

As Reported by the Senate Education Committee

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Am. S. B. No. 116

SENATORS Robert Gardner, Spada, Mumper, Hottinger, Furney,
Wachtmann, Harris, Prentiss, Amstutz, White, Fingerhut, Blessing,
Shoemaker, DiDonato

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
3333.37, 3365.01, 3366.01, 5107.58, 5910.04, and 3
5919.34 and to enact section 3333.046 of the 4
Revised Code to permit institutions that grant 5
baccalaureate degrees approved by the board of 6
regents under section 3332.05 of the Revised Code 7
on the effective date of this act, are operated by 8
a for-profit corporation, and are not 9
state-assisted to be regulated exclusively by the 10
board of regents. 11

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

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

(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.

(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 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 of regents under this chapter and program authorization from the state board of proprietary school registration for such degree program under section 3332.05 of the Revised Code.

Sec. 1713.03. The Ohio board of regents shall establish

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 governed by the board of regents under 84
section 3333.046 of the Revised Code, and to schools holding 85
certificates of registration issued by the state board of 86
proprietary school registration pursuant to division (C) of 87
section 3332.05 ~~(C)~~ of the Revised Code. A certificate of 88
authorization may permit an institution or school to award one or 89
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

(C) Schools, colleges, technical colleges, or universities 111
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established by law or chartered by the Ohio board of regents;	113
(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;	114 115 116 117 118 119 120
(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;	121 122 123
(F) Courses of instruction conducted by a public school district or a combination of public school districts;	124 125
(G) Courses of instruction conducted outside the United States;	126 127
<u>(H) Private institutions governed by the board of regents under section 3333.046 of the Revised Code.</u>	128 129
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 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 monitoring the use of grants by recipients; requirements, procedures, and forms whereby grant recipients shall report upon their use of grants; and standards and procedures for terminating	130 131 132 133 134 135 136 137 138 139 140 141 142

and requiring repayment of grants in the event of their improper use. 143
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A state college or university or private institution governed 145
by the board of regents under section 3333.046 of the Revised Code 146
and any agency of state government may provide assistance, in any 147
form, to any nonprofit entity that receives a grant under this 148
section. Such assistance shall be solely for the purpose of 149
assisting the nonprofit entity in making proper use of the grant. 150

A nonprofit entity that expends a grant under this section 151
for a capital project is not thereby subject to Chapter 123. or 152
153. of the Revised Code. An officer or employee of, or a person 153
who serves on a governing or advisory board or committee of, a 154
nonprofit entity that receives a grant under this section is not 155
thereby an officer or employee of a state college or university or 156
of the state. An officer or employee of a state college or 157
university or of the state who is assigned to assist a nonprofit 158
entity in making proper use of a grant does not, to the extent ~~he~~ 159
the officer or employee provides such assistance, thereby hold an 160
incompatible office or employment, or have a direct or indirect 161
interest in a contract or expenditure of the entity. 162

Sec. 3333.043. (A) As used in this section: 163

(1) "Institution of higher education" means the state 164
universities listed in section 3345.011 of the Revised Code, 165
municipal educational institutions established under Chapter 3349. 166
of the Revised Code, community colleges established under Chapter 167
3354. of the Revised Code, university branches established under 168
Chapter 3355. of the Revised Code, technical colleges established 169
under Chapter 3357. of the Revised Code, state community colleges 170
established under Chapter 3358. of the Revised Code, any 171
institution of higher education with a certificate of registration 172
from the state board of proprietary school registration, and any 173

institution for which the Ohio board of regents receives a notice 174
pursuant to division (C) of this section. 175

(2) "Community service" has the same meaning as in section 176
3313.605 of the Revised Code. 177

(B)(1) The board of trustees or other governing entity of 178
each institution of higher education shall encourage and promote 179
participation of students in community service through a program 180
appropriate to the mission, student population, and environment of 181
each institution. The program may include, but not be limited to, 182
providing information about community service opportunities during 183
student orientation or in student publications; providing awards 184
for exemplary community service; encouraging faculty members to 185
incorporate community service into students' academic experiences 186
wherever appropriate to the curriculum; encouraging recognized 187
student organizations to undertake community service projects as 188
part of their purposes; establishing advisory committees of 189
students, faculty members, and community and business leaders to 190
develop cooperative programs that benefit the community and 191
enhance student experience. The program shall be flexible in 192
design so as to permit participation by the greatest possible 193
number of students, including part-time students and students for 194
whom participation may be difficult due to financial, academic, 195
personal, or other considerations. The program shall emphasize 196
community service opportunities that can most effectively use the 197
skills of students, such as tutoring or literacy programs. The 198
programs shall encourage students to perform services that will 199
not supplant the hiring of, result in the displacement of, or 200
impair any existing employment contracts of any particular 201
employee of any private or governmental entity for which services 202
are performed. 203

(2) The Ohio board of regents shall encourage all 204
institutions of higher education in the development of community 205

service programs. With the assistance of the state community
service advisory committee 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 governed by the board of
regents under 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 that grants baccalaureate or
master's degrees approved by the board of regents under division
(C) of section 3332.05 of the Revised Code on the effective date
of this section, that is accredited by the appropriate regional
and, when appropriate, professional accrediting associations
within whose jurisdiction it falls, and that is operated by a
for-profit corporation may apply to be governed exclusively by the
Ohio board of regents. The board shall determine the applicable
accreditations that each applicant institution is required to
possess under this section.

