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## Substitute Bill Comparative Synopsis

**Sub. H.B. 206**

**135<sup>th</sup> General Assembly**

House Primary and Secondary Education

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This table summarizes how the latest substitute version of the bill differs from the immediately preceding version. It addresses only the topics on which the two versions differ substantively. It does not list topics on which the two bills are substantively the same.

Previous Version (As Introduced)	Latest Version (I_135_1078-1)
<b>Imminent and severe endangerment</b>	
No provision.	Defines “imminent and severe endangerment” as any of the following actions taken by a pupil ( <i>R.C. 3313.66(K)(4)</i> ): <ol style="list-style-type: none"><li>1. Bringing a firearm to school, a property owned or controlled by the school board, or to an interscholastic competition, extracurricular event, or other program or activity sponsored by the school district or in which the district is a participant;</li><li>2. Bringing a knife capable of causing serious bodily injury to any of the above locations;</li><li>3. Committing an act that is a criminal offense when committed by an adult and that results in serious physical harm to persons or property while at any of the above locations;</li><li>4. Making a bomb threat to a school building or to any premises at which a school activity is occurring at the time of</li></ol>

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No provision.	<p>the threat;</p> <p>5. Making an articulated or verbalized threat, including a hit list, threatening manifesto, or social media post, that would lead a reasonable person to conclude that the pupil poses a serious threat.</p> <p>Permits a school district with an expulsion policy under the bill to subject the reinstatement of a student who is expelled for bringing a firearm to school to the reinstatement process under that policy (<i>R.C. 3313.66(B)(2)(a)</i>).</p>
<b>Reinstatement determinations</b>	
No provision.	Defines “sufficient rehabilitation” to mean that a pupil has met all conditions for reinstatement set by the pupil’s superintendent and has been determined by the superintendent to no longer pose a danger to the pupil’s self, other pupils, or school employees ( <i>R.C. 3313.66(K)(5)</i> ).
No provision.	Requires a superintendent to make a reinstatement determination for a 180-day original expulsion period or 90-day extended expulsion period in consultation with a multidisciplinary team selected by the superintendent ( <i>R.C. 3313.66(B)(6)(a)</i> ).
<b>Assessments by psychiatrists, psychologists, or school psychologists</b>	
Requires one of the conditions for a pupil’s reinstatement to include an assessment by a psychiatrist, psychologist, or school psychologist agreed upon by the district board and the pupil’s parent, guardian, or custodian ( <i>R.C. 3313.66(B)(6)</i> ).	Same, but specifies that a psychologist or school psychologist must be licensed and a psychiatrist must be a licensed physician who meets specified requirements regarding training in psychiatry ( <i>R.C. 3313.66(B)(6)</i> ).
Requires a psychiatrist, psychologist, or school psychologist’s assessment to determine whether the pupil poses a danger to the pupil’s self or to other pupils or school employees ( <i>R.C. 3313.66(B)(6)</i> ).	Same, but also permits the psychiatrist, psychologist, or school psychologist to include recommendations for contingent conditions on a pupil’s reinstatement in the assessment ( <i>R.C. 3313.66(B)(6)</i> ).
Requires payment for the assessment to be made as follows:	Requires payment for the assessment to be made as follows:

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<ol style="list-style-type: none"> <li>1. If the psychiatrist, psychologist, or school psychologist is employed or contracted by the school district, then the district pays in full for the assessment; and</li> <li>2. If the psychiatrist, psychologist, or school psychologist is not employed or contracted by the district, then the assessment must be referred to the pupil's health insurance and any remaining costs must be split between the district and the pupil's parent, guardian, or custodian (R.C. 3313.66(B)(6)).</li> </ol>	<ol style="list-style-type: none"> <li>1. Same; and</li> <li>2. Same, but any remaining costs must be paid by the district (R.C. 3313.66(B)(6)).</li> </ol>
<b>Contingent conditions for reinstatement</b>	
No provision.	Permits a superintendent to develop contingent conditions for a pupil's reinstatement. These conditions may include the conditions developed for the original expulsion period and recommendations made by a psychiatrist, psychologist, or school psychologist during the assessment conducted for the pupil's reinstatement (R.C. 3313.66(B)(6)(e)).
No provision.	Requires a superintendent setting contingent conditions for reinstatement to establish a duration under which the student must meet the contingent conditions, which may extend to a pupil's graduation date (R.C. 3313.66(B)(6)(e)).
No provision.	Requires a superintendent to provide a copy of the contingent conditions in writing to the district board, pupil, and the pupil's parent, guardian, or custodian, when making a reinstatement determination (R.C. 3313.66(B)(6)(e)).
No provision.	Permits a superintendent to revoke a pupil's reinstatement and establish an extended expulsion period if a pupil fails to meet the contingent conditions (R.C. 3313.66(B)(6)(e)).

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<b>Plan for continued education of expelled students</b>	
Requires the superintendent to develop a plan for the continued education of an expelled student in consultation with the student and student's parent, guardian, or custodian, no later than five days after the beginning of the pupil's original expulsion period ( <i>R.C. 3313.66(B)(6)(e)</i> ).	Same, but requires the plan to be developed no later than 15 days after the beginning of the original expulsion period and also requires the plan to be developed in consultation with a pupil's IEP team, if the pupil has one ( <i>R.C. 3313.66(B)(6)(f)</i> ).
<b>Transfer of expulsion records</b>	
No provision.	Requires a school district board of education to provide the Department of Education and Workforce (DEW) records of each expulsion made under a policy adopted under the bill and any changes to a pupil's expulsion status. Boards must submit these records without using a student's name and in accordance with laws regarding the statewide Education Management Information System (EMIS) and the confidentiality of student information ( <i>R.C. 3313.66(B)(6)(h)</i> ).
No provision.	Permits a school district or school to which a student with an expulsion record under a policy adopted under the bill transfers to request those records from the pupil's former school or from DEW and requires the pupil's former school or DEW to provide the requested records ( <i>R.C. 3313.66(B)(6)(h)</i> ).
No provision.	Prohibits a school district or school from withholding records related to a student's expulsion due to outstanding debt attributed to the student ( <i>R.C. 3319.324(E)</i> ).