

**As Reported by the House Higher Education Committee**

**135th General Assembly**

**Regular Session**

**2023-2024**

**Sub. S. B. No. 83**

**Senator Cirino**

**Cosponsors: Senators Rulli, McColley, Roegner, Brenner, O'Brien, Johnson,  
Hoagland, Lang, Schaffer, Wilkin**

**Representative Williams**

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**A BILL**

To amend sections 3335.02, 3337.01, 3339.01, 1  
3341.02, 3343.02, 3344.01, 3345.45, 3350.10, 2  
3352.01, 3356.01, 3359.01, 3361.01, 3362.01, and 3  
3364.01; to enact new section 3333.045 and 4  
sections 1715.551, 3345.029, 3345.0216, 5  
3345.0217, 3345.0218, 3345.0219, 3345.382, 6  
3345.451, 3345.452, 3345.453, 3345.454, 7  
3345.455, 3345.456, 3345.591, 3345.80, and 8  
3345.87; and to repeal section 3333.045 of the 9  
Revised Code to enact the Ohio Higher Education 10  
Enhancement Act regarding the operation of state 11  
institutions of higher education, and to revise 12  
the Uniform Prudent Management of Institutional 13  
Funds Act. 14

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

**Section 1.** That sections 3335.02, 3337.01, 3339.01, 15  
3341.02, 3343.02, 3344.01, 3345.45, 3350.10, 3352.01, 3356.01, 16  
3359.01, 3361.01, 3362.01, and 3364.01 be amended and new 17

section 3333.045 and sections 1715.551, 3345.029, 3345.0216, 18  
3345.0217, 3345.0218, 3345.0219, 3345.382, 3345.451, 3345.452, 19  
3345.453, 3345.454, 3345.455, 3345.456, 3345.591, 3345.80, and 20  
3345.87 of the Revised Code be enacted to read as follows: 21

**Sec. 1715.551.** (A) As used in this section: 22

(1) (a) "Benefactor representative" means either of the 23  
following: 24

(i) The administrator or executor of the estate of a 25  
person who signed a qualified endowment agreement as donor; 26

(ii) A person designated in a qualified endowment 27  
agreement, whether or not born or existing at the time of such 28  
designation, to act in place of a party to the agreement for the 29  
purpose of resolving disputes about the agreement, including 30  
without limitation, its validity, interpretation, performance, 31  
enforcement, and any action that it contemplates. 32

(b) "Benefactor representative" does not mean the state 33  
institution of higher education receiving or administering 34  
property under a qualified endowment agreement or any person 35  
designated by such state institution of higher education for any 36  
purpose. 37

(c) A benefactor representative named in a qualified 38  
endowment agreement shall be the only benefactor representative 39  
for purposes of this section, regardless of the existence of an 40  
administrator or executor of the estate of a person who signed a 41  
qualified endowment agreement as donor. 42

(2) "Qualified endowment agreement" means a gift 43  
instrument, signed by a person and a state institution of higher 44  
education prior to the effective date of this section, under 45  
which the person commits to transfer property, the aggregate 46

value of which is at least three million dollars, to that or 47  
another state institution of higher education and the state 48  
institution of higher education commits that it or another state 49  
institution of higher education will hold or administer the 50  
property as an endowment fund, subject to any restrictions on 51  
management, investment, spending, or purpose contained in the 52  
gift instrument. 53

(3) "Aggregate value" includes the full value of all 54  
property transferred by the donor pursuant to the gift 55  
instrument, regardless of whether the state institution of 56  
higher education holds and administers such property as one 57  
endowment fund or divides the property into multiple endowment 58  
funds. 59

(4) "State institution of higher education" has the same 60  
meaning as in section 3345.011 of the Revised Code but also 61  
includes foundations, the corporate purpose of which is solely 62  
to benefit an identified state institution of higher education, 63  
as defined in that section, and that receive, hold, or 64  
administer charitable transfers of property for that state 65  
institution of higher education. 66

(B) If a state institution of higher education violates a 67  
restriction contained in a qualified endowment agreement on the 68  
management, investment, spending, or purpose of the endowment 69  
fund, the person who signed the qualified endowment agreement as 70  
donor, or the benefactor representative of such person, may 71  
notify the charitable law section of the office of the attorney 72  
general in writing of the violation. 73

(C) (1) If, within one hundred eighty days after receiving 74  
the notice, the attorney general has not obtained full 75  
compliance with the restriction, and restitution to the 76

endowment fund of property approximately equal to any value lost 77  
due to the violated restriction, the person who notified the 78  
attorney general, or the benefactor representative of such 79  
person, may file a complaint for either or both of the 80  
following: 81

(a) Breach of the qualified endowment agreement; 82

(b) To obtain a declaration of rights and duties expressed 83  
in the qualified endowment agreement and as to all of the 84  
actions it contemplates, including, without limitation, the 85  
interpretation, performance, and enforcement of the qualified 86  
endowment agreement and determination of its validity. 87

(2) Each of the following applies to the complaint: 88

(a) It may be filed regardless of whether the qualified 89  
endowment agreement expressly reserves a right to sue or 90  
enforce. 91

(b) It shall not seek a judgment awarding to the plaintiff 92  
damages, court costs, attorney's fees, or any other award of 93  
money or other property. 94

(c) It shall seek only one or both of the following: 95

(i) Declaratory relief; 96

(ii) Equitable relief consistent with the charitable 97  
purposes expressed in the qualified endowment agreement and 98  
consistent with the charitable purposes of the state institution 99  
of higher education. 100

(D) The attorney general may enforce the interests of the 101  
beneficiaries of a qualified endowment agreement by filing a 102  
complaint for breach or to obtain a declaration of rights and 103  
duties expressed in the qualified endowment agreement and as to 104

all of the actions it contemplates, including, without 105  
limitation, the interpretation, performance, and enforcement of 106  
the qualified endowment agreement and determination of its 107  
validity. 108

(E) A state institution of higher education may obtain a 109  
judicial declaration of rights and duties expressed in a 110  
qualified endowment agreement and as to all of the actions it 111  
contemplates, including, without limitation, the interpretation, 112  
performance, and enforcement of the qualified endowment 113  
agreement and determination of its validity. The state 114  
institution of higher education shall seek such declaration in 115  
any suit brought under this section or by filing a complaint. 116

(F) Every complaint authorized by this section shall be 117  
filed in a court of general jurisdiction in the county where the 118  
state institution of higher education named as a party has its 119  
principal office or principal place of carrying out its 120  
charitable purpose, or in a court of the United States whose 121  
district includes such county. Every such complaint shall: 122

(1) Name the attorney general as a party; 123

(2) Name as parties the state institution of higher 124  
education that signed the qualified endowment agreement or its 125  
successor, and each state institution of higher education that 126  
currently administers property subject to the qualified 127  
endowment agreement; 128

(3) If the attorney general or state institution of higher 129  
education files the complaint within twenty-five years after the 130  
date of the first transfer of property to the state institution 131  
of higher education pursuant to the qualified endowment 132  
agreement, name as a party the person who signed the qualified 133

endowment agreement as donor, or the benefactor representative 134  
of each such person, if the person or benefactor representative 135  
can be located and identified after diligent inquiry. 136

(G) The failure to name or join as a party a person who 137  
signed the qualified endowment agreement as donor, or the 138  
benefactor representative of such person, is not jurisdictional. 139  
The court, however, shall not act on the merits of the complaint 140  
or on any motion for an order to address its merits without 141  
first ensuring that the plaintiff has acted diligently to notify 142  
such person or the benefactor representative of such person of 143  
the complaint and, if the person or benefactor representative is 144  
located and identified, affords such person or benefactor 145  
representative an opportunity to be heard or to intervene. 146

(H) The interest of a person who signed a qualified 147  
endowment agreement as donor, and the interest represented by 148  
the benefactor representative of such person, shall not be 149  
presumed to be identical to the interest of either the attorney 150  
general or the state institution of higher education. 151

(I) (1) Subject to division (I) (2) of this section, a 152  
person who signed a qualified endowment agreement as donor, or 153  
the benefactor representative of such person, shall file a 154  
complaint authorized by this section within six years after 155  
discovery of the accrual of the cause of action, but in no event 156  
shall such a person or the benefactor representative of such 157  
person file a complaint authorized by this section more than 158  
twenty-five years after the date of the first transfer of 159  
property under the qualified endowment agreement. 160

(2) If, during the sixth year after discovery of the 161  
accrual of the cause of action, a person who signed a qualified 162  
endowment agreement as donor, or the benefactor representative 163

of such person, notifies the charitable law section of the 164  
office of the attorney general in writing of a violation by a 165  
state institution of higher education of a restriction contained 166  
in the qualified endowment agreement as authorized by this 167  
section, the period within which such person or benefactor 168  
representative must file a complaint authorized by this section 169  
shall be extended automatically by two hundred ten days. 170

(J) This section applies only to breaches of qualified 171  
endowment agreements, if those breaches are alleged to have 172  
occurred on or after the effective date of this section. 173

**Sec. 3333.045.** As used in this section, "state institution 174  
of higher education" has the same meaning as in section 3345.011 175  
of the Revised Code. 176

The chancellor of higher education, in consultation with 177  
state institutions of higher education and members of their 178  
boards of trustees, shall develop and annually deliver 179  
educational programs for members of a board of trustees of each 180  
state institution. The chancellor may deliver the programs 181  
virtually and may offer the programs periodically throughout 182  
each year. New members of a board of trustees shall participate 183  
in the programs at least once in their first two years in 184  
office. Current members of a board of trustees shall participate 185  
in continuing trustee training at levels to be determined by the 186  
chancellor. 187

The educational programs shall be designed to address the 188  
role, duties, and responsibilities of a member of a board of 189  
trustees and may include in-service programs on current issues 190  
in higher education. In developing the educational programs, the 191  
chancellor may consider similar programs offered in other states 192  
or through a recognized trustee group. 193

<u>The educational programs shall include presentations and</u>	194
<u>content related to all of the following:</u>	195
<u>(A) Each board member's duty to the state of Ohio;</u>	196
<u>(B) The committee structure and function of a board of</u>	197
<u>trustees;</u>	198
<u>(C) The duties of the executive committee of a board of</u>	199
<u>trustees;</u>	200
<u>(D) Professional accounting and reporting standards;</u>	201
<u>(E) Methods for meeting the statutory, regulatory, and</u>	202
<u>fiduciary obligations of a board of trustees;</u>	203
<u>(F) The requirements of the public records law;</u>	204
<u>(G) Institutional ethics and conflicts of interest;</u>	205
<u>(H) Creating and implementing institution-wide rules and</u>	206
<u>regulations;</u>	207
<u>(I) Business operations, administration, budgeting,</u>	208
<u>financing, financial reporting, and financial reserves,</u>	209
<u>including a segment on endowment management;</u>	210
<u>(J) Fixing student general and instructional fees, and</u>	211
<u>other necessary charges, including a review of student debt</u>	212
<u>trends;</u>	213
<u>(K) Overseeing planning, construction, maintenance,</u>	214
<u>expansion, and renovation projects that impact the state</u>	215
<u>institution's consolidated infrastructure, physical facilities,</u>	216
<u>and natural environment, including its lands, improvements, and</u>	217
<u>capital equipment;</u>	218
<u>(L) Workforce planning, strategy, and investment;</u>	219



(M) Institutional advancement, including philanthropic giving, fundraising initiatives, alumni programming, communications and media, government and public relations, and community affairs; 220  
221  
222  
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(N) Student welfare issues, including academic studies, curriculum, residence life, student governance and activities, and the general physical and psychological well-being of undergraduate and graduate students; 224  
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226  
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(O) Current national and state issues in higher education; 228

(P) Future national and state issues in higher education. 229

**Sec. 3335.02.** (A) The government of the Ohio state 230  
university shall be vested in a board of fourteen trustees in 231  
2005, and seventeen trustees beginning in 2006, who shall be 232  
appointed by the governor, with the advice and consent of the 233  
senate. Two of the seventeen trustees shall be students at the 234  
Ohio state university, and their selection and terms shall be in 235  
accordance with division (B) of this section. ~~Except~~ 236

(1) For trustees appointed prior to July 1, 2024, except 237  
as provided in division (D) of this section and except for the 238  
terms of student members, terms of office shall be for nine 239  
years, commencing on the fourteenth day of May and ending on the 240  
thirteenth day of May. 241

