



General Assembly

February Session, 2002

Amendment

LCO No. 5442

SB0029805442HD0

Offered by:

REP. STAPLES, 96th Dist.

SEN. GAFFEY, 13th Dist.

To: Subst. Senate Bill No. 298

File No. 70

Cal. No. 455

"AN ACT CONCERNING TEACHERS AND COLLECTIVE BARGAINING."

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

3 "Section 1. Subsection (d) of section 10-220a of the general statutes is
4 repealed and the following is substituted in lieu thereof (*Effective July*
5 *1, 2002*):

6 (d) The state Department of Education may fund, within available
7 appropriations, in cooperation with one or more regional educational
8 service centers: (1) A cooperating teacher program to train Connecticut
9 public school teachers and certified teachers at private special
10 education facilities approved by the Commissioner of Education and at
11 other facilities designated by the commissioner, who participate in the
12 supervision, training and evaluation of student teachers; (2) institutes
13 to provide continuing education for Connecticut public school
14 educators, assessors and cooperating teachers and teacher mentors,

15 including institutes to provide continuing education for Connecticut
16 public school educators offered in cooperation with the Connecticut
17 Humanities Council; and (3) a beginning teacher support and
18 assessment program to train Connecticut public school teachers and
19 other qualified persons approved by the Commissioner of Education
20 and certified teachers at such private special education and other
21 designated facilities who serve as mentors or assessors for beginning
22 teachers and who supervise, train and assist or assess beginning
23 teachers in their initial years in teaching and to pay stipends to
24 assessors. Funds available under this subsection shall be paid directly
25 to school districts for the provision of substitute teachers when
26 cooperating teachers, teacher mentors, beginning teachers and
27 assessors are released from regular classroom responsibilities and for
28 the provision of professional development activities for cooperating
29 and student teachers, teacher mentors, assessors and beginning
30 teachers. The cooperating teacher and beginning teacher support and
31 assessment programs shall operate in accordance with regulations
32 which shall be adopted by the State Board of Education pursuant to
33 chapter 54. Student teachers shall be placed with trained cooperating
34 teachers. Beginning teachers shall participate in a beginning teacher
35 support and assessment program as made available by the board.
36 School districts shall be responsible for providing support to beginning
37 teachers which shall include, but not be limited to, the placement of
38 beginning teachers with trained teacher mentors who may be full or
39 part-time teachers in the same or a different building than the
40 beginning teacher and provision of trained assessors to conduct
41 assessments of beginning teachers. Cooperating teachers, teacher
42 mentors and assessors may serve concurrently in more than one
43 capacity and may be assigned more than one student teacher or
44 beginning teacher in each such capacity. The assessment of each
45 beginning teacher shall be based upon, but not limited to, data
46 obtained from observations conducted by assessors using an
47 assessment instrument. Notwithstanding any regulation to the
48 contrary, the State Board of Education may require less than six
49 observations as part of such assessment for the fiscal year ending June

50 30, 1992, and may establish different assessment standards for use
51 during such fiscal year. Notwithstanding any regulation to the
52 contrary, a beginning teacher need not be assessed by a certified
53 teacher who holds a certification endorsement in the same general
54 subject area as such beginning teacher. Cooperating teachers and
55 teacher mentors who are Connecticut public school teachers and
56 assessors who are employed by school districts shall be selected by
57 local and regional boards of education. Cooperating teachers and
58 teacher mentors and assessors at such private special education and
59 other designated facilities shall be selected by the authority responsible
60 for the operation of such facilities. If a board of education is unable to
61 identify a sufficient number of individuals to serve in such positions,
62 the commissioner may select qualified persons who are not employed
63 by the board of education to serve in such positions. Such regulations
64 shall require primary consideration of teachers' classroom experience
65 and recognized success as educators. The provisions of sections 10-
66 153a to 10-153n, inclusive, as amended by this act, shall not be
67 applicable to the selection [] and placement [and compensation] of
68 persons participating in the cooperating teacher and beginning teacher
69 support and assessment programs pursuant to the provisions of this
70 section, but the provisions of said sections 10-153a to 10-153n,
71 inclusive, shall be applicable to the compensation and to the hours and
72 duties of such persons. The State Board of Education shall protect and
73 save harmless, in accordance with the provisions of section 10-235, any
74 cooperating teacher, teacher mentor or assessor while serving in such
75 capacity.

76 Sec. 2. Subsection (b) of section 10-153d of the general statutes is
77 repealed and the following is substituted in lieu thereof (*Effective July*
78 *1, 2002*):

79 (b) The local or regional board of education and the organization
80 designated or elected as the exclusive representative for the
81 appropriate unit, through designated officials or their representatives,
82 shall have the duty to negotiate with respect to salaries, hours and
83 other conditions of employment about which either party wishes to

