



General Assembly

January Session, 2009

**Raised Bill No. 6520**

LCO No. 3573

\*03573\_\_\_\_\_HED\*

Referred to Committee on Higher Education and Employment  
Advancement

Introduced by:  
(HED)

**AN ACT CONCERNING REGIONAL CAMPUSES OF THE UNIVERSITY  
OF CONNECTICUT.**

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

1 Section 1. Section 10a-1 of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective July 1, 2009*):

3 There shall be a state system of public higher education to consist of  
4 (1) The University of Connecticut and all [branches] campuses thereof,  
5 (2) the state colleges, which shall be known collectively as the  
6 Connecticut State University System, (3) the regional community-  
7 technical colleges, (4) the Board for State Academic Awards, and (5)  
8 the staff of the Department of Higher Education as established  
9 pursuant to section 10a-5. "Constituent units" as used in the general  
10 statutes means those units in subdivisions (1) to (4), inclusive, of this  
11 section.

12 Sec. 2. Subsection (a) of section 10a-6 of the general statutes is  
13 repealed and the following is substituted in lieu thereof (*Effective July*  
14 *1, 2009*):

15 (a) The Board of Governors of Higher Education shall: (1) Establish  
16 state-wide policy and guidelines for Connecticut's system of public  
17 higher education; (2) develop a master plan for higher education and  
18 postsecondary education, consistent with the goals in subsection (b) of  
19 this section; (3) establish state-wide tuition and student fee policies; (4)  
20 establish state-wide student financial aid policies; (5) monitor and  
21 evaluate institutional effectiveness and viability in accordance with  
22 criteria established by the board; (6) merge or close institutions in  
23 accordance with criteria established by the board provided (A) such  
24 recommended merger or closing shall require a two-thirds vote of the  
25 board and (B) notice of such recommended merger or closing shall be  
26 sent to the committee having cognizance over matters relating to  
27 education and to the General Assembly; (7) review and approve  
28 mission statements for the constituent units and role and scope  
29 statements for the individual institutions and branches or campuses  
30 thereof; (8) review and approve any recommendations for the  
31 establishment of new academic programs submitted to the board by  
32 the constituent unit boards of trustees, and, in consultation with the  
33 affected constituent units, provide for the initiation, consolidation or  
34 termination of academic programs. The Board of Governors of Higher  
35 Education shall notify the board of trustees affected by the proposed  
36 termination of an academic program. Within ninety days of receipt of  
37 such notice, said trustees shall accept or reject the termination proposal  
38 and shall notify the Board of Governors of Higher Education of its  
39 action. If the termination proposal is rejected by the trustees, the Board  
40 of Governors of Higher Education may override the rejection by a two-  
41 thirds vote; (9) develop criteria to ensure acceptable quality in  
42 programs and institutions and enforce standards through licensing  
43 and accreditation; (10) prepare and present to the Governor and  
44 General Assembly, in accordance with section 10a-8, as amended by  
45 this act, consolidated operating and capital expenditure budgets for  
46 public higher education developed in accordance with the provisions  
47 of said section 10a-8, as amended by this act, and section 10a-9; (11)  
48 review and make recommendations on plans received from the

49 constituent unit boards of trustees for the continuing development and  
50 maximum utilization of the state's public higher education resources;  
51 (12) appoint advisory committees to assist in defining and suggesting  
52 solutions for the problems and needs of higher education; (13)  
53 establish an advisory council for higher education with representatives  
54 from public and private institutions to study methods and proposals  
55 for coordinating efforts of all such institutions in providing a  
56 stimulating and enriched educational environment for the citizens of  
57 the state, including measures to improve educational opportunities  
58 through alternative and nontraditional approaches such as external  
59 degrees and credit by examination; (14) coordinate programs and  
60 services throughout public higher education and between public and  
61 independent institutions, including procedures to evaluate the impact  
62 on independent institutions of higher education of proposals affecting  
63 public institutions of higher education; (15) make or enter into  
64 contracts, leases or other agreements in connection with its  
65 responsibilities under this part, provided all acquisitions of real estate  
66 by lease or otherwise shall be subject to the provisions of section 4b-23;  
67 (16) be responsible for the care and maintenance of permanent records  
68 of institutions of higher education dissolved after September 1, 1969;  
69 (17) prepare and present to the Governor and General Assembly  
70 legislative proposals affecting public higher education, including  
71 proposals which utilize programs and facilities of independent  
72 institutions of higher education; (18) develop and maintain a central  
73 higher education information system and establish definitions and  
74 data requirements for the state system of higher education; and (19)  
75 undertake such studies and other activities as will best serve the higher  
76 educational interests of the state.