Application shall be made in writing to the board of regents 237
by the highest ranking officer of the corporation whose office is 238
in this state. The board may accept or reject the application. If 239
the board decides to accept the application, the board shall 240
assume regulation of all the programs of the institution in 241
accordance with Chapter 1713. of the Revised Code and the 242
institution ceases to be subject to any regulation under Chapter 243
3332 of the Revised Code. 244

Upon acceptance of the application, the board of regents 245
shall notify the officer of the corporation and the state board of 246
proprietary school registration of the effective date of the 247
institution's governance exclusively by the board of regents. 248

Sec. 3333.12. (A) As used in this section: 249

(1) "Eligible student" means an undergraduate student who is: 250
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(a) An Ohio resident; 252

(b) Enrolled in either of the following: 253

(i) An accredited institution of higher education in this 254
state that meets the requirements of Title VI of the Civil Rights 255
Act of 1964 and is state-assisted, is nonprofit and has a 256
certificate of authorization from the Ohio board of regents 257
pursuant to Chapter 1713. of the Revised Code, ~~or~~ has a 258
certificate of registration from the state board of proprietary 259
school registration and program authorization to award an 260
associate or bachelor's degree, or is a private institution 261
governed by the board of regents under section 3333.046 of the 262
Revised Code. Students who attend an institution that holds a 263
certificate of registration shall be enrolled in a program leading 264
to an associate or bachelor's degree for which associate or 265
bachelor's degree program the institution has program 266

authorization issued under section 3332.05 of the Revised Code. 267

(ii) A technical education program of at least two years' 268
duration sponsored by a private institution of higher education in 269
this state that meets the requirements of Title VI of the Civil 270
Rights Act of 1964. 271

(c) Enrolled as a full-time student or enrolled as a less 272
than full-time student for the term expected to be the student's 273
final term of enrollment and is enrolled for the number of credit 274
hours necessary to complete the requirements of the program in 275
which the student is enrolled. 276

(2) "Gross income" includes all taxable and nontaxable income 277
of the parents, the student, and the student's spouse, except 278
income derived from an Ohio academic scholarship, income earned by 279
the student between the last day of the spring term and the first 280
day of the fall term, and other income exclusions designated by 281
the board. Gross income may be verified to the board by the 282
institution in which the student is enrolled using the federal 283
financial aid eligibility verification process or by other means 284
satisfactory to the board. 285

(3) "Resident," "full-time student," "dependent," 286
"financially independent," and "accredited" shall be defined by 287
rules adopted by the board. 288

(B) The Ohio board of regents shall establish and administer 289
an instructional grant program and may adopt rules to carry out 290
this section. The general assembly shall support the instructional 291
grant program by such sums and in such manner as it may provide, 292
but the board may also receive funds from other sources to support 293
the program. If the amounts available for support of the program 294
are inadequate to provide grants to all eligible students, 295
preference in the payment of grants shall be given in terms of 296
income, beginning with the lowest income category of gross income 297
and proceeding upward by category to the highest gross income 298

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 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.

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

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(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.

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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

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pursuant to Chapter 1713. of the Revised Code, the amount of the 331
 instructional grant for two semesters, three quarters, or a 332
 comparable portion of the academic year shall be determined in 333
 accordance with the following table: 334

Table of Grants 335

Gross Income	Maximum Grant \$4,872					338
	Number of Dependents					
	1	2	3	4	5 or more	
Under \$13,001	\$4,872	\$4,872	\$4,872	\$4,872	\$4,872	339
\$13,001 - \$14,000	4,386	4,872	4,872	4,872	4,872	340
\$14,001 - \$15,000	3,888	4,386	4,872	4,872	4,872	341
\$15,001 - \$16,000	3,408	3,888	4,386	4,872	4,872	342
\$16,001 - \$17,000	2,928	3,408	3,888	4,386	4,872	343
\$17,001 - \$20,000	2,442	2,928	3,408	3,888	4,386	344
\$20,001 - \$23,000	1,944	2,442	2,928	3,408	3,888	345
\$23,001 - \$26,000	1,452	1,944	2,442	2,928	3,408	346
\$26,001 - \$29,000	1,200	1,452	1,944	2,442	2,928	347
\$29,001 - \$30,000	966	1,200	1,452	1,944	2,442	348
\$30,001 - \$31,000	882	966	1,200	1,452	1,944	349
\$31,001 - \$32,000	792	882	966	1,200	1,452	350
\$32,001 - \$33,000	396	792	882	966	1,200	351
\$33,001 - \$34,000	-0-	396	792	882	966	352
\$34,001 - \$35,000	-0-	-0-	396	792	882	353
\$35,001 - \$36,000	-0-	-0-	-0-	396	792	354
\$36,001 - \$37,000	-0-	-0-	-0-	-0-	396	355
Over \$37,000	-0-	-0-	-0-	-0-	-0-	356

For a full-time student who is financially independent and 357
 enrolled in a nonprofit educational institution that is not a 358
 state-assisted institution and that has a certificate of 359
 authorization issued pursuant to Chapter 1713. of the Revised 360
 Code, the amount of the instructional grant for two semesters, 361

three quarters, or a comparable portion of the academic year shall 362
 be determined in accordance with the following table: 363

Table of Grants 364						
Gross Income	Maximum Grant \$4,872 365					
	Number of Dependents 366					
	0	1	2	3	4	5 or more 367
Under \$4,201	\$4,872	\$4,872	\$4,872	\$4,872	\$4,872	\$4,872 368
\$4,201 - \$4,800	4,386	4,872	4,872	4,872	4,872	4,872 369
\$4,801 - \$5,300	3,888	4,386	4,872	4,872	4,872	4,872 370
\$5,301 - \$5,800	3,408	3,888	4,386	4,872	4,872	4,872 371
\$5,801 - \$6,300	2,928	3,408	3,888	4,386	4,872	4,872 372
\$6,301 - \$6,800	2,442	2,928	3,408	3,888	4,386	4,872 373
\$6,801 - \$7,800	1,944	2,442	2,928	3,408	3,888	4,386 374
\$7,801 - \$8,800	1,452	1,944	2,442	2,928	3,408	3,888 375
\$8,801 - \$9,800	1,200	1,452	1,944	2,442	2,928	3,408 376
\$9,801 - \$11,300	966	1,200	1,452	1,944	2,442	2,928 377
\$11,301 - \$12,800	882	966	1,200	1,452	1,944	2,442 378
\$12,801 - \$14,300	792	882	966	1,200	1,452	1,944 379
\$14,301 - \$15,800	396	792	882	966	1,200	1,452 380
\$15,801 - \$18,800	-0-	396	792	882	966	1,200 381
\$18,801 - \$21,800	-0-	-0-	396	792	882	966 382
\$21,801 - \$24,800	-0-	-0-	-0-	396	792	882 383
\$24,801 - \$29,500	-0-	-0-	-0-	-0-	396	792 384
\$29,501 - \$34,500	-0-	-0-	-0-	-0-	-0-	396 385
Over \$34,500	-0-	-0-	-0-	-0-	-0-	-0- 386

