

# Legislation That Affects Members and What We Can Do about It

OEA All Staff Meeting  
Thursday, April 18, 2013

# State Budget (FY 14 – FY 15)

## Substitute House Bill 59

# House School Funding Proposal

- Uses current per-pupil base of \$5,732 in FY 14 and \$5,789 in FY 15
- Changes Gain Cap to 6%
- Includes transportation and career technical funding in formula
- Retains funding for special education, economically disadvantaged, English language learners, gifted
- Returns special education to weights, instead of dollar amount, and funds them at 90%
- Provides for gifted identification at \$5.00 in FY 14 and \$5.05 in FY 15 as well as unit funding of \$37,000 in FY 14 and \$37,370 in FY 15

# House School Funding Proposal

- Improves distribution by reducing the number of districts on guarantee from 398 to 175 in FY 14 and 384 to 161 FY 15
  - Approximately \$214 million in guarantee funds over the biennium instead of over \$880 million in guarantee funds under Kasich's proposal

# Problems with the House Funding Proposal

- Reduces funding to the formula
- Fails to fully address the reductions from last budget cycle (\$1.8 billion)
- Fails to define the components of a high quality public education and fund them
- Fails to fully fund formula by placing a 6% gain cap
  - 364 districts subject to gain cap in FY 14
  - 312 districts subject to gain cap in FY 15

# School Funding

## Kasich's Proposal:

- Catastrophic Special Education Fund – new fund to help districts pay the extra costs associated with servicing students with the most severe disabilities
- Funded by siphoning 15% of each district's state funding for special education students
  - Only funds those other special education students at 85% instead of 100%
- **House Action:** Funded by separate appropriation—\$40 million in each year of biennium

# Straight A Fund

## **Kasich's Proposal:**

- \$300 million in lottery funds
- State goal is to give one-time money (through competitive grants) to school districts and other education entities “to reduce costs and promote enhanced student achievement”
- **House Action: Decreases appropriation to \$50 million in FY 14 and \$100 million in FY 15**

# Taxation

## Kasich's Proposal:

- Income Tax
  - 20% income tax reduction over three years
  - 50% reduction in taxes for small business owners (up to \$750,000)
  - This equals \$4.3 billion less in revenue to the state to fund programs
- **House Action:** Replaces 20% income tax reduction with a 7% permanent personal income tax reduction beginning this year and removes tax cut for small businesses (cost \$1.5 billion). Funded through “anticipated revenue growth” and a carryover balance from FY 2012



# House Income Tax Proposal

INCOME RANGE	TAX LIABILITY BEFORE CUT	TAX LIABILITY AFTER CUT	AVERAGE SAVINGS FROM TAX CUT
\$10,400 - \$15,650	\$153	\$142	\$11
\$15,650 - \$20,900	\$284	\$264	\$20
\$20,900 - \$41,700	\$725	\$674	\$51
\$41,700 - \$83,350	\$1,977	\$1,838	\$139
\$83,350 - \$104,250	\$3,313	\$3,081	\$232
\$104,250 - \$208,500	\$6,615	\$6,152	\$463
\$208,500 and above	\$26,748	\$24,478	\$1,874

Note: Taxpayers with an income of less than \$10,400 have no tax liability because of low-income credit.

Source: Ohio Department of Taxation

# Taxation and Medicaid Expansion

## Kasich's Proposal:

- Sales Tax
  - Proposal would move the tax rate from 5.5% to 5% while expanding the base to include all services except those designated as essential (ex. child care, medical)
- Severance Tax
  - Slight increase to the Severance Tax (\$200 million over the biennium)
- Medicaid Expansion
  - Expand Medicaid to cover an additional 275,000 Ohioans (\$400 million savings over the biennium)
- **House Action:** Removed

# Income-based Voucher

## **Kasich's Proposal:**

- New voucher based solely on household income
  - Below 200% of federal poverty level  
(\$46,100 for family of 4)
- Students entering Kindergarten eligible in 2013-2014 school year and then expands to first grade the following year
- Allowed to receive through grade 12 – even if family doesn't qualify on income
- Funded through lottery profits (over \$25 million over biennium)
- **House Action:** Retained

# ED Choice Voucher Expansion

## **Kasich's Proposal:**

- Expands eligibility in the 2016-2017 school year to students assigned to schools that earn a “D” or “F” for two out of three years on the K-3 literacy component of the report card
- Deducted from resident district
- **House Action:** Retained

# Salary Schedules and Minimum Salary

## **Kasich's Proposal:**

- Eliminates language that requires public school employees to be paid based on a single salary schedule
- Eliminates the requirement for equal pay for employees with the same level of experience and training
- Eliminates the statewide minimum salary schedule based on years of service and training
  - Eliminates base salary of \$20,000 for a teacher with zero years of service and a Bachelor's degree
- **House Action:** Retained

# Operating Standards

## **Kasich's Proposal:**

- Removes minimum staffing ratios for school psychologists and speech language pathologists
- Requires State Board of Education to revise all operating standards by December 2013
  - Operating Standards include things like student-to-teacher ratios, class size, professional development time, planning time etc.)
  - Must revise/adopt standards that address safety
- **House Action:** Removed

