

**As Reported by the House Education Committee**

**124th General Assembly**

**Regular Session**

**2001-2002**

**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**

**REPRESENTATIVES Callender, DeWine, Hartnett, Carano, Flannery, Hoops,**

**Calvert, Setzer, Reinhard, Reidelbach**

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**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: 15

**Sec. 1713.02.** (A) Any institution described in division (A) 16

of section 1713.01 of the Revised Code may become incorporated 17  
under sections 1702.01 to 1702.58 of the Revised Code. 18

(B) Except as provided in division (E) of this section, no 19  
nonprofit institution or corporation of the type described in 20  
division (A) of section 1713.01 of the Revised Code that is 21  
established after October 13, 1967, may confer degrees, diplomas, 22  
or other written evidences of proficiency or achievement, until it 23  
has received a certificate of authorization issued by the Ohio 24  
board of regents, nor shall any such institution or corporation 25  
identify itself as a "college" or "university" unless it has 26  
received a certificate of authorization from the board. 27

(C) Except as provided in division (E) of this section, no 28  
institution of the type described in division (A)(3) or (B) of 29  
section 1713.01 of the Revised Code that intends to offer or 30  
offers a course or courses within this state, but that did not 31  
offer a course or courses within this state on or before October 32  
13, 1967, may confer degrees, diplomas, or other written evidences 33  
of proficiency or achievement or offer any course or courses 34  
within this state until it has received a certificate of 35  
authorization from the Ohio board of regents, nor shall the 36  
institution identify itself as a "college" or "university" unless 37  
it has received such a certificate from the board. 38

(D) Each certificate of authorization shall specify the 39  
diplomas or degrees authorized to be given, courses authorized to 40  
be offered, and the sites at which courses are to be conducted. A 41  
copy of such certificate shall be filed with the secretary of 42  
state if the institution is incorporated. Any institution or 43  
corporation established or that offered a course or courses of 44  
instruction in this state prior to October 13, 1967, may apply to 45  
the board for a certificate of authorization, and the board shall 46  
issue a certificate if it finds that such institution or 47  
corporation meets the requirements established pursuant to 48

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  
of regents under this chapter and program authorization from the  
state board of proprietary school registration for such degree

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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 107  
issued pursuant to section 1713.02 of the Revised Code or that are 108  
nonprofit institutions exempted from the requirement to obtain a 109

certificate by division (E) of that section;	110
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(C) Schools, colleges, technical colleges, or universities established by law or chartered by the Ohio board of regents;	112
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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;	114
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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;	121
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(F) Courses of instruction conducted by a public school district or a combination of public school districts;	124
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(G) Courses of instruction conducted outside the United States;	126
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<u>(H) Private institutions exempt from regulation under this chapter as prescribed in section 3333.046 of the Revised Code.</u>	128
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<b>Sec. 3333.042.</b> 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 forms whereby nonprofit entities may apply for grants; standards and procedures for reviewing applications for and awarding grants; procedures for distributing grants to recipients; procedures for	130
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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 200  
not supplant the hiring of, result in the displacement of, or 201  
impair any existing employment contracts of any particular 202

employee of any private or governmental entity for which services  
are performed.

(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.

(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.

Sec. 3333.046. Any institution authorized to grant on the  
effective date of this section baccalaureate or master's degrees,  
for which the board of regents has issued certificates of  
authorization under Chapter 1713. of the Revised Code; that is  
accredited by the appropriate regional and, when appropriate,

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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.

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

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

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

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

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An instructional grant shall be paid to an eligible student  
through the institution in which the student is enrolled, except

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

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

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

For a full-time student who is a dependent 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, three quarters, or a  
comparable portion of the academic year shall be determined in

accordance with the following table: 327

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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	
\$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 351  
 enrolled in a nonprofit educational institution that is not a 352  
 state-assisted institution and that has a certificate of 353  
 authorization issued pursuant to Chapter 1713. of the Revised 354  
 Code, the amount of the instructional grant for two semesters, 355  
 three quarters, or a comparable portion of the academic year shall 356  
 be determined in accordance with the following table: 357

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	Private Institution						359
	Table of Grants						360
	Maximum Grant \$5,466						361
Gross Income	Number of Dependents						362
	0	1	2	3	4	5 or more	363
\$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, three quarters, or a comparable portion of the academic year shall be determined in accordance with the following table:

