



General Assembly

**Amendment**

February Session, 2002

LCO No. 3803

\*HB0549603803HD0\*

Offered by:

REP. STAPLES, 96<sup>th</sup> Dist.  
SEN. GAFFEY, 13<sup>th</sup> Dist.  
REP. BEALS, 88<sup>th</sup> Dist.  
REP. NAFIS, 27<sup>th</sup> Dist.

REP. BLACKWELL, 12<sup>th</sup> Dist.  
REP. HEAGNEY, 16<sup>th</sup> Dist.  
SEN. HANDLEY, 4<sup>th</sup> Dist.

To: Subst. House Bill No. 5496

File No. 361

Cal. No. 229

**"AN ACT CONCERNING EARLY CHILDHOOD EDUCATION."**

1 After the last section, insert the following:

2 "Sec. 8. Subsection (k) of section 10-145b of the general statutes is  
3 repealed and the following is substituted in lieu thereof (*Effective July*  
4 *1, 2002*):

5 (k) (1) Unless otherwise provided in regulations adopted under  
6 section 10-145d, in not less than three years nor more than eight years  
7 after the issuance of a provisional educator certificate pursuant to  
8 subsection (g) of this section and upon the statement of the  
9 superintendent in whose school district such certificate holder was  
10 employed, or the superintendent of a nonpublic school approved by  
11 the State Board of Education, in whose school such certificate holder  
12 was employed, that the provisional educator certificate holder and  
13 such superintendent have mutually determined or approved an

14 individual program pursuant to subdivision (2) of subsection (j) of this  
15 section and upon the statement of such superintendent that such  
16 certificate holder has a record of competency in the discharge of his or  
17 her duties during such provisional period, the state board upon receipt  
18 of a proper application shall issue such certificate holder a professional  
19 educator certificate. A signed recommendation from the  
20 superintendent of schools for the local or regional board of education  
21 or from the superintendent of a nonpublic school approved by the  
22 State Board of Education shall be evidence of competency. Such  
23 recommendation shall state that the person who holds or has held a  
24 provisional educator certificate has successfully completed at least  
25 three school years of satisfactory teaching for one or more local or  
26 regional boards of education or such nonpublic schools. Each applicant  
27 for a certificate pursuant to this subsection shall provide to the  
28 Department of Education, in such manner and form as prescribed by  
29 the commissioner, evidence that the applicant has successfully  
30 completed coursework pursuant to subsection (h) or (j) of this section,  
31 as appropriate.

32 (2) Upon application, a teacher from another state who has taught in  
33 such other state for a minimum of five years and is nationally board  
34 certified shall be issued a professional educator certificate with the  
35 appropriate endorsement, subject to the provisions of subsection (m) of  
36 this section relating to denial of applications for certification.

37 Sec. 9. Subsections (b) and (c) of section 10-183e of the general  
38 statutes are repealed and the following is substituted in lieu thereof  
39 (*Effective July 1, 2003*):

40 (b) Any member may purchase, as provided in subsection (c) of this  
41 section, additional credited service, but [not to exceed an aggregate of  
42 one year in the case of service described in subdivision (2) of this  
43 subsection for each two years of active full-time service as a  
44 Connecticut teacher; and] not to exceed an aggregate of one year in the  
45 case of absence described in subdivision (8) of this subsection for each  
46 five years of active full-time service as a Connecticut teacher, provided

47 if any such absence exceeds thirty consecutive school months, such  
48 additional credited service shall be limited to thirty school months;  
49 and not to exceed an aggregate of ten years for all service described in  
50 this subsection, except for service described in subdivision (2) of this  
51 subsection. In no event [, however,] may any service described in this  
52 subsection be purchased if the member is receiving or is, or will  
53 become, entitled to receive a retirement benefit based upon such  
54 service from any governmental system other than the teachers'  
55 retirement system or the federal Social Security System. Additional  
56 credited service includes:

57 (1) Service as a teacher in a school for military dependents  
58 established by the United States Department of Defense;

59 (2) Service as a teacher in another state of the United States, its  
60 territories or possessions;

61 (3) Service in the armed forces of the United States in time of war, as  
62 defined in section 27-103, or service in said armed forces during the  
63 period beginning October 27, 1953, and ending January 31, 1955;