(2) For trustees appointed on or after July 1, 2024, 242  
except for the terms of student members, terms of office shall 243  
be for six years, commencing on the fourteenth day of May and 244  
ending on the thirteenth day of May. 245

Each trustee shall hold office from the date of 246  
appointment until the end of the term for which the trustee was 247  
appointed. Any trustee appointed to fill a vacancy occurring 248

prior to the expiration of the term for which the trustee's 249  
predecessor was appointed shall hold office for the remainder of 250  
such term. Any trustee shall continue in office subsequent to 251  
the expiration date of the trustee's term until the trustee's 252  
successor takes office, or until a period of sixty days has 253  
elapsed, whichever occurs first. ~~No person who has served a full-~~ 254  
~~nine year term or more than six years of such a term shall be-~~ 255  
~~eligible for reappointment until a period of four years has-~~ 256  
~~elapsed since the last day of the term for which the person-~~ 257  
~~previously served.~~ The trustees shall not receive compensation 258  
for their services, but shall be paid their reasonable necessary 259  
expenses while engaged in the discharge of their official 260  
duties. 261

(B) The student members of the board of trustees of the 262  
Ohio state university shall be students at the Ohio state 263  
university. Unless student members have been granted voting 264  
power under division (C) of this section, they shall have no 265  
voting power on the board, shall not be considered as members of 266  
the board in determining whether a quorum is present, and shall 267  
not be entitled to attend executive sessions of the board. The 268  
student members of the board shall be appointed by the governor, 269  
with the advice and consent of the senate, from a group of five 270  
candidates selected pursuant to a procedure adopted by the 271  
university's student governments and approved by the 272  
university's board of trustees. The initial term of office of 273  
one of the student members shall commence on May 14, 1988, and 274  
shall expire on May 13, 1989, and the initial term of office of 275  
the other student member shall commence on May 14, 1988, and 276  
expire on May 13, 1990. Thereafter, terms of office of student 277  
members shall be for two years, each term ending on the same day 278  
of the same month of the year as the term it succeeds. In the 279

event a student member cannot fulfill a two-year term, a 280  
replacement shall be selected to fill the unexpired term in the 281  
same manner used to make the original selection. 282

(C) Not later than ninety days after ~~the effective date of~~ 283  
~~this amendment~~ September 29, 2015, the board of trustees shall 284  
adopt a resolution that does one of the following: 285

(1) Grants the student members of the board voting power 286  
on the board. If so granted, in addition to having voting power, 287  
the student members shall be considered as members of the board 288  
in determining whether a quorum is present and shall be entitled 289  
to attend executive sessions of the board. 290

(2) Declares that student members do not have voting power 291  
on the board. 292

Thereafter, the board may change the voting status of 293  
student trustees by adopting a subsequent resolution. Each 294  
resolution adopted under this division shall take effect on the 295  
fourteenth day of May following the adoption of the resolution. 296  
All members with voting power at the time of the adoption of a 297  
resolution may vote on the resolution. 298

If student members are granted voting power under this 299  
division, no student shall be disqualified from membership on 300  
the board of trustees because the student receives a 301  
scholarship, grant, loan, or any other financial assistance 302  
payable out of the state treasury or a university fund, or 303  
because the student is employed by the university in a position 304  
pursuant to a work-study program or other student employment, 305  
including as a graduate teaching assistant, graduate 306  
administrative assistant, or graduate research assistant, the 307  
compensation for which is payable out of the state treasury or a 308

university fund. 309

Acceptance of such financial assistance or employment by a 310  
student trustee shall not be considered a violation of Chapter 311  
102. or section 2921.42 or 2921.43 of the Revised Code. 312

(D) (1) The initial terms of office for the three 313  
additional trustees appointed in 2005 shall commence on a date 314  
in 2005 that is selected by the governor with one term of office 315  
expiring on May 13, 2009, one term of office expiring on May 13, 316  
2010, and one term of office expiring on May 13, 2011, as 317  
designated by the governor upon appointment. Thereafter terms of 318  
office for trustees appointed prior to July 1, 2024, shall be 319  
for nine years, as provided in division ~~(A)~~ (A) (1) of this 320  
section. Terms of office for trustees appointed on or after July 321  
1, 2024, shall be for six years, as provided in division (A) (2) 322  
of this section. 323

(2) The initial terms of office for the three additional 324  
trustees appointed in 2006 shall commence on May 14, 2006, with 325  
one term of office expiring on May 13, 2012, one term of office 326  
expiring on May 13, 2013, and one term of office expiring on May 327  
13, 2014, as designated by the governor upon appointment. 328  
Thereafter terms of office for trustees appointed prior to July 329  
1, 2024, shall be for nine years, as provided in division ~~(A)~~ 330  
(A) (1) of this section. Terms of office for trustees appointed 331  
on or after July 1, 2024, shall be for six years, as provided in 332  
division (A) (2) of this section. 333

**Sec. 3337.01.** (A) The body politic and corporate by the 334  
name and style of "The President and Trustees of the Ohio 335  
University" now in the university instituted and established in 336  
Athens by the name and style of "The Ohio University" shall 337  
consist of a board of trustees composed of eleven members, who 338

shall be appointed by the governor, with the advice and consent 339  
of the senate. At least five of the trustees who are not 340  
students shall be graduates of Ohio university. Two of the 341  
trustees shall be students at Ohio university, and their 342  
selection and terms shall be in accordance with division (B) of 343  
this section. A majority of the board constitutes a quorum. 344  
~~Except For trustees appointed prior to July 1, 2024, except for~~ 345  
the terms of student members, terms of office shall be for nine 346  
years, commencing on the fourteenth day of May and ending on the 347  
thirteenth day of May, except that upon expiration of the term 348  
ending on May 14, 1978, the new term which succeeds it shall 349  
commence on May 15, 1978, and end on May 13, 1987. For trustees 350  
appointed on or after July 1, 2024, except for the terms of 351  
student members, terms of office shall be for six years, 352  
commencing on the fourteenth day of May and ending on the 353  
thirteenth day of May. Each member shall hold office from the 354  
date of appointment until the end of the term for which the 355  
member was appointed. Any member appointed to fill a vacancy 356  
occurring prior to the expiration of the term for which the 357  
member's predecessor was appointed shall hold office for the 358  
remainder of such term. Any member shall continue in office 359  
subsequent to the expiration date of the member's term until the 360  
member's successor takes office, or until a period of sixty days 361  
has elapsed, whichever occurs first. ~~No person who has served a~~ 362  
~~full nine-year term or more than six years of such a term shall~~ 363  
~~be eligible for reappointment until a period of four years has~~ 364  
~~elapsed since the last day of the term for which the person~~ 365  
~~previously served.~~ Such trustees shall receive no compensation 366  
for their services, but shall be paid their actual and necessary 367  
expenses while engaged in the discharge of their official 368  
duties. 369

(B) The student members of the board of trustees of the Ohio university have no voting power on the board. Student members shall not be considered as members of the board in determining whether a quorum is present. Student members shall not be entitled to attend executive sessions of the board. The student members of the board shall be appointed by the governor, with the advice and consent of the senate, from a group of five candidates selected pursuant to a procedure adopted by the university's student governments and approved by the university's board of trustees. The initial term of office of one of the student members shall commence on May 14, 1988, and shall expire on May 13, 1989, and the initial term of office of the other student member shall commence on May 14, 1988, and expire on May 13, 1990. Thereafter, terms of office of student members shall be for two years, each term ending on the same day of the same month of the year as the term it succeeds. In the event that a student member cannot fulfill the student member's two-year term, a replacement shall be selected to fill the unexpired term in the same manner used to make the original selection.

**Sec. 3339.01.** (A) The government of Miami university shall be vested in eleven trustees, who shall be appointed by the governor with the advice and consent of the senate. Two of the trustees shall be students at Miami university, and their selection and terms shall be in accordance with division (B) of this section. A majority of the board constitutes a quorum.  
~~Except For trustees appointed prior to July 1, 2024, except for~~ the terms of student members, terms of office shall be for nine years, commencing on the first day of March and ending on the last day of February, except that upon expiration of the trustee term ending on March 1, 1974, the trustee term which succeeds it

shall commence on March 2, 1974, and end on February 28, 1983; 401  
upon expiration of the trustee term ending on March 1, 1977, the 402  
trustee term which succeeds it shall commence on March 2, 1977, 403  
and end on February 28, 1986; upon expiration of the trustee 404  
term ending on March 1, 1978, the trustee term which succeeds it 405  
shall commence on March 2, 1978, and end on February 28, 1987; 406  
and upon expiration of the trustee term ending on March 1, 1979, 407  
the trustee term which succeeds it shall commence on March 2, 408  
1979, and end on February 29, 1988. For trustees appointed on or 409  
after July 1, 2024, except for the terms of student members, 410  
terms of office shall be for six years, commencing on the first 411  
day of March and ending on the last day of February. Each 412  
trustee shall hold office from the date of appointment until the 413  
end of the term for which the trustee was appointed. Any trustee 414  
appointed to fill a vacancy occurring prior to the end of the 415  
term for which the trustee's predecessor was appointed shall 416  
hold office for the remainder of such term. Any trustee shall 417  
continue in office subsequent to the expiration date of the 418  
trustee's term until a successor takes office, or until a period 419  
of sixty days has elapsed, whichever occurs first. ~~No person who~~ 420  
~~has served a full nine year term or more than six years of such~~ 421  
~~a term shall be eligible for reappointment until a period of~~ 422  
~~four years has elapsed since the last day of the term for which~~ 423  
~~the person previously served.~~ The trustees shall receive no 424  
compensation for their services but shall be paid their 425  
reasonable necessary expenses while engaged in the discharge of 426  
their official duties. 427

(B) The student members of the board of trustees of Miami 428  
university have no voting power on the board. Student members 429  
shall not be considered as members of the board in determining 430  
whether a quorum is present. Student members shall not be 431

entitled to attend executive sessions of the board. The student 432  
members of the board shall be appointed by the governor, with 433  
the advice and consent of the senate, from a group of five 434  
candidates selected pursuant to a procedure adopted by the 435  
university's student governments and approved by the 436  
university's board of trustees. The initial term of office of 437  
one of the student members shall commence on March 1, 1988, and 438  
shall expire on February 28, 1989, and the initial term of 439  
office of the other student member shall commence on March 1, 440  
1988, and expire on February 28, 1990. Thereafter, terms of 441  
office of student members shall be for two years, each term 442  
ending on the last day of February. In the event that a student 443  
member cannot fulfill the student member's two-year term, a 444  
replacement shall be selected to fill the unexpired term in the 445  
same manner used to make the original selection. 446

**Sec. 3341.02.** (A) The government of Bowling Green state 447  
university is vested in a board of eleven trustees, who shall be 448  
appointed by the governor, with the advice and consent of the 449  
senate. Two of the trustees shall be students at Bowling Green 450  
state university, and their selection and terms shall be in 451  
accordance with division (B) of this section. A majority of the 452  
board constitutes a quorum. ~~Except For trustees appointed prior~~ 453  
~~to July 1, 2024, except~~ for the terms of student members, terms 454  
of office shall be for nine years, commencing on the seventeenth 455  
day of May and ending on the sixteenth day of May. ~~No person who~~ 456  
~~has served a full nine year term or more than six years of such~~ 457  
~~a term shall be eligible for reappointment until a period of~~ 458  
~~four years has elapsed since the last day of the term for which~~ 459  
~~the person previously served.~~ For trustees appointed on or after 460  
July 1, 2024, except for the terms of student members, terms of 461  
office shall be for six years, commencing on the seventeenth day 462



of May and ending on the sixteenth day of May. 463

(B) The student members of the board of trustees of 464  
Bowling Green state university have no voting power on the 465  
board. Student members shall not be considered as members of the 466  
board in determining whether a quorum is present. Student 467  
members shall not be entitled to attend executive sessions of 468  
the board. The student members of the board shall be appointed 469  
by the governor, with the advice and consent of the senate, from 470  
a group of five candidates selected pursuant to a procedure 471  
adopted by the university's student governments and approved by 472  
the university's board of trustees. The initial term of office 473  
of one of the student members shall commence on March 17, 1988, 474  
and shall expire on March 16, 1989, and the initial term of 475  
office of the other student member shall commence on March 17, 476  
1988, and expire on March 16, 1990. After September 22, 2000, 477  
terms of office shall commence on the seventeenth day of May and 478  
shall end on the sixteenth day of May. Terms of office of 479  
student members shall be for two years, each term ending on the 480  
same day of the same month of the year as the term it succeeds. 481  
In the event that a student member cannot fulfill the student 482  
member's two-year term, a replacement shall be selected in the 483  
manner used for the original selection to fill the unexpired 484  
term. 485