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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	394
\$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	425
\$0 - \$4,800	\$4,632	\$4,632	\$4,632	\$4,632	\$4,632	\$4,632	426
\$4,801 - \$5,300	4,182	4,632	4,632	4,632	4,632	4,632	427
\$5,301 - \$5,800	3,684	4,182	4,632	4,632	4,632	4,632	428
\$5,801 - \$6,300	3,222	3,684	4,182	4,632	4,632	4,632	429
\$6,301 - \$6,800	2,790	3,222	3,684	4,182	4,632	4,632	430
\$6,801 - \$7,300	2,292	2,790	3,222	3,684	4,182	4,632	431
\$7,301 - \$8,300	1,854	2,292	2,790	3,222	3,684	4,182	432
\$8,301 - \$9,300	1,416	1,854	2,292	2,790	3,222	3,684	433
\$9,301 - \$10,300	1,134	1,416	1,854	2,292	2,790	3,222	434
\$10,301 - \$11,800	906	1,134	1,416	1,854	2,292	2,790	435
\$11,801 - \$13,300	852	906	1,134	1,416	1,854	2,292	436
\$13,301 - \$14,800	750	852	906	1,134	1,416	1,854	437
\$14,801 - \$16,300	372	750	852	906	1,134	1,416	438
\$16,301 - \$19,300	--	372	750	852	906	1,134	439
\$19,301 - \$22,300	--	--	372	750	852	906	440
\$22,301 - \$25,300	--	--	--	372	750	852	441
\$25,301 - \$30,300	--	--	--	--	372	750	442
\$30,301 - \$35,300	--	--	--	--	--	372	443

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

Public Institution						449
Table of Grants						450
Maximum Grant \$2,190						451
Gross Income	Number of Dependents					452
	1	2	3	4	5 or	453

					more	
\$0 - \$15,000	\$2,190	\$2,190	\$2,190	\$2,190	\$2,190	454
\$15,001 - \$16,000	1,974	2,190	2,190	2,190	2,190	455
\$16,001 - \$17,000	1,740	1,974	2,190	2,190	2,190	456
\$17,001 - \$18,000	1,542	1,740	1,974	2,190	2,190	457
\$18,001 - \$19,000	1,320	1,542	1,740	1,974	2,190	458
\$19,001 - \$22,000	1,080	1,320	1,542	1,740	1,974	459
\$22,001 - \$25,000	864	1,080	1,320	1,542	1,740	460
\$25,001 - \$28,000	648	864	1,080	1,320	1,542	461
\$28,001 - \$31,000	522	648	864	1,080	1,320	462
\$31,001 - \$32,000	420	522	648	864	1,080	463
\$32,001 - \$33,000	384	420	522	648	864	464
\$33,001 - \$34,000	354	384	420	522	648	465
\$34,001 - \$35,000	174	354	384	420	522	466
\$35,001 - \$36,000	--	174	354	384	420	467
\$36,001 - \$37,000	--	--	174	354	384	468
\$37,001 - \$38,000	--	--	--	174	354	469
\$38,001 - \$39,000	--	--	--	--	174	470

For a full-time student who is financially independent and 471  
enrolled in a state-assisted educational institution, the amount 472  
of the instructional grant for two semesters, three quarters, or a 473  
comparable portion of the academic year shall be determined in 474  
accordance with the following table: 475

Public Institution 476

Table of Grants 477

Maximum Grant \$2,190 478

Gross Income Number of Dependents 479

	0	1	2	3	4	5 or more	
\$0 - \$4,800	\$2,190	\$2,190	\$2,190	\$2,190	\$2,190	\$2,190	481
\$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  
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

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or part of the student's grant. There shall be an interest charge 548  
of one per cent per month on all moneys due and payable after such 549  
thirty-day period. The board shall immediately notify the office 550  
of budget and management and ~~the legislative budget office of the~~ 551  
legislative service commission of all refunds so received. 552

