RESOLUTION TO PROVIDE FOR MAKING UP SCHOOL HOURS DURING THE PENDENCY OF EXECUTIVE ORDER 2020-01D, ODH DIRECTOR’S ORDER REGARDING THE CLOSURE OF ALL K-12 SCHOOLS IN OHIO

The Board of Governors of the Mid-Ohio Educational Service Center (“Board”), met in regular session on April 15, 2020 with the following members present:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

The Treasurer advised the Board that the notice requirements of R.C. 121.22 and Section 12 of H.B. 197 and the implementing rules adopted by the Board pursuant thereto were complied with for the meeting.

moved the adoption of the following resolution:

WHEREAS, Ohio Governor Mike DeWine issued Executive Order 2020-01D on March 10, 2020 declaring a state of emergency as a result of the COVID-19 pandemic; and

WHEREAS, on March 14, 2020, Ohio Department of Health Director Dr. Amy Acton issued Order In Re: Order the Closure of All K-12 Schools in the State of Ohio, ordering that all school buildings that provide any kindergarten through grade twelve instruction in the State of Ohio be closed to students beginning at 12:01 a.m. on March 17 through 11:59 p.m. on April 3, 2020 (“Building Closure Order”); and

WHEREAS, on March 30, 2020, Ohio Department of Health Director Dr. Amy Acton issued an Amended Order In Re: Order the Closure of All K-12 Schools in the State of Ohio, ordering that all school buildings that provide any kindergarten through grade twelve instruction in the State of Ohio remain closed to students through 11:59 p.m. on May 1, 2020 (“Amended Building Closure Order”); and

WHEREAS, the Ohio Department of Education has advised that, during the time school buildings are closed to students, “the desire is for schools to make a good faith effort to provide educational services within available capabilities during this period” to minimize the impact on Ohio’s minimum instructional hours requirements; and

WHEREAS, R.C. 3313.482 permits boards of education to adopt plans prior to August 1 of each school year to require students to access and complete classroom lessons electronically or through the use of “blizzard bags” (“distance learning plan”), and such distance learning plans shall provide for making up any number of hours, up to a maximum number of hours that are equivalent of three school days; and

WHEREAS, in Section 15 of 2020 Am.Sub.H.B.No. 197 (“Section 15”), the General Assembly enacted uncodified law stating that “[n]otwithstanding anything to the contrary in section 3313.482 of the Revised Code,” boards of education may either amend their existing distance learning plans or adopt distance learning plans for the first time, as applicable, to make up “any number of hours” schools are closed in the 2019-2020 school year in compliance with Building Closure Order, or any local board of health order, or any extension of any order; and

WHEREAS, the Board has not yet adopted a plan pursuant to R.C. 3313.482, but such a plan is necessary in light of the Building Closure Order and the Amended Building Closure Order and pursuant to Section 15.

NOW, THEREFORE, BE IT RESOLVED by the Board of Governors of the Mid-Ohio Educational Service Center, that:

Section 1: Distance Learning Plan

The Board hereby adopts a distance learning plan (“Plan”) as follows:

(a) The Board directs each classroom teacher to develop a sufficient number of lessons for each course taught by the teacher during the 2019-2020 school year to cover any number of hours schools are closed as a result of the Building Closure Order and the Amended Building Closure Order, or any local board of health order, or any extension of such Orders.

(1) Teachers will update or replace such lessons as necessary through the school year based on the instructional progress of students before they are distributed as a “work packet” under Section 1(b) of this Plan.

(2) Each student enrolled in a course shall be granted a sufficient period to complete the lesson. The student’s classroom teacher will monitor/grade the lesson and provide feedback in the same manner as other lessons and in accordance with building administrator’s directives. The student may receive an incomplete or failing grade if the lesson is not completed on time.

(b) The Board may distribute paper copies of the lessons.

(1) If a school opts to use paper work packets, teachers shall prepare paper copies (Blizzard Bags).

(2) The method of distribution of paper work packets (Blizzard Bags) shall be as directed by the Superintendent or the Principal of the school utilizing paper work packets.

(3) Students shall turn in completed lessons in accordance with Section 1(a)(3) of this Plan.

Section 2: Treasurer’s Authority

By this action, the Board hereby appropriates the funds necessary for the enforcement and execution of this resolution and further authorizes and directs the Treasurer to encumber and pay any funds necessary for the enforcement and enactment of any aspect of this resolution.

Section 3: Compliance with Public Meetings Law

It is hereby found and determined that all formal actions of this Board concerning and relating to the adoption of this resolution were adopted in an open meeting of the Board, and that all deliberations of this Board and any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code and Section 12 of H.B. 197.

seconded the Motion.

Upon roll call on the passage of the resolution, the vote resulted as follows:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Resolution passed and adopted this \_\_\_\_\_\_ day of April, 2020.

President, Board of Governors

ATTEST:

Treasurer

Date