



General Assembly

January Session, 2009

Amendment

LCO No. 8237

SB0079508237SD0

Offered by:
SEN. HANDLEY, 4th Dist.

To: Senate Bill No. 795

File No. 351

Cal. No. 278

"AN ACT CONCERNING HIGHER EDUCATION."

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

3 "Section 1. Subsection (c) of section 10a-143 of the general statutes is
4 repealed and the following is substituted in lieu thereof (*Effective July*
5 *1, 2009*):

6 (c) There shall continue to be a Board for State Academic Awards
7 which shall be an independent constituent unit of the state system of
8 higher education with authority to grant undergraduate and graduate
9 credits and degrees on the basis of (1) examinations, (2) courses offered
10 by Charter Oak State College, and (3) other forms of evaluation and
11 validation of learning including transfer of credit. Said board is
12 authorized to use the term "Charter Oak State College" on diplomas
13 and other documents and utterances to affirm the status of the board
14 as a degree-granting institution of higher education. It shall be the
15 responsibility of the board to serve the interest of all Connecticut

16 residents by providing open access to academic credentials which are
17 based on a consensus of professional judgment. The purpose of such
18 credentials shall be to identify and give recognition to higher learning
19 acquired by individuals through independent study, work experience
20 and programs of noncollegiate educational activity.

21 Sec. 2. Subsection (e) of section 10a-143 of the general statutes is
22 repealed and the following is substituted in lieu thereof (*Effective July*
23 *1, 2009*):

24 (e) (1) The Board for State Academic Awards shall develop and
25 implement programs to improve opportunities in higher education
26 through alternative modes of service, including, but not limited to,
27 guidance and information services, registration and validation
28 services, examination and degree-granting services, technological
29 delivery systems, and projects of research and development. With
30 respect to its own operation the board may appoint and remove an
31 executive director, who shall be the chief academic and administrative
32 officer, and a professional academic staff. The board may determine
33 the size of the academic staff and the duties, terms, and conditions of
34 employment of said director and staff subject to personnel guidelines
35 established by the Board of Governors of Higher Education in
36 consultation with the Board for State Academic Awards. The board
37 shall establish through appointments on an adjunct basis a faculty of
38 consulting examiners to make recommendations as to requirements
39 and standards of the board's programs and to make recommendations
40 for the award of academic undergraduate and graduate credits and
41 degrees. Persons serving as members of the faculty of consulting
42 examiners shall have appropriate professional qualifications as
43 determined by the board and may hold professional appointments in
44 active status at accredited institutions of postsecondary or higher
45 learning. Within the limit of appropriations, the board shall fix the
46 compensation of persons serving with adjunct appointment as
47 members of the faculty of consulting examiners. The board shall confer
48 such undergraduate and graduate certificates and degrees as are
49 appropriate to programs of postsecondary and higher learning and in

50 accordance with the recommendations of the board's faculty of
51 consulting examiners on the basis of (A) examinations, (B) courses
52 offered by Charter Oak State College, and (C) other forms of validation
53 and evaluation of learning, including transfer of credit. The board shall
54 assist public institutions of higher education in establishing and
55 implementing procedures to award college credits pursuant to
56 subsection (a) of this section.

57 (2) The Board for State Academic Awards shall develop a mission
58 statement which shall include, but not be limited to, the following
59 elements: (A) The educational needs of, and constituencies served by
60 the board; (B) the degrees offered by the board; and (C) the role and
61 scope of the programs offered by the board. The board shall submit the
62 mission statement to the Board of Governors of Higher Education for
63 review and approval in accordance with the provisions of section 10a-
64 6.

65 Sec. 3. (NEW) (*Effective July 1, 2009*) The program established by the
66 Department of Higher Education to provide grants to assist residents
67 of this state to pursue degrees in veterinary medicine shall be known
68 as the Kirklyn M. Kerr grant program.

69 Sec. 4. Section 10a-77 of the general statutes is repealed and the
70 following is substituted in lieu thereof (*Effective July 1, 2009*):

71 (a) Subject to the provisions of section 10a-26, the Board of Trustees
72 of the Community-Technical Colleges shall fix fees for tuition at the
73 regional community-technical colleges and shall fix fees for such other
74 purposes as the board deems necessary at the regional community-
75 technical colleges, and may make refunds to the same.