For a full-time student who is a dependent and enrolled in an 387
 educational institution that holds a certificate of registration 388
 from the state board of proprietary school registration or a 389
private institution governed by the board of regents under section 390
3333.046 of the Revised Code, the amount of the instructional 391
 grant for two semesters, three quarters, or a comparable portion 392

of the academic year shall be determined in accordance with the 393
 following table: 394

Table of Grants 395

Gross Income	Maximum Grant \$4,128					397
	Number of Dependents					
	1	2	3	4	5 or more	398
Under \$13,001	\$4,128	\$4,128	\$4,128	\$4,128	\$4,128	399
\$13,001 - \$14,000	3,726	4,128	4,128	4,128	4,128	400
\$14,001 - \$15,000	3,288	3,726	4,128	4,128	4,128	401
\$15,001 - \$16,000	2,874	3,288	3,726	4,128	4,128	402
\$16,001 - \$17,000	2,490	2,874	3,288	3,726	4,128	403
\$17,001 - \$20,000	2,046	2,490	2,874	3,288	3,726	404
\$20,001 - \$23,000	1,656	2,046	2,490	2,874	3,288	405
\$23,001 - \$26,000	1,266	1,656	2,046	2,490	2,874	406
\$26,001 - \$29,000	1,014	1,266	1,656	2,046	2,490	407
\$29,001 - \$30,000	810	1,014	1,266	1,656	2,046	408
\$30,001 - \$31,000	762	810	1,014	1,266	1,656	409
\$31,001 - \$32,000	672	762	810	1,014	1,266	410
\$32,001 - \$33,000	336	672	762	810	1,014	411
\$33,001 - \$34,000	-0-	336	672	762	810	412
\$34,001 - \$35,000	-0-	-0-	336	672	762	413
\$35,001 - \$36,000	-0-	-0-	-0-	336	672	414
\$36,001 - \$37,000	-0-	-0-	-0-	-0-	336	415
Over \$37,000	-0-	-0-	-0-	-0-	-0-	416

For a full-time student who is financially independent and 417
 enrolled in an educational institution that holds a certificate of 418
 registration from the state board of proprietary school 419
registration or a private institution governed by the board of 420
regents under section 3333.046 of the Revised Code, the amount of 421
 the instructional grant for two semesters, three quarters, or a 422
 comparable portion of the academic year shall be determined in 423
 accordance with the following table: 424

Table of Grants							425
Maximum Grant \$4,128							426
Gross Income	Number of Dependents						427
	0	1	2	3	4	5 or more	428
Under \$4,201	\$4,128	\$4,128	\$4,128	\$4,128	\$4,128	\$4,128	429
\$4,201 - \$4,800	3,726	4,128	4,128	4,128	4,128	4,128	430
\$4,801 - \$5,300	3,288	3,726	4,128	4,128	4,128	4,128	431
\$5,301 - \$5,800	2,874	3,288	3,726	4,128	4,128	4,128	432
\$5,801 - \$6,300	2,490	2,874	3,288	3,726	4,128	4,128	433
\$6,301 - \$6,800	2,046	2,490	2,874	3,288	3,726	4,128	434
\$6,801 - \$7,800	1,656	2,046	2,490	2,874	3,288	3,726	435
\$7,801 - \$8,800	1,266	1,656	2,046	2,490	2,874	3,288	436
\$8,801 - \$9,800	1,014	1,266	1,656	2,046	2,490	2,874	437
\$9,801 - \$11,300	810	1,014	1,266	1,656	2,046	2,490	438
\$11,301 - \$12,800	762	810	1,014	1,266	1,656	2,046	439
\$12,801 - \$14,300	672	762	810	1,014	1,266	1,656	440
\$14,301 - \$15,800	336	672	762	810	1,014	1,266	441
\$15,801 - \$18,800	-0-	336	672	762	810	1,014	442
\$18,801 - \$21,800	-0-	-0-	336	672	762	810	443
\$21,801 - \$24,800	-0-	-0-	-0-	336	672	762	444
\$24,801 - \$29,500	-0-	-0-	-0-	-0-	336	672	445
\$29,501 - \$34,500	-0-	-0-	-0-	-0-	-0-	336	446
Over \$34,500	-0-	-0-	-0-	-0-	-0-	-0-	447

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:

Table of Grants						453
Maximum Grant \$1,956						454
Gross Income	Number of Dependents					455
	1	2	3	4	5 or more	456

					more	
Under \$13,001	\$1,956	\$1,956	\$1,956	\$1,956	\$1,956	457
\$13,001 - \$14,000	1,764	1,956	1,956	1,956	1,956	458
\$14,001 - \$15,000	1,554	1,764	1,956	1,956	1,956	459
\$15,001 - \$16,000	1,380	1,554	1,764	1,956	1,956	460
\$16,001 - \$17,000	1,182	1,380	1,554	1,764	1,956	461
\$17,001 - \$20,000	966	1,182	1,380	1,554	1,764	462
\$20,001 - \$23,000	774	966	1,182	1,380	1,554	463
\$23,001 - \$26,000	582	774	966	1,182	1,380	464
\$26,001 - \$29,000	468	582	774	966	1,182	465
\$29,001 - \$30,000	378	468	582	774	966	466
\$30,001 - \$31,000	348	378	468	582	774	467
\$31,001 - \$32,000	318	348	378	468	582	468
\$32,001 - \$33,000	162	318	348	378	468	469
\$33,001 - \$34,000	-0-	162	318	348	378	470
\$34,001 - \$35,000	-0-	-0-	162	318	348	471
\$35,001 - \$36,000	-0-	-0-	-0-	162	318	472
\$36,001 - \$37,000	-0-	-0-	-0-	-0-	162	473
Over \$37,000	-0-	-0-	-0-	-0-	-0-	474

