

In the 1930s John W. Bricker, a conservative Republican, as Attorney General in Ohio issued an opinion that private schools are not eligible for public tax money (PART 2).

In no uncertain terms, Attorney General John W. Bricker issued an opinion in 1933 that private schools must not be supported by public funds, and “no authority exists for the use of public funds for the support or maintenance of any other class of schools than the schools mentioned (in the Ohio Constitution), and no power exists in the legislature or in any public official, for the diversion or use of any part of the public funds intended for school purposes, for schools administered by religious groups or sects.” (John W. Bricker was a devout religious person.)

Ohio politicians started to violate this opinion in 1965 with the enactment of the Fair Bus Bill which required public school districts to transport nonpublic school students.