76 (b) The Board of Trustees of the Community-Technical Colleges
77 shall establish and administer a fund to be known as the Regional
78 Community-Technical Colleges Operating Fund. Appropriations from
79 general revenues of the state and, upon request by the board and with
80 an annual review and approval by the Secretary of the Office of Policy
81 and Management, the amount of the appropriations for fringe benefits

82 and workers' compensation applicable to the community-technical
83 colleges pursuant to subsection (a) of section 4-73, shall be transferred
84 from the Comptroller, and all tuition revenue received by the regional
85 community-technical colleges in accordance with the provisions of
86 subsection (a) of this section shall be deposited in said fund. Income
87 from student fees or related charges; the proceeds of auxiliary activities
88 and business enterprises, gifts and donations; federal funds and grants
89 for purposes other than research, and all receipts derived from the
90 conduct by the colleges of their education extension programs and
91 summer school sessions shall be credited to said fund but shall be
92 allocated to the central office and institutional operating accounts
93 which shall be established and maintained for the central office and
94 each community-technical college. If the Secretary of the Office of
95 Policy and Management disapproves such transfer, the secretary may
96 require the amount of the appropriation for operating expenses to be
97 used for personal services and fringe benefits to be excluded from said
98 fund. The State Treasurer shall review and approve the transfer prior
99 to such request by the board of trustees. The board shall establish an
100 equitable policy for allocation of appropriations from general revenues
101 of the state, fringe benefits transferred from the Comptroller and
102 tuition revenue deposited in the Regional Community-Technical
103 Colleges Operating Fund. At the beginning of each quarter of the fiscal
104 year, the board shall allocate and transfer, in accordance with said
105 policy, moneys for expenditure in such institutional operating
106 accounts, exclusive of amounts retained for central office operations
107 and reasonable reserves for future distribution. All costs of waiving or
108 remitting tuition pursuant to subsection [(e)] (f) of this section shall be
109 charged to the Regional Community-Technical Colleges Operating
110 Fund. Repairs, alterations or additions to facilities supported by
111 operating funds and costing one million dollars or more shall require
112 the approval of the General Assembly, or when the General Assembly
113 is not in session, of the Finance Advisory Committee. Any balance of
114 receipts above expenditures shall remain in said fund, except such
115 sums as may be required for deposit into a debt service fund or the
116 General Fund for further payment by the Treasurer of debt service on

117 general obligation bonds of the state issued for purposes of
118 community-technical colleges.

119 (c) Commencing December 1, 1984, and thereafter [within] not later
120 than sixty days [of] after the close of each quarter, the board of trustees
121 shall submit to the joint standing committee of the General Assembly
122 having cognizance of matters relating to appropriations and the
123 budgets of state agencies and the Office of Policy and Management,
124 through the Board of Governors of Higher Education, a report on the
125 actual expenditures of the Regional Community-Technical Colleges
126 Operating Fund containing such relevant information as the Board of
127 Governors of Higher Education may require.

128 (d) Said board of trustees shall waive the payment of tuition at any
129 of the regional community-technical colleges (1) for any dependent
130 child of a person whom the armed forces of the United States has
131 declared to be missing in action or to have been a prisoner of war
132 while serving in such armed forces after January 1, 1960, which child
133 has been accepted for admission to such institution and is a resident of
134 Connecticut at the time such child is accepted for admission to such
135 institution, (2) subject to the provisions of subsection (e) of this section,
136 for any veteran having served in time of war, as defined in subsection
137 (a) of section 27-103, or who served in either a combat or combat
138 support role in the invasion of Grenada, October 25, 1983, to December
139 15, 1983, the invasion of Panama, December 20, 1989, to January 31,
140 1990, or the peace-keeping mission in Lebanon, September 29, 1982, to
141 March 30, 1984, who has been accepted for admission to such
142 institution and is domiciled in this state at the time such veteran is
143 accepted for admission to such institution, (3) for any resident of
144 Connecticut sixty-two years of age or older, provided, at the end of the
145 regular registration period, there are enrolled in the course a sufficient
146 number of students other than those persons eligible for waivers
147 pursuant to this subdivision to offer the course in which such person
148 intends to enroll and there is space available in such course after
149 accommodating all such students, (4) for any student attending the
150 Connecticut State Police Academy who is enrolled in a law

151 enforcement program at said academy offered in coordination with a
152 regional community-technical college which accredits courses taken in
153 such program, (5) for any active member of the Connecticut Army or
154 Air National Guard who (A) has been certified by the Adjutant
155 General or such Adjutant General's designee as a member in good
156 standing of the guard, and (B) is enrolled or accepted for admission to
157 such institution on a full-time or part-time basis in an undergraduate
158 degree-granting program, (6) for any dependent child of a (A) police
159 officer, as defined in section 7-294a, or supernumerary or auxiliary
160 police officer, (B) firefighter, as defined in section 7-323j, or member of
161 a volunteer fire company, (C) municipal employee, or (D) state
162 employee, as defined in section 5-154, killed in the line of duty, (7) for
163 any resident of the state who is a dependent child or surviving spouse
164 of a specified terrorist victim who was a resident of this state, (8) for
165 any dependent child of a resident of the state who was killed in a
166 multivehicle crash at or near the intersection of Routes 44 and 10 and
167 Nod Road in Avon on July 29, 2005, and (9) for any resident of the state
168 who is a dependent child or surviving spouse of a person who was
169 killed in action while performing active military duty with the armed
170 forces of the United States on or after September 11, 2001, and who
171 was a resident of this state. If any person who receives a tuition waiver
172 in accordance with the provisions of this subsection also receives
173 educational reimbursement from an employer, such waiver shall be
174 reduced by the amount of such educational reimbursement. Veterans
175 described in subdivision (2) of this subsection and members of the
176 National Guard described in subdivision (5) of this subsection shall be
177 given the same status as students not receiving tuition waivers in
178 registering for courses at regional community-technical colleges.
179 Notwithstanding the provisions of section 10a-30, as used in this
180 subsection, "domiciled in this state" includes domicile for less than one
181 year.

