

Revised 01/27/2021

Name of Community School:		Community School's IRN:		
Sponsored by:				
Type of Community School: District Conversion ESC Conversion New Start-up If a district or ESC conversion school:	If this contract is to open a new school, the sponsor must have been sponsor and landlord lease, unless the sponsor owns the	en rated effective or exemplary on the latest <u>sponsorevaluation</u> . Evidence		
The following documents are required to be submitted	building to be converted:	Date lease signed:		
with this contract checklist following these steps: 1. Review the lease for signature names and dates. Verify that a sponsor representative and a landlord have signed. Verify the effective date	 A lease agreement signed by the sponsor and the landlord for the new conversion school. The lease must include the signature and execution date of both an authorized sponsor representative and the landlord. 	Names of parties signing:		
of the lease. If there are two separate dates, the later date is the effective date.	The execution date for the lease agreement must be prior to the date of the execution of the contract and prior to May 15 of the year the school willopen.	Date the community school contract was signed:		
Review the date the community school contract was signed. If there are two separate dates, the later date is the effective date.	Sponsor and conversion school sublease: • A sublease agreement signed by the sponsor and the new conversion school.	Date sublease agreement was signed:		
Verify that the date the community school contract was signed is after the date the lease was signed.	 The sublease must include the signature and execution date of both an authorized sponsor representative and the school representative. 			
Review the sublease for signature names and dates. Verify that the sublease is signed by a sponsor representative and a school representative.	The execution date for the lease agreement must be prior to the date the school takes occupancy in the year the school will open.	Names of parties signing:		
5. Verify that the date on the sublease is prior to the date of the school's planned opening in the year the school will open.	Sponsor-owned building: A lease agreement signed by the sponsor and the new conversion school prior to the execution date of the contract.			
Note any other concerns or questions regarding the lease and sublease for follow- up.				

	Comments
	Comments
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Name of District Location:	
If a new start-up community school, is this a challenged school district?	
And is the sponsor rated effective or exemplary on the latest sponsor	
evaluation? Challenged School District List List the School	
<u>District:</u>	
Has sponsor reached cap of 100 new start-up community schools and preliminary agreements combined?	
Is sponsor duly authorized?	
Consultant will verify a sponsorship agreement is on file with the Office of Community Schools. Ensure	
the community school contract does not extend beyond the expiration of the sponsorship agreement with	
the Ohio Department of Education.	
Was a preliminary agreement with an effective date before the date of contract adoption submitted for the	
school?	
Was the contract adopted on or before March 15?	
Was the contract executed on or before May 15?	
Date school will open:	
School must open by Sept. 30 unless school is a dropout recovery school.	
Grades to be served: Approved enrollment for Year 1:	
Will the school open with all intended grades served, or does it plan to add grades over time until all contracted grades are served? Comments:	
(A) Each contract entered into hotupous a granger and the accuming outhouts of a community cabool shall encify the	

(A) (A) Each contract entered into between a sponsor and the governing authority of a community school shall specify the following:

Required elements to be included in the contract (per ORC section 3314.03).	Comments
 (1)That the school shall be established as either of the following: (a) A nonprofit corporation established under Chapter 1702. of the Revised Code, if established prior to April 8, 2003; (b) A public benefit corporation established under Chapter 1702. of the Revised Code, if established after April 8, 2003. Is a copy of the Secretary of State certificate provided? 	

Required elements to be included in the contract (per ORC section 3314.03).	Comments	
(2) The education program of the school, including:		
a) The school's mission;		
b) The characteristics of the students the school is expecting to attract;		
c) The ages and grades of students;		
d) The focus of the curriculum.		
Is the school using a blended instructional delivery?		

