



General Assembly

February Session, 2002

**Amendment**

LCO No. 4403

\*SB0063404403SD0\*

Offered by:

SEN. GAFFEY, 13<sup>th</sup> Dist.  
REP. STAPLES, 96<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.  
REP. KERENSKY, 14<sup>th</sup> Dist.  
SEN. HERLIHY, 8<sup>th</sup> Dist.  
REP. BOUCHER, 143<sup>rd</sup> Dist.

To: Senate Bill No. 634

File No. 518

Cal. No. 325

**"AN ACT CONCERNING THE REEMPLOYMENT OF RETIRED TEACHERS."**

1 Strike everything after the enacting clause and substitute the  
2 following in lieu thereof:

3 "Section 1. Subsection (k) of section 10-145b of the general statutes is  
4 repealed and the following is substituted in lieu thereof (*Effective July*  
5 *1, 2002*):

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

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

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

38 Sec. 2. Subsections (b) and (c) of section 10-183e of the general  
39 statutes are repealed and the following is substituted in lieu thereof  
40 (*Effective July 1, 2003*):

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

45 Connecticut teacher; and] not to exceed an aggregate of one year in the  
46 case of absence described in subdivision (8) of this subsection for each  
47 five years of active full-time service as a Connecticut teacher, provided  
48 if any such absence exceeds thirty consecutive school months, such  
49 additional credited service shall be limited to thirty school months;  
50 and not to exceed an aggregate of ten years for all service described in  
51 this subsection, except for service described in subdivision (2) of this  
52 subsection. In no event [, however,] may any service described in this  
53 subsection be purchased if the member is receiving or is, or will  
54 become, entitled to receive a retirement benefit based upon such  
55 service from any governmental system other than the teachers'  
56 retirement system or the federal Social Security System. Additional  
57 credited service includes:

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

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

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

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

66 (5) Service as a teacher at The University of Connecticut prior to July  
67 1, 1965;

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

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

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

75 (9) Service as a teacher at the American School at Hartford for the  
76 Deaf, the Connecticut Institute for the Blind or the Newington  
77 Children's Hospital;

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

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

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

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

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

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

106 for additional credited service may be made in a lump sum by transfer  
107 of funds from the member's accumulated one per cent contributions  
108 withheld prior to July 1, 1989, with credited interest and accumulated  
109 voluntary contributions with credited interest plus such other amounts  
110 as may be required to complete the purchase.

111 Sec. 3. Section 10-183v of the general statutes is repealed and the  
112 following is substituted in lieu thereof (*Effective July 1, 2002*):

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

127 (b) [A] Notwithstanding the provisions of subsection (a) of this  
128 section, a former teacher receiving retirement benefits from the system  
129 may with prior approval of the Teachers' Retirement Board be  
130 reemployed by a local board of education [or by any constituent unit of  
131 the state system of higher education if such employment is authorized  
132 by the Teachers' Retirement Board upon certification to such board  
133 that such reemployment is in the best interests of the local or regional  
134 school system. Such certification shall be made by the local or regional  
135 board of education, if the employer is to be a local or regional board of  
136 education, or the Board of Governors of Higher Education, if the  
137 employer is to be a constituent unit of the state system of higher  
138 education] in a position designated by the Commissioner of Education

139 as a subject shortage area for the school year in which the former  
140 teacher is being reemployed or in such other positions as may be  
141 deemed necessary by the commissioner. Such reemployment with any  
142 one board of education may be for up to one full school year but may,  
143 with prior approval by the Commissioner of Education and the  
144 Teachers' Retirement Board, be extended for an additional school year.  
145 A local school district shall submit a request for approval in writing to  
146 the Teachers' Retirement Board prior to the reemployment of such  
147 former teacher and prior to extending such reemployment for an  
148 additional school year. Such requests for approval shall include a  
149 statement indicating the type of assignment to be performed, the  
150 anticipated date of rehire and the expected duration of the assignment.

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

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

164 [(e) Retirement benefits to a former teacher reemployed under  
165 subsection (b) of this section shall terminate on the first day of the  
166 month of such reemployment. Retirement benefits shall resume on the  
167 first day of the month after reemployment ceases.]

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

171 [(g) Any former teacher reemployed under subsection (b) of this  
172 section may elect upon completion of not less than six months  
173 continuous service to make contributions to the system from such date.  
174 The employer of such electing reemployed teacher shall thereafter treat  
175 such teacher with respect to the system in the same manner as any  
176 other member of the system except that such employer shall deduct  
177 only six-sevenths of the amount that would be deducted from the  
178 salaries of other members.

