

# *BASA Update*

*August 2023*



Ohio's Superintendent Association

# Your BASA Team



# STRS Update

**One Time COLA – 1% for retirees**

**STRS Board approved a change allowing full retirement benefits to be paid at 34 years of service – beginning in 2028 the years of service will change to 35**



# Levy Guidance Update

**Ohio law prohibits** use of public funds or public time to influence a levy or bond campaign (ORC 9.03; ORC 3315.07)

November 2021 – unique legal action against a Superintendent and Board members

Provide only **FACTUAL information** about a levy or bond issue

**Do NOT advocate** for a levy or bond issue on public time

**Advocacy** can only occur on **personal time** (e.g., using a vacation day or other non-work time)

**The burden is on YOU** to show that you were using personal time

**Do not allow vendors** (architects, PR firms, research firms) to engage in conduct that influences the outcome of a levy or bond issue under a district contract

# BASA Services



**Professional  
Development**



**Legislative  
Lobbying efforts**



**Immediate  
Assistance daily**



**BASA  
Committees**



**Legal Assistance  
Fund**



**General  
Questions**

**BASA  
Professional  
Learning**

**New Superintendent's Transition program**

**OSLI (Ohio School Leadership Institute)**

**BASA Fall Conference**

**Women's Conference**

**OALSS Conference**

**Finance Workshops**

**Mentor Coaches**

**State and National conferences**

**And many more....**





Ohio's Superintendent Association

# 2023 BASA FALL CONFERENCE

**October 3-4, 2023**

Hilton Polaris, Columbus, Ohio

**KEYNOTE SPEAKER: STEPHEN M.R. COVEY**



Ohio's Superintendent Association

# Get Involved

## BASA Committees

- **Career and Technology**
- **Communications**
- **Department of Higher Education**
- **Equity and Diversity**
- **ESC**
- **Exceptional Children**
- **Finance**
- **Legislative**
- **OHSAA**
- **Report Card**
- **STRS**
- **State Dept**
- **Technology**
- **Women's Outreach**



# BASA Legal Assistance

- **Available when there are contract issues with you and your Board**
- **Funds are available as a benefit to members**
- **Available funds grow annually**

***BASA***  
***Legislative***  
***Update***

***August 2023***



Ohio's Superintendent Association

**Main  
Operating  
Budget Bill  
(HB 33)**

*Fiscal Years 24 & 25*



***Continues*** the implementation of the ***Fair School Funding Plan***, providing funding for ***years three*** and ***four*** of the ***six-year phase*** in:

- Increases funding to ***50%*** in FY24 and to ***66.7%*** in FY25
- Updates base cost inputs to ***FY22 levels*** in ***FY24*** and ***FY25***
- Funding for ***Disadvantaged Pupil Impact Aid*** (DPIA) is phased in at that same rate and an economically disadvantaged cost study is included (\$500,000)
- Uses ***updated local capacity data*** (property and income data)
- Increases the minimum state share percentage from 5% to 10%

***Maintains guarantee structure*** under ***current law*** – Temporary Transitional Aid Guarantee, Transportation Guarantee, and Formula Transition Supplement – so no school or district will receive less state aid than it received in FY21.

# Final Budget

## *Career-Technical Equipment and Construction*

***Career-technical equipment*** – appropriates ***\$100 million*** to establish a program to assist school districts, JVSDs, community schools, and STEM schools in establishing or expanding career-technical education programs.

***Career-technical construction program*** – appropriates ***\$200 million*** to be used by OFCC to assist with facilities construction projects that support establishing or expanding career-technical programs.



# Final Budget

## *OFCC and Budget Simulations*

***OFCC – Extends*** the time during which voters must approve bond and tax levies related to a project from ***13 to 16 months***.

***Budget Simulations were emailed to all BASA members on July 6, 2023***

# Final Budget

## *Department of Education and Workforce (DEW)*

***Established the Department of Education and Workforce (DEW) and transfers most of the duties of the State Board of Education to DEW***

- Governor appoints the Director of the DEW with approval of the Senate
- **DEW** is divided into ***two divisions*** and each division will have a ***deputy director*** appointed by the Governor with approval of the Senate
  - ***Primary and Secondary Education***
  - ***Career and Technology Education***
- State board of education make-up remains the same but limits their powers
  - Appoint the State Superintendent who serves as the head / secretary of the board
  - Investigate Educator misconduct
  - Oversee district territory transfers
  - Educator licensure

