



General Assembly

**Amendment**

January Session, 2003

LCO No. 6728

\*SB0109306728HR0\*

Offered by:

REP. NOUJAIM, 74<sup>th</sup> Dist.

REP. GIANNAROS, 21<sup>st</sup> Dist.

To: Subst. Senate Bill No. 1093

File No. 522

Cal. No. 536

**"AN ACT CONCERNING MINOR REVISIONS TO THE EDUCATION STATUTES."**

1 After the last section, add the following and renumber sections and  
2 internal references accordingly:

3 "Sec. 501. Subsection (c) of section 10-198a of the general statutes is  
4 repealed and the following is substituted in lieu thereof (*Effective July*  
5 *1, 2003*):

6 (c) If the parent or other person having control of a child who is a  
7 truant fails to attend the meeting held pursuant to subdivision (1) of  
8 subsection (b) of this section or if such parent or other person  
9 otherwise fails to cooperate with the school in attempting to solve the  
10 truancy problem, such policies and procedures shall require the  
11 superintendent of schools to file for each such truant enrolled in the  
12 schools under [his] the superintendent's jurisdiction a written  
13 complaint with the Superior Court pursuant to section 46b-149, as  
14 amended by this act, alleging the belief that the acts or omissions of the

15 child are such that [his] the child's family is a family with service  
16 needs. Such complaint shall be filed not later than ten days after such  
17 parent or other person having control of a child who is a truant fails to  
18 attend such meeting or otherwise fails to cooperate with the school in  
19 attempting to solve the truancy problem.

20 Sec. 502. Subsection (h) of section 46b-149 of the general statutes is  
21 repealed and the following is substituted in lieu thereof (*Effective July*  
22 *1, 2003*):

23 (h) If the court finds, based on clear and convincing evidence, that  
24 the family of a child is a family with service needs, the court may, in  
25 addition to issuing any orders under section 46b-121, (1) refer the child  
26 to the Department of Children and Families for any voluntary services  
27 provided by said department or, if the family is a family with service  
28 needs solely as a result of a finding that a child is a truant or habitual  
29 truant, to the authorities of the local or regional school district or  
30 private school for services provided by such school district or such  
31 school, which services may include summer school, or to community  
32 agencies providing child and family services; (2) commit [that] the  
33 child to the care and custody of the Commissioner of Children and  
34 Families for an indefinite period not to exceed eighteen months; (3)  
35 order the child to remain in [his] the child's own home or in the  
36 custody of a relative or any other suitable person (A) subject to the  
37 supervision of a probation officer, or (B) in the case of a family which is  
38 a family with service needs solely as a result of a finding that a child is  
39 a truant or habitual truant, subject to the supervision of a probation  
40 officer and the authorities of the local or regional school district or  
41 private school; [or] (4) if the family is a family with service needs as a  
42 result of the child engaging in sexual intercourse with another person  
43 and such other person is thirteen years of age or older and not more  
44 than two years older or younger than such child, (A) refer the child to  
45 a youth service bureau or other appropriate service agency for  
46 participation in a program such as a teen pregnancy program or a  
47 sexually transmitted disease program, and (B) require such child to  
48 perform community service such as service in a hospital, an AIDS

49 prevention program or an obstetrical and gynecological program; or  
50 (5) if the family is a family with service needs solely as a result of a  
51 finding that a child is a truant or habitual truant, (A) order the  
52 Commissioner of Motor Vehicles to suspend the child's motor vehicle  
53 operator's license, or delay the issuance of such license to the child, or  
54 (B) order the child to perform community service for a number of  
55 hours as determined by the court. If the court issues any order which  
56 regulates future conduct of the child, parent or guardian, the child,  
57 parent or guardian [,] shall receive adequate and fair warning of the  
58 consequences of violation of the order at the time it is issued, and such  
59 warning shall be provided to the child, parent or guardian, to his or  
60 her attorney and to his or her legal guardian in writing and shall be  
61 reflected in the court record and proceedings."