



General Assembly

Substitute Bill No. 1104

January Session, 2011

* _____SB01104ED_____032811_____*

AN ACT CONCERNING CHARTER SCHOOLS.

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

1 Section 1. Subsection (b) of section 10-66dd of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective*
3 *July 1, 2011*):

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

8 (2) [At] Subject to the provisions of subdivision (5) of this
9 subsection, at least one-half of the persons providing instruction or
10 pupil services in a charter school shall possess the proper certificate
11 other than (A) a certificate issued pursuant to subdivision (1) of
12 subsection (c) of section 10-145b, or (B) a temporary certificate issued
13 pursuant to subsection (c) of section 10-145f on the day the school
14 begins operation and the remaining persons shall possess a certificate
15 issued pursuant to [said] subdivision (1) of subsection (c) of section 10-
16 145b 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 (5) (A) (i) For the school year commencing July 1, 2011, and each
33 school year thereafter, the Commissioner of Education may waive the
34 requirements of subdivision (2) of this subsection for any person
35 providing instruction or pupil services in a charter school who does
36 not hold the initial educator, provisional educator or professional
37 educator certificate if such person (I) achieves satisfactory scores on the
38 state reading, writing and mathematics competency examination
39 prescribed by and administered under the direction of the State Board
40 of Education, or qualifies for a waiver of such test based on criteria
41 approved by the State Board of Education, (II) achieves a satisfactory
42 evaluation on the appropriate State Board of Education approved
43 subject area assessment, and (III) demonstrates evidence of teacher
44 effectiveness. The commissioner may reissue such waiver upon the
45 renewal of the charter for the school at which such person is employed.

46 (ii) For the school year commencing July 1, 2012, and each school
47 year thereafter, not more than fifteen per cent of the persons providing
48 instruction or pupil services in a charter school may hold a waiver
49 issued by the commissioner pursuant to clause (i) of this subparagraph
50 for the school year.

51 (B) (i) For the school year commencing July 1, 2011, and each school
52 year thereafter, the commissioner may waive the provisions of chapter

53 166 relating to professional certification for any administrator of a
54 charter school who (I) achieves satisfactory scores on the state reading,
55 writing and mathematics competency examination prescribed by and
56 administered under the direction of the State Board of Education, or
57 qualifies for a waiver of such test based on criteria approved by the
58 State Board of Education, (II) achieves a satisfactory evaluation on the
59 appropriate State Board of Education approved subject area
60 assessment, and (III) demonstrates evidence of effectiveness. The
61 commissioner may reissue such waiver upon the renewal of the
62 charter for the school at which such administrator is employed.

63 (ii) For the school year commencing July 1, 2012, and each school
64 year thereafter, not more than fifteen per cent of the administrators
65 employed in a charter school may hold a waiver issued by the
66 commissioner pursuant to clause (i) of this subparagraph for the school
67 year.

68 (iii) Any person who has received a waiver issued by the
69 commissioner pursuant to clause (i) of this subparagraph shall be
70 authorized to supervise and conduct performance evaluations of any
71 person providing instruction or pupil services in such charter school.

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| This act shall take effect as follows and shall amend the following sections: | | |
| Section 1 | July 1, 2011 | 10-66dd(b) |

ED *Joint Favorable Subst.*