182 (e) (1) If any veteran described in subsection (d) of this section has
183 applied for federal educational assistance under the Post-9/11
184 Veterans Educational Assistance Act of 2008, the board of trustees shall

185 waive the payment of tuition at any of the regional community-
186 technical colleges for such veteran in accordance with subdivision (2)
187 of this subsection. If any such veteran certifies to said board that such
188 veteran's application for such federal educational assistance has been
189 denied or withdrawn, said board of trustees shall waive the payment
190 of tuition in accordance with subsection (d) of this section.

191 (2) (A) For purposes of this subdivision, "veteran tuition benefit"
192 means the portion of federal educational assistance under the Post-
193 9/11 Veterans Educational Assistance Act of 2008 to be paid to a
194 regional community-technical college on behalf of a veteran that
195 represents payment for tuition. Such portion shall be calculated by
196 multiplying (i) the total amount of such federal educational assistance
197 to be paid to a regional community-technical college on behalf of such
198 veteran by (ii) an amount obtained by dividing (I) the actual tuition
199 charged by such college to such veteran by (II) the sum of the actual
200 tuition and fees charged by such college to such veteran.

201 (B) Said board of trustees shall waive the payment of tuition in
202 excess of the veteran tuition benefit at any of the regional community-
203 technical colleges for such veteran.

204 [(e)] (f) Said board shall set aside from its anticipated regional
205 community-technical college tuition revenue, an amount not less than
206 that required by the board of governors' tuition policy established
207 under subdivision (3) of subsection (a) of section 10a-6. Such funds
208 shall be used to provide tuition waivers, tuition remissions, grants for
209 educational expenses and student employment for residents enrolled
210 in regional community-technical colleges as full or part-time
211 matriculated students in a degree-granting program, or enrolled in a
212 precollege remedial program, who demonstrate substantial financial
213 need. Said board may also set aside from its anticipated tuition
214 revenue an additional amount equal to one per cent of said tuition
215 revenue for financial assistance for students who would not otherwise
216 be eligible for financial assistance but who do have a financial need as
217 determined by the college in accordance with this subsection. In

218 determining such financial need, the college shall exclude the value of
219 equity in the principal residence of the student's parents or legal
220 guardians, or in the student's principal residence if the student is not
221 considered to be a dependent of his parents or legal guardians and
222 shall assess the earnings of a dependent student at the rate of thirty per
223 cent.

224 [(f)] (g) The Regional Community-Technical Colleges Operating
225 Fund shall be reimbursed for the amount by which the tuition waivers
226 granted under subsection (d) of this section exceed five per cent of
227 tuition revenue through an annual state appropriation. The board of
228 trustees shall request such an appropriation and said appropriation
229 shall be based upon an estimate of tuition revenue loss using tuition
230 rates in effect for the fiscal year in which such appropriation will
231 apply.

232 [(g)] (h) Said board of trustees shall allow any student who is a
233 member of the armed forces called to active duty during any semester
234 to enroll in any course for which such student had remitted tuition but
235 which was not completed due to active duty status. Such course
236 reenrollment shall be offered to any qualifying student for a period not
237 exceeding four years after the date of release from active duty without
238 additional tuition, student fee or related charge, except if such student
239 has been fully reimbursed for the tuition, fees and charges for the
240 course that was not completed.

241 Sec. 5. Section 10a-99 of the general statutes is repealed and the
242 following is substituted in lieu thereof (*Effective July 1, 2009*):

243 (a) Subject to the provisions of section 10a-26, the Board of Trustees
244 of the Connecticut State University System shall fix fees for tuition and
245 shall fix fees for such other purposes as the board deems necessary at
246 the university, and may make refunds of the same.

