



General Assembly

January Session, 2009

Raised Bill No. 6566

LCO No. 4013

04013_____ED_

Referred to Committee on Education

Introduced by:
(ED)

AN ACT CONCERNING PARTICIPATION IN THE STATE TEACHERS' RETIREMENT SYSTEM.

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

1 Section 1. Section 10-66dd of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective July 1, 2009*):

3 (a) For purposes of this section, "school professional" means any
4 school teacher, administrator or other personnel certified by the State
5 Board of Education pursuant to section 10-145b.

6 (b) (1) Subject to the provisions of this subsection and except as may
7 be waived pursuant to subsection (d) of section 10-66bb, charter
8 schools shall be subject to all federal and state laws governing public
9 schools.

10 (2) At least one-half of the persons providing instruction or pupil
11 services in a charter school shall possess the proper certificate other
12 than (A) a certificate issued pursuant to subdivision (1) of subsection
13 (c) of section 10-145b, or (B) a temporary certificate issued pursuant to
14 subsection (c) of section 10-145f on the day the school begins operation

15 and the remaining persons shall possess a certificate issued pursuant
16 to said subdivision (1) or such temporary certificate on such day.

17 (3) The commissioner may not waive the provisions of chapters 163c
18 and 169 and sections 10-15c, 10-153a to 10-153g, inclusive, 10-153i, 10-
19 153j, 10-153m and 10-292.

20 (4) The state charter school governing council shall act as a board of
21 education for purposes of collective bargaining. The school
22 professionals employed by a local charter school shall be members of
23 the appropriate bargaining unit for the local or regional school district
24 in which the local charter school is located and shall be subject to the
25 same collective bargaining agreement as the school professionals
26 employed by said district. A majority of those employed or to be
27 employed in the local charter school and a majority of the members of
28 the governing council of the local charter school may modify, in
29 writing, such collective bargaining agreement, consistent with the
30 terms and conditions of the approved charter, for purposes of
31 employment in the charter school.

32 (c) School professionals employed by a local or regional board of
33 education shall be entitled to a two-year leave of absence, without
34 compensation, in order to be employed in a charter school provided
35 such leave shall be extended upon request for an additional two years.
36 At any time during or upon the completion of such a leave of absence,
37 a school professional may return to work in the school district in the
38 position in which he was previously employed or a comparable
39 position. Such leave of absence shall not be deemed to be an
40 interruption of service for purposes of seniority and teachers'
41 retirement, except that time may not be accrued for purposes of
42 attaining tenure. A school professional who is not on such a leave of
43 absence and is employed for forty school months of full-time
44 continuous employment by the charter school and is subsequently
45 employed by a local or regional board of education shall attain tenure
46 after the completion of twenty school months of full-time continuous

47 employment by such board of education in accordance with section 10-
48 151.

49 (d) [An otherwise qualified school professional employed in a
50 charter school may] A person employed by a charter school that holds
51 a certificate or permit issued by the State Board of Education, as
52 described in subdivision (26) of section 10-183b, shall participate in the
53 state teacher retirement system under chapter 167a on the same basis
54 as if such professional were employed by a local or regional board of
55 education. The governing council of a charter school shall make the
56 contributions, as defined in subdivision (7) of section 10-183b for such
57 professional.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2009</i>	10-66dd

Statement of Purpose:

To clarify that charter school teachers holding a certificate or permit shall be included in the State Teachers' Retirement System.

[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.]