# Minimum School Year

## **Kasich's Proposal:**

- Based solely on hours rather than days and hours beginning in the 2014-2015 school year
  - 910 hours for all-day Kindergarten – 6
  - 1,001 hours for grades 7-12
  - Does not apply to any collective bargaining agreement executed prior to July 1, 2014
- Eliminates language defining school week as five days
- Eliminates the five statutory calamity days
- Allows chartered non-public schools to have school on Saturday and Sunday

# Minimum School Year

- **House Action:**

- Retains elimination of definition of school week
- Adds provision requiring school district boards to hold a public hearing on the school calendar 30 days prior to adopting the school calendar
- Prohibits a school district from reducing the total number of hours of instruction from the previous years, unless the reduction is approved by the district board
- Exempts school districts from transporting students to and from chartered non-public schools and community schools on Saturday and Sunday unless an agreement has been made prior to July 1, 2014



# Parent Trigger

## Kasich's Proposal:

- Expands trigger provision statewide
  - Currently pilot only applies to Columbus City Schools
  - Allows parents of students in the lowest 5% of school buildings to petition for reconstituting the school
  - Lowest 5% calculation would apply regardless of improvements those buildings make
  - Supported by so-called education reform groups such as Students First
- **House Action:** Removed

# Higher Education Faculty Workload

## **Kasich's Proposal:**

- Allows for state colleges and universities to modify existing workload policy or adopt new policy that requires in 2013-2014 or 2014-2015 school year that each full-time faculty member must teach one additional course
- Once adopted, each faculty member must maintain higher workload
- **House Action:** Removed

# Academic Distress Commission

- Allows the Superintendent of Public Instruction to create an Academic Distress Commission for any school district that is found by the Auditor of State to have manipulated student data with evidence of intent to deceive
  - 5 members of the commission
    - 3 appointed by state superintendent
    - 2 appointed by mayor of the largest municipality in the affected district

# Sexual Education

- Prohibits the teaching of sexual education coursework that endorses non-abstinence as an acceptable behavior or promotes “gateway sexual activity.”
- Gives parent a cause of action if their child receives sex education that appears to condone “gateway sexual activity.”
- Prohibits the distribution of materials that condone sexual activity among unmarried students.

# Third Grade Reading Guarantee

## Senate Bill 21

# Third Grade Reading Guarantee (SB 21)

## Teacher Qualifications

- Modifies teacher qualifications for teachers of students on a reading improvement plan to:
  - Apply only to 3<sup>rd</sup> grade teachers
  - Eliminate the requirement that the teacher “be actively engaged in reading instruction for the previous three years”
  - Allows for the option for a teacher to complete a program on a list of scientifically research-based reading programs in the 2013-2014 school year and beyond
    - Doesn't require teacher to receive a credential of completion

# Senate Bill 21

## Teacher Qualifications

- Removes the qualification that the teacher was rated “above value-added” in reading and replaces it with a provision that “the teacher is an effective reading instructor as determined by criteria established by ODE”
- Allows for a school district to be granted a waiver for the 2013-2014 school year if they can't supply the number of teachers in 3<sup>rd</sup> grade who satisfy one or more of the qualifications

# Senate Bill 21

## Teacher Qualifications

- Makes no changes to the reading endorsement or Master's in Reading options
- Adds an emergency clause so the bill will become law when passed by House and signed by Governor
- As currently written, applies only to 3<sup>rd</sup> grade teachers, not K-3 teachers as in current law



# Value-Added in Teacher Evaluations

# Update: Value-added and Teacher Evaluations

- HB 555 added the provision that value-added scores must make up 100% of the 50% student growth measures in teacher evaluations
- OEA has been aggressively lobbying to have this percentage reduced to 25% - 35 % of the 50% student growth measures in teacher evaluations
- Senator Lehner (Senate Education Chair) has said that she will introduce an amendment to the budget bill in the Senate to lower the percentage
- Issue: Senator Lehner has said that she would support lowering the percentage to 25% - 35% of the entire evaluation

# OEA Budget Action Plan



# Take Action to Protect Public Education

2013 Budget and GA Cycle allows us to build capacity to make changes to policies and legislative initiatives this year and build capacity and organize for 2014

# Take Action to Protect Public Education

1. Recruit members to participate in OEA Lobby Days and lobby back home
2. Recruit members to sign-up to become an Advocate for Children and Education/OEA Text Message System
3. Reinforce member participation in OEA's Action Alerts
4. Inform members how they can contact their legislators
5. Recruit members to Share their Stories
6. Participate in OEA and Coalition Field Activities
7. Encourage members to contribute to FCPE

# Key GOP Senators

## Senate Leadership

- Sen. Keith Faber, President
- Sen. Chris Widener, Pres. PT
- Sen. Tom Patton, Maj. Floor Leader
- Sen. Larry Obhof, Maj. Whip

