



General Assembly

Amendment

January Session, 2011

LCO No. 8100

HB0658508100HDO

Offered by:

REP. FLEISCHMANN, 18th Dist.

SEN. STILLMAN, 20th Dist.

To: Subst. House Bill No. 6585

File No. 770

Cal. No. 462

"AN ACT CONCERNING THE HIGH SCHOOL DROPOUT AGE AND NOTIFICATION OF FAILING STUDENTS."

1 Strike lines 15 and 16 in their entirety and insert in lieu thereof
2 "studies taught in the public schools. For the school [year] years
3 commencing July 1, 2011, and [each school year thereafter] July 1, 2012,
4 the parent or person"

5 In line 24, strike the closing bracket

6 After the last section, add the following and renumber sections and
7 internal references accordingly:

8 "Sec. 501. Subsection (a) of section 10-5 of the general statutes is
9 repealed and the following is substituted in lieu thereof (*Effective July*
10 *1, 2011*):

11 (a) The Commissioner of Education shall, in accordance with this
12 section, issue a state high school diploma to any person (1) who
13 successfully completes an examination approved by the commissioner,

14 or (2) who (A) is [sixteen or] seventeen years of age and has been
15 officially withdrawn from school during the school years commencing
16 July 1, 2011, and July 1, 2012, in accordance with the provisions of
17 section 10-184, as amended by this act, or is eighteen years of age or
18 older, and (B) presents to the commissioner evidence demonstrating
19 educational qualifications which the commissioner deems equivalent
20 to those required for graduation from a public high school.
21 Application for such a diploma shall be made in the manner and form
22 prescribed by the commissioner provided at the time of application to
23 take the examination described in subdivision (1) of this subsection the
24 applicant is seventeen years of age or older, has been officially
25 withdrawn from school, in accordance with section 10-184, as
26 amended by this act, for at least six months and has been advised, in
27 such manner as may be prescribed by the commissioner, of the other
28 options for high school completion and other available educational
29 programs. For the school years commencing July 1, 2011, and July 1,
30 2012, for good cause shown, the commissioner may allow a person
31 who is sixteen years of age to apply to take the examination, provided
32 the commissioner may not issue a state high school diploma to such
33 person until the person has attained seventeen years of age.

34 Sec. 502. Subdivision (1) of section 10-67 of the general statutes is
35 repealed and the following is substituted in lieu thereof (*Effective July*
36 *1, 2011*):

37 (1) "Adult" means (A) for the school years commencing July 1, 2011,
38 and July 1, 2012, any person [sixteen] seventeen years of age or over
39 who is not enrolled in a public elementary or secondary school
40 program or a student enrolled in school who was assigned to an adult
41 class pursuant to subsection (d) of section 10-233d, as amended by this
42 act, or section 10-73d, and (B) for the school year commencing July 1,
43 2013, and each school year thereafter, any person eighteen years of age
44 or over who is not enrolled in a public elementary or secondary school
45 program or a student enrolled in school who was assigned to an adult
46 class pursuant to subsection (d) of section 10-233d, as amended by this
47 act, or section 10-73d;

48 Sec. 503. Subsections (d) and (e) of section 10-233d of the general
49 statutes are repealed and the following is substituted in lieu thereof
50 (*Effective July 1, 2011*):

51 (d) Notwithstanding the provisions of subsection (a) of section 10-
52 220, local and regional boards of education shall only be required to
53 offer an alternative educational opportunity in accordance with this
54 section. [Any]

55 (1) For the school years commencing July 1, 2011, and July 1, 2012,
56 any pupil under [sixteen] ~~sixteen~~ years of age who is expelled shall
57 be offered an alternative educational opportunity during the period of
58 expulsion, provided any parent or guardian of such pupil who does
59 not choose to have his or her child enrolled in an alternative program
60 shall not be subject to the provisions of section 10-184, as amended by
61 this act. Any pupil expelled for the first time who is between the ages
62 of [sixteen] ~~sixteen~~ and eighteen and who wishes to continue his or
63 her education shall be offered an alternative educational opportunity if
64 he or she complies with conditions established by his or her local or
65 regional board of education. Such alternative may include, but shall
66 not be limited to, the placement of a pupil who is at least [sixteen]
67 ~~sixteen~~ years of age in an adult education program pursuant to
68 section 10-69. A local or regional board of education shall count the
69 expulsion of a pupil when he ~~or she~~ was under [sixteen] ~~sixteen~~
70 years of age for purposes of determining whether an alternative
71 educational opportunity is required for such pupil when he ~~or she~~ is
72 between the ages of [sixteen] ~~sixteen~~ and eighteen. A local or
73 regional board of education may offer an alternative educational
74 opportunity to a pupil for whom such alternative educational
75 opportunity is not required pursuant to this section.

