3) School districts shall incorporate the results of the educational program review within their educational goals, and where applicable, modify their strategic plans or continuous improvement plans accordingly.

(H) Failure to comply with applicable rules shall be cause for initiating efforts to revoke the school district's charter in accordance with section 3301.16 of the Revised Code and Chapter 119. of the Revised Code. The department of education may investigate allegations of noncompliance with the rules in this chapter, as it deems necessary.

(I) Exceptions to the provisions of the rules of this chapter excluding rule 3301-35-08 of the Administrative Code, may be granted by the state superintendent in accordance with standards determined by the state board of education upon evidence of good and sufficient reason and recommendation by the superintendent of public instruction.

Ohio Administrative Code Chapter 3301-35
Standards for School Districts and Schools – Kindergarten through Twelfth Grade

Current

3301-35-08 Non-chartered, non-tax supported school.

A school, which is not chartered or seeking a charter from the state board of education because of truly held religious beliefs, shall annually certify in a report to the parents of its pupils that the school meets Ohio minimum standards for non-chartered, non-tax supported schools cited in paragraphs (A) to (H) of this rule. A copy of said report shall be filed with the Ohio department of education on or before the thirtieth of September of each year.

(A) School year. The school shall be open for instruction with pupils in attendance for not less than one hundred eighty-two days each school year according to section 3313.48 of the Revised Code.

(B) School day. The school day for pupils in grades one through twelve shall be no less than five hours exclusive of the noon recess according to section 3313.48 of the Revised Code.

(C) Pupil attendance. Pupil attendance shall be reported to facilitate administration of laws relating to compulsory education and the employment of minors. Parents shall be responsible for reporting their child's school enrollment or withdrawal. An individual in charge of the non-chartered, non-tax supported school may, as a matter of convenience, provide the report for the parent.

(1) The attendance report shall include the name, age, and place of residence of each pupil below eighteen years of age.

(2) The report shall be made to the treasurer of the board of education of the city, exempted village, or local school district in which the pupil resides.

(3) The report shall be made within the first two weeks of the beginning of each school year. In the case of pupil withdrawal or entrance during the school year, notice shall be given to the treasurer of the appropriate board(s) of education. Such notice shall be given within the first week of the next school month.

(D) Teacher and administrator qualifications. Teachers and administrators shall have received a bachelor's degree or the equivalent thereof from a recognized college or university.

(E) Courses of study. Each non-chartered, non-tax supported school shall have courses of study for the following subjects:

(1) Language arts;

(2) Geography, the history of the United States and Ohio, and national, state, and local government;

(3) Mathematics;

(4) Science;

(5) Health;

(6) Physical education;

(7) The fine arts, including music;

(8) First aid, safety, and fire prevention;

(9) Other subjects as prescribed by the non-chartered, non-tax supported school.

(F) Pupil promotion. Each non-chartered, non-tax supported school shall follow regular procedures for promotion from grade to grade of pupils who have met the school's educational requirements.

(G) Pupil health and safety. Each non-chartered, non-tax supported school shall comply with state and local health, fire, and safety laws.

(H) Pupils attending a non-chartered, non-tax supported school are not entitled to pupil transportation as provided pursuant to section 3327.01 of the Revised Code, and pupils attending a non-chartered, non-tax supported school are not entitled to auxiliary services as provided pursuant to section 3317.06 of the Revised Code.

A non-chartered, non-tax supported school is not entitled to nonpublic administrative cost reimbursement provided pursuant to section 3317.063 of the Revised Code.

R.C. 119.032 review dates: 12/17/2008 and 12/17/2013

Promulgated Under: 119.03

Statutory Authority: 3301.07

Rule Amplifies: 3301.07

Prior Effective Dates: 9/1/83

Ohio Administrative Code Chapter 3301-35
Standards for School Districts and Schools – Kindergarten through Twelfth Grade

~~Red Line~~ Green Line

3301-35-08 Non-chartered, non-tax supported school.