64 (4) Service in a permanent full-time position for the state;

65 (5) Service as a teacher at The University of Connecticut prior to July  
66 1, 1965;

67 (6) Service as a teacher at the Wheeler School and Library, North  
68 Stonington, prior to September 1, 1949;

69 (7) Service as a teacher at the Gilbert Home, Winsted, prior to  
70 September 1, 1948;

71 (8) Any formal leave of absence as provided in regulations adopted  
72 by the board, if the member subsequently returns to service for at least  
73 one school year;

74 (9) Service as a teacher at the American School at Hartford for the  
75 Deaf, the Connecticut Institute for the Blind or the Newington

76 Children's Hospital;

77 (10) Forty or more days of service as a substitute teacher, or the  
78 equivalent service rendered at less than half-time, in a single public  
79 school system within the state of Connecticut in any school year,  
80 provided twenty days of such service shall equal one month of  
81 credited service under subsection (a) of this section;

82 (11) Service in the armed forces of the United States, other than  
83 service described in subdivision (3) of this subsection, not to exceed  
84 thirty months;

85 (12) Service as a full-time, salaried, elected official of the state or any  
86 political subdivision of the state during the 1978 calendar year or  
87 thereafter, if such member subsequently returns to service for at least  
88 one school year;

89 (13) Service in the public schools of Connecticut as a member of the  
90 federal Teacher Corps, not to exceed two years; and

91 (14) Service in the United States Peace Corps.

92 (c) Additional credited service must be purchased (1) at the time of  
93 retirement, or (2) at the time a surviving spouse elects benefits under  
94 the provisions of subsection (d) of section 10-183h, or (3) at the time  
95 benefits commence under an optional payment form pursuant to  
96 section 10-183j. Any purchase of service shall be accomplished by the  
97 member paying to the board an amount equal to one-half of the  
98 actuarial present value or, in the case of the purchase of service  
99 described in subdivision (2) of subsection (b) of this section in excess of  
100 ten years, the full actuarial present value, determined according to  
101 actuarial tables adopted by the board, of the difference between the  
102 retirement benefit which the member is entitled to receive based upon  
103 his or her service apart from such purchased service and the benefit  
104 which he or she is entitled to receive including such service. Payments  
105 for additional credited service may be made in a lump sum by transfer  
106 of funds from the member's accumulated one per cent contributions

107 withheld prior to July 1, 1989, with credited interest and accumulated  
108 voluntary contributions with credited interest plus such other amounts  
109 as may be required to complete the purchase.

110 Sec. 10. Section 10-183v of the general statutes is repealed and the  
111 following is substituted in lieu thereof (*Effective July 1, 2002*):

112 (a) Except as provided in subsection (b) of this section, a former  
113 teacher receiving retirement benefits from the system may not be  
114 employed in a teaching position receiving compensation paid out of  
115 public money appropriated for school purposes except that such  
116 former teacher may be employed temporarily in such a position and  
117 receive no more than forty-five per cent of the [entry-level salary]  
118 maximum salary level for the assigned [subject area for such  
119 compensation.] position. Any former teacher who receives in excess of  
120 such amount shall reimburse the board for the amount of such excess.  
121 Temporary employment means employment for less than a school  
122 year. Notice of such employment shall be sent [monthly] semi-  
123 annually on January thirty-first and June thirtieth to the board by the  
124 employing officials and by the retired teacher at the end of each  
125 assignment.

126 (b) A former teacher receiving retirement benefits from the system  
127 may be reemployed by a local board of education or by any constituent  
128 unit of the state system of higher education [if such employment is  
129 authorized by the Teachers' Retirement Board upon certification to  
130 such board that such reemployment is in the best interests of the local  
131 or regional school system. Such certification shall be made by the local  
132 or regional board of education, if the employer is to be a local or  
133 regional board of education, or the Board of Governors of Higher  
134 Education, if the employer is to be a constituent unit of the state  
135 system of higher education] in a position designated by the  
136 Commissioner of Education as a subject shortage area for the school  
137 year in which the former teacher is being employed or in such other  
138 positions as may be deemed necessary by the commissioner. Such  
139 employment with any one board of education may be for up to one full

140 school year but may, with prior approval by the Commissioner of  
141 Education and the Teachers' Retirement Board, be extended for an  
142 additional school year. Such request for approval shall be made in  
143 writing to the Teachers' Retirement Board prior to the reemployment  
144 of such former teacher and shall include a statement indicating the  
145 type of assignment to be performed, the anticipated date of rehire and  
146 the expected duration of the assignment.

