



General Assembly

Substitute Bill No. 636

February Session, 2006

* SB00636FIN 040506 *

**AN ACT CONCERNING AUTHORIZATION OF STATE GRANT
COMMITMENTS FOR SCHOOL BUILDING PROJECTS AND OTHER
SCHOOL CONSTRUCTION PROVISIONS.**

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

1 Section 1. (*Effective from passage*) The Commissioner of Education
2 having reviewed applications for state grants for public school
3 building projects in accordance with section 10-283 of the general
4 statutes on the basis of priorities for such projects and standards for
5 school construction established by the State Board of Education, and
6 having prepared a listing of all such eligible projects ranked in order of
7 priority, including a separate schedule of previously authorized
8 projects which have changed substantially in scope or cost, as
9 determined by said commissioner together with the amount of
10 estimated grant with respect to each eligible project, and having
11 submitted such listing of eligible projects, prior to December 15, 2005,
12 to a committee of the General Assembly established under section
13 10-283a of the general statutes for the purpose of reviewing such
14 listing, is hereby authorized to enter into grant commitments on behalf
15 of the state in accordance with said section 10-283 with respect to the
16 priority listing of such projects and in such estimated amounts as
17 approved by said committee prior to February 1, 2006, as follows:

18 (1) Estimated Grant Commitments

		Estimated	Estimated
T1	School District		
T2	School	Project Costs	Grant
T3	Project Number		
T4			
T5	BLOOMFIELD		
T6	The Big Picture High School		
T7	0073 MAG/PF	\$ 5,517,500	\$ 5,241,625
T8			
T9	BLOOMFIELD		
T10	Bloomfield Early Childhood Magnet		
T11	0074 MAG/N	18,305,291	17,390,026
T12			
T13	BRIDGEPORT		
T14	Multi-Magnet High School		
T15	0159 MAG/N	125,838,876	119,546,932
T16			
T17	BRIDGEPORT		
T18	Science PK-8 Magnet School		
T19	0160 MAG/N	31,201,246	29,641,184
T20			
T21	HARTFORD		
T22	Fisher Magnet School		
T23	0291 MAG/EA	38,438,000	36,516,100
T24			
T25	HARTFORD		
T26	Kinsella Magnet School		
T27	0292 MAG/EA	36,815,000	34,974,250
T28			
T29	AVON		
T30	Avon High School		
T31	0062 EA/RR	25,998,000	6,405,907
T32			
T33	DERBY		
T34	Irving School		
T35	0056 CV	25,000	17,323

T36			
T37	DERBY		
T38	Derby High School		
T39	0057 CV	200,000	138,580
T40			
T41	MANCHESTER		
T42	New Bentley Head Start		
T43	0207 N	6,804,456	4,277,281
T44			
T45	NORWALK		
T46	Jefferson Elementary School		
T47	0237 EA	4,500,000	1,639,350
T48			
T49	STAMFORD		
T50	Westhill High School		
T51	0260 E	16,751,938	5,025,581
T52			
T53	TRUMBULL		
T54	Trumbull High School		
T55	0099 EA	11,575,000	3,927,398
T56			
T57	VERNON		
T58	Rockville High School		
T59	0127 EA	34,657,000	23,889,070
T60			
T61	BRIDGEPORT		
T62	Skane Center		
T63	0157 EA	2,500,000	2,000,000
T64			
T65	BROOKLYN		
T66	Brooklyn Elementary/Preschool		
T67	0026 EA	5,086,000	3,832,810
T68			
T69	DANBURY		
T70	Danbury Head Start Center		

T71	0133 PF/EA	7,500,000	4,017,750
T72			
T73	DARIEN		
T74	New Tokeneke Elementary School		
T75	0109 N	23,170,000	4,798,507
T76			
T77	GREENWICH		
T78	Hamilton Avenue School		
T79	0109 EA/CV	24,410,000	4,882,000
T80			
T81	LEBANON		
T82	Lyman Memorial H.S. (Vo-Ag)		
T83	0052 VE	77,600	73,720
T84			
T85	MANCHESTER		
T86	Illing Middle School		
T87	0208 EA	6,776,694	4,259,830
T88			
T89	MANCHESTER		
T90	Bennet Middle School		
T91	0209 PS/EA	37,077,410	23,306,860
T92			
T93	NAUGATUCK		
T94	Naugatuck High School		
T95	0054 A	500,000	355,350
T96			
T97	NEW HAVEN		
T98	New Hill Central School		
T99	0353 N	40,262,056	31,488,954
T100			
T101	NEW HAVEN		
T102	Davis Street Magnet School		
T103	0354 MAG/EA	30,400,000	28,880,000
T104			
T105	NORWALK		

T106	Cranbury Elementary School		
T107	0236 EA	3,950,000	1,438,985
T108			
T109	NORWALK		
T110	Ponus Ridge Middle School		
T111	0238 A/EC	6,803,658	2,478,573
T112			
T113	NORWALK		
T114	Naramake Elementary School		
T115	0239 A/EC	2,000,000	728,600
T116			
T117	NORWALK		
T118	Nathan Hale Middle School		
T119	0240 A/EC	8,200,000	2,987,260
T120			
T121	NORWICH		
T122	Teachers' Memorial Middle		
T123	0103 A	600,000	454,260
T124			
T125	NORWICH		
T126	Kelly Middle School		
T127	0104 A	285,000	215,774
T128			
T129	OLD SAYBROOK		
T130	Old Saybrook Middle School		
T131	0038 A	285,000	84,474
T132			
T133	PLAINVILLE		
T134	Louis Toffolon School		
T135	0059 EA/RR	16,000,000	10,513,600
T136			
T137	PLAINVILLE		
T138	Plainville High School		
T139	0060 EA/RR	44,000,000	28,912,400
T140			

