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Sub. S. B. No. 116

**SENATORS Robert Gardner, Spada, Mumper, Hottinger, Furney,
Wachtmann, Harris, Prentiss, Amstutz, White, Fingerhut, Blessing,
Shoemaker, DiDonato, Espy, Mead, Hagan, Coughlin, McLin, Herington**
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Webster, Distel, Allen, R. Miller, Kearns, S. Smith, Beatty, Woodard, Key,
Barrett, Fedor, Gilb, Barnes**

A B I L L

To amend sections 1713.02, 1713.03, 3332.02, 3333.042, 1
3333.043, 3333.12, 3333.18, 3333.21, 3333.26, 2
3333.29, 3333.37, 3365.01, 3366.01, 5107.58, 3
5910.04, and 5919.34 and to enact section 3333.046 4
of the Revised Code to exempt from regulation by 5
the State Board of Proprietary School Registration 6
any accredited institution operated by a for-profit 7
corporation that grants on the effective date of 8
this act baccalaureate and master's degrees 9
approved by the Board of Regents. 10

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That sections 1713.02, 1713.03, 3332.02, 3333.042, 11
3333.043, 3333.12, 3333.18, 3333.21, 3333.26, 3333.29, 3333.37, 12
3365.01, 3366.01, 5107.58, 5910.04, and 5919.34 be amended and 13
that section 3333.046 of the Revised Code be enacted to read as 14

follows:

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Sec. 1713.02. (A) Any institution described in division (A) of section 1713.01 of the Revised Code may become incorporated under sections 1702.01 to 1702.58 of the Revised Code.

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(B) Except as provided in division (E) of this section, no nonprofit institution or corporation of the type described in division (A) of section 1713.01 of the Revised Code that is established after October 13, 1967, may confer degrees, diplomas, or other written evidences of proficiency or achievement, until it has received a certificate of authorization issued by the Ohio board of regents, nor shall any such institution or corporation identify itself as a "college" or "university" unless it has received a certificate of authorization from the board.

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(C) Except as provided in division (E) of this section, no institution of the type described in division (A)(3) or (B) of section 1713.01 of the Revised Code that intends to offer or offers a course or courses within this state, but that did not offer a course or courses within this state on or before October 13, 1967, may confer degrees, diplomas, or other written evidences of proficiency or achievement or offer any course or courses within this state until it has received a certificate of authorization from the Ohio board of regents, nor shall the institution identify itself as a "college" or "university" unless it has received such a certificate from the board.

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(D) Each certificate of authorization shall specify the diplomas or degrees authorized to be given, courses authorized to be offered, and the sites at which courses are to be conducted. A copy of such certificate shall be filed with the secretary of state if the institution is incorporated. Any institution or corporation established or that offered a course or courses of instruction in this state prior to October 13, 1967, may apply to

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the board for a certificate of authorization, and the board shall
issue a certificate if it finds that such institution or
corporation meets the requirements established pursuant to
sections 1713.01, 1713.02, 1713.03, 1713.04, 1713.06, 1713.09, and
1713.25 of the Revised Code.

(E) An institution that clearly identifies itself in its name
with the phrase "bible college" or "bible institute" and has not
received a certificate of authorization may confer diplomas and
other written evidences of proficiency or achievement other than
associate, baccalaureate, master's, and doctoral degrees or any
other type of degree and may identify itself as a "bible college"
if such institution:

(1) Prominently discloses on any transcripts, diplomas, or
other written evidences of proficiency or achievement, and
includes with any promotional material or other literature
intended for the public, the statement: "this institution is not
certified by the board of regents or the state of Ohio."

(2) Limits its course of instruction to religion, theology,
or preparation for a religious vocation, or is operated by a
church or religious organization and limits its instruction to
preparation for service to churches or other religious
organizations.

(3) Confers only diplomas and other written evidences of
proficiency or achievement that bear titles clearly signifying the
religious nature of the instruction offered by the institution.

(F) ~~No~~ Except as otherwise provided in section 3333.046 of
the Revised Code, no school of the type described in division (E)
of section 3332.01 of the Revised Code that intends to offer or
offers a degree program within this state or solicits students
within this state may confer a baccalaureate, master's, or
doctoral degree or solicit students for such degree programs until

it has received both a certificate of authorization from the board 77
of regents under this chapter and program authorization from the 78
state board of proprietary school registration for such degree 79
program under section 3332.05 of the Revised Code. 80

Sec. 1713.03. The Ohio board of regents shall establish 81
standards for certificates of authorization to be issued to 82
institutions as defined in section 1713.01 of the Revised Code, to 83
private institutions exempt from regulation under Chapter 3332. of 84
the Revised Code as prescribed in section 3333.046 of the Revised 85
Code, and to schools holding certificates of registration issued 86
by the state board of proprietary school registration pursuant to 87
division (C) of section 3332.05 ~~(C)~~ of the Revised Code. A 88
certificate of authorization may permit an institution or school 89
to award one or more types of degrees. 90

The standards for a certificate of authorization may include, 91
for various types of institutions, schools, or degrees, minimum 92
qualifications for faculty, library, laboratories, and other 93
facilities as adopted and published by the Ohio board of regents. 94
The standards shall be adopted by the board pursuant to Chapter 95
119. of the Revised Code. 96

An institution or school shall apply to the board for a 97
certificate of authorization on forms containing such information 98
as is prescribed by the board. Each institution or school with a 99
certificate of authorization shall file an annual report with the 100
board in such form and containing such information as the board 101
prescribes. 102

Sec. 3332.02. This chapter does not apply to the following 103
categories of courses, schools, or colleges: 104

(A) Tuition-free courses or schools conducted by employers 105
exclusively for their own employees; 106

(B) Nonprofit institutions with certificates of authorization issued pursuant to section 1713.02 of the Revised Code or that are nonprofit institutions exempted from the requirement to obtain a certificate by division (E) of that section;

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(C) Schools, colleges, technical colleges, or universities established by law or chartered by the Ohio board of regents;

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(D) Courses of instruction required by law to be approved or licensed, or given by institutions approved or licensed, by a state board or agency other than the state board of school and college registration, except that a school so approved or licensed may apply to the state board of proprietary school registration for a certificate of registration to be issued in accordance with this chapter;

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(E) Schools for which minimum standards are prescribed by the state board of education pursuant to division (D) of section 3301.07 of the Revised Code;

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(F) Courses of instruction conducted by a public school district or a combination of public school districts;

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(G) Courses of instruction conducted outside the United States;

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(H) Private institutions exempt from regulation under this chapter as prescribed in section 3333.046 of the Revised Code.

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Sec. 3333.042. The Ohio board of regents may grant money to a nonprofit entity that provides a statewide resource for aerospace research, education, and technology, so long as the nonprofit entity makes its resources accessible to state colleges and universities and to agencies of this and other states and the United States. The board, by rule adopted in accordance with Chapter 119. of the Revised Code, shall establish procedures and

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forms whereby nonprofit entities may apply for grants; standards 137
and procedures for reviewing applications for and awarding grants; 138
procedures for distributing grants to recipients; procedures for 139
monitoring the use of grants by recipients; requirements, 140
procedures, and forms whereby grant recipients shall report upon 141
their use of grants; and standards and procedures for terminating 142
and requiring repayment of grants in the event of their improper 143
use. 144

A state college or university or a private institution exempt 145
from regulation under Chapter 3332. of the Revised Code as 146
prescribed in section 3333.046 of the Revised Code and any agency 147
of state government may provide assistance, in any form, to any 148
nonprofit entity that receives a grant under this section. Such 149
assistance shall be solely for the purpose of assisting the 150
nonprofit entity in making proper use of the grant. 151

A nonprofit entity that expends a grant under this section 152
for a capital project is not thereby subject to Chapter 123. or 153
153. of the Revised Code. An officer or employee of, or a person 154
who serves on a governing or advisory board or committee of, a 155
nonprofit entity that receives a grant under this section is not 156
thereby an officer or employee of a state college or university or 157
of the state. An officer or employee of a state college or 158
university or of the state who is assigned to assist a nonprofit 159
entity in making proper use of a grant does not, to the extent ~~he~~ 160
the officer or employee provides such assistance, thereby hold an 161
incompatible office or employment, or have a direct or indirect 162
interest in a contract or expenditure of the entity. 163