147 (c) The employment of a former teacher under subsection (b) of this  
148 section shall not be considered as service qualifying for continuing  
149 contract status under section 10-151 and the salary of such teacher shall  
150 be fixed at an amount at least equal to that paid other teachers in the  
151 same school system with similar training and experience for the same  
152 type of service. Upon approval by the board of such employment, such  
153 former teacher shall be eligible for the same health insurance benefits  
154 provided to active teachers employed by such school system. No  
155 benefits shall be paid in under section 10-183t while such former  
156 teacher is employed by such system.

157 (d) No person shall be entitled to survivor's benefits under  
158 subsection (f) of section 10-183f as a result of reemployment under this  
159 section.

160 [(e) Retirement benefits to a former teacher reemployed under  
161 subsection (b) of this section shall terminate on the first day of the  
162 month of such reemployment. Retirement benefits shall resume on the  
163 first day of the month after reemployment ceases.]

164 [(f)] (e) The same option plan of retirement benefits in effect prior to  
165 reemployment shall continue for a reemployed teacher during  
166 reemployment, [and upon subsequent retirement.]

167 [(g) Any former teacher reemployed under subsection (b) of this  
168 section may elect upon completion of not less than six months  
169 continuous service to make contributions to the system from such date.  
170 The employer of such electing reemployed teacher shall thereafter treat  
171 such teacher with respect to the system in the same manner as any

172 other member of the system except that such employer shall deduct  
173 only six-sevenths of the amount that would be deducted from the  
174 salaries of other members.

175 (h) Any reemployed teacher electing to make contributions to the  
176 system under subsection (g) of this section may also elect to obtain  
177 retirement credit for service during the period from the beginning of  
178 reemployment to the date of such election by contributing to the  
179 system within six months of the date on which such teacher makes  
180 such election under said subsection (g), six per cent of the salary paid  
181 such teacher during such period together with credited interest from  
182 the time such salary was paid until such contribution is made to the  
183 system.

184 (i) Upon the subsequent retirement of an electing reemployed  
185 teacher, the retirement benefits payable to such retired teacher shall be  
186 increased by triple the amount that would be payable based solely  
187 upon contributions of such teacher made during the period of  
188 reemployment plus credited interest thereon.]

189 (f) The provisions of this section in effect on June 30, 2002, revision  
190 of 1958, revised to January 1, 2001, shall be applicable to any person  
191 making contributions to the Teachers' Retirement System on June 30,  
192 2002, in accordance with said provisions.

193 Sec. 11. Subsection (d) of section 10-145f of the general statutes is  
194 repealed and the following is substituted in lieu thereof (*Effective July*  
195 *1, 2002*):

196 (d) Any person who is first issued a certificate valid after July 1,  
197 1989, or who is reissued a certificate after July 1, 1989, shall, except as  
198 otherwise provided in this subsection, be required to achieve a  
199 satisfactory evaluation on a professional knowledge clinical  
200 assessment within two years after commencing [teaching in a public  
201 school] participation in the beginning educator support and training  
202 program in order to retain the certificate. The commissioner (1) may  
203 waive the requirement that such satisfactory evaluation on a

204 professional knowledge clinical assessment be achieved upon a  
205 determination that such assessment is not valid for the person's  
206 teaching assignment, or (2) upon a showing of good cause, may extend  
207 the time limit for the assessment [by one year] for a period of time not  
208 exceeding two years. The requirement of a clinical assessment shall not  
209 apply to any such person who has completed at least three years of  
210 successful teaching in a public school or a nonpublic school approved  
211 by the appropriate state board of education during the ten years  
212 immediately preceding the date of application or who successfully  
213 taught with a provisional teaching certificate during the year  
214 immediately preceding an application for a provisional educator  
215 certificate as an employee of a local or regional board of education or  
216 facility approved for special education by the State Board of Education.  
217 Notwithstanding the provisions of this subsection, [to the contrary,]  
218 the State Board of Education may reissue an initial educator certificate  
219 to a person who held such certificate and did not achieve a satisfactory  
220 evaluation on a professional knowledge clinical assessment provided  
221 the person submits evidence demonstrating significant intervening  
222 study and experience, in accordance with standards established by the  
223 State Board of Education.