247 (b) The Board of Trustees of the Connecticut State University
248 System shall establish and administer a fund to be known as the
249 Connecticut State University System Operating Fund. Appropriations

250 from general revenues of the state and upon request by the
251 Connecticut State University System and with the annual review and
252 approval by the Secretary of the Office of Policy and Management, the
253 amount of the appropriations for fringe benefits pursuant to
254 subsection (a) of section 4-73, shall be transferred from the State
255 Comptroller and all tuition revenue received by the Connecticut State
256 University System in accordance with the provisions of subsection (a)
257 of this section shall be deposited in said fund. Income from student
258 fees or related charges, the proceeds of auxiliary activities and business
259 enterprises, gifts and donations, federal funds and grants, subject to
260 the provisions of sections 10a-98 to 10a-98g, inclusive, and all receipts
261 derived from the conduct by a state university of its education
262 extension program and its summer school session shall be credited to
263 said fund but shall be allocated to the central office and institutional
264 operating accounts which shall be established and maintained for the
265 central office and each state university. Any such gifts and donations,
266 federal funds and grants for purposes of research shall be allocated to
267 separate accounts within such central office and institutional operating
268 accounts. If the Secretary of the Office of Policy and Management
269 disapproves such transfer, he may require the amount of the
270 appropriation for operating expenses to be used for personal services
271 and fringe benefits to be excluded from said fund. The State Treasurer
272 shall review and approve the transfer prior to such request by the
273 university. The board of trustees shall establish an equitable policy for
274 allocation of appropriations from general revenues of the state, fringe
275 benefits transferred from the State Comptroller and tuition revenue
276 deposited in the Connecticut State University System Operating Fund.
277 At the beginning of each quarter of the fiscal year, the board shall
278 allocate and transfer, in accordance with said policy, moneys for
279 expenditure in such institutional operating accounts, exclusive of
280 amounts retained for central office operations and reasonable reserves
281 for future distribution. All costs of waiving or remitting tuition
282 pursuant to subsection [(e)] (f) of this section shall be charged to the
283 Connecticut State University System Operating Fund. Repairs,
284 alterations or additions to facilities supported by the Connecticut State

285 University System Operating Fund and costing one million dollars or
286 more shall require the approval of the General Assembly, or when the
287 General Assembly is not in session, of the Finance Advisory
288 Committee. Any balance of receipts above expenditures shall remain
289 in said fund, except such sums as may be required for deposit into a
290 debt service fund or the General Fund for further payment by the
291 Treasurer of debt service on general obligation bonds of the state
292 issued for purposes of the Connecticut State University System.

293 (c) Commencing December 1, 1984, and thereafter [within] not later
294 than sixty days [of] after the close of each quarter, the board of trustees
295 shall submit to the joint standing committee of the General Assembly
296 having cognizance of matters relating to appropriations and the
297 budgets of state agencies and the Office of Policy and Management,
298 through the Board of Governors of Higher Education, a report on the
299 actual expenditures of the Connecticut State University System
300 Operating Fund containing such relevant information as the Board of
301 Governors of Higher Education may require.

302 (d) Said board shall waive the payment of tuition fees at the
303 Connecticut State University System (1) for any dependent child of a
304 person whom the armed forces of the United States has declared to be
305 missing in action or to have been a prisoner of war while serving in
306 such armed forces after January 1, 1960, which child has been accepted
307 for admission to such institution and is a resident of Connecticut at the
308 time such child is accepted for admission to such institution, (2) subject
309 to the provisions of subsection (e) of this section, for any veteran
310 having served in time of war, as defined in subsection (a) of section 27-
311 103, or who served in either a combat or combat support role in the
312 invasion of Grenada, October 25, 1983, to December 15, 1983, the
313 invasion of Panama, December 20, 1989, to January 31, 1990, or the
314 peace-keeping mission in Lebanon, September 29, 1982, to March 30,
315 1984, who has been accepted for admission to such institution and is
316 domiciled in this state at the time such veteran is accepted for
317 admission to such institution, (3) for any resident of Connecticut sixty-
318 two years of age or older who has been accepted for admission to such

319 institution, provided (A) such person is enrolled in a degree-granting
320 program, or (B) at the end of the regular registration period, there are
321 enrolled in the course a sufficient number of students other than those
322 persons eligible for waivers pursuant to this subdivision to offer the
323 course in which such person intends to enroll and there is space
324 available in such course after accommodating all such students, (4) for
325 any student attending the Connecticut Police Academy who is enrolled
326 in a law enforcement program at said academy offered in coordination
327 with the university which accredits courses taken in such program, (5)
328 for any active member of the Connecticut Army or Air National Guard
329 who (A) has been certified by the Adjutant General or such Adjutant
330 General's designee as a member in good standing of the guard, and (B)
331 is enrolled or accepted for admission to such institution on a full-time
332 or part-time basis in an undergraduate or graduate degree-granting
333 program, (6) for any dependent child of a (A) police officer, as defined
334 in section 7-294a, or supernumerary or auxiliary police officer, (B)
335 firefighter, as defined in section 7-323j, or member of a volunteer fire
336 company, (C) municipal employee, or (D) state employee, as defined in
337 section 5-154, killed in the line of duty, (7) for any resident of this state
338 who is a dependent child or surviving spouse of a specified terrorist
339 victim who was a resident of the state, (8) for any dependent child of a
340 resident of the state who was killed in a multivehicle crash at or near
341 the intersection of Routes 44 and 10 and Nod Road in Avon on July 29,
342 2005, and (9) for any resident of the state who is a dependent child or
343 surviving spouse of a person who was killed in action while
344 performing active military duty with the armed forces of the United
345 States on or after September 11, 2001, and who was a resident of this
346 state. If any person who receives a tuition waiver in accordance with
347 the provisions of this subsection also receives educational
348 reimbursement from an employer, such waiver shall be reduced by the
349 amount of such educational reimbursement. Veterans described in
350 subdivision (2) of this subsection and members of the National Guard
351 described in subdivision (5) of this subsection shall be given the same
352 status as students not receiving tuition waivers in registering for
353 courses at Connecticut state universities. Notwithstanding the