**Sec. 3333.18.** The Ohio board of regents may enter into 553  
contracts with the appropriate agency in a contiguous state 554  
whereby financial aids from the funds of each state may be used by 555  
qualified student recipients to attend approved post-secondary 556  
educational institutions in the other state. Approved institutions 557  
in Ohio are those that are state-assisted or are nonprofit and 558  
have received certificates of authorization from the Ohio board of 559  
regents pursuant to Chapter 1713. of the Revised Code, or are 560  
private institutions exempt from regulation under Chapter 3332. of 561  
the Revised Code as prescribed in section 3333.046 of the Revised 562  
Code. Eligible post-secondary educational institutions in the 563  
contiguous state shall be similarly approved by the appropriate 564  
agency of that state. In formulating and executing such contracts 565  
with a contiguous state, the board shall assure that the total 566  
cost to this state approximates the total cost to the contiguous 567  
state. Any contract entered into under this section shall be 568  
subject to the periodic review of, and approval by, the 569  
controlling board. 570

**Sec. 3333.21.** As used in sections 3333.21 to 3333.23 of the 571  
Revised Code, "term" and "academic year" mean "term" and "academic 572  
year" as defined by the Ohio board of regents. 573

The board shall establish and administer an academic 574  
scholarship program. Under the program, a total of one thousand 575  
new scholarships shall be awarded annually in the amount of not 576  
less than two thousand dollars per award. At least one such new 577  
scholarship shall be awarded annually to a student in each public 578

high school and joint vocational school and each nonpublic high 579  
school for which the state board of education prescribes minimum 580  
standards in accordance with section 3301.07 of the Revised Code. 581

To be eligible for the award of a scholarship, a student 582  
shall be a resident of Ohio and shall be enrolled as a full-time 583  
undergraduate student in an Ohio institution of higher education 584  
that meets the requirements of Title VI of the "Civil Rights Act 585  
of 1964" and is state-assisted, is nonprofit and holds a 586  
certificate of authorization issued under section 1713.02 of the 587  
Revised Code, is a private institution exempt from regulation 588  
under Chapter 3332. of the Revised Code as prescribed in section 589  
3333.046 of the Revised Code, or holds a certificate of 590  
registration and program authorization issued under section 591  
3332.05 of the Revised Code and awards an associate or bachelor's 592  
degree. Students who attend an institution holding a certificate 593  
of registration shall be enrolled in a program leading to an 594  
associate or bachelor's degree for which associate or bachelor's 595  
degree program the institution has program authorization to offer 596  
the program issued under section 3332.05 of the Revised Code. 597

"Resident" and "full-time student" shall be defined by board 598  
rule. 599

The board shall award the scholarships on the basis of a 600  
formula designed by it to identify students with the highest 601  
capability for successful college study. The formula shall weigh 602  
the factor of achievement, as measured by grade point average, and 603  
the factor of ability, as measured by performance on a competitive 604  
examination specified by the board. Students receiving 605  
scholarships shall be known as "Ohio academic scholars." Annually, 606  
not later than the thirty-first day of July, the board shall 607  
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 638  
line of duty, and who is admitted to any state university or 639  
college as defined in division (A)(1) of section 3345.12 of the 640  
Revised Code, community college, state community college, 641

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  
board shall determine the average amount of all such tuition and  
fees waived during the preceding year. The average amount of  
tuition and fees waived under division (B) of this section during  
the preceding year shall be the amount of grants that

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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~~  
~~school~~ eligible institution and the amount of total assistance the 730  
student receives under other provisions of state law. 731  
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(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~~ one of the following: 763

(1) A state-assisted post-secondary educational institution 764  
within the state; 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;

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

(C) "Eligible student" means either of the following:

(1) An undergraduate student who meets all of the following:

(a) Is a resident of this state;

(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;

(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.

(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.

(D) "Fellowship" or "fellowship program" means the Ohio priority needs fellowship created by sections 3333.37 to 3333.375 of the Revised Code.

(E) "Full-time student" has the meaning as defined by rule of the Ohio board of regents.