224 Sec. 12. Subsection (d) of section 10-220a of the general statutes is  
225 repealed and the following is substituted in lieu thereof (*Effective July*  
226 *1, 2002*):

227 (d) The state Department of Education may fund, within available  
228 appropriations, in cooperation with one or more regional educational  
229 service centers: (1) A cooperating teacher program to train Connecticut  
230 public school teachers and certified teachers at private special  
231 education facilities approved by the Commissioner of Education and at  
232 other facilities designated by the commissioner, who participate in the  
233 supervision, training and evaluation of student teachers; (2) institutes  
234 to provide continuing education for Connecticut public school  
235 educators, assessors and cooperating teachers and teacher mentors,  
236 including institutes to provide continuing education for Connecticut  
237 public school educators offered in cooperation with the Connecticut

238 Humanities Council; and (3) a beginning teacher support and  
239 assessment program to train Connecticut public school teachers and  
240 other qualified persons approved by the Commissioner of Education  
241 and certified teachers at such private special education and other  
242 designated facilities who serve as mentors or assessors for beginning  
243 teachers and who supervise, train and assist or assess beginning  
244 teachers in their initial years in teaching and to pay stipends to  
245 assessors. Funds available under this subsection shall be paid directly  
246 to school districts for the provision of substitute teachers when  
247 cooperating teachers, teacher mentors, beginning teachers and  
248 assessors are released from regular classroom responsibilities and for  
249 the provision of professional development activities for cooperating  
250 and student teachers, teacher mentors, assessors and beginning  
251 teachers. The cooperating teacher and beginning teacher support and  
252 assessment programs shall operate in accordance with regulations  
253 which shall be adopted by the State Board of Education pursuant to  
254 chapter 54. Student teachers shall be placed with trained cooperating  
255 teachers. Beginning teachers shall participate in a beginning teacher  
256 support and assessment program as made available by the board.  
257 School districts shall be responsible for providing support to beginning  
258 teachers which shall include, but not be limited to, the placement of  
259 beginning teachers with trained teacher mentors who may be full or  
260 part-time teachers in the same or a different building than the  
261 beginning teacher and provision of trained assessors to conduct  
262 assessments of beginning teachers. Cooperating teachers, teacher  
263 mentors and assessors may serve concurrently in more than one  
264 capacity and may be assigned more than one student teacher or  
265 beginning teacher in each such capacity. The assessment of each  
266 beginning teacher shall be based upon, but not limited to, data  
267 obtained from observations conducted by assessors using an  
268 assessment instrument. [Notwithstanding any regulation to the  
269 contrary, the State Board of Education may require less than six  
270 observations as part of such assessment for the fiscal year ending June  
271 30, 1992, and may establish different assessment standards for use  
272 during such fiscal year. Notwithstanding any regulation to the

273 contrary, a] A beginning teacher need not be assessed by a certified  
274 teacher who holds a certification endorsement in the same general  
275 subject area as such beginning teacher. Cooperating teachers and  
276 teacher mentors who are Connecticut public school teachers and  
277 assessors who are employed by school districts shall be selected by  
278 local and regional boards of education. Cooperating teachers and  
279 teacher mentors and assessors at such private special education and  
280 other designated facilities shall be selected by the authority responsible  
281 for the operation of such facilities. If a board of education is unable to  
282 identify a sufficient number of individuals to serve in such positions,  
283 the commissioner may select qualified persons who are not employed  
284 by the board of education to serve in such positions. Such regulations  
285 shall require primary consideration of teachers' classroom experience  
286 and recognized success as educators. The provisions of sections 10-  
287 153a to 10-153n, inclusive, as amended, shall not be applicable to the  
288 selection, placement and compensation of persons participating in the  
289 cooperating teacher and beginning teacher support and assessment  
290 programs pursuant to the provisions of this section and to the hours  
291 and duties of such persons. The State Board of Education shall protect  
292 and save harmless, in accordance with the provisions of section 10-235,  
293 any cooperating teacher, teacher mentor or assessor while serving in  
294 such capacity.