***Full transfer of duties and authorities to be completed October 3, 2023***

# Final Budget

*Department of  
Children and  
Youth (DCY)*

***Establishes the Department of Children and Youth (DCY)*** to serve as the state's primary children's services agency

Some responsibilities include childcare, early childhood education, early intervention, and preschool special education

Effective January 1, 2025, licensure of preschool programs operated by school districts, DD boards, community schools, and nonpublic schools is transferred from ODE to DCY

***Requires evidence-based reading instruction*** – Science of Reading

***Provides \$174.1 million*** over the biennium to improve literacy by supporting curriculum purchases and professional development

***Requirements*** are in effect beginning in the ***2024/2025 school year***

***Prohibits*** the use of the ***three-cueing approach***

***Require districts*** to report through EMIS the ***curriculum and instructional materials*** for the teaching of reading

# Final Budget

*Higher  
Education  
Literacy  
Compliance*

***Establishes an auditing process*** with metrics to ensure that each educator training program at Ohio's colleges and universities are complying with the ***new laws regarding the Science of Reading***

***Creates an annual summary of strategies and practices*** in place for all programs based on the audits

***Revokes the approval for programs*** that are found to be not in alignment and do not address the findings of an audit within one year.

***Requires all programs to be reviewed every four years*** after the first audit to ensure continued alignment



# Final Budget

## *Third Grade Reading Guarantee*

***Students who just completed third grade*** (2022/2023 SY) and did not achieve a passing score on the assessment **must be promoted** unless a parent requests retention (see ODE guidance linked [here](#))

***Starting with the 2023-2024 SY***, permits a student to be ***promoted to fourth grade*** if the student's ***parent or guardian***, in consultation with the ***student's reading teacher*** and ***building principal***, requests that the student be promoted regardless of whether the student is reading at grade level

# Final Budget

## Third Grade Reading Guarantee

**Require districts** to provide **reading intervention services** to students reading **below grade level** until the student reaches the required level of skill in reading for the **student's current grade level**;

**Intervention services must** include the following:

- High-dosage tutoring opportunities
- Aligned to the science of reading
- Written notification that details the connection between reading proficiency and long-term outcomes of success

# Final Budget

## *Student Wellness and Success Funds*

***Spending requirements*** – funds must be spent on initiative’s described in the DPIA statute – linked ([here](#))

***A fund utilization plan*** must be developed in coordination with a community mental health prevention or treatment provider; or local board of alcohol, drug addiction, and mental health services **and** one of the community partners identified in law

***Plans must be shared at a public meeting*** and posted on the district’s website within 30 days of creation or amendment

***Funds allocated in FY 2020 to 2023*** must be spent before ***June 30, 2025***. After FY24, must spend funds by end of the following fiscal year.

# Final Budget

## *Universal Vouchers*

*Increases funding* for vouchers by **\$826 million** over the biennium **a 76.7% increase**

Establishes *universal eligibility* for EdChoice vouchers

Requires a *student growth measure* to be developed for EdChoice voucher students to be used to report data annually on student growth for students in grades 4-8

# Final Budget

## *Universal Vouchers*

### **Voucher Eligibility**– Universal

Full voucher amount for families at or below 450% of FPL (over 70% of Ohio families)

Partial vouchers for all other families (a sliding scale based upon income with a floor of 10% of the voucher amount for the highest earners)

**Base Cost Increase:** 12.1% - "The (voucher) amounts.... shall increase in future fiscal years by the same percentage that the statewide average base cost per pupil increases in future fiscal years."

**New Voucher Amounts:** \$6,165.50 (K-8) and \$8,407.50 (9-12)

**Auxiliary Services and Administrative Cost Reimbursement Amounts** – \$1,402 per student

**Total Funding** – Approximately \$7,567 (K-8) and \$9,809 (9-12) per student



# Final Budget

## *Universal Vouchers*

	<b>K-8 Voucher Amount</b>	<b>9-12 Voucher Amount</b>
<b>At or Below 450% FPL</b>	\$6,165	\$8,407
<b>450% FPL – 500% FPL</b>	\$5,200	\$7,050
<b>500% FPL – 550% FPL</b>	\$3,650	\$5,000
<b>550% FPL – 600% FPL</b>	\$2,600	\$3,550
<b>600% FPL – 650% FPL</b>	\$1,850	\$2,500
<b>650% FPL – 700% FPL</b>	\$1,300	\$1,750
<b>700% FPL – 750% FPL</b>	\$900	\$1,250
<b>750% FPL and above</b>	\$650	\$950