T141	THOMPSON		
T142	Fisher/Thompson/		
T143	Tourtellotte Schools		
T144	0019 EA/RR	35,000,000	26,001,500
T145			
T146	VERNON		
T147	Northeast School		
T148	0125 A	3,556,000	2,451,151
T149			
T150	VERNON		
T151	Vernon Center Middle School		
T152	0126 A/EC	11,519,000	7,940,047
T153			
T154	VERNON		
T155	Center Road School		
T156	0128 A/EC	4,420,600	3,047,120
T157			
T158	VERNON		
T159	Maple Street School		
T160	0129 A/EC	3,743,200	2,580,188
T161			
T162	VERNON		
T163	Lake Street School		
T164	0130 EA/RR	5,828,800	4,017,792
T165			
T166	VERNON		
T167	Skinner Road School		
T168	0131 A	4,597,400	3,168,988
T169			
T170	VOLUNTOWN		
T171	Voluntown Elementary School		
T172	0017 A/EC	250,000	167,850
T173			
T174	WATERFORD		
T175	Quaker Hill Elementary School		

T176	0099 EA/RR	27,940,275	7,485,200
T177			
T178	WEST HAVEN		
T179	Anna V. Molloy School		
T180	0135 EA	9,450,000	7,020,405
T181			
T182	WOLCOTT		
T183	Wolcott High School		
T184	0074 A	149,000	92,589
T185			
T186	WOODBIDGE		
T187	Beecher Road School		
T188	0022 A	142,400	40,171
T189			
T190	REGIONAL SCHOOL DISTRICT 1		
T191	Housatonic Valley Reg. H.S. (Vo-Ag)		
T192	0040 VE	164,625	156,394
T193			
T194	CREC		
T195	River Street School Annex		
T196	0093 PF/EA	3,398,163	2,002,537
T197			
T198	DERBY		
T199	Derby High School		
T200	0053 EC	175,000	121,258
T201			
T202	DERBY		
T203	Central Administration		
T204	0055 BE/A	500,000	178,575
T205			
T206	EAST LYME		
T207	Lillie B. Haynes School		
T208	0057 EC	500,000	244,650
T209			
T210	KENT		

T211	Kent Center School		
T212	0007 EC	210,000	57,750
T213			
T214	MILFORD		
T215	Pumpkin Delight School		
T216	0168 EC	550,000	251,405
T217			
T218	NAUGATUCK		
T219	Naugatuck High School		
T220	0055 EC	200,000	142,140
T221			
T222	NORFOLK		
T223	Botelle Elementary School		
T224	0007 A/EC	1,500,000	466,050
T225			
T226	WEST HARTFORD		
T227	Wolcott School		
T228	0210 EC	648,000	273,067
T229			
T230	WEST HAVEN		
T231	Washington School		
T232	0134 EC	500,000	371,450
T233			
T234	ACES		
T235	Central Administration (Access)		
T236	0036 PF/A/RR	3,600,000	2,301,480

19 (2) Previously Authorized Projects Which Have Changed
 20 Substantially in Scope or Cost.

T237	School District	Authorized	Requested
T238	School		
T239	Project Number		
T240			
T241	BRIDGEPORT		

T242	New North End Elementary		
T243	015-0130 N		
T244			
T245	Estimated...		
T246	Total Project Costs	\$ 39,000,000	\$ 56,333,208
T247	Total Grant	31,200,000	45,066,566
T248			
T249	EAST HARTFORD		
T250	Central Administration		
T251	(Main Street Relocation)		
T252	043-0226 BE/PF		
T253			
T254	Estimated...		
T255	Total Project Costs	6,617,705	8,360,695
T256	Total Grant	2,292,704	2,896,562
T257			
T258	EAST HARTFORD		
T259	East Hartford/Glastonbury Magnet		
T260	043-0228 MAG/N		
T261			
T262	Estimated...		
T263	Total Project Costs	24,932,539	27,724,250
T264	Total Grant	24,932,539	27,724,250
T265			
T266	HAMDEN		
T267	Hamden High School		
T268	062-0091 A		
T269			
T270	Estimated...		
T271	Total Project Costs	1,500,000	1,884,240
T272	Total Grant	958,950	1,204,595
T273			
T274	HARTFORD		
T275	Sport Sciences Academy		
T276	064-0279 MAG/N		
T277			
T278	Estimated...		
T279	Total Project Costs	67,648,775	71,961,925
T280	Total Grant	67,648,775	71,961,925
T281			
T282	HARTFORD		

T283	Pathways to Technology		
T284	064-0286 MAG/N		
T285			
T286	Estimated...		
T287	Total Project Costs	36,940,500	38,830,000
T288	Total Grant	36,940,500	38,830,000
T289			
T290	HARTFORD		
T291	University of Hartford Science		
T292	& Engineering		
T293	064-0287 MAG/N		
T294			
T295	Estimated...		
T296	Total Project Costs	33,950,000	36,627,000
T297	Total Grant	32,252,500	34,795,650
T298			
T299	NEW BRITAIN		
T300	Northend School		
T301	089-0155 RNV/E		
T302			
T303	Estimated...		
T304	Total Project Costs	8,400,000	10,850,000
T305	Total Grant	6,660,360	8,602,965
T306			
T307	NEW CANAAN		
T308	New Canaan High School		
T309	090-0044 RNV/E		
T310			
T311	Estimated...		
T312	Total Project Costs	61,170,560	72,694,980
T313	Total Grant	12,234,112	14,538,996
T314			
T315	NEW HARTFORD		
T316	New Hartford Elementary		
T317	092-0031 EA		
T318			
T319	Estimated...		
T320	Total Project Costs	1,980,000	2,822,552
T321	Total Grant	1,060,686	1,512,041
T322			
T323	NEW HAVEN		
T324	Daniels School (Formerly		

