



General Assembly

January Session, 2003

**Raised Bill No. 1125**

LCO No. 4130

Referred to Committee on Higher Education and Employment  
Advancement

Introduced by:  
(HED)

**AN ACT CONCERNING TECHNICAL REVISIONS TO STATUTES  
CONCERNING HIGHER EDUCATION AND EMPLOYMENT  
ADVANCEMENT AND REPEALING OBSOLETE PROVISIONS.**

Be it enacted by the Senate and House of Representatives in General  
Assembly convened:

1 Section 1. Subsection (f) of section 4-89 of the general statutes is  
2 repealed and the following is substituted in lieu thereof (*Effective July*  
3 *1, 2003*):

4 (f) The provisions of this section shall not apply to appropriations to  
5 the Department of Higher Education for student financial assistance in  
6 an amount not greater than five per cent of the annual state student  
7 financial assistance appropriation, [for the high technology graduate  
8 scholarship program established under section 10a-170a,] for  
9 Connecticut higher education centers of excellence established under  
10 section 10a-25h, for the minority advancement program established  
11 under subsection (b) of section 10a-11, [for the high technology  
12 doctoral fellowship program established under section 10a-25n,] or to  
13 the operating funds of the constituent units of the state system of  
14 higher education established pursuant to sections 10a-105, 10a-99 and

15 10a-77. Such appropriations shall not lapse until the end of the fiscal  
16 year succeeding the fiscal year of the appropriation except that centers  
17 of excellence appropriations deposited by the board of governors in  
18 the Endowed Chair Investment Fund, established under section  
19 10a-20a, shall not lapse but shall be held permanently in the Endowed  
20 Chair Investment Fund and any moneys remaining in higher  
21 education operating funds of the constituent units of the state system  
22 of higher education shall not lapse but shall be held permanently in  
23 such funds. On or before September first, annually, the Board of  
24 Governors of Higher Education shall submit a report to the joint  
25 standing committee of the General Assembly having cognizance of  
26 matters relating to appropriations and the budgets of state agencies,  
27 through the Office of Fiscal Analysis, concerning the amount of each  
28 such appropriation carried over from the preceding fiscal year.

29 Sec. 2. Subsection (b) of section 10a-48 of the general statutes is  
30 repealed and the following is substituted in lieu thereof (*Effective July*  
31 *1, 2003*):

32 (b) The board may expend its appropriations and receipts received  
33 for the purpose of initiating and supporting community service  
34 programs by means of contracts, grants or other arrangements which it  
35 deems effective and appropriate, provided nothing in this section [or  
36 section 10a-48a] shall prevent the Department of Higher Education  
37 from accepting volunteer services or receiving and expending federal  
38 or private funds for purposes of this section. [and section 10a-48a.]

39 Sec. 3. Section 10a-170d of the general statutes is repealed and the  
40 following is substituted in lieu thereof (*Effective July 1, 2003*):

41 The Board of Governors of Higher Education shall annually appoint  
42 a committee of graduate faculty members to recommend award  
43 recipients to the Commissioner of Higher Education. The committee  
44 shall consider affirmative action and equal opportunity goals when  
45 recommending award recipients to the commissioner. The board shall  
46 adopt regulations, in accordance with the provisions of chapter 54, to

47 carry out the provisions of this section and sections [10a-170a to] 10a-  
48 170b and 10a-170c [, inclusive,] which shall include, but not be limited  
49 to, criteria for the selection of graduate assistantship candidates and  
50 the development of a timetable and application process.

51 Sec. 4. Section 10a-39 of the general statutes is repealed and the  
52 following is substituted in lieu thereof (*Effective July 1, 2003*):

53 In administering sections 10a-36 to 10a-42a, inclusive, the Board of  
54 Governors of Higher Education shall annually request an  
55 appropriation for this program to be derived by: (1) Calculating the  
56 actual General Fund expenditures per full-time equivalent student at  
57 The University of Connecticut and in the Connecticut State University  
58 system, by taking the actual General Fund expenditures at The  
59 University of Connecticut and for the Connecticut State University  
60 system for the fiscal year two years prior to the grant year, as reported  
61 for higher education in the annual report on the state budget prepared  
62 by the [Office of Fiscal Analysis] State Comptroller, and dividing by  
63 the number of full-time equivalent students enrolled at The University  
64 of Connecticut and in the Connecticut State University system during  
65 said year as determined by the Board of Governors of Higher  
66 Education; (2) calculating the number of full-time equivalent  
67 undergraduate Connecticut students enrolled at Connecticut  
68 independent colleges and universities during the fall semester of said  
69 fiscal year; and (3) multiplying the number of full-time equivalent  
70 undergraduate Connecticut students at Connecticut independent  
71 colleges by (A) twelve and three-tenths per cent of the actual General  
72 Fund expenditures per full-time equivalent student at The University  
73 of Connecticut and in the Connecticut State University system, as  
74 calculated in subdivision (1) of this section for appropriations made for  
75 the fiscal year ending June 30, 1988, (B) seventeen per cent of the actual  
76 General Fund expenditures per full-time equivalent student at The  
77 University of Connecticut and for the Connecticut State University  
78 system, as calculated in subdivision (1) of this section for  
79 appropriations made for the fiscal year ending June 30, 1989, and (C)

80 twenty-five per cent of the actual General Fund expenditures per full-  
81 time equivalent student at The University of Connecticut and in the  
82 Connecticut State University system, as calculated in subdivision (1) of  
83 this section for appropriations made for the fiscal year ending June 30,  
84 2004, and for each fiscal year thereafter.

