

**As Reported by the House Education Committee**

**127th General Assembly  
Regular Session  
2007-2008**

**H. B. No. 406**

**Representatives Peterson, Williams, B.**

**Cosponsors: Representatives Sykes, Chandler, Foley, Harwood, Okey,  
DeGeeter, Heard, Celeste**

—

**A B I L L**

To amend sections 3314.03, 3319.088, 3319.41, and 1  
3326.11 of the Revised Code to prohibit corporal 2  
punishment in all public schools. 3

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

**Section 1.** That sections 3314.03, 3319.088, 3319.41, and 4  
3326.11 of the Revised Code be amended to read as follows: 5

**Sec. 3314.03.** A copy of every contract entered into under 6  
this section shall be filed with the superintendent of public 7  
instruction. 8

(A) Each contract entered into between a sponsor and the 9  
governing authority of a community school shall specify the 10  
following: 11

(1) That the school shall be established as either of the 12  
following: 13

(a) A nonprofit corporation established under Chapter 1702. 14  
of the Revised Code, if established prior to April 8, 2003; 15

(b) A public benefit corporation established under Chapter 16  
1702. of the Revised Code, if established after April 8, 2003; 17

(2) The education program of the school, including the school's mission, the characteristics of the students the school is expected to attract, the ages and grades of students, and the focus of the curriculum;	18 19 20 21
(3) The academic goals to be achieved and the method of measurement that will be used to determine progress toward those goals, which shall include the statewide achievement tests;	22 23 24
(4) Performance standards by which the success of the school will be evaluated by the sponsor;	25 26
(5) The admission standards of section 3314.06 of the Revised Code and, if applicable, section 3314.061 of the Revised Code;	27 28
(6)(a) Dismissal procedures;	29
(b) A requirement that the governing authority adopt an attendance policy that includes a procedure for automatically withdrawing a student from the school if the student without a legitimate excuse fails to participate in one hundred five consecutive hours of the learning opportunities offered to the student.	30 31 32 33 34 35
(7) The ways by which the school will achieve racial and ethnic balance reflective of the community it serves;	36 37
(8) Requirements for financial audits by the auditor of state. The contract shall require financial records of the school to be maintained in the same manner as are financial records of school districts, pursuant to rules of the auditor of state, and the audits shall be conducted in accordance with section 117.10 of the Revised Code.	38 39 40 41 42 43
(9) The facilities to be used and their locations;	44
(10) Qualifications of teachers, including a requirement that the school's classroom teachers be licensed in accordance with sections 3319.22 to 3319.31 of the Revised Code, except that a	45 46 47

community school may engage noncertificated persons to teach up to 48  
twelve hours per week pursuant to section 3319.301 of the Revised 49  
Code; 50

(11) That the school will comply with the following 51  
requirements: 52

(a) The school will provide learning opportunities to a 53  
minimum of twenty-five students for a minimum of nine hundred 54  
twenty hours per school year; 55

(b) The governing authority will purchase liability 56  
insurance, or otherwise provide for the potential liability of the 57  
school; 58

(c) The school will be nonsectarian in its programs, 59  
admission policies, employment practices, and all other 60  
operations, and will not be operated by a sectarian school or 61  
religious institution; 62

(d) The school will comply with sections 9.90, 9.91, 109.65, 63  
121.22, 149.43, 2151.357, 2151.421, 2313.18, 3301.0710, 3301.0711, 64  
3301.0712, 3301.0715, 3313.472, 3313.50, 3313.536, 3313.608, 65  
3313.6012, 3313.6013, 3313.6014, 3313.643, 3313.648, 3313.66, 66  
3313.661, 3313.662, 3313.666, 3313.667, 3313.67, 3313.671, 67  
3313.672, 3313.673, 3313.69, 3313.71, 3313.716, 3313.718, 3313.80, 68  
3313.96, 3319.073, 3319.313, 3319.314, 3319.315, 3319.321, 69  
3319.39, 3319.41, 3321.01, 3321.13, 3321.14, 3321.17, 3321.18, 70  
3321.19, 3321.191, 3327.10, 4111.17, 4113.52, and 5705.391 and 71  
Chapters 117., 1347., 2744., 3365., 3742., 4112., 4123., 4141., 72  
and 4167. of the Revised Code as if it were a school district and 73  
will comply with section 3301.0714 of the Revised Code in the 74  
manner specified in section 3314.17 of the Revised Code; 75

