

HB33 strips the State Board of Education of its primary powers and duties, contrary to Article VI section 4 of the Ohio Constitution.

The transfer of the State Board of Education functions is unconstitutional. Additionally, the 135th General Assembly and Governor violated the single purpose clause (One-Subject) provision of the Ohio Constitution. Article II section 15(D) states, “No bill shall contain more than one subject, which shall be clearly stated in its title.” HB33 is a budget bill. The transfer of the primary duties of the State Board of Education to the Governor’s office is a policy matter unrelated to finance. This matter should immediately be challenged in Court.

If the “transfer” would be enacted as a separate bill (it was HB12 before being injected into HB33), it could be successfully challenged in Court. In 1953, the people of Ohio passed a constitutional amendment that transferred the Department of Education from the Governor’s office to the State Board of Education.