



Senate

General Assembly

File No. 119

February Session, 2010

Substitute Senate Bill No. 43

Senate, March 25, 2010

The Committee on Higher Education and Employment Advancement reported through SEN. HANDLEY of the 4th Dist., Chairperson of the Committee on the part of the Senate, that the substitute bill ought to pass.

AN ACT CONCERNING REVISIONS TO THE HIGHER EDUCATION STATUTES.

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

1 Section 1. (NEW) (*Effective October 1, 2010*) On or before January 1,
2 2012, and annually thereafter, each public and independent institution
3 for higher education shall report to the Department of Higher
4 Education, in a manner prescribed by the Commissioner of Higher
5 Education, regarding the transfer to each such institution of higher
6 education of any credits earned at another institution of higher
7 education.

8 Sec. 2. Subsection (c) of section 10a-22d of the 2010 supplement to
9 the general statutes is repealed and the following is substituted in lieu
10 thereof (*Effective from passage*):

11 (c) Renewal of the certificate of authorization shall be granted only
12 upon (1) payment of a nonrefundable renewal fee to the Board of

13 Governors in the amount of two hundred dollars for the private
14 occupational school and two hundred dollars for each branch of a
15 private occupational school, (2) submission of any reports or audits, as
16 prescribed by the commissioner or the commissioner's designee,
17 concerning the fiscal condition of the school or its continuing eligibility
18 to participate in federal student financial aid programs, (3) the filing
19 with the commissioner of a complete application for a renewed
20 certificate of authorization not less than one hundred twenty days
21 prior to the termination date of the most recent certificate of
22 authorization, (4) a determination that the occupational school meets
23 all the conditions of its recent authorization, and (5) the filing of
24 documentation with the commissioner that the occupational school has
25 a passing financial ratio score as required by 34 CFR 668, as amended
26 from time to time.

27 Sec. 3. Subsection (a) of section 10a-22e of the 2010 supplement to
28 the general statutes is repealed and the following is substituted in lieu
29 thereof (*Effective from passage*):

30 (a) During any period of authorization by the commissioner to
31 operate as a private occupational school pursuant to sections 10a-22a
32 to 10a-22o, inclusive, and sections 10a-22u to 10a-22w, inclusive, such
33 private occupational school may request revision of the conditions of
34 its authorization. Such school shall make such request to the
35 commissioner, in the manner and on such forms prescribed by the
36 commissioner, sixty days prior to the proposed implementation date of
37 any intended revision. Such revision shall include, but not be limited
38 to, changes in (1) courses or programs; (2) ownership of the school; (3)
39 name of the school; (4) location of the school's main campus; or (5)
40 location of any of the school's additional classroom sites or branch
41 campuses. A private occupational school requesting revision of the
42 conditions of its authorization based on a change in ownership of the
43 school shall submit an application and letter of credit pursuant to
44 sections 10a-22b and 10a-22c, accompanied by a nonrefundable change
45 of ownership fee made payable to the private occupational school
46 student protection account under section 10a-22u in the amount of two

47 thousand dollars for the private occupational school and two hundred
48 dollars for each branch of a private occupational school in this state.

49 Sec. 4. Subsection (a) of section 10a-71 of the general statutes is
50 repealed and the following is substituted in lieu thereof (*Effective from*
51 *passage*):

52 (a) There shall be a Board of Trustees [for] of the Community-
53 Technical Colleges to consist, except as otherwise provided in this
54 section, of twenty-four persons, twenty-two to be appointed by the
55 Governor, who shall reflect the state's geographic, racial and ethnic
56 diversity, one of whom shall be a regional community college or
57 regional community-technical college alumnus and one of whom shall
58 be a regional technical college or regional community-technical college
59 alumnus and two to be elected by the students enrolled at the
60 institutions under the jurisdiction of said board. Except as otherwise
61 provided, members appointed by the Governor shall serve for terms of
62 six years each from July first in the year of their appointment. On or
63 before August 15, 1989, the Governor shall appoint one member who
64 shall be a regional technical or community-technical college alumnus
65 for a term which shall expire on June 30, 1995, to replace the regional
66 community college alumnus whose term expires June 30, 1989, and
67 eight members who shall have expertise and experience in business,
68 labor, industry or the technical occupations, three for terms which
69 shall expire on June 30, 1991, three for terms which shall expire on June
70 30, 1993, and two for terms which shall expire June 30, 1995. Thereafter
71 the Governor shall appoint members of said board to succeed those
72 appointees whose terms expire, except that (1) with respect to the
73 members of such board of trustees who were members of the Board of
74 Trustees of the Regional Community Colleges prior to July 1, 1989, the
75 Governor shall appoint two members to replace the four members
76 whose terms expire on June 30, 1991, and shall appoint four members,
77 one of whom shall be a regional community or community-technical
78 college alumnus, to replace the five members whose terms expire on
79 June 30, 1993, and (2) with respect to the members of the board
80 appointed on or after July 1, 1989, and on or before August 15, 1989,

81 the Governor shall appoint one member to replace the three members
82 whose terms expire on June 30, 1991, and shall appoint two members
83 to replace the three members whose terms expire on June 30, 1993. On
84 and after July 1, 1993, the board shall at all times include at least six
85 members who have expertise and experience in business, labor or
86 industry. On and after July 1, 1999, the board shall at all times include
87 at least one member from each county in which a community-technical
88 college is located. On and after July 1, 2010, the board shall at all times
89 include at least two members who have, through education or
90 experience, an understanding of relevant accounting principles and
91 practices and financial statements.