T325	Prince/Welch Schools)		
T326	093-0306 N		
T327			
T328	Estimated...		
T329	Total Project Costs	38,373,031	44,000,000
T330	Total Grant	30,149,690	34,570,800
T331			
T332	NEW HAVEN		
T333	New Jackie Robinson Magnet School		
T334	093-0329 MAG/N		
T335			
T336	Estimated...		
T337	Total Project Costs	35,000,000	36,000,000
T338	Total Grant	33,250,000	34,200,000
T339			
T340	NEW HAVEN		
T341	Barnard Magnet School		
T342	093-0339 MAG/E		
T343			
T344	Estimated...		
T345	Total Project Costs	34,000,000	43,000,000
T346	Total Grant	32,300,000	40,850,000
T347			
T348	NEW HAVEN		
T349	Troup Middle School		
T350	093-0343 A		
T351			
T352	Estimated...		
T353	Total Project Costs	36,570,369	44,000,000
T354	Total Grant	29,124,642	35,041,600
T355			
T356	NEW HAVEN		
T357	Beecher School		
T358	093-0345 EA		
T359			
T360	Estimated...		
T361	Total Project Costs	30,216,606	40,000,000
T362	Total Grant	24,064,505	31,856,000
T363			
T364	NEW HAVEN		
T365	Christopher Columbus School		
T366	093-0348 EA/RR		

T367			
T368	Estimated...		
T369	Total Project Costs	28,179,886	35,000,000
T370	Total Grant	22,442,461	27,874,000
T371			
T372	NEW HAVEN		
T373	Sheridan Magnet School		
T374	093-0349 MAG/A		
T375			
T376	Estimated...		
T377	Total Project Costs	23,793,602	39,000,000
T378	Total Grant	23,793,602	39,000,000
T379			
T380	NEW HAVEN		
T381	New Bishop Woods School		
T382	093-0352 N		
T383			
T384	Estimated...		
T385	Total Project Costs	28,179,886	37,000,000
T386	Total Grant	22,543,909	29,600,000
T387			
T388	NEW LONDON		
T389	Science & Technology Magnet		
T390	095-0078 MAG/EA		
T391			
T392	Estimated...		
T393	Total Project Costs	18,750,000	20,625,000
T394	Total Grant	18,750,000	20,625,000
T395			
T396	STAMFORD		
T397	Stamford High School		
T398	135-0223 EA		
T399			
T400	Estimated...		
T401	Total Project Costs	28,032,528	52,583,000
T402	Total Grant	8,210,727	15,401,561
T403			
T404	STAMFORD		
T405	Academy of Information		
T406	& Technology		
T407	135-0248 MAG/N		
T408			

T409	Estimated...		
T410	Total Project Costs	41,799,106	44,399,106
T411	Total Grant	41,799,106	44,399,106
T412			
T413	WATERFORD		
T414	Waterford/New London		
T415	Early Childhood Magnet		
T416	152-0079 MAG/PS		
T417			
T418	Estimated...		
T419	Total Project Costs	22,114,276	23,248,892
T420	Total Grant	22,114,276	23,248,892
T421			
T422	WINCHESTER		
T423	Hinsdale School		
T424	162-0036 EA		
T425			
T426	Estimated...		
T427	Total Project Costs	575,940	751,853
T428	Total Grant	396,995	518,252
T429			
T430	REGIONAL DISTRICT #1		
T431	Central Administration		
T432	201-0039 BE/E		
T433			
T434	Estimated...		
T435	Total Project Costs	200,000	377,501
T436	Total Grant	44,290	83,598
T437			
T438	REGIONAL DISTRICT #5		
T439	Central Administration		
T440	205-0041 BE/PF		
T441			
T442	Estimated...		
T443	Total Project Costs	877,361	299,325
T444	Total Grant	153,538	52,382
T445			
T446	REGIONAL DISTRICT #10		
T447	Lewis Mills/Har-Bur Complex		
T448	210-0036 EA		
T449			
T450	Estimated...		

T451	Total Project Costs	45,691,500	50,305,000
T452	Total Grant	24,925,840	27,848,848
T453			
T454	CES		
T455	Regional Center for the Arts		
T456	243-0032 MAG/N		
T457			
T458	Estimated...		
T459	Total Project Costs	13,373,040	21,625,520
T460	Total Grant	13,373,040	21,625,520
T461			
T462	CONNECTICUT TECHNICAL		
T463	HIGH SCHOOL SYSTEM		
T464	Henry Abbott THS		
T465	900-0002 VT/EA		
T466			
T467	Estimated...		
T468	Total Project Costs	51,426,943	54,659,389
T469	Total Grant	51,426,943	54,659,389
T470			
T471	CONNECTICUT TECHNICAL		
T472	HIGH SCHOOL SYSTEM		
T473	Cheney THS		
T474	900-0003 VT/EA		
T475			
T476	Estimated...		
T477	Total Project Costs	46,272,279	46,948,048
T478	Total Project Grant	46,272,279	46,948,048
T479			
T480	CONNECTICUT TECHNICAL		
T481	HIGH SCHOOL SYSTEM		
T482	Goodwin THS		
T483	900-0005 VT/EA		
T484			
T485	Estimated...		
T486	Total Project Costs	54,548,000	61,597,621
T487	Total Project Grant	54,548,000	61,597,621
T488			
T489	CONNECTICUT TECHNICAL		
T490	HIGH SCHOOL SYSTEM		
T491	Eli Whitney THS		
T492	900-0007 VT/EA		

T493			
T494	Estimated...		
T495	Total Project Costs	59,156,000	74,286,000
T496	Total Project Grant	59,156,000	74,286,000
T497			
T498	CONNECTICUT TECHNICAL		
T499	HIGH SCHOOL SYSTEM		
T500	Norwich THS		
T501	900-0008 VT/EA		
T502			
T503	Estimated...		
T504	Total Project Costs	58,149,000	61,131,200
T505	Total Project Grant	58,149,000	61,131,200
T506			
T507	CONNECTICUT TECHNICAL		
T508	HIGH SCHOOL SYSTEM		
T509	Ellis THS		
T510	900-0009 VT/EA		
T511			
T512	Estimated...		
T513	Total Projects Costs	39,750,000	59,747,000
T514	Total Project Grant	39,750,000	59,747,000
T515			
T516	CONNECTICUT TECHNICAL		
T517	HIGH SCHOOL SYSTEM		
T518	Wright THS		
T519	900-0010 VT/EA		
T520			
T521	Estimated...		
T522	Total Project Costs	31,194,000	40,023,991
T523	Total Project Grant	31,194,000	40,023,991
T524			
T525	CONNECTICUT TECHNICAL		
T526	HIGH SCHOOL SYSTEM		
T527	Wilcox THS		
T528	900-0011 VT/EA		
T529			
T530	Estimated...		
T531	Total Project Costs	47,563,000	60,265,000
T532	Total Project Grant	47,563,000	60,265,000
T533			
T534	CONNECTICUT TECHNICAL		

