



General Assembly

February Session, 2012

**Raised Bill No. 303**

LCO No. 952

\*00952\_\_\_\_\_ED\_\*

Referred to Committee on Education

Introduced by:  
(ED)

***AN ACT CONCERNING BOARDS OF EDUCATION.***

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

1 Section 1. Subsection (h) of section 10-223e of the 2012 supplement  
2 to the general statutes is repealed and the following is substituted in  
3 lieu thereof (*Effective from passage*):

4 (h) (1) The State Board of Education may authorize the  
5 Commissioner of Education to reconstitute a local or regional board of  
6 education, pursuant to subdivision (2) of subsection (d) of this section  
7 and in accordance with the provisions of subdivision (2) of this  
8 subsection, for a period of not more than five years. The board shall  
9 not grant such authority to the commissioner unless the board has  
10 required the local or regional board of education to complete the  
11 training described in subparagraph (M) of subdivision (2) of  
12 subsection (c) of this section. Upon such authorization by the board,  
13 the commissioner shall terminate the existing local or regional board of  
14 education and appoint the members of a new local or regional board of  
15 education for the school district. Upon the termination of an existing  
16 local or regional board of education, the electoral process for such

17 board shall be suspended during the period of reconstitution. Such  
18 appointed members may include members of the board of education  
19 that was terminated. The terms of the members of the new board of  
20 education shall be three years. The Department of Education shall offer  
21 training to the members of the new board of education. The new board  
22 of education shall annually report to the commissioner regarding the  
23 district's progress toward meeting the benchmarks established by the  
24 State Board of Education pursuant to subsection (c) of this section and  
25 making adequate yearly progress, as defined in the state accountability  
26 plan prepared in accordance with subsection (a) of this section. [If the  
27 district fails to show adequate improvement, as determined by the  
28 State Board of Education, after three years] Not later than one hundred  
29 eighty days before the conclusion of the three-year term of the  
30 reconstituted board of education, the commissioner may reappoint the  
31 members of the new board of education or appoint new members to  
32 such board of education for terms of two years, to commence at the  
33 conclusion of the initial three-year term, if the district fails to show  
34 adequate improvement, as determined by the State Board of  
35 Education, after three years.

36 (2) Upon terminating an existing local or regional board of  
37 education pursuant to the provisions of subdivision (1) of this  
38 subsection, the commissioner shall notify the town clerk in the school  
39 district, or in the case of a regional board of education, the town clerk  
40 of each member town, and the office of the Secretary of the State of  
41 such termination. Such notice shall include the date of such  
42 termination and the positions terminated.

43 (3) Not later than one hundred seventy-five days before the  
44 conclusion of the term of the reconstituted board of education, the  
45 commissioner shall notify the town clerk in the school district, or in the  
46 case of a regional board of education, the town clerk of each member  
47 town, and the office of the Secretary of the State of the date that such  
48 period of reconstitution will conclude. Upon the conclusion of such  
49 period of reconstitution, the electoral process shall commence in

50 accordance with the provisions of section 9-164, except that if such  
51 notice is delivered before the time specified in section 9-391 to  
52 nominate candidates for municipal office in the year of a municipal  
53 election, such offices may be placed on the ballot of a regular election,  
54 as defined in section 9-1, with the approval of the legislative body of  
55 the municipality. Notwithstanding the provisions of chapter 146 and  
56 section 10-46, the legislative body of the municipality or municipalities  
57 involved shall determine the terms of office of the new members to be  
58 elected for such office.

59 (4) For purposes of this subsection, "electoral process" includes, but  
60 is not limited to, the nominations of candidates by political parties,  
61 nominating petitions, write-in candidacies, and the filling of vacancies  
62 on the board of education.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	10-223e(h)

**Statement of Purpose:**

To clarify the relationship between the reconstitution of boards of education and the electoral process.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*