A school, which is not chartered or seeking a charter from the state board of education because of truly held religious beliefs, shall annually certify in a report to the parents of its pupils that the school meets Ohio minimum standards for non-chartered, non-tax supported schools cited in paragraphs (A) to ~~(H)~~ (G) of this rule. A copy of said report shall be filed with the Ohio department of education on or before the thirtieth of September of each year.

(A) School year. The school shall be open for instruction with pupils in attendance ~~for not less than one hundred eighty-two days each school year~~ for not less than four hundred fifty-five hours in the case of pupils in kindergarten unless such pupils are provided all-day kindergarten, in which case the pupils shall be in attendance for nine hundred ten hours; nine hundred ten hours in the case of pupils in grades one through six; and one thousand one hours in the case of pupils in grades seven through twelve in each school year according to section 3313.48 of the Revised Code.

~~(B) School day. The school day for pupils in grades one through twelve shall be no less than five hours exclusive of the noon recess according to section 3313.48 of the Revised Code.~~

~~(C)~~(B) Pupil attendance. Pupil attendance shall be reported to facilitate administration of laws relating to compulsory education and the employment of minors. Parents shall be responsible for reporting their child's school enrollment or withdrawal. An individual in charge of the non-chartered, non-tax supported school may, as a matter of convenience, provide the report for the parent.

(1) The attendance report shall include the name, age, and place of residence of each pupil below eighteen years of age.

(2) The report shall be made to the treasurer of the board of education of the city, exempted village, or local school district in which the pupil resides.

(3) The report shall be made within the first two weeks of the beginning of each school year. In the case of pupil withdrawal or entrance during the school year, notice shall be given to the treasurer of the appropriate board(s) of education. Such notice shall be given within the first week of the next school month.

~~(D)~~(C) Teacher and administrator qualifications. Teachers and administrators shall have received a bachelor's degree or the equivalent thereof from a recognized college or university.

~~(E)~~(D) Courses of study. Each non-chartered, non-tax supported school shall have courses of study for the following subjects:

(1) Language arts;

(2) Geography, the history of the United States and Ohio, and national, state, and local government;

(3) Mathematics;

(4) Science;

(5) Health;

(6) Physical education;

(7) The fine arts, including music;

(8) First aid, safety, and fire prevention;

(9) Other subjects as prescribed by the non-chartered, non-tax supported school.

~~(F)~~(E) Pupil promotion. Each non-chartered, non-tax supported school shall follow regular procedures for promotion from grade to grade of pupils who have met the school's educational requirements.

~~(G)~~(F) Pupil health and safety. Each non-chartered, non-tax supported school shall comply with state and local health, fire, and safety laws.

~~(H)~~(G)Pupils attending a non-chartered, non-tax supported school are not entitled to pupil transportation ~~as provided pursuant to section 3327.01 of the Revised Code~~, and pupils attending a non-chartered, non-tax supported school are not entitled to auxiliary services~~ as provided pursuant to section 3317.06 of the Revised Code~~.

A non-chartered, non-tax supported school is not entitled to nonpublic administrative cost reimbursement ~~provided pursuant to section 3317.063 of the Revised Code~~.

3301-35-08 Non-chartered, non-tax supported school.

A school, which is not chartered or seeking a charter from the state board of education because of truly held religious beliefs, shall annually certify in a report to the parents of its pupils that the school meets Ohio minimum standards for non-chartered, non-tax supported schools cited in paragraphs (A) to (G) of this rule. A copy of said report shall be filed with the Ohio department of education on or before the thirtieth of September of each year.

(A) School year. The school shall be open for instruction with pupils in attendance for not less than four hundred fifty-five hours in the case of pupils in kindergarten unless such pupils are provided all-day kindergarten, in which case the pupils shall be in attendance for nine hundred ten hours; nine hundred ten hours in the case of pupils in grades one through six; and one thousand one hours in the case of pupils in grades seven through twelve in each school year according to section 3313.48 of the Revised Code.

(B) Pupil attendance. Pupil attendance shall be reported to facilitate administration of laws relating to compulsory education and the employment of minors. Parents shall be responsible for reporting their child's school enrollment or withdrawal. An individual in charge of the non-chartered, non-tax supported school may, as a matter of convenience, provide the report for the parent.

