



Ohio Administrative Code

Rule 3301-42-01 Criteria for enrolling eligible adults in public secondary education programs.

Effective: December 30, 2021

(A) Definitions.

(1) "Board of education" is a board of a school district as defined by section 3311.01 of the Revised Code and refers to city, local, exempted village, and joint vocational school districts.

(2) "Certificate of high school equivalence" means a certificate awarded by the Department of Education pursuant to section 3301.80 of the Revised Code.

(3) "High school diploma" means a diploma issued by the board of education of a city, exempted village, or local school district high school in accordance with section 3313.61 of the Revised Code.

(4) "May" means the board of education has discretion to admit applicants as set forth in this rule.

(B) Restrictions or limitations on eligibility. For participation in vocational education programs for the purposes set forth in division (A) or (B) of section 3313.645 of the Revised Code, residents may be admitted to classes or programs under, but not necessarily limited to, the following conditions:

(1) If admitted under division (B) of section 3313.645 of the Revised Code, the residents have not been granted a high school diploma.

(2) The class or program is currently operating.

(3) If admitted under division (B) of section 3313.645 of the Revised Code, the superintendent of the district through which the class or program is administered has the authority to admit.

(4) That residents are enrolled in appropriate educational experiences intended to lead to:

(a) High school graduation;



(b) The completion of a certificate of high school equivalence;

(c) Employment; or

(d) Classes or programs related to division (B) of section 3313.645 of the Revised Code.

(C) Authority of a board of education. A board of education electing to admit individuals as provided by this rule shall establish policies and procedures regarding admission into classes or programs authorized in this rule consistent with other rules adopted by the state board of education. In developing such policies and procedures, a board of education may consider factors including, but not necessarily limited to:

(1) Availability of space in the classes or programs;

(2) The extent to which classes or programs may need to be modified to accommodate applicants;

(3) Financial impact;

(4) Rules of conduct for admission into, and retention in, classes or programs;

(5) A selection process to determine class or program placement when eligible applicants exceed available space; and

(6) A process for appealing decisions related to admission or retention in a class or program to the board of education.

(D) Residents age twenty-two or older admitted to vocational programs pursuant to section 3313.645 of the Revised Code are to be educated separately, either in separate buildings or separate rooms, from the pre-K through twelfth grade population. For residents admitted under division (A) of section 3313.645 of the Revised Code, the board of education must meet the requirements contained in rule 3301-51-09 of the Administrative Code, unless a waiver is obtained under that rule.