(e) The school shall comply with Chapter 102. and section 76  
2921.42 of the Revised Code; 77

(f) The school will comply with sections 3313.61, 3313.611, 78

and 3313.614 of the Revised Code, except that for students who 79  
enter ninth grade for the first time before July 1, 2010, the 80  
requirement in sections 3313.61 and 3313.611 of the Revised Code 81  
that a person must successfully complete the curriculum in any 82  
high school prior to receiving a high school diploma may be met by 83  
completing the curriculum adopted by the governing authority of 84  
the community school rather than the curriculum specified in Title 85  
XXXIII of the Revised Code or any rules of the state board of 86  
education. Beginning with students who enter ninth grade for the 87  
first time on or after July 1, 2010, the requirement in sections 88  
3313.61 and 3313.611 of the Revised Code that a person must 89  
successfully complete the curriculum of a high school prior to 90  
receiving a high school diploma shall be met by completing the 91  
Ohio core curriculum prescribed in division (C) of section 92  
3313.603 of the Revised Code, unless the person qualifies under 93  
division (D) or (F) of that section. Each school shall comply with 94  
the plan for awarding high school credit based on demonstration of 95  
subject area competency, adopted by the state board of education 96  
under division (J) of section 3313.603 of the Revised Code. 97

(g) The school governing authority will submit within four 98  
months after the end of each school year a report of its 99  
activities and progress in meeting the goals and standards of 100  
divisions (A)(3) and (4) of this section and its financial status 101  
to the sponsor and the parents of all students enrolled in the 102  
school. 103

(h) The school, unless it is an internet- or computer-based 104  
community school, will comply with section 3313.801 of the Revised 105  
Code as if it were a school district. 106

(12) Arrangements for providing health and other benefits to 107  
employees; 108

(13) The length of the contract, which shall begin at the 109  
beginning of an academic year. No contract shall exceed five years 110

unless such contract has been renewed pursuant to division (E) of 111  
this section. 112

(14) The governing authority of the school, which shall be 113  
responsible for carrying out the provisions of the contract; 114

(15) A financial plan detailing an estimated school budget 115  
for each year of the period of the contract and specifying the 116  
total estimated per pupil expenditure amount for each such year. 117  
The plan shall specify for each year the base formula amount that 118  
will be used for purposes of funding calculations under section 119  
3314.08 of the Revised Code. This base formula amount for any year 120  
shall not exceed the formula amount defined under section 3317.02 121  
of the Revised Code. The plan may also specify for any year a 122  
percentage figure to be used for reducing the per pupil amount of 123  
the subsidy calculated pursuant to section 3317.029 of the Revised 124  
Code the school is to receive that year under section 3314.08 of 125  
the Revised Code. 126

(16) Requirements and procedures regarding the disposition of 127  
employees of the school in the event the contract is terminated or 128  
not renewed pursuant to section 3314.07 of the Revised Code; 129

(17) Whether the school is to be created by converting all or 130  
part of an existing public school or is to be a new start-up 131  
school, and if it is a converted public school, specification of 132  
any duties or responsibilities of an employer that the board of 133  
education that operated the school before conversion is delegating 134  
to the governing board of the community school with respect to all 135  
or any specified group of employees provided the delegation is not 136  
prohibited by a collective bargaining agreement applicable to such 137  
employees; 138

(18) Provisions establishing procedures for resolving 139  
disputes or differences of opinion between the sponsor and the 140  
governing authority of the community school; 141

(19) A provision requiring the governing authority to adopt a policy regarding the admission of students who reside outside the district in which the school is located. That policy shall comply with the admissions procedures specified in sections 3314.06 and 3314.061 of the Revised Code and, at the sole discretion of the authority, shall do one of the following:

(a) Prohibit the enrollment of students who reside outside the district in which the school is located;

(b) Permit the enrollment of students who reside in districts adjacent to the district in which the school is located;

(c) Permit the enrollment of students who reside in any other district in the state.