T535	HIGH SCHOOL SYSTEM		
T536	Emmett O'Brien THS		
T537	900-0012 VT/EA		
T538			
T539	Estimated...		
T540	Total Project Costs	41,025,000	52,367,000
T541	Total Project Grant	41,025,000	52,367,000
T542			
T543	CONNECTICUT TECHNICAL		
T544	HIGH SCHOOL SYSTEM		
T545	Platt THS		
T546	900-0013 VT/EA		
T547			
T548	Estimated...		
T549	Total Project Costs	45,364,000	57,886,000
T550	Total Project Grant	45,364,000	57,886,000
T551			
T552	CONNECTICUT TECHNICAL		
T553	HIGH SCHOOL SYSTEM		
T554	Grasso THS		
T555	900-0014 VT/EA		
T556			
T557	Estimated...		
T558	Total Project Costs	48,170,000	61,479,000
T559	Total Project Grant	48,170,000	61,479,000
T560			
T561	MONTVILLE		
T562	Montville Alternative School		
T563	086-0083 A		
T564			
T565	Estimated...		
T566	Total Project Costs	2,618,733	3,667,569
T567	Total Grant	1,711,604	2,397,123
T568			
T569	MONTVILLE		
T570	Montville High School		
T571	086-0085 EA		
T572			
T573	Estimated...		
T574	Total Project Costs	16,947,640	21,482,527
T575	Total Grant	11,076,978	14,040,980
T576			

T577	MONTVILLE		
T578	Murphy Elementary School		
T579	086-0087 EA		
T580			
T581	Estimated...		
T582	Total Project Costs	7,532,268	9,563,101
T583	Total Grant	4,923,090	6,250,443
T584			
T585	MONTVILLE		
T586	Oakdale Elementary School		
T587	086-0088 EA		
T588			
T589	Estimated...		
T590	Total Project Costs	7,518,322	11,423,475
T591	Total Grant	4,913,975	7,466,383
T592			
T593	MONTVILLE		
T594	Leonard J. Tyl Middle School		
T595	086-0086 E/CV		
T596			
T597	Estimated...		
T598	Total Project Costs	795,920	1,035,720
T599	Total Grant	520,213	676,947

21 Sec. 2. (*Effective from passage*) Notwithstanding the provisions of
 22 section 10-292 of the general statutes or any regulation adopted by the
 23 State Board of Education requiring that a bid not be let out until plans
 24 and specifications have been approved by the Department of
 25 Education's school facilities unit, the town of West Hartford may let
 26 out for bid on and commence a project for extension and alteration
 27 (Project Number 155-0197 EA) at Bugbee Elementary School and shall
 28 be eligible to subsequently be considered for a grant commitment from
 29 the state, provided plans and specifications have been approved by the
 30 Department of Education's school facilities unit.

31 Sec. 3. (*Effective from passage*) Notwithstanding the provisions of
 32 section 10-286 of the 2006 supplement to the general statutes, as
 33 amended by this act, or any regulation adopted by the State Board of

34 Education setting square footage specifications for purposes of
35 calculating eligible costs for a school building project grant, such
36 square footage specifications shall not apply to the parking garage at
37 Bristow Middle School (Project Number 155-0201 EA/PF) in West
38 Hartford.

39 Sec. 4. Section 10-282 of the general statutes is amended by adding
40 subdivision (20) as follows (*Effective July 1, 2006*):

41 (NEW) (20) "Turn-key purchase" means the purchase of a facility
42 that a party has agreed to construct or renovate and deliver as fully
43 completed in accordance with an agreement between that party and a
44 purchasing school district.

45 Sec. 5. Subsection (a) of section 10-220 of the general statutes is
46 repealed and the following is substituted in lieu thereof (*Effective July*
47 *1, 2006*):

48 (a) Each local or regional board of education shall maintain good
49 public elementary and secondary schools, implement the educational
50 interests of the state as defined in section 10-4a and provide such other
51 educational activities as in its judgment will best serve the interests of
52 the school district; provided any board of education may secure such
53 opportunities in another school district in accordance with provisions
54 of the general statutes and shall give all the children of the school
55 district as nearly equal advantages as may be practicable; shall provide
56 an appropriate learning environment for its students which includes
57 (1) adequate instructional books, supplies, materials, equipment,
58 staffing, facilities and technology, (2) equitable allocation of resources
59 among its schools, (3) proper maintenance of facilities, and (4) a safe
60 school setting; shall have charge of the schools of its respective school
61 district; shall make a continuing study of the need for school facilities
62 and of a long-term school building program and from time to time
63 make recommendations based on such study to the town; shall adopt
64 and implement an indoor air quality program that provides for
65 ongoing maintenance and facility reviews necessary for the

66 maintenance and improvement of the indoor air quality of its facilities;
67 shall report [annually] biennially to the Commissioner of Education on
68 the condition of its facilities and the action taken to implement its long-
69 term school building program and indoor air quality program, which
70 report the Commissioner of Education shall use to prepare [an annual]
71 a biennial report that said commissioner shall submit in accordance
72 with section 11-4a to the joint standing committee of the General
73 Assembly having cognizance of matters relating to education; shall
74 advise the Commissioner of Education of the relationship between any
75 individual school building project pursuant to chapter 173 and such
76 long-term school building program; shall have the care, maintenance
77 and operation of buildings, lands, apparatus and other property used
78 for school purposes and at all times shall insure all such buildings and
79 all capital equipment contained therein against loss in an amount not
80 less than eighty per cent of replacement cost; shall determine the
81 number, age and qualifications of the pupils to be admitted into each
82 school; shall develop and implement a written plan for minority staff
83 recruitment for purposes of subdivision (3) of section 10-4a; shall
84 employ and dismiss the teachers of the schools of such district subject
85 to the provisions of sections 10-151 and 10-158a; shall designate the
86 schools which shall be attended by the various children within the
87 school district; shall make such provisions as will enable each child of
88 school age, residing in the district to attend some public day school for
89 the period required by law and provide for the transportation of
90 children wherever transportation is reasonable and desirable, and for
91 such purpose may make contracts covering periods of not more than
92 five years; may place in an alternative school program or other suitable
93 educational program a pupil enrolling in school who is nineteen years
94 of age or older and cannot acquire a sufficient number of credits for
95 graduation by age twenty-one; may arrange with the board of
96 education of an adjacent town for the instruction therein of such
97 children as can attend school in such adjacent town more conveniently;
98 shall cause each child five years of age and over and under eighteen
99 years of age who is not a high school graduate and is living in the
100 school district to attend school in accordance with the provisions of

