



General Assembly

February Session, 2004

Amendment

LCO No. 5289

HB0563805289HDO

Offered by:

REP. GIANNAROS, 21st Dist.

To: House Bill No. 5638

File No. 383

Cal. No. 262

"AN ACT REQUIRING A SCHOOL NURSE FOR CHARTER SCHOOLS."

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

3 "Section 1. Section 10-217a of the general statutes, as amended by
4 section 1 of public act 03-6 of the June 30 special session, is repealed
5 and the following is substituted in lieu thereof:

6 (a) Each town or regional school district which provides health
7 services for children attending its public schools in any grade, from
8 kindergarten to twelve, inclusive, shall provide the same health
9 services for children in such grades attending private nonprofit schools
10 and state charter schools therein, when a majority of the children
11 attending such schools are residents of the state of Connecticut. Any
12 such town or district may also provide such services for children in
13 prekindergarten programs in such private nonprofit schools and state
14 charter schools when a majority of the children attending such schools
15 are residents of the state of Connecticut. Such determination shall be

16 based on the percentage of resident pupils enrolled in such school on
17 October first, or the full school day immediately preceding such date,
18 during the school year next prior to that in which the health services
19 are to be provided. The provisions of this section shall not be
20 construed to require a town or district to provide such services to any
21 child who is not a resident of this state. Such health services shall
22 include the services of a school physician, school nurse and dental
23 hygienist, provided such health services shall not include special
24 education services which, if provided to public school students, would
25 be eligible for reimbursement pursuant to section 10-76g, as amended.
26 For purposes of this section, a resident is a person with continuous and
27 permanent physical presence within the state, except that temporary
28 absences for short periods of time shall not affect the establishment of
29 residency.

30 (b) Any town or regional school district providing such services for
31 children attending such private schools and state charter schools shall
32 be reimbursed by the state for a percentage of the amount paid from
33 local tax revenues for such services as follows:

34 (1) The percentage of the amount paid from local tax revenues for
35 such services reimbursed to a local board of education shall be
36 determined by (A) ranking each town in the state in descending order
37 from one to one hundred sixty-nine according to such town's adjusted
38 equalized net grand list per capita, as defined in section 10-261, as
39 amended; (B) based upon such ranking, (i) for reimbursement paid in
40 the fiscal year ending June 30, 1990, a percentage of not less than forty-
41 five nor more than ninety shall be determined for each town on a
42 continuous scale, except that for any town in which the number of
43 children under the temporary family assistance program, as defined in
44 subdivision (17) of section 10-262f, as amended, is greater than one per
45 cent of the total population of the town, as defined in subdivision (7) of
46 subsection (a) of section 10-261, as amended, the percentage shall be
47 not less than eighty, (ii) for reimbursement paid in the fiscal years
48 ending June 30, 1991, to June 30, 2001, inclusive, a percentage of not
49 less than ten nor more than ninety shall be determined for each town

50 on a continuous scale, except that for any town in which the number of
51 children under the temporary family assistance program, as defined in
52 said subdivision (17) of section 10-262f, as amended, is greater than
53 one per cent of the total population of the town, as defined in
54 subdivision (7) of subsection (a) of section 10-261, as amended, and for
55 any town which has a wealth rank greater than thirty when towns are
56 ranked pursuant to subparagraph (A) of this subdivision and which
57 provides such services to greater than one thousand five hundred
58 children who are not residents of the town, the percentage shall be not
59 less than eighty, and (iii) for reimbursement paid in the fiscal years
60 ending June 30, 2002, and each fiscal year thereafter, a percentage of
61 not less than ten nor more than ninety shall be determined for each
62 town on a continuous scale, except that for any town in which the
63 number of children under the temporary family assistance program, as
64 defined in said subdivision (17) of section 10-262f, as amended, for the
65 fiscal year ending June 30, 1997, was greater than one per cent of the
66 total population of the town, as defined in subdivision (7) of
67 subsection (a) of section 10-261, as amended, for the fiscal year ending
68 June 30, 1997, and for any town which has a wealth rank greater than
69 thirty when towns are ranked pursuant to subparagraph (A) of this
70 subdivision and which provides such services to greater than one
71 thousand five hundred children who are not residents of the town, the
72 percentage shall be not less than eighty.