(20) A provision recognizing the authority of the department of education to take over the sponsorship of the school in accordance with the provisions of division (C) of section 3314.015 of the Revised Code;

(21) A provision recognizing the sponsor's authority to assume the operation of a school under the conditions specified in division (B) of section 3314.073 of the Revised Code;

(22) A provision recognizing both of the following:

(a) The authority of public health and safety officials to inspect the facilities of the school and to order the facilities closed if those officials find that the facilities are not in compliance with health and safety laws and regulations;

(b) The authority of the department of education as the community school oversight body to suspend the operation of the school under section 3314.072 of the Revised Code if the department has evidence of conditions or violations of law at the school that pose an imminent danger to the health and safety of the school's students and employees and the sponsor refuses to

take such action; 172

(23) A description of the learning opportunities that will be 173  
offered to students including both classroom-based and 174  
non-classroom-based learning opportunities that is in compliance 175  
with criteria for student participation established by the 176  
department under division (L)(2) of section 3314.08 of the Revised 177  
Code; 178

(24) The school will comply with section 3302.04 of the 179  
Revised Code, including division (E) of that section to the extent 180  
possible, except that any action required to be taken by a school 181  
district pursuant to that section shall be taken by the sponsor of 182  
the school. However, the sponsor shall not be required to take any 183  
action described in division (F) of that section. 184

(25) Beginning in the 2006-2007 school year, the school will 185  
open for operation not later than the thirtieth day of September 186  
each school year, unless the mission of the school as specified 187  
under division (A)(2) of this section is solely to serve dropouts. 188  
In its initial year of operation, if the school fails to open by 189  
the thirtieth day of September, or within one year after the 190  
adoption of the contract pursuant to division (D) of section 191  
3314.02 of the Revised Code if the mission of the school is solely 192  
to serve dropouts, the contract shall be void. 193

(B) The community school shall also submit to the sponsor a 194  
comprehensive plan for the school. The plan shall specify the 195  
following: 196

(1) The process by which the governing authority of the 197  
school will be selected in the future; 198

(2) The management and administration of the school; 199

(3) If the community school is a currently existing public 200  
school, alternative arrangements for current public school 201  
students who choose not to attend the school and teachers who 202

choose not to teach in the school after conversion;	203
(4) The instructional program and educational philosophy of the school;	204
(5) Internal financial controls.	205
(C) A contract entered into under section 3314.02 of the Revised Code between a sponsor and the governing authority of a community school may provide for the community school governing authority to make payments to the sponsor, which is hereby authorized to receive such payments as set forth in the contract between the governing authority and the sponsor. The total amount of such payments for oversight and monitoring of the school shall not exceed three per cent of the total amount of payments for operating expenses that the school receives from the state.	206
(D) The contract shall specify the duties of the sponsor which shall be in accordance with the written agreement entered into with the department of education under division (B) of section 3314.015 of the Revised Code and shall include the following:	207
(1) Monitor the community school's compliance with all laws applicable to the school and with the terms of the contract;	208
(2) Monitor and evaluate the academic and fiscal performance and the organization and operation of the community school on at least an annual basis;	209
(3) Report on an annual basis the results of the evaluation conducted under division (D)(2) of this section to the department of education and to the parents of students enrolled in the community school;	210
(4) Provide technical assistance to the community school in complying with laws applicable to the school and terms of the contract;	211



(5) Take steps to intervene in the school's operation to 233  
correct problems in the school's overall performance, declare the 234  
school to be on probationary status pursuant to section 3314.073 235  
of the Revised Code, suspend the operation of the school pursuant 236  
to section 3314.072 of the Revised Code, or terminate the contract 237  
of the school pursuant to section 3314.07 of the Revised Code as 238  
determined necessary by the sponsor; 239

