

Legal Notice

The Ohio Department of Education and Workforce will hold a public hearing regarding the rule actions listed below, on Tuesday, February 11, 2025, at 10:00 a.m. at the Ohio Department of Education and Workforce, Room 102, 25 South Front Street, Columbus, Ohio, 43215.

Any person may e-mail written testimony to rulecomments@education.ohio.gov before the day of the hearing in lieu of presenting testimony at the hearing. Please direct any questions regarding the hearing to Brittney.kneisel@education.ohio.gov.

- **OAC Chapter 3301-14 Education Management Information System (1 rule)**

OAC 3301-14-01 Operation of the education management information system. (Amend)

This rule includes requirements for the Education Management Information System. It is being amended to perform a five-year review in accordance with Ohio Revised Code section 106.03 and to update the agency name from the Department of Education to the Department of Education and Workforce due to House Bill 33 of the 135th General Assembly.

- **OAC Chapter 3301-18 Calculating Student Attendance Rate (1 rule)**

OAC 3301-18-01 Calculating student attendance rate to meet minimum performance standards. (Amend)

This rule addresses the Department’s calculation of student attendance in schools. It is being amended to conform to Revised Code Section 3320.04, which enacted the Religious Expression Days Act established in House Bill 214 of the 135th General Assembly and to update the agency name from the Department of Education to the Department of Education and Workforce due to House Bill 33 of the 135th General Assembly.

- **OAC Chapter 3301-43 High School Continuation Programs (6 rules)**

OAC 3301-43-01 Definitions. (Amend)

OAC 3301-43-02 Establishment of high school continuation programs. (Amend)

OAC 3301-43-03 Eligibility criteria for adult high school continuation and earning equivalent adult high school credit. (Amend)

OAC 3301-43-04 Program elements, basis for awarding adult high school credits. (Amend)

OAC 3301-43-06 Administering Ohio graduation tests to eligible adults. (Amend)

OAC 3301-43-07 Program reimbursement, adult high school continuation. (Amend)

These rules are being amended to perform a five-year review in accordance with Ohio Revised Code section 106.03 and to update the agency name from the Department of Education to the Department of Education and Workforce due to House Bill 33 of the 135th General Assembly.

- **OAC Chapter 3301-45 Adult High School Diplomas (3 rules)**

OAC 3301-45-02 Definitions. (Amend)

OAC 3301-45-03 Provider Application. (Amend)

OAC 3301-45-06 Measurement of provider performance. (Amend)

These rules are being amended to perform a five-year review in accordance with Ohio Revised Code section 106.03 and to update the agency name from the Department of Education to the Department of Education and Workforce due to House Bill 33 of the 135th General Assembly.

- **OAC Chapter 3301-46 Exemption from Statutes to Implement Innovative Education Pilot Programs (1 rule)**

OAC 3301-46-01 Innovative education pilot programs. (Rescind/New)

This rule is being amended to perform a five-year review in accordance with Ohio Revised Code section 106.03. Changes are also being made to clarify language and update the agency name from the Department of Education to the Department of Education and Workforce and Superintendent of Public Instruction to Director of Education and Workforce due to House Bill 33 of the 135th General Assembly.

- **OAC Chapter 3301-56 Intervention Standards for Districts Declared To Be under Academic Watch or in Academic Emergency Status (2 rules)**

OAC 3301-56-01 School district and building improvement, supports, and interventions. (Amend)

OAC 3301-56-02 Reading achievement improvement plans. (Amend)

These rules are being amended to perform a five-year review in accordance with Ohio Revised Code section 106.03. Changes are also being made to update the agency name from the Department of Education to the Department of Education and Workforce and Superintendent of Public Instruction to Director of Education and Workforce due to House Bill 33 of the 135th General Assembly.

- **OAC Chapter 3301-69 Miscellaneous Programs (2 rules)**

OAC 3301-69-01 Stipends for national board certified teachers. (Rescind)

OAC 3301-69-02 Excuses from school attendance. (Amend)

Rule 3301-69-01 is being rescinded because the state of Ohio biennium budget no longer provides funding for stipends for teachers who are National Board Certified. Rule 3301-69-02 is being amended to conform to Revised Code Section 3320.04, which enacted the Religious Expression Days Act established in House Bill 214 of the 135th General Assembly and to update the agency name from the Department of Education to the Department of Education and Workforce due to House Bill 33 of the 135th General Assembly.

- **OAC Chapter 3301-91 Standards for School Lunch and Breakfast Programs (4 rules)**

OAC 3301-91-01 Eligibility for receiving state matching funds. (Amend)

OAC 3301-91-03 Report required. (Amend)

OAC 3301-91-07 Appeal for extension of time for compliance. (Amend)

OAC 3301-91-09 Guidance for approving food to be sold in schools. (Amend)

These rules are being amended to perform a five-year review in accordance with Ohio Revised Code section 106.03 and to update the agency name from the Department of Education to the Department of Education and Workforce.

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

The Ohio Department of Education and Workforce 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 reasonable accommodation due to a disability, please contact Katie Barnes, ADA coordinator, at ADAaccommodation@education.ohio.gov or (614) 387-2200 (voice) no later than February 4, 2025.