

3301-102-08

Standards for measuring sponsor compliance with applicable laws and rules.

- (A) The department shall, in accordance with section 3314.016 of the Revised Code, evaluate each entity that sponsors a community school by measuring its compliance with all laws and rules. Compliance is one of three equally weighted components which comprise the overall sponsor evaluation.
- (B) The department's review of sponsor compliance shall include reviewing the extent to which the sponsor has complied with all laws and rules. This review shall also include monitoring the extent to which the sponsor has monitored its schools' compliance with all laws and rules.
- (C) A list of all laws and rules subject to review shall be posted on the department's website (education.ohio.gov) no later than the effective date of this rule, which shall also include the list of laws and rules applicable to a community school that the sponsor is monitoring pursuant to section 3314.03 of the Revised Code. Thereafter, an initial list of all laws and rules subject to review shall be published annually no later than first of July. This list shall be updated to include any additional changes to law and rule for the upcoming school year no later than the first of October. Except as otherwise required by the General Assembly, any changes to law or rule that occur after the updated list is published shall be incorporated into the review of sponsor compliance the following year.
- (D) Beginning August 1, 2016 for the 2016-2017 sponsor evaluation process and annually thereafter on the first day of August, the sponsor shall submit to the department a plan that includes deadlines by which it will comply with all laws and rules and how it monitors the extent to which its schools comply with all laws and rules. Except as otherwise required by the General Assembly, no later than the first of November, the sponsor shall update this plan to reflect any changes from the updated list of laws and rules published by the department on the first of October. Sponsors shall submit supporting documentation to the system designated by the department.
- (E) For the 2015-2016 sponsor evaluation, the sponsor shall certify to the department, subject to change under paragraph (F) of this rule, that it fulfilled the required items as described in paragraph (C) of this rule, it did not fulfill any required items as described in paragraph (C) of this rule, or the item did not apply with supporting information by July 25, 2016. Thereafter, the sponsor shall certify to the department, no later than the thirtieth of June of the following year, subject to change under paragraph (F) of this rule, that it fulfilled each of the required items as described in paragraph (C) of this rule, it did not fulfill any required items as described in paragraph (C) of this rule, or the item did not apply with supporting information.
- (F) The department shall review the certification of the sponsor and establish an initial score. The department shall randomly select items from the sponsor's certification

for validation.

(1) For most items, sponsors may provide documentation electronically; for some, validation may take place during an onsite review at one or more of the sponsor's community schools. If an onsite review is required, the following will apply:

(a) Schools shall be randomly selected for an onsite review; and

(b) Schools shall be notified in advance of the onsite review.

(2) The department may expand the random sample of community schools and/or items as required to validate the sponsor's certification of compliance with all laws and rules with regard to monitoring school compliance.

(3) If compliance with an item related to the health and safety of students, as identified in the published list of all applicable rules and laws, cannot be validated, the sponsor shall receive an automatic reduction in its compliance rating of one level; and,

(G) The department shall adjust the initial score established under paragraph (F) of this rule based on the results of the validation under paragraph (F) of this rule. In making its adjustments, the department may weight noncompliance with certain items as more significant than others. Items that receive additional weight will be identified on the list of laws and rules that the department provides to sponsors and is posted on the department's website annually under paragraph (C) of this rule.

(H) The department shall publish the adjusted score of each sponsor on the department's website (education.ohio.gov) annually between October 1 and October 15 as part of the results of the sponsor evaluation performed in accordance with section 3314.016 of the Revised Code.

Effective:

Five Year Review (FYR) Dates:

Certification

Date

Promulgated Under: 119.03
Statutory Authority: 3301.07, 3314.016
Rule Amplifies: 3314.016