101 section 10-184, and shall perform all acts required of it by the town or
102 necessary to carry into effect the powers and duties imposed by law.

103 Sec. 6. Section 10-283b of the general statutes is repealed and the
104 following is substituted in lieu thereof (*Effective July 1, 2006*):

105 (a) On and after July 1, 1999, the Commissioner of Education shall
106 include school building projects for the regional vocational-technical
107 schools on the list developed pursuant to section 10-283. Prior to
108 inclusion on the list, such projects shall be reviewed by the Department
109 of Public Works. The adoption of the list by the General Assembly and
110 authorization by the State Bond Commission of the issuance of bonds
111 pursuant to section 10-287d, as amended, shall fund the full cost of the
112 projects. Funds for the projects shall be transferred to the Department
113 of Public Works and, upon such transfer, the projects shall be subject to
114 the requirements of chapters 59 and 60.

115 (b) The Department of Public Works shall ensure that no business
116 relationship between an architect and a construction manager hired to
117 work on a project pursuant to subsection (a) of this section exists,
118 except in the context of such project.

119 Sec. 7. Section 10-286f of the 2006 supplement to the general statutes
120 is repealed and the following is substituted in lieu thereof (*Effective July*
121 *1, 2006*):

122 (a) Any professional or consulting fee that is calculated as a
123 proportion of total project costs for any school building project for
124 which state assistance is provided in accordance with the provisions of
125 this chapter shall not be increased as a result of increased prices for
126 construction materials.

127 (b) No calculation of total project costs for any school building
128 project for which state assistance is provided in accordance with the
129 provisions of this chapter may include professional management fees
130 that exceed fees paid to (1) one architect, and (2) one general contractor
131 or one project manager.

132 Sec. 8. Section 10-286 of the 2006 supplement to the general statutes
133 is repealed and the following is substituted in lieu thereof (*Effective July*
134 *1, 2006*):

135 (a) The amount of the grant approved by the Commissioner of
136 Education under the provisions of this chapter for any completed
137 school building project shall be computed as follows:

138 (1) For the fiscal year ending June 30, 1984, and each fiscal year
139 thereafter, in the case of a new school plant, an extension of an existing
140 school building or projects involving the major alteration of any
141 existing building to be used for school purposes, the eligible
142 percentage, as determined in section 10-285a, as amended, of the result
143 of multiplying together the number representing the highest projected
144 enrollment, based on data acceptable to the Commissioner of
145 Education, for such building during the eight-year period from the
146 date a local or regional board of education files a notification of a
147 proposed school building project with the Department of Education,
148 the number of gross square feet per pupil determined by the
149 Commissioner of Education to be adequate for the kind of educational
150 program or programs intended, and the eligible cost of such project,
151 divided by the gross square feet of such building, or the eligible
152 percentage, as determined in section 10-285a, as amended, of the
153 eligible cost of such project, whichever is less, provided, (A) any such
154 project on which construction was started prior to July 1, 1975, shall be
155 reimbursed under the formula in effect prior to said date, (B) any such
156 project on which construction or payments under this chapter were
157 started after June 30, 1975, but prior to July 31, 1983, shall be
158 reimbursed based upon the data, submitted for each such project and
159 accepted by the Department of Education during said period,
160 representing the number of pupils the plant was designed to
161 accommodate, (C) any project for which final grant calculation has
162 been made after June 30, 1975, but prior to July 31, 1983, shall be
163 reimbursed based upon such final calculation, and (D) any such project
164 for which estimated grant payments were begun prior to July 31, 1983,
165 shall be reimbursed based upon the calculation formula used in

166 making such estimated grant payments;

167 (2) In case of projects involving the purchase of an existing building
168 to be used for school purposes, the eligible percentage, as determined
169 in section 10-285a, as amended, of the eligible cost as determined by
170 the Commissioner of Education, provided any project for which an
171 application is made on or after July 1, 1995, involving the purchase and
172 renovation of an existing facility, may be exempt from the standard
173 space specifications, and otherwise ineligible repairs and replacements
174 may be considered eligible for reimbursement as part of such a project,
175 if information is provided acceptable to the commissioner
176 documenting the need for such work and the cost savings to the state
177 and the school district of such purchase and renovation project in
178 comparison to alternative construction options;

179 (3) If any school building project described in subdivisions (1) and
180 (2) of this subsection includes the construction, extension or major
181 alteration of outdoor athletic facilities, tennis courts or a natatorium,
182 gymnasium or auditorium, the grant for the construction of such
183 outdoor athletic facilities, tennis courts and natatorium shall be limited
184 to one-half of the eligible percentage for subdivisions (1) and (2) of the
185 net eligible cost of construction thereof; the grant for the construction
186 of an area of spectator seating in a gymnasium shall be one-half of the
187 eligible percentage for subdivisions (1) and (2) of the net eligible cost of
188 construction thereof; and the grant for the construction of the seating
189 area in an auditorium shall be limited to one-half of the eligible
190 percentage for subdivisions (1) and (2) of the net eligible cost of
191 construction of the portion of such area that seats one-half of the
192 projected enrollment of the building, as defined in subdivision (1) of
193 this subsection, which it serves;