354 provisions of section 10a-30, as used in this subsection, "domiciled in
355 this state" includes domicile for less than one year.

356 (e) (1) If any veteran described in subsection (d) of this section has
357 applied for federal educational assistance under the Post-9/11
358 Veterans Educational Assistance Act of 2008, the board of trustees shall
359 waive the payment of tuition at the Connecticut State University
360 System for such veteran in accordance with subdivision (2) of this
361 subsection. If any such veteran certifies to said board that such
362 veteran's application for such federal educational assistance has been
363 denied or withdrawn, said board of trustees shall waive the payment
364 of tuition in accordance with subsection (d) of this section.

365 (2) (A) For purposes of this subdivision, "veteran tuition benefit"
366 means the portion of federal educational assistance under the Post-
367 9/11 Veterans Educational Assistance Act of 2008 to be paid to the
368 Connecticut State University System on behalf of a veteran that
369 represents payment for tuition. Such portion shall be calculated by
370 multiplying (i) the total amount of such federal educational assistance
371 to be paid to the Connecticut State University System on behalf of such
372 veteran by (ii) an amount obtained by dividing (I) the actual tuition
373 charged by the Connecticut State University System to such veteran by
374 (II) the sum of the actual tuition and fees charged by the Connecticut
375 State University System to such veteran.

376 (B) Said board of trustees shall waive the payment of tuition in
377 excess of the veteran tuition benefit at the Connecticut State University
378 System for such veteran.

379 [(e)] (f) Said board shall set aside from its anticipated tuition
380 revenue, an amount not less than that required by the board of
381 governors' tuition policy established under subdivision (3) of
382 subsection (a) of section 10a-6. Such funds shall be used to provide
383 tuition waivers, tuition remissions, grants for educational expenses
384 and student employment for any undergraduate or graduate student
385 who is enrolled as a full or part-time matriculated student in a degree-

386 granting program, or enrolled in a precollege remedial program, and
387 who demonstrates substantial financial need. Said board may also set
388 aside from its anticipated tuition revenue an additional amount equal
389 to one per cent of said tuition revenue for financial assistance for
390 students who would not otherwise be eligible for financial assistance
391 but who do have a financial need as determined by the university in
392 accordance with this subsection. In determining such financial need,
393 the university shall exclude the value of equity in the principal
394 residence of the student's parents or legal guardians, or in the student's
395 principal residence if the student is not considered to be a dependent
396 of his parents or legal guardians and shall assess the earnings of a
397 dependent student at the rate of thirty per cent.

398 [(f)] (g) The Connecticut State University System Operating Fund
399 shall be reimbursed for the amount by which the tuition waivers
400 granted under subsection (d) of this section exceed two and one-half
401 per cent of tuition revenue through an annual state appropriation. The
402 board of trustees shall request such an appropriation and said
403 appropriation shall be based upon an estimate of tuition revenue loss
404 using tuition rates in effect for the fiscal year in which such
405 appropriation will apply.

406 [(g)] (h) Said board of trustees shall allow any student who is a
407 member of the armed forces called to active duty during any semester
408 to enroll in any course for which such student had remitted tuition but
409 which was not completed due to active duty status. Such course
410 reenrollment shall be offered to any qualifying student for a period not
411 exceeding four years after the date of release from active duty without
412 additional tuition, student fee or related charge, except if such student
413 has been fully reimbursed for the tuition, fees and charges for the
414 course that was not completed.

415 Sec. 6. Section 10a-105 of the general statutes is repealed and the
416 following is substituted in lieu thereof (*Effective July 1, 2009*):

417 (a) Subject to the provisions of sections 10a-8 and 10a-26, the Board

418 of Trustees of The University of Connecticut shall fix fees for tuition
419 and shall fix fees for such other purposes as the board deems necessary
420 at The University of Connecticut, and may make refunds of the same.

