

## Legal Notice

The Ohio Department of Education and Workforce will hold a public hearing regarding the rule actions listed below, on Tuesday, April 2, 2024, at 10:00 a.m. at the Ohio Department of Education and Workforce, Room 102, 25 South Front Street, Columbus, Ohio, 43215.

Any person may email written testimony to [rulecomments@education.ohio.gov](mailto:rulecomments@education.ohio.gov) before the day of the hearing in lieu of presenting testimony at the hearing. Please direct any questions regarding the hearing to [Brittney.kneisel@education.ohio.gov](mailto:Brittney.kneisel@education.ohio.gov).

- **OAC Chapter 3301-7 Standards for the Ethical Use of Tests (1 rule)**

OAC 3301-7-01 Standards for the ethical use of tests. (Amend)

The rule addresses the ethical use of assessments and prescribes the manner in which Ohio state tests are administered. The amendments to the rule are largely to remove regulatory restrictions.

- **OAC Chapter 3301-13 Proficiency Tests (6 rules)**

OAC 3301-13-01 Definitions. (Rescind/New)

OAC 3301-13-02 Administering required state tests at the designated grades.  
(Rescind/New)

OAC 3301-13-03 Establishing provisions for the participation of students with disabilities in required state tests administered at the designated grades.  
(Rescind/New)

OAC 3301-13-05 Establishing security and security investigation provisions for tests.  
(Rescind/New)

OAC 3301-13-06 Scoring and reporting tests. (Rescind/New)

OAC 3301-13-07 Establishing the provisions and decision procedures for the fairness sensitivity review committees. (Amend)

The Department of Education and Workforce is required under R.C. 3301.0710 to adopt rules establishing a statewide program to assess student achievement. Amendments to these rules are largely to remove regulatory restrictions. Other amendments remove provisions that are no longer necessary.

- **OAC Chapter 3301-16 High School Graduation (1 rule)**

OAC 3301-16-04 College and work ready assessment transition. (Rescind/New)

The rule provides for the implementation of the college and work ready assessment system established under R.C. 3301.0712. The amendments are largely to remove regulatory restrictions and provisions that are no longer necessary.

- **OAC Chapter 3301-48 Open Enrollment Programs (2 rules)**

OAC 3301-48-01 Intradistrict open enrollment programs. (Rescind/New)

OAC 3301-48-02 Interdistrict open enrollment programs. (Rescind/New)

RC 3313.97 and RC 3313.98 requires the department of education and workforce to monitor school districts participating in intradistrict and interdistrict open enrollment programs. The rules are being amended to remove regulatory restrictions according to SB 9 (134th GA), to update the name of the agency in accordance with HB 33 (135th GA), to remove language duplicative of language, to reorganize language for ease of reference, and to reduce regulatory burden.

***To obtain copies of the rules, please visit the [registerofohio.state.oh.us](https://registerofohio.state.oh.us)***

*The Ohio Department of Education and Workforce is committed to providing access and inclusion and reasonable accommodation in its services, activities, programs and employment opportunities in accordance with the Americans with Disabilities Act (ADA) and other applicable laws. To request reasonable accommodation due to a disability, please contact Aleshia McNutt, ADA coordinator, at [ADAaccommodation@education.ohio.gov](mailto:ADAaccommodation@education.ohio.gov) or (614) 387-2200 (voice) no later than March 26, 2024.*