194 (4) In the case of a regional vocational agriculture center or the
195 purchase of equipment pursuant to subsection (a) of section 10-65 or a
196 regional special education facility pursuant to section 10-76e, an
197 amount equal to the eligible cost of such project, as determined by the
198 Commissioner of Education;

199 (5) In the case of a public school administrative or service facility,
200 one-half of the eligible percentage for subdivisions (1) and (2) of this
201 subsection of the eligible project cost as determined by the
202 Commissioner of Education, or in the case of a regional educational
203 service center administrative or service facility, the eligible percentage,
204 as determined pursuant to subsection (c) of section 10-285a, as
205 amended, of the eligible project cost as determined by the
206 commissioner;

207 (6) In the case of the total replacement of a roof or the total
208 replacement of a portion of a roof which has existed for at least twenty
209 years, or in the case of the total replacement of a roof or the total
210 replacement of a portion of a roof which has existed for fewer than
211 twenty years when it is determined by a registered architect or
212 registered engineer that such roof was improperly designed or
213 improperly constructed and the town is prohibited from recovery of
214 damages or has no other recourse at law or in equity, the eligible
215 percentage for subdivisions (1) and (2) of this subsection, of the eligible
216 cost as determined by the Commissioner of Education. In the case of
217 the total replacement of a roof or the total replacement of a portion of a
218 roof which has existed for fewer than twenty years (A) when it is
219 determined by a registered architect or registered engineer that such
220 roof was improperly designed or improperly constructed and the town
221 has recourse at law or in equity and recovers less than such eligible
222 cost, the eligible percentage for subdivisions (1) and (2) of this
223 subsection of the difference between such recovery and such eligible
224 cost, and (B) when the roof is at least fifteen years old but less than
225 twenty years old and it cannot be determined by a registered architect
226 or registered engineer that such roof was improperly designed or
227 improperly constructed, the eligible percentage for subdivisions (1)
228 and (2) of this subsection of the eligible project costs provided such
229 costs are multiplied by the ratio of the age of the roof to twenty years.
230 For purposes of this subparagraph, the age of the roof shall be
231 determined in whole years to the nearest year based on the time
232 between the completed installation of the old roof and the date of the

233 grant application for the school construction project for the new roof;

234 (7) For the fiscal year ending June 30, 1984, and for each fiscal year
235 thereafter, in the case of projects to correct code violations, the eligible
236 percentage, as determined in section 10-285a, as amended, of the
237 eligible cost as determined by the Commissioner of Education;

238 (8) In the case of a renovation project for which an application is
239 made on or after July 1, 1995, the eligible percentage as determined in
240 subsection (b) of section 10-285a, as amended, multiplied by the
241 eligible costs as determined by the commissioner, provided the project
242 may be exempt from the standard space specifications, and otherwise
243 ineligible repairs and replacements may be considered eligible for
244 reimbursement as part of such a project, if information is provided
245 acceptable to the commissioner documenting the need for such work
246 and the cost savings to the state and the school district of such
247 renovation project in comparison to alternative construction options;

248 (9) In the case of projects approved to remedy certified school
249 indoor air quality emergencies, the eligible percentage, as determined
250 in section 10-285a, as amended, of the eligible cost as determined by
251 the Commissioner of Education.

252 (10) In the case of a project involving a turn-key purchase for a
253 facility to be used for school purposes, the eligible percentage, as
254 determined in section 10-285a of the 2006 supplement to the general
255 statutes, of the net eligible cost as determined by the Commissioner of
256 Education, except that for any project involving such a purchase for
257 which an application is made on or after July 1, 2006, (A) final plans for
258 all construction work included in the turn-key purchase agreement
259 shall be approved by the Commissioner of Education in accordance
260 with section 10-292, and (B) such project may be exempt from the
261 standard space specifications, and otherwise ineligible repairs and
262 replacements may be considered eligible for reimbursement as part of
263 such project, if information acceptable to the commissioner documents
264 the need for such work and that such a purchase will cost less than

265 constructing the facility in a different manner and will result in a
266 facility taking on a useful life comparable to that of a new facility.

267 (b) (1) In the case of all grants computed under this section for a
268 project which constitutes a replacement, extension or major alteration
269 of a damaged or destroyed facility, no grant may be paid if a local or
270 regional board of education has failed to insure its facilities and capital
271 equipment in accordance with the provisions of section 10-220, as
272 amended by this act. The amount of financial loss due to any damage
273 or destruction to any such facility, as determined by ascertaining the
274 replacement value of such damage or destruction, shall be deducted
275 from project cost estimates prior to computation of the grant.

276 (2) In the case of any grants computed under this section for a
277 school building project authorized pursuant to section 10-283, as
278 amended by this act, after July 1, 1979, any federal funds or other state
279 funds received for such school building project shall be deducted from
280 project costs prior to computation of the grant.

281 (3) The limitation on grants for new outdoor athletic facilities, tennis
282 courts, natatorium, gymnasium and auditorium shall not apply to
283 school building projects for which applications for review of
284 preliminary plans and specifications on Form 2A were submitted prior
285 to October 1, 1975, in the case of towns and prior to October 15, 1975,
286 in the case of regional school districts.

287 (4) Commencing with the school construction projects authorized by
288 the General Assembly during the fiscal year ending June 30, 1985, and
289 for all such projects so authorized thereafter, the calculation of grants
290 pursuant to this section shall be made in accordance with the state
291 standard space specifications in effect at the time of the final grant
292 calculation, except that on and after July 1, 2005, in the case of a school
293 district with an enrollment of less than one hundred fifty students in
294 grades kindergarten to grade eight, inclusive, state standard space
295 specifications shall not apply in the calculation of grants pursuant to
296 this section and the Commissioner of Education may modify the

297 standard space specifications for a project in such district.

298 (c) In the computation of grants pursuant to this section for any
299 school building project authorized by the General Assembly pursuant
300 to section 10-283, as amended by this act, (1) after January 1, 1993, any
301 maximum square footage per pupil limit established pursuant to this
302 chapter or any regulation adopted by the State Board of Education
303 pursuant to this chapter shall be increased by twenty-five per cent for a
304 building constructed prior to 1950; [, except that a board of education
305 may apply to the department by June 30, 2002, for use of such
306 increased percentage for a building constructed prior to July 1, 1951.]