(C) The government of Kent state university is vested in a 486  
board of eleven trustees, who shall be appointed by the 487  
governor, with the advice and consent of the senate. Two of the 488  
trustees shall be students at Kent state university, and their 489  
selection and terms shall be in accordance with division (D) of 490  
this section. A majority of the board constitutes a quorum. 491  
~~Except For trustees appointed prior to July 1, 2024, except for~~ 492  
the terms of student members, terms of office shall be for nine 493

years, commencing on the seventeenth day of May and ending on 494  
the sixteenth day of May. ~~No person who has served a full nine-~~ 495  
~~year term or more than six years of such a term shall be~~ 496  
~~eligible for reappointment until a period of four years has~~ 497  
~~elapsed since the last day of the term for which the person~~ 498  
~~previously served.~~ For trustees appointed on or after July 1, 499  
2024, except for the terms of student members, terms of office 500  
shall be for six years, commencing on the seventeenth day of May 501  
and ending on the sixteenth day of May. 502

(D) The student members of the board of trustees of Kent 503  
state university have no voting power on the board. Student 504  
members shall not be considered as members of the board in 505  
determining whether a quorum is present. Student members shall 506  
not be entitled to attend executive sessions of the board. The 507  
student members of the board shall be appointed by the governor, 508  
with the advice and consent of the senate, from a group of five 509  
candidates selected pursuant to a procedure adopted by the 510  
university's student governments and approved by the 511  
university's board of trustees. The initial term of office of 512  
one of the student members shall commence on May 17, 1988, and 513  
shall expire on May 16, 1989, and the initial term of office of 514  
the other student member shall commence on May 17, 1988, and 515  
expire on May 16, 1990. Thereafter, terms of office of student 516  
members shall be for two years, each term ending on the same day 517  
of the same month of the year as the term it succeeds. In the 518  
event that a student member cannot fulfill the student member's 519  
two-year term, a replacement shall be selected to fill the 520  
unexpired term in the same manner used to make the original 521  
selection. 522

(E) The trustees shall receive no compensation for their 523  
services but shall be paid their reasonable necessary expenses 524

while engaged in the discharge of their official duties. 525

(F) Each trustee shall hold office from the date of 526  
appointment until the end of the term for which the trustee was 527  
appointed. Any trustee appointed to fill a vacancy occurring 528  
prior to the expiration of the term for which the trustee's 529  
predecessor was appointed shall hold office for the remainder of 530  
such term. Any trustee shall continue in office subsequent to 531  
the expiration date of the trustee's term until a successor 532  
takes office, or until a period of sixty days has elapsed, 533  
whichever occurs first. 534

**Sec. 3343.02.** (A) The government of Central state 535  
university shall be vested in a board of trustees to be known as 536  
"the board of trustees of the Central state university." Such 537  
board shall consist of eleven members who shall be appointed by 538  
the governor, with the advice and consent of the senate. Two of 539  
the trustees shall be students at Central state university, and 540  
their selection and terms shall be in accordance with division 541  
(B) of this section. A majority of the board constitutes a 542  
quorum. ~~Except For trustees appointed prior to July 1, 2024,~~ 543  
except for the student members, terms of office shall be for 544  
nine years, commencing on the first day of July and ending on 545  
the thirtieth day of June. For trustees appointed on or after 546  
July 1, 2024, except for the student members, terms of office 547  
shall be for six years, commencing on the first day of July and 548  
ending on the thirtieth day of June. Each member shall hold 549  
office from the date of appointment until the end of the term 550  
for which the member was appointed. Any member appointed to fill 551  
a vacancy occurring prior to the expiration of the term for 552  
which the member's predecessor was appointed shall hold office 553  
for the remainder of such term. Any member shall continue in 554  
office subsequent to the expiration date of the member's term 555

until the member's successor takes office, or until a period of 556  
sixty days has elapsed, whichever occurs first. ~~No person who~~ 557  
~~has served a full nine year term or more than six years of such~~ 558  
~~a term shall be eligible for reappointment until a period of~~ 559  
~~four years has elapsed since the last day of the term for which~~ 560  
~~the person previously served.~~ 561

(B) The student members of the board of trustees of 562  
Central state university have no voting power on the board. 563  
Student members shall not be considered as members of the board 564  
in determining whether a quorum is present. Student members 565  
shall not be entitled to attend executive sessions of the board. 566  
The student members of the board shall be appointed by the 567  
governor, with the advice and consent of the senate, from a 568  
group of five candidates selected pursuant to a procedure 569  
adopted by the university's student governments and approved by 570  
the university's board of trustees. The initial term of office 571  
of one of the student members shall commence on July 1, 1988,   572  
and shall expire on June 30, 1989, and the initial term of 573  
office of the other student member shall commence on July 1, 574  
1988,   and expire on June 30, 1990. Thereafter, terms of office 575  
of student members shall be for two years, each term ending on 576  
the same day of the same month of the year as the term it 577  
succeeds. In the event that a student member cannot fulfill a 578  
two-year term, a replacement shall be selected to fill the 579  
unexpired term in the same manner used to make the original 580  
selection. 581

**Sec. 3344.01.** (A) There is hereby created the Cleveland 582  
state university. The government of the Cleveland state 583  
university is vested in a board of eleven trustees, who shall be 584  
appointed by the governor, with the advice and consent of the 585  
senate. Two of the trustees shall be students at the Cleveland 586

state university, and their selection and terms shall be in 587  
accordance with division (B) of this section. ~~Except For~~ 588  
~~trustees appointed prior to July 1, 2024, except~~ for the student 589  
members, terms of office shall be for nine years, commencing on 590  
the second day of May and ending on the first day of May. For 591  
trustees appointed on or after July 1, 2024, except for the 592  
student members, terms of office shall be for six years, 593  
commencing on the second day of May and ending on the first day 594  
of May. Each trustee shall hold office from the date of 595  
appointment until the end of the term for which the trustee was 596  
appointed. Any trustee appointed to fill a vacancy occurring 597  
prior to the expiration of the term for which the trustee's 598  
predecessor was appointed shall hold office for the remainder of 599  
such term. Any trustee shall continue in office subsequent to 600  
the expiration date of the trustee's term until the trustee's 601  
successor takes office, or until a period of sixty days has 602  
elapsed, whichever occurs first. ~~No person who has served a full-~~ 603  
~~nine-year term or more than six years of such a term shall be-~~ 604  
~~eligible for reappointment until a period of four years has-~~ 605  
~~elapsed since the last day of the term for which the person-~~ 606  
~~previously served.~~ The trustees shall receive no compensation 607  
for their services but shall be paid their reasonable necessary 608  
expenses while engaged in the discharge of their official 609  
duties. A majority of the board constitutes a quorum. 610

(B) The student members of the board of trustees of the 611  
Cleveland state university have no voting power on the board. 612  
Student members shall not be considered as members of the board 613  
in determining whether a quorum is present. Student members 614  
shall not be entitled to attend executive sessions of the board. 615  
The student members of the board shall be appointed by the 616  
governor, with the advice and consent of the senate, from a 617

group of five candidates selected pursuant to a procedure 618  
adopted by the university's student governments and approved by 619  
the university's board of trustees. The initial term of office 620  
of one of the student members shall commence on May 2, 1988, and 621  
shall expire on May 1, 1989, and the initial term of office of 622  
the other student member shall commence on May 2, 1988, and 623  
expire on May 1, 1990. Thereafter, terms of office of student 624  
members shall be for two years, each term ending on the same day 625  
of the same month of the year as the term it succeeds. In the 626  
event that a student member cannot fulfill a two-year term, a 627  
replacement shall be selected to fill the unexpired term in the 628  
same manner used to make the original selection. 629

Sec. 3345.029. (A) As used in this section: 630

(1) "Community college" has the same meaning as in section 631  
3333.168 of the Revised Code. 632

(2) "Course syllabus" means a document produced for 633  
students by a course instructor that includes all of the 634  
following: 635

(a) The name of the course instructor; 636

(b) A calendar for the course outlining what materials and 637  
topics will be covered and when during the course they will be 638  
covered; 639

(c) A list of any required or recommended readings for the 640  
course; 641

(d) The course instructor's professional qualifications. 642

(3) "General syllabus" means a document produced for 643  
students by a community college regarding a course that includes 644  
both of the following: 645

(a) A calendar for the course outlining what materials and topics will be covered and when during the course they will be covered; 646  
647  
648

(b) A list of any required or recommended readings for the course. 649  
650

(4) "State institution of higher education" has the same meaning as in section 3345.011 of the Revised Code. 651  
652

(B) Each state institution of higher education shall make a syllabus for each undergraduate course it offers for college credit publicly available by doing one of the following: 653  
654  
655

(1) Ensuring that each course instructor posts a course syllabus on a publicly accessible web site. Each such web site shall include the following information: 656  
657  
658

(a) The course instructor's professional qualifications; 659

(b) The course instructor's contact information; 660

(c) The course instructor's course schedule; 661

(d) The course syllabus for each course the instructor is currently teaching, which shall be accessible by link or download through the web site. 662  
663  
664

(2) Posting a course syllabus for each course on the institution's publicly accessible web site. Each course syllabus shall be all of the following: 665  
666  
667

(a) Accessible from the main page of the state institution's web site by use of not more than three links; 668  
669

(b) Searchable by keywords and phrases; 670

(c) Accessible to the public without requiring user registration of any kind. 671  
672

(3) If the institution is a community college, posting a 673  
general syllabus for a course on the college's publicly 674  
available web site. Each general syllabus shall be all of the 675  
following: 676

(a) Accessible from the main page of the college's web 677  
site by use of not more than three links; 678

(b) Searchable by keywords and phrases; 679

(c) Accessible to the public without requiring user 680  
registration of any kind. 681

(C) (1) Each state institution shall make a syllabus 682  
available in accordance with division (B) of this section not 683  
later than the first day of classes for the semester or academic 684  
term in which the course is offered. 685

(2) For any syllabus posted under division (B) (1) of this 686  
section that is no longer used, the course instructor shall, 687  
upon request, make that syllabus available for not less than two 688  
years after that syllabus was posted under that division. 689

(3) Any syllabus posted under division (B) (2) or (3) of 690  
this section shall remain posted on the state institution's web 691  
site for not less than two years after it was first posted. 692

(4) To the extent practicable, each state institution 693  
shall ensure that the most recently updated syllabus for each 694  
undergraduate course it offers for college credit is posted in 695  
accordance with division (B) of this section. 696

(D) Divisions (B) and (C) of this section do not apply to 697  
a college course that is offered through the college credit plus 698  
program established under Chapter 3365. of the Revised Code, 699  
delivered in a secondary school, and taught by a high school 700



teacher. 701

(E) Each state institution shall designate an 702  
administrator to implement the institution's responsibilities 703  
under this section. The administrator may assign duties for that 704  
purpose to one or more administrative employees. 705

(F) Each state institution shall prepare a written report 706  
regarding its compliance with the requirements under this 707  
section for the chancellor of higher education in accordance 708  
with guidelines established under section 3345.0219 of the 709  
Revised Code. 710

The chancellor shall prepare a report that includes each 711  
report received from a state institution under this division. 712

**Sec. 3345.0216.** Each state institution of higher 713  
education, as defined in section 3345.011 of the Revised Code, 714  
shall incorporate all of the following statements into a 715  
statement of commitment: 716

(A) The institution declares that it will educate students 717  
by means of free, open, and rigorous intellectual inquiry to 718  
seek the truth. 719

(B) The institution declares that its duty is to equip 720  
students with the opportunity to develop the intellectual skills 721  
they need to reach their own, informed conclusions. 722

(C) The institution declares its commitment to not 723  
requiring, favoring, disfavoring, or prohibiting speech or 724  
lawful assembly. 725