\*note – these figures are for FY 2024 only

450% FPL - \$135,000

750% FPL - \$225,000

# Final Budget

## *Vouchers – income verification*

For ***income-based vouchers***, requires parents to ***verify their income*** via (1) an affidavit affirming that the student's family income meets the income requirement, (2) proof of income eligibility under another state or federal program, or (3) "other evidence determined appropriate" by DEW

For all other vouchers, ***prohibits requiring parents from completing any kind of family income verification*** (except for CCP income verification purposes)

***Prohibits parents from being required to submit a complete copy of their federal or state income tax return*** and, instead, permits DEW to request a partial federal or state tax return that only contains the minimum amount of information necessary to determine the student's family income

***Prohibits private schools*** from requiring a student's parent to ***disclose*** whether the student's ***family income*** is at or below 200% FPL when applying to the school

# Final Budget

## *Miscellaneous Voucher Items*

***Increase*** the maximum voucher amount for the ***Jon Peterson*** Special Needs Voucher Program to ***\$30,000*** for FY 2024 and ***\$32,445*** for FY 2025

***Requires districts to develop an education plan*** for a child who is eligible for the Autism Voucher Program based on an autism diagnosis ***but who does not have an individualized education program***

***Requires annual reporting of tuition rates*** for private schools that enroll students under any type of voucher program

***Delays the application deadline*** for receiving the full amount of an EdChoice or Cleveland voucher from July 1 to October 15 of the school year for which a scholarship is sought

***Permits a student residing in Cleveland Municipal School District*** to use the Cleveland Voucher Program ***to attend any private school*** (former law established geographical restrictions on where the student could attend school)

# Final Budget

## *Pupil Transportation*

***Establishes transportation noncompliance penalties*** at five consecutive days or 10 cumulative days;

***First noncompliance*** is a notice with required corrective action plan; second, third, and fourth noncompliance are withholding of ***25% of the district's daily transportation payment*** amount each; fifth and subsequent noncompliance is ***100% of the daily payment***

***Requires DEW to develop the Bus Driver Flex Career Path Model*** to create a pathway for bus drivers to work as educational aides or student monitors;

***Establishes a pilot program*** under which the ESC of Central Ohio and the Montgomery County ESC will provide transportation to private school and community school students.

***Authorizes districts to use 9-passenger vans*** to transport private school and community school students.

***Requires*** each school district to report to DEW the ***number of students attending a school within the district*** other than the one ***normally assigned***

***Requires*** any school district that uses an enrollment lottery for ***intradistrict enrollment*** to conduct the lottery on the ***second Monday of June*** in the school year prior to the school year for which the student is seeking enrollment



# Final Budget

## *Educator Licensure*

***Changes the grade band licensure to grades preK-8 and 6-12***

***Permits districts to employ an educator to teach not more than two grade levels outside of the grade band designated on the educator's license for not more than two school years at a time, subject to renewal***

***Makes permanent the temporary authorization for districts to hire substitute teachers without a bachelor's degree***

***Establishes a Grow Your Own Teacher Program to award scholarships to individuals who commit to teaching in a qualifying schools***

# Final Budget

## *Educator Licensure*

*Establishes a requirement* for student-teachers to obtain a ***pre-service teacher permit*** (to be established by the State Board of Education) in order to participate in any student classroom teaching or other training experience.

*Permits schools to employ* the holder of a pre-service teacher permit as a substitute teacher for up to the equivalent of ***one full semester*** (subject to school board approval). The superintendent may request the board to approve 1 or more additional semesters. ***Prohibiting*** compensation for student teachers is **removed**.

# Final Budget

## *Educator Licensure*

***Alternative resident educator license*** is ***reduced from 4 year to 2 years*** and is made renewable

***Alternative educator license*** – participation on the Ohio teacher residency program is ***no longer required*** to hold the license. An educator must complete professional development provided by a teacher preparation program and take an assessment of professional knowledge in the 2<sup>nd</sup> year to continue to hold the license

***Alternative military educator license*** – requires the state board of education to adopt rules establishing an alternative military educator license and ensure eligible military members obtain a license on an ***expedited timeline***

# Final Budget

## *Educator Licensure*

***Adds a new requirement*** that an applicant for a school counselor license must complete ***6 hours of training about the building and construction trades*** that must be completed at a construction site or a trade training facility

***Requires licensed school counselors*** that serve students in grades 7-12 to complete four hours of the training described above every five years

***Requires local professional development committees*** to incorporate the training into independent professional development programs for school counselors that serve students in any of grades 7-12

***Requires at least one ODE employee*** be designated to serve as a liaison to school counselors across the state, with preference given to employees with a valid pupil services license in school counseling

# Final Budget

## *Minimum Salary Schedule*

***Increases the base minimum teacher salary*** from \$30,000 to \$35,000 and adjusts the salary schedule upward by the same amount

***Takes effect with the next CBA***

***Joint Committee on Property Tax Review and Reform*** – must submit to the General Assembly by Dec. 31, 2024, with recommendation on property tax reforms

***Homestead Exemption*** – adjusted for inflation each year

***Residential development land property tax exemption*** – exempts value of unimproved land subdivided for residential development in excess of the most recent sale price. Exemption applies for up to 8 years. This provision could result in a loss of revenue to school districts.