92 Sec. 5. Subsection (a) of section 10a-72a of the general statutes is
93 repealed and the following is substituted in lieu thereof (*Effective from*
94 *passage*):

95 (a) Except when specifically prohibited by the conditions, if any,
96 upon which a gift was created or by a conditional sales agreement, the
97 Board of Trustees [for] of the Community-Technical Colleges is
98 authorized to sell, trade, or otherwise dispose of any unwanted,
99 duplicate, out-of-date or irrelevant materials within the regional
100 community-technical college libraries under the jurisdiction of the
101 board, provided the monetary proceeds of such a transaction, if any,
102 shall be deemed to be funds from private sources and, as such funds,
103 shall be held in the manner prescribed by section 4-31a for use in
104 furthering any purpose the board considers to be in harmony with the
105 original purpose of the gift or purchase of such materials.

106 Sec. 6. Section 10a-72d of the general statutes is repealed and the
107 following is substituted in lieu thereof (*Effective from passage*):

108 The Board of Trustees [for] of the Community-Technical Colleges
109 shall establish procedures for (1) the development of articulation
110 agreements between the regional community-technical colleges and
111 the regional vocational-technical schools in order to ensure a successful
112 transition to higher education for students attending the regional
113 vocational-technical schools, and (2) the awarding of appropriate

114 college credit for persons enrolled in and registered under the terms of
115 a qualified apprenticeship training program, certified in accordance
116 with regulations adopted by the Labor Commissioner and registered
117 with the Connecticut State Apprenticeship Council established under
118 section 31-22n.

119 Sec. 7. Section 10a-72f of the general statutes is repealed and the
120 following is substituted in lieu thereof (*Effective from passage*):

121 Within available appropriations, the Board of Trustees [for] of the
122 Community-Technical Colleges may establish up to three pilot
123 programs to provide for student household and family expenses of
124 students with dependents while such students are attending a
125 community-technical college. Participation in the pilot program shall
126 be limited to students who are eligible for a federal Pell grant.

127 Sec. 8. Section 10a-72g of the 2010 supplement to the general statutes
128 is repealed and the following is substituted in lieu thereof (*Effective*
129 *from passage*):

130 The Board of Trustees [for] of the Community-Technical Colleges
131 shall take all feasible steps to maximize available federal funds in
132 order to establish a nursing program at Northwestern Connecticut
133 Community College.

134 Sec. 9. Section 29-298a of the general statutes is repealed and the
135 following is substituted in lieu thereof (*Effective from passage*):

136 There shall be established within the Department of Public Safety a
137 Fire Marshal Training Council which shall advise the State Fire
138 Marshal and the Codes and Standards Committee on all matters
139 pertaining to (1) certification training programs, (2) decertification
140 hearings, (3) in-service training for fire marshals in the state, and (4)
141 programs for all other persons eligible to receive training pursuant to
142 subsections (a) to (c), inclusive, of section 29-251c. The council shall be
143 composed of twelve members as follows: The State Fire Marshal or his
144 designee; a member of the Codes and Standards Committee to be

145 elected by such committee; three members appointed by the
 146 Connecticut Fire Marshals' Association, one of whom shall be a
 147 volunteer, one of whom shall be a part-time paid, and one of whom
 148 shall be a full-time, local fire marshal, deputy fire marshal or fire
 149 inspector; one member appointed by the Board of Governors of Higher
 150 Education; two members appointed by the Board of Trustees [for] of
 151 the Community-Technical Colleges; the chief elected official of a
 152 municipality having a population in excess of seventy thousand
 153 persons, appointed by the Governor; the chief elected official of a
 154 municipality having a population of less than seventy thousand
 155 persons, appointed by the Governor; and two public members,
 156 appointed by the Governor. Members shall be residents of this state
 157 and shall not be compensated for their services but shall be reimbursed
 158 for necessary expenses incurred in the performance of their duties. The
 159 council may elect such officers as it deems necessary.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2010</i>	New section
Sec. 2	<i>from passage</i>	10a-22d(c)
Sec. 3	<i>from passage</i>	10a-22e(a)
Sec. 4	<i>from passage</i>	10a-71(a)
Sec. 5	<i>from passage</i>	10a-72a(a)
Sec. 6	<i>from passage</i>	10a-72d
Sec. 7	<i>from passage</i>	10a-72f
Sec. 8	<i>from passage</i>	10a-72g
Sec. 9	<i>from passage</i>	29-298a

HED *Joint Favorable Subst.*

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

OFA Fiscal Note***State Impact:*** None***Municipal Impact:*** None***Explanation***

The bill requires public and independent colleges to submit an annual report to the Department of Higher Education (DHE) concerning the transfer to each institution of any credits earned at another institution. This provision is not anticipated to result in a fiscal impact. The bill makes various other technical changes that are not anticipated to result in a fiscal impact.

The Out Years***State Impact:*** None***Municipal Impact:*** None

OLR Bill Analysis**sSB 43*****AN ACT CONCERNING REVISIONS TO THE HIGHER EDUCATION STATUTES.*****SUMMARY:**

This bill requires public and independent colleges and universities, beginning January 1, 2012, to submit an annual report to the Department of Higher Education (DHE) on the transfer to each institution of any credits earned at another institution. The report must be in a manner the DHE commissioner prescribes. The bill also makes technical changes.

EFFECTIVE DATE: October 1, 2010, except for the technical changes, which take effect upon passage.

COMMITTEE ACTION

Higher Education and Employment Advancement Committee

Joint Favorable Substitute

Yea 20 Nay 0 (03/11/2010)