



General Assembly

Substitute Bill No. 302

February Session, 2012

* SB00302ED 031512 *

AN ACT CONCERNING TECHNICAL REVISIONS TO THE EDUCATION STATUTES.

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

1 Section 1. Subsection (c) of section 10-226h of the 2012 supplement
2 to the general statutes is repealed and the following is substituted in
3 lieu thereof (*Effective from passage*):

4 (c) The Commissioner of Education shall report, by January 1, 1999,
5 and biennially thereafter, in accordance with section [10-4a] 11-4a, to
6 the Governor and the General Assembly on activities and programs
7 designed to reduce racial, ethnic and economic isolation. The report
8 shall include statistics on any growth in such programs or expansion of
9 such activities over time, an analysis of the success of such programs
10 and activities in reducing racial, ethnic and economic isolation, a
11 recommendation for any statutory changes that would assist in the
12 expansion of such programs and activities and the sufficiency of the
13 annual grant pursuant to subsection (e) of section 10-266aa and
14 whether additional financial incentives would improve the program
15 established pursuant to section 10-266aa.

16 Sec. 2. Section 70 of public act 11-6, as amended by section 176 of
17 public act 11-61, is repealed and the following is substituted in lieu
18 thereof (*Effective from passage*):

19 Up to \$200,000 of the amount appropriated in section 67 of public
20 act 11-61 to the Department of Education, for School Accountability,
21 for each of the fiscal years ending June 30, 2012, and June 30, 2013,
22 shall be made available in each of said years to fund PSAT
23 examinations for students in DRG [1] L, the state's technical high
24 schools, and the Ansonia, Coventry, East Hartford, Putnam and
25 Stamford school districts.

26 Sec. 3. Subdivisions (4) to (8), inclusive, of section 10-67 of the
27 general statutes are repealed and the following is substituted in lieu
28 thereof (*Effective from passage*):

29 (4) "Cooperating eligible entity" means any corporation or other
30 business entity, nonprofit organization, private occupational school
31 authorized pursuant to sections 10a-22a to 10a-22o, inclusive,
32 institution of higher education licensed or accredited pursuant to the
33 provisions of section 10a-34, regional vocational-technical school or
34 library which provides classes or services specified under [subdivision
35 (1)] subparagraph (A) of subsection (a) of section 10-69, in
36 conformance with the program standards applicable to boards of
37 education, through a written cooperative arrangement with a local or
38 regional board of education or regional educational service center;

39 (5) "Cooperating school district" means a school district which does
40 not establish or maintain classes or programs pursuant to [subdivision
41 (1)] subparagraph (A) of subsection (a) of section 10-69, but which
42 provides such classes or programs through a written cooperative
43 arrangement with a providing school district;

44 (6) "Eligible costs for adult education" means the result obtained by
45 subtracting from the eligible expenditures incurred for programs and
46 services provided by a board of education or a regional educational
47 service center pursuant to [subdivision (1)] subparagraph (A) of
48 subsection (a) of section 10-69, the total amount of any funds expended
49 for such programs and services from other state or federal sources and
50 tuition received for nonresident adult students;

51 (7) "Eligible expenditure" means expenditures, or that portion
52 thereof, directly attributable to programs and services required
53 pursuant to [subdivision (1)] subparagraph (A) of subsection (a) of
54 section 10-69 and not otherwise eligible for reimbursement from any
55 other state grant for: (A) Teachers, including teacher aides; (B)
56 administration, including the director; (C) clerical assistance; (D)
57 printing; (E) instructional materials and equipment, including
58 computer equipment; (F) program supplies; (G) facility rental other
59 than for facilities provided by a local or regional board of education
60 pursuant to section 10-70; (H) staff development; (I) counselors; (J)
61 transportation; (K) security; and (L) child care services;

62 (8) "Providing school district" means the school district or regional
63 educational service center in which classes or programs are established
64 and maintained pursuant to [subdivision (1)] subparagraph (A) of
65 subsection (a) of section 10-69, provided the provisions of this section
66 shall not be construed to limit the provisions of section 10-66e or 10-66f
67 relating to payments to a regional educational service center.