For a full-time student who is financially independent 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:

Table of Grants							
Gross Income	Maximum Grant \$1,956						
	Number of Dependents						
	0	1	2	3	4	5 or more	
Under \$4,201	\$1,956	\$1,956	\$1,956	\$1,956	\$1,956	\$1,956	484
\$4,201 - \$4,800	1,764	1,956	1,956	1,956	1,956	1,956	485
\$4,801 - \$5,300	1,554	1,764	1,956	1,956	1,956	1,956	486
\$5,301 - \$5,800	1,380	1,554	1,764	1,956	1,956	1,956	487

\$5,801 - \$6,300	1,182	1,380	1,554	1,764	1,956	1,956	488
\$6,301 - \$6,800	966	1,182	1,380	1,554	1,764	1,956	489
\$6,801 - \$7,800	774	966	1,182	1,380	1,554	1,764	490
\$7,801 - \$8,800	582	774	966	1,182	1,380	1,554	491
\$8,801 - \$9,800	468	582	774	966	1,182	1,380	492
\$9,801 - \$11,300	378	468	582	774	966	1,182	493
\$11,301 - \$12,800	348	378	468	582	774	966	494
\$12,801 - \$14,300	318	348	378	468	582	774	495
\$14,301 - \$15,800	162	318	348	378	468	582	496
\$15,801 - \$18,800	-0-	162	318	348	378	468	497
\$18,801 - \$21,800	-0-	-0-	162	318	348	378	498
\$21,801 - \$24,800	-0-	-0-	-0-	162	318	348	499
\$24,801 - \$29,500	-0-	-0-	-0-	-0-	162	318	500
\$29,501 - \$34,500	-0-	-0-	-0-	-0-	-0-	162	501
Over \$34,500	-0-	-0-	-0-	-0-	-0-	-0-	502

(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 520
the "Higher Education Amendments of 1986," 100 Stat. 1278, 1408, 521
20 U.S.C.A. 1085, as amended, as of the fifteenth day of June 522
preceding the fiscal year, equal to or greater than thirty per 523
cent for each of the preceding two fiscal years. 524

(2) Division (F)(1) of this section does not apply to the 525
following: 526

(a) Any student enrolled in an institution that under the 527
federal law appeals its loss of eligibility for federal financial 528
aid and the United States secretary of education determines its 529
cohort default rate after recalculation is lower than the rate 530
specified in division (F)(1) of this section or the secretary 531
determines due to mitigating circumstances the institution may 532
continue to participate in federal financial aid programs. The 533
board shall adopt rules requiring institutions to provide 534
information regarding an appeal to the board. 535

(b) Any student who has previously received a grant under 536
this section who meets all other requirements of this section. 537

(3) The board shall adopt rules for the notification of all 538
institutions whose students will be ineligible to participate in 539
the grant program pursuant to division (F)(1) of this section. 540

(4) A student's attendance at an institution whose students 541
lose eligibility for grants under division (F)(1) of this section 542
shall not affect that student's eligibility to receive a grant 543
when enrolled in another institution. 544

(G) Institutions of higher education that enroll students 545
receiving instructional grants under this section shall report to 546
the board all students who have received instructional grants but 547
are no longer eligible for all or part of such grants and shall 548
refund any moneys due the state within thirty days after the 549
beginning of the quarter or term immediately following the quarter 550

or term in which the student was no longer eligible to receive all 551
or part of the student's grant. There shall be an interest charge 552
of one per cent per month on all moneys due and payable after such 553
thirty-day period. The board shall immediately notify the office 554
of budget and management and ~~the legislative budget office of the~~ 555
legislative service commission of all refunds so received. 556

Sec. 3333.18. The Ohio board of regents may enter into 557
contracts with the appropriate agency in a contiguous state 558
whereby financial aids from the funds of each state may be used by 559
qualified student recipients to attend approved post-secondary 560
educational institutions in the other state. Approved institutions 561
in Ohio are those that are state-assisted or are nonprofit and 562
have received certificates of authorization from the Ohio board of 563
regents pursuant to Chapter 1713. of the Revised Code, or are 564
private institutions governed by the board of regents under 565
section 3333.046 of the Revised Code. Eligible post-secondary 566
educational institutions in the contiguous state shall be 567
similarly approved by the appropriate agency of that state. In 568
formulating and executing such contracts with a contiguous state, 569
the board shall assure that the total cost to this state 570
approximates the total cost to the contiguous state. Any contract 571
entered into under this section shall be subject to the periodic 572
review of, and approval by, the controlling board. 573

Sec. 3333.21. As used in sections 3333.21 to 3333.23 of the 574
Revised Code, "term" and "academic year" mean "term" and "academic 575
year" as defined by the Ohio board of regents. 576

The board shall establish and administer an academic 577
scholarship program. Under the program, a total of one thousand 578
new scholarships shall be awarded annually in the amount of two 579
thousand dollars per award. At least one such new scholarship 580
shall be awarded annually to a student in each public high school 581

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 governed by the board of
regents under 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
of current Ohio academic scholars and the effectiveness of its
formula.

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Sec. 3333.26. (A) Any citizen of this state who has resided 614
within the state for one year and who was in the active service of 615
the United States as a soldier, sailor, nurse, or marine between 616
April 6, 1917, and November 11, 1918, and who has been honorably 617
discharged from such service, shall be admitted to any school, 618
college, or university that receives state funds in support 619
thereof, without being required to pay any tuition or 620
matriculation fee, but is not relieved from the payment of 621
laboratory or similar fees. 622

(B)(1) As used in this division: 623

(a) "Volunteer ~~fire-fighter~~ firefighter" has the meaning 624
given in division (B)(1) of section 146.01 of the Revised Code; 625

(b) "Public service officer" means an Ohio ~~fire-fighter~~ 626
firefighter, volunteer ~~fire-fighter~~ firefighter, police officer, 627
member of the highway patrol, employee designated to exercise the 628
powers of police officers pursuant to section 1545.13 of the 629
Revised Code, or other peace officer as defined by division (B) of 630
section 2935.01 of the Revised Code, or a person holding any 631
equivalent position in another state; 632