# Final Budget

## *Income Tax and Sports Gaming Tax*

***Reduces income tax brackets*** by consolidating four brackets into two brackets – 2.75% (up to \$100,000) and 3.5% (above \$100,000) by the end of the biennium effective in tax year 2024.

***Increases the sports gaming tax rate*** from 10% to 20% and ***eliminates the earmark*** for one-half of the revenue from the sports gaming tax to assist with ***eliminating or reducing pay to participate fees***.

# Final Budget

## *Home Education*

***Home education notice*** – the parent/guardian must notify the superintendent within 5 calendar days after commencing home education, moving into a new district, or withdrawing from a public school. Thereafter, notice must be given by Aug. 30 each year. The child's exemption is ***effective immediately*** upon receipt of notice.

***Removes requirement that***, to participate in extracurricular activities, a student receiving home education must meet academic requirements established by the state board for the continuation of home instruction

***Age and school certificates may be issued by the parent***

***The DEW director*** must ***rescind any rules*** regarding the issuance of ***excuses from compulsory education***

***Current law*** regarding ***blizzard bags*** is **repealed**

***Establishes new requirement*** that a school governing body shall ***adopt a plan to provide instruction via online delivery*** in order to make up hours in that school year if school must be closed for epidemic, hazardous weather, law enforcement emergencies, inoperability of school buses, and several other items.

***Plans*** may **not** be adopted by schools using a ***blended learning model***

***Plans*** must include ***teacher-directed synchronous learning*** to the extent possible, attendance requirements, how the school will document participation, process for providing notification, process for contacting teachers, and how school will meet connectivity needs for staff and students.

***Plans*** can be used to make up ***no more than*** the hours equivalent to ***3 school days***

***Plans*** must include the written ***consent of the teacher's union***

# Final Budget

## *Miscellaneous Items*

***Requires schools to accept cash payment*** for tickets to school athletic events and other school activities

***Provides \$20 million to award individual merit-based scholarships*** of \$5,000 per academic year to eligible students determined to be in the top 5% of their public or private high school's graduating class

***Requires public and private schools*** to transmit a transferring student's school records within ***five school days*** upon receiving such a request from the student's new school, with an exception for students with a debt exceeding \$2,500

# Final Budget

## *Miscellaneous Items*

***Requires mental health*** training for coaches

***Requires public and private schools*** that enroll girls in any of grades 6-12 to provide ***free feminine hygiene products*** to those students

***Provides*** \$12 million annually for School Safety Training Grants

***Eliminates*** dedicated funding for ***SRO's***



**135<sup>th</sup>  
General  
Assembly  
*Current  
Legislation***



# Current Legislation

***Link to Ohio General Assembly legislative search engine***

# Stay “*In the Know*”

*BASA Weekly Resources*

*Visit the [Legislative Tab](#) on the **BASA Website***

***Week In Review** – a weekly update (posted on Monday) that recaps news from the previous week that impacts schools, our staff, and our students*

***House and Senate Legislation** – BASA tracks many bills on a weekly basis. This tab on our website is updated each Monday and provides the latest information on each bill that impacts education in Ohio.*

***Use these resources** – These resources are for the use of members and are a great way to keep your BOE, leadership team, and staff “in the know” on everything happening at the Statehouse.*

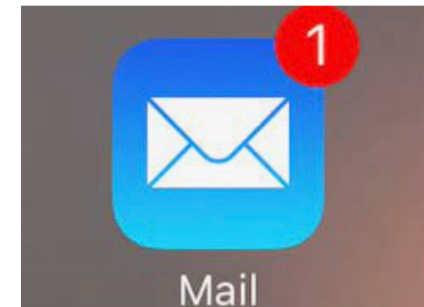


# Contact Information

**Imhoff@basa-ohio.org**

**(O) 614.846.4080**

**@BASA\_Supt**



**135<sup>th</sup>  
General  
Assembly**  
*Bills to Watch...*



# HB 8 – Parents Bill of Rights

*Reps. Swearingen (R) and  
Carruthers (R)*

***Prohibits school personnel*** from encouraging to **withhold from a parent information** concerning the student's ***health or well-being*** unless that disclosure would result in abuse, abandonment, or neglect