Sec. 3333.043. (A) As used in this section: 164

(1) "Institution of higher education" means the state 165
universities listed in section 3345.011 of the Revised Code, 166
municipal educational institutions established under Chapter 3349. 167

of the Revised Code, community colleges established under Chapter 168
3354. of the Revised Code, university branches established under 169
Chapter 3355. of the Revised Code, technical colleges established 170
under Chapter 3357. of the Revised Code, state community colleges 171
established under Chapter 3358. of the Revised Code, any 172
institution of higher education with a certificate of registration 173
from the state board of proprietary school registration, and any 174
institution for which the Ohio board of regents receives a notice 175
pursuant to division (C) of this section. 176

(2) "Community service" has the same meaning as in section 177
3313.605 of the Revised Code. 178

(B)(1) The board of trustees or other governing entity of 179
each institution of higher education shall encourage and promote 180
participation of students in community service through a program 181
appropriate to the mission, student population, and environment of 182
each institution. The program may include, but not be limited to, 183
providing information about community service opportunities during 184
student orientation or in student publications; providing awards 185
for exemplary community service; encouraging faculty members to 186
incorporate community service into students' academic experiences 187
wherever appropriate to the curriculum; encouraging recognized 188
student organizations to undertake community service projects as 189
part of their purposes; and establishing advisory committees of 190
students, faculty members, and community and business leaders to 191
develop cooperative programs that benefit the community and 192
enhance student experience. The program shall be flexible in 193
design so as to permit participation by the greatest possible 194
number of students, including part-time students and students for 195
whom participation may be difficult due to financial, academic, 196
personal, or other considerations. The program shall emphasize 197
community service opportunities that can most effectively use the 198
skills of students, such as tutoring or literacy programs. The 199

programs shall encourage students to perform services that will
not supplant the hiring of, result in the displacement of, or
impair any existing employment contracts of any particular
employee of any private or governmental entity for which services
are performed.

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(2) The Ohio board of regents shall encourage all
institutions of higher education in the development of community
service programs. With the assistance of the Ohio community
service council created in section 121.40 of the Revised Code, the
board of regents shall make available information about higher
education community service programs to institutions of higher
education and to statewide organizations involved with or
promoting volunteerism, including information about model
community service programs, teacher training courses, and
community service curricula and teaching materials for possible
use by institutions of higher education in their programs. The
board shall encourage institutions of higher education to jointly
coordinate higher education community service programs through
consortia of institutions or other appropriate means of
coordination.

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(C) The board of trustees of any nonprofit institution with a
certificate of authorization issued by the Ohio board of regents
pursuant to Chapter 1713. of the Revised Code or the governing
authority of a private institution exempt from regulation under
Chapter 3332. of the Revised Code as prescribed in section
3333.046 of the Revised Code may notify the board of regents that
it is making itself subject to divisions (A) and (B) of this
section. Upon receipt of such a notice, these divisions shall
apply to that institution.

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Sec. 3333.046. Any institution authorized to grant on the
effective date of this section baccalaureate or master's degrees,

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for which the board of regents has issued certificates of 231
authorization under Chapter 1713. of the Revised Code; that is 232
accredited by the appropriate regional and, when appropriate, 233
professional accrediting associations within whose jurisdiction it 234
falls; and that is operated by a for-profit corporation shall 235
cease to be subject to any regulation under Chapter 3332. of the 236
Revised Code but shall continue to be subject to the provisions 237
for approval of degree programs set forth in Chapter 1713. of the 238
Revised Code, including approval of any additional associate, 239
baccalaureate, or master's degree programs offered by the 240
institution. 241

Sec. 3333.12. (A) As used in this section: 242

(1) "Eligible student" means an undergraduate student who is: 243

(a) An Ohio resident; 244

(b) Enrolled in either of the following: 245

(i) An accredited institution of higher education in this 246
state that meets the requirements of Title VI of the Civil Rights 247
Act of 1964 and is state-assisted, is nonprofit and has a 248
certificate of authorization from the Ohio board of regents 249
pursuant to Chapter 1713. of the Revised Code, ~~or~~ has a 250
certificate of registration from the state board of proprietary 251
school registration and program authorization to award an 252
associate or bachelor's degree, or is a private institution exempt 253
from regulation under Chapter 3332. of the Revised Code as 254
prescribed in section 3333.046 of the Revised Code. Students who 255
attend an institution that holds a certificate of registration 256
shall be enrolled in a program leading to an associate or 257
bachelor's degree for which associate or bachelor's degree program 258
the institution has program authorization issued under section 259
3332.05 of the Revised Code. 260

(ii) A technical education program of at least two years 261
duration sponsored by a private institution of higher education in 262
this state that meets the requirements of Title VI of the Civil 263
Rights Act of 1964. 264

(c) Enrolled as a full-time student or enrolled as a less 265
than full-time student for the term expected to be the student's 266
final term of enrollment and is enrolled for the number of credit 267
hours necessary to complete the requirements of the program in 268
which the student is enrolled. 269

(2) "Gross income" includes all taxable and nontaxable income 270
of the parents, the student, and the student's spouse, except 271
income derived from an Ohio academic scholarship, income earned by 272
the student between the last day of the spring term and the first 273
day of the fall term, and other income exclusions designated by 274
the board. Gross income may be verified to the board by the 275
institution in which the student is enrolled using the federal 276
financial aid eligibility verification process or by other means 277
satisfactory to the board. 278

(3) "Resident," "full-time student," "dependent," 279
"financially independent," and "accredited" shall be defined by 280
rules adopted by the board. 281

(B) The Ohio board of regents shall establish and administer 282
an instructional grant program and may adopt rules to carry out 283
this section. The general assembly shall support the instructional 284
grant program by such sums and in such manner as it may provide, 285
but the board may also receive funds from other sources to support 286
the program. If the amounts available for support of the program 287
are inadequate to provide grants to all eligible students, 288
preference in the payment of grants shall be given in terms of 289
income, beginning with the lowest income category of gross income 290
and proceeding upward by category to the highest gross income 291
category. 292

An instructional grant shall be paid to an eligible student 293
through the institution in which the student is enrolled, except 294
that no instructional grant shall be paid to any person serving a 295
term of imprisonment. Applications for such grants shall be made 296
as prescribed by the board, and such applications may be made in 297
conjunction with and upon the basis of information provided in 298
conjunction with student assistance programs funded by agencies of 299
the United States government or from financial resources of the 300
institution of higher education. The institution shall certify 301
that the student applicant meets the requirements set forth in 302
divisions (A)(1)(b) and (c) of this section. Instructional grants 303
shall be provided to an eligible student only as long as the 304
student is making appropriate progress toward a nursing diploma or 305
an associate or bachelor's degree. No student shall be eligible to 306
receive a grant for more than ten semesters, fifteen quarters, or 307
the equivalent of five academic years. A grant made to an eligible 308
student on the basis of less than full-time enrollment shall be 309
based on the number of credit hours for which the student is 310
enrolled and shall be computed in accordance with a formula 311
adopted by the board. No student shall receive more than one grant 312
on the basis of less than full-time enrollment. 313

An instructional grant shall not exceed the total 314
instructional and general charges of the institution. 315

(C) The tables in this division prescribe the maximum grant 316
amounts covering two semesters, three quarters, or a comparable 317
portion of one academic year. Grant amounts for additional terms 318
in the same academic year shall be determined under division (D) 319
of this section. 320

For a full-time student who is a dependent and enrolled in a 321
nonprofit educational institution that is not a state-assisted 322
institution and that has a certificate of authorization issued 323
pursuant to Chapter 1713. of the Revised Code, the amount of the 324

instructional grant for two semesters, three quarters, or a
 comparable portion of the academic year shall be determined in
 accordance with the following table:

Private Institution						329
Table of Grants						330
Maximum Grant \$5,466						331
Gross Income	Number of Dependents					332
	1	2	3	4	5 or more	333
\$0 - \$15,000	\$5,466	\$5,466	\$5,466	\$5,466	\$5,466	334
\$15,001 - \$16,000	4,920	5,466	5,466	5,466	5,466	335
\$16,001 - \$17,000	4,362	4,920	5,466	5,466	5,466	336
\$17,001 - \$18,000	3,828	4,362	4,920	5,466	5,466	337
\$18,001 - \$19,000	3,288	3,828	4,362	4,920	5,466	338
\$19,001 - \$22,000	2,736	3,288	3,828	4,362	4,920	339
\$22,001 - \$25,000	2,178	2,736	3,288	3,828	4,362	340
\$25,001 - \$28,000	1,626	2,178	2,736	3,288	3,828	341
\$28,001 - \$31,000	1,344	1,626	2,178	2,736	3,288	342
\$31,001 - \$32,000	1,080	1,344	1,626	2,178	2,736	343
\$32,001 - \$33,000	984	1,080	1,344	1,626	2,178	344
\$33,001 - \$34,000	888	984	1,080	1,344	1,626	345
\$34,001 - \$35,000	444	888	984	1,080	1,344	346
\$35,001 - \$36,000	--	444	888	984	1,080	347
\$36,001 - \$37,000	--	--	444	888	984	348
\$37,001 - \$38,000	--	--	--	444	888	349
\$38,001 - \$39,000	--	--	--	--	444	350

For a full-time student who is financially independent and
 enrolled in a nonprofit educational institution that is not a
 state-assisted institution and that has a certificate of
 authorization issued pursuant to Chapter 1713. of the Revised
 Code, the amount of the instructional grant for two semesters,

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three quarters, or a comparable portion of the academic year shall
be determined in accordance with the following table:

Private Institution							
Table of Grants							
Maximum Grant \$5,466							
Gross Income	Number of Dependents						
	0	1	2	3	4	5 or more	
\$0 - \$4,800	\$5,466	\$5,466	\$5,466	\$5,466	\$5,466	\$5,466	364
\$4,801 - \$5,300	4,920	5,466	5,466	5,466	5,466	5,466	365
\$5,301 - \$5,800	4,362	4,920	5,466	5,466	5,466	5,466	366
\$5,801 - \$6,300	3,828	4,362	4,920	5,466	5,466	5,466	367
\$6,301 - \$6,800	3,288	3,828	4,362	4,920	5,466	5,466	368
\$6,801 - \$7,300	2,736	3,288	3,828	4,362	4,920	5,466	369
\$7,301 - \$8,300	2,178	2,736	3,288	3,828	4,362	4,920	370
\$8,301 - \$9,300	1,626	2,178	2,736	3,288	3,828	4,362	371
\$9,301 - \$10,300	1,344	1,626	2,178	2,736	3,288	3,828	372
\$10,301 - \$11,800	1,080	1,344	1,626	2,178	2,736	3,288	373
\$11,801 - \$13,300	984	1,080	1,344	1,626	2,178	2,736	374
\$13,301 - \$14,800	888	984	1,080	1,344	1,626	2,178	375
\$14,801 - \$16,300	444	888	984	1,080	1,344	1,626	376
\$16,301 - \$19,300	--	444	888	984	1,080	1,344	377
\$19,301 - \$22,300	--	--	444	888	984	1,080	378
\$22,301 - \$25,300	--	--	--	444	888	984	379
\$25,301 - \$30,300	--	--	--	--	444	888	380
\$30,301 - \$35,300	--	--	--	--	--	444	381

For a full-time student who is a dependent and enrolled in an
educational institution that holds a certificate of registration
from the state board of proprietary school registration or a
private institution exempt from regulation under Chapter 3332. of
the Revised Code as prescribed in section 3333.046 of the Revised

Code, the amount of the instructional grant for two semesters, 387
 three quarters, or a comparable portion of the academic year shall 388
 be determined in accordance with the following table: 389

Proprietary Institution 390

Table of Grants 391

Maximum Grant \$4,632 392

Gross Income Number of Dependents 393

	1	2	3	4	5 or more	
\$0 - \$15,000	\$4,632	\$4,632	\$4,632	\$4,632	\$4,632	395
\$15,001 - \$16,000	4,182	4,632	4,632	4,632	4,632	396
\$16,001 - \$17,000	3,684	4,182	4,632	4,632	4,632	397
\$17,001 - \$18,000	3,222	3,684	4,182	4,632	4,632	398
\$18,001 - \$19,000	2,790	3,222	3,684	4,182	4,632	399
\$19,001 - \$22,000	2,292	2,790	3,222	3,684	4,182	400
\$22,001 - \$25,000	1,854	2,292	2,790	3,222	3,684	401
\$25,001 - \$28,000	1,416	1,854	2,292	2,790	3,222	402
\$28,001 - \$31,000	1,134	1,416	1,854	2,292	2,790	403
\$31,001 - \$32,000	906	1,134	1,416	1,854	2,292	404
\$32,001 - \$33,000	852	906	1,134	1,416	1,854	405
\$33,001 - \$34,000	750	852	906	1,134	1,416	406
\$34,001 - \$35,000	372	750	852	906	1,134	407
\$35,001 - \$36,000	--	372	750	852	906	408
\$36,001 - \$37,000	--	--	372	750	852	409
\$37,001 - \$38,000	--	--	--	372	750	410
\$38,001 - \$39,000	--	--	--	--	372	411

For a full-time student who is financially independent and 412
 enrolled in an educational institution that holds a certificate of 413
 registration from the state board of proprietary school 414
registration or a private institution exempt from regulation under 415
Chapter 3332. of the Revised Code as prescribed in section 416
3333.046 of the Revised Code, the amount of the instructional 417
 grant for two semesters, three quarters, or a comparable portion 418

of the academic year shall be determined in accordance with the 419
 following table: 420

Proprietary Institution 421

Table of Grants 422

Maximum Grant \$4,632 423

Gross Income Number of Dependents 424

	0	1	2	3	4	5 or more	
\$0 - \$4,800	\$4,632	\$4,632	\$4,632	\$4,632	\$4,632	\$4,632	425
\$4,801 - \$5,300	4,182	4,632	4,632	4,632	4,632	4,632	426
\$5,301 - \$5,800	3,684	4,182	4,632	4,632	4,632	4,632	427
\$5,801 - \$6,300	3,222	3,684	4,182	4,632	4,632	4,632	428
\$6,301 - \$6,800	2,790	3,222	3,684	4,182	4,632	4,632	429
\$6,801 - \$7,300	2,292	2,790	3,222	3,684	4,182	4,632	430
\$7,301 - \$8,300	1,854	2,292	2,790	3,222	3,684	4,182	431
\$8,301 - \$9,300	1,416	1,854	2,292	2,790	3,222	3,684	432
\$9,301 - \$10,300	1,134	1,416	1,854	2,292	2,790	3,222	433
\$10,301 - \$11,800	906	1,134	1,416	1,854	2,292	2,790	434
\$11,801 - \$13,300	852	906	1,134	1,416	1,854	2,292	435
\$13,301 - \$14,800	750	852	906	1,134	1,416	1,854	436
\$14,801 - \$16,300	372	750	852	906	1,134	1,416	437
\$16,301 - \$19,300	--	372	750	852	906	1,134	438
\$19,301 - \$22,300	--	--	372	750	852	906	439
\$22,301 - \$25,300	--	--	--	372	750	852	440
\$25,301 - \$30,300	--	--	--	--	372	750	441
\$30,301 - \$35,300	--	--	--	--	--	372	442

For a full-time student who is a dependent and enrolled in a 444
 state-assisted educational institution, the amount of the 445
 instructional grant for two semesters, three quarters, or a 446
 comparable portion of the academic year shall be determined in 447
 accordance with the following table: 448