Required elements to be included in the contract (per ORC section 3314.03).	Comments
(3) The academic goals to be achieved and the method of measurement that will be used to determine progress toward those goals, which shall include the statewide achievement assessments.	
Required elements to be included in the contract (per ORC section 3314.03).	Comments
(4) Performance standards, including but not limited to all applicable report card measures set forth in section 3302.03 or 3314.017 of the Revised Code, by which the success of the school will be evaluated by the sponsor.	
(5) The admission standards of section 3314.06 of the Revised Code and, if applicable, section 3314.061 of the Revised Code.	
(6) (a) Dismissal procedures;	
(b) A requirement that the governing authority adopt an attendance policy that includes a procedure for automatically withdrawing a student from the school if the student without a legitimate excuse fails to participate in 72 consecutive hours of the learning opportunities offered to the student.	
(7) The ways by which the school will achieve racial and ethnic balance reflective of the community it serves.	
(8) Requirements for financial audits by the auditor of state. The contract shall require financial records of the school to be maintained in the same manner as are financial records of school districts, pursuant to rules of the auditor of state. Audits shall be conducted in accordance with section 117.10 of the Revised Code.	
 (9) An addendum to the contract outlining the facilities to be used that contains at least the following information: (a) A detailed description of each facility used for instructional purposes; 	
(b) The annual costs associated with leasing each facility that are paid by or on behalf of the school	
(c) The annual mortgage principal and interest payments that are paid by the school;	
(d) The name of the lender or landlord, identified as such, and the lender's or landlord's relationship to the operator, if any.	
NOTE: If multiple facilities are used, is it consistent with ORC <u>3314.05</u> ?	
(10) Qualifications of teachers, including a requirement that the school's classroom teachers be licensed in accordance with sections 3319.22 to 3319.31 of the Revised Code, except that a community school may engage noncertificated persons to teach up to twelve hours per week pursuant to section 3319.301 of the Revised Code.	

Required elements to be included in the contract (per ORC section 3314.03).	Comments
(11) That the school shall comply with the following requirements: (a) The school will provide learning opportunities to a minimum of twenty-five students for a minimum of nine hundred twenty hours per school year.	
(b) The governing authority will purchase liability insurance or otherwise provide for the potential liability of the school.	
(c) The school will be nonsectarian in its programs, admission policies, employment practices, and all other operations, and will not be operated by a sectarian school or religious institution.	
(d) The school will comply with sections:	
• 9.90 Purchase of insurance for educational employees	
• 9.91 Purchase of tax-sheltered annuity for educational employees	
• <u>109.65</u> Missing children clearinghouse – missing children fund	
• <u>121.22</u> Public meetings – exceptions	
• 149.43 Availability of public records for inspection and copying	
• 2151.357 Sealed records, including those of adjudicated delinquents	
• 2151.421 Reporting child abuse or neglect	
• 2313.19 Employer may not penalize employee for jury duty	
• 3301.0710 Ohio graduation tests	
• <u>3301.0711</u> Administration and grading of assessments	
• <u>3301.0712</u> College and work ready assessment system	
• 3301.0715 District board to administer diagnostic assessments	
• <u>3301.0729</u> Time spent on assessments	
• 3301.948 Provision of data to multi-state consortium prohibited	
• <u>3313.472</u> Policy on parental and foster caregiver involvement in schools	
• <u>3313.50</u> Record of tests (hearing and vision)	
• <u>3313.536</u> School emergency management plan	
• <u>3313.539</u> Concussions and school athletics	
• <u>3313.5310</u> Information and training regarding sudden cardiac arrest	

Required elements to be included in the contract (per ORC section 3314.03).	Comments
• <u>3313.608</u> Fourth grade reading capability	
• <u>3313.609</u> Grade promotion and retention policy	
• 3313.6012 Policy on academic prevention/intervention services	
• 3313.6013 Advanced standing programs for college credit	
• <u>3313.6014</u> Parental notification of core curriculum requirements	
• <u>3313.6015</u> College and career readiness and financial literacy	
• <u>3313.6020</u> Policy on career advising	
• <u>3313.643</u> Eye protective devices	
• <u>3313.648</u> Prohibiting incentives to enroll in district	
• <u>3313.6411</u> Providing report card to parent	
• <u>3313.66</u> Suspension, expulsion, or permanent exclusion	
• <u>3313.661</u> Suspension, expulsion, removal, permanent exclusion	
• <u>3313.662</u> Adjudication order permanently excluding pupil	
• <u>3313.666</u> Policy prohibiting harassment, intimidation, or bullying	
• <u>3313.667</u> District bullying prevention initiatives	
• <u>3313.668</u> Removal from school based on absences	
• <u>3313.67</u> Immunization of pupils	
• <u>3313.671</u> Proof of required immunizations - exceptions	
• <u>3313.672</u> Presenting school records	
• 3313.673 Screening of beginning pupils for special learning needs	
• 3313.69 Hearing and visual tests of school children - exemptions	
• 3313.71 Examinations and diagnoses by school physician	
• 3313.716 Possession and use metered dose inhaler or dry powder inhaler	
• <u>3313.718</u> Possession and use of epinephrine autoinjector	
• <u>3313.719</u> Food allergy protection policy	
• <u>3313.7112</u> Diabetes care for enrolled students	

