Ohio Administrative Code

Rule 3301-101-03 Eligibility to receive a scholarship.

Effective: June 27, 2024

(A) In accordance with section 3301.51 of the Revised Code, a child will meet the following conditions to be eligible to participate in the scholarship program:

(1) The child will be at least five years of age and less than twenty-two years of age at the beginning of the school year for which the scholarship is sought;

(2) The school district in which the child is entitled to attend school, or the child's school district of residence, if different, has identified the child as a child with a disability under 20 U.S.C. 1401(3) and division (A) of section 3323.01 of the Revised Code;

(3) The school district in which the child is entitled to attend school, or the child's school district of residence, if different, has completed an IEP for the child;

(a) If the child is a first-time applicant, no administrative or judicial proceedings as defined in paragraph (A) of rule 3301-101-01 of the Administrative Code are pending regarding the contents of the IEP;

(b) If the child is seeking a subsequent scholarship, the existence of administrative or judicial proceedings about the subsequent IEP does not affect continued eligibility for a scholarship.

(c) Administrative or judicial proceedings regarding the services provided by the district do not affect the child's eligibility for a scholarship.

(B) A child is not eligible for a scholarship if the department of education and workforce has approved and the applicant has accepted a scholarship for the child under the educational choice scholarship pilot program, the autism scholarship program, or the pilot project scholarship program for the same year in which a scholarship is sought, unless the applicant relinquishes the scholarship awarded under the other program upon acceptance of a scholarship under the Jon Peterson

scholarship program.