(c) "Qualified former spouse" means the former spouse of a 633
public service officer who is the custodial parent of a minor 634
child of that marriage pursuant to an order allocating the 635
parental rights and responsibilities for care of the child issued 636
pursuant to section 3109.04 of the Revised Code. 637

(2) Any resident of this state who is under twenty-six years 638
of age, or under thirty years of age if the resident has been 639
honorably discharged from the armed services of the United States, 640
and who is the child of a public service officer killed in the 641
line of duty, and who is admitted to any state university or 642
college as defined in division (A)(1) of section 3345.12 of the 643
Revised Code, community college, state community college, 644

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 governed by the board of regents
under 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 participating institutions shall receive under this

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division during the current year, but no grant under this division 677
shall exceed the tuition and student fees due and payable by the 678
student prior to the reduction referred to in this division. Such 679
grants shall be made for four years of undergraduate education of 680
an eligible student. 681

Sec. 3333.37. As used in sections 3333.37 to 3333.375 of the 682
Revised Code, the following words and terms have the following 683
meanings unless the context indicates a different meaning or 684
intent: 685

(A) "Cost of attendance" means all costs of a student 686
incurred in connection with a program of study at an eligible 687
institution, as determined by the institution, including tuition; 688
instructional fees; room and board; books, computers, and 689
supplies; and other related fees, charges, and expenses. 690

(B) "Eligible institution" means ~~either~~ one of the following: 691

(1) A state-assisted post-secondary educational institution 692
within the state; 693

(2) A nonprofit institution of higher education within the 694
state that holds a certificate of authorization from the Ohio 695
board of regents pursuant to Chapter 1713. of the Revised Code, 696
that is accredited by the appropriate regional and, when 697
appropriate, professional accrediting associations within whose 698
jurisdiction it falls, is authorized to grant a bachelor's degree 699
or higher, and satisfies other conditions as set forth in the 700
policy guidelines; 701

(3) A private institution governed by the board of regents 702
under section 3333.046 of the Revised Code. 703

(C) "Eligible student" means either of the following: 704

(1) An undergraduate student who meets all of the following: 705

(a) Is a resident of this state; 706

(b) Has graduated from any Ohio secondary school for which 707
the state board of education prescribes minimum standards in 708
accordance with section 3301.07 of the Revised Code; 709

(c) Is attending and in good standing, or has been accepted 710
for attendance, at any eligible institution as a full-time student 711
to pursue a bachelor's degree. 712

(2) A graduate student who is a resident of this state, and 713
is attending and in good standing, or has been accepted for 714
attendance, at any eligible institution. 715

(D) "Fellowship" or "fellowship program" means the Ohio 716
priority needs fellowship created by sections 3333.37 to 3333.375 717
of the Revised Code. 718

(E) "Full-time student" has the meaning as defined by rule of 719
the Ohio board of regents. 720

(F) "Ohio outstanding scholar" means a student who is the 721
recipient of a scholarship under sections 3333.37 to 3333.375 of 722
the Revised Code. 723

(G) "Policy guidelines" means the rules adopted by the Ohio 724
board of regents pursuant to section 3333.374 of the Revised Code. 725

(H) "Priority needs fellow" means a student who is the 726
recipient of a fellowship under sections 3333.37 to 3333.375 of 727
the Revised Code. 728

(I) "Priority needs field of study" means those academic 729
majors and disciplines as determined by the Ohio board of regents 730
that support the purposes and intent of sections 3333.37 to 731
3333.375 of the Revised Code as described in section 3333.371 of 732
the Revised Code. 733

(J) "Scholarship" or "scholarship program" means the Ohio 734
outstanding scholarship created by sections 3333.37 to 3333.375 of 735
the Revised Code. 736

Sec. 3365.01. As used in sections 3365.01 to 3365.10 of the Revised Code:

(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 governed by the board of regents under 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.

(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 cooperative education school district.

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

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

(E) "Secondary grade" means the ninth through twelfth grades.

(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.

(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 767
3317.02 of the Revised Code. The participant's "school district" 768
in the case of a participant enrolled in a community school shall 769
be the school district in which the student is entitled to attend 770
school under section 3313.64 or 3313.65 of the Revised Code. 771

(H) "Educational program" means enrollment in one or more 772
school districts, in a nonpublic school, or in a college under 773
division (B) of section 3365.04 of the Revised Code. 774

(I) "Nonpublic school" means a chartered or nonchartered 775
school for which minimum standards are prescribed by the state 776
board of education pursuant to division (D) of section 3301.07 of 777
the Revised Code. 778

(J) "School year" means the year beginning on the first day 779
of July and ending on the thirtieth day of June. 780

(K) "Community school" means any school established pursuant 781
to Chapter 3314. of the Revised Code that includes secondary 782
grades. 783

(L) "Community school payments" means payments made by the 784
department of education to a community school pursuant to division 785
(D) of section 3314.08 of the Revised Code. 786

Sec. 3366.01. As used in this chapter, the following words 787
and terms have the following meanings unless the context indicates 788
a different meaning or intent: 789

(A) "Bond proceedings" means the order, trust, agreement, 790
indenture and other agreements, or amendments and supplements to 791
the foregoing, or any one or more or combination thereof, 792
authorizing or providing for the terms and conditions applicable 793
to, or providing for the issuance, security, or liquidity of, 794
obligations and the provisions contained in such obligations. 795

(B) "Bond service charges" means principal, including 796

mandatory sinking fund requirements for retirement of obligations, 797
and interest, and redemption premium, if any, required to be paid 798
on obligations. 799

(C) "Bond service fund" means the applicable fund and 800
accounts therein created in the bond proceedings for and pledged 801
to the payment of bond service charges, including all moneys and 802
investments, and earnings from investments, credited and to be 803
credited thereto. 804

(D) "Costs of attendance" means all costs of a student 805
incurred in connection with a program of study at an eligible 806
institution, as determined by the institution, including tuition; 807
instructional fees; room and board; books, computers, and 808
supplies; and other related fees, charges, and expenses. 809