(6) Have in place a plan of action to be undertaken in the 240  
event the community school experiences financial difficulties or 241  
closes prior to the end of a school year. 242

(E) Upon the expiration of a contract entered into under this 243  
section, the sponsor of a community school may, with the approval 244  
of the governing authority of the school, renew that contract for 245  
a period of time determined by the sponsor, but not ending earlier 246  
than the end of any school year, if the sponsor finds that the 247  
school's compliance with applicable laws and terms of the contract 248  
and the school's progress in meeting the academic goals prescribed 249  
in the contract have been satisfactory. Any contract that is 250  
renewed under this division remains subject to the provisions of 251  
sections 3314.07, 3314.072, and 3314.073 of the Revised Code. 252

(F) If a community school fails to open for operation within 253  
one year after the contract entered into under this section is 254  
adopted pursuant to division (D) of section 3314.02 of the Revised 255  
Code or permanently closes prior to the expiration of the 256  
contract, the contract shall be void and the school shall not 257  
enter into a contract with any other sponsor. A school shall not 258  
be considered permanently closed because the operations of the 259  
school have been suspended pursuant to section 3314.072 of the 260  
Revised Code. Any contract that becomes void under this division 261  
shall not count toward any statewide limit on the number of such 262  
contracts prescribed by section 3314.013 of the Revised Code. 263

Sec. 3319.088. As used in this section, "educational 264  
assistant" means any nonteaching employee in a school district who 265  
directly assists a teacher as defined in section 3319.09 of the 266  
Revised Code, by performing duties for which a license issued 267  
pursuant to sections 3319.22 to 3319.30 of the Revised Code is not 268  
required. 269

(A) The state board of education shall issue educational aide 270  
permits and educational paraprofessional licenses for educational 271  
assistants and shall adopt rules for the issuance and renewal of 272  
such permits and licenses which shall be consistent with the 273  
provisions of this section. Educational aide permits and 274  
educational paraprofessional licenses may be of several types and 275  
the rules shall prescribe the minimum qualifications of education, 276  
health, and character for the service to be authorized under each 277  
type. The prescribed minimum qualifications may require special 278  
training or educational courses designed to qualify a person to 279  
perform effectively the duties authorized under an educational 280  
aide permit or educational paraprofessional license. 281

(B)(1) Any application for a permit or license, or a renewal 282  
or duplicate of a permit or license, under this section shall be 283  
accompanied by the payment of a fee in the amount established 284  
under division (A) of section 3319.51 of the Revised Code. Any 285  
fees received under this division shall be paid into the state 286  
treasury to the credit of the state board of education licensure 287  
fund established under division (B) of section 3319.51 of the 288  
Revised Code. 289

(2) Any person applying for or holding a permit or license 290  
pursuant to this section is subject to sections 3123.41 to 3123.50 291  
of the Revised Code and any applicable rules adopted under section 292  
3123.63 of the Revised Code and sections 3319.31 and 3319.311 of 293  
the Revised Code. 294

(C) Educational assistants shall at all times while in the performance of their duties be under the supervision and direction of a teacher as defined in section 3319.09 of the Revised Code. Educational assistants may assist a teacher to whom assigned in the supervision of pupils, in assisting with instructional tasks, and in the performance of duties which, in the judgment of the teacher to whom the assistant is assigned, may be performed by a person not licensed pursuant to sections 3319.22 to 3319.30 of the Revised Code and for which a teaching license, issued pursuant to sections 3319.22 to 3319.30 of the Revised Code is not required. The duties of an educational assistant shall not include the assignment of grades to pupils. The duties of an educational ~~assistants~~ assistant need not be performed in the physical presence of the teacher to whom assigned, but the activity of an educational assistant shall at all times be under the direction of the teacher to whom assigned. The assignment of an educational assistant need not be limited to assisting a single teacher. In the event an educational assistant is assigned to assist more than one teacher the assignments shall be clearly delineated and so arranged that the educational assistant shall never be subject to simultaneous supervision or direction by more than one teacher.