(D) The institution declares it is committed to create a 726  
community dedicated to an ethic of civil and free inquiry, which 727  
respects the autonomy of each member, supports individual 728

capacities for growth, and tolerates the differences in opinion 729  
that naturally occur in a public higher education community. 730

(E) The institution declares that its duty is to treat all 731  
faculty, staff, and students as individuals, to hold them to 732  
equal standards, and to provide them equality of opportunity. 733

**Sec. 3345.0217. (A) As used in this section:** 734

(1) "Controversial belief or policy" means any belief or 735  
policy that is the subject of political controversy, including 736  
issues such as climate policies, electoral politics, foreign 737  
policy, diversity, equity, and inclusion programs, immigration 738  
policy, marriage, or abortion. 739

(2) "Intellectual diversity" means multiple, divergent, 740  
and varied perspectives on an extensive range of public policy 741  
issues. 742

(3) "State institution of higher education" has the same 743  
meaning as in section 3345.011 of the Revised Code. 744

(B) Not later than ninety days after the effective date of 745  
this section, the board of trustees of each state institution of 746  
higher education shall adopt and enforce a policy that requires 747  
the institution to do all of the following: 748

(1) Prohibit any mandatory orientation or training course 749  
regarding diversity, equity, and inclusion, unless the 750  
institution determines the orientation or training course is 751  
exempt from that prohibition because the orientation or course 752  
is required to do any of the following: 753

(a) Comply with state and federal laws or regulations; 754

(b) Comply with professional licensure requirements; 755

<u>(c) Obtain or retain accreditation;</u>	756
<u>(d) Secure or retain grants or cooperative agreements;</u>	757
<u>(e) Apply policies of the state institution of higher education with respect to employee or student discipline.</u>	758 759
<u>(2) Affirm and declare that its primary function is to practice, or support the practice, discovery, improvement, transmission, and dissemination of knowledge by means of research, teaching, discussion, and debate;</u>	760 761 762 763
<u>(3) Affirm and declare that, to fulfill the function described in division (B) (2) of this section, the institution shall ensure the fullest degree of intellectual diversity;</u>	764 765 766
<u>(4) Affirm and declare that faculty and staff shall allow and encourage students to reach their own conclusions about all controversial beliefs or policies and shall not seek to indoctrinate any social, political, or religious point of view;</u>	767 768 769 770
<u>(5) Demonstrate intellectual diversity for course approval, approval of courses to satisfy general education requirements, student course evaluations, common reading programs, annual reviews, strategic goals for each department, and student learning outcomes.</u>	771 772 773 774 775
<u>Divisions (B) (2) to (5) of this section do not apply to the exercise of professional judgment about how to accomplish intellectual diversity within an academic discipline, unless that exercise is misused to constrict intellectual diversity.</u>	776 777 778 779
<u>(6) Declare that it will not endorse or oppose, as an institution, any controversial belief or policy, except on matters that directly impact the institution's funding or mission of discovery, improvement, and dissemination of</u>	780 781 782 783

knowledge. The institution may also endorse the congress of the 784  
United States when it establishes a state of armed hostility 785  
against a foreign power. 786

This division does not include the recognition of national 787  
and state holidays, support for the Constitution and laws of the 788  
United States or the state of Ohio, or the display of the 789  
American or Ohio flag. 790

(7) Affirm and declare that the institution will not 791  
encourage, discourage, require, or forbid students, faculty, or 792  
administrators to endorse, assent to, or publicly express a 793  
given ideology, political stance, or view of a social policy, 794  
nor will the institution require students to do any of those 795  
things to obtain an undergraduate or post-graduate degree; 796

Divisions (B) (6) and (7) of this section do not apply to 797  
the exercise of professional judgment about whether to endorse 798  
the consensus or foundational beliefs of an academic discipline, 799  
unless that exercise is misused to take an action prohibited in 800  
division (B) (6) of this section. 801

(8) Prohibit political and ideological litmus tests in all 802  
hiring, promotion, and admissions decisions, including diversity 803  
statements and any other requirement that applicants describe 804  
their commitment to any ideology, principle, concept, or 805  
formulation that requires commitment to any controversial belief 806  
or policy; 807

(9) Affirm and declare that no hiring, promotion, or 808  
admissions process or decision shall encourage, discourage, 809  
require, or forbid students, faculty, or administrators to 810  
endorse, assent to, or publicly express a given ideology or 811  
political stance; 812

(10) Affirm and declare that the institution will not use a diversity statement or any other assessment of an applicant's political or ideological views in any hiring, promotions, or admissions process or decision; 813  
814  
815  
816

(11) Affirm and declare that no process or decision regulating conditions of work or study, such as committee assignments, course scheduling, or workload adjustment policies, shall encourage, discourage, require, or forbid students, faculty, or administrators to endorse, assent to, or publicly express a given ideology or political stance; 817  
818  
819  
820  
821  
822

(12) Affirm and declare that the institution will seek out invited speakers who have diverse ideological or political views; 823  
824  
825

(13) Post prominently on its web site a complete list of all speaker fees, honoraria, and other emoluments in excess of five hundred dollars for events that are sponsored by the state institution. That information shall be all of the following: 826  
827  
828  
829

(a) Accessible from the main page of the institution's web site by use of not more than three links; 830  
831

(b) Searchable by keywords and phrases; 832

(c) Accessible to the public without requiring user registration of any kind. 833  
834

(C) Each state institution of higher education shall prepare a report that summarizes all mandatory diversity, equity, and inclusion programming and training at the state institution and submit the report to the chancellor of higher education in accordance with guidelines established under section 3345.0219 of the Revised Code. 835  
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837  
838  
839  
840

(D) Each state institution of higher education shall 841  
respond to complaints from any student, student group, or 842  
faculty member about an alleged violation of the prohibitions 843  
and requirements included in the policy adopted under this 844  
section using the process established under division (C) of 845  
section 3345.0215 of the Revised Code. 846

(E) Nothing in this section prohibits faculty or students 847  
from classroom instruction, discussion, or debate, so long as 848  
faculty members remain committed to expressing intellectual 849  
diversity and allowing intellectual diversity to be expressed. 850

**Sec. 3345.0218.** (A) As used in this section: 851

(1) "Intellectual diversity" has the same meaning as in 852  
section 3345.0217 of the Revised Code. 853

(2) "State institution of higher education" has the same 854  
meaning as in section 3345.011 of the Revised Code. 855

(B) Each state institution of higher education shall 856  
respond to complaints regarding any administrator, faculty 857  
member, staff, or student who interferes with the intellectual 858  
diversity rights, prescribed under section 3345.0217 of the 859  
Revised Code, of another using the process under division (C) of 860  
section 3345.0215 of the Revised Code. 861

(C) Each state institution shall inform all of its 862  
students and employees of the protections afforded to them under 863  
section 3345.0217 of the Revised Code and any policies it has 864  
adopted to put them into practice, including by providing the 865  
information to new employees and to each student during any new 866  
student orientation the institution offers. 867

(D) Each state institution shall comply with any reporting 868  
guidelines established by the chancellor under section 3345.0219 869

of the Revised Code regarding any violations of the intellectual 870  
diversity rights prescribed under section 3345.0217 of the 871  
Revised Code by any individual under the institution's 872  
jurisdiction and any consequent disciplinary sanctions issued 873  
for that violation. 874

**Sec. 3345.0219.** Each state institution of higher 875  
education, as defined in section 3345.011 of the Revised Code, 876  
shall comply with guidelines established by the chancellor of 877  
higher education when the institution adopts policies or issues 878  
reports under sections 3345.029, 3345.0217, 3345.0218, 3345.452, 879  
3345.453, 3345.454, 3345.591, 3345.80, and 3345.87 of the 880  
Revised Code. The guidelines shall address the form and manner 881  
by which the state institution shall submit a policy or report 882  
to the chancellor when the institution is required to do so by 883  
one of those sections. The chancellor shall post each such 884  
policy or report that the chancellor receives on the 885  
chancellor's publicly accessible web site. 886

**Sec. 3345.382.** (A) As used in this section, "state 887  
institution of higher education" has the same meaning as in 888  
section 3345.011 of the Revised Code. 889

(B) Each state institution of higher education shall 890  
develop a course with not fewer than three credit hours in the 891  
subject area of American government or American history. The 892  
course shall comply with the criteria, policies, and procedures 893  
established under section 3333.16 of the Revised Code. The 894  
course may be offered under the college credit plus program 895  
established under Chapter 3365. of the Revised Code. The course 896  
shall, at a minimum, require each student to read all the 897  
following: 898

(1) The entire Constitution of the United States; 899

<u>(2) The entire Declaration of Independence;</u>	900
<u>(3) A minimum of five essays in their entirety from the</u>	901
<u>Federalist Papers. The essays shall be selected by the</u>	902
<u>department chair.</u>	903
<u>(4) The entire Emancipation Proclamation;</u>	904
<u>(5) The entire Gettysburg Address;</u>	905
<u>(6) The entire Letter from Birmingham Jail written by Dr.</u>	906
<u>Martin Luther King Jr.</u>	907
<u>Any student who takes the course shall be required to pass</u>	908
<u>a cumulative final examination at the conclusion of the course</u>	909
<u>that assesses student proficiency about the documents described</u>	910
<u>in divisions (B)(1) to (6) of this section.</u>	911
<u>Each state institution of higher education board of</u>	912
<u>trustees shall adopt a resolution approving a plan to offer the</u>	913
<u>course developed under this section. Each state institution</u>	914
<u>shall submit that plan to the chancellor of higher education.</u>	915
<u>The chancellor shall review and approve each plan. Prior to</u>	916
<u>approving a plan, the chancellor may require a state institution</u>	917
<u>to revise the plan and the course.</u>	918
<u>(C) Beginning with students who graduate from a state</u>	919
<u>institution of higher education in the spring semester, or</u>	920
<u>equivalent quarter, of the 2028-2029 academic year, no state</u>	921
<u>institution of higher education shall grant a bachelor's degree</u>	922
<u>to any student unless the student completes a course described</u>	923
<u>in division (B) of this section or is a student described in</u>	924
<u>division (D) of this section.</u>	925
<u>(D) The president of a state institution, or the</u>	926
<u>president's designee, may exempt a student from the requirement</u>	927



to complete a course described in division (B) of this section 928  
if the president or designee determines that the student has 929  
either: 930

(1) Completed at least three credit hours, or the 931  
equivalent, in a course in the subject area of American history 932  
or American government; 933

(2) Passed an examination, developed by the chancellor, 934  
that assesses the student's competence in the documents and 935  
concepts described in division (B) of this section. 936

(E) This section does not apply to associate's degrees 937  
programs. 938

**Sec. 3345.45.** (A) ~~On or before January 1, 1994, the~~ The 939  
chancellor of higher education jointly with all state 940  
~~universities~~ institutions of higher education, as defined in 941  
section 3345.011 of the Revised Code, shall develop standards 942  
for instructional workloads for full-time and part-time faculty 943  
in keeping with the ~~universities'~~ institutions' missions and 944  
with special emphasis on the undergraduate learning experience. 945  
The standards shall contain clear guidelines for institutions to 946  
determine a range of acceptable undergraduate teaching by 947  
faculty. 948

(B) ~~On or before June 30, 1994, the~~ The board of trustees 949  
of each state ~~university~~ institution of higher education shall 950  
take formal action to adopt a faculty workload policy consistent 951  
with the standards developed under this section. ~~Notwithstanding~~ 952  
~~section 4117.08 of the Revised Code, the policies adopted under~~ 953  
~~this section are not appropriate subjects for collective~~ 954  
~~bargaining. Notwithstanding division (A) of section 4117.10 of~~ 955  
~~the Revised Code, any policy adopted under this section by a~~ 956

~~board of trustees prevails over any conflicting provisions of~~ 957  
~~any collective bargaining agreement between an employees~~ 958  
~~organization and that board of trustees.~~ 959

(C) (1) The board of trustees of each state ~~university~~ 960  
institution of higher education shall review the ~~university's~~ 961  
institution's policy on faculty tenure and update that policy to 962  
promote excellence in instruction, research, service, or 963  
commercialization, or any combination thereof. 964

