



BASA Regional Meetings

June 23 & 25, 2020

Ohio's Superintendent Association

From ODE:

- CARES Act Funding Open in CCIP
 - About 210 applications have been funded
 - Any further payments will be made in the new fiscal year
- Equitable Services Debate
 - ODE is following Secretary DeVos's guidance
- FY '21 Budget
 - Remains to be seen

Governor's Guidelines for Re-Opening Schools

- Guidelines, not mandates
- Anticipated today

Senate Bill 4

- Appropriates \$300 million in new capital funds for School Building Program Assistance to support school facilities construction and renovation projects for the fiscal year 2021- 2022 biennium.

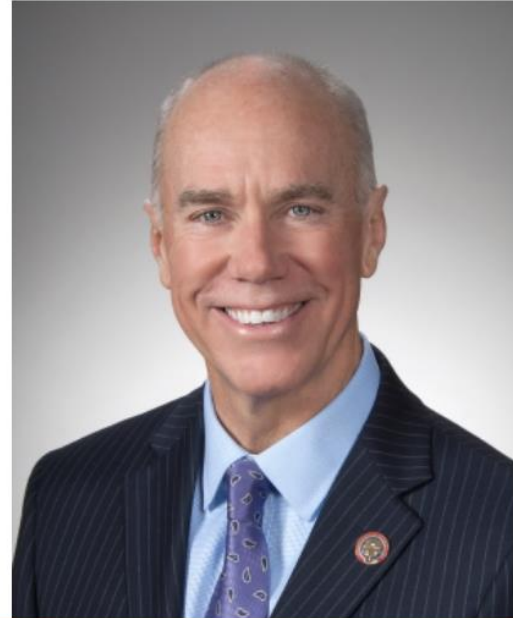
HB 164

- Ohio Student Religious Liberties Act of 2019



Matt Huffman
District 12

SB 319



Timothy Ginter
District 5

HB 164—Religious Expression in Schools

- Authorizes students to engage in religious expression before, during, and after school hours in the same manner and to the same extent that a student may engage in secular activities or expression before, during, and after school hours.
 - School districts cannot limit the exercise or expression of religion to lunch periods or other noninstructional time periods.

HB 164—Religious Expression in Schools

- Prohibits public schools from restricting a student from engaging in religious expression in the completion of homework, artwork, or other assignments.
- Prohibits public schools from rewarding or penalizing a student based on the religious content of the student's homework, artwork, or other assignments.

HB 164—School Funding Adjustments

- Requires the Department of Education to make a payment for FY 2020 and FY 2021 (TY '18-'20) to districts:
 - With more than a 10% decrease in the taxable value of Public Utility Tangible Personal Property (PUTPP)-- (TY '17-'19) and (TY '18-'20)
 - With at least one power plant located in its territory

Table 1. Estimated Recomputation Payment, FY 2020

County	District	Estimated Payment
Adams	Manchester Local	\$1,318,835
Lake	Perry Local	\$1,055,667
Gallia	Gallia County Local	\$402,650
Clermont	New Richmond Exempted Village	\$388,487
Clermont	Felicity-Franklin Local	\$137,864
Coshocton	River View Local	\$117,665
Clermont	US Grant JVSD	\$73,976
Meigs	Southern Local	\$623
Total		\$3,495,765

HB 164—School Funding Adjustments

- \$24 million appropriation in FY20 for 70 districts
 - Governor’s cuts in addition to CARES allocations cannot be more than 6% of foundation funding for FY 2020 as calculated before state budget reductions
 - Average payment of \$333,500, ranging from \$182 to \$2 million

HB 164—Teacher and Principal Evaluations

- Permits a school district that did not participate in the teacher evaluation pilot program established for the 2019-2020 school year to continue evaluating teachers on two-year or three-year evaluation cycles even if the district completes an evaluation for them in the 2019-2020 school year without a student growth measure.
 - Accomplished and skilled
- Specifies a teacher who did not have a student growth measure as part of an evaluation for the 2019-2020 school year must remain at the same point in the teacher's evaluation cycle, and retain the same evaluation rating, for the 2020-2021 school year as the 2019-2020 school year.

HB 164—Teacher and Principal Evaluations

- **Prohibits school districts from using value-added data or student growth measures for 2020-2021 evaluations (teachers and principals).**
 - Districts must still address negotiated agreement requirements

HB 164—End of Course Exams

- Students who were not able to take a required end-of-course exam in 2019-2020 may use the student's final course grade in lieu of an exam score to satisfy conditions for a high school diploma.
 - If first time taking the exam, use final course grade from that year
 - If it was a re-take, use the final course grade from that year or a prior year

Final Grade	Exam performance level	Graduation points
"A+", "A", or "A-"	Advanced	5
"B+", "B", or "B-"	Accelerated	4
"C+", "C", or "C-"	Proficient	3
"D+", "D", or "D-"	Basic	2
"F"	Limited	1

"C" or above = Competency

HB 164—End of Course Exams

- If Pass/Fail:
 - Failing = “F” and Limited
 - Pass = district determines exam performance level
 - Pass = competency

HB 164—Third Grade Reading Guarantee

- Prohibits the State Board of Education from reviewing and adjusting upward the promotion score for the third grade English language arts assessment for the 2020-2021 school year
- Exempts a teacher assigned to provide intense remediation reading assistance to a student in the 2020-2021 school year under the Third-Grade Reading Guarantee from certain criteria otherwise required under continuing law.