421 (b) The Board of Trustees of The University of Connecticut shall
422 establish and administer a fund to be known as The University of
423 Connecticut Operating Fund, and in addition, may establish a Special
424 External Gift Fund, and an endowment fund, as defined in section 10a-
425 109c, and such other funds as may be established pursuant to
426 subdivision (13) of subsection (a) of section 10a-109d. Appropriations
427 from general revenues of the state and, upon request by the university
428 and with an annual review and approval by the Secretary of the Office
429 of Policy and Management, the amount of the appropriations for fringe
430 benefits and workers' compensation applicable to the university
431 pursuant to subsection (a) of section 4-73, shall be transferred from the
432 Comptroller, and all tuition revenue received by the university in
433 accordance with the provisions of subsection (a) of this section, income
434 from student fees or related charges, the proceeds of auxiliary activities
435 and business enterprises, gifts and donations, federal funds and grants
436 for purposes other than research and all receipts derived from the
437 conduct by The University of Connecticut of its education extension
438 program and its summer school session, except funds received by The
439 University of Connecticut Health Center, shall be deposited in said
440 operating fund. If the Secretary of the Office of Policy and
441 Management disapproves such transfer, he may require the amount of
442 the appropriation for operating expenses to be used for personal
443 services and fringe benefits to be excluded from said fund. The State
444 Treasurer shall review and approve the transfer prior to such request
445 by the university. All costs of waiving or remitting tuition pursuant to
446 subsection [(e)] (g) of this section, except the cost of waiving or
447 remitting tuition for students enrolled in the schools of medicine or
448 dental medicine, shall be charged to said fund. Repairs, alterations or
449 additions to facilities supported by said fund costing one million
450 dollars or more shall require the approval of the General Assembly, or
451 when the General Assembly is not in session, of the Finance Advisory

452 Committee. Any balance of receipts above expenditures shall remain
453 in said fund, except such sums as may be required for deposit into a
454 debt service fund or the General Fund for further payment by the
455 Treasurer of debt service on general obligation bonds of the state
456 issued for purposes of The University of Connecticut.

457 (c) The Board of Trustees of The University of Connecticut shall
458 establish and administer a fund to be known as The University of
459 Connecticut Health Center Operating Fund. Appropriations from
460 general revenues of the state except the amount of the appropriation
461 for operating expenses to be used for personal services and the
462 appropriations for fringe benefits pursuant to subsection (a) of section
463 4-73, all tuition revenue received by the health center in accordance
464 with the provisions of subsection (a) of this section, income from
465 student fees or related charges, proceeds from auxiliary and business
466 enterprises, gifts and donations, federal funds and grants for purposes
467 other than research and other income relative to these activities shall
468 be deposited in said fund. All costs of waiving or remitting tuition
469 pursuant to subsection [(f)] (g) of this section for students enrolled in
470 the schools of medicine or dental medicine shall be charged to said
471 fund. Repairs, alterations or additions to facilities supported by said
472 fund costing one million dollars or more shall require the approval of
473 the General Assembly, or when the General Assembly is not in session,
474 of the Finance Advisory Committee. Any balance of receipts above
475 expenditures shall remain in said fund, except such sums as may be
476 required for deposit into a debt service fund or the General Fund for
477 further payment by the Treasurer of debt service on general obligation
478 bonds of the state issued for purposes of The University of Connecticut
479 Health Center.

480 (d) Commencing December 1, 1981, and thereafter [within] not later
481 than sixty days [of] after the close of each quarter, the board of trustees
482 shall submit to the joint standing committee of the General Assembly
483 having cognizance of matters relating to appropriations and the
484 budgets of state agencies and the Office of Policy and Management,
485 through the Board of Governors of Higher Education, a report on the

486 actual expenditures of The University of Connecticut Operating Fund
487 and The University of Connecticut Health Center Operating Fund
488 containing such relevant information as the Board of Governors of
489 Higher Education may require.

490 (e) Said board of trustees shall waive the payment of tuition fees at
491 The University of Connecticut (1) for any dependent child of a person
492 whom the armed forces of the United States has declared to be missing
493 in action or to have been a prisoner of war while serving in such armed
494 forces after January 1, 1960, which child has been accepted for
495 admission to The University of Connecticut and is a resident of
496 Connecticut at the time such child is accepted for admission to said
497 institution, (2) subject to the provisions of subsection (f) of this section,
498 for any veteran having served in time of war, as defined in subsection
499 (a) of section 27-103, or who served in either a combat or combat
500 support role in the invasion of Grenada, October 25, 1983, to December
501 15, 1983, the invasion of Panama, December 20, 1989, to January 31,
502 1990, or the peace-keeping mission in Lebanon, September 29, 1982, to
503 March 30, 1984, who has been accepted for admission to said
504 institution and is domiciled in this state at the time such veteran is
505 accepted for admission to said institution, (3) for any resident of
506 Connecticut sixty-two years of age or older who has been accepted for
507 admission to said institution, provided (A) such person is enrolled in a
508 degree-granting program, or (B) at the end of the regular registration
509 period, there are enrolled in the course a sufficient number of students
510 other than those persons eligible for waivers pursuant to this
511 subdivision to offer the course in which such person intends to enroll
512 and there is space available in such course after accommodating all
513 such students, (4) for any active member of the Connecticut Army or
514 Air National Guard who (A) has been certified by the Adjutant
515 General or such Adjutant General's designee as a member in good
516 standing of the guard, and (B) is enrolled or accepted for admission to
517 said institution on a full-time or part-time basis in an undergraduate or
518 graduate degree-granting program, (5) for any dependent child of a
519 (A) police officer, as defined in section 7-294a, or supernumerary or