Public Institution 449

Table of Grants 450

\$4,801 - \$5,300	1,974	2,190	2,190	2,190	2,190	2,190	482
\$5,301 - \$5,800	1,740	1,974	2,190	2,190	2,190	2,190	483
\$5,801 - \$6,300	1,542	1,740	1,974	2,190	2,190	2,190	484
\$6,301 - \$6,800	1,320	1,542	1,740	1,974	2,190	2,190	485
\$6,801 - \$7,300	1,080	1,320	1,542	1,740	1,974	2,190	486
\$7,301 - \$8,300	864	1,080	1,320	1,542	1,740	1,974	487
\$8,301 - \$9,300	648	864	1,080	1,320	1,542	1,740	488
\$9,301 - \$10,300	522	648	864	1,080	1,320	1,542	489
\$10,301 - \$11,800	420	522	648	864	1,080	1,320	490
\$11,801 - \$13,300	384	420	522	648	864	1,080	491
\$13,301 - \$14,800	354	384	420	522	648	864	492
\$14,801 - \$16,300	174	354	384	420	522	648	493
\$16,301 - \$19,300	--	174	354	384	420	522	494
\$19,301 - \$22,300	--	--	174	354	384	420	495
\$22,301 - \$25,300	--	--	--	174	354	384	496
\$25,301 - \$30,300	--	--	--	--	174	354	497
\$30,301 - \$35,300	--	--	--	--	--	174	498

(D) For a full-time student enrolled in an eligible institution for a semester or quarter in addition to the portion of the academic year covered by a grant determined under division (C) of this section, the maximum grant amount shall be a percentage of the maximum prescribed in the applicable table of that division. The maximum grant for a fourth quarter shall be one-third of the maximum amount prescribed under that division. The maximum grant for a third semester shall be one-half of the maximum amount prescribed under that division.

(E) No grant shall be made to any student in a course of study in theology, religion, or other field of preparation for a religious profession unless such course of study leads to an accredited bachelor of arts, bachelor of science, associate of arts, or associate of science degree.

(F)(1) Except as provided in division (F)(2) of this section,

no grant shall be made to any student for enrollment during a
fiscal year in an institution with a cohort default rate
determined by the United States secretary of education pursuant to
the "Higher Education Amendments of 1986," 100 Stat. 1278, 1408,
20 U.S.C.A. 1085, as amended, as of the fifteenth day of June
preceding the fiscal year, equal to or greater than thirty per
cent for each of the preceding two fiscal years.

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(2) Division (F)(1) of this section does not apply to the
following:

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(a) Any student enrolled in an institution that under the
federal law appeals its loss of eligibility for federal financial
aid and the United States secretary of education determines its
cohort default rate after recalculation is lower than the rate
specified in division (F)(1) of this section or the secretary
determines due to mitigating circumstances the institution may
continue to participate in federal financial aid programs. The
board shall adopt rules requiring institutions to provide
information regarding an appeal to the board.

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(b) Any student who has previously received a grant under
this section who meets all other requirements of this section.

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(3) The board shall adopt rules for the notification of all
institutions whose students will be ineligible to participate in
the grant program pursuant to division (F)(1) of this section.

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(4) A student's attendance at an institution whose students
lose eligibility for grants under division (F)(1) of this section
shall not affect that student's eligibility to receive a grant
when enrolled in another institution.

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(G) Institutions of higher education that enroll students
receiving instructional grants under this section shall report to
the board all students who have received instructional grants but
are no longer eligible for all or part of such grants and shall

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refund any moneys due the state within thirty days after the
beginning of the quarter or term immediately following the quarter
or term in which the student was no longer eligible to receive all
or part of the student's grant. There shall be an interest charge
of one per cent per month on all moneys due and payable after such
thirty-day period. The board shall immediately notify the office
of budget and management and ~~the legislative budget office of the~~
legislative service commission of all refunds so received.

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Sec. 3333.18. The Ohio board of regents may enter into
contracts with the appropriate agency in a contiguous state
whereby financial aids from the funds of each state may be used by
qualified student recipients to attend approved post-secondary
educational institutions in the other state. Approved institutions
in Ohio are those that are state-assisted or are nonprofit and
have received certificates of authorization from the Ohio board of
regents pursuant to Chapter 1713. of the Revised Code, or are
private institutions exempt from regulation under Chapter 3332. of
the Revised Code as prescribed in section 3333.046 of the Revised
Code. Eligible post-secondary educational institutions in the
contiguous state shall be similarly approved by the appropriate
agency of that state. In formulating and executing such contracts
with a contiguous state, the board shall assure that the total
cost to this state approximates the total cost to the contiguous
state. Any contract entered into under this section shall be
subject to the periodic review of, and approval by, the
controlling board.

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Sec. 3333.21. As used in sections 3333.21 to 3333.23 of the
Revised Code, "term" and "academic year" mean "term" and "academic
year" as defined by the Ohio board of regents.

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The board shall establish and administer an academic
scholarship program. Under the program, a total of one thousand

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new scholarships shall be awarded annually in the amount of not
less than two thousand dollars per award. At least one such new
scholarship shall be awarded annually to a student in each public
high school and joint vocational school and each nonpublic high
school for which the state board of education prescribes minimum
standards in accordance with section 3301.07 of the Revised Code.

To be eligible for the award of a scholarship, a student
shall be a resident of Ohio and shall be enrolled as a full-time
undergraduate student in an Ohio institution of higher education
that meets the requirements of Title VI of the "Civil Rights Act
of 1964" and is state-assisted, is nonprofit and holds a
certificate of authorization issued under section 1713.02 of the
Revised Code, is a private institution exempt from regulation
under Chapter 3332. of the Revised Code as prescribed in section
3333.046 of the Revised Code, or holds a certificate of
registration and program authorization issued under section
3332.05 of the Revised Code and awards an associate or bachelor's
degree. Students who attend an institution holding a certificate
of registration shall be enrolled in a program leading to an
associate or bachelor's degree for which associate or bachelor's
degree program the institution has program authorization to offer
the program issued under section 3332.05 of the Revised Code.

"Resident" and "full-time student" shall be defined by board
rule.

The board shall award the scholarships on the basis of a
formula designed by it to identify students with the highest
capability for successful college study. The formula shall weigh
the factor of achievement, as measured by grade point average, and
the factor of ability, as measured by performance on a competitive
examination specified by the board. Students receiving
scholarships shall be known as "Ohio academic scholars." Annually,
not later than the thirty-first day of July, the board shall

report to the governor and the general assembly on the performance 608
of current Ohio academic scholars and the effectiveness of its 609
formula. 610

Sec. 3333.26. (A) Any citizen of this state who has resided 611
within the state for one year and who was in the active service of 612
the United States as a soldier, sailor, nurse, or marine between 613
April 6, 1917, and November 11, 1918, and who has been honorably 614
discharged from such service, shall be admitted to any school, 615
college, or university that receives state funds in support 616
thereof, without being required to pay any tuition or 617
matriculation fee, but is not relieved from the payment of 618
laboratory or similar fees. 619

(B)(1) As used in this division: 620

(a) "Volunteer ~~fire-fighter~~ firefighter" has the meaning 621
given in division (B)(1) of section 146.01 of the Revised Code; 622

(b) "Public service officer" means an Ohio ~~fire-fighter~~ 623
firefighter, volunteer ~~fire-fighter~~ firefighter, police officer, 624
member of the highway patrol, employee designated to exercise the 625
powers of police officers pursuant to section 1545.13 of the 626
Revised Code, or other peace officer as defined by division (B) of 627
section 2935.01 of the Revised Code, or a person holding any 628
equivalent position in another state; 629

(c) "Qualified former spouse" means the former spouse of a 630
public service officer who is the custodial parent of a minor 631
child of that marriage pursuant to an order allocating the 632
parental rights and responsibilities for care of the child issued 633
pursuant to section 3109.04 of the Revised Code. 634

(2) Any resident of this state who is under twenty-six years 635
of age, or under thirty years of age if the resident has been 636
honorably discharged from the armed services of the United States, 637

and who is the child of a public service officer killed in the
line of duty, and who is admitted to any state university or
college as defined in division (A)(1) of section 3345.12 of the
Revised Code, community college, state community college,
university branch, or technical college, shall not be required to
pay any tuition or any student fee for up to four academic years
of education, which shall be at the undergraduate level.

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(3) Any resident of this state who is the spouse or qualified
former spouse of a public service officer killed in the line of
duty, and who is admitted to any state university or college as
defined in division (A)(1) of section 3345.12 of the Revised Code,
community college, state community college, university branch, or
technical college, shall not be required to pay any tuition or any
student fee for up to four academic years of education, which
shall be at the undergraduate level.