307 [(d) In the computation of grants pursuant to this section for any
308 school building project authorized by the General Assembly pursuant
309 to section 10-283] (2) after January 1, 2004, any maximum square
310 footage per pupil limit established pursuant to this chapter or any
311 regulation adopted by the State Board of Education pursuant to this
312 chapter shall be increased by up to one per cent to accommodate a
313 heating, ventilation or air conditioning system, if needed; and (3) after
314 July 1, 2006, for projects with total authorized project costs greater than
315 ten million dollars, if a total out-of-scope construction change order or
316 other change directives otherwise eligible for grant assistance under
317 this chapter exceed five per cent of the authorized total project cost and
318 increase the authorized total project cost, only fifty per cent of the
319 amount of such change order or other change directives in excess of
320 five per cent shall be eligible for grant assistance.

321 Sec. 9. Subdivisions (2) and (3) of subsection (a) of section 10-283 of
322 the general statutes are repealed and the following is substituted in
323 lieu thereof (*Effective July 1, 2006*):

324 (2) Each school building project shall be assigned to a category on
325 the basis of whether such project is primarily required to: (A) Create
326 new facilities or alter existing facilities to provide for mandatory
327 instructional programs pursuant to this chapter, for physical education
328 facilities in compliance with Title IX of the Elementary and Secondary

329 Education Act of 1972 where such programs or such compliance
330 cannot be provided within existing facilities or for the correction of
331 code violations which cannot be reasonably addressed within existing
332 program space; (B) create new facilities or alter existing facilities to
333 enhance mandatory instructional programs pursuant to this chapter or
334 provide comparable facilities among schools to all students at the same
335 grade level or levels within the school district unless such project is
336 otherwise explicitly included in another category pursuant to this
337 section; and (C) create new facilities or alter existing facilities to
338 provide supportive services, provided in no event shall such
339 supportive services include swimming pools, auditoriums, outdoor
340 athletic facilities, tennis courts, elementary school playgrounds, site
341 improvement or garages or storage, parking or general recreation
342 areas. All applications submitted prior to the first day of July in any
343 year shall be reviewed promptly by the commissioner and the amount
344 of the grant for which such project is eligible shall be estimated. The
345 commissioner shall annually prepare a listing of all such eligible school
346 building projects listed by category together with the amount of the
347 estimated grants therefor and shall submit the same to the Governor
348 and the General Assembly on or before the fifteenth day of December,
349 except as provided in section 10-283a, with a request for authorization
350 to enter into grant commitments. Each such listing submitted after
351 December 1995 shall include a separate schedule of authorized projects
352 which have changed in scope or cost to a degree determined by the
353 commissioner. Notwithstanding any provision of this chapter, no such
354 project that has changed in scope or cost to the degree determined by
355 the commissioner, shall be eligible for reimbursement under this
356 chapter unless it appears on such list. Each such listing submitted after
357 December 2005 shall include a separate schedule of authorized projects
358 which have changed in scope or cost to a degree determined by the
359 commissioner once, and a separate schedule of authorized projects
360 which have changed in scope or cost to a degree determined by the
361 commissioner twice. On and after July 1, 2007, no project may appear
362 on the separate schedule of authorized projects which have changed in
363 cost more than twice. The percentage determined pursuant to section

364 10-285a, as amended, at the time a school building project on such
365 schedule was originally authorized shall be used for purposes of the
366 grant for such project. On and after July 1, 2006, no project that was not
367 previously authorized as an interdistrict magnet school shall receive a
368 higher percentage for reimbursement than that determined pursuant
369 to section 10-285a, as amended, at the time a school building project on
370 such schedule was originally authorized. The General Assembly shall
371 annually authorize the commissioner to enter into grant commitments
372 on behalf of the state in accordance with the commissioner's
373 categorized listing for such projects as the General Assembly shall
374 determine. The commissioner may not enter into any such grant
375 commitments except pursuant to such legislative authorization. Any
376 regional school district which assumes the responsibility for
377 completion of a public school building project shall be eligible for a
378 grant pursuant to subdivision (5) or (6), as the case may be, of
379 subsection (a) of section 10-286, as amended by this act, when such
380 project is completed and accepted by such regional school district.

381 (3) (A) All final calculations completed by the Department of
382 Education for school building projects authorized on or after July 1,
383 1996, shall include a computation of the state grant for the school
384 building project amortized on a straight line basis over a twenty-year
385 period for school building projects with costs equal to or greater than
386 two million dollars and over a ten-year period for school building
387 projects with costs less than two million dollars. Any town or regional
388 school district which abandons, sells, leases, demolishes or otherwise
389 redirects the use of such a school building project to other than a
390 public school use during such amortization period shall refund to the
391 state the unamortized balance of the state grant remaining as of the
392 date the abandonment, sale, lease, demolition or redirection occurs.
393 The amortization period for a project shall begin on the date the project
394 was accepted as complete by the local or regional board of education.
395 A town or regional school district required to make a refund to the
396 state pursuant to this subdivision may request forgiveness of such
397 refund if the building is redirected for public use. The department

398 shall include as an addendum to the annual school construction
399 priority list all those towns requesting forgiveness. General Assembly
400 approval of the priority list containing such request shall constitute
401 approval of such request. This subdivision shall not apply to projects
402 to correct safety, health and other code violations or to remedy
403 certified school indoor air quality emergencies approved pursuant to
404 subsection (b) of this section or projects subject to the provisions of
405 section 10-285c.

406 (B) Any moneys refunded to the state pursuant to subparagraph (A)
407 of this subdivision shall be deposited in the state's tax-exempt
408 proceeds fund and used [within] not later than sixty days [of] after
409 repayment to pay debt service on, including redemption, defeasance or
410 purchase of, outstanding bonds of the state the interest on which is not
411 included in gross income pursuant to Section 103 of the Internal
412 Revenue Code of 1986, or any subsequent corresponding internal
413 revenue code of the United States, as from time to time amended.

