



Mike DeWine, Governor
Dr. Stephanie K. Siddens, Interim Superintendent of Public Instruction

Legal Notice

The State Board of Education will hold a public hearing regarding the rule actions listed below, on September 20, 2022, at 8:00 a.m. at the Ohio Department of Education, Room 102, 25 South Front Street, Columbus, Ohio, 43215.

- **OAC Chapter 3301-35 Standards for Kindergarten through Twelfth Grade (3 rules)**

3301-35-01 Purpose and definitions. (Amend)
3301-35-03 Blended learning. (Amend)
3301-35-16 Online learning (New)

The rule proposals are necessitated by recent legislation. HB 110 (134th GA), effective September 30, 2021, added a requirement that blended learning models have an annual instructional calendar of not less than 910 hours, revised the definition of “blended learning” and added a definition for “online learning.

- **OAC Chapter 3301-40 Nonpublic School Funds (5 rules)**

3301-40-03 Procedures. (Amend)
3301-40-04 Employees. (Amend)
3301-40-07 Appeals. (Amend)
3301-40-08 Disposal rule. (New)

Proposed changes to these rules include revising the salary information required for a claim reimbursement, changes to titles, updating statutory references, and adding new rule OAC 3301-40-08 in accordance with Ohio Revised Code (ORC) 3317.062. That section requires the Department to adopt a rule specifying the party that owns any property purchased by a chartered nonpublic school with moneys paid under division ORC 3317.024(E)(2) and requires the rule to include procedures for disposal of said property.

- **OAC Chapter 3301-51 Education of Students with Special Needs (1 rule)**

3301-51-11 Preschool children eligible for special education. (Amend)

The rule is being amended as a result of stakeholder feedback. These proposed revisions change some definitions in the rule.

- **OAC Chapter 3301-83 Pupil Transportation (1 rule)**
3301-83-10 Personnel training program. (Amend)

Ohio Revised Code section 3327.101, as introduced by House Bill 110 of the 134th General Assembly, requires the Department of Education to develop an online bus driver training program to satisfy the classroom portion of pre-service and annual in-service training for school bus driver certification. The Department has developed the online program and now seeks to amend OAC 3301-83-10 to clarify that an individual satisfies the pre-service and in-service training requirements through the online option.

- **OAC Chapter 3301-92 Distribution of State Aid (3 rules)**
3301-92-02 Capital improvement and maintenance fund. (Amend)
3301-92-04 Reporting data.(Rescind/New)
3301-92-05 Certification of adequate revenue. (Amend)

Proposed changes to these rules include revising requirements for five-year forecast submissions, removing language that is redundant of that contained in statute, providing language to allow the Department and the Auditor to make recommendations regarding the forecast based on required examinations, detailing written plan requirements, and clarifying the effects of noncompliance with plan submission and implementation requirements.

To obtain copies of the rules, please visit the registerofohio.state.oh.us

The Ohio Department of Education 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 a reasonable accommodation due to a disability, please contact Aleshia McNutt, ADA coordinator, at ADAaccommodation@education.ohio.gov or (614) 387-2200 (voice) no later than September 14, 2022.