



Ohio Revised Code

Section 3323.041 Nonpublic schools to provide federally required services.

Effective: October 3, 2023

Legislation: House Bill 33

To the extent consistent with the number and location of children with disabilities in the state who are enrolled by their parents in nonpublic elementary and secondary schools in the school district served by a board of education of a school district, provision is made for the participation of those children in the program for the education of children with disabilities which is assisted or carried out under Part B of the "Individuals with Disabilities Education Improvement Act of 2004," Pub. L. No. 108-446. The district in which the nonpublic elementary or secondary school is located shall provide for such children special education and related services in accordance with Section 612(a)(10) of the "Individuals with Disabilities Education Improvement Act of 2004," 20 U.S.C. 1412(a)(10) and related provisions of the Code of Federal Regulations and in accordance with any rules adopted, or guidelines issued, by the department of education and workforce.

Amounts to be expended for the provision of those services, including direct services to parentally placed nonpublic school children, by the school district shall be equal to a proportionate amount of federal funds made available under Part B of the "Individuals with Disabilities Education Improvement Act of 2004." The school district shall exercise the following responsibilities towards parentally placed children with disabilities who attend nonpublic schools located in the school district: child find, timely and meaningful consultation, written affirmation of timely and meaningful consultation, compliance, and provision of equitable services, as provided by the "Individuals with Disabilities Education Improvement Act of 2004" and related provisions of the Code of Federal Regulations and in accordance with any rules adopted by, or guidelines issued by, the department.