77 Sec. 3. Subsection (a) of section 10a-8 of the general statutes is  
78 repealed and the following is substituted in lieu thereof (*Effective July*  
79 *1, 2009*):

80 (a) The provisions of sections 4-77 and 4-78 shall not apply to the  
81 constituent units of the state system of higher education, and for the

82 purposes of said sections only, the Board of Governors of Higher  
83 Education shall be deemed the budgeted agency for such constituent  
84 units. The Board of Governors of Higher Education shall develop a  
85 formula or program-based budgeting system to be used by each  
86 institution and constituent board in preparing operating budgets. The  
87 Board of Governors of Higher Education shall prepare a single public  
88 higher education budget request itemized by the individual institution  
89 and branch or campus using the formula or program-based budgeting  
90 system and shall submit such budget request displaying all operating  
91 funds to the Secretary of the Office of Policy and Management in  
92 accordance with sections 4-77 and 4-78, subject to procedures  
93 developed by the Board of Governors of Higher Education and  
94 approved by said secretary. The budget request of the Boards of  
95 Trustees of The University of Connecticut, the Community-Technical  
96 Colleges and the Connecticut State University System shall set forth, in  
97 the form prescribed by the Board of Governors of Higher Education, a  
98 proposed expenditure plan which shall include: (1) The total amount  
99 requested for such appropriation account; (2) the amount to be  
100 appropriated from the General Fund; and (3) the amount to be paid  
101 from the tuition revenues of The University of Connecticut, the  
102 regional community-technical colleges, and the Connecticut State  
103 University System. After review and comment by the Board of  
104 Governors of Higher Education, the proposed expenditure plans shall  
105 be incorporated into the single public higher education budget request  
106 including recommendations, if any, by said board. Any tuition increase  
107 proposed by the Boards of Trustees of The University of Connecticut,  
108 the Community-Technical Colleges and the Connecticut State  
109 University System for the fiscal year to which the budget request  
110 relates shall be included in the single public higher education budget  
111 request submitted by the Board of Governors of Higher Education for  
112 such fiscal year, provided if the General Assembly does not  
113 appropriate the amount requested by any such board of trustees, such  
114 board of trustees may increase tuition and fees by an amount greater  
115 than that included in the budget request in response to which the

116 appropriation was made. The General Assembly shall make  
117 appropriations directly to the constituent unit boards. Said constituent  
118 unit boards shall allocate appropriations to the individual institutions  
119 and branches or campuses with due consideration to the program or  
120 formula-based budget used to develop the appropriation as approved  
121 by the General Assembly or as otherwise specified in the approved  
122 appropriation. Allotment reductions made pursuant to the provisions  
123 of subsections (b), (c), and (f) of section 4-85 shall be applied by the  
124 Board of Governors of Higher Education among the appropriations to  
125 the constituent unit boards without regard to the limitations on  
126 reductions provided in said section, except that said limitations shall  
127 apply to the total of the amounts appropriated to the higher education  
128 budgeted agencies. The Board of Governors of Higher Education shall  
129 apply such reductions after consultation with the Secretary of the  
130 Office of Policy and Management and the constituent unit boards. Any  
131 reductions of more than five per cent of the appropriations of any  
132 constituent units shall be submitted to the appropriations committee  
133 which shall, within ten days, approve or reject such reduction.

134 Sec. 4. Section 10a-104 of the general statutes is repealed and the  
135 following is substituted in lieu thereof (*Effective July 1, 2009*):

136 (a) Subject to state-wide policy and guidelines established by the  
137 Board of Governors of Higher Education, the Board of Trustees of The  
138 University of Connecticut shall: (1) Make rules for the government of  
139 the university and shall determine the general policies of the  
140 university, including those concerning the admission of students and  
141 the establishment of schools, colleges, divisions and departments, and  
142 shall direct the expenditure of the university's funds within the  
143 amounts available; (2) develop the mission statement for The  
144 University of Connecticut, and all [branches] campuses thereof, which  
145 shall include, but not be limited to, the following elements: (A) The  
146 educational needs of and constituencies served by said university and  
147 [branches] campuses; (B) the degrees offered by said university; and  
148 (C) the role and scope of each institution and [branch] campus within