520 auxiliary police officer, (B) firefighter, as defined in section 7-323j, or
521 member of a volunteer fire company, (C) municipal employee, or (D)
522 state employee, as defined in section 5-154, killed in the line of duty,
523 (6) for any resident of the state who is the dependent child or surviving
524 spouse of a specified terrorist victim who was a resident of the state,
525 (7) for any dependent child of a resident of the state who was killed in
526 a multivehicle crash at or near the intersection of Routes 44 and 10 and
527 Nod Road in Avon on July 29, 2005, and (8) for any resident of the state
528 who is a dependent child or surviving spouse of a person who was
529 killed in action while performing active military duty with the armed
530 forces of the United States on or after September 11, 2001, and who
531 was a resident of this state. If any person who receives a tuition waiver
532 in accordance with the provisions of this subsection also receives
533 educational reimbursement from an employer, such waiver shall be
534 reduced by the amount of such educational reimbursement. Veterans
535 described in subdivision (2) of this subsection and members of the
536 National Guard described in subdivision (4) of this subsection shall be
537 given the same status as students not receiving tuition waivers in
538 registering for courses at The University of Connecticut.
539 Notwithstanding the provisions of section 10a-30, as used in this
540 subsection, "domiciled in this state" includes domicile for less than one
541 year.

542 (f) (1) If any veteran described in subsection (d) of this section has
543 applied for federal educational assistance under the Post-9/11
544 Veterans Educational Assistance Act of 2008, the board of trustees shall
545 waive the payment of tuition at The University of Connecticut for such
546 veteran in accordance with subdivision (2) of this subsection. If any
547 such veteran certifies to said board that such veteran's application for
548 such federal educational assistance has been denied or withdrawn,
549 said board of trustees shall waive the payment of tuition in accordance
550 with subsection (d) of this section.

551 (2) (A) For purposes of this subdivision, "veteran tuition benefit"
552 means the portion of federal educational assistance under the Post-
553 9/11 Veterans Educational Assistance Act of 2008 to be paid to The

554 University of Connecticut on behalf of a veteran that represents
555 payment for tuition. Such portion shall be calculated by multiplying (i)
556 the total amount of such federal educational assistance to be paid to
557 The University of Connecticut on behalf of such veteran by (ii) an
558 amount obtained by dividing (I) the actual tuition charged by The
559 University of Connecticut to such veteran by (II) the sum of the actual
560 tuition and fees charged by The University of Connecticut to such
561 veteran.

562 (B) Said board of trustees shall waive the payment of tuition in
563 excess of the veteran tuition benefit at The University of Connecticut
564 for such veteran.

565 [(f)] (g) Said board shall set aside from its anticipated tuition
566 revenue, an amount not less than that required by the board of
567 governors' tuition policy established under subdivision (3) of
568 subsection (a) of section 10a-6. Such funds shall be used to provide
569 tuition waivers, tuition remissions, grants for educational expenses
570 and student employment for any undergraduate, graduate or
571 professional student who is enrolled as a full or part-time matriculated
572 student in a degree-granting program, or enrolled in a precollege
573 remedial program, and who demonstrates substantial financial need.
574 Said board may also set aside from its anticipated tuition revenue an
575 additional amount equal to one per cent of said tuition revenue for
576 financial assistance for students who would not otherwise be eligible
577 for financial assistance but who do have a financial need as determined
578 by the university in accordance with this subsection. In determining
579 such financial need, the university shall exclude the value of equity in
580 the principal residence of the student's parents or legal guardians, or in
581 the student's principal residence if the student is not considered to be a
582 dependent of his parents or legal guardians and shall assess the
583 earnings of a dependent student at the rate of thirty per cent.

584 [(g)] (h) The University of Connecticut Operating Fund shall be
585 reimbursed for the amount by which tuition waivers granted under
586 subsection (e) of this section exceed two and one-half per cent of

587 tuition revenue through an annual state appropriation. The board of
588 trustees shall request such an appropriation and said appropriation
589 shall be based upon an estimate of tuition revenue loss using tuition
590 rates in effect for the fiscal year in which such appropriation will
591 apply.