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

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

193 (f) The provisions of this section in effect on June 30, 2002, revision  
194 of 1958, revised to January 1, 2001, shall be applicable to any  
195 reemployed teacher making contributions under this section to the  
196 Teachers' Retirement System on June 30, 2002.

197 Sec. 4. Subsection (d) of section 10-145f of the general statutes is  
198 repealed and the following is substituted in lieu thereof (*Effective July*  
199 *1, 2002*):

200 (d) Any person who is first issued a certificate valid after July 1,  
201 1989, or who is reissued a certificate after July 1, 1989, shall, except as  
202 otherwise provided in this subsection, be required to achieve a

203 satisfactory evaluation on a professional knowledge clinical  
204 assessment within two years after commencing [teaching in a public  
205 school] participation in the beginning educator support and training  
206 program in order to retain the certificate. The commissioner (1) may  
207 waive the requirement that such satisfactory evaluation on a  
208 professional knowledge clinical assessment be achieved upon a  
209 determination that such assessment is not valid for the person's  
210 teaching assignment, or (2) upon a showing of good cause, may extend  
211 the time limit for the assessment [by one year] for a period of time not  
212 exceeding two years. The requirement of a clinical assessment shall not  
213 apply to any such person who has completed at least three years of  
214 successful teaching in a public school or a nonpublic school approved  
215 by the appropriate state board of education during the ten years  
216 immediately preceding the date of application or who successfully  
217 taught with a provisional teaching certificate during the year  
218 immediately preceding an application for a provisional educator  
219 certificate as an employee of a local or regional board of education or  
220 facility approved for special education by the State Board of Education.  
221 Notwithstanding the provisions of this subsection, [to the contrary,]  
222 the State Board of Education may reissue an initial educator certificate  
223 to a person who held such certificate and did not achieve a satisfactory  
224 evaluation on a professional knowledge clinical assessment provided  
225 the person submits evidence demonstrating significant intervening  
226 study and experience, in accordance with standards established by the  
227 State Board of Education.

228 Sec. 5. Subsection (d) of section 10-220a of the general statutes is  
229 repealed and the following is substituted in lieu thereof (*Effective July*  
230 *1, 2002*):

231 (d) The state Department of Education may fund, within available  
232 appropriations, in cooperation with one or more regional educational  
233 service centers: (1) A cooperating teacher program to train Connecticut  
234 public school teachers and certified teachers at private special  
235 education facilities approved by the Commissioner of Education and at  
236 other facilities designated by the commissioner, who participate in the

237 supervision, training and evaluation of student teachers; (2) institutes  
238 to provide continuing education for Connecticut public school  
239 educators, assessors and cooperating teachers and teacher mentors,  
240 including institutes to provide continuing education for Connecticut  
241 public school educators offered in cooperation with the Connecticut  
242 Humanities Council; and (3) a beginning teacher support and  
243 assessment program to train Connecticut public school teachers and  
244 other qualified persons approved by the Commissioner of Education  
245 and certified teachers at such private special education and other  
246 designated facilities who serve as mentors or assessors for beginning  
247 teachers and who supervise, train and assist or assess beginning  
248 teachers in their initial years in teaching and to pay stipends to  
249 assessors. Funds available under this subsection shall be paid directly  
250 to school districts for the provision of substitute teachers when  
251 cooperating teachers, teacher mentors, beginning teachers and  
252 assessors are released from regular classroom responsibilities and for  
253 the provision of professional development activities for cooperating  
254 and student teachers, teacher mentors, assessors and beginning  
255 teachers. The cooperating teacher and beginning teacher support and  
256 assessment programs shall operate in accordance with regulations  
257 which shall be adopted by the State Board of Education pursuant to  
258 chapter 54. Student teachers shall be placed with trained cooperating  
259 teachers. Beginning teachers shall participate in a beginning teacher  
260 support and assessment program as made available by the board.  
261 School districts shall be responsible for providing support to beginning  
262 teachers which shall include, but not be limited to, the placement of  
263 beginning teachers with trained teacher mentors who may be full or  
264 part-time teachers in the same or a different building than the  
265 beginning teacher and provision of trained assessors to conduct  
266 assessments of beginning teachers. Cooperating teachers, teacher  
267 mentors and assessors may serve concurrently in more than one  
268 capacity and may be assigned more than one student teacher or  
269 beginning teacher in each such capacity. The assessment of each  
270 beginning teacher shall be based upon, but not limited to, data  
271 obtained from observations conducted by assessors using an