(E) "Designated administrator" means, with respect to all 810
obligations issued prior to September 1, 1999, and to all 811
nonfederal education loans, the nonprofit corporation designated 812
on November 10, 1992, under division (D) of section 3351.07 of the 813
Revised Code to operate exclusively for charitable and educational 814
purposes by expanding access to higher education financing 815
programs for students and families in need of student financial 816
aid. For all other purposes, "designated administrator" means the 817
Ohio corporation that is a subsidiary of the nonprofit corporation 818
designated under division (D) of section 3351.07 of the Revised 819
Code and that has agreed to enter into an administration agreement 820
with the issuing authority and the director of development, or any 821
other person that enters into an administration agreement with the 822
issuing authority and the director of development. 823

(F) "Education loan" means a loan made by an eligible lender 824
pursuant to the policy guidelines to or for the benefit of a 825
student for the purpose of financing part or all of the student's 826
costs of attendance. 827

(G) "Eligible borrower" means any of the following:	828
(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;	829 830 831 832 833
(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;	834 835 836 837 838
(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.	839 840 841 842 843
(H)(1) "Eligible institution" means an institution described in any of divisions (H)(1)(a), (b), or (c) , <u>or (d)</u> of this section that satisfies all of the requirements set forth in divisions (H)(2), (3), and (4) of this section.	844 845 846 847
(a) The institution is a state-assisted post-secondary educational institution within this state.	848 849
(b) The institution is a nonprofit institution within this state having a certificate of authorization from the Ohio board of regents pursuant to Chapter 1713. of the Revised Code.	850 851 852
(c) The institution is a post-secondary educational institution similar to one described in division (H)(1)(a) or (b) of this section that is located outside this state and that is similarly approved by the appropriate agency of that state.	853 854 855 856
<u>(d) The institution is a private institution governed by the</u>	857

board of regents under section 3333.046 of the Revised Code. 858

(2) The institution is accredited by the appropriate regional 859
and, when appropriate, professional accrediting associations 860
within whose jurisdiction it falls. 861

(3) The institution satisfies the eligibility requirements 862
for participation in the federal family education loan program 863
authorized under Title IV, Part B, of the "Higher Education Act of 864
1965," 20 U.S.C.A. 1071 et seq., as amended, as long as that 865
program remains in existence. 866

(4) The institution satisfies the other conditions set forth 867
in the policy guidelines. 868

(I) "Eligible lender" means, with respect to lenders making 869
nonfederal education loans, a bank, national banking association, 870
savings bank, savings and loan association, or credit union having 871
an office in this state that satisfies the criteria for eligible 872
lenders established pursuant to the policy guidelines. With 873
respect to lenders making federal education loans, "eligible 874
lender" means any person that is permitted to make loans under the 875
federal family education loan program authorized under Title IV, 876
Part B, of the "Higher Education Act of 1965," 20 U.S.C.A. 1071 et 877
seq., as amended; that has an office in this state; and that 878
satisfies the criteria for eligible lenders established pursuant 879
to the policy guidelines. 880

(J) "Federal education loan" means an education loan that is 881
originated in compliance with the federal family education loan 882
program authorized under Title IV, Part B, of the "Higher 883
Education Act of 1965," 20 U.S.C.A. 1071 et seq., as amended. 884

(K) "Governmental agency" means the state and any state 885
department, division, commission, institution, or authority; the 886
United States or any agency thereof; or any agency, commission, or 887
authority established pursuant to an interstate compact or 888

agreement; or any combination of the foregoing. 889

(L) "Issuing authority" means the treasurer of state, or the 890
officer who by law performs the functions of the treasurer of 891
state. 892

(M) "Nonfederal education loan" means any education loan that 893
is not a federal education loan. 894

(N) "Obligations" means the bonds, notes, or securities of 895
this state issued by the issuing authority pursuant to this 896
chapter. 897

(O) "Person" means any individual, corporation, business 898
trust, estate, trust, partnership, or association, any federal, 899
state, interstate, regional, or local governmental agency, any 900
subdivision of the state, or any combination of these. 901

(P) "Pledged receipts" means, to the extent the following are 902
pledged by the bond proceedings for the payment of bond service 903
charges: all receipts representing moneys accruing from or in 904
connection with the repayment of education loans, including 905
interest and payments from any guarantee or insurance in respect 906
to such education loans; accrued interest received from the sale 907
of obligations; the balances in the special funds; income from the 908
investment of the special funds; all right, title, and interest of 909
the state and the designated administrator in the education loans 910
and any guarantees or insurance in respect thereof, and any money 911
representing the proceeds of obligations or any income from or 912
interest on those proceeds; or any other gifts, grants, donations, 913
and pledges and any income and receipts therefrom, available and 914
pledged for the payment of bond service charges. 915

(Q) "Policy guidelines" means the rules adopted pursuant to 916
division (A) of section 3366.03 of the Revised Code. 917

(R) "Proceeds loan" means the transfer, pursuant to a loan 918
agreement or agency agreement, of the proceeds of the obligations, 919

or the deposit of the proceeds of the obligations with a trustee 920
in trust under a trust agreement, indenture, or other trust 921
document under the bond proceedings pending their disbursement for 922
the purposes authorized by this chapter. 923

(S) "Resident" means any student who would qualify as a 924
resident of this state for state subsidy and tuition surcharge 925
purposes under rules adopted by the Ohio board of regents under 926
section 3333.31 of the Revised Code. 927

(T) "Special funds" or "funds" means the bond service fund 928
and any other funds, including reserve funds, created under the 929
bond proceedings, including all moneys and investments, and 930
earnings from investment, credited and to be credited thereto. 931

(U) "Student" means an individual described in division 932
(G)(1) or (2) of this section who meets requirements established 933
under the policy guidelines. "Student" includes dependent and 934
independent undergraduate, graduate, and professional students. 935

(V) "Subdivision" has the same meaning as in division (MM) of 936
section 133.01 of the Revised Code. 937

