



General Assembly

February Session, 2002

Amendment

LCO No. 5080

HB0573405080SR0

Offered by:

SEN. GENUARIO, 25th Dist.

To: House Bill No. 5734

File No. 489

Cal. No. 400

"AN ACT DESIGNATING CERTAIN "FUNDS" AS "ACCOUNTS"."

1 After line 99, insert the following and renumber the remaining
2 section accordingly:

3 "Sec. 6. (NEW) (*Effective October 1, 2002*) Any municipality may, by
4 resolution passed by its legislative body, and subject to the collective
5 bargaining provisions of chapter 166 of the general statutes, elect to
6 establish a retirement system for teachers employed in the public
7 schools of the municipality. The effective date of participation shall be
8 at least ninety days subsequent to the receipt by the Teachers'
9 Retirement Commission of the certified copy of such resolution. The
10 Retirement Commission shall furnish to any municipality
11 contemplating acceptance of this part, at the expense of such
12 municipality, an estimate of the probable cost to such municipality of
13 such acceptance as to any department or departments thereof. Upon
14 the request of any member of the Teachers' Retirement System eligible
15 to participate in such a municipal retirement system, the commission
16 shall refund his or her mandatory and voluntary contributions with

17 credited interest. Any municipality establishing a retirement system
18 pursuant to this section may contract with a Connecticut financial
19 institution, including, but not limited to, a bank or insurance company
20 for purposes of administration of the system.

21 Sec. 7. Subsection (b) of section 10-76g of the general statutes, as
22 amended by section 64 of public act 01-173 and section 5 of public act
23 01-1 of the June special session, is repealed and the following is
24 substituted in lieu thereof (*Effective July 1, 2002*):

25 (b) Any local or regional board of education which provides special
26 education pursuant to the provisions of sections 10-76a to 10-76g,
27 inclusive, as amended, for any exceptional child described in
28 subparagraph (A) of subdivision (5) of section 10-76a, under its
29 jurisdiction, excluding (1) children placed by a state agency for whom
30 a board of education receives payment pursuant to the provisions of
31 subdivision (2) of subsection (e) of section 10-76d, as amended, and (2)
32 children who require special education, who reside on state-owned or
33 leased property or in permanent family residences, as defined in
34 section 17a-154, and who are not the educational responsibility of the
35 unified school districts established pursuant to sections 17a-37, 17a-
36 240, as amended, and 18-99a, shall be financially responsible for the
37 reasonable costs of special education instruction, as defined in the
38 regulations of the State Board of Education, in an amount equal to (A)
39 for any fiscal year commencing prior to July 1, 2002, five times the
40 average per pupil educational costs of such board of education for the
41 prior fiscal year, determined in accordance with the provisions of
42 subsection (a) of section 10-76f, [and] (B) for the fiscal year
43 commencing July 1, 2002, [and each fiscal year thereafter,] four and
44 one-half times such average per pupil educational costs of such board
45 of education, and (C) for the fiscal year commencing July 1, 2003, and
46 each fiscal year thereafter, four times such average per pupil
47 educational costs of such board of education. The State Board of
48 Education shall pay on a current basis any costs in excess of the local
49 or regional board's basic contribution paid by such board in
50 accordance with the provisions of this subsection. Any amounts paid

51 by the State Board of Education on a current basis pursuant to this
52 subsection shall not be reimbursable in the subsequent year.
53 Application for such grant shall be made by filing with the Department
54 of Education, in such manner as prescribed by the commissioner,
55 annually on or before December first a statement of the cost of
56 providing special education pursuant to this subsection, provided a
57 board of education may submit, not later than March first, claims for
58 additional children or costs not included in the December filing.
59 Payment by the state for such excess costs shall be made to the local or
60 regional board of education as follows: Seventy-five per cent of the
61 cost in February and the balance in May. The amount due each town
62 pursuant to the provisions of this subsection shall be paid to the
63 treasurer of each town entitled to such aid, provided the treasurer shall
64 treat such grant, or a portion of the grant, which relates to special
65 education expenditures incurred in excess of such town's board of
66 education budgeted estimate of such expenditures, as a reduction in
67 expenditures by crediting such expenditure account, rather than town
68 revenue. Such expenditure account shall be so credited no later than
69 thirty days after receipt by the treasurer of necessary documentation
70 from the board of education indicating the amount of such special
71 education expenditures incurred in excess of such town's board of
72 education budgeted estimate of such expenditures."