(2) ~~Beginning on July 1, 2018, as~~ As a condition for a 965  
state ~~university~~ institution of higher education to receive any 966  
state funds for research that are allocated to the department of 967  
higher education under the appropriation line items referred to 968  
as either "research incentive third frontier fund" or "research 969  
incentive third frontier-tax," the chancellor shall require the 970  
~~university~~ institution to include multiple pathways for faculty 971  
tenure, one of which may be a commercialization pathway, in its 972  
policy. 973

(D) (1) At least once every five years, each state 974  
institution of higher education shall update its faculty 975  
workload policy and submit the policy to the chancellor. The 976  
updated policies shall be approved by the state institution's 977  
board of trustees each time it is submitted to the chancellor. 978

(2) Each state institution of higher education's faculty 979  
workload policy shall include all of the following: 980

(a) An objective and numerically defined teaching workload 981  
expectation based on credit hours as defined in 34 C.F.R. 600.2; 982

(b) A definition of all faculty workload elements in terms 983  
of credit hours as defined in 34 CFR 600.2 with a full-time 984  
workload minimum standard established by the board of trustees 985

and made publicly accessible on the state institution's web 986  
site. 987

(c) A definition of justifiable credit hour equivalents 988  
for activities other than teaching, including research, clinical 989  
care, administration, service, and other activities as 990  
determined by the state institution of higher education; 991

(d) Administrative action that a state institution of 992  
higher education may take, including censure, remedial training, 993  
for-cause termination, or other disciplinary action, regardless 994  
of tenure status, if a faculty member fails to comply with the 995  
policy's requirements. Termination under these circumstances 996  
requires the recommendation of the dean, provost, or equivalent 997  
official, concurrence of the state institution of higher 998  
education's president, and approval of the state institution of 999  
higher education's board of trustees. 1000

**Sec. 3345.451.** (A) As used in this section, "state 1001  
institution of higher education" has the same meaning as in 1002  
section 3345.011 of the Revised Code. 1003

(B) The chancellor of higher education shall develop a 1004  
minimum set of standard questions for use by state institutions 1005  
of higher education in student evaluations of faculty members. 1006  
The questions shall include the following: 1007

"Does the faculty member create a classroom atmosphere 1008  
free of political, racial, gender, and religious bias?" 1009

(C) Each state institution of higher education shall 1010  
establish a written system of faculty evaluations completed by 1011  
students with a focus on teaching effectiveness and student 1012  
learning. Each state institution shall include in its student 1013  
evaluations of faculty the minimum set of standard questions 1014

developed by the department in division (B) of this section. 1015

(D) Each state institution of higher education shall 1016  
establish a written system of peer evaluations for faculty 1017  
members with emphasis placed on the faculty member's 1018  
professional development regarding the faculty member's teaching 1019  
responsibilities. 1020

**Sec. 3345.452.** (A) As used in this section, "state 1021  
institution of higher education" has the same meaning as in 1022  
section 3345.011 of the Revised Code. 1023

(B) The board of trustees of each state institution of 1024  
higher education shall adopt a faculty annual performance 1025  
evaluation policy and submit the policy to the chancellor of 1026  
higher education. Each policy must contain an appeals process 1027  
for faculty to appeal the final evaluation. Each state 1028  
institution's board of trustees shall review and update its 1029  
policy every five years. 1030

(C) Each state institution of higher education shall 1031  
conduct an annual evaluation for each full-time faculty member 1032  
who it directly compensates. 1033

(D) Each faculty annual performance evaluation shall meet 1034  
all of the following: 1035

(1) The evaluation is comprehensive and includes 1036  
standardized, objective, and measurable performance metrics. 1037

(2) The evaluation includes an assessment of performance 1038  
for each of the following areas that the faculty member has 1039  
spent at least five per cent of their annual work time on over 1040  
the preceding year: 1041

(a) Teaching; 1042

<u>(b) Research;</u>	1043
<u>(c) Service;</u>	1044
<u>(d) Clinical care;</u>	1045
<u>(e) Administration;</u>	1046
<u>(f) Other categories, as determined by the state</u>	1047
<u>institution of higher education.</u>	1048
<u>(3) The evaluation includes a summary assessment of the</u>	1049
<u>performance areas listed in division (D) (2) of this section</u>	1050
<u>including the parameters "exceeds performance expectations,"</u>	1051
<u>"meets performance expectations," or "does not meet performance</u>	1052
<u>expectations."</u>	1053
<u>(4) Student evaluations conducted pursuant to section</u>	1054
<u>3345.451 of the Revised Code account for at least twenty-five</u>	1055
<u>per cent of the teaching area component of the evaluation.</u>	1056
<u>(5) The evaluation establishes a projected work effort</u>	1057
<u>distribution for the faculty member for the next year which</u>	1058
<u>shall be used during the next year's evaluation. The</u>	1059
<u>distribution shall be compliant with the state institution's</u>	1060
<u>established workload policies adopted under section 3345.45 of</u>	1061
<u>the Revised Code and shall receive approval from the dean of</u>	1062
<u>faculty or the equivalent.</u>	1063
<u>(E) Evaluations shall be conducted by the department</u>	1064
<u>chairperson or equivalent administrator, reviewed and approved</u>	1065
<u>or disapproved by the dean, and submitted to the provost for</u>	1066
<u>review. If there is disagreement between the chairperson and</u>	1067
<u>dean, the provost shall have final decision authority.</u>	1068
<u>Sec. 3345.453. This section applies only to state</u>	1069
<u>institutions of higher education that have tenured faculty</u>	1070

members. 1071

(A) As used in this section, "state institution of higher education" has the same meaning as in section 3345.011 of the Revised Code. 1072  
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(B) The board of trustees of each state institution of higher education shall adopt a post-tenure review policy and submit the policy to the chancellor of higher education. Each policy must contain an appeals process for tenured faculty whose post-tenure review process results in a recommendation for administrative action pursuant to division (G) of this section. Each state institution's board of trustees shall update the post-tenure review policy every five years. 1075  
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(C) A state institution of higher education shall conduct a post-tenure review if a tenured faculty member receives a "does not meet performance expectations" evaluation within the same evaluative category for a minimum of two of the past three consecutive years on the faculty member's annual performance evaluation conducted pursuant to section 3345.452 of the Revised Code. 1083  
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(D) A state institution of higher education shall subject any faculty member who maintains tenure after a post-tenure review and receives an additional "does not meet performance expectations" assessment on any area of the faculty member's annual performance evaluation in the subsequent two years to an additional post-tenure review. 1090  
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(E) The department chairperson, dean of faculty, or provost of a state institution of higher education may require an immediate and for cause post-tenure review at any time for a faculty member who has a documented and sustained record of 1096  
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significant underperformance outside of the faculty member's 1100  
annual performance evaluation. For this purpose, for cause shall 1101  
not be based on a faculty member's allowable expression of 1102  
academic freedom as defined by the state institution of higher 1103  
education or Ohio law. 1104

(F) The state institution of higher education's post- 1105  
tenure review due process period, from beginning to end, shall 1106  
not exceed six months, except that a one-time two-month 1107  
extension may be granted by the state institution's president. 1108

(G) The state institution of higher education's provost 1109  
shall submit a recommended outcome of the post-tenure review 1110  
process to the institution's entity that is responsible for the 1111  
final decision of post-tenure review pursuant to the 1112  
institution's policy. The administrative action that a state 1113  
institution of higher education may take includes censure, 1114  
remedial training, or for-cause termination, regardless of 1115  
tenure status, and any other action permitted by the 1116  
institution's post-tenure review policy. 1117

Sec. 3345.454. This section applies only to state 1118  
institutions of higher education that have tenured faculty 1119  
members. 1120

(A) As used in this section: 1121

(1) "State institution of higher education" has the same 1122  
meaning as in section 3345.011 of the Revised Code. 1123

(2) "Retrenchment" means a process by which a state 1124  
institution of higher education reduces programs or services, 1125  
thus resulting in a temporary suspension or permanent separation 1126  
of one or more institution faculty, to account for a reduction 1127  
in student population or overall funding, a change to 1128

institutional missions or programs, or other fiscal pressures or 1129  
emergencies facing the institution. 1130

(B) In addition to the policies described in sections 1131  
3345.45 to 3345.454 of the Revised Code, each state institution 1132  
of higher education board of trustees shall develop policies on 1133  
tenure and retrenchment. Each state institution shall submit 1134  
those policies to the chancellor of higher education. Each state 1135  
institution's board of trustees shall update those policies 1136  
every five years. 1137

**Sec. 3345.455.** With respect to a collective bargaining 1138  
agreement entered into on or after the effective date of this 1139  
section, both of the following apply to the standards, policies, 1140  
and systems adopted under sections 3345.45 to 3345.454 of the 1141  
Revised Code: 1142

(A) Notwithstanding section 4117.08 of the Revised Code, 1143  
the standards, policies, and systems are not appropriate 1144  
subjects for collective bargaining. 1145

(B) Notwithstanding division (A) of section 4117.10 of the 1146  
Revised Code, the standards, policies, and systems prevail over 1147  
any conflicting provision of a collective bargaining agreement. 1148

**Sec. 3345.456.** (A) As used in this section: 1149

(1) "State institution of higher education" has the same 1150  
meaning as in section 3345.011 of the Revised Code. 1151

(2) "Retrenchment" has the same meaning as in section 1152  
3345.454 of the Revised Code. 1153

(B) Notwithstanding anything to the contrary in section 1154  
3345.454 or 3345.455 of the Revised Code, a state institution of 1155  
higher education that is a party to a collective bargaining 1156



agreement in effect on the effective date of this section 1157  
containing a provision regarding retrenchment shall only 1158  
continue to bargain over retrenchment policies for a new or 1159  
renewed collective bargaining agreement with respect to 1160  
institution faculty that have at least thirty years, but not 1161  
more than thirty-five years, of service in one of the state 1162  
retirement systems at the time of any retrenchment 1163  
determination. 1164

(C) Nothing in this section prohibits a faculty member 1165  
from accepting any separation incentive that may otherwise be 1166  
offered by a state institution of higher education, regardless 1167  
of whether the incentive is contained in a collective bargaining 1168  
agreement. 1169

**Sec. 3345.591. (A) As used in this section:** 1170

(1) "Confucius institute" means a public education 1171  
partnership that is both of the following: 1172

(a) Established by an institution of higher education in 1173  
China and an institution of higher education in a different 1174  
country; 1175

(b) Funded and arranged by an entity affiliated with the 1176  
People's Republic of China. 1177

(2) "People's Republic of China" means the government of 1178  
China, the Chinese Communist Party, the People's Liberation 1179  
Army, or any other extension of, or entity affiliated with, the 1180  
government of China. 1181

(3) "State institution of higher education" has the same 1182  
meaning as in section 3345.011 of the Revised Code. 1183

(B) No state institution of higher education shall accept 1184

gifts, donations, or contributions from the People's Republic of 1185  
China or any organization the institution reasonably suspects is 1186  
acting on behalf of the People's Republic of China. 1187

Nothing in this section prohibits a state institution of 1188  
higher education from accepting payments from Chinese citizens 1189  
related to instructional fees, general fees, special fees, cost 1190  
of instruction, or educational expenses or donations from the 1191  
institution's alumni. 1192

Nothing in this section prohibits a state institution of 1193  
higher education from receiving philanthropic or unrestricted 1194  
grants so long as it maintains the structural safeguard 1195  
requirements provided for in division (E) of this section. 1196

(C) Each state institution shall submit to the chancellor 1197  
of higher education a copy of the report it submits to the 1198  
United States department of education pursuant to 20 U.S.C. 1199  
1011(f). 1200

(D) Upon the request, the chancellor shall make any 1201  
information reported under division (C) of this section 1202  
available to any member of the general assembly. 1203

(E) A state institution shall notify the chancellor of any 1204  
new or renewed academic partnership with an academic or research 1205  
institution located in China. A state institution shall only 1206  
enter into a new or renewed academic partnership with an 1207  
academic or research institution located in China if the state 1208  
institution maintains sufficient structural safeguards to 1209  
protect the state institution's intellectual property, the 1210  
security of the state of Ohio, and the national security 1211  
interests of the United States. The safeguards shall include, at 1212  
a minimum, all of the following: 1213