68 Sec. 4. Subsection (b) of section 10-71 of the 2012 supplement to the
69 general statutes is repealed and the following is substituted in lieu
70 thereof (*Effective from passage*):

71 (b) Notwithstanding the provisions of subdivision (6) of section 10-
72 67, as amended by this act, a local or regional board of education or
73 regional educational service center shall be eligible to receive an
74 amount to be paid pursuant to the provisions of subsection (c) of this
75 section. The amount shall equal the eligible expenditures from funds
76 received from private sources by the local or regional board of
77 education, regional educational service center or cooperating eligible
78 entity multiplied by the appropriate percentage, as determined under
79 subsection (a) of this section, provided such amount shall not exceed
80 twenty per cent of the amount received by the local or regional board
81 of education or regional educational service center pursuant to
82 subsection (a) of this section for the previous fiscal year. For payments
83 from private sources to be eligible for reimbursement pursuant to this

84 subsection, (1) based upon estimated eligible costs approved by the
85 Department of Education, the eligible expenditures from local taxes in
86 a fiscal year shall not be less than seventy per cent of the eligible
87 expenditures from local taxes for the previous fiscal year, and (2) the
88 local or regional board of education, regional educational service
89 center or cooperating eligible entity shall provide, not later than a date
90 to be determined by the Commissioner of Education, evidence
91 satisfactory to the commissioner of a written commitment of a
92 payment from a private source. Evidence of actual payment shall be
93 submitted to the commissioner not later than a date established by the
94 commissioner. Upon receipt by a board of education or regional
95 educational service center of state funds pursuant to this subsection
96 attributable to expenditures of a cooperating eligible entity, the board
97 or center shall provide for the distribution of such funds to the
98 cooperating eligible entity for the provision of adult education
99 programs and services pursuant to [subdivision (1)] subparagraph (A)
100 of subsection (a) of section 10-69.

101 Sec. 5. Section 10-71a of the general statutes is repealed and the
102 following is substituted in lieu thereof (*Effective from passage*):

103 To be eligible for aid pursuant to section 10-71, as amended by this
104 act, or pursuant to requirements of federal law, a local or regional
105 board of education, or a regional educational service center which
106 provides, or a local or regional board of education which makes
107 payment to another board of education pursuant to a cooperative
108 agreement under section 10-69 to provide a program of adult
109 education pursuant to [subdivision (1)] subparagraph (A) of
110 subsection (a) of said section 10-69, or which provides programs or
111 services of adult education which conform to the state plan approved
112 under the requirements of federal law, shall, on or before April 15,
113 1991, and annually thereafter, file with the Commissioner of
114 Education, on such forms as the commissioner shall prescribe, an adult
115 education proposal. Such proposal shall: (1) Describe the program to
116 be offered, including the program to be provided by a cooperating
117 eligible entity, and (2) provide an estimate of the eligible costs, as

118 defined in section 10-67, as amended by this act, for the fiscal year
119 following the year in which the proposal is filed with the
120 Commissioner of Education.

121 Sec. 6. Section 10-73a of the general statutes is repealed and the
122 following is substituted in lieu thereof (*Effective from passage*):

123 (a) Tuition or registration fees shall not be charged by any school
124 district to adults enrolled in any adult class or program required under
125 [subdivision (1)] subparagraph (A) of subsection (a) of section 10-69.
126 Registration fees may be charged by a providing school district or
127 cooperating eligible entity to a cooperating school district for any adult
128 residents of such cooperating district who are enrolled in any adult
129 class or program of adult classes maintained by such providing school
130 district or cooperating eligible entity and required by said section.

131 (b) The board of education of any providing school district may
132 charge a registration fee for residents of a cooperating school district
133 registered for any subject offered pursuant to [subdivision (1)]
134 subparagraph (A) of subsection (a) of section 10-69 in an amount
135 greater than the registration fee charged for residents of such
136 providing school district registered for any such subject.