Educational assistants assigned to supervise children shall, when the teacher to whom assigned is not physically present, maintain the degree of control and discipline ~~which~~ that would be maintained by the teacher, ~~but an educational assistant may not render corporal punishment.~~

Except when expressly permitted solely for the purposes of section 3317.029 of the Revised Code, educational assistants may not be used in place of classroom teachers or other employees and any payment of compensation by boards of education to educational assistants for such services is prohibited. The ratio between the number of licensed teachers and the pupils in a school district

may not be decreased by utilization of educational assistants and 327  
no grouping, or other organization of pupils, for utilization of 328  
educational assistants shall be established which is inconsistent 329  
with sound educational practices and procedures. A school district 330  
may employ up to one full time equivalent educational assistant 331  
for each six full time equivalent licensed employees of the 332  
district. Educational assistants shall not be counted as licensed 333  
employees for purposes of state support in the school foundation 334  
program and no grouping or regrouping of pupils with educational 335  
assistants may be counted as a class or unit for school foundation 336  
program purposes. Neither special courses required by the 337  
regulations of the state board of education, prescribing minimum 338  
qualifications of education for an educational assistant, nor 339  
years of service as an educational assistant shall be counted in 340  
any way toward qualifying for a teacher license, for a teacher 341  
contract of any type, or for determining placement on a salary 342  
schedule in a school district as a teacher. 343

(D) Educational assistants employed by a board of education 344  
shall have all rights, benefits, and legal protection available to 345  
other nonteaching employees in the school district, except that 346  
provisions of Chapter 124. of the Revised Code shall not apply to 347  
any person employed as an educational assistant, and shall be 348  
members of the school employees retirement system. Educational 349  
assistants shall be compensated according to a salary plan adopted 350  
annually by the board. 351

Except as provided in this section nonteaching employees 352  
shall not serve as educational assistants without first obtaining 353  
an appropriate educational aide permit or educational 354  
paraprofessional license from the state board of education. A 355  
nonteaching employee who is the holder of a valid educational aide 356  
permit or educational paraprofessional license shall neither 357  
render nor be required to render services inconsistent with the 358

type of services authorized by the permit or license held. No 359  
person shall receive compensation from a board of education for 360  
services rendered as an educational assistant in violation of this 361  
provision. 362

Nonteaching employees whose functions are solely 363  
secretarial-clerical and who do not perform any other duties as 364  
educational assistants, even though they assist a teacher and work 365  
under the direction of a teacher shall not be required to hold a 366  
permit or license issued pursuant to this section. Students 367  
preparing to become licensed teachers or educational assistants 368  
shall not be required to hold an educational aide permit or 369  
paraprofessional license for such periods of time as such students 370  
are assigned, as part of their training program, to work with a 371  
teacher in a school district. Such students shall not be 372  
compensated for such services. 373

Following the determination of the assignment and general job 374  
description of an educational assistant and subject to supervision 375  
by the teacher's immediate administrative officer, a teacher to 376  
whom an educational assistant is assigned shall make all final 377  
determinations of the duties to be assigned to such assistant. 378  
Teachers shall not be required to hold a license designated for 379  
being a supervisor or administrator in order to perform the 380  
necessary supervision of educational assistants. 381

(E) No person who is, or who has been employed as an 382  
educational assistant shall divulge, except to the teacher to whom 383  
assigned, or the administrator of the school in the absence of the 384  
teacher to whom assigned, or when required to testify in a court 385  
or proceedings, any personal information concerning any pupil in 386  
the school district which was obtained or obtainable by the 387  
educational assistant while so employed. Violation of this 388  
provision is grounds for disciplinary action or dismissal, or 389  
both. 390