HB 164—Third Grade Reading Guarantee

- **For the 2020-2021 school year only, prohibits a school district from retaining third-grade students who did not pass the English language arts assessment**
 - **The student's principal and reading teacher agree that other evaluations of the student's skill in reading demonstrate they are academically prepared to be promoted to the fourth grade**

HB 164—Reading Improvement Plans

- Exempts public schools from having to establish reading improvement plans for the 2020-2021 school year based on assessment results for the 2019-2020 school year.

HB 164—Academic Assessments for Home-Schooled Students

- Exempts parents of students receiving home instruction from the requirement to submit an “academic assessment record” for the 2019-2020 school year as a condition of allowing the student to continue receiving home instruction for the 2020-2021 school year.

HB 164—Services to Students with Disabilities

- Permits personnel providing professional services to students with disabilities to provide services electronically or via telehealth communication for the entirety of the 2020-2021 school year.
 - Speech and Hearing
 - Occupational Therapy
 - Physical Therapy
 - Athletic Trainers
 - School Psychologists
 - Counselors
 - Social Workers
 - Family Therapists
 - Intervention Specialists

HB 164—Services to Students with Disabilities

- Permits a teacher who is licensed to teach special education and is employed to teach a public school preschool integrated class prior to the effective date of licensure requirement changes by the State Board of Education to continue to teach a public school preschool integrated class until the teacher retires, resigns, or is reassigned.

HB 164—Remote Learning

- Permits public schools to adopt a plan to provide instruction using a “remote” learning model for the 2020-2021 school year.
- An “approved plan” is due to ODE by July 31
 - Board of Education should approve the plan
- Submitted to ODE but not approved by ODE
 - Will be posted on ODE website

HB 164—Remote Learning

- How student learning needs will be determined and documented
- Methods for determining competency, granting credit, and promoting students
- Attendance requirements, including how the district will document participation in learning opportunities
- How student progress will be monitored
- How equitable access to quality instruction will be provided
- Description of the professional development activities to be offered to teachers

HB 164—Remote Learning

- School districts submitting the the plans will be considered compliant (for the 2020-2021 year only) with minimum-hour requirements and funding eligibility criteria

Check the appropriate box.

Blended Learning

Establishing a Blended Learning Model

Discontinuing a Blended Learning Model

District/Name: _____

IRN: _____

School Year: _____

Name and Title: _____

Signature: _____

Date: _____

Email: _____

Phone: _____

From ODE:

- Districts do the Blended Learning Model OR Remote Learning Plan – not both
- **If a district has submitted a Blended Learning Declaration but decides that a Remote Learning Plan is better for them, we will clarify what next steps they should take in the coming weeks**
- Additional information on both options is forthcoming from the Department

HB 164—Grade Band Flexibility

- Permits a school district to employ or reassign a licensed teacher to teach a subject area or grade level for which the teacher is not licensed for the 2020-2021 school year
 - Teacher is licensed in the subject area
 - Teacher has three or more years teaching experience
 - Assignment is within 2 grade levels of the teacher's licensure

HB 164—Storm Shelters

- Extends from September 15, 2020, to November 30, 2022, the existing moratorium regarding the construction of storm shelters in private and public school buildings.

HB 164—Online Bus Driver Training

- Requires the Department to develop an online training program to satisfy the classroom portion of pre-service and annual in-service training for school bus driver certification for the 2020-2021 school year.
 - “30-day” removed from ODE bus driver online training program

What's NOT in HB 164

- The right to furlough
 - ORC 3319.17
 - ORC 3319.172
- Territory Transfer

What's NOT in HB 164

- Transportation flexibility
 - ORC 3327.015
- Immunity
 - HB 606
 - Has passed the House
 - Does not apply if reckless or intentional conduct
 - Through December 31, 2020
 - SB 308
 - Has passed the Senate
 - Does not apply if reckless or intentional conduct
 - Ends on April 1, 2021

Vouchers

- 2020-2021 eligibility list of 1,227 buildings is halted
- Vouchers eligibility for 2020-2021 is instead based on the current 2019-2020 eligibility list of 517 buildings
- Application window began April 1 and runs for 60 days
 - **ODE Re-opening window July 1 for rolling application period**
- Applications for 2021-2022 list are open on February 1, 2021
- Income-based vouchers are unaffected

Questions?



LEGISLATIVE UPDATE

Gov. DeWine signs House Bill 164; Webinar scheduled

Gov. Mike DeWine today signed into law [House Bill \(HB\) 164](#), which includes emergency provisions that address the challenges facing school districts in the 2020-21 school year. DeWine did not issue any line-item vetoes. The funding provisions and provisions regarding the 2019-20 and 2020-21 school year take effect immediately.

Click <https://www.legislature.ohio.gov/legislation/legislation-documents?id=GA133-HB-164> to access the bill text, analysis and fiscal note of the HB 164.

Webinar scheduled

Our three associations are hosting a Zoom webinar on Friday, June 26, at 10:00 a.m. to provide members with an analysis of the provisions in HB 164 and discuss other pertinent legislation and state-level decisions about the 2020-21 school year. As usual, a recorded copy of the webinar and a PowerPoint presentation will be available following the event.

Click <https://www.ohioschoolboards.org/events/view/osbaoasbobasa-hb-164-legislative-webinar> to register for this webinar.