uired elements to be included in the contract (per ORC section 3314.03).	Comments
• 3313.721 Health care for students	
• 3313.80 Display of the national flag	
• 3313.814 Standards governing types of foods and beverages sold	
• 3313.816 Sale of a la carte beverage items	
 3313.817 A la carte foods; determination of nutritional value; software 3313.818 Breakfast and lunch programs – Summer Extension 	
• 3313.86 Health and safety review	
• 3313.89 Publication of online education and career planning tool	
• 3313.96 Informational programs relative to missing children	
• 3319.073 In-service training in child abuse prevention programs	
• 3319.321 Confidentiality	
• 3319.39 Criminal records checks	
• 3319.391 Applicants and new hires subject to criminal records check	
• <u>3319.41</u> Corporal punishment policy	
• 3319.46 Policy and rules regarding positive behavior intervention	
• 3320.02 General provision	
 3320.03 Rights of students to engage in religious expression in completion of assignments 3321.01 Compulsory school age – requirements for admission 	
• 3321.041 Excused absence for certain extracurricular activities	
• 3321.13 Duties of teacher and superintendent upon withdrawal	
 3321.14 Attendance officer – pupil-personnel workers 3321.141 Contacting parent, guardian or other person having care of any absent students 3321.17 Attendance officer and assistants - powers 	
• <u>3321.18</u> Enforcement proceedings	
• 3321.19 Examination into cases of truancy	
• 3321.191 Board to adopt policy regarding habitual truancy	
• <u>3327.10</u> Qualifications of drivers	
• 4111.17 Prohibiting discrimination in payment of wages	

Required elements to be included in the contract (per ORC section 3314.03).	Comments
• 4113.52 Reporting violation of law by employer or fellow employee • 5705.391 Board of Education spending plan	
• Chapter 117 Auditor of state	
• <u>Chapter 1347</u> Personal information systems	
• <u>Chapter 2744</u> Political subdivision tort liability	
• <u>Chapter 3365</u> College credit plus program	
• <u>Chapter 3742</u> Lead abatement	
• <u>Chapter 4112</u> Civil rights commission	
• <u>Chapter 4123</u> Workers' compensation	
• <u>Chapter 4141</u> Unemployment compensation	
• <u>Chapter 4167</u> Public employment risk reduction program	
• 3301.0714 of the Revised Code in the manner specified in section 3314.17	
• <u>Chapter 102</u> public officers – ethics;	
• Section 2921.42 Having an unlawful interest in a public contract.	
(e) The school will comply with sections <u>3313.61</u> , <u>3313.611</u> , <u>3313.614</u> , <u>3313.617</u> , <u>3313.618</u> and	
3313.6114 of the Revised Code, except that for students who enter ninth grade for the first time	
before July 1, 2010, the requirement in sections 3313.61 and 3313.611 of the Revised Code that a person must successfully complete the curriculum in any high school prior to receiving a high	
school diploma may be met by completing the curriculum adopted by the governing authority of	
the community school rather than the curriculum specified in Title XXXIII of the Revised Code	
or any rules of the state board of education. Beginning with students who enter ninth grade for	
the first time on or after July 1, 2010, the requirement in sections 3313.61 and 3313.611 of the	
Revised Code that a person must successfully complete the curriculum of a high school prior to	
receiving a high school diploma shall be met by completing the requirements prescribed in division (C) of section 3313.603 of the Revised Code, unless the person qualifies under division	
(D) or (F) of that section. Each school shall comply with the plan for awarding high school credit	
based on demonstration of subject area competency, and beginning with the 2017-2018 school	
year, with the updated plan that permits students enrolled in seventh and eighth grade to meet	
curriculum requirements based on subject area competency adopted by the state board of	
education under divisions (J)(1) and (2) of section 3313.603 of the Revised Code. Beginning with	

the 2018-2019 school year, the school shall comply with the framework for granting units of high school credit to students who demonstrate subject area competency through work-based learning experiences, internships, or cooperative education developed by the department under division (J)(3) of section 3313.603 of the Revised Code.

- (f) The school governing authority will submit within four months after the end of each school year a report of its activities and progress in meeting the goals and standards of divisions (A)(3) and (4) of this section and its financial status to the sponsor and the parents of all students enrolled in the school.
- (g) The school, unless it is an internet- or computer-based community school, will comply with sections 3313.801 of the Revised Code as if it were a school district.
- (h) If the school is the recipient of moneys from a grant awarded under the federal race to the top program, Division (A), Title XIV, <u>Sections 14005 and 14006 of the "American Recovery and Reinvestment Act of 2009</u>," <u>Pub. L. No. 111-5</u>, 123 Stat. 115, the school will pay teachers based upon performance in accordance with section <u>3317.141</u> and will comply with section <u>3319.111</u> of the Revised Code as if it were a school district.
- (j) If the school operates a preschool program that is licensed by the department of education under sections 3301.52 to 3301.59 of the Revised Code, the school shall comply with sections 3301.50 to 3301.59 of the Revised Code and the minimum standards for preschool programs prescribed in rules adopted by the state board under section 3301.53 of the Revised Code.