(1) The attendance report shall include the name, age, and place of residence of each pupil below eighteen years of age.

(2) The report shall be made to the treasurer of the board of education of the city, exempted village, or local school district in which the pupil resides.

(3) The report shall be made within the first two weeks of the beginning of each school year. In the case of pupil withdrawal or entrance during the school year, notice shall be given to the treasurer of the appropriate board(s) of education. Such notice shall be given within the first week of the next school month.

(C) Teacher and administrator qualifications. Teachers and administrators shall have received a bachelor's degree or the equivalent thereof from a recognized college or university.

(D) Courses of study. Each non-chartered, non-tax supported school shall have courses of study for the following subjects:

(1) Language arts;

(2) Geography, the history of the United States and Ohio, and national, state, and local government;

(3) Mathematics;

(4) Science;

(5) Health;

(6) Physical education;

(7) The fine arts, including music;

(8) First aid, safety, and fire prevention;

(9) Other subjects as prescribed by the non-chartered, non-tax supported school.

(E) Pupil promotion. Each non-chartered, non-tax supported school shall follow regular procedures for promotion from grade to grade of pupils who have met the school's educational requirements.

(F) Pupil health and safety. Each non-chartered, non-tax supported school shall comply with state and local health, fire, and safety laws.

(G) Pupils attending a non-chartered, non-tax supported school are not entitled to pupil transportation, and pupils attending a non-chartered, non-tax supported school are not entitled to auxiliary services.

A non-chartered, non-tax supported school is not entitled to nonpublic administrative cost reimbursement.

3301-35-13 Special purpose schools.

(A) A special purpose school chartered by the state board of education shall assure that its students are provided a general education of high quality.

(B) A charter to operate a special purpose school may be granted to:

(1) A school district;

(2) A chartered nonpublic school;

(3) A school operated by a state, county or local government agency; or

(4) A school within a state institution.

(C) Special purpose schools shall be chartered to operate in accordance with applicable rules of this chapter. Such schools may focus on:

(1) Programs for at-risk students;

(2) Magnet programs or those with special emphasis;

(3) Adult education programs;

(4) Programs for students with disabilities, providing that the programs comply with the federal Individuals with Disabilities Education Improvement Act;

(5) College preparation programs, if at least ninety-five percent of the school district's or school's graduates for the last three years were admitted to degree-granting institutions; and

(6) Other programs as identified by a school district or school.

(D) The governing authority of a special purpose school may submit a written exemption request to the superintendent of public instruction for approval to operate outside the provisions of certain education statutes and rules. Any such request shall be in accordance with section 3302.07 of the Revised Code and rule 3301-46-01 of the Administrative Code.

3301-35-14 Procedures for beginning a new school and for changing location or ownership of a school.

(A) A new school may be established and operated for a specified period in accordance with sections 3301.16 and 3313.48 of the Revised Code and the following procedures, provided the school has at least three grade levels or fifteen students.

(1) The superintendent shall contact the Ohio department of education about beginning a school and shall attend the "beginning a chartered nonpublic school" workshop conducted by the department of education.

(2) The Ohio department of education shall provide copies of these operating standards and procedures for beginning a school.

(3) The superintendent shall submit to the Ohio department of education a plan for meeting operating standards. The plan shall include:

(a) Objectives related to operating standards; and

(b) A timeline for meeting operating standards. Nonpublic schools shall also comply with rules 3301-39-01 to 3301-39-04 of the Administrative Code, entitled approval of nonpublic schools.

(4) A new school may operate under a letter of approval issued by the Ohio department of education subsequent to an on-site evaluation and approval of an operations plan. A new school may be approved to operate for a period not to exceed four years.

(5) The state superintendent of public instruction may recommend that the state board of education grant a charter when an on-site evaluation indicates that a school is meeting operating standards.

(B) A change in location or ownership of any school shall comply with section 3313.48 of the Revised Code and be reported to the Ohio department of education. A change in location or ownership shall render a charter null and void.

R.C. 119.032 review dates: 11/04/2010 and 11/04/2015
Promulgated Under: 119.03
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Rule Amplifies: 3301.07 , 3301.16 , 3313.48
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