Sec. 5107.58. In accordance with a federal waiver granted by 938
the United States secretary of health and human services pursuant 939
to a request made under former section 5101.09 of the Revised 940
Code, county departments of job and family services may establish 941
and administer as a work activity for minor heads of households 942
and adults participating in Ohio works first an education program 943
under which the participant is enrolled full-time in 944
post-secondary education leading to vocation at a state 945
institution of higher education, as defined in section 3345.031 of 946
the Revised Code; a private nonprofit college or university that 947
possesses a certificate of authorization issued by the Ohio board 948
of regents pursuant to Chapter 1713. of the Revised Code, or is 949
exempted by division (E) of section 1713.02 of the Revised Code 950

from the requirement of a certificate; a school that holds a 951
certificate of registration and program authorization issued by 952
the state board of proprietary school registration under Chapter 953
3332. of the Revised Code; a private institution governed by the 954
board of regents under section 3333.046 of the Revised Code; or a 955
school that has entered into a contract with the county department 956
of job and family services. The participant shall make reasonable 957
efforts, as determined by the county department, to obtain a loan, 958
scholarship, grant, or other assistance to pay for the tuition, 959
including a federal Pell grant under 20 U.S.C.A. 1070a and an Ohio 960
instructional grant under section 3333.12 of the Revised Code. If 961
the participant has made reasonable efforts but is unable to 962
obtain sufficient assistance to pay the tuition the program may 963
pay the tuition. On or after October 1, 1998, the county 964
department may enter into a loan agreement with the participant to 965
pay the tuition. The total period for which tuition is paid and 966
loans made shall not exceed two years. If the participant, 967
pursuant to division (B)(3) of section 5107.43 of the Revised 968
Code, volunteers to participate in the education program for more 969
hours each week than the participant is assigned to the program, 970
the program may pay or the county department may loan the cost of 971
the tuition for the additional voluntary hours as well as the cost 972
of the tuition for the assigned number of hours. The participant 973
may receive, for not more than three years, support services, 974
including publicly funded child day-care under Chapter 5104. of 975
the Revised Code and transportation, that the participant needs to 976
participate in the program. To receive support services in the 977
third year, the participant must be, as determined by the 978
educational institution in which the participant is enrolled, in 979
good standing with the institution. 980

A county department that provides loans under this section 981
shall establish procedures governing loan application for and 982
approval and administration of loans granted pursuant to this 983

section.

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

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(A) An exemption from the payment of one hundred per cent of
the general and instructional fees at colleges and universities
which receive support from the state of Ohio and are approved by
the chancellor of the board of regents, except that the percentage
may be reduced by the war orphans scholarship board in any year
that insufficient funds are appropriated to fully fund
scholarships for all eligible students;

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(B) A grant to an eligible child who is enrolled in an
institution that has received a certificate of authorization from
the board of regents under Chapter 1713. of the Revised Code, or a
private institution governed by the board of regents under section
3333.046 of the Revised Code, or is enrolled in an institution
that has received a certificate of registration from the state
board of proprietary school ~~and college~~ registration. Students who
attend an institution that holds a certificate of registration
shall be enrolled in either a program leading to an associate
degree or a program leading to a bachelor's degree for which
associate or bachelor's degree program the institution has
received program authorization issued under section 3332.05 of the
Revised Code to offer such degree program. The grant shall be paid
to the child through the institution in which the child is
enrolled, and shall equal one hundred per cent of the average
value of all scholarships granted under division (A) of this
section during the preceding year, except that the percentage may
be reduced by the war orphans scholarship board in any year that
insufficient funds are appropriated to fully fund scholarships for
all eligible students. In no case shall the grant exceed the total

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general and instructional charges of the institution. 1015

The board shall not reduce the percentage to be paid for 1016
scholarships awarded pursuant to section 5910.032 of the Revised 1017
Code below one hundred per cent. 1018

Sec. 5919.34. (A) As used in this section: 1019

(1) "Academic term" means any one of the following: 1020

(a) Fall term, which consists of fall semester or fall 1021
quarter, as appropriate; 1022

(b) Winter term, which consists of winter semester, winter 1023
quarter, or spring semester, as appropriate; 1024

(c) Spring term, which consists of spring quarter; 1025

(d) Summer term, which consists of summer semester or summer 1026
quarter, as appropriate. 1027

(2) "Eligible applicant" means any individual to whom all of 1028
the following apply: 1029

(a) The individual does not possess a baccalaureate degree. 1030

(b) The individual has enlisted, re-enlisted, or extended 1031
current enlistment in the Ohio national guard. 1032

(c) The individual is actively enrolled as a full-time or 1033
part-time student for at least six credit hours of course work in 1034
a semester or quarter in a two-year or four-year degree-granting 1035
program at an institution of higher education or in a 1036
diploma-granting program at an institution of higher education 1037
that is a school of nursing. 1038

(d) The individual has not accumulated ninety-six eligibility 1039
units under division (E) of this section. 1040

(3) "Institution of higher education" means an Ohio 1041
institution of higher education that is state-assisted, that is 1042

nonprofit and has received a certificate of authorization from the 1043
Ohio board of regents pursuant to Chapter 1713. of the Revised 1044
Code, that is a private institution governed by the board of 1045
regents under section 3333.046 of the Revised Code, or that holds 1046
a certificate of registration and program authorization issued by 1047
the state board of proprietary school registration pursuant to 1048
section 3332.05 of the Revised Code. 1049

(4) "State university" has the same meaning as in section 1050
3345.011 of the Revised Code. 1051

(B)(1) There is hereby created a scholarship program to be 1052
known as the Ohio national guard scholarship program. For the 1053
fiscal year 2000, the number of participants in the program for 1054
the fall term is limited to the equivalent of two thousand five 1055
hundred full-time participants; the number of participants in the 1056
program for the winter term is limited to the equivalent of two 1057
thousand five hundred full-time participants; the number of 1058
participants in the program for the spring term is limited to the 1059
equivalent of one thousand six hundred seventy-five full-time 1060
participants; and the number of participants in the program for 1061
the summer term is limited to the equivalent of six hundred 1062
full-time participants. Except as provided in division (B)(2) of 1063
this section for the fiscal year 2001 and succeeding fiscal years, 1064
the number of participants in the program for the fall term is 1065
limited to the equivalent of three thousand five hundred full-time 1066
participants; the number of participants in the program for the 1067
winter term is limited to the equivalent of three thousand five 1068
hundred full-time participants; the number of participants in the 1069
program for the spring term is limited to the equivalent of two 1070
thousand three hundred forty-five full-time participants; and the 1071
number of participants in the program for the summer term is 1072
limited to the equivalent of eight hundred full-time participants. 1073