(1) Compliance with all federal requirements, including the requirements of federal research sponsors and federal export control agencies, including regulations regarding international traffic in arms and export administration regulations, and economic and trade sanctions administered by the federal office of foreign assets control; 1214  
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(2) Annual formal institution-level programs for faculty on conflicts of interest and conflicts of commitment; 1220  
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(3) A formalized foreign visitor process and uniform visiting scholar agreement. 1222  
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(F) The auditor of state shall audit the safeguards implemented by state institutions of higher education under division (E) of this section in the course of a normal audit conducted under section 117.46 of the Revised Code. 1224  
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**Sec. 3345.80.** (A) As used in this section, "state institution of higher education" has the same meaning as in section 3345.011 of the Revised Code. 1228  
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(B) For each biennial main operating appropriations bill and capital appropriations bill, each state institution of higher education shall prepare, in accordance with guidelines established under section 3345.0219 of the Revised Code, a rolling five-year summary of its institutional costs to be considered by the general assembly when evaluating operating and capital project funding. The chancellor shall submit a report including each state institution's five-year institutional cost summaries to the general assembly under section 101.68 of the Revised Code. 1231  
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(C) Each state institution of higher education's five-year institutional cost summary shall consist of the following 1241  
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<u>categories:</u>	1243
<u>(1) All costs related to student instruction, including</u>	1244
<u>instructor salaries, benefits, and related operating costs;</u>	1245
<u>(2) All general staff costs related to maintenance,</u>	1246
<u>grounds, utilities, food service, and other areas as determined</u>	1247
<u>by the institution;</u>	1248
<u>(3) All other costs for staff, including academic</u>	1249
<u>administrators, counseling, financial aid assistance, healthcare</u>	1250
<u>services, and housing management.</u>	1251
<u>(D) Each of the categories presented in the five-year</u>	1252
<u>institutional cost summary shall include all of the following:</u>	1253
<u>(1) A detailed breakdown of annual costs and employee</u>	1254
<u>headcounts;</u>	1255
<u>(2) A complete accounting of all spending on diversity,</u>	1256
<u>equity, and inclusion, or related subjects;</u>	1257
<u>(3) An annual count of all faculty, administration, and</u>	1258
<u>employees.</u>	1259
<u>(E) The chancellor shall consult with state institutions</u>	1260
<u>of higher education to develop a standardized reporting format</u>	1261
<u>for the institutional cost summaries and a uniform approach to</u>	1262
<u>completing the categories required in division (C) of this</u>	1263
<u>section.</u>	1264
<u>(F) During the general assembly's consideration of the</u>	1265
<u>main operating appropriations and capital appropriations bills,</u>	1266
<u>the president of each state institution of higher education or</u>	1267
<u>the chancellor of higher education shall have the opportunity to</u>	1268
<u>present in the appropriate hearings conducted by committees that</u>	1269
<u>consider higher education legislation to provide commentary on</u>	1270

trends, potential justifications, or other explanations 1271  
regarding the institution's five-year summary of institutional 1272  
costs. 1273

(G) Prior to the enactment of the main operating 1274  
appropriations and capital appropriations bills, the chancellor 1275  
shall create and present to the general assembly an aggregation 1276  
report summarizing the total institutional costs for state 1277  
universities and community colleges separately. 1278

**Sec. 3345.87.** (A) As used in this section: 1279

(1) "Position, policy, program, and activity" includes all 1280  
of the following: 1281

(a) All forms of employment, including staff positions, 1282  
internships, and work studies; 1283

(b) All policies, including mission statements, hiring 1284  
policies, promotion policies, and tenure policies; 1285

(c) All programs and positions, including deanships, 1286  
provostships, offices, programs, programs presented by residence 1287  
halls, and committees; 1288

(d) All activities, including those conducted by the 1289  
administrative units of orientation, first-year experience, 1290  
student life, and residential life. 1291

(2) "State institution of higher education" has the same 1292  
meaning as in section 3345.011 of the Revised Code. 1293

(B) With respect to every position, policy, program, and 1294  
activity, each state institution of higher education shall do 1295  
both of the following: 1296

(1) Treat all faculty, staff, and students as individuals, 1297

hold every individual to equal standards, and provide those 1298  
individuals with equality of opportunity with regard to those 1299  
individuals' race, ethnicity, religion, or sex; 1300

(2) Provide no advantage or disadvantage to faculty, 1301  
staff, or students on the basis of race, ethnicity, religion, or 1302  
sex in admissions, hiring, promotion, tenuring, or workplace 1303  
conditions. 1304

(C) No state institution of higher education shall provide 1305  
or require training for any administrator, teacher, staff 1306  
member, or employee that advocates or promotes any of the 1307  
following concepts: 1308

(1) One race or sex is inherently superior to another race 1309  
or sex. 1310

(2) An individual, by virtue of his or her race or sex, is 1311  
inherently racist, sexist, or oppressive, whether consciously or 1312  
unconsciously. 1313

(3) An individual should be discriminated against or 1314  
receive adverse treatment solely or partly because of the 1315  
individual's race. 1316

(4) Members of one race cannot nor should not attempt to 1317  
treat others without respect to race. 1318

(5) An individual's moral standing or worth is necessarily 1319  
determined by the individual's race or sex. 1320

(6) An individual, by virtue of the individual's race or 1321  
sex, bears responsibility for actions committed in the past by 1322  
other members of the same race or sex. 1323

(7) An individual should feel discomfort, guilt, anguish, 1324  
or any other form of psychological distress on account of his or 1325

her race or sex. 1326

(8) Meritocracy or traits such as hard work ethic are racist or sexist, or were created by members of a particular race to oppress members of another race. 1327  
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(9) Fault, blame, or bias should be assigned to a race or sex, or to members of a race or sex because of their race or sex. 1330  
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Division (C) of this section shall not be construed to preclude a state institution of higher education from providing or facilitating continuing education that complies with this division's requirements to public safety officers. 1333  
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(D) Each state institution of higher education shall implement a range of disciplinary sanctions for any administrator, teacher, staff member, or employee who authorizes or engages in a training prohibited in division (C) of this section. 1337  
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(E) Each state institution of higher education shall issue a report in accordance with guidelines established under section 3345.0219 of the Revised Code regarding each of the following: 1342  
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(1) All violations of division (D) of this section committed by anyone under the institution's jurisdiction and of all consequent disciplinary sanctions; 1345  
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(2) Statistics on the academic qualifications of accepted and matriculating students, disaggregated by race and sex. The statistics shall include information correlating students' academic qualifications and retention rates, disaggregated by race and sex. 1348  
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(F) Each state institution of higher education shall 1353

prohibit all policies designed explicitly to segregate faculty, 1354  
staff, or students based on those individuals' race, ethnicity, 1355  
religion, or sex in credit-earning classroom settings, formal 1356  
orientation ceremonies, and formal graduation ceremonies. 1357

(G) The board of trustees of each state institution of 1358  
higher education shall establish a process by which a student, 1359  
student group, or faculty member may submit a complaint about an 1360  
alleged violation of the prohibitions and requirements under 1361  
this section by an employee of the state institution of higher 1362  
education. The process shall comply with standards adopted by 1363  
the chancellor of higher education. The process shall require 1364  
the state institution to investigate the alleged violation and 1365  
conduct a fair and impartial hearing regarding the alleged 1366  
violation. If the hearing results in a determination that a 1367  
violation has occurred, the board of trustees shall determine a 1368  
resolution to address the violation and prevent further 1369  
violation of the state institution's policy. 1370

**Sec. 3350.10.** (A) There is hereby created the northeast 1371  
Ohio medical university. ~~The principal goal of the medical-~~ 1372  
~~university shall be to collaborate with the university of Akron,~~ 1373  
~~Cleveland state university, Kent state university, and-~~ 1374  
~~Youngstown state university to graduate physicians oriented to-~~ 1375  
~~the practice of medicine at the community level, especially-~~ 1376  
~~family physicians. To accomplish this goal, the medical-~~ 1377  
~~university may incorporate in the clinical experience provided-~~ 1378  
~~its students the several community hospitals in the cities and-~~ 1379  
~~areas served by the medical university; utilize practicing-~~ 1380  
~~physicians as teachers; and to the fullest extent possible-~~ 1381  
~~utilize the basic science capabilities of the university of-~~ 1382  
~~Akron, Cleveland state university, Kent state university, and-~~ 1383  
~~Youngstown state university.~~The government of northeast Ohio 1384



medical university is vested in a board of eleven trustees, who 1385  
shall be appointed by the governor with the advice and consent 1386  
of the senate pursuant to division (A) (2) of this section. 1387

(1) Until December 22, 2008, the government of the 1388  
northeast Ohio medical university is vested in a nine-member 1389  
board of trustees consisting of the presidents of the university 1390  
of Akron, Kent state university, and Youngstown state 1391  
university; one member each of the boards of trustees of the 1392  
university of Akron, Kent state university, and Youngstown state 1393  
university, to be appointed by their respective boards of 1394  
trustees for a term of six years ending on the first day of May 1395  
or until the trustee's term on the respective university board 1396  
of trustees expires, whichever occurs first; and one person each 1397  
to be appointed by the boards of trustees of the university of 1398  
Akron, Kent state university, and Youngstown state university, 1399  
for a term of nine years ending on the first day of May; except 1400  
that the term of those first appointed by the several boards of 1401  
trustees shall expire on the first day of May next following 1402  
their appointment. Vacancies shall be filled for the unexpired 1403  
term in the manner provided for original appointment. The 1404  
trustees shall receive no compensation for their services but 1405  
shall be paid their reasonable necessary expenses while engaged 1406  
in the discharge of their official duties. A majority of the 1407  
board constitutes a quorum. 1408

(2) Beginning December 22, 2008, the government of the 1409  
northeast Ohio medical university is vested in a board of eleven 1410  
trustees, who shall be appointed by the governor, with the 1411  
advice and consent of the senate. Two of the trustees shall be 1412  
current students of the medical university, and their selection 1413  
and terms shall be in accordance with division (B) of this 1414  
section. ~~Except For trustees appointed prior to July 1, 2024,~~ 1415

except as provided in division (A) (3) of this section and except 1416  
for the student members, terms of office shall be for nine 1417  
years. For trustees appointed on or after July 1, 2024, except 1418  
for the student members, terms of office shall be for six years. 1419  
Each trustee shall hold office from the date of appointment 1420  
until the end of the term for which the trustee was appointed. 1421  
Any trustee appointed to fill a vacancy occurring prior to the 1422  
expiration of the term for which the trustee's predecessor was 1423  
appointed shall hold office for the remainder of such term. Any 1424  
trustee shall continue in office subsequent to the expiration 1425  
date of the trustee's term until the trustee's successor takes 1426  
office, or until a period of sixty days has elapsed, whichever 1427  
occurs first. ~~No person who has served a full nine year term or~~ 1428  
~~more than six years of such a term shall be eligible for~~ 1429  
~~reappointment until a period of four years has elapsed since the~~ 1430  
~~last day of the term for which the person previously served.~~ The 1431  
trustees shall receive no compensation for their services but 1432  
shall be paid their reasonable necessary expenses while engaged 1433  
in the discharge of their official duties. A majority of the 1434  
board constitutes a quorum. 1435

(3) Not later than December 22, 2008, the governor, with 1436  
the advice and consent of the senate, shall appoint the two 1437  
student trustees and successors for the trustees serving under 1438  
division (A) (1) of this section. Except for the student 1439  
trustees, who shall serve terms pursuant to division (B) of this 1440  
section, the initial terms of office for trustees appointed 1441  
under division (A) (2) of this section shall be as follows: one 1442  
term ending September 23, 2009; one term ending September 23, 1443  
2010; one term ending September 23, 2011; one term ending 1444  
September 23, 2012; one term ending September 23, 2013; one term 1445  
ending September 23, 2014; one term ending September 23, 2015; 1446

one term ending September 23, 2016; one term ending September 23, 2017. Thereafter, for trustees appointed prior to July 1, 2024, terms of office shall be for nine years, as provided in division (A) (2) of this section. For trustees appointed on or after July 1, 2024, terms of office shall be for six years, as provided in division (A) (2) of this section.