272 assessment instrument. [Notwithstanding any regulation to the  
273 contrary, the State Board of Education may require less than six  
274 observations as part of such assessment for the fiscal year ending June  
275 30, 1992, and may establish different assessment standards for use  
276 during such fiscal year. Notwithstanding any regulation to the  
277 contrary, a] A beginning teacher need not be assessed by a certified  
278 teacher who holds a certification endorsement in the same general  
279 subject area as such beginning teacher. Cooperating teachers and  
280 teacher mentors who are Connecticut public school teachers and  
281 assessors who are employed by school districts shall be selected by  
282 local and regional boards of education. Cooperating teachers and  
283 teacher mentors and assessors at such private special education and  
284 other designated facilities shall be selected by the authority responsible  
285 for the operation of such facilities. If a board of education is unable to  
286 identify a sufficient number of individuals to serve in such positions,  
287 the commissioner may select qualified persons who are not employed  
288 by the board of education to serve in such positions. Such regulations  
289 shall require primary consideration of teachers' classroom experience  
290 and recognized success as educators. The provisions of sections 10-  
291 153a to 10-153n, inclusive, as amended, shall not be applicable to the  
292 selection, placement and compensation of persons participating in the  
293 cooperating teacher and beginning teacher support and assessment  
294 programs pursuant to the provisions of this section and to the hours  
295 and duties of such persons. The State Board of Education shall protect  
296 and save harmless, in accordance with the provisions of section 10-235,  
297 any cooperating teacher, teacher mentor or assessor while serving in  
298 such capacity.

299 Sec. 6. (NEW) (*Effective July 1, 2002*) The Department of Higher  
300 Education shall collaborate with the Department of Education, the  
301 regional community-technical colleges and four-year institutions of  
302 higher education that offer teacher preparation programs, to design  
303 programs to allow community-technical college students who are  
304 interested in pursuing teaching careers to enter teacher preparation  
305 programs at four-year institutions upon completion of their

306 community-technical college programs. Under the programs, a student  
307 shall be jointly accepted for admission by the community-technical  
308 college and the four-year institution, provided actual admission to the  
309 four-year institution shall be subject to successful completion of the  
310 community-technical college program. The programs shall include a  
311 counseling component.

312 Sec. 7. Subsection (c) of section 10-145f of the general statutes is  
313 repealed and the following is substituted in lieu thereof (*Effective July*  
314 *1, 2002*):

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

340 31, 1995, or a combined score of eleven hundred or more on a  
341 Scholastic Aptitude Test administered on or after April 1, 1995, and (B)  
342 has five years of successful teaching experience in a related subject  
343 area, (i) in this state in a nonpublic school approved by the Department  
344 of Education, (ii) in another state in a public school or a nonpublic  
345 school approved by the appropriate state board of education, (iii) at a  
346 public or private institution of higher education accredited by the  
347 Department of Higher Education, or (iv) at a public or private  
348 institution of higher education in another state that is regionally  
349 accredited. The nonrenewable temporary certificate shall be valid for  
350 one year from the date it is issued. Any board of education employing  
351 a person who holds a nonrenewable temporary certificate issued  
352 pursuant to the provisions of subdivision (2) of this subsection shall  
353 provide a program to assist each such person who has not successfully  
354 completed the competency examination by January fifteenth of the  
355 school year in which such certificate was issued. Said program,  
356 developed in consultation with the [state] Department of Education,  
357 shall include academic and classroom support service components.  
358 Each such person who does not successfully complete said  
359 examination by said January fifteenth shall participate in said  
360 program.

361       Sec. 8. (*Effective from passage*) The Teachers' Retirement Board  
362 pursuant to section 10-1831 of the general statutes, as amended, shall  
363 study the feasibility and cost of establishing an optional alternate  
364 retirement system for teachers, as defined in section 10-183b of the  
365 general statutes, who are first hired on or after July 1, 2003, by any  
366 school district in this state and are employed for an average of at least  
367 one-half of each school day. The board may consider a plan similar to  
368 that developed for eligible unclassified employees of the constituent  
369 units of the state system of higher education and the central office staff  
370 of the Department of Higher Education pursuant to subsection (c) of  
371 section 5-155a of the general statutes or any other portable plan that  
372 includes matching contributions by the state. Not later than January 1,  
373 2003, the Teachers' Retirement Board shall report its findings and

374 recommendations to the joint standing committee of the General  
375 Assembly having cognizance of matters relating to education."

This act shall take effect as follows:	
Section 1	<i>July 1, 2002</i>
Sec. 2	<i>July 1, 2003</i>
Sec. 3	<i>July 1, 2002</i>
Sec. 4	<i>July 1, 2002</i>
Sec. 5	<i>July 1, 2002</i>
Sec. 6	<i>July 1, 2002</i>
Sec. 7	<i>July 1, 2002</i>
Sec. 8	<i>from passage</i>