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(C) Any institution that is not subject to division (B) of
this section and that holds a valid certificate of registration
issued under Chapter 3332., a valid certificate issued under
Chapter 4709., or a valid license issued under Chapter 4713. of
the Revised Code, or that is nonprofit and has a certificate of
authorization issued under section 1713.02 of the Revised Code or
that is a private institution exempt from regulation under Chapter
3332. of the Revised Code as prescribed in section 3333.046 of the
Revised Code that reduces tuition and student fees of a student
who is eligible to attend an institution of higher education under
the provisions of division (B) of this section by an amount
indicated by the Ohio board of regents shall be eligible to
receive a grant in that amount from the board. Each institution
that enrolls students under division (B) of this section shall
report to the board, by the first day of July of each year, the
number of students who were so enrolled and the average amount of
all such tuition and fees waived during the preceding year. The

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board shall determine the average amount of all such tuition and 670
fees waived during the preceding year. The average amount of 671
tuition and fees waived under division (B) of this section during 672
the preceding year shall be the amount of grants that 673
participating institutions shall receive under this division 674
during the current year, but no grant under this division shall 675
exceed the tuition and student fees due and payable by the student 676
prior to the reduction referred to in this division. Such grants 677
shall be made for four years of undergraduate education of an 678
eligible student. 679

Sec. 3333.29. (A) As used in this section, ~~"resident":~~ 680

(1) "Resident" has the meaning established for purposes of 681
this section by rule of the Ohio board of regents. 682

(2) "Eligible institution" means either: 683

(a) A private career school registered in accordance with 684
section 3332.05 of the Revised Code; 685

(b) A private institution exempt from regulation under 686
Chapter 3332. of the Revised Code as prescribed in section 687
3333.046 of the Revised Code. 688

(B) Beginning July 1, 2000, the Ohio board of regents shall 689
establish and administer the student workforce development grant 690
program and shall adopt rules for the administration of the 691
program. Such rules shall be similar to the rules the Ohio board 692
of regents adopts under section 3333.27 of the Revised Code. 693

(C) The Ohio board of regents may make a grant to any 694
resident of this state who is enrolled as a full-time student in 695
an authorized baccalaureate degree or associate degree program at 696
~~a private career school registered in accordance with section~~ 697
~~3332.05 of the Revised Code~~ an eligible institution and who 698
maintains an academic record that meets or exceeds a standard 699

established by rule of the state board of proprietary school 700
registration, except that no grant shall be made to any individual 701
who was enrolled as a student in a ~~registered private career~~ 702
~~school~~ an eligible institution before July 1, 2000. The size of an 703
annual grant award shall be determined by the Ohio board of 704
regents based on the amount of funds available for the program. 705
The grant shall be prorated and paid in equal installments per 706
academic term in accordance with division (E) of this section. 707

(D) The Ohio board of regents shall prescribe the form and 708
manner of application for grants and shall provide a method for 709
~~registered private career schools~~ eligible institutions to certify 710
applicants who are enrolled in authorized baccalaureate degree or 711
associate degree programs and have academic records meeting or 712
exceeding the standard established by the state board of 713
proprietary school registration. 714

(E) A grant awarded to an eligible student shall be paid to 715
the ~~registered private career school~~ eligible institution in which 716
the student is enrolled, and the ~~school~~ institution shall reduce 717
the student's instructional and general charges by the amount of 718
the grant. Each grant awarded shall be paid in accordance with 719
division (C) of this section within thirty days after the start of 720
each term of the academic year for which the grant is awarded. No 721
student shall be eligible to receive grants for more than the 722
equivalent of five academic years. 723

(F) The receipt of a workforce development grant shall not 724
affect a student's eligibility for assistance or the amount of 725
such assistance granted under any other provision of state law. If 726
a student receives assistance under one or more other provisions 727
of state law, the grant made to the student under this section 728
shall not exceed the difference between the total instructional 729
and general charges assessed to the student by the ~~private career~~ 730
~~school~~ eligible institution and the amount of total assistance the 731

student receives under other provisions of state law. 732

(G) The general assembly shall support the workforce 733
development grant program with such appropriations as the general 734
assembly sees fit. The Ohio board of regents may also receive 735
funds from other sources to support the program. 736

(H) ~~Private career schools~~ Eligible institutions that enroll 737
students receiving grants under this section shall report to the 738
Ohio board of regents the name of each student who has received 739
such a grant but who is no longer eligible for such a grant. In 740
the event that an eligible student who has been awarded a grant 741
under this section withdraws from enrollment at ~~a school~~ an 742
institution during any term, the ~~school~~ institution shall refund a 743
prorated amount of the student's grant for that term to the Ohio 744
board of regents in accordance with the school's refund policy. 745

(I) Beginning July 1, 2000, the state board of proprietary 746
school registration shall report to the Ohio board of regents each 747
degree granting proprietary school's job placement rate for the 748
immediately preceding academic year. No grant awarded to an 749
eligible student under this section shall be paid to a registered 750
private career school if the school's job placement rate for 751
baccalaureate degree and associate degree programs for the 752
preceding academic year was less than seventy-five per cent. 753

Sec. 3333.37. As used in sections 3333.37 to 3333.375 of the 754
Revised Code, the following words and terms have the following 755
meanings unless the context indicates a different meaning or 756
intent: 757

(A) "Cost of attendance" means all costs of a student 758
incurred in connection with a program of study at an eligible 759
institution, as determined by the institution, including tuition; 760
instructional fees; room and board; books, computers, and 761
supplies; and other related fees, charges, and expenses. 762

(B) "Eligible institution" means either <u>one</u> of the following:	763
(1) A state-assisted post-secondary educational institution within the state;	764 765
(2) A nonprofit institution of higher education within the state that holds a certificate of authorization from the Ohio board of regents pursuant to Chapter 1713. of the Revised Code, that is accredited by the appropriate regional and, when appropriate, professional accrediting associations within whose jurisdiction it falls, is authorized to grant a bachelor's degree or higher, and satisfies other conditions as set forth in the policy guidelines;	766 767 768 769 770 771 772 773
<u>(3) A private institution exempt from regulation under Chapter 3332. of the Revised Code as prescribed in section 3333.046 of the Revised Code.</u>	774 775 776
(C) "Eligible student" means either of the following:	777
(1) An undergraduate student who meets all of the following:	778
(a) Is a resident of this state;	779
(b) Has graduated from any Ohio secondary school for which the state board of education prescribes minimum standards in accordance with section 3301.07 of the Revised Code;	780 781 782
(c) Is attending and in good standing, or has been accepted for attendance, at any eligible institution as a full-time student to pursue a bachelor's degree.	783 784 785
(2) A graduate student who is a resident of this state, and is attending and in good standing, or has been accepted for attendance, at any eligible institution.	786 787 788
(D) "Fellowship" or "fellowship program" means the Ohio priority needs fellowship created by sections 3333.37 to 3333.375 of the Revised Code.	789 790 791

(E) "Full-time student" has the meaning as defined by rule of the Ohio board of regents. 792
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(F) "Ohio outstanding scholar" means a student who is the recipient of a scholarship under sections 3333.37 to 3333.375 of the Revised Code. 794
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(G) "Policy guidelines" means the rules adopted by the Ohio board of regents pursuant to section 3333.374 of the Revised Code. 797
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(H) "Priority needs fellow" means a student who is the recipient of a fellowship under sections 3333.37 to 3333.375 of the Revised Code. 799
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(I) "Priority needs field of study" means those academic majors and disciplines as determined by the Ohio board of regents that support the purposes and intent of sections 3333.37 to 3333.375 of the Revised Code as described in section 3333.371 of the Revised Code. 802
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(J) "Scholarship" or "scholarship program" means the Ohio outstanding scholarship created by sections 3333.37 to 3333.375 of the Revised Code. 807
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Sec. 3365.01. As used in sections 3365.01 to 3365.10 of the Revised Code: 810
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(A) "College" means any state-assisted college or university described in section 3333.041 of the Revised Code, any nonprofit institution holding a certificate of authorization pursuant to Chapter 1713. of the Revised Code, any private institution exempt from regulation under Chapter 3332. of the Revised Code as prescribed in section 3333.046 of the Revised Code, and any institution holding a certificate of registration from the state board of proprietary school registration and program authorization for an associate or bachelor's degree program issued under section 3332.05 of the Revised Code. 812
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(B) "School district," except as specified in division (G) 822
of this section, means any school district to which a student is 823
admitted under section 3313.64, 3313.65, 3313.98, or 3317.08 of 824
the Revised Code and does not include a joint vocational or 825
cooperative education school district. 826