149 the university system, which shall include each institution's and  
150 [branch's] campus' particular strengths and specialties. The board of  
151 trustees shall submit the mission statement to the Board of Governors  
152 of Higher Education for review and approval in accordance with the  
153 provisions of section 10a-6, as amended by this act; (3) establish  
154 policies for the university system and for the individual institutions  
155 and [branches] campuses under its jurisdiction; (4) submit to the Board  
156 of Governors of Higher Education, for approval, recommendations for  
157 the establishment of new academic programs; (5) make  
158 recommendations to the Board of Governors of Higher Education,  
159 when appropriate, regarding institutional or [branch] campus mergers  
160 or closures; (6) coordinate the programs and services of the institutions  
161 and [branches] campuses under its jurisdiction; (7) be authorized to  
162 enter into agreements, consistent with the provisions of section 5-141d,  
163 to save harmless and indemnify sponsors of research grants to The  
164 University of Connecticut, provided such an agreement is required to  
165 receive the grant and limits liability to damages or injury resulting  
166 from acts or omissions related to such research by employees of the  
167 university; (8) promote fund-raising to assist the university and report  
168 to the Commissioner of Higher Education and the joint standing  
169 committee of the General Assembly having cognizance of matters  
170 relating to education by January 1, 1994, and biennially thereafter, on  
171 such fund-raising; (9) charge the direct costs for a building project  
172 under its jurisdiction to the bond fund account for such project,  
173 provided (A) such costs are charged in accordance with a procedure  
174 approved by the Treasurer and (B) nothing in this subdivision shall  
175 permit the charging of working capital costs, as defined in the  
176 applicable provisions of the Internal Revenue Code of 1986, or any  
177 subsequent corresponding internal revenue code of the United States,  
178 as from time to time amended, or costs originally paid from sources  
179 other than the bond fund account; (10) exercise the powers delegated  
180 to it pursuant to section 10a-109d; and (11) establish by October 1,  
181 1997, policies governing the acceptance of gifts made by a foundation  
182 established pursuant to sections 4-37e and 4-37f to the university or its

183 employees for reimbursement of expenditures or payment of  
184 expenditures on behalf of the university or its employees.

185 (b) The board of trustees shall: (1) Review and approve institutional  
186 budget requests and prepare and submit to the Board of Governors of  
187 Higher Education, in accordance with the provisions of section 10a-8,  
188 as amended by this act, the budget request for the university and all  
189 [branches] campuses thereof; (2) propose facility planning and capital  
190 expenditure budget priorities for the institutions under its jurisdiction;  
191 (3) fulfill requirements concerning the auditing and review of projects  
192 of UCONN 2000 in accordance with sections 10a-109z to 10a-109bb,  
193 inclusive; (4) establish the construction assurance office in accordance  
194 with section 10a-109cc; and (5) exercise the powers delegated to it in  
195 section 10a-109d. The board may request authority from the Treasurer  
196 to issue payment for claims against the university, other than a  
197 payment for payroll, debt service payable on state bonds to  
198 bondholders, paying agents, or trustees, or any payment the source of  
199 which includes the proceeds of a state bond issue.

200 (c) The board of trustees may create a board of directors for the  
201 governance of The University of Connecticut Health Center and may  
202 delegate such duties and authority as it deems necessary and  
203 appropriate to said board of directors. The board of directors shall  
204 include members of the board of trustees designated by the  
205 chairperson of the board of trustees and such other persons as the  
206 board of trustees deems appropriate.

207 Sec. 5. Section 10a-109w of the general statutes is repealed and the  
208 following is substituted in lieu thereof (*Effective July 1, 2009*):

209 (a) Prior to any authorization pursuant to section 10a-109f to  
210 implement the relocation of The University of Connecticut, West  
211 Hartford [branch] campus to a location in the city of Hartford or to any  
212 other location, the board of trustees of the university shall authorize  
213 such relocation by a resolution approved by a majority vote of the  
214 board. Such resolution shall be in addition to any decision of the board

215 pursuant to said section 10a-109f. No funds shall be authorized for  
216 such relocation until the board has approved the resolution, except  
217 that the board may expend funds for the Hartford relocation feasibility  
218 study prior to the approval of the resolution. The feasibility study  
219 required pursuant to this section shall include consideration, in  
220 consultation with officials of the town of West Hartford, of alternative  
221 uses for facilities and land of the West Hartford campus, provided  
222 such uses do not include correctional facilities, juvenile detention  
223 facilities, state agency residential facilities or community residential  
224 facilities of any kind. If the board authorizes the relocation of the West  
225 Hartford [branch] campus, the university, in concurrence with officials  
226 of the state and the town of West Hartford, shall make  
227 recommendations to the Office of Policy and Management for  
228 alternative uses for the facilities and land of the existing West Hartford  
229 campus.