(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.	796
(G) "Policy guidelines" means the rules adopted by the Ohio board of regents pursuant to section 3333.374 of the Revised Code.	797 798
(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.	799 800 801
(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.	802 803 804 805 806
(J) "Scholarship" or "scholarship program" means the Ohio outstanding scholarship created by sections 3333.37 to 3333.375 of the Revised Code.	807 808 809
<b>Sec. 3365.01.</b> As used in sections 3365.01 to 3365.10 of the Revised Code:	810 811
(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, <u>any private institution exempt from regulation under Chapter 3332. of the Revised Code as prescribed in section 3333.046 of the Revised Code,</u> 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.	812 813 814 815 816 817 818 819 820 821
(B) "School district," except as specified in division (G) of this section, means any school district to which a student is admitted under section 3313.64, 3313.65, 3313.98, or 3317.08 of the Revised Code and does not include a joint vocational or	822 823 824 825

cooperative education school district.	826
(C) "Parent" has the same meaning as in section 3313.64 of the Revised Code.	827 828
(D) "Participant" means a student enrolled in a college under the post-secondary enrollment options program established by this chapter.	829 830 831
(E) "Secondary grade" means the ninth through twelfth grades.	832 833
(F) "School foundation payments" means the amount required to be paid to a school district for a fiscal year under Chapter 3317. of the Revised Code.	834 835 836
(G) "Tuition base" means, with respect to a participant's school district, the formula amount defined in division (B) of section 3317.02 of the Revised Code multiplied by the district's cost-of-doing-business factor defined in division (N) of section 3317.02 of the Revised Code. The participant's "school district" in the case of a participant enrolled in a community school shall be the school district in which the student is entitled to attend school under section 3313.64 or 3313.65 of the Revised Code.	837 838 839 840 841 842 843 844
(H) "Educational program" means enrollment in one or more school districts, in a nonpublic school, or in a college under division (B) of section 3365.04 of the Revised Code.	845 846 847
(I) "Nonpublic school" means a chartered or nonchartered school for which minimum standards are prescribed by the state board of education pursuant to division (D) of section 3301.07 of the Revised Code.	848 849 850 851
(J) "School year" means the year beginning on the first day of July and ending on the thirtieth day of June.	852 853
(K) "Community school" means any school established pursuant to Chapter 3314. of the Revised Code that includes secondary	854 855

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 Revised Code to operate exclusively for charitable and educational purposes by expanding access to higher education financing programs for students and families in need of student financial aid. For all other purposes, "designated administrator" means the Ohio corporation that is a subsidiary of the nonprofit corporation designated under division (D) of section 3351.07 of the Revised Code and that has agreed to enter into an administration agreement with the issuing authority and the director of development, or any other person that enters into an administration agreement with the issuing authority and the director of development.

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

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

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

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

(3) Individuals who are parents or legal guardians of, or other persons, as set forth in the policy guidelines, borrowing under an education loan for the benefit of individuals meeting requirements set forth in division (G)(1) or (2) of this section, in order to assist them in paying costs of attendance.

(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 943  
nonfederal education loans, a bank, national banking association, 944  
savings bank, savings and loan association, or credit union having 945  
an office in this state that satisfies the criteria for eligible 946

lenders established pursuant to the policy guidelines. With 947  
respect to lenders making federal education loans, "eligible 948  
lender" means any person that is permitted to make loans under the 949  
federal family education loan program authorized under Title IV, 950  
Part B, of the "Higher Education Act of 1965," 20 U.S.C.A. 1071 et 951  
seq., as amended; that has an office in this state; and that 952  
satisfies the criteria for eligible lenders established pursuant 953  
to the policy guidelines. 954

(J) "Federal education loan" means an education loan that is 955  
originated in compliance with the federal family education loan 956  
program authorized under Title IV, Part B, of the "Higher 957  
Education Act of 1965," 20 U.S.C.A. 1071 et seq., as amended. 958

(K) "Governmental agency" means the state and any state 959  
department, division, commission, institution, or authority; the 960  
United States or any agency thereof; or any agency, commission, or 961  
authority established pursuant to an interstate compact or 962  
agreement; or any combination of the foregoing. 963

(L) "Issuing authority" means the treasurer of state, or the 964  
officer who by law performs the functions of the treasurer of 965  
state. 966

(M) "Nonfederal education loan" means any education loan that 967  
is not a federal education loan. 968

(N) "Obligations" means the bonds, notes, or securities of 969  
this state issued by the issuing authority pursuant to this 970  
chapter. 971

(O) "Person" means any individual, corporation, business 972  
trust, estate, trust, partnership, or association, any federal, 973  
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 1099  
quarter, or spring semester, as appropriate; 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  
1105