(C) "Parent" has the same meaning as in section 3313.64 of 827
the Revised Code. 828

(D) "Participant" means a student enrolled in a college under 829
the post-secondary enrollment options program established by this 830
chapter. 831

(E) "Secondary grade" means the ninth through twelfth grades. 832
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(F) "School foundation payments" means the amount required to 834
be paid to a school district for a fiscal year under Chapter 3317. 835
of the Revised Code. 836

(G) "Tuition base" means, with respect to a participant's 837
school district, the formula amount defined in division (B) of 838
section 3317.02 of the Revised Code multiplied by the district's 839
cost-of-doing-business factor defined in division (N) of section 840
3317.02 of the Revised Code. The participant's "school district" 841
in the case of a participant enrolled in a community school shall 842
be the school district in which the student is entitled to attend 843
school under section 3313.64 or 3313.65 of the Revised Code. 844

(H) "Educational program" means enrollment in one or more 845
school districts, in a nonpublic school, or in a college under 846
division (B) of section 3365.04 of the Revised Code. 847

(I) "Nonpublic school" means a chartered or nonchartered 848
school for which minimum standards are prescribed by the state 849
board of education pursuant to division (D) of section 3301.07 of 850
the Revised Code. 851

(J) "School year" means the year beginning on the first day 852
of July and ending on the thirtieth day of June. 853

(K) "Community school" means any school established pursuant 854
to Chapter 3314. of the Revised Code that includes secondary 855
grades. 856

(L) "Community school payments" means payments made by the 857
department of education to a community school pursuant to division 858
(D) of section 3314.08 of the Revised Code. 859

Sec. 3366.01. As used in this chapter, the following words 860
and terms have the following meanings unless the context indicates 861
a different meaning or intent: 862

(A) "Bond proceedings" means the order, trust, agreement, 863
indenture and other agreements, or amendments and supplements to 864
the foregoing, or any one or more or combination thereof, 865
authorizing or providing for the terms and conditions applicable 866
to, or providing for the issuance, security, or liquidity of, 867
obligations and the provisions contained in such obligations. 868

(B) "Bond service charges" means principal, including 869
mandatory sinking fund requirements for retirement of obligations, 870
and interest, and redemption premium, if any, required to be paid 871
on obligations. 872

(C) "Bond service fund" means the applicable fund and 873
accounts therein created in the bond proceedings for and pledged 874
to the payment of bond service charges, including all moneys and 875
investments, and earnings from investments, credited and to be 876
credited thereto. 877

(D) "Costs of attendance" means all costs of a student 878
incurred in connection with a program of study at an eligible 879
institution, as determined by the institution, including tuition; 880
instructional fees; room and board; books, computers, and 881

supplies; and other related fees, charges, and expenses. 882

(E) "Designated administrator" means, with respect to all 883
obligations issued prior to September 1, 1999, and to all 884
nonfederal education loans, the nonprofit corporation designated 885
on November 10, 1992, under division (D) of section 3351.07 of the 886
Revised Code to operate exclusively for charitable and educational 887
purposes by expanding access to higher education financing 888
programs for students and families in need of student financial 889
aid. For all other purposes, "designated administrator" means the 890
Ohio corporation that is a subsidiary of the nonprofit corporation 891
designated under division (D) of section 3351.07 of the Revised 892
Code and that has agreed to enter into an administration agreement 893
with the issuing authority and the director of development, or any 894
other person that enters into an administration agreement with the 895
issuing authority and the director of development. 896

(F) "Education loan" means a loan made by an eligible lender 897
pursuant to the policy guidelines to or for the benefit of a 898
student for the purpose of financing part or all of the student's 899
costs of attendance. 900

(G) "Eligible borrower" means any of the following: 901

(1) Individuals who are residents of the state, and who are 902
attending and are in good standing in, or who have been accepted 903
for attendance at, any eligible institution located in this state 904
or elsewhere, on a part-time or full-time basis, to pursue an 905
associate, baccalaureate, or advanced degree or a nursing diploma; 906

(2) Individuals who reside outside the state and who have 907
been accepted for attendance at, or who are attending and are in 908
good standing in, any eligible institution located in this state, 909
on a part-time or full-time basis, to pursue an associate, 910
baccalaureate, or advanced degree or a nursing diploma; 911

(3) Individuals who are parents or legal guardians of, or 912

other persons, as set forth in the policy guidelines, borrowing 913
under an education loan for the benefit of individuals meeting 914
requirements set forth in division (G)(1) or (2) of this section, 915
in order to assist them in paying costs of attendance. 916

(H)(1) "Eligible institution" means an institution described 917
in any of divisions (H)(1)(a), (b), ~~or (c)~~, or (d) of this section 918
that satisfies all of the requirements set forth in divisions 919
(H)(2), (3), and (4) of this section. 920

(a) The institution is a state-assisted post-secondary 921
educational institution within this state. 922

(b) The institution is a nonprofit institution within this 923
state having a certificate of authorization from the Ohio board of 924
regents pursuant to Chapter 1713. of the Revised Code. 925

(c) The institution is a post-secondary educational 926
institution similar to one described in division (H)(1)(a) or (b) 927
of this section that is located outside this state and that is 928
similarly approved by the appropriate agency of that state. 929

(d) The institution is a private institution exempt from 930
regulation under Chapter 3332. of the Revised Code as prescribed 931
in section 3333.046 of the Revised Code. 932

(2) The institution is accredited by the appropriate regional 933
and, when appropriate, professional accrediting associations 934
within whose jurisdiction it falls. 935

(3) The institution satisfies the eligibility requirements 936
for participation in the federal family education loan program 937
authorized under Title IV, Part B, of the "Higher Education Act of 938
1965," 20 U.S.C.A. 1071 et seq., as amended, as long as that 939
program remains in existence. 940

(4) The institution satisfies the other conditions set forth 941
in the policy guidelines. 942

(I) "Eligible lender" means, with respect to lenders making nonfederal education loans, a bank, national banking association, savings bank, savings and loan association, or credit union having an office in this state that satisfies the criteria for eligible lenders established pursuant to the policy guidelines. With respect to lenders making federal education loans, "eligible lender" means any person that is permitted to make loans under the federal family education loan program authorized under Title IV, Part B, of the "Higher Education Act of 1965," 20 U.S.C.A. 1071 et seq., as amended; that has an office in this state; and that satisfies the criteria for eligible lenders established pursuant to the policy guidelines.

(J) "Federal education loan" means an education loan that is originated in compliance with the federal family education loan program authorized under Title IV, Part B, of the "Higher Education Act of 1965," 20 U.S.C.A. 1071 et seq., as amended.

(K) "Governmental agency" means the state and any state department, division, commission, institution, or authority; the United States or any agency thereof; or any agency, commission, or authority established pursuant to an interstate compact or agreement; or any combination of the foregoing.

(L) "Issuing authority" means the treasurer of state, or the officer who by law performs the functions of the treasurer of state.

(M) "Nonfederal education loan" means any education loan that is not a federal education loan.

(N) "Obligations" means the bonds, notes, or securities of this state issued by the issuing authority pursuant to this chapter.