(B) The student members of the board of trustees of the northeast Ohio medical university have no voting power on the board. Student members shall not be considered as members of the board in determining whether a quorum is present. Student members shall not be entitled to attend executive sessions of the board. The student members of the board shall be appointed by the governor, with the advice and consent of the senate, from a group of five candidates selected pursuant to a procedure adopted by the university's student governments and approved by the university's board of trustees. The initial term of office of one of the student members shall commence December 22, 2008, and shall expire on June 30, 2009, and the initial term of office of the other student member shall commence December 22, 2008, and shall expire on June 30, 2010. Thereafter, terms of office of student members shall be for two years, each term ending on the same day of the same month of the year as the term it succeeds. In the event that a student member cannot fulfill a two-year term, a replacement shall be selected to fill the unexpired term in the same manner used to make the original selection.

**Sec. 3352.01.** (A) There is hereby created a state university to be known as "Wright state university." The government of Wright state university is vested in a board of eleven trustees, who shall be appointed by the governor, with the advice and consent of the senate. Two of the trustees shall

be students at Wright state university, and their selection and 1478  
terms shall be in accordance with division (B) of this section. 1479  
~~Except For trustees appointed prior to July 1, 2024, except for~~ 1480  
the terms of student members, terms of office shall be for nine 1481  
years, commencing on the first day of July and ending on the 1482  
thirtieth day of June. For trustees appointed on or after July 1483  
1, 2024, except for the terms of student members, terms of 1484  
office shall be for six years, commencing on the first day of 1485  
July and ending on the thirtieth day of June. Each trustee shall 1486  
hold office from the date of appointment until the end of the 1487  
term for which the trustee was appointed. Any trustee appointed 1488  
to fill a vacancy occurring prior to the expiration of the term 1489  
for which the trustee's predecessor was appointed shall hold 1490  
office for the remainder of such term. Any trustee shall 1491  
continue in office subsequent to the expiration date of the 1492  
trustee's term until the trustee's successor takes office, or 1493  
until a period of sixty days has elapsed, whichever occurs 1494  
first. ~~No person who has served a full nine-year term or more~~ 1495  
~~than six years of such a term shall be eligible for~~ 1496  
~~reappointment until a period of four years has elapsed since the~~ 1497  
~~last day of the term for which the person previously served.~~ The 1498  
trustees shall receive no compensation for their services but 1499  
shall be paid their reasonable necessary expenses while engaged 1500  
in the discharge of their official duties. A majority of the 1501  
board constitutes a quorum. 1502

(B) The student members of the board of trustees of Wright 1503  
state university have no voting power on the board. Student 1504  
members shall not be considered as members of the board in 1505  
determining whether a quorum is present. Student members shall 1506  
not be entitled to attend executive sessions of the board. The 1507  
student members of the board shall be appointed by the governor, 1508

with the advice and consent of the senate, from a group of five 1509  
candidates selected pursuant to a procedure adopted by the 1510  
university's student governments and approved by the 1511  
university's board of trustees. The initial term of office of 1512  
one of the student members shall commence on July 1, 1988, and 1513  
shall expire on June 30, 1989, and the initial term of office of 1514  
the other student member shall commence on July 1, 1988, and 1515  
shall expire on June 30, 1990. Thereafter, terms of office of 1516  
student members shall be for two years, each term ending on the 1517  
same day of the same month of the year as the term it succeeds. 1518  
In the event that a student member cannot fulfill a two-year 1519  
term, a replacement shall be selected to fill the unexpired term 1520  
in the same manner used to make the original selection. 1521

**Sec. 3356.01.** (A) There is hereby created Youngstown state 1522  
university. The government of Youngstown state university is 1523  
vested in a board of eleven trustees, who shall be appointed by 1524  
the governor, with the advice and consent of the senate. Two of 1525  
the trustees shall be students at Youngstown state university, 1526  
and their selection and terms shall be in accordance with 1527  
division (B) of this section. ~~Except For trustees appointed~~ 1528  
prior to July 1, 2024, except for the terms of student members, 1529  
terms of office shall be for nine years, commencing on the 1530  
second day of May and ending on the first day of May. For 1531  
trustees appointed on or after July 1, 2024, except for the 1532  
terms of student members, terms of office shall be for six 1533  
years, commencing on the second day of May and ending on the 1534  
first day of May. Each trustee shall hold office from the date 1535  
of appointment until the end of the term for which the trustee 1536  
was appointed. Any trustee appointed to fill a vacancy occurring 1537  
prior to the expiration of the term for which the trustee's 1538  
predecessor was appointed shall hold office for the remainder of 1539

such term. Any trustee shall continue in office subsequent to 1540  
the expiration date of the trustee's term until the trustee's 1541  
successor takes office, or until a period of sixty days has 1542  
elapsed, whichever occurs first. ~~No person who has served a full-~~ 1543  
~~nine year term or more than six years of such a term shall be~~ 1544  
~~eligible to reappointment until a period of four years has~~ 1545  
~~elapsed since the last day of the term for which the person~~ 1546  
~~previously served.~~ The trustees shall receive no compensation 1547  
for their services but shall be paid their reasonable necessary 1548  
expenses while engaged in the discharge of their duties. A 1549  
majority of the board constitutes a quorum. 1550

(B) The student members of the board of trustees of 1551  
Youngstown state university have no voting power on the board. 1552  
Student members shall not be considered as members of the board 1553  
in determining whether a quorum is present. Student members 1554  
shall not be entitled to attend executive sessions of the board. 1555  
The student members of the board shall be appointed by the 1556  
governor, with the advice and consent of the senate, from a 1557  
group of five candidates selected pursuant to a procedure 1558  
adopted by the university's student governments and approved by 1559  
the university's board of trustees. The initial term of office 1560  
of one of the student members shall commence on May 2, 1988, and 1561  
shall expire on May 1, 1989, and the initial term of office of 1562  
the other student member shall commence on May 2, 1988, and 1563  
expire on May 1, 1990. Thereafter, terms of office of student 1564  
members shall be for two years, each term ending on the same day 1565  
of the same month of the year as the term it succeeds. In the 1566  
event that a student member cannot fulfill a two-year term, a 1567  
replacement shall be selected to fill the unexpired term in the 1568  
same manner used to make the original selection. 1569

**Sec. 3359.01.** (A) There is hereby created a state 1570

university to be known as "The University of Akron." The 1571  
government of the university of Akron is vested in a board of 1572  
eleven trustees who shall be appointed by the governor, with the 1573  
advice and consent of the senate. Two of the trustees shall be 1574  
students at the university of Akron, and their selection and 1575  
terms shall be in accordance with division (B) of this section. 1576  
~~Except For trustees appointed prior to July 1, 2024, except for~~ 1577  
the terms of student members, terms of office shall be for nine 1578  
years, commencing on the second day of July and ending on the 1579  
first day of July. For trustees appointed on or after July 1, 1580  
2024, except for the terms of student members, terms of office 1581  
shall be for six years. Each trustee shall hold office from the 1582  
date of appointment until the end of the term for which the 1583  
trustee was appointed. Any trustee appointed to fill a vacancy 1584  
occurring prior to the expiration of the term for which the 1585  
trustee's predecessor was appointed shall hold office for the 1586  
remainder of such term. Any trustee shall continue in office 1587  
subsequent to the expiration date of the trustee's term until 1588  
the trustee's successor takes office, or until a period of sixty 1589  
days has elapsed, whichever occurs first. ~~No person who has~~ 1590  
~~served a full nine year term or more than six years of such a~~ 1591  
~~term shall be eligible for reappointment until a period of four~~ 1592  
~~years has elapsed since the last day of the term for which the~~ 1593  
~~person previously served.~~ The trustees shall receive no 1594  
compensation for their services but shall be paid their 1595  
reasonable necessary expenses while engaged in the discharge of 1596  
their official duties. A majority of the board constitutes a 1597  
quorum. 1598

(B) The student members of the board of trustees of the 1599  
university of Akron have no voting power on the board. Student 1600  
members shall not be considered as members of the board in 1601

determining whether a quorum is present. Student members shall 1602  
not be entitled to attend executive sessions of the board. The 1603  
student members of the board shall be appointed by the governor, 1604  
with the advice and consent of the senate, from a group of five 1605  
candidates selected pursuant to a procedure adopted by the 1606  
university's student governments and approved by the 1607  
university's board of trustees. The initial term of office of 1608  
one of the student members shall commence on July 2, 1988, and 1609  
shall expire on July 1, 1989, and the initial term of office of 1610  
the other student member shall commence on July 2, 1988, and 1611  
expire on July 1, 1990. Thereafter, terms of office of student 1612  
members shall be for two years, each term ending on the same day 1613  
of the same month of the year as the term it succeeds. In the 1614  
event that a student member cannot fulfill a two-year term, a 1615  
replacement shall be selected to fill the unexpired term in the 1616  
same manner used to make the original selection. 1617

**Sec. 3361.01.** (A) There is hereby created a state 1618  
university to be known as the "university of Cincinnati." The 1619  
government of the university of Cincinnati is vested in a board 1620  
of eleven trustees who shall be appointed by the governor with 1621  
the advice and consent of the senate. Two of the trustees shall 1622  
be students at the university of Cincinnati, and their selection 1623  
and terms shall be in accordance with division (B) of this 1624  
section. The terms of the first nine members of the board of 1625  
trustees shall commence upon the effective date of the transfer 1626  
of assets of the state-affiliated university of Cincinnati to 1627  
the university of Cincinnati hereby created. One of such 1628  
trustees shall be appointed for a term ending on the first day 1629  
of January occurring at least twelve months after such date of 1630  
transfer, and each of the other trustees shall be appointed for 1631  
respective terms ending on each succeeding first day of January, 1632



so that one term will expire on each first day of January after 1633  
expiration of the shortest term. ~~Except For trustees appointed~~ 1634  
~~prior to July 1, 2024, except~~ for the two student trustees, each 1635  
successor trustee shall be appointed for a term ending on the 1636  
first day of January, nine years from the expiration date of the 1637  
term the trustee succeeds, except that any person appointed to 1638  
fill a vacancy shall be appointed to serve only for the 1639  
unexpired term. For trustees appointed on or after July 1, 2024, 1640  
except for the two student trustees, each trustee shall be 1641  
appointed for a term ending on the first day of January, six 1642  
years from the expiration date of the term the trustee succeeds, 1643  
except that any person appointed to fill a vacancy shall be 1644  
appointed to serve only for the unexpired term. 1645

Any trustee shall continue in office subsequent to the 1646  
expiration date of the trustee's term until the trustee's 1647  
successor takes office, or until a period of sixty days has 1648  
elapsed, whichever occurs first. 1649

~~No person who has served a full nine-year term or longer~~ 1650  
~~or more than six years of such a term shall be eligible to~~ 1651  
~~reappointment until a period of four years has elapsed since the~~ 1652  
~~last day of the term for which the person previously served.~~ 1653

The trustees shall receive no compensation for their 1654  
services but shall be paid their reasonable necessary expenses 1655  
while engaged in the discharge of their official duties. A 1656  
majority of the board constitutes a quorum. 1657

(B) The student members of the board of trustees of the 1658  
university of Cincinnati have no voting power on the board. 1659  
Student members shall not be considered as members of the board 1660  
in determining whether a quorum is present. Student members 1661  
shall not be entitled to attend executive sessions of the board. 1662

The student members of the board shall be appointed by the 1663  
governor, with the advice and consent of the senate, from a 1664  
group of five candidates selected pursuant to a procedure 1665  
adopted by the university's student governments and approved by 1666  
the university's board of trustees. The initial term of office 1667  
of one of the student members shall commence on May 14, 1988, 1668  
and shall expire on May 13, 1989, and the initial term of office 1669  
of the other student member shall commence on May 14, 1988, 1670  
and expire on May 13, 1990. Thereafter, terms of office of student 1671  
members shall be for two years, each term ending on the same day 1672  
of the same month of the year as the term it succeeds. In the 1673  
event that a student cannot fulfill a two-year term, a 1674  
replacement shall be selected to fill the unexpired term in the 1675  
same manner used to make the original selection. 1676