## Education Committee

- Sen. Peggy Lehner, Chair
- Sen. Cliff Hite, V-Chair
- Sen. Bill Coley
- Sen. Randy Gardner
- Sen. Bill Beagle
- Sen. Gayle Manning
- Sen. Troy Balderson

# Key GOP Senators

## Finance Committee

- Sen. Scott Oelslager, Chair
- Sen. Bill Coley, V-Chair
- Sen. Randy Gardner, Ed. Sub-Cmt. Chair
- Sen. Shannon Jones
- Sen. Jim Hughes
- Sen. Bob Peterson
- Sen. Dave Burke
- Sen. Frank LaRose
- Sen. Tom Patton

## Education Sub-Committee

- Sen. Randy Gardner, Chair
- Sen. Peggy Lehner, V-Chair
- Sen. Bill Beagle
- Sen. Cliff Hite
- Sen. Jim Hughes
- Sen. Gayle Manning
- Sen. Joe Uecker
- Sen. Chris Widner

## OEA Lobby Days

- Upcoming Lobby Days:
  - Tuesday, April 30
  - Tuesday, May 14
  - Tuesday, June 11
- To RSVP, please email Julie Parsley at [parsleyj@ohea.org](mailto:parsleyj@ohea.org).



# Sign-up to become an ACE/OEA Text Message Service



To become an ACE, sign up at:  
<http://capwiz.com/nea/oh/mlm/signup/>

# OEA Action Alerts

- OEA Email Action Alerts
- Alerts over Facebook, Twitter and over SMS Text Service
- OEA ACE on your mobile phone:

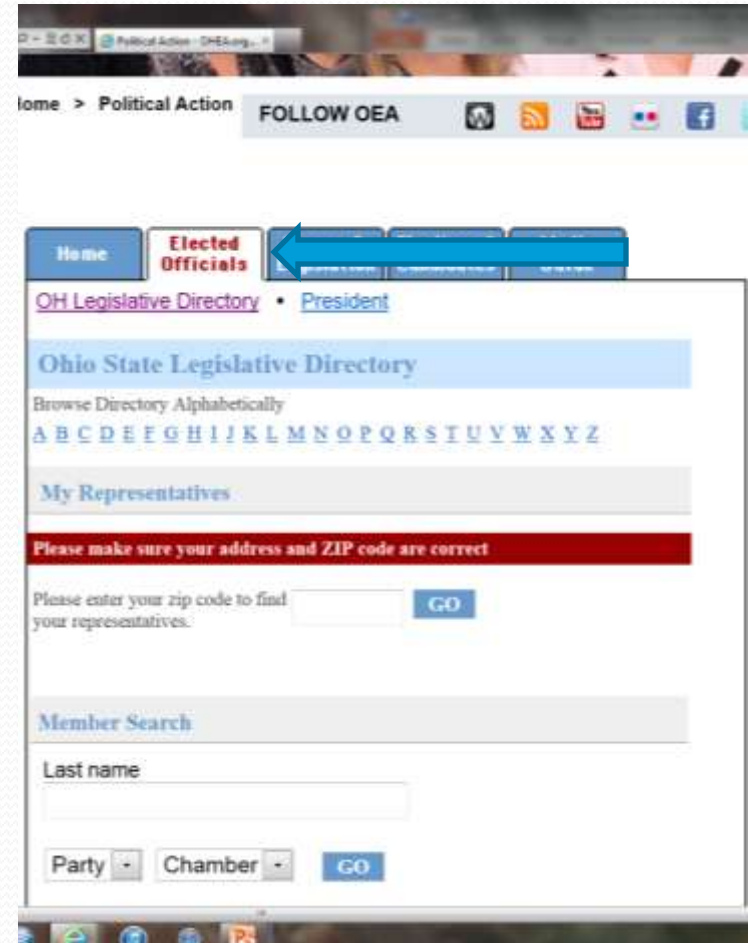
Go to:

[www.capwiz.com/nea/oh/home](http://www.capwiz.com/nea/oh/home)



# Contact Your Legislator

- Back home lobbying is extremely effective – we want you to do it!
- To find out who your legislators are, please go to: <http://capwiz.com/nea/oh/home/>
- Then click on the **Elected Officials** tab at the top of the dashboard.
- Fill out your information, hit submit and your legislators contact info will appear.



# How Members Can Share Their Stories

- We need real stories of how Governor Kasich's last budget, his current budget, and legislative agenda on education has impacted OEA members, their schools, their students and their communities.
- A member can share their stories by emailing them to OEA Communications Department at [communic@ohea.org](mailto:communic@ohea.org)

## OEA and Coalition Field Activities

- OEA is in the process of developing phone banks around the budget and other relevant legislation
- Additionally, there are several coalitions that OEA is a partner of that have field activities:
  - Ohio Organizing Collaborative Stand Up for Ohio bus tour (cities where education topics will be discussed are Akron, Columbus and Dayton)
  - Ohioans United field activities around Kasich's legislative agenda and budget (public facing)

# Contribute to FCPE



- Continue to build FCPE capacity to support our pro-public education legislators and candidates
- To contribute online, please go to:  
<http://www.ohea.org/politicalaction> and click on the OEA FCPE Banner

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