(2) After the application deadline for any academic term in 1074

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 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: 1106

(1) If the institution is state-assisted, an amount equal to 1107
one hundred per cent of the institution's tuition charges; 1108

(2) If the institution is a nonprofit private institution or 1109
a private institution governed by the board of regents under 1110
section 3333.046 of the Revised Code, an amount equal to one 1111
hundred per cent of the average tuition charges of all state 1112
universities; 1113

(3) If the institution is an institution that holds a 1114
certificate of registration from the state board of proprietary 1115
school registration, the lesser of the following: 1116

(a) An amount equal to one hundred per cent of the total 1117
instructional and general charges of the institution; 1118

(b) An amount equal to one hundred per cent of the average 1119
tuition charges of all state universities. 1120

(4) An eligible applicant's scholarship shall not be reduced 1121
by the amount of that applicant's benefits under "the Montgomery 1122
G.I. Bill Act of 1984," Pub. L. No. 98-525, 98 Stat. 2553 (1984). 1123

(E) A scholarship recipient under this section shall be 1124
entitled to receive scholarships under this section for the number 1125
of quarters or semesters it takes the recipient to accumulate 1126
ninety-six eligibility units as determined under divisions (E)(1) 1127
to (3) of this section. 1128

(1) To determine the maximum number of semesters or quarters 1129
for which a recipient is entitled to a scholarship under this 1130
section, the adjutant general shall convert a recipient's credit 1131
hours of enrollment for each academic term into eligibility units 1132
in accordance with the following table: 1133

Number of	The following	The following	1134
credit hours	number of	number of	1135

of enrollment	eligibility	eligibility	1136
in an academic	units if a	units if a	1137
term	equals semester	or quarter	1138
12 or more hours	12 units	8 units	1139
9 but less than 12	9 units	6 units	1140
6 but less than 9	6 units	4 units	1141

(2) A scholarship recipient under this section may continue 1142
to apply for scholarships under this section until the recipient 1143
has accumulated ninety-six eligibility units. 1144

(3) If a scholarship recipient withdraws from courses prior 1145
to the end of an academic term so that the recipient's enrollment 1146
for that academic term is less than six credit hours, no 1147
scholarship shall be paid on behalf of that person for that 1148
academic term except that, if a scholarship has already been paid 1149
on behalf of the person for that academic term, the adjutant 1150
general shall add to that person's accumulated eligibility units 1151
the number of eligibility units for which the scholarship was 1152
paid. 1153

(F) A scholarship recipient under this section who fails to 1154
complete the term of enlistment, re-enlistment, or extension of 1155
current enlistment the recipient was serving at the time a 1156
scholarship was paid on behalf of the recipient under this section 1157
is liable to the state for repayment of a percentage of all Ohio 1158
national guard scholarships paid on behalf of the recipient under 1159
this section, plus interest at the rate of ten per cent per annum 1160
calculated from the dates the scholarships were paid. This 1161
percentage shall equal the percentage of the current term of 1162
enlistment, re-enlistment, or extension of enlistment a recipient 1163
has not completed as of the date the recipient is discharged from 1164
the Ohio national guard. 1165

The attorney general may commence a civil action on behalf of 1166
the adjutant general to recover the amount of the scholarships and 1167

the interest provided for in this division and the expenses 1168
incurred in prosecuting the action, including court costs and 1169
reasonable attorney's fees. A scholarship recipient is not liable 1170
under this division if the recipient's failure to complete the 1171
term of enlistment being served at the time a scholarship was paid 1172
on behalf of the recipient under this section is due to the 1173
recipient's death; discharge from the national guard due to 1174
disability; or the recipient's enlistment, for a term not less 1175
than the recipient's remaining term in the national guard, in the 1176
active component of the United States armed forces or the active 1177
reserve component of the United States armed forces. 1178

(G) On or before the first day of each academic term, the 1179
adjutant general shall provide an eligibility roster to each 1180
institution of higher education at which one or more scholarship 1181
recipients have applied for enrollment. The institution shall use 1182
the roster to certify the actual full-time or part-time enrollment 1183
of each scholarship recipient listed as enrolled at the 1184
institution and return the roster to the adjutant general within 1185
thirty days after the first day of the academic term. The adjutant 1186
general shall report to the Ohio board of regents the number of 1187
students in the Ohio national guard scholarship program at each 1188
institution of higher education. The Ohio board of regents shall 1189
provide for payment of the appropriate number and amount of 1190
scholarships to each institution of higher education pursuant to 1191
division (D) of this section. The adjutant general shall report on 1192
a quarterly basis to the director of budget and management, the 1193
speaker of the house of representatives, and the president of the 1194
senate the number of Ohio national guard scholarship recipients 1195
and a projection of the cost of the program for the remainder of 1196
the biennium. 1197

(H) The chancellor of the Ohio board of regents and the 1198
adjutant general may adopt rules pursuant to Chapter 119. of the 1199

Revised Code governing the administration and fiscal management of 1200
the Ohio national gaurd scholarship program and the procedure by 1201
which the Ohio board of regents and the department of the adjutant 1202
general may modify the amount of scholarships a member receives 1203
based on the amount other state financial aid a member recives. 1204

(I) Notwithstanding division (A) of section 127.14 of the 1205
Revised Code, the controlling board shall not transfer all or part 1206
of any appropriation for the Ohio national guard scholarship 1207
program. 1208

Section 2. That existing sections 1713.02, 1713.03, 3332.02, 1209
3333.042, 3333.043, 3333.12, 3333.18, 3333.21, 3333.26, 3333.37, 1210
3365.01, 3366.01, 5107.58, 5910.04, and 5919.34 of the Revised 1211
Code are hereby repealed. 1212