***Establishes a process*** under which the district must ***resolve written concerns*** submitted by parents about topics addressed in the bill

***Requires notice to parents*** about ***sexuality content***, an opportunity to review, and an opportunity to request alternative instruction

***Requires notice*** to parents about school-provided healthcare services



# HB 68 – SAFE Act and Save Women's Sports Act

*Rep. Click (R)*

***Prohibits gender reassignment surgery, cross-sex hormones, and puberty-blocking drugs for minors***

***Requires same-sex sports teams***

# HB 103 – Social Studies Task Force

*Reps. Jones (R) and Richardson (R)*

***Creates the Ohio Social Studies Task Force*** to develop statewide academic content standards in social studies for grades K-12 based on the standards published in "**American Birthright: The Civics Alliance’s Model K-12 Social Studies Standards.**"

***Requires the task force*** to develop the academic standards with public input and report the standards to the General Assembly for its review and approval by August 15, 2023.

# HB 183 – Bathroom Bill

*Reps. Lear (R) and Bird  
(R)*

***Requires public schools, private schools, and colleges and universities*** to designate each student ***restroom, locker room, changing room, or shower room*** (that is accessible for multiple students at the same time) for the ***exclusive by students of the male biological sex only or by students of the female biological sex only***.

***Prohibits*** “a member of the ***female biological sex***” from using ***boy-designated restrooms***/locker rooms/changing rooms/shower rooms, and vice versa.

***Prohibits biological females*** from “***sharing overnight accommodations***” with ***biological males***, and vice versa.

***States*** that the bill ***does not prohibit*** schools from establishing a policy providing accommodations such as ***single-occupancy facilities*** or controlled use of faculty facilities at the request of a student due to special circumstances.

# HB 211 – Free to Speak Act

*Rep. Gross (R)*

***Requires*** boards of education and other public bodies to establish rules to ***permit members of the public to comment or testify*** about matters of ***public concern*** before the body at its public meeting

***Permits*** such entities to ***establish reasonable restrictions*** regarding time limits on the comment or testimony

# HB 214 – Policy on Staff

*Rep. Holmes (R)*

***Requires*** each district adopt a ***policy*** setting forth setting forth expectations and standards for all ***professional staff members*** related ***to specific beliefs, affiliations, ideals or principles concerning political movements, ideology, or social action***

***Requires*** posting of all policies, guidance, and training materials on all matters regarding the above topics

# HB 216 – Compliance on Bullying Laws

*Reps. Lightbody (D) and Williams (R)*

***Requires*** the Department of Education and Workforce to develop a process for requesting an ***investigation of a school's compliance*** with its policy ***prohibiting harassment, intimidation, or bullying.***



# SB 49 – RED Act

*Sen. Reynolds (R)*

***Requires*** each public school to ***adopt a policy*** that reasonably accommodates the ***sincerely held religious beliefs and practices*** of students, which includes ***three excused absences*** for ***religious expression days (RED)***

# SB 104/HB 219 – CCP

*Sens. Cirino (R) and  
Brenner (R) and Reps. Bird  
(R) and Brennan (D)*

***Requires public and participating private colleges*** to endeavor to use ***open-source materials*** in lieu of purchase-only textbooks

***Requires colleges to purchase textbooks when free, open-source materials exist***, and requires districts and colleges to ***split the cost 50/50 when free, open-source materials do not exist***

***Establishes*** a monitoring and compliance enforcement system for school districts

***Requires*** the collection of data relative to the actual cost of programming under CCP

***Modifies the deadline*** under which students must notify the school principal of their intent to participate in CCP (set by chancellor)

# SB 104/HB 219 – CCP

*Sens. Cirino (R) and  
Brenner (R) and Reps. Bird  
(R) and Brennan (D)*

***Permits participating in CCP*** in a ***subsequent semester*** rather than at the beginning of a current school year

***Adds a non-graded, report-only element on the report card*** indicating whether the school district or building provides information about and promotes CCP, notated with a “yes” or “no”

***Requires the Chancellor*** of ODHE to establish an ***alternative credentialing process*** to certify instructors

***Requires*** use of state forms

***Requires IHE’s to provide CCP participants with an orientation*** that meets guidelines set by the Chancellor