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Required elements to be included in the contract (per ORC section 3314.03).	Comments
(k) The school will comply with sections 3313.6021 and 3313.6023 of the Revised Code as if it were a school district unless it is either of the following: (i) An internet- or computer-based community school; (ii) A community school in which a majority of the enrolled students are children with disabilities as described in division (A)(4)(b) of section 3314.35 of the Revised Code.	
(1) The school will comply with sections 3313.6021 and 3313.6023 of the Revised Code as if it were a school district unless it is either of the following: (i) An internet- or computer-based community school; (ii) A community school in which a majority of the enrolled students are children with disabilities as described in division (A)(4)(b) of section 3314.35 of the Revised Code. (12) Arrangements for providing health and other benefits to employees;	
 (12) Arrangements for providing health and other benefits to employees; (13) The length of the contract, which shall begin at the beginning of an academic year. No contract shall exceed five years unless such contract has been renewed pursuant to division (E) of this section. [Check against sponsor agreement expiration] 	Insert beginning and ending dates of the contract here:
(14) The governing authority of the school, which shall be responsible for carrying out the provisions of the contract.	
[3-member minimum for new start-ups only] (15) A financial plan detailing an estimated school budget for each year of the period of the contract and specifying the total estimated per pupil expenditure amount for each such year.	
(16) Requirements and procedures regarding the disposition of employees of the school in the event the contract is terminated or not renewed pursuant to section 3314.07 of the Revised Code;	

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Required elements to be included in the contract (per ORC section 3314.03).	Comments
(17) Whether the school is to be created by converting all or part of an existing public school or educational service center building or is to be a new start-up school, and if it is a converted public school or service center building, specification of any duties or responsibilities of an employer that the board of education or service center governing board that operated the school or building before conversion is delegating to the governing authority of the community school with respect to all or any specified group of employees provided the delegation is not prohibited by a collective bargaining agreement applicable to such employees.	
(18) Provisions establishing procedures for resolving disputes or differences of opinion between the sponsor and the governing authority of the community school.	
(19) A provision requiring the governing authority to adopt a policy regarding the admission of students outside the district in which the school is located. That policy shall comply with the admissions procedures specified in sections 3314.06 and 3314.061 of the Revised Code and, at the sole discretion of the authority, shall do one of the following:	
(a) Prohibit the enrollment of students who reside outside the district in which the school is located;	
 (b) Permit the enrollment of students who reside in districts adjacent to the district in which the school is located; (c) Permit the enrollment of students who reside in any other district in the state. 	
(20) A provision recognizing the authority of the department of education to take over the sponsorship of the school in accordance with the provisions of division (C) of section 3314.015 of the Revised Code;	
(21) A provision recognizing the sponsor's authority to assume the operation of a school under the conditions specified in division (B) of section 3314.073 of the Revised Code;	
(22) A provision recognizing both of the following:	
 (a) The authority of public health and safety officials to inspect the facilities of the school and to order the facilities closed if those officials find that the facilities are not in compliance with health and safety laws and regulations; (b) The authority of the department of education as the community school oversight body to suspend the operation of the school under section 3314.072 of the Revised Code if the department has evidence of conditions or violations of law at the school that pose an imminent danger to the health and safety of the school's students and employees and the sponsor refuses to take such action. 	
(23) A description of the learning opportunities that will be offered to students including both classroom-based and non-classroom-based learning opportunities that is in compliance with criteria for student participation established by the department under division (H)(2) of section 3314.08 of the Revised Code;	