295 Sec. 13. (NEW) (*Effective July 1, 2002*) The Department of Higher  
296 Education shall collaborate with the Department of Education, the  
297 regional community-technical colleges and four-year institutions of  
298 higher education that offer teacher preparation programs, to design  
299 programs to allow community-technical college students who are  
300 interested in pursuing teaching careers to enter teacher preparation  
301 programs at four-year institutions upon completion of their  
302 community-technical college programs. Under the programs, a student  
303 shall be jointly accepted for admission by the community-technical  
304 college and the four-year institution, provided actual admission to the  
305 four-year institution shall be subject to successful completion of the  
306 community-technical college program. The programs shall include a

307 counseling component.

308 Sec. 14. Subsection (c) of section 10-145f of the general statutes is  
309 repealed and the following is substituted in lieu thereof (*Effective July*  
310 *1, 2002*):

311 (c) Notwithstanding the provisions of this section and section 10-  
312 145b, as amended, the following persons shall be eligible for a  
313 nonrenewable temporary certificate: (1) A person who has resided in a  
314 state other than Connecticut during the year immediately preceding  
315 application for certification in Connecticut and meets the requirements  
316 for certification, excluding successful completion of the competency  
317 examination and subject matter assessment, if such person holds  
318 current teacher certification in a state other than Connecticut and has  
319 completed at least one year of successful teaching in another state in a  
320 public school or a nonpublic school approved by the appropriate state  
321 board of education, (2) a person who has graduated from a teacher  
322 preparation program at a college or university outside of the state and  
323 regionally accredited, and meets the requirements for certification,  
324 excluding successful completion of the competency examination and  
325 subject matter assessment, [and] (3) a person hired by a charter school  
326 after July first in any school year for a teaching position that school  
327 year, provided the person hired after said date could reasonably be  
328 expected to complete the requirements prescribed in subparagraphs  
329 (B) and (C) of subdivision (1) of subsection (c) of section 10-145b, by  
330 the commencement of the school year following the school year in  
331 which such person held such temporary certificate, and (4) a person  
332 hired to teach in a subject or geographic shortage area pursuant to  
333 section 10-8b who (A) has successfully completed the competency  
334 examination or has achieved a combined score of one thousand or  
335 more on a Scholastic Aptitude Test administered on or before March  
336 31, 1995, or a combined score of eleven hundred or more on a  
337 Scholastic Aptitude Test administered on or after April 1, 1995, and (B)  
338 has five years of successful teaching experience in a related subject  
339 area, (i) in this state in a nonpublic school approved by the Department  
340 of Education, (ii) in another state in a public school or a nonpublic

341 school approved by the appropriate state board of education, (iii) at a  
342 public or private institution of higher education accredited by the  
343 Department of Higher Education, or (iv) at a public or private  
344 institution of higher education in another state that is regionally  
345 accredited. The nonrenewable temporary certificate shall be valid for  
346 one year from the date it is issued. Any board of education employing  
347 a person who holds a nonrenewable temporary certificate issued  
348 pursuant to the provisions of subdivision (2) of this subsection shall  
349 provide a program to assist each such person who has not successfully  
350 completed the competency examination by January fifteenth of the  
351 school year in which such certificate was issued. Said program,  
352 developed in consultation with the [state] Department of Education,  
353 shall include academic and classroom support service components.  
354 Each such person who does not successfully complete said  
355 examination by said January fifteenth shall participate in said  
356 program.

357       Sec. 15. (*Effective from passage*) The Teachers' Retirement Board  
358 pursuant to section 10-1831 of the general statutes, as amended, shall  
359 study the feasibility and cost of establishing an optional alternate  
360 retirement system for teachers, as defined in section 10-183b of the  
361 general statutes, who are first hired on or after July 1, 2003, by any  
362 school district in this state and are employed for an average of at least  
363 one-half of each school day. The board may consider a plan similar to  
364 that developed for eligible unclassified employees of the constituent  
365 units of the state system of higher education and the central office staff  
366 of the Department of Higher Education pursuant to subsection (c) of  
367 section 5-155a of the general statutes or any other portable plan that  
368 includes matching contributions by the state. Not later than January 1,  
369 2003, the Teachers' Retirement Board shall report its findings and  
370 recommendations to the joint standing committee of the General  
371 Assembly having cognizance of matters relating to education."