



General Assembly

February Session, 2002

Amendment

LCO No. 4547

SB0035404547SD0

Offered by:

SEN. JEPSEN, 27th Dist.

SEN. DELUCA, 32nd Dist.

SEN. GAFFEY, 13th Dist.

To: Senate Bill No. 354

File No. 274

Cal. No. 193

**"AN ACT IMPLEMENTING THE RECOMMENDATIONS OF THE
LEGISLATIVE PROGRAM REVIEW AND INVESTIGATIONS
COMMITTEE RELATIVE TO EDUCATIONAL SERVICES FOR
CHILDREN WHO ARE BLIND OR VISUALLY IMPAIRED."**

1 After section 29, insert the following and renumber the remaining
2 section accordingly:

3 "Sec. 30. Section 10-303 of the general statutes, as amended by
4 section 35 of public act 01-9 of the June special session, is repealed and
5 the following is substituted in lieu thereof (*Effective from passage*):

6 (a) [The] Except as provided in subsection (b) of this section, the
7 authority in charge of any building or property owned, operated or
8 leased by the state or any municipality therein shall grant to the Board
9 of Education and Services for the Blind a permit to operate in such
10 building or on such property a food service facility, a vending machine
11 or a stand for the vending of newspapers, periodicals, confections,

12 tobacco products, food and such other articles as such authority
13 approves when, in the opinion of such authority, such facility, machine
14 or stand is desirable in such location. Any person operating such a
15 stand in any such location on October 1, 1945, shall be permitted to
16 continue such operation, but upon such person's ceasing such
17 operation such authority shall grant a permit for continued operation
18 to the Board of Education and Services for the Blind. Said board may
19 establish a training facility at any such location.

20 (b) The authority in charge of any building or property owned,
21 operated or leased by any municipality or any vocational-technical
22 school who, as of the effective date of this section, has not granted any
23 such permit as provided in subsection (a) of this section, or has
24 granted a permit which expires after the effective date of this section
25 and before June 30, 2003, may grant a permit as provided in subsection
26 (a) of this section to the Board of Education and Services for the Blind,
27 or any such vendor, provided no such permit shall extend beyond June
28 30, 2003.

29 (c) If the authority in charge of any building or property owned,
30 operated or leased by any municipality or any vocational-technical
31 school granted to the Board of Education and Services for the Blind a
32 permit to operate in such building or on such property a food service
33 facility, a vending machine or a stand for the vending of newspapers,
34 periodicals, confections, tobacco products, food and such other articles
35 as such authority approves and such permit is valid on the effective
36 date of this section, the authority in charge shall continue to allow such
37 operation under such permit until contractual agreements in effect on
38 the effective date of this section, between the Board of Education and
39 Services for the Blind and its vending suppliers for such building or
40 property or vocational-technical school expire or are otherwise
41 terminated.

42 [(b)] (d) Pursuant to the Randolph-Sheppard Vending Stand Act, 49
43 Stat. 1559 (1936), 20 USC 107, as amended from time to time, the Board
44 of Education and Services for the Blind is authorized to maintain a

45 nonlapsing account and to accrue interest thereon for federal vending
46 machine income which, in accordance with federal regulations, shall
47 be used for the payment of fringe benefits to the vending facility
48 operators by the Board of Education and Services for the Blind.

49 [(c)] (e) The Board of Education and Services for the Blind may
50 maintain a nonlapsing account and accrue interest thereon for state
51 and local vending machine income which shall be used for the
52 payment of fringe benefits, training and support to vending facilities
53 operators, and to provide entrepreneurial and independent-living
54 training and equipment to children who are blind or visually impaired
55 and adults who are blind.

56 [(d)] (f) The Board of Education and Services for the Blind may
57 disburse state and local vending machine income to student or client
58 activity funds, as defined in section 4-52.

59 Sec. 31. (*Effective from passage*) The Legislative Program Review and
60 Investigations Committee shall undertake a study, within available
61 appropriations of the Board of Education and Services for the Blind,
62 which study shall include, but not be limited to: (1) A review of past
63 and present funding mechanisms of the Board of Education and
64 Services for the Blind's Business Enterprise Program, (2) an analysis of
65 the Business Enterprise Fund and the Board of Education and Services
66 for the Blind general fund to determine if there are cost savings to be
67 realized through the elimination of duplicative services, (3) a
68 comprehensive inventory of all the federal, state and municipal
69 locations subject to the Board of Education and Services for the Blind
70 permits in accordance with section 10-303 of the general statutes, (4) a
71 comprehensive inventory of all federal, state and municipal locations
72 which have a current contractual or operational relationship with the
73 Board of Education and Services for the Blind, (5) a comparison of
74 funding mechanisms utilized by the Board of Education and Services
75 for the Blind to funding mechanisms utilized by other agencies or
76 groups representative of disabled populations, (6) an analysis of the
77 financial needs of the Business Enterprise Program to ensure full

78 funding of existing services, and (7) a review of the legislature's
79 authority to make changes to general statutes and regulations of
80 Connecticut state agencies governing the Board of Education and
81 Services for the Blind should such changes impact the board's existing
82 contractual obligations. On or before January 31, 2003, the Legislative
83 Program Review and Investigations Committee shall report its
84 findings, in accordance with section 11-4a of the general statutes, to the
85 joint standing committees of the General Assembly having cognizance
86 of matters relating to human services and appropriations.

87 Sec. 32. (*Effective from passage*) The Board of Education and Services
88 for the Blind shall grant an extension of an additional twelve months to
89 the term of any existing contractual agreement between the board and
90 a third party authorized to implement vending operations in
91 accordance with section 10-303 of the general statutes, provided such
92 an extension is sought by the third party. The twelve-month extension
93 period shall commence on the day said authorization is set to expire
94 under the existing contractual agreement."