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Required elements to be included in the contract (per ORC section 3314.03).	Comments
(24) The school will comply with sections 3302.04 and 3302.041 of the Revised Code, except that any action required to be taken by a school district pursuant to those sections shall be taken by the sponsor of the school. However, the sponsor shall not be required to take any action described in division (F) of section 3302.04 of the Revised Code.	
(25) Beginning in the 2006-2007 school year, the school will open for operation not later than the thirtieth day of September each school year, unless the mission of the school as specified under division (A)(2) of this section is solely to serve dropouts. In its initial year of operation, if the school fails to open by the thirtieth day of September, or within one year after the adoption of the contract pursuant to division (D) of section 3314.02 of the Revised Code if the mission of the school is solely to serve dropouts, the contract shall be void. (26) Whether the school's governing authority is planning to seek designation for the school as a STEM school	
equivalent under section 3326.032 of the Revised Code; (27) That the school's attendance and participation policies will be available for public inspection;	
(28) That the school's attendance and participation records shall be made available to the department of education, auditor of state, and school's sponsor to the extent permitted under and in accordance with the "Family Educational Rights and Privacy Act of 1974." 88 Stat. 571. 20 U.S.C. 1232g. as amended, and any regulations promulgated under the act, and section 3319.321 of the Revised Code;	
 (29) If a school operates using the blended learning model, as defined in section 3301.079 of the Revised Code, all of the following information: (a) An indication of what blended learning model or models will be used; (b) A description of how student instructional needs will be determined and documented; (c) The method to be used for determining competency, granting credit, and promoting students to a higher-grade level; (d) The school's attendance requirements, including how the school will document participation in learning opportunities; (e) A statement describing how student progress will be monitored; (f) A statement describing how private student data will be protected; (g) A description of the professional development activities that will be offered to teachers. 	
(30) A provision requiring that all moneys the school's operator loans to the school, including facilities loans or cash flow assistance, must be accounted for, documented, and bear interest at a fair market rate.	
(31) A provision requiring that, if the governing authority contracts with an attorney, accountant, or entity specializing in audits, the attorney, accountant, or entity shall be independent from the operator with which the school has contracted.	

Community School Contract Review Checklist

(32) A provision requiring the governing authority to adopt an enrollment and attendance policy that requires a student's parent to notify the community school in which the student is enrolled when there is a change in the location of the parent's or student's primary residence.

(33) A provision requiring the governing authority to adopt a student residence and address verification policy for students enrolling in or attending the school.

Required elements to be included in the contract (per ORC section 3314.03).	Comments
B) The community school shall also submit to the sponsor a comprehensive plan for the school. The plan shall specify the following: (1) The process by which the governing authority will be selected in the future; (2) The management and administration of the school;	
(3) If the community school is a currently existing public school or educational service center building alternative arrangements for current public-school students who choose not to attend the converted school and for teachers who choose not to teach in the school or building after conversion;	
(4) The instructional program and educational philosophy of the school;	
(5) Internal financial controls.	
When submitting the plan under this division, the school shall also submit copies of all policies and procedures regarding internal financial controls adopted by the governing authority of the school.	
(C) A contract entered into under section 3314.02 of the Revised Code between a sponsor and the governing authority of a community school may provide for the community school governing authority to make payments to the sponsor, which is hereby authorized to receive such payments as set forth in the contract between the governing authority and the sponsor. The total amount of such payments for monitoring, oversight and technical assistance of the school shall not exceed three percent of the total amount of payments for operating expenses that the school receives from the state.	
(D) The contract shall specify the duties of the sponsor which shall be in accordance with the written agreement entered into with the department of education under division (B) of section 3314.015 of the Revised Code and shall include the following:	
 Monitor the community school's compliance with all laws applicable to the school and with the terms of the contract; 	
 (2) Monitor and evaluate the academic and fiscal performance and the organization and operation of the community school on at least an annual basis; (3) Report on an annual basis the results of the evaluation conducted under division (D)(2) of this section to 	
the department of education and to the parents of students enrolled in the communityschool;	
 (4) Provide technical assistance to the community school in complying with laws applicable to the school and terms of the contract; (5) Take steps to intervene in the school's operation to correct problems in the school's overall performance, declare the school to be on probationary status pursuant to section 3314.073 of the Revised Code, suspend the operation of the school pursuant to section 3314.072 of the Revised Code, or terminate the 	
contract of the school pursuant to section 3314.07 of the Revised Code as determined necessary by the sponsor;	
(6) Have in place a plan of action to be undertaken in the event the community school experiences financial difficulties or closes prior to the end of a school year.	

Required elements to be included in the contract (per ORC section 3314.03).	Comments
(E) Upon the expiration of a contract entered into under this section, the sponsor of a community school may, with the approval of the governing authority of the school, renew that contract for a period of time determined by the sponsor, but not ending earlier than the end of any school year, if the sponsor finds that the school's compliance with applicable laws and terms of the contract and the school's progress in meeting the academic goals prescribed in the contract have been satisfactory. Any contract that is renewed under this division remains subject to the provisions of sections 3314.07, 3314.072, and 3314.073 of the Revised Code.	
(F) If a community school fails to open for operation within one year after the contract entered into under this section is adopted pursuant to division (D) of section 3314.02 of the Revised Code or permanently closes prior to the expiration of the contract, the contract shall be void and the school shall not enter into a contract with any other sponsor. A school shall not be considered permanently closed because the operations of the school have been suspended pursuant to section 3314.072 of the Revised Code.	

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