76 (2) For the school year commencing July 1, 2013, and each school
77 year thereafter, any pupil under eighteen years of age who is expelled
78 shall be offered an alternative educational opportunity during the
79 period of expulsion, provided any parent or guardian of such pupil
80 who does not choose to have his or her child enrolled in an alternative

81 program shall not be subject to the provisions of section 10-184, as
82 amended by this act. Any pupil expelled for the first time who is under
83 eighteen years of age and who wishes to continue his or her education
84 shall be offered an alternative educational opportunity if he or she
85 complies with conditions established by his or her local or regional
86 board of education. Such alternative may include, but shall not be
87 limited to, the placement of a pupil who is at least eighteen years of
88 age in an adult education program pursuant to section 10-69. A local or
89 regional board of education shall count the expulsion of a pupil when
90 he or she was under eighteen years of age for purposes of determining
91 whether an alternative educational opportunity is required for such
92 pupil when he or she is at least eighteen years of age. A local or
93 regional board of education may offer an alternative educational
94 opportunity to a pupil for whom such alternative educational
95 opportunity is not required pursuant to this section.

96 (e) [Notwithstanding] (1) For the school years commencing July 1,
97 2011, and July 1, 2012, notwithstanding the provisions of subsection (d)
98 of this section concerning the provision of an alternative educational
99 opportunity for pupils between the ages of [sixteen] seventeen and
100 eighteen, local and regional boards of education shall not be required
101 to offer such alternative to any pupil between the ages of [sixteen]
102 seventeen and eighteen who is expelled because of conduct which
103 endangers persons if it is determined at the expulsion hearing that the
104 conduct for which the pupil is expelled involved (1) possession of a
105 firearm, as defined in 18 USC 921, as amended from time to time, or
106 deadly weapon, dangerous instrument or martial arts weapon, as
107 defined in section 53a-3, on school property or at a school-sponsored
108 activity, or (2) offering for sale or distribution on school property or at
109 a school-sponsored activity a controlled substance, as defined in
110 subdivision (9) of section 21a-240, whose manufacture, distribution,
111 sale, prescription, dispensing, transporting or possessing with the
112 intent to sell or dispense, offering, or administration is subject to
113 criminal penalties under sections 21a-277 and 21a-278. If a pupil is
114 expelled pursuant to this section for possession of a firearm or deadly

115 weapon the board of education shall report the violation to the local
116 police department or in the case of a student enrolled in a regional
117 vocational-technical school to the state police. If a pupil is expelled
118 pursuant to this section for the sale or distribution of such a controlled
119 substance, the board of education shall refer the pupil to an
120 appropriate state or local agency for rehabilitation, intervention or job
121 training, or any combination thereof, and inform the agency of its
122 action. Whenever a local or regional board of education notifies a pupil
123 between the ages of [sixteen] seventeen and eighteen or the parents or
124 guardian of such pupil that an expulsion hearing will be held, the
125 notification shall include a statement that the board of education is not
126 required to offer an alternative educational opportunity to any pupil
127 who is found to have engaged in the conduct described in this
128 subsection.

129 (2) For the school year commencing July 1, 2013, and each school
130 year thereafter, notwithstanding the provisions of subsection (d) of this
131 section concerning the provision of an alternative educational
132 opportunity for pupils at least eighteen years of age, local and regional
133 boards of education shall not be required to offer such alternative to
134 any pupil at least eighteen years of age who is expelled because of
135 conduct which endangers persons if it is determined at the expulsion
136 hearing that the conduct for which the pupil is expelled involved (1)
137 possession of a firearm, as defined in 18 USC 921, as amended from
138 time to time, or deadly weapon, dangerous instrument or martial arts
139 weapon, as defined in section 53a-3, on school property or at a school-
140 sponsored activity, or (2) offering for sale or distribution on school
141 property or at a school-sponsored activity a controlled substance, as
142 defined in subdivision (9) of section 21a-240, whose manufacture,
143 distribution, sale, prescription, dispensing, transporting or possessing
144 with the intent to sell or dispense, offering, or administration is subject
145 to criminal penalties under sections 21a-277 and 21a-278. If a pupil is
146 expelled pursuant to this section for possession of a firearm or deadly
147 weapon, the board of education shall report the violation to the local
148 police department or, in the case of a student enrolled in a regional

149 vocational-technical school, to the state police. If a pupil is expelled
150 pursuant to this section for the sale or distribution of such a controlled
151 substance, the board of education shall refer the pupil to an
152 appropriate state or local agency for rehabilitation, intervention or job
153 training, or any combination thereof, and inform the agency of its
154 action. Whenever a local or regional board of education notifies a pupil
155 at least eighteen years of age that an expulsion hearing will be held,
156 the notification shall include a statement that the board of education is
157 not required to offer an alternative educational opportunity to any
158 pupil who is found to have engaged in the conduct described in this
159 subsection."