85 Sec. 5. Subsection (c) of section 10a-19b of the general statutes is  
86 repealed and the following is substituted in lieu thereof (*Effective July*  
87 *1, 2003*):

88 (c) Not later than July 1, 2002, and annually thereafter, the council,  
89 in consultation with the Departments of Education and Higher  
90 Education and the boards of trustees of the constituent units of higher  
91 education, shall report to the joint standing [committee] committees of  
92 the General Assembly having cognizance of matters relating to  
93 education and [the select committee of the General Assembly having  
94 cognizance of matters relating to workforce development] higher  
95 education and employment advancement on all articulation  
96 agreements involving higher education institutions and any progress  
97 made on the establishment of additional agreements, in accordance  
98 with section 11-4a.

99 Sec. 6. Subsection (b) of section 5-259 of the general statutes is  
100 repealed and the following is substituted in lieu thereof (*Effective July*  
101 *1, 2003*):

102 (b) The insurance coverage procured under subsection (a) of this  
103 section for active state employees, employees of the former  
104 Connecticut Institute for Municipal Studies, anyone receiving benefits  
105 from any such state-sponsored retirement system and members of the  
106 General Assembly, who are over sixty-five years of age, may be  
107 modified to reflect benefits available to such employees or members  
108 pursuant to Social Security and medical benefits programs  
109 administered by the federal government, provided any payments  
110 required to secure such benefits administered by the federal  
111 government shall be paid by the Comptroller either directly to the

112 employee or members or to the agency of the federal government  
113 authorized to collect such payments.

114 Sec. 7. Subsection (m) of section 5-154 of the general statutes is  
115 repealed and the following is substituted in lieu thereof (*Effective July*  
116 *1, 2003*):

117 (m) "State service" is service with the state, either appointive or  
118 elective, for which a salary is paid, subject to the following rules: (1)  
119 "State service" includes time lost from state service because of a  
120 disability incurred in the performance of state service; (2) "state  
121 service" includes service before September 1, 1939, of a member who  
122 began to make such member's retirement contributions before  
123 September 1, 1941, and has made contributions for all such member's  
124 salary received from September 1, 1939, to such member's retirement  
125 date; (3) "state service" includes service as a member of the General  
126 Assembly or as an employee of the General Assembly or either branch  
127 thereof, or of any officer or committee thereof; (4) "state service"  
128 excludes any month of otherwise eligible service on or after September  
129 1, 1939, for which the full required retirement contribution, including  
130 any required interest thereon, has not been made by or for the  
131 member; (5) "state service" excludes all periods of otherwise eligible  
132 service before the date on which a member elects to receive a return of  
133 such member's retirement contributions, unless the member has  
134 thereafter returned such contributions with interest, as provided in  
135 subsection (a) of section 5-167; (6) "state service" includes a period  
136 equivalent to accrued vacation time for which payment is made under  
137 section 5-252; (7) any teacher, as defined in section 10-183b, in state  
138 service who is employed for a full academic year, equivalent to ten  
139 months' credited service, shall be deemed to be employed for the entire  
140 year. Any such teacher who has completed the work obligations of  
141 such teacher's appointment period and who retires after May first, but  
142 before September first, shall receive, upon retirement, credit for the  
143 entire appointment year and the remaining biweekly payments due for  
144 the entire appointment year, together with any amounts held back

145 previously; (8) "state service" includes service as an employee of a  
146 state-aided institution as defined in section 5-175 and service as a  
147 vending stand operator as defined in section 5-175a; (9) "state service"  
148 includes service as an employee of the former Connecticut Institute for  
149 Municipal Studies; (10) "state service" includes service on and after  
150 January 1, 1999, as an employee of the Capital City Economic  
151 Development Authority established by section 32-601.

152 Sec. 8. Subsection (f) of section 5-192g of the general statutes is  
153 repealed and the following is substituted in lieu thereof (*Effective July*  
154 *1, 2003*):

155 (f) Membership in the tier II plan shall be required for each  
156 employee of the former Connecticut Institute for Municipal Studies  
157 unless specifically excluded in this section or unless section 5-192e  
158 mandates coverage under the tier I plan.

159 Sec. 9. (*Effective July 1, 2003*) Sections 10a-17b to 10a-17d, inclusive,  
160 10a-25n to 10a-25p, inclusive, 10a-48a, 10a-161, 10a-161b and 10a-170a  
161 of the general statutes are repealed.

This act shall take effect as follows:	
Section 1	<i>July 1, 2003</i>
Sec. 2	<i>July 1, 2003</i>
Sec. 3	<i>July 1, 2003</i>
Sec. 4	<i>July 1, 2003</i>
Sec. 5	<i>July 1, 2003</i>
Sec. 6	<i>July 1, 2003</i>
Sec. 7	<i>July 1, 2003</i>
Sec. 8	<i>July 1, 2003</i>
Sec. 9	<i>July 1, 2003</i>

**Statement of Purpose:**

To make technical revisions to provisions of the general statutes concerning higher education and employment advancement and to repeal obsolete provisions.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*