73 (2) The percentage of the amount paid from local tax revenues for
74 such services reimbursed to a regional board of education shall be
75 determined by its ranking. Such ranking shall be determined by (A)
76 multiplying the total population, as defined in section 10-261, as
77 amended, of each town in the district by such town's ranking, as
78 determined in subdivision (1) of this subsection, (B) adding together
79 the figures determined under subparagraph (A) of this subdivision,
80 and (C) dividing the total computed under subparagraph (B) of this
81 subdivision by the total population of all towns in the district. The
82 ranking of each regional board of education shall be rounded to the
83 next higher whole number and each such board shall receive the same

84 reimbursement percentage as would a town with the same rank.

85 (c) Any town or regional school district which provides such
86 services shall file an application for such reimbursement not later than
87 the September fifteenth following the fiscal year in which the services
88 were provided on a form to be provided by the State Board of
89 Education. Payment shall be made not later than the following January
90 fifteenth.

91 (d) (1) Upon written notification from the town or regional school
92 district providing such services, the town of which children attending
93 such private schools are residents shall pay to the town or regional
94 school district which provided such services during the fiscal year
95 ending June 30, 1989, a proportionate share of the average
96 unreimbursed cost per child for providing such services. Such
97 proportionate share shall be equal to (A) the difference between the
98 amount paid by a town or regional school district for providing such
99 services for children attending such private schools and the state grant
100 received by or due to such town or regional school district pursuant to
101 subsections (b) and (c) of this section for providing such services,
102 divided by (B) the total number of children attending such private
103 schools in the town or regional school district and multiplied by (C)
104 the number of children who are residents of the town and who attend
105 such private schools in the town or regional school district providing
106 such services.

107 (2) Payment to a town or regional school district pursuant to the
108 provisions of this subsection shall not make a town making such a
109 payment eligible for reimbursement under the provisions of subsection
110 (b) of this section.

111 (3) Upon written notification from the town or regional school
112 district providing such services, any such private school shall pay to
113 the town or regional school district which provided such services
114 during the fiscal year ending June 30, 1989, the difference between the
115 amount paid by the town or regional school district for providing such

116 services for children attending such private school and the sum of (A)
117 the state grant received by or due to such town or regional school
118 district pursuant to subsections (b) and (c) of this section for providing
119 such services, (B) payments received by or due to such town or
120 regional school district pursuant to subdivision (1) of this subsection
121 for providing such services, and (C) the proportionate share of the
122 average unreimbursed cost per child for providing such services to
123 children who are residents of the town providing such services and
124 who attend such private school, such share which shall be equal to (i)
125 the difference between the amount paid by the town or regional school
126 district for providing such services for children attending such private
127 school and the state grant received by or due to such town or regional
128 school district pursuant to subsections (b) and (c) of this section for
129 providing such services, divided by (ii) the total number of children
130 attending such private school and multiplied by (iii) the number of
131 children who are residents of the town providing such services and
132 who attend such private school.

133 (e) Notwithstanding the provisions of subsection (a) of this section
134 to the contrary, any town (1) in which more than four hundred
135 children who are not residents of the state attend private nonprofit
136 schools which are in the town and in which a majority of the children
137 attending such schools are residents of the state, and (2) for which the
138 percentage of the amount paid from local tax revenues reimbursed to
139 the local board of education pursuant to subsection (b) of this section is
140 less than fifteen per cent may, at its discretion, provide such services to
141 children in such private nonprofit schools who are not residents of the
142 state.

143 (f) The pay of certificated personnel shall be subject to the rules and
144 regulations providing for deduction for the state Teacher's Retirement
145 Fund by the board of education of such town applicable to certificated
146 teaching personnel in the public schools of such town. This subsection
147 shall be retroactive to July 1, 1968.

148 (g) A town or regional school district may provide, at its own

149 expense, the services of a school psychologist, speech remedial
150 services, school social worker's services and special language teachers
151 for non-English-speaking students to children attending private
152 nonprofit schools and state charter schools in such town or district. "

This act shall take effect as follows:	