84 negotiate including, but not limited to, in agreements negotiated
85 subsequent to July 1, 2002, compensation of mentor teachers
86 participating in the cooperating teacher and beginning teacher support
87 and assessment programs pursuant to the provisions of section 10-
88 220a, as amended by this act, and to the hours and duties of such
89 persons. For purposes of this subsection and sections 10-153a, 10-153b,
90 as amended by this act, and 10-153e to 10-153g, inclusive, as amended,
91 (1) "hours" shall not include the length of the student school year, the
92 scheduling of the student school year, the length of the student school
93 day, the length and number of parent-teacher conferences and the
94 scheduling of the student school day, except for the length and the
95 scheduling of teacher lunch periods and teacher preparation periods,
96 and (2) "other conditions of employment" shall not include the
97 establishment or provisions of any retirement incentive plan
98 authorized by section 10-183jj. Such negotiations shall commence not
99 less than two hundred ten days prior to the budget submission date.
100 Any local board of education shall file forthwith a signed copy of any
101 contract with the town clerk and with the Commissioner of Education.
102 Any regional board of education shall file forthwith a signed copy of
103 any such contract with the town clerk in each member town and with
104 the Commissioner of Education. Upon receipt of a signed copy of such
105 contract the clerk of such town shall give public notice of such filing.
106 The terms of such contract shall be binding on the legislative body of
107 the local or regional school district, unless such body rejects such
108 contract at a regular or special meeting called and convened for such
109 purpose within thirty days of the filing of the contract. If a vote on
110 such contract is petitioned for in accordance with the provisions of
111 section 7-7, in order to reject such contract, a minimum number of
112 those persons eligible to vote equal to fifteen per cent of the electors of
113 such local or regional school district shall be required to participate in
114 the voting and a majority of those voting shall be required to reject.
115 Any regional board of education shall call a district meeting to
116 consider such contract within such thirty-day period if the chief
117 executive officer of any member town so requests in writing within
118 fifteen days of the receipt of the signed copy of the contract by the

119 town clerk in such town. The body charged with making annual
120 appropriations in any school district shall appropriate to the board of
121 education whatever funds are required to implement the terms of any
122 contract not rejected pursuant to this section. All organizations seeking
123 to represent members of the teaching profession shall be accorded
124 equal treatment with respect to access to teachers, principals, members
125 of the board of education, records, mail boxes and school facilities and,
126 in the absence of any recognition or certification as the exclusive
127 representative as provided by section 10-153b, as amended by this act,
128 participation in discussions with respect to salaries, hours and other
129 conditions of employment.

130 Sec. 3. Subsection (a) of section 10-153b of the general statutes is
131 repealed and the following is substituted in lieu thereof (*Effective July*
132 *1, 2002*):

133 (a) Whenever used in this section or in sections 10-153c to 10-153n,
134 inclusive, as amended by this act: (1) The "administrators' unit" means
135 the certified professional employee or employees in a school district
136 not excluded from the purview of sections 10-153a to 10-153n,
137 inclusive, as amended by this act, employed in positions requiring an
138 intermediate administrator or supervisor certificate, or the equivalent
139 thereof, and whose administrative or supervisory duties, for purposes
140 of determining membership in the administrators' unit, shall equal at
141 least fifty per cent of the assigned time of such employee. Certified
142 professional employees covered by the terms and conditions of a
143 contract in effect prior to October 1, 1983, shall continue to be covered
144 by such contract or any successor contract until such time as the
145 employee is covered by the terms and conditions of a contract
146 negotiated by the exclusive bargaining unit of which the employee is a
147 member for purposes of collective bargaining pursuant to the
148 provisions of this section. (2) The "teachers' unit" means the group of
149 [certified] professional employees who hold a certificate or durational
150 shortage area permit issued by the State Board of Education under the
151 provisions of sections 10-144o to 10-149, inclusive, and are employed
152 by a local or regional board of education in positions requiring such a

153 [teaching or other] certificate or durational shortage area permit and
 154 are not included in the administrators' unit or excluded from the
 155 purview of sections 10-153a to 10-153n, inclusive, as amended by this
 156 act. (3) "Commissioner" means the Commissioner of Education. (4) "To
 157 post a notice" means to post a copy of the indicated material on each
 158 bulletin board for teachers in every school in the school district or, if
 159 there are no such bulletin boards, to give a copy of such information to
 160 each employee in the unit affected by such notice. (5) "Budget
 161 submission date" means the date on which a school district is to submit
 162 its itemized estimate of the cost of maintenance of public schools for
 163 the next following year to the board of finance in each town having a
 164 board of finance, to the board of selectmen in each town having no
 165 board of finance and, in any city having a board of finance, to said
 166 board, and otherwise to the authority making appropriations therein.
 167 (6) "Days" means calendar days.

168 Sec. 4. Subdivision (2) of subsection (a) of section 10-151 of the
 169 general statutes is repealed and the following is substituted in lieu
 170 thereof (*Effective July 1, 2002*):

171 (2) The term "teacher" shall include each [certified] professional
 172 employee holding a certificate or durational shortage area permit
 173 issued by the State Board of Education under the provisions of sections
 174 10-144o to 10-149, inclusive, below the rank of superintendent
 175 employed by a board of education for at least ninety days in a position
 176 requiring a certificate or durational shortage area permit issued by the
 177 State Board of Education."

This act shall take effect as follows:	
Section 1	<i>July 1, 2002</i>
Sec. 2	<i>July 1, 2002</i>
Sec. 3	<i>July 1, 2002</i>
Sec. 4	<i>July 1, 2002</i>