230 (b) With regard to any authorization by the board of trustees of the  
231 university, pursuant to said section 10a-109f, to issue securities for a  
232 [branch] campus project or to initiate or expand academic programs at  
233 any [branch] campus of the university under the UConn 2000  
234 infrastructure improvement program, the board shall find and  
235 determine that the university has considered (1) whether there are  
236 opportunities to coordinate programs and services between the  
237 university and other state public and independent institutions of  
238 higher education and (2) whether there are opportunities to share  
239 programs and facilities with other public and independent institutions  
240 of higher education in conjunction with the projects being considered  
241 by the university. The findings and determinations of the board shall  
242 be included in the reports required pursuant to sections 10a-109x and  
243 10a-109y.

244 Sec. 6. Section 10a-121 of the general statutes is repealed and the  
245 following is substituted in lieu thereof (*Effective July 1, 2009*):

246 The University of Connecticut with the cooperation of the

247 Department of Transportation shall plan and develop a program for  
248 the establishment of a Connecticut Transportation Institute for  
249 education and training in transportation technology. Consideration  
250 shall be given to locating the institute in the southeastern [branch]  
251 campus of The University of Connecticut at Avery Point, Groton. The  
252 program shall include, but not be limited to, the following areas: (1) A  
253 description of undergraduate and graduate courses for transportation  
254 technology; (2) a budget projection for the first five years of operation,  
255 including personnel services, other expenses and equipment; (3) a  
256 description of a program for continuing education in transportation  
257 technology with emphasis on community involvement; and (4)  
258 recommendations for the encouragement of participation by other  
259 New England states with a view to establishing the institute as a New  
260 England Regional Transportation Institute. The Institute shall be  
261 operational for the fall semester of 1975.

262 Sec. 7. Section 10a-137 of the general statutes is repealed and the  
263 following is substituted in lieu thereof (*Effective July 1, 2009*):

264 The Board of Trustees of The University of Connecticut may  
265 contract with public agencies for the use of the swimming pool at the  
266 university [branch] campus at Avery Point, provided such contract  
267 shall include provision for compensation to the university for all  
268 expenses incurred in connection with such use.

269 Sec. 8. Subsection (a) of section 10a-142 of the general statutes is  
270 repealed and the following is substituted in lieu thereof (*Effective July*  
271 *1, 2009*):

272 (a) There are established special police forces for The University of  
273 Connecticut at Storrs and its several [branches] campuses, The  
274 University of Connecticut Health Center in Farmington, Central  
275 Connecticut State University in New Britain, Southern Connecticut  
276 State University in New Haven, Eastern Connecticut State University  
277 in Willimantic and Western Connecticut State University in Danbury.  
278 The members of each special police force shall have the same duties,

279 responsibilities and authority under sections 7-281, 14-8, 54-1f and 54-  
 280 33a and title 53a as members of a duly organized local police  
 281 department. The jurisdiction of said special police forces shall extend  
 282 to the geographical limits of the property owned or under the control  
 283 of the above institutions, and to property occupied by The University  
 284 of Connecticut in the town of Mansfield, except as provided in  
 285 subsection (b) of section 7-277a.

286       Sec. 9. (*Effective from passage*) The Department of Higher Education  
 287 shall study issues concerning the regional campuses of The University  
 288 of Connecticut. Not later than January 1, 2010, the Commissioner of  
 289 Higher Education shall report on such study to the joint standing  
 290 committee of the General Assembly having cognizance of matters  
 291 relating to higher education in accordance with the provisions of  
 292 section 11-4a of the general statutes.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2009</i>	10a-1
Sec. 2	<i>July 1, 2009</i>	10a-6(a)
Sec. 3	<i>July 1, 2009</i>	10a-8(a)
Sec. 4	<i>July 1, 2009</i>	10a-104
Sec. 5	<i>July 1, 2009</i>	10a-109w
Sec. 6	<i>July 1, 2009</i>	10a-121
Sec. 7	<i>July 1, 2009</i>	10a-137
Sec. 8	<i>July 1, 2009</i>	10a-142(a)
Sec. 9	<i>from passage</i>	New section

**Statement of Purpose:**

To change references in the general statutes from branches of The University of Connecticut to campuses of The University of Connecticut and to require the Department of Higher Education to study issues concerning the regional campuses of The University of Connecticut.

*[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.]*