

## TO BE RESCINDED

3301-39-03

**Criteria.**

- (A) The duly authorized representative of the governing board of the nonpublic school shall attest, under oath, and provide evidence to the superintendent of public instruction that:
- (1) The governing board of the nonpublic school has adopted and implemented racially nondiscriminatory policies on recruitment, admissions, employment, scholarships/loans/fee waivers, educational programs, and athletics/extracurricular activities.
  - (2) The nonpublic school is not an alternative to court or administrative agency ordered, or public school district initiated, desegregation.
  - (3) Racially identifiable information is maintained on all:
    - (a) Applicants for enrollment, scholarships/loans/fee waivers, and employment;
    - (b) Enrolled pupils; and
    - (c) Employees.
- (B) The duly authorized representative of the governing board of a nonpublic school, which is not chartered by the state board of education or which is not in receipt of an approval to operate from the Ohio department of education, shall attest, under oath, and provide evidence to the superintendent of public instruction that notice has been advertised throughout the school district(s) from which pupils are enrolled or sought to be enrolled that the nondiscriminatory policies have been adopted as required in rule 3301-39-02 of the Administrative Code, and contrary statements or actions have not been taken which would negate the effect of that advertisement.

Effective:

R.C. 119.032 review dates: 01/07/2011

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Certification

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Date

Promulgated Under: 119.03  
Statutory Authority: 3301.07 (D)(2) and (M)  
Rule Amplifies: 3301.07 (D)(2), 3317.024 (I), 3317.06, 3327.01  
Prior Effective Dates: 10/1/82