(O) "Person" means any individual, corporation, business trust, estate, trust, partnership, or association, any federal,

state, interstate, regional, or local governmental agency, any 974
subdivision of the state, or any combination of these. 975

(P) "Pledged receipts" means, to the extent the following are 976
pledged by the bond proceedings for the payment of bond service 977
charges: all receipts representing moneys accruing from or in 978
connection with the repayment of education loans, including 979
interest and payments from any guarantee or insurance in respect 980
to such education loans; accrued interest received from the sale 981
of obligations; the balances in the special funds; income from the 982
investment of the special funds; all right, title, and interest of 983
the state and the designated administrator in the education loans 984
and any guarantees or insurance in respect thereof, and any money 985
representing the proceeds of obligations or any income from or 986
interest on those proceeds; or any other gifts, grants, donations, 987
and pledges and any income and receipts therefrom, available and 988
pledged for the payment of bond service charges. 989

(Q) "Policy guidelines" means the rules adopted pursuant to 990
division (A) of section 3366.03 of the Revised Code. 991

(R) "Proceeds loan" means the transfer, pursuant to a loan 992
agreement or agency agreement, of the proceeds of the obligations, 993
or the deposit of the proceeds of the obligations with a trustee 994
in trust under a trust agreement, indenture, or other trust 995
document under the bond proceedings pending their disbursement for 996
the purposes authorized by this chapter. 997

(S) "Resident" means any student who would qualify as a 998
resident of this state for state subsidy and tuition surcharge 999
purposes under rules adopted by the Ohio board of regents under 1000
section 3333.31 of the Revised Code. 1001

(T) "Special funds" or "funds" means the bond service fund 1002
and any other funds, including reserve funds, created under the 1003
bond proceedings, including all moneys and investments, and 1004

earnings from investment, credited and to be credited thereto. 1005

(U) "Student" means an individual described in division 1006
(G)(1) or (2) of this section who meets requirements established 1007
under the policy guidelines. "Student" includes dependent and 1008
independent undergraduate, graduate, and professional students. 1009

(V) "Subdivision" has the same meaning as in division (MM) of 1010
section 133.01 of the Revised Code. 1011

Sec. 5107.58. In accordance with a federal waiver granted by 1012
the United States secretary of health and human services pursuant 1013
to a request made under former section 5101.09 of the Revised 1014
Code, county departments of job and family services may establish 1015
and administer as a work activity for minor heads of households 1016
and adults participating in Ohio works first an education program 1017
under which the participant is enrolled full-time in 1018
post-secondary education leading to vocation at a state 1019
institution of higher education, as defined in section 3345.031 of 1020
the Revised Code; a private nonprofit college or university that 1021
possesses a certificate of authorization issued by the Ohio board 1022
of regents pursuant to Chapter 1713. of the Revised Code, or is 1023
exempted by division (E) of section 1713.02 of the Revised Code 1024
from the requirement of a certificate; a school that holds a 1025
certificate of registration and program authorization issued by 1026
the state board of proprietary school registration under Chapter 1027
3332. of the Revised Code; a private institution exempt from 1028
regulation under Chapter 3332. of the Revised Code as prescribed 1029
in section 3333.046 of the Revised Code; or a school that has 1030
entered into a contract with the county department of job and 1031
family services. The participant shall make reasonable efforts, as 1032
determined by the county department, to obtain a loan, 1033
scholarship, grant, or other assistance to pay for the tuition, 1034
including a federal Pell grant under 20 U.S.C.A. 1070a and an Ohio 1035

instructional grant under section 3333.12 of the Revised Code. If 1036
the participant has made reasonable efforts but is unable to 1037
obtain sufficient assistance to pay the tuition the program may 1038
pay the tuition. On or after October 1, 1998, the county 1039
department may enter into a loan agreement with the participant to 1040
pay the tuition. The total period for which tuition is paid and 1041
loans made shall not exceed two years. If the participant, 1042
pursuant to division (B)(3) of section 5107.43 of the Revised 1043
Code, volunteers to participate in the education program for more 1044
hours each week than the participant is assigned to the program, 1045
the program may pay or the county department may loan the cost of 1046
the tuition for the additional voluntary hours as well as the cost 1047
of the tuition for the assigned number of hours. The participant 1048
may receive, for not more than three years, support services, 1049
including publicly funded child day-care under Chapter 5104. of 1050
the Revised Code and transportation, that the participant needs to 1051
participate in the program. To receive support services in the 1052
third year, the participant must be, as determined by the 1053
educational institution in which the participant is enrolled, in 1054
good standing with the institution. 1055

A county department that provides loans under this section 1056
shall establish procedures governing loan application for and 1057
approval and administration of loans granted pursuant to this 1058
section. 1059

Sec. 5910.04. Scholarships granted under sections 5910.01 to 1060
5910.06 of the Revised Code shall consist of either of the 1061
following: 1062

(A) An exemption from the payment of one hundred per cent of 1063
the general and instructional fees at colleges and universities 1064
which receive support from the state of Ohio and are approved by 1065
the chancellor of the board of regents, except that the percentage 1066
may be reduced by the war orphans scholarship board in any year 1067

that insufficient funds are appropriated to fully fund 1068
scholarships for all eligible students; 1069

(B) A grant to an eligible child who is enrolled in an 1070
institution that has received a certificate of authorization from 1071
the board of regents under Chapter 1713. of the Revised Code, or a 1072
private institution exempt from regulation under Chapter 3332. of 1073
the Revised Code as prescribed in section 3333.046 of the Revised 1074
Code, or ~~is enrolled in~~ an institution that has received a 1075
certificate of registration from the state board of proprietary 1076
school ~~and college~~ registration. Students who attend an 1077
institution that holds a certificate of registration shall be 1078
enrolled in either a program leading to an associate degree or a 1079
program leading to a bachelor's degree for which associate or 1080
bachelor's degree program the institution has received program 1081
authorization issued under section 3332.05 of the Revised Code to 1082
offer such degree program. The grant shall be paid to the child 1083
through the institution in which the child is enrolled, and shall 1084
equal one hundred per cent of the average value of all 1085
scholarships granted under division (A) of this section during the 1086
preceding year, except that the percentage may be reduced by the 1087
war orphans scholarship board in any year that insufficient funds 1088
are appropriated to fully fund scholarships for all eligible 1089
students. In no case shall the grant exceed the total general and 1090
instructional charges of the institution. 1091

The board shall not reduce the percentage to be paid for 1092
scholarships awarded pursuant to section 5910.032 of the Revised 1093
Code below one hundred per cent. 1094

Sec. 5919.34. (A) As used in this section: 1095

(1) "Academic term" means any one of the following: 1096

(a) Fall term, which consists of fall semester or fall 1097
quarter, as appropriate; 1098

- (b) Winter term, which consists of winter semester, winter quarter, or spring semester, as appropriate; 1099
1100
- (c) Spring term, which consists of spring quarter; 1101
- (d) Summer term, which consists of summer semester or summer quarter, as appropriate. 1102
1103
- (2) "Eligible applicant" means any individual to whom all of the following apply: 1104
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- (a) The individual does not possess a baccalaureate degree. 1106
- (b) The individual has enlisted, re-enlisted, or extended current enlistment in the Ohio national guard. 1107
1108
- (c) The individual is actively enrolled as a full-time or part-time student for at least six credit hours of course work in a semester or quarter in a two-year or four-year degree-granting program at an institution of higher education or in a diploma-granting program at an institution of higher education that is a school of nursing. 1109
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- (d) The individual has not accumulated ninety-six eligibility units under division (E) of this section. 1115
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- (3) "Institution of higher education" means an Ohio institution of higher education that is state-assisted, that is nonprofit and has received a certificate of authorization from the Ohio board of regents pursuant to Chapter 1713. of the Revised Code, that is a private institution exempt from regulation under Chapter 3332. of the Revised Code as prescribed in section 3333.046 of the Revised Code, or that holds a certificate of registration and program authorization issued by the state board of proprietary school registration pursuant to section 3332.05 of the Revised Code. 1117
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- (4) "State university" has the same meaning as in section 3345.011 of the Revised Code. 1127
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(B)(1) There is hereby created a scholarship program to be 1129
known as the Ohio national guard scholarship program. For the 1130
fiscal year 2000, the number of participants in the program for 1131
the fall term is limited to the equivalent of two thousand five 1132
hundred full-time participants; the number of participants in the 1133
program for the winter term is limited to the equivalent of two 1134
thousand five hundred full-time participants; the number of 1135
participants in the program for the spring term is limited to the 1136
equivalent of one thousand six hundred seventy-five full-time 1137
participants; and the number of participants in the program for 1138
the summer term is limited to the equivalent of six hundred 1139
full-time participants. Except as provided in division (B)(2) of 1140
this section for the fiscal year 2001 and succeeding fiscal years, 1141
the number of participants in the program for the fall term is 1142
limited to the equivalent of three thousand five hundred full-time 1143
participants; the number of participants in the program for the 1144
winter term is limited to the equivalent of three thousand five 1145
hundred full-time participants; the number of participants in the 1146
program for the spring term is limited to the equivalent of two 1147
thousand three hundred forty-five full-time participants; and the 1148
number of participants in the program for the summer term is 1149
limited to the equivalent of eight hundred full-time participants. 1150