~~Sec. 3319.41. (A)(1) Beginning September 1, 1994, and except as provided in division (C) of this section, no No person employed or engaged as a teacher, principal, administrator, nonlicensed school employee, or bus driver in a public school may inflict or cause to be inflicted corporal punishment as a means of discipline upon a pupil attending such school, unless the board of education of the school district in which the school is located adopts a resolution no later than September 1, 1994, to permit corporal punishment as a means of discipline and does not adopt a resolution prohibiting corporal punishment pursuant to division (B) of this section. No board shall adopt a resolution permitting corporal punishment before receiving and studying the report of the local discipline task force appointed under division (A)(2) of this section.~~

~~(2) The board of education of each city, local, exempted village, and joint vocational school district that has not adopted a rule prohibiting corporal punishment under section 3313.20 of the Revised Code prior to the effective date of this amendment shall appoint, and any board that has adopted a rule under that section prior to the effective date of this amendment may appoint, no later than April 1, 1994, a local discipline task force to conduct a study of effective discipline measures that are appropriate for that school district. Members of the task force shall include teachers, administrators, nonlicensed school employees, school psychologists, members of the medical profession, pediatricians when available, and representatives of parents' organizations.~~

~~The task force shall hold meetings regularly. All meetings of the task force shall be open to the public and at least one of the meetings shall be for the purpose of inviting public participation. The board of education shall provide public notice of any public meeting of the task force in newspapers or other~~

~~periodicals of general circulation in the school district. The 423  
task force shall report its findings and recommendations in 424  
writing to the board of education no later than July 15, 1994. The 425  
task force's written report must be available for inspection by 426  
the public at the board's offices for at least five years after 427  
being submitted to the board. 428~~

~~(B)(1) At any time after September 1, 1996, the board of 429  
education of any city, local, exempted village, or joint 430  
vocational school district in which corporal punishment is 431  
permitted may adopt a resolution to prohibit corporal punishment. 432  
After the adoption of a resolution prohibiting corporal punishment 433  
pursuant to division (B)(1) of this section, the board of 434  
education of any city, local, exempted village, or joint 435  
vocational school district may adopt a resolution permitting 436  
corporal punishment after complying with division (B)(3) of this 437  
section. 438~~

~~(2) At any time after September 1, 1998, the board of 439  
education of any city, local, exempted village, or joint 440  
vocational school district that did not adopt a resolution 441  
permitting corporal punishment as a means of discipline pursuant 442  
to division (A)(1) of this section may adopt a resolution 443  
permitting corporal punishment after complying with division 444  
(B)(3) of this section. 445~~

~~(3)(a) The board of education of each city, local, exempted 446  
village, and joint vocational school district that intends to 447  
adopt a resolution permitting corporal punishment as a means of 448  
discipline pursuant to division (B)(1) or (2) of this section may 449  
adopt that resolution permitting corporal punishment as a means of 450  
discipline only after receiving and studying the report of the 451  
secondary local discipline task force appointed under division 452  
(B)(3)(b) of this section. 453~~

~~(b) Any board of education described in division (B)(1) or 454~~

~~(2) of this section that intends to adopt a resolution permitting corporal punishment as a means of discipline shall appoint a secondary local discipline task force to conduct a study of effective discipline measures that are appropriate for that school district. Membership on the secondary local discipline task force shall consist of the same types of persons that are required to be included as members of the local discipline task force pursuant to division (A)(2) of this section. The secondary local discipline task force shall follow the same procedures with respect to holding meetings, the provision of public notice, and the production and inspection of a written report of findings and recommendations that are applicable to the local discipline task force pursuant to division (A)(2) of this section, except that the secondary local discipline task force is not required to present its written report to the board of education on a date that is no later than July 15, 1994.~~

~~(C) The prohibition of corporal punishment by division (A) of this section or by a resolution adopted under division (B) of this section does not prohibit the use of reasonable force or restraint in accordance with division (C) of this section.~~

~~(D) If the board of education of any city, local, exempted village, or joint vocational school district does not prohibit corporal punishment on the effective date of this amendment but at any time after that date corporal punishment will be prohibited in the district pursuant to division (A)(1) or (B) of this section, the board shall do both of the following prior to the date on which the prohibition takes effect:~~