137 (c) The board of education of any providing school district may fix
138 and collect a charge from any student for books and materials
139 furnished such student in any adult class or activity or program of
140 adult classes or activities, or may lend books or materials to any such
141 student and require the making of deposits by such student, except as
142 provided in this subsection and subsection (e) of this section. The
143 amount of such deposit made by a student may be refunded upon the
144 return, in good condition, of the books or materials lent him. A
145 refundable deposit may be required by the board of education of any
146 providing school district from adult students who are enrolled in any
147 program required under section 10-69 for books or materials furnished
148 to such students for use in such program, provided such deposit shall
149 not exceed the actual cost of such books or materials. The amount of

150 such deposit made by a student shall be refunded upon the return, in
151 good condition, of the books or materials lent him. The board of
152 education of any providing school district may collect a charge from a
153 cooperating school district for any books or materials furnished to
154 adult students who are residents of such cooperating school district
155 and are enrolled in any program required under section 10-69 for use
156 in such program. No charge may be made to any adult enrolled in the
157 classes and activities pursuant to [subdivision (1)] subparagraph (A) of
158 subsection (a) of section 10-69 offered by a cooperating eligible entity.

159 (d) The board of education of any providing school district may
160 waive fees of any kind to a handicapped adult, as defined by the State
161 Board of Education, or to a person sixty-two years of age or older
162 registered for, or enrolled in, adult programs, classes or activities
163 permitted by [subdivision (2)] subparagraph (B) of section 10-69,
164 provided such board may charge a cooperating school district (1) a
165 registration fee for any handicapped adult or any person sixty-two
166 years of age or older who is a resident of such cooperating district and
167 who is enrolled, through cooperative arrangements approved by the
168 State Board of Education, in any adult class or program of adult classes
169 maintained by such providing school district and required under
170 section 10-69; and (2) a charge for any books or materials furnished to
171 any such person for use in any adult class or activity or program of
172 adult classes or activities required under section 10-69 or permitted by
173 [subdivision (2)] subparagraph (B) of section 10-69.

174 (e) The board of education of any providing school district which
175 collects fees may establish and maintain in its custody an adult
176 education school activity fund through which it may handle the
177 finances of the adult education program as outlined in this section,
178 said fund to be maintained and operated in conformance with the
179 provisions of section 10-237.

180 Sec. 7. Subsection (m) of section 10-145b of the 2012 supplement to
181 the general statutes is repealed and the following is substituted in lieu
182 thereof (*Effective from passage*):

183 (m) Upon application to the State Board of Education for the
 184 issuance of any certificate in accordance with this section and section
 185 10-145d there shall be paid to the board by or on behalf of the
 186 applicant a nonreturnable fee of two hundred dollars in the case of an
 187 applicant for an initial educator certificate, two hundred fifty dollars in
 188 the case of an applicant for a provisional educator certificate and three
 189 hundred seventy-five dollars in the case of an applicant for a
 190 professional educator certificate, except that applicants for certificates
 191 for teaching adult education programs mandated under [subdivision
 192 (1)] subparagraph (A) of subsection (a) of section 10-69 shall pay a fee
 193 of one hundred dollars; persons eligible for a certificate or
 194 endorsement for which the fee is less than that applied for shall receive
 195 an appropriate refund; persons not eligible for any certificate shall
 196 receive a refund of the application fee minus fifty dollars; and persons
 197 holding standard or permanent certificates on July 1, 1989, who apply
 198 for professional certificates to replace the standard or permanent
 199 certificates, shall not be required to pay such a fee. Upon application to
 200 the State Board of Education for the issuance of a subject area
 201 endorsement there shall be paid to the board by or on behalf of such
 202 applicant a nonreturnable fee of one hundred dollars. With each
 203 request for a duplicate copy of any such certificate or endorsement
 204 there shall be paid to the board a nonreturnable fee of fifty dollars.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	10-226h(c)
Sec. 2	<i>from passage</i>	PA 11-6, Sec. 70
Sec. 3	<i>from passage</i>	10-67(4) to (8)
Sec. 4	<i>from passage</i>	10-71(b)
Sec. 5	<i>from passage</i>	10-71a
Sec. 6	<i>from passage</i>	10-73a
Sec. 7	<i>from passage</i>	10-145b(m)

ED *Joint Favorable Subst.*