

**Ohio Department of  
Education  
Legal Division**

## Memo

**To:** Paula Steele, Regulatory Policy Advocate  
**From:** Chris Castle, Rule Coordinator  
**Date:** March 19, 2013  
**Re:** Memorandum of understanding – Pupil transportation operation and safety rules; measuring sponsor compliance with applicable rules and laws

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I am in receipt of your March 6, 2013, memo recommending that the Ohio Department of Education proceed with its filing of proposed Pupil Transportation Operation and Safety Rules 3301-83-05, 3301-83-17, 3301-83-18, 3301-83-21, 3301-83-22, 3301-51-10, 3301-83-09, 3301-83-10, 3301-83-16, and 3301-83-24 of the Administrative Code. I understand that CSI office does not have any recommendations and has concluded that ODE should proceed with the filing of this rule package with the Joint Committee on Agency Rule Review.

I am also in receipt of your March 6, 2013, memo recommending that the Ohio Department of Education proceed with its filing of proposed standards for measuring sponsor compliance with applicable laws and rules (OAC 3301-102-08) of the Administrative Code. I understand that CSI office does not have any recommendations and has concluded that ODE should proceed with the filing of this rule package with the Joint Committee on Agency Rule Review.

Please note that Rule 3301-102-08 has undergone revisions pursuant to review by the State Board of Education. It is the department's contention that the revisions, which were made to clarify rule language, would not have an adverse impact on business. The revisions are as follows:

- Paragraph (B) – “A sponsor’s rating under this rule...” replaces “measuring a sponsor’s compliance with applicable laws and rules...”
- Paragraph (B)(1) added to clarify that, pursuant to section 3314.03 of the Revised Code, sponsors are required to monitor their schools’ compliance with all laws applicable to their schools;
- Paragraph (C) – Language is added to reference paragraph (B) of the rule; and
- The term “their” is added throughout the rule to clarify that sponsors are responsible for their schools’ adherence to rule requirements.

If I can be of further assistance, please don’t hesitate to contact me.