~~(1) Adopt a disciplinary policy for the district that includes alternative disciplinary measures;~~

~~(2) Consider what in service training, if any, school district employees might need as part of implementing the policy adopted under division (D)(1) of this section.~~



~~(E) A person employed or otherwise engaged as a teacher, principal, or administrator by a board of education permitting corporal punishment pursuant to division (A)(1) of this section or by a nonpublic school, except as otherwise provided by the governing authority of the nonpublic school, may inflict or cause to be inflicted reasonable corporal punishment upon a pupil attending the school to which the person is assigned whenever such punishment is reasonably necessary in order to preserve discipline while the student is subject to school authority.~~

~~(F) A board of education of a school district that permits the use of corporal punishment as a means of discipline pursuant to a resolution adopted by the board pursuant to division (A)(1) of this section shall permit as part of its discipline policy the parents, guardian, or custodian of a child that is attending any school within the school district to request that corporal punishment not be used as a means of discipline on that child; upon the receipt of a request of that nature, shall ensure that an alternative disciplinary measure is applied with respect to that child; and shall include a procedure for the exercise of that option in the resolution adopted pursuant to division (A)(1) of this section.~~

~~(G) Persons employed or engaged as teachers, principals, or administrators in a school, whether public or private, and nonlicensed school employees and school bus drivers may, within the scope of their employment, use and apply such amount of force and restraint as is reasonable and necessary to quell a disturbance threatening physical injury to others, to obtain possession of weapons or other dangerous objects upon the person or within the control of the pupil, for the purpose of self-defense, or for the protection of persons or property.~~

**Sec. 3326.11.** Each science, technology, engineering, and

mathematics school established under this chapter and its 518  
governing body shall comply with sections 9.90, 9.91, 109.65, 519  
121.22, 149.43, 2151.357, 2151.421, 2313.18, 2921.42, 2921.43, 520  
3301.0712, 3301.0714, 3301.0715, 3313.14, 3313.15, 3313.16, 521  
3313.18, 3313.201, 3313.26, 3313.472, 3313.48, 3313.481, 3313.482, 522  
3313.50, 3313.536, 3313.608, 3313.6012, 3313.6013, 3313.6014, 523  
3313.61, 3313.611, 3313.614, 3313.615, 3313.643, 3313.648, 524  
3313.66, 3313.661, 3313.662, 3313.666, 3313.667, 3313.67, 525  
3313.671, 3313.672, 3313.673, 3313.69, 3313.71, 3313.716, 526  
3313.718, 3313.80, 3313.801, 3313.96, 3319.073, 3319.21, 3319.313, 527  
3319.314, 3319.315, 3319.32, 3319.321, 3319.35, 3319.39, 3319.41, 528  
3319.45, 3321.01, 3321.13, 3321.14, 3321.17, 3321.18, 3321.19, 529  
3321.191, 3327.10, 4111.17, 4113.52, and 5705.391 and Chapters 530  
102., 117., 1347., 2744., 3307., 3309., 3365., 3742., 4112., 531  
4123., 4141., and 4167. of the Revised Code as if it were a school 532  
district. 533

**Section 2.** That existing sections 3314.03, 3319.088, 3319.41, 534  
and 3326.11 of the Revised Code are hereby repealed. 535

**Section 3.** Section 3314.03 of the Revised Code is presented 536  
in this act as a composite of the section as amended by Am. Sub. 537  
H.B. 79, Am. Sub. H.B. 137, Sub. H.B. 184, Am. Sub. H.B. 276, Sub. 538  
H.B. 422, Am. Sub. H.B. 530, Sub. S.B. 164, and Am. Sub. S.B. 311 539  
of the 126th General Assembly. The General Assembly, applying the 540  
principle stated in division (B) of section 1.52 of the Revised 541  
Code that amendments are to be harmonized if reasonably capable of 542  
simultaneous operation, finds that the composite is the resulting 543  
version of the section in effect prior to the effective date of 544  
the section as presented in this act. 545