(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  
1128

(B)(1) There is hereby created a scholarship program to be known as the Ohio national guard scholarship program. For the fiscal year 2000, the number of participants in the program for 1129  
1130  
1131

the fall term is limited to the equivalent of two thousand five hundred full-time participants; the number of participants in the program for the winter term is limited to the equivalent of two thousand five hundred full-time participants; the number of participants in the program for the spring term is limited to the equivalent of one thousand six hundred seventy-five full-time participants; and the number of participants in the program for the summer term is limited to the equivalent of six hundred full-time participants. Except as provided in division (B)(2) of this section for the fiscal year 2001 and succeeding fiscal years, the number of participants in the program for the fall term is limited to the equivalent of three thousand five hundred full-time participants; the number of participants in the program for the winter term is limited to the equivalent of three thousand five hundred full-time participants; the number of participants in the program for the spring term is limited to the equivalent of two thousand three hundred forty-five full-time participants; and the number of participants in the program for the summer term is limited to the equivalent of eight hundred full-time participants.

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

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

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

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

(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 1163  
applicants for that academic term to receive scholarships, the 1164  
adjutant general shall promptly inform all applicants not 1165  
receiving scholarships for that academic term of the next academic 1166  
term that appropriations will be adequate for the scholarships. 1167  
Any such eligible applicant may again apply for a scholarship 1168  
beginning that academic term if the applicant is in compliance 1169  
with all requirements established by this section and the adjutant 1170  
general for the program. The adjutant general shall process all 1171  
applications for scholarships for each academic term in the order 1172  
in which they are received. The scholarships shall be made without 1173  
regard to financial need. At no time shall one person be placed in 1174  
priority over another because of sex, race, or religion. 1175

(D) Except as provided in division (H) of this section, for 1176  
each academic term that an eligible applicant is approved for a 1177  
scholarship under this section and remains a current member in 1178  
good standing of the Ohio national guard, the institution of 1179  
higher education in which the applicant is enrolled shall, if the 1180  
applicant's enlistment obligation extends beyond the end of that 1181  
academic term, be paid on the applicant's behalf the applicable 1182  
one of the following amounts: 1183

(1) If the institution is state-assisted, an amount equal to 1184  
one hundred per cent of the institution's tuition charges; 1185

(2) If the institution is a nonprofit private institution or 1186  
a private institution exempt from regulation under Chapter 3332. 1187  
of the Revised Code as prescribed in section 3333.046 of the 1188  
Revised Code, an amount equal to one hundred per cent of the 1189  
average tuition charges of all state universities; 1190

(3) If the institution is an institution that holds a 1191  
certificate of registration from the state board of proprietary 1192  
school registration, the lesser of the following: 1193

(a) An amount equal to one hundred per cent of the total instructional and general charges of the institution;	1194		
(b) An amount equal to one hundred per cent of the average tuition charges of all state universities.	1196		
(4) An eligible applicant's scholarship shall not be reduced by the amount of that applicant's benefits under "the Montgomery G.I. Bill Act of 1984," Pub. L. No. 98-525, 98 Stat. 2553 (1984).	1198		
(E) A scholarship recipient under this section shall be entitled to receive scholarships under this section for the number of quarters or semesters it takes the recipient to accumulate ninety-six eligibility units as determined under divisions (E)(1) to (3) of this section.	1201		
(1) To determine the maximum number of semesters or quarters for which a recipient is entitled to a scholarship under this section, the adjutant general shall convert a recipient's credit hours of enrollment for each academic term into eligibility units in accordance with the following table:	1206		
Number of credit hours of enrollment in an academic term	The following number of eligibility units if a semester	The following number of eligibility units if a quarter	1211
12 or more hours	12 units	8 units	1212
9 but less than 12	9 units	6 units	1213
6 but less than 9	6 units	4 units	1214
(2) A scholarship recipient under this section may continue to apply for scholarships under this section until the recipient has accumulated ninety-six eligibility units.	1215		
(3) If a scholarship recipient withdraws from courses prior to the end of an academic term so that the recipient's enrollment for that academic term is less than six credit hours, no	1219		
	1220		
	1221		
	1222		
	1223		
	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 ~~recives~~ 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