(2) After the application deadline for any academic term in 1151
fiscal year 2001, the adjutant general may request the controlling 1152
board, if sufficient appropriated funds are available, to approve 1153
the following number of additional participants for that term: 1154

(a) For the fall or winter academic term, up to the 1155
equivalent of five hundred additional full-time participants; 1156

(b) For the spring academic term, up to the equivalent of 1157
three hundred seventy-five additional full-time participants; 1158

(c) For the summer academic term, up to the equivalent of one 1159
hundred twenty-five additional full-time participants. 1160

(C) If the adjutant general estimates that appropriations for all scholarships applied for under this section and likely to be used during an academic term are inadequate for all eligible applicants for that academic term to receive scholarships, the adjutant general shall promptly inform all applicants not receiving scholarships for that academic term of the next academic term that appropriations will be adequate for the scholarships. Any such eligible applicant may again apply for a scholarship beginning that academic term if the applicant is in compliance with all requirements established by this section and the adjutant general for the program. The adjutant general shall process all applications for scholarships for each academic term in the order in which they are received. The scholarships shall be made without regard to financial need. At no time shall one person be placed in priority over another because of sex, race, or religion.

(D) Except as provided in division (H) of this section, for each academic term that an eligible applicant is approved for a scholarship under this section and remains a current member in good standing of the Ohio national guard, the institution of higher education in which the applicant is enrolled shall, if the applicant's enlistment obligation extends beyond the end of that academic term, be paid on the applicant's behalf the applicable one of the following amounts:

(1) If the institution is state-assisted, an amount equal to one hundred per cent of the institution's tuition charges;

(2) If the institution is a nonprofit private institution or a private institution exempt from regulation under Chapter 3332. of the Revised Code as prescribed in section 3333.046 of the Revised Code, an amount equal to one hundred per cent of the average tuition charges of all state universities;

(3) If the institution is an institution that holds a certificate of registration from the state board of proprietary

school registration, the lesser of the following: 1193

(a) An amount equal to one hundred per cent of the total 1194
instructional and general charges of the institution; 1195

(b) An amount equal to one hundred per cent of the average 1196
tuition charges of all state universities. 1197

(4) An eligible applicant's scholarship shall not be reduced 1198
by the amount of that applicant's benefits under "the Montgomery 1199
G.I. Bill Act of 1984," Pub. L. No. 98-525, 98 Stat. 2553 (1984). 1200

(E) A scholarship recipient under this section shall be 1201
entitled to receive scholarships under this section for the number 1202
of quarters or semesters it takes the recipient to accumulate 1203
ninety-six eligibility units as determined under divisions (E)(1) 1204
to (3) of this section. 1205

(1) To determine the maximum number of semesters or quarters 1206
for which a recipient is entitled to a scholarship under this 1207
section, the adjutant general shall convert a recipient's credit 1208
hours of enrollment for each academic term into eligibility units 1209
in accordance with the following table: 1210

Number of	The following	The following	
credit hours	number of	number of	
of enrollment	eligibility	eligibility	
in an academic	units if a	units if a	
term	semester	quarter	
12 or more hours	12 units	8 units	1215
9 but less than 12	9 units	6 units	1216
6 but less than 9	6 units	4 units	1217

(2) A scholarship recipient under this section may continue 1218
to apply for scholarships under this section until the recipient 1219
has accumulated ninety-six eligibility units. 1220

(3) If a scholarship recipient withdraws from courses prior 1221
to the end of an academic term so that the recipient's enrollment 1222
1223

for that academic term is less than six credit hours, no 1224
scholarship shall be paid on behalf of that person for that 1225
academic term except that, if a scholarship has already been paid 1226
on behalf of the person for that academic term, the adjutant 1227
general shall add to that person's accumulated eligibility units 1228
the number of eligibility units for which the scholarship was 1229
paid. 1230

(F) A scholarship recipient under this section who fails to 1231
complete the term of enlistment, re-enlistment, or extension of 1232
current enlistment the recipient was serving at the time a 1233
scholarship was paid on behalf of the recipient under this section 1234
is liable to the state for repayment of a percentage of all Ohio 1235
national guard scholarships paid on behalf of the recipient under 1236
this section, plus interest at the rate of ten per cent per annum 1237
calculated from the dates the scholarships were paid. This 1238
percentage shall equal the percentage of the current term of 1239
enlistment, re-enlistment, or extension of enlistment a recipient 1240
has not completed as of the date the recipient is discharged from 1241
the Ohio national guard. 1242

The attorney general may commence a civil action on behalf of 1243
the adjutant general to recover the amount of the scholarships and 1244
the interest provided for in this division and the expenses 1245
incurred in prosecuting the action, including court costs and 1246
reasonable attorney's fees. A scholarship recipient is not liable 1247
under this division if the recipient's failure to complete the 1248
term of enlistment being served at the time a scholarship was paid 1249
on behalf of the recipient under this section is due to the 1250
recipient's death; discharge from the national guard due to 1251
disability; or the recipient's enlistment, for a term not less 1252
than the recipient's remaining term in the national guard, in the 1253
active component of the United States armed forces or the active 1254
reserve component of the United States armed forces. 1255

(G) On or before the first day of each academic term, the 1256
adjutant general shall provide an eligibility roster to each 1257
institution of higher education at which one or more scholarship 1258
recipients have applied for enrollment. The institution shall use 1259
the roster to certify the actual full-time or part-time enrollment 1260
of each scholarship recipient listed as enrolled at the 1261
institution and return the roster to the adjutant general within 1262
thirty days after the first day of the academic term. The adjutant 1263
general shall report to the Ohio board of regents the number of 1264
students in the Ohio national guard scholarship program at each 1265
institution of higher education. The Ohio board of regents shall 1266
provide for payment of the appropriate number and amount of 1267
scholarships to each institution of higher education pursuant to 1268
division (D) of this section. The adjutant general shall report on 1269
a quarterly basis to the director of budget and management, the 1270
speaker of the house of representatives, and the president of the 1271
senate the number of Ohio national guard scholarship recipients 1272
and a projection of the cost of the program for the remainder of 1273
the biennium. 1274

(H) The chancellor of the Ohio board of regents and the 1275
adjutant general may adopt rules pursuant to Chapter 119. of the 1276
Revised Code governing the administration and fiscal management of 1277
the Ohio national ~~guard~~ guard scholarship program and the 1278
procedure by which the Ohio board of regents and the department of 1279
the adjutant general may modify the amount of scholarships a 1280
member receives based on the amount other state financial aid a 1281
member ~~receives~~ receives. 1282

(I) Notwithstanding division (A) of section 127.14 of the 1283
Revised Code, the controlling board shall not transfer all or part 1284
of any appropriation for the Ohio national guard scholarship 1285
program. 1286

Section 2. That existing sections 1713.02, 1713.03, 3332.02, 1287
3333.042, 3333.043, 3333.12, 3333.18, 3333.21, 3333.26, 3333.29, 1288
3333.37, 3365.01, 3366.01, 5107.58, 5910.04, and 5919.34 of the 1289
Revised Code are hereby repealed. 1290

Section 3. A private institution exempt from regulation under 1291
Chapter 3332. of the Revised Code as prescribed in section 1292
3333.046 of the Revised Code, as enacted by this act, may continue 1293
to offer any associate, baccalaureate, or master's degree program 1294
that it offered as of October 1, 2001, unless authority to offer 1295
such program as of October 1, 2001, is revoked or not renewed by 1296
the Ohio Board of Regents under Chapter 1713. of the Revised Code. 1297