592 ~~[(h)]~~ (i) Said board shall grant remission or waiver of tuition for
593 graduate assistants at the university. Assistantship payments to
594 graduate assistants shall not be considered salaries and wages under
595 the provisions of section 3-119, and shall be paid according to a
596 schedule prescribed by the university and approved by the State
597 Comptroller.

598 (i) (j) Said board of trustees shall allow any student who is a
599 member of the armed forces called to active duty during any semester
600 to enroll in any course for which such student had remitted tuition but
601 which was not completed due to active duty status. Such course
602 reenrollment shall be offered to any qualifying student for a period not
603 exceeding four years after the date of release from active duty without
604 additional tuition, student fee or related charge, except if such student
605 has been fully reimbursed for the tuition, fees and charges for the
606 course that was not completed.

607 Sec. 7. Section 10a-16 of the general statutes is repealed and the
608 following is substituted in lieu thereof (*Effective July 1, 2009*):

609 The Board of Governors of Higher Education shall adopt
610 regulations in accordance with the provisions of chapter 54 for
611 determining financial need for tuition waivers granted pursuant to
612 subsection ~~[(e)]~~ (f) of section 10a-77, as amended by this act, subsection
613 (f) of section 10a-99, as amended by this act, and subsection ~~[(f)]~~ (g) of
614 section 10a-105, as amended by this act. Such regulations shall prohibit
615 the designation of graduate students as graduate assistants solely to
616 provide tuition and fee waivers.

617 Sec. 8. Subsection (a) of section 10a-164a of the general statutes is
618 repealed and the following is substituted in lieu thereof (*Effective July*

619 1, 2009):

620 (a) The Board of Governors of Higher Education shall annually
621 request an appropriation to the Department of Higher Education equal
622 to the amount required, for the fiscal year two years prior, for tuition
623 waivers, tuition remissions, grants for educational expenses and
624 student employment under subsection [(e)] (f) of section 10a-77, as
625 amended by this act, subsection [(e)] (f) of section 10a-99, as amended
626 by this act, and subsection [(f)] (g) of section 10a-105, as amended by
627 this act. The department shall allocate any such appropriation to The
628 University of Connecticut, each of the Connecticut state universities
629 and each of the regional community-technical colleges in accordance
630 with a formula approved by the Board of Governors of Higher
631 Education. The formula shall take into account the amount of federal
632 student aid received by students at each institution. The amounts
633 allocated shall be used to provide grants for educational expenses and
634 student employment for residents of the state who demonstrate
635 substantial financial need and are enrolled as full-time or part-time
636 matriculated students in a degree-granting program or a precollege
637 remedial program. For each fiscal year a minimum of ten per cent of
638 the total amount of state student financial aid appropriated to each
639 institution which exceeds the amount received by each institution for
640 the fiscal year ending June 30, 1987, shall be used for student financial
641 aid for needy minority students in accordance with the board's
642 strategic plan for racial and ethnic diversity under section 10a-11. For
643 each fiscal year a minimum of five per cent of the total amount of state
644 student financial aid appropriated to each institution which exceeds
645 the amount received by each institution for the fiscal year ending June
646 30, 1988, shall be used for on-campus or off-campus community
647 service work-study placements. Individual awards shall not exceed a
648 student's calculated financial need as determined on the basis of a
649 needs analysis system approved by the United States Department of
650 Education. Financial aid provided to Connecticut residents under this
651 program shall be designated as a grant from the Connecticut aid to
652 public college students grant program.

653 Sec. 9. Subsection (b) of section 10a-170c of the general statutes is
 654 repealed and the following is substituted in lieu thereof (*Effective July*
 655 *1, 2009*):

656 (b) Students selected as graduate assistants pursuant to section 10a-
 657 170b shall receive ten thousand dollars annually provided the student
 658 shall be employed by the institution in a teaching or research capacity
 659 for not less than fifty per cent of full-time, as defined by the institution.
 660 The Commissioner of Higher Education shall pay (1) to each public
 661 and private institution under the program ten thousand dollars
 662 annually for each such student, and (2) to each public institution under
 663 the program fifteen hundred dollars annually for each such student to
 664 support the institution's costs associated with the coverage provided in
 665 section 5-259, pursuant to the provisions of subsection (b) of section
 666 10a-105, as amended by this act, and subsection [(g)] (b) of section 10a-
 667 99, as amended by this act."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2009</i>	10a-143(c)
Sec. 2	<i>July 1, 2009</i>	10a-143(e)
Sec. 3	<i>July 1, 2009</i>	New section
Sec. 4	<i>July 1, 2009</i>	10a-77
Sec. 5	<i>July 1, 2009</i>	10a-99
Sec. 6	<i>July 1, 2009</i>	10a-105
Sec. 7	<i>July 1, 2009</i>	10a-16
Sec. 8	<i>July 1, 2009</i>	10a-164a(a)
Sec. 9	<i>July 1, 2009</i>	10a-170c(b)