



General Assembly

Substitute Bill No. 1142

January Session, 2009

* SB01142PD 051209 *

AN ACT CONCERNING RELIEF OF STATE MANDATES ON SCHOOL DISTRICTS.

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

1 Section 1. Subsection (c) of section 10-151 of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective July*
3 *1, 2009*):

4 (c) The contract of employment of a teacher who has not attained
5 tenure may be terminated at any time for any of the reasons
6 enumerated in subdivisions (1) to (6), inclusive, of subsection (d) of
7 this section; otherwise the contract of such teacher shall be continued
8 into the next school year unless such teacher receives written notice by
9 [April] May first in one school year that such contract will not be
10 renewed for the following year. Upon the teacher's written request, a
11 notice of nonrenewal or termination shall be supplemented within
12 seven days after receipt of the request by a statement of the reason or
13 reasons for such nonrenewal or termination. Such teacher, upon
14 written request filed with the board of education within twenty days
15 after the receipt of notice of termination, or nonrenewal shall be
16 entitled to a hearing, except as provided in this subsection, (A) before
17 the board, (B) if indicated in such request and if designated by the
18 board, before an impartial hearing panel established and conducted in
19 accordance with the provisions of subsection (d) of this section, or (C)

20 if the parties mutually agree before a single impartial hearing officer
21 chosen by the teacher and the superintendent in accordance with the
22 provisions of subsection (d) of this section. Such hearing shall
23 commence within fifteen days after receipt of such request unless the
24 parties mutually agree to an extension not to exceed fifteen days. The
25 impartial hearing panel or officer or a subcommittee of the board of
26 education, if the board of education designates a subcommittee of
27 three or more board members to conduct hearings, shall submit
28 written findings and recommendations to the board for final
29 disposition. The teacher shall have the right to appear with counsel of
30 the teacher's choice at the hearing. A teacher who has not attained
31 tenure shall not be entitled to a hearing concerning nonrenewal if the
32 reason for such nonrenewal is either elimination of position or loss of
33 position to another teacher. The board of education shall rescind a
34 nonrenewal decision only if the board finds such decision to be
35 arbitrary and capricious. Any such teacher whose contract is
36 terminated for the reasons enumerated in subdivisions (3) and (4) of
37 subsection (d) of this section shall have the right to appeal in
38 accordance with the provisions of subsection (e) of this section.

39 Sec. 2. Subsection (c) of section 10-16p of the general statutes is
40 repealed and the following is substituted in lieu thereof (*Effective July*
41 *1, 2009*):

42 (c) The Commissioner of Education, in consultation with the
43 Commissioner of Social Services, shall establish a grant program to
44 provide spaces in accredited school readiness programs for eligible
45 children who reside in priority school districts pursuant to section 10-
46 266p or in former priority school districts as provided in this
47 subsection. Under the program, the grant shall be provided, in
48 accordance with this section, to the town in which such priority school
49 district or former priority school district is located. Eligibility shall be
50 determined for a five-year period based on an applicant's designation
51 as a priority school district for the initial year of application, except
52 that if a school district that receives a grant pursuant to this subsection
53 is no longer designated as a priority school district at the end of such

54 five-year period, such former priority school district shall continue to
 55 be eligible to receive a grant pursuant to this subsection. Grant awards
 56 shall be made annually contingent upon available funding and a
 57 satisfactory annual evaluation. Grant payments shall be adjusted in
 58 accordance with reports of space availability in accredited school
 59 readiness programs for eligible children submitted to the
 60 commissioner every other month. The chief elected official of such
 61 town and the superintendent of schools for such priority school district
 62 or former priority school district shall submit a plan for the
 63 expenditure of grant funds and responses to the local request for
 64 proposal process to the Departments of Education and Social Services.
 65 The departments shall jointly review such plans and shall each
 66 approve the portion of such plan within its jurisdiction for funding.
 67 The plan shall: (1) Be developed in consultation with the local or
 68 regional school readiness council established pursuant to section 10-
 69 16r; (2) be based on a needs and resource assessment; (3) provide for
 70 the issuance of requests for proposals for providers of accredited
 71 school readiness programs, provided, after the initial requests for
 72 proposals, facilities that have been approved to operate a child care
 73 program financed through the Connecticut Health and Education
 74 Facilities Authority and have received a commitment for debt service
 75 from the Department of Social Services pursuant to section 17b-749i,
 76 are exempt from the requirement for issuance of annual requests for
 77 proposals; and (4) identify the need for funding pursuant to section
 78 17b-749a in order to extend the hours and days of operation of school
 79 readiness programs in order to provide child day care services for
 80 children attending such programs.

81 Sec. 3. Sections 10-221g and 10-229 of the general statutes are
 82 repealed. (*Effective July 1, 2009*)

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2009</i>	10-151(c)
Sec. 2	<i>July 1, 2009</i>	10-16p(c)

Sec. 3	<i>July 1, 2009</i>	Repealer section
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ED *Joint Favorable Subst.*

PD *Joint Favorable*