414 Sec. 10. (NEW) (*Effective July 1, 2006*) (a) Any town or regional
415 school district receiving state assistance for a school building project
416 pursuant to chapter 173 of the general statutes that enters into a
417 services agreement with a consultant to render independent
418 architectural services for the purpose of the project may, where
419 necessary or desired, provide the consultant with instructions,
420 guidance and directions in connection with the consultant's
421 performance of such services. The consultant shall provide all labor,
422 materials, supplies, tools, equipment and other facilities and necessary
423 appurtenances or property for or incidental to such services requested
424 by the town or regional school district to complete the school building
425 project. As part of the services agreement, the consultant shall agree to
426 perform such services as an independent contractor and in a good and
427 workmanlike manner, consistent with: (1) Any and all instructions,
428 guidance and directions provided by the town or regional school
429 district to the consultant; (2) the terms and conditions of the services
430 agreement; (3) the highest prevailing applicable professional or
431 industry standards; (4) sound architectural practices; and (5) any

432 applicable laws, rules, regulations, ordinances, codes, orders and
433 permits of all federal, state and local governmental bodies, agencies,
434 authorities and courts having jurisdiction. Such services agreement
435 shall not include any form contract provided by the consultant or by a
436 professional organization of architectural consultants either in the
437 body of the agreement or as an attached exhibit.

438 (b) The consultant shall not use, publish, distribute, sell or divulge
439 any information obtained from any town or regional school district
440 through a services agreement for the consultant's own purposes or for
441 the benefit of any person, firm, corporation or other entity without the
442 prior, written consent of the town or regional school district that
443 contracted for the services. Any reports or other work product
444 prepared by the consultant while performing services under the
445 services agreement shall be owned solely and exclusively by the town
446 or regional school district that contracted for such services and cannot
447 be used by the consultant for any purpose beyond the scope of the
448 service agreement without the prior written consent of the town or
449 regional school district. Any information designated by the town or
450 regional school district in accordance with applicable law as
451 confidential shall not be disclosed to any third parties without the
452 prior written consent of the town or regional school district that
453 contracted for such services.

454 (c) For the purposes of subsections (a) and (b) of this subsection,
455 "services agreement" means a written agreement between a consultant
456 and a town or regional school district for the provision of independent
457 architectural services for the purpose of a school building project for
458 which the town or district is receiving state assistance pursuant to
459 chapter 173 of the general statutes.

460 Sec. 11. Section 10-285f of the general statutes is repealed and the
461 following is substituted in lieu thereof (*Effective from passage*):

462 (a) Notwithstanding any provision of this chapter or any regulation
463 adopted by the State Board of Education pursuant to this chapter, the

464 State Board of Education may establish a pilot program for a period of
465 [three] five years that authorizes up to two school construction projects
466 per year using a design-build contract and with the approval of the
467 State Board of Education a town or regional school district may enter
468 into a design-build contract for new school construction and shall be
469 eligible to be considered for a grant commitment and progress
470 payments from the state provided each design phase shall be reviewed
471 and approved for compliance with all applicable codes by local
472 authorities having jurisdiction over such codes. The provisions of
473 section 10-287 relative to bidding all orders and contracts for school
474 building construction shall not apply to any such project.

475 (b) Notwithstanding any provision of this chapter or any regulation
476 adopted by the State Board of Education pursuant to this chapter, a
477 town or regional school district choosing to use the design-build
478 option pursuant to subsection (a) of this section shall attend a meeting
479 with Department of Education staff prior to executing a design-build
480 contract. The department shall provide the town or regional school
481 district with all of its code checklists and review materials which the
482 town or regional school district shall use as a basis for obtaining plan
483 approval by local officials having jurisdiction over such matters or
484 other qualified code reviewers. It shall be the sole responsibility of the
485 town or regional school district to ensure compliance with all
486 applicable codes.

487 (c) The State Board of Education shall report in accordance with the
488 provisions of section 11-4a to the joint standing committees of the
489 General Assembly having cognizance of matters relating to education
490 and finance on or before January 15, [2006] 2008, on the efficiency and
491 efficacy of using the design-build approach to school construction
492 projects.

493 Sec. 12. (*Effective from passage*) Notwithstanding any provision of the
494 general statutes, the Department of Education shall be eligible to
495 receive up to one million dollars for the purposes of developing a
496 series of prototypical school building plans and specifications for use

497 by local and regional boards of education without cost for the
 498 construction of new school facilities. Not later than January 1, 2007, the
 499 Department of Education shall report to the joint standing committee
 500 of the General Assembly having cognizance of matters relating to
 501 education on recommendations for legislation that may encourage
 502 local and regional boards of education to use the plans developed
 503 pursuant to this section.

504 Sec. 13. (*Effective from passage*) Notwithstanding the provisions of
 505 section 10-283 of the general statutes, or any regulation adopted by the
 506 State Board of Education requiring a completed grant application be
 507 submitted prior to June 30, 2005, and the provisions of section 10-66bb
 508 of the general statutes concerning limitations on enrollment, a
 509 purchase and renovations project for Amistad Academy Charter
 510 School in New Haven with costs not to exceed thirty-one million five
 511 hundred thousand dollars shall be included in subdivision (1) of
 512 section 1 of this act, provided a complete grant application is
 513 submitted prior to June 30, 2007. Such building project shall be eligible
 514 for a reimbursement rate of seventy-eight and fifty-seven hundredths
 515 per cent. All final calculations completed by the Department of
 516 Education for such school building project shall include a computation
 517 of the state grant for the school building project amortized on a
 518 straight line basis over a twenty-five year period. If such building
 519 ceases to be used as Amistad Academy Charter School during such
 520 amortization period, the governing authority of Amistad Academy
 521 Charter School shall refund to the state the unamortized balance of the
 522 state grant remaining as of the date the alternate use for the building
 523 project initially occurs. The amortization period for a project shall
 524 begin on the date the project was accepted as complete by the
 525 governing authority.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	New section
Sec. 2	<i>from passage</i>	New section