**Sec. 3362.01.** (A) There is hereby created a state 1677  
university to be known as "Shawnee state university." The 1678  
government of Shawnee state university is vested in a board of 1679  
eleven trustees who shall be appointed by the governor with the 1680  
advice and consent of the senate. Two of the trustees shall be 1681  
students at Shawnee state university, and their selection and 1682  
terms shall be in accordance with division (B) of this section. 1683  
The remaining trustees shall be appointed as follows: one for a 1684  
term of one year, one for a term of two years, one for a term of 1685  
three years, one for a term of four years, one for a term of 1686  
five years, one for a term of six years, one for a term of seven 1687  
years, one for a term of eight years, and one for a term of nine 1688  
years. Thereafter, for trustees appointed prior to July 1, 2024, 1689  
terms shall be for nine years. For trustees appointed on or 1690  
after July 1, 2024, terms shall be for six years. All terms of 1691  
office shall commence on the first day of July and end on the 1692  
thirtieth day of June. 1693

Each trustee shall hold office from the date of 1694  
appointment until the end of the term for which the trustee was 1695  
appointed. Any trustee appointed to fill a vacancy occurring 1696  
prior to the expiration of the term for which the trustee's 1697  
predecessor was appointed shall hold office for the remainder of 1698  
such term. Any trustee shall continue in office subsequent to 1699  
the expiration date of the trustee's term until the trustee's 1700  
successor takes office, or until a period of sixty days has 1701  
elapsed, whichever occurs first. ~~No person who has served a full-~~ 1702  
~~nine-year term or more than six years of such a term shall be-~~ 1703  
~~eligible for reappointment until a period of four years has-~~ 1704  
~~elapsed since the last day of the term for which the person-~~ 1705  
~~previously served.~~ 1706

The trustees shall receive no compensation for their 1707  
services but shall be paid their reasonable and necessary 1708  
expenses while engaged in the discharge of their official 1709  
duties. 1710

A majority of the board constitutes a quorum. 1711

(B) The student members of the board of trustees of 1712  
Shawnee state university have no voting power on the board. 1713  
Student members shall not be considered as members of the board 1714  
in determining whether a quorum is present. Student members 1715  
shall not be entitled to attend executive sessions of the board. 1716  
The student members of the board shall be appointed by the 1717  
governor, with the advice and consent of the senate, from a 1718  
group of five candidates selected pursuant to a procedure 1719  
adopted by the university's student governments and approved by 1720  
the university's board of trustees. The initial term of office 1721  
of one of the student members shall commence on July 1, 1988, 1722  
and shall expire on June 30, 1989, and the initial term of 1723

office of the other student member shall commence on July 1, 1724  
1988, and expire on June 30, 1990. Thereafter, terms of office 1725  
of student members shall be for two years, each term ending on 1726  
the same day of the same month of the year as the term it 1727  
succeeds. In the event a student member cannot fulfill a two- 1728  
year term, a replacement shall be selected to fill the unexpired 1729  
term in the same manner used to make the original selection. 1730

**Sec. 3364.01.** (A) The university of Toledo, as authorized 1731  
under former Chapter 3360. of the Revised Code, and the medical 1732  
university of Ohio at Toledo, as authorized under former 1733  
sections 3350.01 to 3350.05 of the Revised Code, shall be 1734  
combined as one state university to be known as the "university 1735  
of Toledo." 1736

(B) (1) The government of the combined university of Toledo 1737  
is vested in a board of trustees which, except as prescribed in 1738  
division (B) (2) of this section, shall be appointed by the 1739  
governor with the advice and consent of the senate. The initial 1740  
board of trustees of the combined university shall be as 1741  
prescribed in division (B) (2) of this section. After the 1742  
abolishment of offices as prescribed in division (B) (2) (a) of 1743  
this section, the board of trustees of the combined university 1744  
shall consist of nine voting members, who, if appointed prior to 1745  
July 1, 2024, shall serve for terms of nine years, or, if 1746  
appointed on or after July 1, 2024, shall serve for terms of six 1747  
years, and two nonvoting members, who shall be students of the 1748  
combined university and who shall serve for terms of two years. 1749  
Terms of office of trustees shall begin on the second day of 1750  
July and end on the first day of July. 1751

(2) The initial board of trustees of the combined 1752  
university shall consist of seventeen voting members who are the 1753

eight members who made up the board of trustees of the medical 1754  
university of Ohio at Toledo prior to May 1, 2006, under former 1755  
section 3350.01 of the Revised Code, and whose terms would 1756  
expire under that section after May 1, 2006; the eight voting 1757  
members who made up the board of trustees of the university of 1758  
Toledo, under former section 3360.01 of the Revised Code, and 1759  
whose terms would expire under that section after July 1, 2006; 1760  
and one additional member appointed by the governor with the 1761  
advice and consent of the senate. The terms of office, 1762  
abolishment of office, and succession of the voting members of 1763  
the initial board shall be as prescribed in division (B) (2) (a) 1764  
of this section. The initial board also shall consist of two 1765  
nonvoting members who are students of the combined university, 1766  
as prescribed in division (B) (2) (b) of this section. 1767

(a) The term of office of the voting member of the initial 1768  
board of trustees of the combined university who was not 1769  
formerly a member of either the board of trustees of the medical 1770  
university of Ohio at Toledo or the board of trustees of the 1771  
university of Toledo shall be for nine years, beginning on July 1772  
2, 2006, and ending on July 1, 2015. 1773

The terms of office of the sixteen other voting members of 1774  
the initial board of trustees shall expire on July 1 of the year 1775  
they otherwise would expire under former section 3350.01 or 1776  
3360.01 of the Revised Code. 1777

The office of one voting member whose term expires on July 1778  
1, 2007, shall be abolished on that date. The governor, with the 1779  
advice and consent of the senate, shall appoint a successor to 1780  
the office of the other voting member whose term expires on that 1781  
date to a nine-year term beginning on July 2, 2007. 1782

The office of one voting member whose term expires on July 1783

1, 2008, shall be abolished on that date. The governor, with the 1784  
advice and consent of the senate, shall appoint a successor to 1785  
the office of the other voting member whose term expires on that 1786  
date to a nine-year term beginning on July 2, 2008. 1787

The office of one voting member whose term expires on July 1788  
1, 2009, shall be abolished on that date. The governor, with the 1789  
advice and consent of the senate, shall appoint a successor to 1790  
the office of the other voting member whose term expires on that 1791  
date to a nine-year term beginning on July 2, 2009. 1792

The office of one voting member whose term expires on July 1793  
1, 2010, shall be abolished on that date. The governor, with the 1794  
advice and consent of the senate, shall appoint a successor to 1795  
the office of the other voting member whose term expires on that 1796  
date to a nine-year term beginning on July 2, 2010. 1797

The office of one voting member whose term expires on July 1798  
1, 2011, shall be abolished on that date. The governor, with the 1799  
advice and consent of the senate, shall appoint a successor to 1800  
the office of the other voting member whose term expires on that 1801  
date to a nine-year term beginning on July 2, 2011. 1802

The office of one voting member whose term expires on July 1803  
1, 2012, shall be abolished on that date. The governor, with the 1804  
advice and consent of the senate, shall appoint a successor to 1805  
the office of the other voting member whose term expires on that 1806  
date to a nine-year term beginning on July 2, 2012. 1807

The office of one voting member whose term expires on July 1808  
1, 2013, shall be abolished on that date. The governor, with the 1809  
advice and consent of the senate, shall appoint a successor to 1810  
the office of the other voting member whose term expires on that 1811  
date to a nine-year term beginning on July 2, 2013. 1812

The office of one voting member whose term expires on July 1, 2014, shall be abolished on that date. The governor, with the advice and consent of the senate, shall appoint a successor to the office of the other voting member whose term expires on that date to a nine-year term beginning on July 2, 2014.

The governor, with the advice and consent of the senate, shall appoint a successor to the office of the voting member whose term expires on July 1, 2015, to a nine-year term beginning on July 2, 2015.

Thereafter the terms of office of all subsequent voting members of the board of trustees who are appointed prior to July 1, 2024, shall be for nine years beginning on the second day of July and ending on the first day of July. The terms of office for voting members of the board of trustees who are appointed on or after July 1, 2024, shall be for six years beginning on the second day of July and ending on the first day of July.

(b) One of the student members of the initial board of trustees shall be the student member of the former university of Toledo board of trustees, appointed under former section 3360.01 of the Revised Code, whose term would expire under that section on July 1, 2007. The term of that student member shall expire on July 1, 2007. The other student member shall be a new appointee, representing the portion of the combined university that made up the former medical university of Ohio at Toledo, appointed to a two-year term beginning on July 2, 2006, and ending on July 1, 2008. That student trustee shall be appointed by the governor, with the advice and consent of the senate, from a group of three candidates selected pursuant to a procedure adopted by the university's student governments and approved by the university's board of trustees. Thereafter appointment and terms

of office of student members of the board of trustees shall be 1843  
as prescribed by division (B) (3) of this section. 1844

(3) The student members of the board of trustees of the 1845  
combined university shall be appointed by the governor, with the 1846  
advice and consent of the senate, from a group of six candidates 1847  
selected pursuant to a procedure adopted by the university's 1848  
student governments and approved by the university's board of 1849  
trustees. Terms of office of student members shall be for two 1850  
years, each term ending on the same day of the same month of the 1851  
year as the term it succeeds. In the event that a student member 1852  
cannot fulfill a two-year term, a replacement shall be selected 1853  
to fill the unexpired term in the same manner used to make the 1854  
original selection. 1855

(4) Each trustee shall hold office from the date of 1856  
appointment until the end of the term for which the trustee was 1857  
appointed. Any trustee appointed to fill a vacancy occurring 1858  
prior to the expiration of the term for which the trustee's 1859  
predecessor was appointed shall hold office for the remainder of 1860  
such term. Any trustee shall continue in office subsequent to 1861  
the expiration date of the trustee's term until the trustee's 1862  
successor takes office, or until a period of sixty days has 1863  
elapsed, whichever occurs first. 1864

~~(5) No person who has served as a voting member of the 1865  
board of trustees for a full nine year term or more than six 1866  
years of such a term and no person who is a voting member of the 1867  
initial board of trustees as prescribed in division (B) (2) (a) of 1868  
this section is eligible for reappointment to the board until a 1869  
period of four years has elapsed since the last day of the term 1870  
for which the person previously served. 1871~~

~~No person who served as a voting member of the board of 1872~~



~~trustees of the former university of Toledo, as authorized under 1873~~  
~~former Chapter 3360. of the Revised Code, for a full nine year 1874~~  
~~term or more than six years of such a term, and no person who 1875~~  
~~served on the board of trustees of the former medical university 1876~~  
~~of Ohio at Toledo, as authorized under former sections 3350.01 1877~~  
~~to 3350.05 of the Revised Code, for a full nine year term or 1878~~  
~~more than six years of such a term is eligible for appointment 1879~~  
~~to the board of trustees of the combined university until a 1880~~  
~~period of four years has elapsed since the last day of the term 1881~~  
~~for which the person previously served. 1882~~

(C) The trustees shall receive no compensation for their 1883  
services but shall be paid their reasonable necessary expenses 1884  
while engaged in the discharge of their official duties. A 1885  
majority of the board constitutes a quorum. The student members 1886  
of the board have no voting power on the board. Student members 1887  
shall not be considered as members of the board in determining 1888  
whether a quorum is present. Student members shall not be 1889  
entitled to attend executive sessions of the board. 1890

**Section 2.** That existing sections 3335.02, 3337.01, 1891  
3339.01, 3341.02, 3343.02, 3344.01, 3345.45, 3350.10, 3352.01, 1892  
3356.01, 3359.01, 3361.01, 3362.01, and 3364.01 of the Revised 1893  
Code are hereby repealed. 1894

**Section 3.** That section 3333.045 of the Revised Code is 1895  
hereby repealed. 1896

**Section 4.** The Department of Higher Education shall 1897  
conduct a feasibility study about implementing bachelors degree 1898  
programs that require three years to complete in this state. The 1899  
study shall investigate a variety of fields of study and 1900  
determine the feasibility of reducing specific course 1901  
requirements, quantity of electives, and total credit hours 1902

required for graduation. However, the study shall not include 1903  
the use of College Credit Plus or any other current programs 1904  
used to accelerate degree programs. Finally, the study shall 1905  
present and evaluate potential issues related to accreditation. 1906

Not later than one year after the effective date of this 1907  
section, the Department shall submit to the General Assembly, in 1908  
accordance with section 101.68 of the Revised Code, a report 1909  
about the study's findings. 1910

**Section 5.** This act shall be known as The Ohio Higher 1911  
Education Enhancement Act. 1912